(P) Pursuant to section 401 of the Federal Water Pollution Control Act, do both any of the following:

(1) Issue, or deny a section 401 water quality certification to, or waive a section 401 water quality certification, pursuant to an appealable action, for any applicant for a federal license or permit to conduct any activity that may result in any discharge into the waters of the state. Any waiver shall contain a justification for the action that the discharge will comply with the Federal Water Pollution Control Act;

(2) Revoke, transfer, or, at the request or concurrence of the water quality certification holder, transfer or modify a section 401 water quality certification.

(3) Revoke a section 401 water quality certification when the director determines that the certification approval was based on false or misleading information.

Change was made based on the written comments by the Ohio Environmental Council – (1)

Change was made based on the comments by Chris Schraff, Porter Wright during the Senate Bill 333 surface water interested party meeting – (3)