Page 902, after line 9, insert the following new section:

1 SEC. 130. REGULATION OF COAL ASH.

The Administrator of the Environmental Protection Agency may not finalize, implement, or enforce any regulation that identifies or lists any solid wastes listed in section 3001(b)(3)(A)(i) of the Solid Waste Disposal Act (42 U.S.C. 6921(b)(3)(A)(i)) under subtitle C of such Act for the purposes of any project or activity carried out under title 23, United States Code.