

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. BEN RAY LUJÁN OF NEW
MEXICO**

At the end of title I, insert the following:

1 **SEC. ____ . LIABILITY.**

2 (a) IN GENERAL.—The Environmental Protection
3 Agency shall be considered liable for all injuries, costs, and
4 damages arising out of, or relating to, the Gold King Mine
5 spill.

6 (b) ELIGIBLE CLAIMANTS.—Any injured person, in-
7 cluding any State or Indian tribe, may bring a claim under
8 chapter 171 of title 28, United States Code, for any injury
9 arising out of, or relating to, the Gold King Mine spill.

10 (c) DUTIES OF THE ADMINISTRATOR.—The Adminis-
11 trator of the Environmental Protection Agency shall re-
12 ceive, process, and facilitate payment of claims for inju-
13 ries, costs, and damages arising out of, or relating to, the
14 Gold King Mine spill pursuant to chapter 171 of title 28,
15 United States Code and section 107(a) of the Comprehen-
16 sive Environmental Response, Compensation, and Liabil-
17 ity Act of 1980 (Public Law 96–510).

1 (d) APPLICABILITY OF EXCEPTION.—Section
2 2680(a) of title 28, United States Code, shall not apply
3 to claims brought against the United States, or an agent
4 of the United States, arising out of, or relating to, the
5 Gold King Mine Spill.

