Public Law 97-117
97th Congress

An Act

To amend the Federal Water Pollution Control Act to authorize funds for fiscal year 1982, and for other purposes.

Dec. 29, 1981
[H.R. 4503]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Municipal Wastewater Treatment Construction Grant Amendments of 1981.
33 USC 1251 note.

SHORT TITLE

SECTION 1. This Act may be cited as the "Municipal Wastewater Treatment Construction Grant Amendments of 1981".

ELIGIBLE CATEGORIES

SEC. 2. (a) Section 201(g)(1) of the Federal Water Pollution Control Act is amended by adding at the end thereof the following: "On and after October 1, 1984, grants under this title shall be made only for projects for secondary treatment or more stringent treatment, or any cost effective alternative thereto, new interceptors and appurtenances, and infiltration-in-flow correction. Notwithstanding the preceding sentence, the Administrator may make grants on and after October 1, 1984, for any project within the definition set forth in section 212(2) of this Act, other than for a project referred to in the preceding sentence, except that not more than 20 per centum (as determined by the Governor of the State) of the amount allotted to a State under section 205 of this Act for any fiscal year shall be obligated in such State under authority of this sentence.". 33 USC 1281. 33 USC 1292. 33 USC 1285.

(b) Section 211(c) of the Federal Water Pollution Control Act is amended by striking out "September 30, 1982," and inserting in lieu thereof "September 30, 1985,". 33 USC 1291.

GRANTS FOR STEPS 1 AND 2

SEC. 3. (a) Section 201 of the Federal Water Pollution Control Act is amended by adding a new subsection (l): 33 USC 1281

"(l)(1) After the date of enactment of this subsection, Federal grants shall not be made for the purpose of providing assistance solely for facility plans, or plans, specifications, and estimates for any proposed project for the construction of treatment works. In the event that the proposed project receives a grant under this section for construction, the Administrator shall make an allowance in such grant for non-Federal funds expended during the facility planning and advanced engineering and design phase at the prevailing Federal share under section 202(a) of this Act, based on the percentage of total project costs which the Administrator determines is the general experience for such projects. 33 USC 1282.

"(2)(A) Each State shall use a portion of the funds allotted to such State each fiscal year, but not to exceed 10 per centum of such funds, to advance to potential grant applicants under this title the costs of

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facility planning or the preparation of plans, specifications, and estimates.

"(B) Such an advance shall be limited to the allowance for such costs which the Administrator establishes under paragraph (1) of this subsection, and shall be provided only to a potential grant applicant which is a small community and which in the judgment of the State would otherwise be unable to prepare a request for a grant for construction costs under this section.

"(C) In the event a grant for construction costs is made under this section for a project for which an advance has been made under this paragraph, the Administrator shall reduce the amount of such grant by the allowance established under paragraph (1) of this subsection. In the event no such grant is made, the State is authorized to seek repayment of such advance on such terms and conditions as it may determine.".

MITIGATION AND SPECIAL PROCESSES

Grants.
33 USC 1281.

SEC. 4. Section 201 of the Federal Water Pollution Control Act is amended by adding the following new subsection:

"(m)(1) Notwithstanding any other provisions of this title, the Administrator is authorized to make a grant from any funds otherwise allotted to the State of California under section 205 of this Act to the project (and in the amount) specified in Order WQG 81-1 of the California State Water Resources Control Board.

33 USC 1285.

"(2) Notwithstanding any other provision of this Act, the Administrator shall make a grant from any funds otherwise allotted to the State of California to the city of Eureka, California, in connection with project numbered C-06-2772, for the purchase of one hundred and thirty-nine acres of property as environmental mitigation for siting of the proposed treatment plant.

"(3) Notwithstanding any other provision of this Act, the Administrator shall make a grant from any funds otherwise allotted to the State of California to the city of San Diego, California, in connection with that city's aquaculture sewage process (total resources recovery system) as an innovative and alternative waste treatment process.".

COMBINED SEWER OVERFLOW

33 USC 1281.

SEC. 5. Section 201 of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new subsection:

"(n)(1) On and after October 1, 1984, upon the request of the Governor of an affected State, the Administrator is authorized to use funds available to such State under section 205 to address water quality problems due to the impacts of discharges from combined storm water and sanitary sewer overflows, which are not otherwise eligible under this subsection, where correction of such discharges is a major priority for such State.

33 USC 1285.

"(2) Beginning fiscal year 1983, the Administrator shall have available $200,000,000 per fiscal year in addition to those funds authorized in section 207 of this Act te be utilized to address water quality problems of marine bays and estuaries subject to lower levels of water quality due to the impacts of discharges from combined storm water and sanitary sewer overflows from adjacent urban complexes, not otherwise eligible under this subsection. Such sums may be used as deemed appropriate by the Administrator as provided in paragraphs (1) and (2) of this subsection, upon the request of and demonstration of water quality benefits by the Governor of an affected State.".

Post, p. 1630.

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CAPITAL FINANCING

SEC. 6. Section 201 of the Federal Water Pollution Control Act is amended by adding at the end thereof the following: 33 USC 1281.

"(o) The Administrator shall encourage and assist applicants for grant assistance under this title to develop and file with the Administrator a capital financing plan which, at a minimum—

"(1) projects the future requirements for waste treatment services within the applicant's jurisdiction for a period of no less than ten years;

"(2) projects the nature, extent, timing, and costs of future expansion and reconstruction of treatment works which will be necessary to satisfy the applicant's projected future requirements for waste treatment services; and

"(3) sets forth with specificity the manner in which the applicant intends to finance such future expansion and reconstruction.".

FEDERAL SHARE

SEC. 7. The first sentence of section 202(a)(1) of the Federal Water Pollution Control Act is amended by inserting after "1971," the following: "and ending before October 1, 1984,". The first sentence of such section is further amended by inserting after "(as approved by the Administrator)," the following: "and for any fiscal year beginning on or after October 1, 1984, shall be 55 per centum of the cost of construction thereof (as approved by the Administrator),". Such section 202(a)(1) is further amended by adding at the end thereof the following new sentence: "Notwithstanding the first sentence of this paragraph, in any case where a primary, secondary, or advanced waste treatment facility or its related interceptors or a project for infiltration-in-flow correction has received a grant for erection, building, acquisition, alteration, remodeling, improvement, extension, or correction before October 1, 1984, all segments and phases of such facility, interceptors, and project for infiltration-in-flow correction shall be eligible for grants at 75 per centum of the cost of construction thereof.". 33 USC 1282.

INNOVATIVE AND ALTERNATIVE PROCESSES

SEC. 8. (a) Section 202(a)(2) of the Federal Water Pollution Control Act is amended by inserting after the first sentence the following: "The amount of any grant made after September 30, 1981, for any eligible treatment works or unit processes and techniques thereof utilizing innovative or alternative wastewater treatment processes and techniques referred to in section 201(g)(5) shall be a percentage of the cost of construction thereof equal to 20 per centum greater than the percentage in effect under paragraph (1) of this subsection for such works or unit processes and techniques, but in no event greater than 85 per centum of the cost of construction thereof.". 33 USC 1281.

(b) Section 202(a)(4) of the Federal Water Pollution Control Act is amended by striking out "in the fiscal years ending September 30, 1979, September 30, 1980, and September 30, 1981" and by striking out the last sentence. 33 USC 1282.

(c) Section 205(i) of the Federal Water Pollution Control Act is amended by striking out "and September 30, 1981," in the first sentence and inserting in lieu thereof "September 30, 1981, September 30, 1982, September 30, 1983, September 30, 1984, and September 30, 1985," and by striking out "from 75 per centum to 85 per centum", 33 USC 1285.

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and by adding at the end thereof the following: "Including the expenditures authorized by the first sentence of this subsection, a total (as determined by the Governor of the State) of not less than 4 per centum nor more than 7½ per centum of the funds allotted to such State for any fiscal year beginning after September 30, 1981, under subsection (c) of this section shall be expended only for increasing the Federal share of grants for construction of treatment works pursuant to section 202(a)(2) of this Act.".

33 USC 1292.

(d) Section 212(1) of the Federal Water Pollution Control Act is amended by inserting after "procedures," the following: "field testing of innovative or alternative waste water treatment processes and techniques meeting guidelines promulgated under section 304(d)(3) of this Act,".

33 USC 1314

COMBINED STEP 2 AND 3 GRANTS

94 Stat. 2362.
33 USC 1283.

SEC. 9. Section 203(a) of the Federal Water Pollution Control Act is amended by striking "$4,000,000" and inserting in lieu thereof "$8,000,000". The last sentence of such section 203(a) is hereby repealed.

RESERVE CAPACITY

33 USC 1284.

SEC. 10. (a) Section 204(a)(5) of the Federal Water Pollution Control Act is amended by striking out the semicolon at the end thereof and inserting in lieu thereof a period and the following: "Beginning October 1, 1984, no grant shall be made under this title to construct that portion of any treatment works providing reserve capacity in excess of existing needs (including existing needs of residential, commercial, industrial, and other users) on the date of approval of a grant for the erection, building, acquisition, alteration, remodeling, improvement, or extension of a project for secondary treatment or more stringent treatment or new interceptors and appurtenances, except that in no event shall reserve capacity of a facility and its related interceptors to which this subsection applies be in excess of existing needs on October 1, 1990. In any case in which an applicant proposes to provide reserve capacity greater than that eligible for Federal financial assistance under this title, the incremental costs of the additional reserve capacity shall be paid by the applicant;".

(b) Section 204 of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new subsection:

"(c) The next to the last sentence of paragraph (5) of subsection (a) of this section shall not apply in any case where a primary, secondary, or advanced waste treatment facility or its related interceptors has received a grant for erection, building, acquisition, alteration, remodeling, improvement, or extension before October 1, 1984, and all segments and phases of such facility and interceptors shall be funded based on a 20-year reserve capacity in the case of such facility and a 20-year reserve capacity in the case of such interceptors, except that, if a grant for such interceptors has been approved prior to the date of enactment of the Municipal Wastewater Treatment Construction Grant Amendments of 1981, such interceptors shall be funded based on the approved reserve capacity not to exceed 40 years.".

Ante, p. 1623.

94 Stat. 2361.
33 USC 1281.
Expiration date.

(c) Section 201(k) of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new sentence: "This subsection shall not be in effect after November 15, 1981.".

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BRAND NAME

SEC. 11. Section 204(a)(6) of the Federal Water Pollution Control Act is amended by striking out ", or at least two brand names or trade names of comparable quality or utility are listed and are followed by the words 'or equal'" and by adding at the end thereof the following: "When in the judgment of the grantee, it is impractical or uneconomical to make a clear and accurate description of the technical requirements, a 'brand name or equal' description may be used as a means to define the performance or other salient requirements of a procurement, and in doing so the grantee need not establish the existence of any source other than the brand or source so named.". 33 USC 1284.

ENGINEERING PERFORMANCE

SEC. 12. Section 204 of the Federal Water Pollution Control Act is amended by adding the following new subsection:

"(d)(1) A grant for the construction of treatment works under this title shall provide that the engineer or engineering firm supervising construction or providing architect engineering services during construction shall continue its relationship to the grant applicant for a period of one year after the completion of construction and initial operation of such treatment works. During such period such engineer or engineering firm shall supervise operation of the treatment works, train operating personnel, and prepare curricula and training material for operating personnel. Costs associated with the implementation of this paragraph shall be eligible for Federal assistance in accordance with this title.

"(2) On the date one year after the completion of construction and initial operation of such treatment works, the owner and operator of such treatment works shall certify to the Administrator whether or not such treatment works meet the design specifications and effluent limitations contained in the grant agreement and permit pursuant to section 402 of the Act for such works. If the owner and operator of such treatment works cannot certify that such treatment works meet such design specifications and effluent limitations, any failure to meet such design specifications and effluent limitations shall be corrected in a timely manner, to allow such affirmative certification, at other than Federal expense. 33 USC 1342.

"(3) Nothing in this section shall be construed to prohibit a grantee under this title from requiring more assurances, guarantees, or indemnity or other contractual requirements from any party to a contract pertaining to a project assisted under this title, than those provided under this subsection.".

ALLOTMENT FORMULA

SEC. 13. (a) Section 205(c) of the Federal Water Pollution Control Act is amended by inserting "(1)" after "(c)" and by adding at the end thereof the following new paragraph: 33 USC 1285.

"(2) Sums authorized to be appropriated pursuant to section 207 for the fiscal years 1982, 1983, 1984, and 1985 shall be allotted for each such year by the Administrator not later than the tenth day which begins after the date of enactment of the Municipal Wastewater Treatment Construction Grant Amendments of 1981. Notwithstanding any other provision of law, sums authorized for the fiscal year ending September 30, 1982, shall be allotted in accordance with table 3 of Committee Print Numbered 95-30 of the Committee on Public *Post*, p. 1630.

Works and Transportation of the House of Representatives. Sums authorized for the fiscal years ending September 30, 1983, September 30, 1984, and September 30, 1985, shall be allotted in accordance with the following table:

States:	Fiscal years 1983 through 1985
Alabama	.011398
Alaska	.006101
Arizona	.006885
Arkansas	.006668
California	.072901
Colorado	.008154
Connecticut	.012487
Delaware	.004965
District of Columbia	.004965
Florida	.034407
Georgia	.017234
Hawaii	.007895
Idaho	.004965
Illinois	.046101
Indiana	.024566
Iowa	.013796
Kansas	.009201
Kentucky	.012973
Louisiana	.011205
Maine	.007788
Maryland	.024653
Massachusetts	.034608
Michigan	.043829
Minnesota	.018735
Mississippi	.009184
Missouri	.028257
Montana	.004965
Nebraska	.005214
Nevada	.004965
New Hampshire	.010186
New Jersey	.041654
New Mexico	.004965
New York	.113097
North Carolina	.018396
North Dakota	.004965
Ohio	.057383
Oklahoma	.008235
Oregon	.011515
Pennsylvania	.040377
Rhode Island	.006750
South Carolina	.010442
South Dakota	.004965
Tennessee	.014807
Texas	.038726
Utah	.005371
Vermont	.004965
Virginia	.020861
Washington	.017726
West Virginia	.015890
Wisconsin	.027557
Wyoming	.004965
Samoa	.000915
Guam	.000662
Northern Marianas	.000425
Puerto Rico	.013295
Pacific Trust Territories	.001305
Virgin Islands	.000531
United States totals	.999996

33 USC 1285.

(b) Section 205(e) of the Federal Water Pollution Control Act is amended by striking out "and 1981" each of the two places it appears and inserting in lieu thereof at each such place "1981, 1982, 1983, 1984, and 1985".

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STATE ADMINISTRATION GRANTS

SEC. 14. (a) The first sentence of section 205(g)(1) of the Federal Water Pollution Control Act is amended by inserting immediately after "October 1, 1977," the following: "except in the case of any fiscal year beginning on or after October 1, 1981, and ending before October 1, 1985, in which case the percentage authorized to be reserved shall not exceed 4 per centum.". 33 USC 1285.

(b) Section 205(g)(1) of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new sentence: "Sums authorized to be reserved by this paragraph shall be in addition to and not in lieu of any other funds which may be authorized to carry out this subsection.".

WATER QUALITY MANAGEMENT PLANNING

SEC. 15. Section 205 of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new subsection:

"(j)(1) The Administrator shall reserve each fiscal year not to exceed 1 per centum of the sums allotted and available for obligation to each State under this section for each fiscal year beginning on or after October 1, 1981, or $100,000, whicbever amount is the greater.

"(2) Such sums shall be used by the Administrator to make grants to the States to carry out water quality management planning, including, but not limited to—

"(A) identifying most cost effective and locally acceptable facility and non-point measures to meet and maintain water quality standards;

"(B) developing an implementation plan to obtain State and local financial and regulatory commitments te implement measures developed under subparagraph (A);

"(C) determining the nature, extent, and causes of water quality problems in various areas of the State and interstate region, and reporting on these annually; and

"(D) determining those publicly owned treatment works which should be constructed with assistance under this title, in which areas and in what sequence, taking into account the relative degree of effluent reduction attained, the relative contributions to water quality of other point or nonpoint sources, and the consideration of alternatives to such construction, and implementing section 303(e) of this Act. 33 USC 1313.

"(3) In carrying out planning with grants made under paragraph (2) of this subsection, a State shall develop jointly with local, regional, and interstate entities, a plan for carrying out the program and give funding priority to such entities and designated or undesignated public comprehensive planning organizations to carry out the purposes of this subsection.

"(4) All activities undertaken under this subsection shall be in coordination with other related provisions of this Act.".

CONVENTION CENTER

SEC. 16. Section 205 of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new subsection: 33 USC 1285.

"(k) The Administrator shall allot to the State of New York from sums authorized to be appropriated for the fiscal year ending September 30, 1982, an amount necessary to pay the entire cost of conveying sewage from tbe Convention Conter of the city of New York to the

Newtown sewage treatment plant, Brooklyn-Queens area, New York. The amount allotted under this subsection shall be in addition to and not in lieu of any other amounts authorized to be allotted to such State under this Act.".

AUTHORIZATION

Ante, p. 764.
33 USC 1287.

SEC. 17. Section 207 of the Federal Water Pollution Control Act is amended by striking out all that follows "$2,548,837,000;" and inserting in lieu thereof "and for the fiscal years ending September 30, 1982, September 30, 1983, September 30, 1984, and September 30, 1985, not to exceed $2,400,000,000 per fiscal year.".

WATER QUALITY PRIORITY

33 USC 1296.

SEC. 18. Section 216 of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new sentence: "It is the policy of Congress that projects for wastewater treatment and management undertaken with Federal financial assistance under this Act by any State, municipality, or intermunicipal or interstate agency shall be projects which, in the estimation of the State, are designed to achieve optimum water quality management, consistent with the public health and water quality goals and requirements of the Act.".

COST EFFECTIVENESS

SEC. 19. Title II of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new section:

"COST EFFECTIVENESS

Waste treatment system.
33 USC 1298.

"SEC. 218. (a) It is the policy of Congress that a project for waste treatment and management undertaken with Federal financial assistance under this Act by any State, municipality, or intermunicipal or interstate agency shall be considered as an overall waste treatment system for waste treatment and management, and shall be that system which constitutes the most economical and cost-effective combination of devices and systems used in the storage, treatment, recycling, and reclamation of municipal sewage or industrial wastes of a liquid nature te implement section 201 of this Act, or necessary to recycle or reuse water at the most economical cost over the estimated life of the works, including intercepting sewers, outfall sewers, sewage collection systems, pumping power, and other equipment, and their appurtenances; extension, improvements, remodeling, additions, and alterations thereof; elements essential to provide a reliable recycled supply such as standby treatment units and clear well facilities; and any works, including site acqmisition of the land that will be an integral part of the treatment process (including land use for the storage of treated wastewater in land treatment systems prior to land application) or which is used for ultimate disposal of residues resulting from such treatment; water efficiency measures and devices; and any other method or system for preventing, abating, reducing, storing, treating, separating, or disposing of municipal waste, including storm water runoff, or industrial waste, including waste in combined storm water and sanitary sewer systems; to meet the requirements of this Act.

33 USC 1281.

"(b) In accordance with the policy set forth in subsection (a) of this section, before the Administrator approves any grant to any State, municipality, or intermunicipal or interstate agency for the erection,

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building, acquisition, alteration, remodeling, improvement, or extension of any treatment works the Administrator shall determine that the facilities plan of which such treatment works are a part constitutes the most economical and cost-effective combination of treatment works over the life of the project to meet the requirements of this Act, including, but not limited to, consideration of construction costs, operation, maintenance, and replacement costs.

"(c) In furtheranco of the policy set forth in subsection (a) of this section, the Administrator shall require value engineering review in connection with any treatment works, prior to approval of any grant for the erection, building, acquisition, alteration, remodeling, improvement, or extension of such treatment works, in any case in which the cost of such erection, building, acquisition, alteration, remodeling, improvement, or extension is projected to be in excess of $10,000,000. For purposes of this subsection, the term 'value engineering review' means a specialized cost control technique which uses a systematic and creative approach to identify and to focus on unnecessarily high cost in a project in order to arrive at a cost saving without sacrificing the reliability or efficiency of the project.

"Value engineering review."

"(d) This section applies to projects for waste treatment and management for which no treatment works including a facilities plan for such project have received Federal financial assistance for the preparation of construction plans and specifications under this Act before the date of enactment of this section.".

STATE CERTIFICATION

SEC. 20. Title II of the Federal Water Pollution Control Act is amended by adding at the end thereof the following new section:

"STATE CERTIFICATION OF PROJECTS

"SEC. 219. Whenever the Governor of a State which has been delegated sufficient authority to administer the construction grant program under this title in that State certifies to the Administrator that a grant application meets applicable requirements of Federal and State law for assistance under this title, the Administrator shall approve or disapprove such application within 45 days of the date of receipt of such application. If the Administrater does not approve or disapprove such application within 45 days of receipt, the application shall be deemed approved. If the Administrator disapproves such application the Administrator shall state in writing the reasons for such disapproval. Any grant approved or deemed approved under this section shall be subject to amounts provided in appropriation Acts.".

33 USC 1299.

MUNICIPAL COMPLIANCE DEADLINE

SEC. 21. (a) Section 301(i) of the Federal Water Pollution Control Act is amended by striking out "July 1, 1983," each place it appears and inserting in lieu thereof "July 1, 1988,". The amendment made by this subsection shall not be interpreted or applied to extend the date for compliance with section 301(b)(1) (B) or (C) of the Federal Water Pollution Control Act beyond schedules for compliance in effect as of the date of enactment of this Act, except in cases where reductions in the amount of financial assistance under this Act or changed conditions affecting the rate of construction beyond the control of the owner or operator will make it impossible to complete construction by July 1, 1983.

33 USC 1311.
33 USC 1311 note.

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33 USC 1311.

(b) Section 301(b)(2)(B) of the Federal Water Pollution Control Act is repealed.

OCEAN DISCHARGES

SEC. 22. (a) Section 301(h) of the Federal Water Pollution Control Act is amended in the portion preceding paragraph (1) by striking out "in an existing discharge".

(b) Such section 301(h) is amended by striking out the semicolon at the end of paragraph (7) and inserting in lieu thereof a period and by striking out paragraph (8).

(c) Such section 301(h) is further amended by adding at the end thereof the following: "A municipality which applies secondary treatment shall be eligible to receive a permit pursuant to this subsection which modifies the requirements of subsection (b)(1)(B) of this section with respect to the discharge of any pollutant from any treatment works owned by such municipality into marine waters. No permit issued under this subsection shall authorize the discharge of sewage sludge into marine waters.".

(d) Section 301(j)(1) of the Federal Water Pollution Control Act is amended by striking out clause (A) and inserting in lieu thereof the following new clause:

"(A) subsection (b)(1)(B) under subsection (h) of this section shall be filed not later that the 365th day which begins after the date of enactment of the Municipal Wastewater Treatment Construction Grant Amendments of 1981;".

Effective date. 33 USC 1311 note.

(e) The amendments made by this section shall take effect on the date of enactment of this Act, except that no applicant, other than the city of Avalon, California, who applies after the date of enactment of this Act for a permit pursuant to subsection (h) of section 301 of the Federal Water Pollution Control Act which modifies the requirements of subsection (b)(1)(B) of section 301 of such Act shall receive such permit during the one-year period which begins on the date of enactment of this Act.

SECONDARY TREATMENT DEFINITION

33 USC 1314.

SEC. 23. Section 304(d) of the Federal Water Pollution Control Act is amended by adding the following new paragraph:

"(4) For the purposes of this subsection, such biological treatment facilities as oxidation ponds, lagoons, and ditches and trickling filters shall be deemed the equivalent of secondary treatment. The Administrator shall provide guidance under paragraph (1) of this subsection on design criteria for such facilities, taking into account pollutant removal efficiencies and, consistent with the objective of the Act, assuring that water quality will not be adversely affected by deeming such facilities as the equivalent of secondary treatment.".

REVISED WATER QUALITY STANDARDS

33 USC 1313a.

33 USC 1313.

SEC. 24. The review, revision, and adoption or promulgation of revised or new water quality standards pursuant to section 303(c) of the Federal Water Pollution Control Act shall be completed by the date three years after the enactment of the Municipal Wastewater Treatment Construction Grant Amendments of 1981. No grant shall be made under title II of the Federal Water Pollution Control Act after such date until water quality standards are reviewed and revised pursuant to section 303(c), except where the State has in good faith submitted such revised water quality standards and the Admin-

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istrator has not acted to approve or disapprove such submission within one hundred and twenty days of receipt.

NEEDS SURVEY

SEC. 25. The Administrator of the Environmental Protection Agency shall submit to the Congress, not later than December 31, 1982, a report containing the detailed estimates, comprehensive study, and comprehensive analysis required by section 516(b) of the Federal Water Pollution Control Act, including an estimate of the total cost and the amount of Federal funds necessary for the construction of needed publicly owned treatment facilities. Such report shall be prepared in the same manner as is required by such section and shall reflect the changes made in the Federal water pollution control program by this Act and the amendments made by this Act. In preparing this report, the Administrator shall give emphasis to the effects of the amendment made by section 2(a) of this Act in addressing water quality needs adequately and appropriately.

Report to Congress. 33 USC 1375 note.

33 USC 1375.

JUDICIAL NOTICE

SEC. 26. It is the sense of Congress that judicial notice should be taken of this Act and of the amendments to the Federal Water Pollution Control Act made by this Act, including reduced authorization levels under section 207 of such Act, and that the parties to Federal consent decrees establishing a deadline, schedule, or timetable for the construction of publicly owned treatment works are encouraged to reexamine the provisions of such consent decrees and, where required by equity, to make appropriate adjustments in such provisions.

Ante, p. 1630.

BATH TOWNSHIP

SEC. 27. For purposes of the Federal Water Pollution Control Act, the project for publicly owned treatment works for Bath Township, Michigan, shall be eligible for payments from sums allocated to the State of Michigan under such Act in an amount equal to the amount such works would be eligible for under section 202 of such Act if such works were to be constructed after the date of enactment of this Act, at the original construction cost.

33 USC 1282.

Approved December 29, 1981.

LEGISLATIVE HISTORY—H.R. 4503 (S. 1716):

HOUSE REPORTS: No. 97-270 (Comm. on Public Works and Transportation) and No. 97-408 (Comm. of Conference).
SENATE REPORT No. 97-204 accompanying S. 1716 (Comm. on Environment and Public Works).
CONGRESSIONAL RECORD, Vol. 127 (1981):
Oct. 27, considered and passed House; S. 1716 considered and passed Senate.
Oct. 29, considered and passed Senate, amended, in lieu of S. 1716.
Dec. 16, House and Senate agreed to conference report.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 17, No. 53 (1981):
Dec. 29, Presidential statement.

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Public Law 97-118
97th Congress

An Act

Dec. 29, 1981
[H.R. 4506]

To name the lock and dam authorized to replace locks and dam 26, Mississippi River, Alton, Illinois, as "Melvin Price Lock and Dam".

Melvin Price Lock and Dam.
92 Stat. 1695.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lock and dam, authorized by section 102 of Public Law 95-502, to replace locks and dam 26, Mississippi River, Alton, Illinois, shall hereafter be known as Melvin Price Lock and Dam. Any law, regulation, map, document, or record of the United States in which such lock and dam is referred to shall be held and considered to refer to such lock and dam as "Melvin Price Lock and Dam".

Effective date.

SEC. 2. This Act shall become effective upon the date of termination of service in the United States Congress of Melvin Price.

Approved December 29, 1981.

LEGISLATIVE HISTORY—H.R. 4506:

HOUSE REPORT No. 97-322 (Comm. on Public Works and Transportation).
CONGRESSIONAL RECORD, Vol. 127 (1981):
Nov. 16, considered and passed House.
Dec. 16, considered and passed Senate.

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