



Surface Transportation Board
Washington, D.C. 20423-0001

300226

December 19, 2019

ENTERED
Office of Proceedings
December 20, 2019
Part of
Public Record

The Honorable Rick Crawford
United States House of Representatives
2422 Rayburn House Office Building
Washington, DC 20515

Dear Representative Crawford:

Thank you for your recent letter regarding the petition filed in Association of American Railroads—Petition for Declaratory Order, Docket No. FD 36369, which raises the issue of preemption of the Clean Water Act's discharge prohibition and related permitting requirements concerning rail cars. In the alternative to issuing a declaratory order, the Association of American Railroads asks that the Board institute a proceeding to consider public comments on that issue. We appreciate knowing your views on the matter.

While we cannot comment on the merits of the petition because it is currently pending before the Board, please know that we are carefully reviewing all filings submitted in the record. Your letter, along with this response, will be entered into the docket.

Again, thank you for taking the time to inform us of your views. If you or your staff have any questions, please contact us or Lucille Marvin, the Board's Director of the Office of Public Assistance, Governmental Affairs, and Compliance, at (202) 245-0238.

Sincerely,

Ann Begeman
Chairman

Patrick Fuchs
Vice Chairman

Martin Oberman
Board Member