

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 3409
OFFERED BY M . _____**

At the end of the Rules Committee Print, add the following:

1 **TITLE VI—NO REGIONAL HAZE**
2 **REGULATION ON THE COAL-**
3 **POWERED NAVAJO GENER-**
4 **ATING STATION**

5 **SEC. 601. LIMITATION ON AUTHORITY TO ISSUE REGULA-**
6 **TIONS.**

7 The Administrator of the Environmental Protection
8 Agency shall not promulgate any Federal implementation
9 plan pursuant to section 169A or 169B of the Clean Air
10 Act (42 U.S.C. 7491, 7492; relating to visibility protec-
11 tion) that would—

12 (1) adversely impact employment at the coal-
13 powered Navajo Generating Station or other coal-
14 fired power plants and coal mines on tribal lands in
15 northern Arizona;

16 (2) directly or indirectly diminish the revenue
17 received by the Federal Government or any State,
18 tribal or local government by reducing through regu-

1 lation the amount of coal that is available for mining
2 on Navajo and Hopi Reservation lands;

3 (3) cause a reduction in coal-based revenue to
4 meet financial obligations required by federally au-
5 thorized Indian water rights settlements, pursuant
6 to section 403(f) of the Colorado River Basin
7 Project Act (43 U.S.C. 1543(f));

8 (4) reduce the amount of coal, or increase the
9 cost of coal, available for the Navajo Generating
10 Station's Federal responsibility to deliver water and
11 power, as authorized by the Colorado River Basin
12 Project Act (43 U.S.C. 1501 et seq.); or

13 (5) expose the United States to liability for tak-
14 ing the value of tribally-owned coal in northern Ari-
15 zona through regulation.

