111TH CONGRESS
2D SESSION

H. R. 5426

To require the Administrator of the Environmental Protection Agency to finalize a proposed rule to amend the spill prevention, control, and countermeasure rule to tailor and streamline the requirements for the dairy industry, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

MAY 27, 2010

Mrs. MILLER of Michigan (for herself, Mr. LUCAS, Mr. GRAVES, Mr. CONAWAY, Mr. MORAN of Kansas, Mr. THOMPSON of Pennsylvania, Ms. JENKINS, Mr. HOEKSTRA, Mr. LUETKEMEYER, and Mr. NEUGEBAUER) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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A BILL

To require the Administrator of the Environmental Protection Agency to finalize a proposed rule to amend the spill prevention, control, and countermeasure rule to tailor and streamline the requirements for the dairy industry, 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. REQUIREMENT.**

4 (a) IN GENERAL.—Not later than 30 days after the

5 date of enactment of this Act, the Administrator of the

6 Environmental Protection Agency shall finalize the pro-

1 posed rule as published in the Federal Register on Janu-
2 ary 15, 2009, beginning on page 2461 of volume 74, enti-
3 tled "Oil Pollution Prevention; Spill Prevention, Control,
4 and Countermeasure Rule Requirements—Amendments"
5 to exempt certain milk containers and associated piping
6 and appurtenance from the Spill Prevention, Control, and
7 Countermeasure program.

8   (b) FORBEARANCE.—Until the effective date of the
9 rule finalized under subsection (a), the Administrator of
10 the Environmental Protection Agency may not take regu-
11 latory action against dairy and dairy product producers,
12 processors, handlers, and distributors under the oil pollu-
13 tion prevention regulation in part 112 of title 40, Code
14 of Federal Regulations, related to the exemptions in such
15 proposed rule.

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