

HL Comm - 200  
1/22/2009  
H.L.C. Amend # 1 I

Ruled Non-Gerr  
Withdrawn

**AMENDMENT TO COMMITTEE PRINT  
OFFERED BY MR. WALDEN OF OREGON**

At the end of section 5001, add the following:

1 (c) RENEWABLE BIOMASS.—

2 (1) IN GENERAL.—Section 201 of the Energy  
3 Independence and Security Act of 2007 (Public Law  
4 110–140; 121 Stat. 1519) is amended in the amend-  
5 ment made to section 211(o)(1) of the Clean Air Act  
6 (42 U.S.C. 7545) by amending subparagraph (I) of  
7 such section 211(o)(1) to read as follows:

8 “(I) RENEWABLE BIOMASS.—The term ‘re-  
9 newable biomass’ means—

10 “(A) materials, precommercial thinnings,  
11 or removed exotic species that—

12 “(i) are byproducts of preventive  
13 treatments (such as trees, wood, brush,  
14 thinnings, chips, and slash) that are re-  
15 moved—

16 “(I) to reduce hazardous fuels;

17 “(II) to reduce or contain disease  
18 or insect infestation; or

19 “(III) to restore ecosystem  
20 health;

1                   “(ii) would not otherwise be used for  
2                   higher-value products; and

3                   “(iii) are harvested from National  
4                   Forest System land or public lands (as de-  
5                   fined in section 103 of the Federal Land  
6                   Policy and Management Act of 1976) in  
7                   accordance with—

8                   “(I) Federal and State law;

9                   “(II) applicable land manage-  
10                  ment plans; and

11                  “(III) the requirements for old-  
12                  growth maintenance, restoration, and  
13                  management direction of paragraphs  
14                  (2), (3), and (4) of subsection (e) of  
15                  section 102 of the Healthy Forests  
16                  Restoration Act of 2003 and the re-  
17                  quirements for large-tree retention of  
18                  subsection (f) of that section; or

19                  “(B) any organic matter that is available  
20                  on a renewable or recurring basis from non-  
21                  Federal land or land belonging to an Indian or  
22                  Indian tribe that is held in trust by the United  
23                  States or subject to a restriction against alien-  
24                  ation imposed by the United States, including—

1                   “(i) renewable plant material, includ-  
2                   ing—

3                   “(I) feed grains;

4                   “(II) other agricultural commod-  
5                   ities;

6                   “(III) other plants and trees; and

7                   “(IV) algae; and

8                   “(ii) waste material, including—

9                   “(I) crop residue;

10                  “(II) other vegetative waste ma-  
11                  terial (including wood waste and wood  
12                  residues);

13                  “(III) animal waste and byprod-  
14                  ucts (including fats, oils, greases, and  
15                  manure);

16                  “(IV) construction waste; and

17                  “(V) food waste and yard  
18                  waste.”.

19                  (2) EFFECTIVE DATE.—The amendment made  
20                  by paragraph (1) shall take effect as if included in  
21                  the enactment of the Energy Independence and Se-  
22                  curity Act of 2007 (Public Law 110–140).

