

September 11, 2017

TO: Members, Subcommittee on Environment

FROM: Committee Majority Staff

RE: Hearing entitled “Big Relief for Small Business: Legislation Reducing Regulatory Burdens on Small Manufacturers and Other Job Creators.”

---

## **I. INTRODUCTION**

The Subcommittee on Environment will hold a hearing on September 13, 2017, at 10:00 a.m. in 2123 Rayburn House Office Building. The hearing is entitled “Big Relief for Small Business: Legislation Reducing Regulatory Burdens on Small Manufacturers and Other Job Creators.”

## **II. WITNESSES**

- Ryan Parker, President and CEO, Endicott Clay Products;
- Vincent Brisini, Director of Environmental Affairs, Olympus Power, LLC, *on behalf of* Anthracite Region Independent Power Producers Association (ARIPPA);
- Frank Moore, President, Hardy Manufacturing Company, Inc.;
- Steve Page, President and General Manager, Sonoma Raceway;
- Alexandra E. Teitz, Principal, AT Strategies, LLC, *on behalf of* Sierra Club; and
- Dr. Rebecca Bascom, Professor, Penn State College of Medicine, *on behalf of* American Thoracic Society.

## **III. BACKGROUND**

The Subcommittee on Environment has jurisdiction over rules and other actions promulgated by the Environmental Protection Agency (EPA) pursuant to the Clean Air Act. While much of the Subcommittee’s attention has focused on oversight of major rules with widespread impacts such as the National Ambient Air Quality Standards for ozone, many actions taken by the EPA are considerably narrower in scope, but nonetheless have significant impacts on the companies subject to them. This is especially so for measures affecting small manufacturers and other small businesses for which regulatory compliance may be particularly challenging.

This hearing will provide Members an opportunity to review four bills that make adjustments to EPA rules or other agency actions so as to reduce the compliance burden on small entities. The Subcommittee will review the following bills:

- H.R. 1917, Blocking Regulatory Interference from Closing Kilns (BRICK) Act of 2017, would extend the deadlines for the national emission standards for hazardous air pollutants (NESHAP) for brick and structural clay products manufacturing or clay ceramics manufacturing.<sup>1</sup> The extension would last until judicial review of the rules is completed.
- H.R. 1119, Satisfying Energy Needs and Saving the Environment (SENSE) Act, would provide alternative compliance options with the Cross State Air Pollution Rule and Mercury and Air Toxics Standards for coal refuse-to-energy plants.<sup>2</sup>
- H.R. 453, Relief from New Source Performance Standards Act of 2017, would extend the deadlines for the second phase of New Source Performance Standards (NSPS) for new residential wood heaters.<sup>3</sup>
- H.R. 350, Recognizing the Protection of Motorsports Act of 2017, would clarify that the anti-tampering provisions applicable to motor vehicles do not apply to vehicles used solely for competition.<sup>4</sup>

#### IV. STAFF CONTACTS

If you have any questions regarding this hearing, please contact Ben Lieberman or Mary Martin of the Committee staff at (202) 225-2927.

---

<sup>1</sup> For further information on national emission standards for hazardous air pollutants (NESHAP) for brick and structural clay products manufacturing and clay ceramics manufacturing, see <https://www.epa.gov/stationary-sources-air-pollution/brick-and-structural-clay-products-national-emission-standards>.

<sup>2</sup> For further information on the Cross State Air Pollution Rule, see <https://www.epa.gov/csapr/cross-state-air-pollution-final-and-proposed-rules#Final>. For further information on the Mercury and Air Toxic Standards, see <https://www.epa.gov/mats/epa-announces-mercury-and-air-toxics-standards-mats-power-plants-rules-and-fact-sheets>.

<sup>3</sup> For more information on the New Source Performance Standards (NSPS) for residential wood heaters, see <https://www.epa.gov/residential-wood-heaters/final-new-source-performance-standards-residential-wood-heaters>.

<sup>4</sup> An April 12, 2016 letter from the Committee to EPA inquiring about this policy can be found at <https://hudson.house.gov/uploads/041216%20Letter.%20EPA%20Racecar%20Emissions%20Standards.pdf>. EPA's May 17, 2016 response can be found at <https://energycommerce.house.gov/wp-content/uploads/2016/04/05.17.16-EPA-Response-Letter.pdf>.