



THE ADMINISTRATOR

WASHINGTON, D.C. 20460

July 9, 2026

Mr. Edward F. Poolos
Director
Alabama Department of Environmental Management
1400 Coliseum Boulevard 36110-2400
P.O. Box 301463
Montgomery, Alabama 36130-1463

Dear Mr. Poolos:

Through this letter, the U.S. Environmental Protection Agency is notifying you that we consider the Alabama Coal Combustion Residuals Permit Program Application submitted on May 18, 2026, pursuant to 42 U.S.C. § 6945(d)(1) to be complete. The application contains the necessary elements of 40 CFR Part 257, Subpart D and the elements of a permitting program that will allow EPA to make a preliminary determination on the adequacy of Alabama's CCR permit program. For the specific reasons stated in Alabama's application, the state is seeking partial program approval.

The Alabama Department of Environmental Management adopted CCR-related amendments to the ADEM Administrative Code Division 335-13 Chapters 1, 4, 5 and 15 most recently on December 13, 2021. ADEM Administrative Code Chapter 335-13-15 largely replicates the requirements of 40 CFR part 257, subpart D amended through November 12, 2020. In addition to the technical criteria in ADEM Chapter 335-13-15, Alabama has adopted state-specific permit requirements, including public participation requirements, at ADEM Administrative Code Chapter 335-13-05. Alabama also has additional reporting and approval requirements for CCR units.

EPA is proposing to approve Alabama's partial program. The agency will begin the formal process of soliciting public comment and making a final determination on whether to approve Alabama's partial CCR permit program. In accordance with 42 U.S.C. § 6945(d)(1)(B), EPA will finalize this determination within 180 days of this letter. The agency will soon publish a notice in the *Federal Register* announcing and soliciting public comment on its proposed determination. We look forward to continuing to work with Alabama during the program review process.

If you have questions or concerns on the completeness determination of the Alabama CCR permit program application or next steps in the process, please contact me or Andrew Baca, director of EPA's Office of Resource Conservation and Recovery, at baca.andrew@epa.gov or (202) 564-6012.

Sincerely,

A handwritten signature in cursive script, reading "Lee Zeldin".

Lee M. Zeldin