

110TH CONGRESS  
1ST SESSION

# S. 2146

To authorize the Administrator of the Environmental Protection Agency to accept, as part of a settlement, diesel emission reduction Supplemental Environmental Projects, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 4, 2007

Mr. CARPER (for himself, Mr. VOINOVICH, and Mrs. CLINTON) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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## A BILL

To authorize the Administrator of the Environmental Protection Agency to accept, as part of a settlement, diesel emission reduction Supplemental Environmental Projects, 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,*

3 **SECTION 1. EPA AUTHORITY TO ACCEPT DIESEL EMIS-**  
4 **SIONS REDUCTION SUPPLEMENTAL ENVI-**  
5 **RONMENTAL PROJECTS.**

6 The Administrator of the Environmental Protection  
7 Agency (hereinafter, the “Agency”) may accept (notwith-  
8 standing sections 3302 and 1301 of title 31, United States

1 Code) diesel emissions reduction Supplemental Environ-  
2 mental Projects if the projects, as part of a settlement  
3 of any alleged violations of environmental law—

4 (1) protect human health or the environment;

5 (2) are related to the underlying alleged viola-  
6 tions;

7 (3) do not constitute activities that the defend-  
8 ant would otherwise be legally required to perform;  
9 and

10 (4) do not provide funds for the staff of the  
11 Agency or for contractors to carry out the Agency's  
12 internal operations.

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