

112TH CONGRESS  
1ST SESSION

# H. R. 1405

To prohibit the Environmental Protection Agency from regulating coal combustion byproducts as hazardous waste under subtitle C of the Solid Waste Disposal Act, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 2011

Mr. LATTA introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To prohibit the Environmental Protection Agency from regulating coal combustion byproducts as hazardous waste under subtitle C of the Solid Waste Disposal Act, 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,*

1 **SECTION 1. NO REGULATION OF COAL COMBUSTION BY-**  
2 **PRODUCTS AS HAZARDOUS WASTE UNDER**  
3 **SUBTITLE C OF THE SOLID WASTE DISPOSAL**  
4 **ACT.**

5 Section 3001(b)(3) of the Solid Waste Disposal Act  
6 (42 U.S.C. 6921(b)(3)) is amended by adding the fol-  
7 lowing at the end thereof:

8 “(D) Notwithstanding the provisions of paragraph  
9 (1) or any other provision of this paragraph, fly ash waste,  
10 bottom ash waste, slag waste, and flue gas emission con-  
11 trol waste generated primarily from the combustion of coal  
12 shall not be subject to regulation under this subtitle.”.

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