AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 3409
OFFERED BY M_.

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

TITLE VI—NO REGIONAL HAZE REGULATION ON THE COAL-POWERED NAVAJO GENERATING STATION

SEC. 601. LIMITATION ON AUTHORITY TO ISSUE REGULATIONS.

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

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

(2) directly or indirectly diminish the revenue received by the Federal Government or any State, tribal or local government by reducing through regu-
lation the amount of coal that is available for mining on Navajo and Hopi Reservation lands;

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

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

(5) expose the United States to liability for taking the value of tribally-owned coal in northern Arizona through regulation.