

111TH CONGRESS  
2D SESSION

# S. 3622

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 SENATE OF THE UNITED STATES

JULY 21, 2010

Mr. JOHANNIS (for himself and Mr. SCHUMER) 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 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-  
7 posed rule entitled “Oil Pollution Prevention; Spill Preven-

1 tion, Control, and Countermeasure Rule Requirements—  
2 Amendments’’ (74 Fed. Reg. 2461 (January 15, 2009))  
3 to exempt certain milk containers and associated piping  
4 and appurtenance from the Spill Prevention, Control, and  
5 Countermeasure program.

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

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