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ONE HUNDRED FOURTEENTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON ENERGY AND COMMERCE

2125 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6115

Majority (202) 225-2927
Minority (202) 225-3641

October 8, 2015

Ms. Elizabeth Dieck
Director, Environmental Affairs
South Carolina Department of Health and Environmental Control
2600 Bull Street
Columbia, SC 29201

Dear Ms. Dieck:

Thank you for appearing before the Subcommittee on Environment and the Economy on Wednesday, September 16, 2015, to testify at the hearing entitled "Oversight of Federal Facility Cleanup under CERCLA."

Pursuant to the Rules of the Committee on Energy and Commerce, the hearing record remains open for ten business days to permit Members to submit additional questions for the record, which are attached. The format of your responses to these questions should be as follows: (1) the name of the Member whose question you are addressing, (2) the complete text of the question you are addressing in bold, and (3) your answer to that question in plain text.

To facilitate the printing of the hearing record, please respond to these questions with a transmittal letter by the close of business on Monday, October 22, 2015. Your responses should be mailed to Will Batson, Legislative Clerk, Committee on Energy and Commerce, 2125 Rayburn House Office Building, Washington, DC 20515 and e-mailed to Will.Batson@mail.house.gov.

Thank you again for your time and effort preparing and delivering testimony before the Subcommittee.

Sincerely,



John Shimkus
Chairman

Subcommittee on Environment and the Economy

cc: The Honorable Paul Tonko, Ranking Member, Subcommittee on Environment and the Economy

Attachment

Additional Questions for the Record

The Honorable John Shimkus

1. How does Executive Order 12580 shield federal agencies from State statutes and regulations?
 - A. What revisions has ECOS sought to Executive Order 12580?
 - B. Can you please explain why revisions to the Executive Order are necessary?
 - C. Is a statutory change to CERCLA necessary to address the issue regarding delegation of lead agency authority?
2. The Department of Interior and the United States Department of Agriculture have a significant number of federal facilities that they are in the process of cleaning up. How are those agencies doing with respect to keeping states involved in the identification, assessment, and cleanup process?
 - A. Do the Department of Interior and the USDA assert the waiver of sovereign immunity more frequently than the other federal agencies involved in CERCLA cleanups?
3. What barriers do States face with respect to cleanups at federal facilities?
 - A. What can Congress do to remove barriers to State oversight and regulation at federal facilities?
4. Does ECOS think that changes are necessary to make CERCLA function more efficiently? If so, please specifically identify such changes.