

*International Brotherhood of*  
**BOILERMAKERS • IRON SHIP BUILDERS**

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June 17, 2013

The Honorable Fred Upton  
Chairman  
Energy and Commerce Committee  
U.S. House of Representatives  
Washington, DC 20515

The Honorable Henry Waxman  
Ranking Member  
Energy and Commerce Committee  
U.S. House of Representatives  
Washington, DC 20515

Dear Chairman Upton and Ranking Member Waxman,

On behalf of the International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers, I write to express our support for H.R. 2218, the Coal Residuals Reuse and Management Act of 2013. We have supported previous bipartisan efforts on similar legislation and believe that the collaborative effort between your committee, the U.S. Senate, and the Environmental Protection Agency (EPA) has resulted in a significantly improved and refined bill that we believe can and should be supported by the entire Energy and Commerce Committee.

H.R. 2218 accomplishes several very important objectives and reflects a significant consensus regarding how coal combustion residuals (CCR) should be managed and disposed. The bill:

- Establishes a non-hazardous regulatory framework to govern the disposal of CCR – a framework EPA has acknowledged is appropriate and that applies groundwater protection standards set by EPA ;
- Ensures that the minimum federal requirements established by the bill for the disposal of CCR are implemented through enforceable permits issued by the states – thereby filling a statutory gap in the Resource Conservation and Recovery Act; and
- Ensures that the nation can continue to receive the substantial employment and environmental benefits that come from the beneficial use of coal ash in transportation, agriculture, housing and building construction, and other uses.

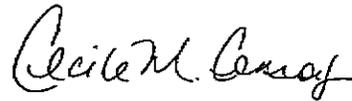
Providing a federal standard for the safe management of coal combustion residuals (CCRs) and maintaining its status as a non-hazardous waste will ensure both environmental protections and preserve jobs in the construction, mining, and industrial sector by continuing the beneficial uses of coal ash. Maintaining the availability of coal fly ash as a transportation construction building material is vital to keeping costs down for American taxpayers, particularly during this period of economic recovery. About 130 million tons of CCRs were created by the

power sector in 2010, according to the American Coal Ash Association. More than 40 percent was used as raw material in other industries, with nearly half of that — almost 16 million tons in concrete and cement and 9 million as structural fill — directly relevant to construction of highways and bridges.

Boilermaker industries — such as cement — that beneficially reuse coal combustion byproducts would certainly face higher costs if forced to use alternative materials. We believe allowing states to manage CCRs as non-hazardous waste with federal authority to enforce compliance standards where warranted strikes a reasonable balance between protecting public health and yet supporting the thousands of construction and manufacturing jobs that rely on the reuse and recycling of this critical material.

Thank you for your support on this important issue.

Sincerely,

A handwritten signature in cursive script that reads "Cecile M. Conroy".

Cecile M. Conroy  
Director, Legislative Affairs

cc: Newton B. Jones, International President  
Tyler Brown, Director, Industrial Sector Operations