



STATE OF IOWA

TERRY E. BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

DEPARTMENT OF NATURAL RESOURCES
ROGER L. LANDE, DIRECTOR

October 13, 2011

THE HONORABLE BRUCE BRALEY
US CONGRESSMAN
1727 LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON DC 20515

Dear Congressman Braley:

We are writing to urge your support of H.R. 2273, the Coal Residuals Reuse and Management Act, which is slated for House floor debate on October 14, 2011. This legislation would prohibit the Environmental Protection Agency (EPA) from regulating coal combustion residuals (CCR) as hazardous waste. This legislation builds on existing State expertise in dealing with solid waste regulation and works to empower states, protect jobs, control public and private costs, and protect people and the environment.

EPA regulation of CCR material as a hazardous waste is not supported by existing regulatory criteria and testing by utilities demonstrates that CCR materials do not have characteristics that require reclassification as a hazardous or special waste. In both 1993 and 2000, the EPA opined that coal combustion residuals are best regulated under the nonhazardous waste provisions. We believe EPA should follow this historical precedent.

We support proper management of CCR for the protection of human health and the environment and believe CCR material, when appropriate, should be beneficially reused. Iowa utilities beneficially reuse coal ash each year for products such as wall board, cement manufacturing, concrete, road fill, and agricultural soil amendments. Designating CCR as a hazardous waste would create a significant impediment and stigma to the continued use of CCR materials resulting in lost revenue and increased costs for Iowa utilities and a loss of jobs connected to the reuse of CCR materials. In 2009, 72% of Iowa's electricity was generated by coal and Iowa's coal-burning power plants produce over 1 million tons of coal ash every year. Increased costs to the utility industry would ultimately be borne by Iowa's businesses and consumers at a time of escalating energy prices and a fragile economic recovery.

We do not want to increase the demand for landfill space for coal combustion residuals and instead support a balanced public policy that encourages reuse and smart resource management. Designating CCR as a hazardous waste would increase the need for hazardous waste land disposal facilities to accommodate millions of additional tons of CCR materials each year nationally. In addition, reducing the reuse of CCR would increase the demand for the production of new raw materials to produce the products that currently leverage CCR.

We thank you for your consideration of H.R. 2273, as we believe it provides a common sense regulatory framework that allows the beneficial use of CCR, establishes a balanced approach to resource management, and prevents an unnecessary economic burden.

Sincerely,

A handwritten signature in black ink, appearing to read "Roger Lande".

Roger Lande
Director, Iowa Department of Natural Resources



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October 13, 2011

THE HONORABLE DAVID LOEBSACK
US CONGRESSMAN
1527 LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON DC 20515

Dear Congressman Loeb sack:

We are writing to urge your support of H.R. 2273, the Coal Residuals Reuse and Management Act, which is slated for House floor debate on October 14, 2011. This legislation would prohibit the Environmental Protection Agency (EPA) from regulating coal combustion residuals (CCR) as hazardous waste. This legislation builds on existing State expertise in dealing with solid waste regulation and works to empower states, protect jobs, control public and private costs, and protect people and the environment.

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October 13, 2011

THE HONORABLE LEONARD BOSWELL
US CONGRESSMAN
1026 LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON DC 20515

Dear Congressman Boswell:

We are writing to urge your support of H.R. 2273, the Coal Residuals Reuse and Management Act, which is slated for House floor debate on October 14, 2011. This legislation would prohibit the Environmental Protection Agency (EPA) from regulating coal combustion residuals (CCR) as hazardous waste. This legislation builds on existing State expertise in dealing with solid waste regulation and works to empower states, protect jobs, control public and private costs, and protect people and the environment.

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Director, Iowa Department of Natural Resources



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ROGER L. LANDE, DIRECTOR

October 13, 2011

THE HONORABLE TOM LATHAM
US CONGRESSMAN
2217 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON DC 20515

Dear Congressman Latham:

We are writing to urge your support of H.R. 2273, the Coal Residuals Reuse and Management Act, which is slated for House floor debate on October 14, 2011. This legislation would prohibit the Environmental Protection Agency (EPA) from regulating coal combustion residuals (CCR) as hazardous waste. This legislation builds on existing State expertise in dealing with solid waste regulation and works to empower states, protect jobs, control public and private costs, and protect people and the environment.

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ROGER L. LANDE, DIRECTOR

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THE HONORABLE STEVE KING
US CONGRESSMAN
1131 LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON DC 20515

Dear Congressman King:

We are writing to urge your support of H.R. 2273, the Coal Residuals Reuse and Management Act, which is slated for House floor debate on October 14, 2011. This legislation would prohibit the Environmental Protection Agency (EPA) from regulating coal combustion residuals (CCR) as hazardous waste. This legislation builds on existing State expertise in dealing with solid waste regulation and works to empower states, protect jobs, control public and private costs, and protect people and the environment.

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