

Message

From: Bennett, Tate [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=1FA92542F7CA4D01973B18B2F11B9141-BENNETT, EL]
Sent: 6/27/2017 4:35:43 PM
To: Mullins, Jerry [jmullins@nma.org]
CC: Nolan, Rich [RNolan@nma.org]
Subject: RE: Can I give one of you a buzz?

Just talked to Luke. All good!

From: Mullins, Jerry [mailto:jmullins@nma.org]
Sent: Tuesday, June 27, 2017 12:31 PM
To: Bennett, Tate <Bennett.Tate@epa.gov>
Cc: Nolan, Rich <RNolan@nma.org>
Subject: Re: Can I give one of you a buzz?

Feel free to call me at Ex. 6 I'm at Western Govs in Montana.

On Jun 27, 2017, at 9:24 AM, Bennett, Tate <Bennett.Tate@epa.gov> wrote:

--The Environmental Protection Agency, Department of Army, and Army Corps of Engineers (the agencies) are proposing a rule to repeal the Clean Water Rule and re-codify the regulatory text that existed prior to 2015 defining "waters of the United States."

--This action would provide regulatory continuity and certainty in the interim pending a second rulemaking in which the agencies will engage in a substantive re-evaluation of the definition of "waters of the United States."

--The proposed rule would be implemented in accordance with Supreme Court decisions, agency guidance, and longstanding practice.

--This proposed rule follows the February 28, 2017, Presidential Executive Order on "Restoring the Rule of Law, Federalism, and Economic Growth by Reviewing the 'Waters of the United States' Rule."

--The February Order states that it is in the national interest to ensure that the Nation's navigable waters are kept free from pollution, while at the same time promoting economic growth, minimizing regulatory uncertainty, and showing due regard for the roles of Congress and the States under the Constitution. To meet these objectives, the agencies intend to follow an expeditious, two-step process that will provide certainty across the country.

--The proposed rule would recodify the identical regulatory text that was in place prior to the 2015 Clean Water Rule and that is currently in place as a result of the U.S. Court of Appeals for the Sixth Circuit's stay of the 2015 rule. Therefore, this action, when final, will not change current practice with respect to how the definition applies.

Elizabeth Tate Bennett
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