

## Union Calendar No. 447

110<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3754

[Report No. 110-705]

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 HOUSE OF REPRESENTATIVES

OCTOBER 4, 2007

Mr. COSTA (for himself, Mr. CARDOZA, Mr. MCNERNEY, and Mr. NUNES) introduced the following bill; which was referred to the Committee on Energy and Commerce

JUNE 10, 2008

Additional sponsors: Ms. MATSUI, Mr. KIND, Mrs. BONO MACK, Mr. SHIMKUS, Mr. BUTTERFIELD, Mr. MATHESON, Mr. HILL, and Mr. TERRY

JUNE 10, 2008

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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

- 12            (1) protect human health or the environment;
- 13            (2) are related to the underlying alleged viola-
- 14            tions;
- 15            (3) do not constitute activities that the defend-
- 16            ant would otherwise be legally required to perform;
- 17            and
- 18            (4) do not provide funds for the staff of the
- 19            Agency or for contractors to carry out the Agency’s
- 20            internal operations.



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