



~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MS. SCHAKOWSKY OF ILLINOIS~~

AMENDMENT NO. 1

After section 1, insert the following section (and re-designate the subsequent sections, and conform internal cross-references, accordingly):

1 **SEC. 2. FINDING.**

2 The Congress finds that mercury released into the
3 ambient air from industrial boilers and waste incinerators
4 addressed by the rules listed in section 2(b) of this Act
5 is a potent neurotoxin that can damage the development
6 of an infant's brain.



Donna Edwards

~~AMENDMENT TO H.R. 2250, AS REPORTED~~

OFFERED BY, M.S. Donna F. Edwards

AMENDMENT NO. 2

After section 1, insert the following section (and re-designate subsequent sections, and conform internal cross-references, accordingly):

1 **SEC. 2. FINDING.**

2 The Congress finds that, according to the Environ-
3 mental Protection Agency's analysis of the impacts of the
4 final rules specified in section 3(b)(1) and section
5 (3)(b)(2) on employment, based on peer-reviewed lit-
6 erature, such rules would create 2,200 net additional jobs,
7 not including the jobs created to manufacture and install
8 equipment to reduce air pollution.



~~AMENDMENT TO H.R. 2250, AS REPORTED~~
OFFERED BY, MS. JACKSON LEE OF TEXAS

AMENDMENT NO. 3

Page 6, lines 23 and 24, strike “not earlier than 5 years after the effective date of the regulation” and insert “not later than 3 years after the regulation is promulgated as final”.



Shela Jackson Lee

Mike Doyle

~~Kathy Casto~~

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MR. DOYLE OF PENNSYLVANIA AND~~
~~MS. CASTOR OF FLORIDA~~

AMENDMENT NO. 4

Page 6, beginning on line 20, strike paragraph (1) and insert the following paragraphs (and redesignate the subsequent paragraph accordingly):

1 (1) shall establish a date for compliance with
2 standards and requirements under such regulation
3 in accordance with section 112(i)(3) of the Clean Air
4 Act (42 U.S.C. 7412(i)(3));

5 (2) may, if the Administrator determines there
6 is a compelling reason to extend the date for such
7 compliance, provide an extension, in addition to any
8 extension under section 112(i)(3)(B) of such Act (42
9 U.S.C. 7412(i)(3)(B)), extending the date for such
10 compliance up to one year, but in no case beyond the
11 date that is 5 years after the effective date of such
12 regulation; and





~~AMENDMENT TO H.R. 2250, AS REPORTED~~

OFFERED BY: Mr. Blumenauer

AMENDMENT NO. 5

After section 1, insert the following section (and re-designate the subsequent sections accordingly):

1 **SEC. 2. FINDINGS.**

2 The Congress finds the following:

3 (1) Section 112(e) of the Clean Air Act (42
4 U.S.C. 7412(e)) requires the rules specified in sec-
5 tion 3(b)(1) and (2) to be promulgated no later than
6 the year 2000, and section 112(i) of such Act (42
7 U.S.C. 7412(i)) requires emissions reductions man-
8 dated by such rules to be achieved no later than
9 2003.

10 (2) Section 129 of the Clean Air Act (42 U.S.C.
11 7429) requires the rule specified in section 3(b)(3)
12 to be promulgated no later than the year 1994, and
13 section 112(f) of such Act (42 U.S.C. 7412(f)) re-
14 quires emissions reductions mandated by such rule
15 to be achieved no later than 1999.

Page 6, line 18, strike "section 2" and insert "sec-
tion 3".

Page 7, line 21, strike “section 2(a)(1)” and insert “section 3(a)(1)”.

Page 8, line 14, strike “section 2(a)” and insert “section 3(a)”.

Page 8, line 16, strike “section 2(b)” and insert “section 3(b)”.

Page 9, line 9, strike “section 2(a)” and insert “section 3(a)”.

Page 9, line 20, strike “section 2(a)” and insert “section 3(a)”.



Bob J. Rush

AMENDMENT TO H.R. 2250, ~~AS REPORTED~~
OFFERED BY ~~MR. RUSH OF ILLINOIS~~

AMENDMENT NO. 6

At the end of section 5, add the following:

1 (c) RULE OF CONSTRUCTION.—This section is in-
2 tended to supplement the provisions of, and shall not be
3 construed to supersede any requirement, limitation, or
4 other provision of, sections 112 and 129 of the Clean Air
5 Act (42 U.S.C. 7412, 7429).



Mike Quigley

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MR. QUIGLEY OF ILLINOIS~~

AMENDMENT NO. 7

At the end of the bill, add the following section:

- 1 **SEC. 6. PROTECTION FROM AVOIDABLE CASES OF CANCER.**
- 2 Notwithstanding any other provision of this Act, the
- 3 Administrator shall not delay actions pursuant to the rules
- 4 identified in section 2(b) of this Act to reduce emissions
- 5 from waste incinerators or industrial boilers at chemical
- 6 facilities, oil refineries, or large manufacturing facilities
- 7 if such emissions are increasing the risk of cancer.



Huy G. Wapn

~~AMENDMENT TO H.R. 2250, AS REPORTED~~

OFFERED BY MR. WAXMAN

AMENDMENT NO. 8

After section 1, insert the following section (and re-designate the subsequent sections, and conform internal cross-references, accordingly):

1 **SEC. 2. FINDING.**

2 The Congress finds that, according to the Environ-
3 mental Protection Agency, if the rule specified in section
4 3(b)(1) remains in effect, it will yield annual public health
5 benefits of \$22 billion to \$54 billion, while the costs of
6 such rule are \$1.9 billion.



Henry G. Waxman

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MR. WAXMAN OF CALIFORNIA~~

AMENDMENT NO. 9

At the end of the bill, add the following section:

1 **SEC. 6. PROTECTION FOR INFANTS AND CHILDREN.**

2 Notwithstanding any other provision of this Act, the
3 Administrator shall not delay actions pursuant to the rules
4 identified in section 2(b) of this Act to reduce emissions
5 from waste incinerators or industrial boilers at chemical
6 facilities, oil refineries, or large manufacturing facilities
7 if such emissions are harming brain development or caus-
8 ing learning disabilities in infants or children.



Henry G. Waxman

AMENDMENT TO H.R. 2250, ~~AS REPORTED~~

OFFERED BY: MR. WAXMAN

AMENDMENT NO. 10

At the end of the bill, add the following section:

1 SEC. 6. DETERMINATION; AUTHORIZATION.

2 Not later 10 days after the date of enactment of this
3 Act, the Director of the Office of Management and Budg-
4 et, in consultation with the Chief Financial Officer of the
5 Environmental Protection Agency, the Comptroller Gen-
6 eral of the United States, and the Director of the Congres-
7 sional Budget Office, shall make a determination regard-
8 ing whether this Act authorizes the appropriation of funds
9 to implement this Act and, if so, whether this Act reduces
10 an existing authorization of appropriations by an offset-
11 ting amount. The provisions of this Act shall cease to be
12 effective if it is determined that this Act authorizes the
13 appropriation of funds without an offsetting reduction in
14 an existing authorization of appropriations.



Henry G. Waxman

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MR. WAXMAN OF CALIFORNIA~~

AMENDMENT No. 11

At the end of the bill, add the following section:

1 **SEC. 6. COMPLIANCE WITH CUT-GO.**

2 If this Act authorizes the appropriation of funds to
3 implement this Act and does not reduce an existing au-
4 thorization of appropriations to offset that amount, then
5 the provisions of this Act shall cease to be effective.



~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MR. ELLISON OF MINNESOTA~~

AMENDMENT NO. 12

Page 6, line 24, insert “, except that the date for compliance with standards and requirements under such regulation may be earlier than 5 years after the effective date of the regulation if the Administrator finds that such regulation will create more than 1,000 jobs” after “regulation”.



Keith Ellison

~~AMENDMENT TO H.R. 2250, AS REPORTED~~

~~OFFERED BY MR. ELLISON OF MINNESOTA~~

~~AMENDMENT NO. 13~~

Page 7, line 5, strike "non-air quality".



Keith Ellison

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY: MR. ELLISON OF MINNESOTA~~

AMENDMENT NO. 14

Strike section 5.



Keith Gillin

Danier Hahn

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY: MS. HAHN OF CALIFORNIA~~

AMENDMENT No. 15

At the end of section 2, add the following:

1 (d) TEN METROPOLITAN AREAS OF THE UNITED
2 STATES WITH THE WORST AIR QUALITY.—

3 (1) STAY OF EARLIER RULES INAPPLICABLE.—

4 Insofar as the rules listed in subsection (b) apply to
5 sources of air pollution in any of the 10 metropoli-
6 tan areas of the United States with the worst air
7 quality, such rules shall, notwithstanding subsection
8 (b), continue to be effective.

9 (2) NEW STANDARDS INAPPLICABLE IF LESS
10 PROTECTIVE OF PUBLIC HEALTH AND THE ENVI-
11 RONMENT.—With respect to sources of air pollution
12 in any of the 10 metropolitan areas of the United
13 States with the worst air quality, the provisions of
14 the regulations promulgated under subsection (a)—

15 (A) shall apply to such sources, and shall
16 replace the rules listed in subsection (b), to the
17 extent such provisions are equally or more pro-
18 tective of public health and the environment
19 than the corresponding provisions of the rules
20 listed in subsection (b); and

1 (B) shall not apply to such sources, and
2 shall not replace the rules listed in subsection
3 (b), to the extent such provisions are less pro-
4 tective of public health and the environment
5 than the corresponding provisions of the rules
6 listed in subsection (b).

7 (3) DEFINITIONS.—In this subsection:

8 (A) The term “metropolitan area”—

9 (i) for purposes of subparagraph
10 (B)(i), means the metropolitan statistical
11 area or consolidated metropolitan statis-
12 tical area (as established by the Bureau of
13 the Census) most closely corresponding to
14 the city or group of cities ranked among
15 the cities with the worst year-round par-
16 ticle pollution in the “State of the Air
17 2011” report of the American Lung Asso-
18 ciation; and

19 (ii) for purposes of subparagraph
20 (B)(ii), means a metropolitan statistical
21 area or consolidated metropolitan statis-
22 tical area (as established by the Bureau of
23 the Census).

1 (B) The term “10 metropolitan areas of
2 the United States with the worst air quality”
3 means—

4 (i) during the 5-year period beginning
5 on the date of the enactment of this Act,
6 the 10 metropolitan areas listed in the
7 “State of the Air 2011” report of the
8 American Lung Association as having the
9 worst year-round particle pollution; and

10 (ii) during each successive 5-year pe-
11 riod, the 10 metropolitan areas determined
12 by the Administrator of the Environmental
13 Protection Agency to have the highest
14 year-round levels of particulate matter in
15 the air.

☒

Liz Capps
10-4-11 CA-23

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MRS. CAPPS OF CALIFORNIA~~

AMENDMENT NO. 16

After section 1, insert the following section (and re-designate the subsequent sections, and conform the internal cross-references, accordingly):

1 **SEC. 2. FINDING.**

2 The Congress finds that, according to the Environ-
3 mental Protection Agency, if the rules specified in section
4 3(b) are in effect, then for every dollar in costs, the rules
5 will provide at least \$10 to \$24 in health benefits, due
6 to the avoidance each year of—

- 7 (1) 2,600 to 6,600 premature deaths;
- 8 (2) 4,100 nonfatal heart attacks;
- 9 (3) 4,400 hospital and emergency room visits;
- 10 (4) 42,000 cases of aggravated asthma; and
- 11 (5) 320,000 days of missed work or school.





~~AMENDMENT TO H.R. 2250, AS REPORTED~~
OFFERED BY MR. CONNOLLY OF VIRGINIA

AMENDMENT NO. 17

At the end of the bill, add the following section:

1 **SEC. 6. PROTECTION FROM RESPIRATORY AND CARDIO-**
2 **VASCULAR ILLNESS AND DEATH.**

3 Notwithstanding any other provision of this Act, the
4 Administrator shall not delay actions pursuant to the rules
5 identified in section 2(b) of this Act to reduce emissions
6 from waste incinerators or industrial boilers at chemical
7 facilities, oil refineries, or large manufacturing facilities
8 if such emissions are causing respiratory and cardio-
9 vascular illnesses and deaths, including cases of heart at-
10 tacks, asthma attacks, and bronchitis, in communities
11 with air pollution levels that exceed the health-based air
12 quality standards.

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~~AMENDMENT TO H.R. 2250, AS REPORTED~~
OFFERED BY MR. CONNOLLY OF VIRGINIA

AMENDMENT NO. 18

At the end of the bill, add the following section:

1 **SEC. 6. PROTECTION FROM RESPIRATORY AND CARDIO-**
2 **VASCULAR ILLNESS AND DEATH.**

3 Notwithstanding any other provision of this Act, the
4 Administrator shall not delay actions pursuant to the rules
5 identified in section 2(b) of this Act to reduce emissions
6 from waste incinerators or industrial boilers at chemical
7 facilities, oil refineries, or large manufacturing facilities
8 if such emissions are causing respiratory and cardio-
9 vascular illnesses and deaths, including cases of heart at-
10 tacks, asthma attacks, and bronchitis.

Peter Welch

~~AMENDMENT TO H.R. 2250, AS REPORTED~~
~~OFFERED BY MR. WELCH OF VERMONT~~

AMENDMENT NO. 19

After section 1, insert the following section (and redesignate the subsequent sections, and conform internal cross-references, accordingly):

1 **SEC. 2. FINDING.**

2 The Congress finds that the American people are ex-
3 posed to mercury from industrial sources addressed by the
4 rules listed in section 2(b) of this Act through the con-
5 sumption of fish containing mercury and every State in
6 the Nation has issued at least one mercury advisory for
7 fish consumption.



Frank Pallone Jr.

~~AMENDMENT TO H.R. 2250, AS REPORTED~~

OFFERED BY: Mr. Pallone

AMENDMENT No. 20

After section 1, insert the following section (and re-designate the subsequent sections, and conform internal cross-references, accordingly):

1 **SEC. 2. FINDING.**

2 The Congress finds that Federal departments and
3 agencies should support efforts to achieve the science-
4 based, 10-year national objectives for improving the health
5 of all Americans through reduced exposure to mercury
6 that are established in Healthy People 2020 and were de-
7 veloped under the leadership of the National Institutes of
8 Health and the Centers for Disease Control and Preven-
9 tion during two presidential administrations.

At the end of the bill, add the following new section:

10 **SEC. 7. REDUCING BLOOD-MERCURY CONCENTRATIONS.**

11 The provisions of this Act shall cease to be effective,
12 and the rules specified in section 3(b) shall be revived and
13 restored, if the Administrator finds, in consultation with
14 the directors of the National Institutes of Health and the
15 Centers for Disease Control and Prevention, that by allow-
16 ing continued uncontrolled emissions of mercury from in-

1 dustrial boilers and waste incinerators, this Act threatens
2 to impede efforts to achieve the science-based, 10-year na-
3 tional objective for reducing mercury concentrations in
4 children's blood that is established in Healthy People
5 2020.



~~AMENDMENT IN THE NATURE OF A SUBSTITUTE~~

~~TO H.R. 2250, AS REPORTED~~

OFFERED BY MS. SPEIER

AMENDMENT NO. 21

Strike all after the enacting clause and insert the following:

1 SECTION 1. STUDY.

2 (a) STUDY.—Not later than 6 months after the date
3 of enactment of this Act, the Administrator of the Envi-
4 ronmental Protection Agency shall submit to Congress a
5 report with respect to the emissions control technologies
6 in use by the best-performing 12 percent of industrial,
7 commercial, and institutional boilers and process heaters,
8 and commercial and industrial solid waste incineration
9 units, that were evaluated to develop the rules listed in
10 subsection (b). Such report shall include the following:

11 (1) A description of the emissions control ef-
12 ferts of such boilers, process heaters, and inciner-
13 ation units.

14 (2) The cost-efficient and cost-effective strate-
15 gies employed by such sources to reduce emissions.

16 (3) A description of the emissions control tech-
17 nologies that such sources are using that will achieve
18 compliance with the rules listed in subsection (b).

1 (4) Identification of manufacturing industries
2 involved in making emissions control technologies in
3 use by such sources.

4 (b) RULES.—The rules referred to in subsection (a)
5 are the following:

6 (1) “National Emission Standards for Haz-
7 ardous Air Pollutants for Major Sources: Industrial,
8 Commercial, and Institutional Boilers and Process
9 Heaters”, published at 76 Fed. Reg. 15608 (March
10 21, 2011).

11 (2) “National Emission Standards for Haz-
12 ardous Air Pollutants for Area Sources: Industrial,
13 Commercial, and Institutional Boilers”, published at
14 76 Fed. Reg. 15554 (March 21, 2011).

15 (3) “Standards of Performance for New Sta-
16 tionary Sources and Emission Guidelines for Exist-
17 ing Sources: Commercial and Industrial Solid Waste
18 Incineration Units”, published at 76 Fed. Reg.
19 15704 (March 21, 2011).

20 (4) “Identification of Non-Hazardous Sec-
21 ondary Materials That Are Solid Waste”, published
22 at 76 Fed. Reg. 15456 (March 21, 2011).



H.R. 2250 OFFERED BY: MR. COHEN

AMENDMENT NO. 22: Page 7, line 18, strike
“and” after the semicolon.

Page 7, line 19, strike “impacts.” and insert
“impacts; and”.

Page 7, after line 19, insert the following
subparagraph:

(F) potential reductions in the number of
illness-related absences from work due to
respiratory or other illnesses.