

December 26, 2011

The Honorable Kristi Noem  
United States House of Representatives  
226 Cannon House Office Building  
Washington, D.C. 20515-4101  
Fax: (202) 225-5823

Dear Representative Noem:

We write today to strongly encourage your attention to proposed Coal Combustion Residue (CCR) regulations which may reclassify this waste and impose hazardous waste handling requirements to CCR, reference the notice of public comment, "Hazardous and Solid Waste Management System: Identification and Listing of Special Wastes; Disposal of Coal Combustion Residuals From Electric Utilities: Notice of Data Availability" [Docket No. EPA-HQ-RCRA-2011-0392].

South Dakota Department of Environment and Natural Resources (SDDENR) submitted comments to EPA, by the November 14, 2011 deadline. We firmly agree with SDDENR's submitted comments and strongly encourage your influence in support of these comments as well. These comments (copy attached) highlight a number of inaccuracies and misrepresented findings in data being utilized by environmental groups to push EPA into far more strict and expensive management and disposal of CCR for all states.

We represent all private and public solid waste landfills, garbage haulers and recycling facilities in South Dakota. We agree that South Dakota currently has the statutes, rules, and permitting authority necessary to regulate CCR handling as a Subtitle D waste.

As one of our voices in congress, we strongly encourage your support of SDDENR's comments on this proposed rule.

Respectfully,

Carolyn Trautman, Executive Director  
South Dakota Solid Waste Management Association