

115TH CONGRESS
2D SESSION

H. R. 5275

To amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to provide an exemption from certain notice requirements and penalties for air emissions from animal waste at farms.

IN THE HOUSE OF REPRESENTATIVES

MARCH 14, 2018

Mr. LONG (for himself, Mr. COSTA, Mr. CONAWAY, Mr. JONES, Mr. PERRY, Mr. CRAMER, Mr. LUETKEMEYER, Mrs. WAGNER, Mr. BOST, Mr. BIGGS, Mr. GOODLATTE, Ms. CHENEY, Mr. YOUNG of Iowa, Mr. SMITH of Nebraska, Mr. MARSHALL, Mr. WOMACK, Mr. CUELLAR, Mr. KIND, Mr. CRAWFORD, Mr. GRAVES of Missouri, Mr. ROGERS of Alabama, Mr. VALADAO, Mr. LAMALFA, Mr. THOMAS J. ROONEY of Florida, Mr. SESSIONS, Mr. PEARCE, Mr. ABRAHAM, Mr. HARPER, Mr. HARRIS, Mr. O'HALLERAN, Mr. ROUZER, Mr. MCKINLEY, Mr. SHUSTER, Mr. ROKITA, Ms. JENKINS of Kansas, Ms. SINEMA, Mrs. HARTZLER, Mr. SCHRADER, Mr. LEWIS of Minnesota, Mr. EMMER, Mr. BISHOP of Utah, Mr. SMITH of Missouri, Mr. SMUCKER, Mr. NEWHOUSE, Mr. COLLINS of New York, Mr. GALLAGHER, Mr. BUCK, Mr. DUFFY, Mr. BLUM, Mr. KING of Iowa, Mr. RATCLIFFE, Mr. SENSENBRENNER, Mr. KUSTOFF of Tennessee, Mr. BARTON, Mr. PETERSON, Mr. COLLINS of Georgia, Mr. SIMPSON, Mr. BISHOP of Georgia, Ms. DELBENE, Mrs. NOEM, Mr. YODER, Ms. BLUNT ROCHESTER, Mr. GROTHMAN, Mr. STIVERS, Mr. FORTENBERRY, Mr. DAVIDSON, Mr. HUIZENGA, Mr. VELA, Ms. TENNEY, Mr. THORNBERRY, Mr. GONZALEZ of Texas, Mr. MITCHELL, Mr. WESTERMAN, Mr. RENACCI, Ms. KUSTER of New Hampshire, Mrs. ROBY, Mr. DAVID SCOTT of Georgia, Mr. MULLIN, Mr. GARAMENDI, Mr. PANETTA, Mr. BYRNE, Mr. MARINO, Mr. DENHAM, Mr. MOOLENAAR, Mr. WALBERG, Mr. THOMPSON of Pennsylvania, and Mr. GIBBS) introduced the following bill; which was referred to the Committee on Energy and 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

A BILL

To amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to provide an exemption from certain notice requirements and penalties for air emissions from animal waste at farms.

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. SHORT TITLE.**

4 This Act may be cited as the “Agricultural Certainty
 5 for Reporting Emissions Act”.

6 **SEC. 2. EXEMPTIONS FROM CERTAIN NOTICE REQUIRE-** 7 **MENTS AND PENALTIES.**

8 Section 103 of the Comprehensive Environmental Re-
 9 sponse, Compensation, and Liability Act of 1980 (42
 10 U.S.C. 9603) is amended by adding at the end the fol-
 11 lowing:

12 “(g) APPLICABILITY TO AIR EMISSIONS FROM ANI-
 13 MAL WASTE AT FARMS.—

14 “(1) IN GENERAL.—This section shall not apply
 15 to air emissions from animal waste at a farm.

16 “(2) DEFINITIONS.—In this subsection:

17 “(A) ANIMAL WASTE.—The term ‘animal
 18 waste’—

19 “(i) means feces, urine, or other ex-
 20 crement, digestive emissions, or urea, that

1 is produced by animals (including fish);
2 and

3 “(ii) includes—

4 “(I) waste described in clause (i)
5 that is mixed or commingled with bed-
6 ding, compost, feed, soil, or other ma-
7 terial typically found with such waste;
8 and

9 “(II) waste described in clause
10 (i), including such waste that is mixed
11 or commingled with material described
12 in subclause (I), that is decomposing.

13 “(B) FARM.—The term ‘farm’ means a fa-
14 cility for the production of crops or raising or
15 selling of animals (including fish) that under
16 normal conditions produces or sells \$1,000 or
17 more of agricultural products during a year.”.

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