



**American  
Public Power  
Association**

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October 11, 2011

The Honorable John Boehner  
Speaker of the House  
U.S. House of Representatives  
Washington, DC 20510

The Honorable Nancy Pelosi  
Minority Leader  
U.S. House of Representatives  
Washington, DC 20510

The Honorable Fred Upton  
Chairman  
House Energy & Commerce Committee  
Washington, DC 20510

The Honorable Henry Waxman  
Ranking Member  
House Energy & Commerce Committee  
Washington, DC 20510

Dear Mr. Speaker, Madam Leader, Chairman Upton, and Ranking Member Waxman:

On behalf of the American Public Power Association, I am writing to express our support for H.R. 2273, the Coal Residuals Reuse and Management Act, introduced by Representative David McKinley (R-WV). APPA is the national service organization representing the interests of over 2,000 community-owned, non-for-profit electric utilities. These utilities include state public power agencies, municipal electric utilities, and special utility districts that provide electricity and other services to over 46 million Americans.

The language in this legislation establishes a statutory structure for state regulation of coal combustion residuals (CCRs) that retains and strengthens controls already in place for municipal solid waste landfills. APPA believes the states are best equipped to regulate CCRs. State CCR programs' regulatory requirements have become more stringent in recent years, and this builds on that trend. The language is a balanced approach that will continue to protect human health and the environment.

Further, the language in the bill protects the beneficial reuse of CCRs and alleviates the stigma that a hazardous designation creates. APPA opposes any regulation of CCRs under subtitle C of the Resource Conservation and Recovery Act (RCRA), including any legislation to that effect, and continues to support the safe and beneficial reuse of CCRs which this language accomplishes.

Thank you for your leadership on this important issue affecting electric utilities. I hope you will feel free to contact me or the APPA government relations staff with any questions.

Sincerely,

Mark Crisson  
President & CEO

cc: The Honorable David McKinley