119TH CONGRESS
1ST SESSION

S. _____

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

Ms. LUMMIS introduced the following bill; which was read twice and referred to the Committee on _____

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.

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

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Forest Protection and Wildland Firefighter Safety Act of 2025''.

SEC. 2. LIMITATION ON PERMIT REQUIREMENT.

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

(1) in subparagraph (A)—

(A) by striking ''this section for a discharge from'' and inserting the following: ''this section for—

''(i) a discharge from'';

(B) in clause (i) (as so designated), by striking the period at the end and inserting ''; or''; and

(C) by adding at the end the following:

''(ii) a discharge resulting from the aerial application of a product used for fire control and suppression purposes that appears on the most current applicable Qualified Products List maintained by the Forest Service (or any successor list).''; and

(2) in subparagraph (C)—

(A) by striking ''(C) The authorization'' and inserting the following:

''(C) APPLICABILITY.—The authorization'';

(B) by striking ''Section 505(a)'' and inserting ''section 505(a)'';

(C) by striking ''402(p)(6)'' and inserting ''subsection (p)(6)''; and

(D) by striking ‘‘402(l)(3)(A)’’ each place it appears and inserting ‘‘subparagraph (A)’’.