

## Miami Smelter Compliance Exemption - Key Points

- In 2024, the EPA implemented a new Copper Smelter Rule that set limits on certain emissions that can come from copper smelters, such as particulate matter that may include lead and arsenic. The rule also required additional emission-control equipment for smelters.
- In October, President Trump issued a Presidential Proclamation granting the Miami Smelter a two-year compliance exemption from the Copper Smelter Rule. The option to file for a Presidential exemption was authorized by Congress under the Clean Air Act and is available to multiple industries.
- The two-year extension beyond the rule's compliance dates gives EPA time to review and reconsider the rule, which is underway now, and gives the company time to plan for future implementation.
- The two-year exemption **does not** authorize increased emissions or allow the smelter to exceed existing regulatory limits. The smelter remains subject to the emission and compliance obligations that were in place before the new Copper Smelter Rule was finalized in 2024.
- The Miami Smelter **is and intends to remain** in compliance with current EPA limits on emissions.
- Air quality around the smelter is regularly monitored by both the State of Arizona and Freeport. The state operates a monitor near the site that tracks lead levels, and Freeport added a second monitor at the location where EPA modeling shows the highest potential impact.

Data from both monitors consistently shows lead levels well below the limits set to protect public health. The Freeport monitor also shows arsenic levels well below EPA's health-based benchmark. Monitoring conducted by the State is transparent, and community members can review the data on EPA's website at:  
<https://www.epa.gov/outdoor-air-quality-data/download-daily-data>.

- The smelter has long-standing emission-control technology in place and a long history of investing in systems to reduce air emissions. Miami uses a variety of capture and control technologies for minimizing emissions including an acid plant, wet scrubbers, wet electrostatic precipitators, and a baghouse.

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- There have been multiple capital investments over the years for reducing smelter emissions including approximately \$250 million in upgrades to particulate matter and sulfur dioxide emission capture and control technologies installed between 2013 to 2017, the installation of secondary gas handling and cleaning systems in 1992 and 2005, and a double-contact sulfuric acid plant in 1972.
- Freeport is committed to operating responsibly and protecting the environment and community health. At Miami, this includes strong environmental stewardship programs, responsible operating practices, and investments in long-term community partnerships and resilience. We also work to be good neighbors by responding quickly and compassionately in times of critical community need.
- The company recently launched the Pinal Valley Soil Program, a voluntary, community-focused initiative to sample soil and, if needed, clean up soil in neighborhoods near the Miami Smelter. Because of smelter operations many decades ago, before modern air-quality controls existed, may have left small amounts of metal-bearing particles in nearby soil, the program offers free soil testing for residential, commercial and public properties within the study area.

If soil testing shows metal levels above standards set by the Arizona Department of Environmental Quality, which is providing regulatory oversight of the program, the company will remove and replace the soil and restore landscaping at no cost to the property owner. Participation is completely voluntary, and property owners can choose whether to take part in soil testing and, if needed, cleanup.