

119TH CONGRESS
1ST SESSION

S. 1672

To amend the Federal Water Pollution Control Act to clarify that a permit is not required under the National Pollutant Discharge Elimination System for a discharge resulting from the aerial application of certain products used for fire control and suppression, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 8, 2025

Ms. LUMMIS (for herself, Mr. RISCH, Mr. CRAPO, Mr. DAINES, Mr. SHEEHY, and Mr. BARRASSO) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Federal Water Pollution Control Act to clarify that a permit is not required under the National Pollutant Discharge Elimination System for a discharge resulting from the aerial application of certain products used for fire control and suppression, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Forest Protection and
5 Wildland Firefighter Safety Act of 2025”.

1 **SEC. 2. LIMITATION ON PERMIT REQUIREMENT.**

2 Section 402(l)(3) of the Federal Water Pollution
3 Control Act (33 U.S.C. 1342(l)(3)) is amended—

4 (1) in subparagraph (A)—

5 (A) by striking “this section for a dis-
6 charge from” and inserting the following: “this
7 section for—

8 “(i) a discharge from”;

9 (B) in clause (i) (as so designated), by
10 striking the period at the end and inserting “;
11 or”; and

12 (C) by adding at the end the following:

13 “(ii) a discharge resulting from the
14 aerial application of a product used for fire
15 control and suppression purposes that ap-
16 pears on the most current applicable Quali-
17 fied Products List maintained by the For-
18 est Service (or any successor list).”; and

19 (2) in subparagraph (C)—

20 (A) by striking “(C) The authorization”
21 and inserting the following:

22 “(C) APPLICABILITY.—The authorization”;

23 (B) by striking “Section 505(a)” and in-
24 serting “section 505(a)”;

25 (C) by striking “402(p)(6)” and inserting
26 “subsection (p)(6)”;

- 1 (D) by striking “402(l)(3)(A)” each place
- 2 it appears and inserting “subparagraph (A)”.

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