

February 6, 2012

Dear Member of Congress:

We write to urge you to support the inclusion of the *EPA Regulatory Relief Act of 2011* as part of the conference agreement on the payroll tax-cut extension legislation (H.R. 3630). The *EPA Regulatory Relief Act*, otherwise known as the Boiler MACT legislation, is critical to preserving jobs in many manufacturing industries, and we urge you to help pass this important legislation.

As you know, the House included H.R. 2250 in its payroll tax package on December 13, 2011, and the Senate version of the legislation, S. 1392, currently has 41 bipartisan cosponsors. EPA's recently revised rules still need more work to be achievable and affordable by businesses across America, and serious challenges still remain, including:

- **Jeopardizing critically needed jobs.** The overall capital cost of the Boiler MACT rule remains over \$14 billion for manufacturers. In the re-proposed rules, some standards became more stringent, and some limits may not be achievable, especially within the current three year compliance timeframe. This jeopardizes over 200,000 critically needed jobs.
- **Serious legal uncertainty.** The January 9, 2012 court decision overturning EPA's stay of the March 2011 rules is yet another example of the continuing morass of uncertainty surrounding the rules. There is also a troubling track record of courts overturning past Boiler MACT rules after determining EPA misclassified solid wastes – a problem the legislation would solve.
- **Inadequate capital planning time.** The rules do not provide enough time for capital planning and compliance given their complexity and competition for a limited pool of qualified domestic vendors and installers. Businesses need five years to fully comply with the rules, not the two or three years in the current rules.
- **Important biomass materials are still not listed as fuels.** This means that the boilers burning these materials could be regulated under the onerous and stigmatizing incinerator standards, or the material would be land filled – a bad result for jobs and the environment.

- **Inadequate time for EPA to finalize the rules.** EPA's current rulemaking schedule is so accelerated that it is unlikely all the comments and data that will be received during the current comment period can be fully analyzed and utilized given the highly intricate and complicated nature of the rules. Moving too fast increases the likelihood that the final rules will be overturned ... again.

Enactment of the *EPA Regulatory Relief Act of 2011* is the best way to provide the time needed for the development and implementation of achievable Boiler MACT rules that will deliver the intended benefits. We urge you to protect and preserve U.S. manufacturing jobs by including this bill in the conference agreement to the payroll tax package.

Sincerely,

A&E Incorporated  
 A. Schulman iNC.  
 AAON, INC.  
 abaxis  
 Accurate Castings, Inc.  
 Acme Brick Company  
 Ag Processing Inc  
 Alabama Forestry Association  
 Alkota Cleaning Systems, Inc.  
 Allegheny Hardwood Utilization Group, Inc.  
 American Architectural Manufacturers Association  
 American Chemistry Council  
 American Coatings Association  
 American Coke & Coal Chemicals Institute  
 American Composites Manufacturers Association  
 American Eagle Paper Mills  
 American Forest & Paper Association  
 American Foundry Society  
 American Frozen Food Institute  
 American Institute for International Steel  
 American Iron and Steel Institute  
 American Lawn Mower Company  
 American Loggers Council  
 American Petroleum Institute  
 American Sportfishing Association  
 American Sugar Alliance  
 American Sugar Cane League  
 American Wood Council  
 APA - The Engineered Wood Association

Appalachian Hardwood Manufacturers Inc.  
 APUs by Rex, LLC  
 APUs by Rex, LLC  
 Arcadia Chair Company  
 Archer Daniels Midland Company  
 Arizona Chamber of Commerce and Industry  
 Arizona Pacific Wood Preserving  
 Arizona Public Service Company  
 Arkansas Forestry Association  
 Arkansas Timber Producers Association  
 Asahi Kasei Plastics North America  
 Ascend Performance Materials LLC  
 Associated California Loggers  
 Associated Industries of Missouri  
 Associated Oregon Industries  
 Associated Oregon Loggers, Inc.  
 Association of American Railroads  
 Association of Free Community Papers  
 Association of Washington Business  
 Atlantic Concrete Products, Inc  
 Atlantic Wood Industries, Inc.  
 Ball Corporation  
 Barge Forest Products  
 Bertch Cabinet Mfg., Inc.  
 Best Metal Products Company  
 Bibler Bros Lumber Company  
 Billco Corporation  
 Bingaman and Son Lumber Inc.  
 Biomass Power Association  
 Boise Cascade, L.L.C.  
 Boise Inc.

Breeland Logging, LLC  
 Buckeye Technologies INC  
 C&C Boiler Sales & Service, Inc.  
 California Forestry Association  
 Campbell Fittings Inc  
 Capital Power Corporation  
 Carmeuse North America  
 Carus Corporation  
 Celanese Corporation  
 CF Industries Holdings, Inc.  
 Charleston Metro Chamber of Commerce  
 Chemstar Products Company  
 Cincinnati Bulk Terminals, LLC  
 City of International Falls  
 Clemson University  
 Cliffs Natural Resources  
 Coast Wood Preserving, Inc.  
 Coastal Forest Products  
 Coastal Forest Resources Company  
 Coastal Plywood Company  
 Colorado Association of Commerce & Industry  
 Columbia Vista Coproration  
 Community Papers of Florida  
 Community Papers of Michigan  
 Community Papers of Ohio and West Virginia  
 Composite Panel Association  
 Connor Sports Flooring  
 Conrad Forest Products  
 Continental Heat Treating, Inc.  
 Corn Refiners Association  
 Cottrell, Inc.  
 Council Energy, Inc.  
 Council of Industrial Boiler Owners  
 Crafted Plastics, Inc.  
 CRT, Custom Products, Inc.  
 Delta Electronics Mfg. Corp.  
 DELTA LOGGING INC  
 Detrex Corporation  
 deVan Sealants, Inc.  
 Dickson Process Systems, Ltd.  
 Dixie Industrial Finishing Company  
 Docks Creek, LLC  
 Dominion Chemical Company, Inc.  
 Domtar  
 Domtar Paper Company, Marlboro Mill  
 Dow Corning Corporation  
 DRT Mfg. Co.  
 Duke Manufacturing  
 Eagle Manufacturing Company  
 Eastman Chemical Company  
 Elan Technology, Inc.  
 Elecsys Corporation  
 Elektrisola Inc.  
 Empire State Forest Products Association  
 Ericson Logging  
 Evergreen Packaging Inc.  
 Evonik Degussa Corporation  
 Fabricators and Manufacturers Association,  
 International  
 Fargo Assembly Co  
 Finishing and Plating Service  
 Florida Forestry Association  
 Florida Pulp and Paper Association  
 Flower City Tissue Mills Co., Inc.  
 FMC Corporation  
 Fontana Wood Preserving, Inc.  
 Forest Landowners Association  
 Forest Resources Association  
 Forging Industry Association  
 Foundry Association of Michigan  
 Fredon Corporation  
 Free Community Papers of New York  
 GEMCO Pelletizing Dies & Machining  
 General & Automotive Machine Shop, Inc.  
 GENERAL TIMBER, INC.  
 Georgia Association of Manufacturers  
 Glatfelter  
 Glen-Gery Corporation  
 Glier's Meats Inc  
 Gossner Foods Inc.  
 Grain Processing Corproation  
 Graphic Packaging International  
 Great Lakes Timber Professionals Association  
 Griffin, Inc.  
 HAMANN LOGGING  
 Hardwood Plywood and Veneer Association  
 Heat Transfer Equipment Co.  
 Henry Molded Products, Inc.  
 Hercules Draw Steel Corporation  
 HES INC  
 HK Research Corporation  
 Hodgdon Powder Company, Inc.  
 Hudapack Metal Treating Inc  
 Hunt Forest Products, Inc.  
 Hydra-Power Systems, Inc.  
 Hydrite  
 Hydrite Chemical Company  
 Illinois Chamber of Commerce

Illinois Environmental Regulatory Group  
Independent Equipment Company  
Independent Free Papers of America  
Indiana Cast Metals Association  
Indiana Manufacturers Association  
Industrial Energy Consumers of America  
Industrial Fasteners Institute  
Industrial Minerals Association - North America  
Institute of Shortening and Edible Oils  
International Falls Area Chamber of Commerce  
International Paper  
Iten Industries  
J.Palazzolo Son, Inc.  
J.T.FENNELL CO., Inc.  
JAMES MACHINE WORKS LLC  
JELD-WEN, Inc.  
Jorgensen Conveyors, Inc.  
Jost Chemical Co.  
Kansas Chamber  
KapStone Paper  
Kapstone Paper and Packaging Corp.  
Kennametal Inc.  
Kentucky Forest Industries Association  
Kitchen Cabinet Manufacturers Association  
Kiva Plastics, Inc.  
Koerner Forest Products, LTD  
Koller-Craft Plastic Products  
La Deau Hinge Company  
Lake States Lumber Association  
Lamiglas, Inc.  
Leggett & Platt, Inc.  
Leggett & Platt, Incorporated  
Lifoam Industries  
Lincoln Paper and Tissue LLC  
Longview Fibre Paper and Packaging, Inc.  
LORD Corproation  
Louisiana Forestry Association  
Louisiana Loggers Association, Inc.  
Louisiana Pacific Corporation  
LSB Industries Inc.  
LyondellBasell Industries  
Mag Instrument Inc.  
Maine Pulp & Paper Association  
Manufacture Alabama  
Marlin Steel Wire Products LLC  
Masco Corporation  
Matthews Associates, Inc  
Maynard Steel Casting Co.  
McFarland Cascade

McShan Lumber Company  
MeadWestvaco  
Metalcasters of Minnesota  
Metals Service Center Institute  
Michigan Forest Products Council  
Michigan Manufacturers Association  
Mid-Atlantic Community Papers Association  
Mid-States Energy Works, Inc.  
Midwest Free Community Papers  
Minnesota Chamber of Commerce  
Minnesota Forest Industries  
Minnesota Free Paper Association  
Mississippi Lime Company  
Mississippi Manufacturers Association  
Mississippi Marine Corporation  
Missouri Forest Products Association  
Moody Dunbar, Inc  
Motor & Equipment Manufacturers Association  
MP Global Products  
Myers Industries  
NAHAD - The Association for Hose &  
Accessories Distribution  
National Association of Manufacturers  
National Council of Textile Organizations  
National Federation of Independent Business  
National Gypsum Company  
National Oilseed Processors Association  
National Solid Wastes Management Association  
NC Association of Professional Loggers, Inc.  
Nelsen Steel Company  
Nevada Wood Preserving  
NewPage Corporation  
Nippon Paper Industries USA Co., Ltd  
Non-Ferrous Founders' Society  
North American Die Casting Association  
North American Wholesale Lumber Association  
Northeast PA Manufacturers & Employers  
Association  
Northeastern Loggers' Association  
Northern Arizona Loggers Association  
Northwest Pulp & Paper Association  
Nucor Corp  
Ohio Cast Metals Association  
Ohio Chamber of Commerce  
Ohio Forestry Association, Inc.  
Ohio Manufacturers' Association  
Ohio Municipal Electric Association  
O'Neal Industries  
Oregon Women In Timber

Ormet Corporation  
 Owens-Illinois, Inc.  
 PA Chamber of Business and Industry  
 Pacific Wood Preserving of Bakersfield  
 Packaging Corporation of America  
 Paper Recycling Coalition  
 Paratech, Inc  
 Pellet Fuels Institute  
 Pennsylvania Forest Products Association  
 Pennsylvania Foundry Association  
 Perlick Corp  
 Plastics One, Inc  
 PneuDraulics, Inc  
 Port Townsend Paper Corporation  
 Portland Cement Association  
 PPG Industries  
 Precision Steel Warehouse, Inc.  
 Pressure Sensitive Tape Council  
 Prince Manufacturing Corporation  
 Professional Logging Contractors of Maine  
 Quality Float Works, Inc.  
 Rayonier  
 Recast Energy  
 Resolute Forest Products  
 Riceland Foods, Inc.  
 River Point, LLC  
 River Trading Company, LTD  
 Roanoke Cement Company  
 Robert W. Wall, Inc.  
 Rock-Tenn Company  
 Rosboro LLC  
 Roy "O" Martin Lumber Company, L.L.C.  
 Rubber Manufacturers Association  
 Rudd Company, Inc.  
 Saint-Gobain Corporation  
 Scott Metals, Inc  
 SDS Lumber Company  
 SGL Carbon, LLC  
 Sierra Pacific Industries  
 Simpson Lumber Company, LLC  
 South Carolina Chamber of Commerce  
 South Carolina Forestry Association  
 South Carolina Pulp and Paper Association  
 south coast lumber company  
 South-East Lumber Co.  
 Southeastern Advertising Publishers Association  
 Southeastern Lumber Manufacturers  
 Association  
 Southwestern Association of Community  
 Publications  
 Southworth Paper Company  
 SP Newsprint Company LLC  
 SPI: The Plastics Industry Trade Association  
 SpunCast, Inc.  
 Squires-Belt Material Company  
 Stainless Specialties, Inc.  
 Star Cutter Company  
 Steel Manufacturers Association  
 Stella-Jones Corporation  
 Storey Sawmill And Lumber Co. Inc.  
 Streater Dependable Mfg.  
 Sturm, Ruger & Co., Inc.  
 Sunnyside Corporation  
 Team Ten, LLC d/b/a American Eagle Paper  
 Mills  
 Technical Materials  
 Temperform Corporation  
 Temple-Inland Inc.  
 Templeton Coal Company, Inc.  
 Tennessee Chamber of Commerce & Industry  
 Tennessee Forestry Association  
 Tennessee Paper Council  
 Texas Association of Business  
 Texas Cast Metals Association  
 Texas Community Newspaper Association  
 Texas Forest Industries Council  
 Textile Rental Services Association  
 The Continental Products Co.  
 The Dow Chemical Company  
 The Fertilizer Institute  
 The L.S.Starrett Co.  
 The Loxcren Co., Inc.  
 The Manitowoc Company, Inc.  
 The Pacific Wood Preserving Companies  
 The Railway Tie Association  
 The Shepherd Chemical Company  
 The Society of Chemical Manufacturers and  
 Affiliates  
 The Vinyl Institute  
 Therm Tec, Inc.  
 Thilmany LLC  
 Thyssenkrupp Waupaca Inc.  
 Titan America LLC  
 TMA  
 Tolleson Lumber Company  
 Tran-Tec Inc.  
 Treated Wood Council

Tri-State Generation and Transmission  
Association  
U.S. Beet Sugar Association  
U.S. Chamber of Commerce  
United Electric Controls Company  
Uniweld Products Inc.  
USG Corporation  
Utah Manufacturers Association  
Utz Quality Foods, Inc.  
Valley Wood Preserving, Inc.  
Vermeer Corporation  
VernDale Products Inc.  
Verso Paper Corp.  
Virginia Forest Products Association  
Virginia Forestry Association  
Virginia Manufacturers Association  
Walex Products Company, Inc.  
Washington Contract Loggers Association, Inc.  
Wellborn Cabinet INC.  
Western Gage Corporation  
Weyerhaeuser Company  
Wigwam Mills Inc.  
Williams-Pyro, Inc.  
Windham Millwork, Inc  
Window and Door Manufacturers Association  
Winston Printing Company, Inc.  
Wisconsin Cast Metals Association  
Wisconsin Community Papers  
Wisconsin Manufacturers & Commerce  
Wisconsin Paper Council  
WV Manufacturers Association  
Zelazoski Wood Products, Inc.  
Zero Zone Inc/ NAM/AHRI