

*** DRAFT - NOT YET FILED ***

TO BE RESCINDED

3745-32-03

Section 401 water quality certification exemptions.

No section 401 water quality certification need be obtained if:

- (A) The secretary of the army has issued a general permit pursuant to section 404(e) of the Federal Water Pollution Control Act; or
- (B) The discharge of dredged or fill material is part of the construction of a federal project specifically authorized by congress, provided the effects of such discharge are included in an environmental impact statement submitted to congress prior to the actual discharge.

Effective:

Five Year Review (FYR) Dates:

Certification

Date

Promulgated Under:	119.03
Statutory Authority:	6111.03
Rule Amplifies:	6111.03
Prior Effective Dates:	none