

## **Brief Explanation**

H.R. 872, the Reducing Regulatory Burdens Act of 2011, clarifies Congressional intent regarding the regulation of the use of pesticides in or near navigable waters.

### **SEC. 1**

Section 1 is the short title.

### **SEC. 2**

Section 2 amends the Federal Insecticide, Fungicide, and Rodenticide Act by adding a new paragraph (5) to the end of section 3(f) that prohibits the Administrator or a State from requiring a permit under the Federal Water Pollution Control Act for pesticide applications authorized under the Federal Insecticide, Fungicide and Rodenticide Act, except in certain instances.

### **SEC. 3**

Section 3 is within the sole jurisdiction of the House Committee on Transportation and Infrastructure. The section amends the Federal Water Pollution Control Act by adding a new subsection (s) to section 402. Subsection (s) prohibits the Administrator or a State from requiring a permit under section 402 for the application into navigable waters of a pesticide applications authorized under the Federal Insecticide, Fungicide, and Rodenticide Act. Subsection (s)(2) provides exceptions for certain instances.