

111TH CONGRESS  
1ST SESSION

# S. 536

To amend the Clean Air Act to modify the definition of the term “renewable biomass”.

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IN THE SENATE OF THE UNITED STATES

MARCH 5, 2009

Mr. WYDEN 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 amend the Clean Air Act to modify the definition of the term “renewable biomass”.

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. RENEWABLE BIOMASS.**

4 (a) SENSE OF CONGRESS.—It is the sense of Con-  
5 gress that Congress should seek to establish a consistent  
6 definition for the term “renewable biomass”.

7 (b) RENEWABLE BIOMASS.—Section 211(o)(1)(I) of  
8 the Clean Air Act (42 U.S.C. 7545(o)(1)(I)) is amended—

9 (1) by redesignating clauses (v) through (vii) as  
10 clauses (vi) through (viii), respectively;

1 (2) by inserting after clause (iv) the following:

2 “(v) Slash and precommercial sized  
3 thinnings harvested—

4 “(I) in environmentally sustain-  
5 able quantities, as determined by the  
6 appropriate Federal land manager;  
7 and

8 “(II) from National Forest Sys-  
9 tem land or public land (as defined in  
10 section 103 of the Federal Land Pol-  
11 icy and Management Act of 1976 (43  
12 U.S.C. 1702), other than—

13 “(aa) components of the Na-  
14 tional Wilderness Preservation  
15 System;

16 “(bb) wilderness study  
17 areas;

18 “(cc) inventoried roadless  
19 areas and all unroaded areas of  
20 at least 5,000 acres;

21 “(dd) old growth stands;

22 “(ee) components of the Na-  
23 tional Landscape Conservation  
24 System; and

1                                   “(ff) national monuments.”;

2                                   and

3                   (3) by striking clause (vi) (as redesignated by  
4 paragraph (1)) and inserting the following:

5                                   “(vi) Biomass obtained on land in any  
6                                   ownership from the immediate vicinity of  
7                                   any building, camp, or public infrastruc-  
8                                   ture facility (including roads), at risk from  
9                                   wildfire.”.

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