

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1901

To require the Administrator of the Environmental Protection Agency to delay the implementation of remedial action and design for a particular Superfund site for one year while undertaking monitoring and testing to determine whether further action is needed.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 20, 1995

Mr. ROSE introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To require the Administrator of the Environmental Protection Agency to delay the implementation of remedial action and design for a particular Superfund site for one year while undertaking monitoring and testing to determine whether further action is needed.

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. ONE-YEAR DELAY OF REMEDIAL ACTION AND**  
4 **DESIGN ON CERTAIN SUPERFUND SITE.**

5 (a) ONE-YEAR DELAY REQUIRED.—The Adminis-  
6 trator of the Environmental Protection Agency shall delay

1 implementation of any remedial action and design for the  
2 Burn Pit Superfund Site (located at New Hanover County  
3 Airport, North Carolina) for a period of one year, begin-  
4 ning on the date of the enactment of this Act.

5 (b) MONITORING AND TESTING REQUIRED.—During  
6 the one-year period referred to in subsection (a), the Ad-  
7 ministrator shall monitor and test the Burn Pit Superfund  
8 Site (including groundwater) for contamination, including  
9 contamination by benzene. At the end of the one-year pe-  
10 riod, the Administrator shall determine whether the level  
11 of contamination at the site is acceptable.

12 (c) PROHIBITION ON FURTHER ACTION AND RELIEF  
13 FROM LIABILITY.—If the level of contamination is deter-  
14 mined to be acceptable under subsection (b) for the Site—

15 (1) the Administrator may not implement any  
16 further remedial action or design for the Site after  
17 the one-year period referred to in subsection (a); and

18 (2) the potentially responsible parties for the  
19 Site shall have no further liability for the Site under  
20 the Comprehensive Environmental Response, Com-  
21 pensation, and Liability Act of 1980.

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