

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 2467) TO REQUIRE THE ADMINISTRATOR OF THE ENVIRONMENTAL PROTECTION AGENCY TO DESIGNATE PER- AND POLYFLUOROALKYL SUBSTANCES AS HAZARDOUS SUBSTANCES UNDER THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY ACT OF 1980; PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 2668) TO AMEND THE FEDERAL TRADE COMMISSION ACT TO AFFIRMATIVELY CONFIRM THE AUTHORITY OF THE FEDERAL TRADE COMMISSION TO SEEK PERMANENT INJUNCTIONS AND OTHER EQUITABLE RELIEF FOR VIOLATIONS OF ANY PROVISION OF LAW ENFORCED BY THE COMMISSION; AND PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 3985) TO AMEND THE AFGHAN ALLIES PROTECTION ACT OF 2009 TO EXPEDITE THE SPECIAL IMMIGRANT VISA PROCESS FOR CERTAIN AFGHAN ALLIES, AND FOR OTHER PURPOSES

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JULY 19, 2021.—Referred to the House Calendar and ordered to be printed

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Ms. ROSS, from the Committee on Rules,  
submitted the following

## R E P O R T

[To accompany H. Res. 535]

The Committee on Rules, having had under consideration House Resolution 535, by a record vote of 9 to 4, report the same to the House with the recommendation that the resolution be adopted.

### SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 2467, the PFAS Action Act of 2021, under a structured rule. The resolution provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce or their designees. The resolution waives all points of order against consideration of the bill. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 117–10, modified by the amendment printed in part A of this report, shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution provides that following debate, each further amendment printed in part B of this report not earlier considered as part of amendments en bloc pursuant to section 3 shall be considered only in the order printed in the report,

may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, may be withdrawn by the proponent at any time before the question is put thereon, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The resolution provides that at any time after debate the chair of the Committee on Energy and Commerce or his designee may offer amendments en bloc consisting of further amendments printed in part B of this report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question. The resolution waives all points of order against the amendments printed in part B of this report or amendments en bloc described in section 3 of the resolution. The resolution provides one motion to recommit. The resolution provides for consideration of H.R. 2668, the Consumer Protection and Recovery Act, under a closed rule. The resolution provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce or their designees. The resolution waives all points of order against consideration of the bill. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 117-11 shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution provides for one motion to recommit. The resolution provides for consideration of H.R. 3985, the Allies Act of 2021, under a closed rule. The resolution provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on the Judiciary or their designees. The resolution waives all points of order against consideration of the bill. The resolution provides that the amendment printed in part C of this report shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution provides one motion to recommit. The resolution provides that at any time through the legislative day of Thursday, July 22, 2021, the Speaker may entertain motions offered by the Majority Leader or a designee that the House suspend the rules with respect to multiple measures that were the object of motions to suspend the rules on the legislative days of July 19 or 20, 2021, and on which the yeas and nays were ordered and further proceedings postponed. The Chair shall put the question on any such motion without debate or intervening motion, and the ordering of the yeas and nays on postponed motions to suspend the rules with respect to such measures is vacated.

#### EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 2467 includes waivers of the following:

—Section 303(a) of the Congressional Budget Act, which prohibits consideration of legislation, as reported, providing new budg-

et authority, change in revenues, change in public debt, new entitlement authority or new credit authority for a fiscal year until the budget resolution for that year has been agreed to.

—Section 425 of the Congressional Budget Act, which prohibits consideration of (1) any legislation referred by a committee until the committee publishes the CBO's statement on the direct costs of Federal mandates and (2) any legislation that that would increase the direct costs of Federal intergovernmental mandates beyond \$50,000,000 (adjusted for inflation) unless the legislation provides for new budget authority or the legislation appropriates sufficient funds to cover the new costs.

—Clause 10 of rule XXI, which prohibits consideration of a measure that has a net effect of increasing the deficit or reducing the surplus over the five- or 10-year period.

Although the resolution waives all points of order against provisions in H.R. 2467, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments printed in part B of this report and amendments en bloc described in section 3 of the resolution, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against consideration of H.R. 2668, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against provisions in H.R. 2668, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against consideration of H.R. 3985 includes waivers of the following:

—Clause 12 of rule XXI, which prohibits consideration of a bill or joint resolution pursuant to a special order of business reported by the Committee on Rules that has not been reported by a committee.

—Section 302(f)(1) of the Congressional Budget Act, which prohibits consideration of legislation providing new budget authority in excess of a 302(a) or 302(b) allocation of such authority.

—Section 303(a) of the Congressional Budget Act, which prohibits consideration of legislation, as reported, providing new budget authority, change in revenues, change in public debt, new entitlement authority or new credit authority for a fiscal year until the budget resolution for that year has been agreed to.

—Clause 10 of rule XXI, which prohibits consideration of a measure that has a net effect of increasing the deficit or reducing the surplus over the five- or 10-year period.

Although the resolution waives all points of order against provisions in H.R. 3985, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

#### COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

*Rules Committee record vote No. 114*

Motion by Mr. Cole to report an open rule for H.R. 2467, H.R. 2668, and H.R. 3985. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mrs. Torres .....	Nay	Mr. Cole .....	Yea
Mr. Perlmutter .....	Nay	Mr. Burgess .....	Yea
Mr. Raskin .....	Nay	Mr. Reschenthaler .....	Yea
Ms. Scanlon .....	Nay	Mrs. Fischbach .....	Yea
Mr. Morelle .....	Nay		
Mr. DeSaulnier .....	Nay		
Ms. Ross .....	Nay		
Mr. Neguse .....	Nay		
Mr. McGovern, Chairman .....	Nay		

*Rules Committee record vote No. 115*

Motion by Mr. Burgess to amend the rule to H.R. 2467 to make in order amendment #12, offered by Rep. Burgess (TX), which ensures liability for PFAS cleanup only falls on those directly responsible for accidents that require cleanup under CERCLA. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mrs. Torres .....	Nay	Mr. Cole .....	Yea
Mr. Perlmutter .....	Nay	Mr. Burgess .....	Yea
Mr. Raskin .....	Nay	Mr. Reschenthaler .....	Yea
Ms. Scanlon .....	Nay	Mrs. Fischbach .....	Yea
Mr. Morelle .....	Nay		
Mr. DeSaulnier .....	Nay		
Ms. Ross .....	Nay		
Mr. Neguse .....	Nay		
Mr. McGovern, Chairman .....	Nay		

*Rules Committee record vote No. 116*

Motion by Mr. Burgess to amend the rule to H.R. 2668 to make in order amendment #2, offered by Rep. Bilirakis (FL), which clarifies the FTC may only seek restitution and disgorgement in cases involving unfair or deceptive acts or practices in which a reasonable person would have known the potential violation under consideration was unfair or deceptive, and reduces the statute of limitations from 10 years to 5 years but also includes an avenue to allow the FTC to seek equitable relief with respect to violations where a corporation engaged in intentionally deceptive or fraudulent conduct that prevented the Commission from bringing the suit within the 5 year statute of limitations. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mrs. Torres .....	Nay	Mr. Cole .....	Yea
Mr. Perlmutter .....	Nay	Mr. Burgess .....	Yea
Mr. Raskin .....	Nay	Mr. Reschenthaler .....	Yea
Ms. Scanlon .....	Nay	Mrs. Fischbach .....	Yea
Mr. Morelle .....	Nay		
Mr. DeSaulnier .....	Nay		
Ms. Ross .....	Nay		
Mr. Neguse .....	Nay		
Mr. McGovern, Chairman .....	Nay		

*Rules Committee record vote No. 117*

Motion by Mrs. Fischbach to amend the rule to H.R. 2668 to make in order amendment #5, offered by Rep. Bentz (OR), which codifies the FTC policy statement from 2015 about bringing Section 5 “unfair methods of competition” enforcement actions in light of the consumer welfare standard. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mrs. Torres .....	Nay	Mr. Cole .....	Yea
Mr. Perlmutter .....	Nay	Mr. Burgess .....	Yea
Mr. Raskin .....	Nay	Mr. Reschenthaler .....	Yea
Ms. Scanlon .....	Nay	Mrs. Fischbach .....	Yea
Mr. Morelle .....	Nay		
Mr. DeSaulnier .....	Nay		
Ms. Ross .....	Nay		
Mr. Neguse .....	Nay		
Mr. McGovern, Chairman .....	Nay		

*Rules Committee record vote No. 118*

Motion by Ms. Ross to report the rule. Adopted: 9–4

Majority Members	Vote	Minority Members	Vote
Mrs. Torres .....	Yea	Mr. Cole .....	Nay
Mr. Perlmutter .....	Yea	Mr. Burgess .....	Nay
Mr. Raskin .....	Yea	Mr. Reschenthaler .....	Nay
Ms. Scanlon .....	Yea	Mrs. Fischbach .....	Nay
Mr. Morelle .....	Yea		
Mr. DeSaulnier .....	Yea		
Ms. Ross .....	Yea		
Mr. Neguse .....	Yea		
Mr. McGovern, Chairman .....	Yea		

SUMMARY OF THE AMENDMENT TO H.R. 2467 IN PART A CONSIDERED AS ADOPTED

1. Pallone (NJ): Updates grant programs under the Safe Drinking Water Act and the Clean Water Act to match language included in the INVEST Act. Clarifies that the moratorium on new PFAS does not apply to PFAS for research and development related to drugs, medical devices, or PPE.

SUMMARY OF THE AMENDMENTS TO H.R. 2467 IN PART B MADE IN ORDER

1. Kildee (MI), Kind (WI), Delgado (NY): Requires EPA to create a website to better help well water users test their water and understand the results. (10 minutes)

2. Leger Fernandez (NM): Ensures that testing under Sec. 3 and the risk communication strategy under Sec. 15 considers the risks PFAS poses to water used for agricultural purposes. (10 minutes)

3. Levin, Andy (MI): Establishes a new grant program to test for and remediate PFAS containments in the drinking water at school facilities, and authorizes \$100 million to carry out that program for FY2022 through FY2026. (10 minutes)

4. Ocasio-Cortez (NY): Ensures that information on the Household Well Water Testing Website is presented in a manner that provides meaningful access to individuals with limited English proficiency. (10 minutes)

5. Ross, Deborah (NC), Rouzer (NC): Revises the PFAS Infrastructure Grant Program to allow applicants to certify that the treatment technology that was in use by the community water system on the date of enactment was not sufficient to remove all detectable amounts of PFAS. (10 minutes)

6. San Nicolas (GU): Requires the Administrator to provide grants to insular territories. (10 minutes)

7. Sarbanes (MD), Fitzpatrick (PA): Requires EPA to obtain analytical reference standards for PFAS for the development of protocols and methodologies and enforcement activities (10 minutes)

8. Slotkin (MI): Increases the annual funding for the Assistance for Community Water Systems Affected by PFAS grant program. (10 minutes)

9. Slotkin (MI), Meijer (MI): Adds to the Household Well Water Testing Website information about the health risks associated with exposure to PFAS-contaminated water as well as recommendations for individuals who believe they may have been exposed such PFAS-contaminated water. (10 minutes)

10. Slotkin (MI): Adds to the list of products covered by the PFAS Free Product Labeling Program. (10 minutes)

SUMMARY OF THE AMENDMENT TO H.R. 3985 IN PART C CONSIDERED  
AS ADOPTED

1. Nadler (NY): Revises the requirement that an applicant “has experienced or is experiencing” a serious threat to require an applicant “has asserted a credible basis for concern about the possibility of” a serious threat. Clarifies that Afghan nationals who worked under cooperative agreements or grants to advance the U.S. mission are eligible for the Afghan SIV program if recommended by the federal agency that authorized their funding. Gives the government the flexibility remove the requirement that applicants file a petition with USCIS. Allows surviving spouses and children to retain eligibility if a request for COM approval is pending and the principal applicant would have been approved for an SIV had they survived. And makes other minor technical changes.

PART A—TEXT OF AMENDMENT TO H.R. 2467 CONSIDERED AS ADOPTED

Page 9, strike lines 8 through 10, and insert the following:

“(7) PFAS.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), this subsection does not apply to any chemical substance that is a perfluoroalkyl or polyfluoroalkyl substance.

“(B) DRUGS AND DEVICES.—Paragraph (3) applies to a chemical substance that is a perfluoroalkyl or polyfluoroalkyl substance which is manufactured or processed, or proposed to be manufactured or processed, solely for purposes of—

“(i) scientific experimentation or analysis with respect to a drug or device (as such terms are defined in section 201 of the Federal Food, Drug, and Cosmetic Act) or personal protective equipment (as such term is defined in section 20005 of the CARES Act); or

“(ii) chemical research on, or analysis of, such a chemical substance for the development of a drug or

device (as such terms are defined in section 201 of the Federal Food, Drug, and Cosmetic Act) or personal protective equipment (as such term is defined in section 20005 of the CARES Act).”; and

Page 20, strike lines 1 through 12 and insert the following:

“(B) a certification that the treatment technology in use by the community water system at the time of application is not sufficient to meet all applicable standards, and all applicable health advisories published pursuant to section 1412(b)(1)(F), for perfluoroalkyl and polyfluoroalkyl substances.

“(c) LIST OF ELIGIBLE TREATMENT TECHNOLOGIES.—Not later than 150 days after the date of enactment of this section, and every 2 years thereafter, the Administrator shall publish a list of treatment technologies that the Administrator determines are the most effective at removing perfluoroalkyl and polyfluoroalkyl substances from drinking water.

“(d) PRIORITY FOR FUNDING.—In awarding grants under this section, the Administrator shall prioritize an affected community water system that—

“(1) serves a disadvantaged community;

“(2) will provide at least a 10-percent cost share for the cost of implementing an eligible treatment technology;

“(3) demonstrates the capacity to maintain the eligible treatment technology to be implemented using the grant; or

“(4) is located within an area with respect to which the Administrator has published a determination under the first sentence of section 1424(e) relating to an aquifer that is the sole or principal drinking water source for the area.

Strike section 17 and insert the following:

**SEC. 17. CLEAN WATER ACT EFFLUENT LIMITATIONS GUIDELINES AND STANDARDS AND WATER QUALITY CRITERIA FOR PFAS.**

(a) DEADLINES.—

(1) WATER QUALITY CRITERIA.—Not later than 3 years after the date of enactment of this section, the Administrator shall publish in the Federal Register human health water quality criteria under section 304(a)(1) of the Federal Water Pollution Control Act (33 U.S.C. 1314) for each measurable perfluoroalkyl substance, polyfluoroalkyl substance, and class of such substances.

(2) EFFLUENT LIMITATIONS GUIDELINES AND STANDARDS FOR PRIORITY INDUSTRY CATEGORIES.—As soon as practicable, but not later than 4 years after the date of enactment of this section, the Administrator shall publish in the Federal Register a final rule establishing, for each priority industry category, effluent limitations guidelines and standards, in accordance with the Federal Water Pollution Control Act, for the discharge (including a discharge into a publicly owned treatment works) of each measurable perfluoroalkyl substance, polyfluoroalkyl substance, and class of such substances.

(b) NOTIFICATION.—The Administrator shall notify the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate of each publication made under this section.

(c) IMPLEMENTATION ASSISTANCE FOR PUBLICLY OWNED TREATMENT WORKS.—

(1) IN GENERAL.—The Administrator shall award grants to owners and operators of publicly owned treatment works, to be used to implement effluent limitations guidelines and standards developed by the Administrator for a perfluoroalkyl substance, polyfluoroalkyl substance, or class of such substances.

(2) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Administrator to carry out this subsection \$200,000,000 for each of fiscal years 2022 through 2026, to remain available until expended.

(d) NO INCREASED BONDING AUTHORITY.—Amounts awarded to an owner or operator of a publicly owned treatment works under this section may not be used as a source of payment of, or security for (directly or indirectly), in whole or in part, any obligation the interest on which is exempt from the tax imposed under chapter 1 of the Internal Revenue Code of 1986.

(e) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Environmental Protection Agency.

(2) EFFLUENT LIMITATION.—The term “effluent limitation” has the meaning given that term in section 502 of the Federal Water Pollution Control Act (33 U.S.C. 1362).

(3) MEASURABLE.—The term “measurable” means, with respect to a chemical substance or class of chemical substances, capable of being measured using test procedures established under section 304(h) of the Federal Water Pollution Control Act (33 U.S.C. 1314).

(4) PERFLUOROALKYL SUBSTANCE.—The term “perfluoroalkyl substance” means a chemical of which all of the carbon atoms are fully fluorinated carbon atoms.

(5) POLYFLUOROALKYL SUBSTANCE.—The term “polyfluoroalkyl substance” means a chemical containing at least one fully fluorinated carbon atom and at least one carbon atom that is not a fully fluorinated carbon atom.

(6) PRIORITY INDUSTRY CATEGORY.—The term “priority industry category” means the following point source categories:

(A) Organic chemicals, plastics, and synthetic fibers, as identified in part 414 of title 40, Code of Federal Regulations (or successor regulations).

(B) Pulp, paper, and paperboard, as identified in part 430 of title 40, Code of Federal Regulations (or successor regulations).

(C) Textile mills, as identified in part 410 of title 40, Code of Federal Regulations (or successor regulations).

(D) Electroplating, as identified in part 413 of title 40, Code of Federal Regulations (or successor regulations).

(E) Metal finishing, as identified in part 433 of title 40, Code of Federal Regulations (or successor regulations).

(F) Leather tanning and finishing, as identified in part 425 of title 40, Code of Federal Regulations (or successor regulations).

(G) Paint formulating, as identified in part 446 of title 40, Code of Federal Regulations (or successor regulations).



(H) Electrical and electronic components, as identified in part 469 of title 40, Code of Federal Regulations (or successor regulations).

(I) Plastics molding and forming, as identified in part 463 of title 40, Code of Federal Regulations (or successor regulations).

(7) TREATMENT WORKS.—The term “treatment works” has the meaning given that term in section 212 of the Federal Water Pollution Control Act (33 U.S.C. 1292).

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PART B—TEXT OF AMENDMENTS TO H.R. 2467 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE KILDEE OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 30, strike lines 13 through 17 and insert the following:

(5) Information on treatment options, including information relating to water treatment systems certified to the relevant NSF/ANSI American National Standard for drinking water treatment units by a third-party certification body accredited by the ANSI National Accreditation Board.

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2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEGER FERNANDEZ OF NEW MEXICO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 6, line 4, insert “and water used for agricultural purposes” after “water”.

Page 31, line 20, insert “and water used for agricultural purposes” after “water”.

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3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEVIN OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end the following:

**SEC. 18. SCHOOL DRINKING WATER TESTING AND FILTRATION GRANT PROGRAM.**

Part F of the Safe Drinking Water Act (42 U.S.C. 300j–21 et seq.) is amended by adding at the end the following:

**“SEC. 1466. SCHOOL PFAS TESTING AND FILTRATION GRANT PROGRAM.**

“(a) IN GENERAL.—Not later than 1 year after the date of enactment of this section, the Administrator shall establish a program to make grants to eligible entities for—

“(1) testing for perfluoroalkyl and polyfluoroalkyl substances in drinking water at schools that is conducted by an entity approved by the Administrator or the applicable State to conduct the testing;

“(2) installation, maintenance, and repair of water filtration systems effective for reducing perfluoroalkyl and polyfluoroalkyl substances in drinking water at schools that contains a level of any perfluoroalkyl or polyfluoroalkyl substance that exceeds—

- “(A) an applicable maximum contaminant level established by the Administrator under section 1412; or
- “(B) an applicable standard established by the applicable State that is more stringent than the level described in subparagraph (A); or
- “(3) safe disposal of spent water filtration equipment used to reduce perfluoroalkyl and polyfluoroalkyl substances in drinking water at schools.
- “(b) GUIDANCE; PUBLIC AVAILABILITY.—As a condition of receiving a grant under this section, an eligible entity shall—
  - “(1) expend grant funds in accordance with any applicable State regulation or guidance regarding the reduction of perfluoroalkyl and polyfluoroalkyl substances in drinking water at schools that is not less stringent than any applicable guidance issued by the Administrator;
  - “(2) make publicly available, including, to the maximum extent practicable, on the website of the eligible entity, a copy of the results of any testing carried out with grant funds received under this section; and
  - “(3) notify parent, teacher, and employee organizations of the availability of the results described in paragraph (2).
- “(c) LIMITATION.—An eligible entity receiving a grant under this section may use not more than 5 percent of grant funds to pay the administrative costs of carrying out the activities for which the grant was made.
- “(d) DEFINITION OF ELIGIBLE ENTITY.—In this section, the term ‘eligible entity’ means—
  - “(1) a local educational agency; or
  - “(2) a State agency that administers a statewide program to test for, remediate, or filter perfluoroalkyl and polyfluoroalkyl substances in drinking water.
- “(e) AUTHORIZATION OF APPROPRIATION.—There is authorized to be appropriated to carry out this section \$100,000,000 for each of fiscal years 2022 through 2026, to remain available until expended.”.

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4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE OCASIO-CORTEZ OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 31, after line 2, insert the following:

(c) ACCESS.—The Administrator shall ensure information on the website established under subsection (a) is presented in a manner that provides meaningful access to such information for individuals with limited English proficiency.

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5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROSS OF NORTH CAROLINA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 20, beginning on line 2, strike “in use by the community water system at the time of application is” and insert “that was in use by the community water system on the date of enactment of this section was”.

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6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SAN NICOLAS OF GUAM OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 32, beginning on line 13, strike “Of the amounts made available under this subsection, the Administrator may use funds” and insert “To the extent that sufficient applications are received, the Administrator shall use not less than 2 percent of the amounts made available under this subsection”.

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SARBANES OF MARYLAND OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Add at the end the following:

**SEC. 18. ANALYTICAL REFERENCE STANDARDS FOR PFAS.**

(a) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the Administrator of the Environmental Protection Agency shall require each covered entity to submit to the Administrator an analytical reference standard for each perfluoroalkyl or polyfluoroalkyl substance with at least one fully fluorinated carbon atom manufactured by the covered entity after the date that is 10 years prior to the date of enactment of this Act.

(b) USES.—The Administrator may—

(1) use an analytical reference standard submitted under this section only for—

(A) the development of information, protocols, and methodologies, which may be carried out by an entity determined appropriate by the Administrator; and

(B) activities relating to the implementation or enforcement of Federal requirements; and

(2) provide an analytical reference standard submitted under this section to a State, to be used only for—

(A) the development of information, protocols, and methodologies, which may be carried out by an entity determined appropriate by the State; and

(B) activities relating to the implementation or enforcement of State requirements.

(c) PROHIBITION.—No person receiving an analytical reference standard submitted under this section may use or transfer the analytical reference standard for a commercial purpose.

(d) DEFINITIONS.—In this section:

(1) COVERED ENTITY.—The term “covered entity” means a manufacturer of a perfluoroalkyl or polyfluoroalkyl substance with at least one fully fluorinated carbon atom.

(2) MANUFACTURE; STATE.—The terms “manufacture” and “State” have the meanings given those terms in section 3 of the Toxic Substances Control Act (15 U.S.C. 2602).

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SLOTKIN OF MICHIGAN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 21, strike lines 9 through 13 and insert “than \$500,000,000 for each of fiscal years 2022 through 2026.”.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SLOTKIN OF MICHIGAN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 30, after line 25, insert the following:

- (8) Information about the health risks associated with consuming water contaminated with PFAS as well as recommendations for individuals who believe they may have consumed such PFAS-contaminated water.

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10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SLOTKIN OF MICHIGAN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 25, beginning on line 21, strike “pot, pan, cooking utensil, carpet, or rug, clothing, or upholstered furniture, or a stain resistant, water resistant, or grease resistant coating not subject to requirements under section 409 of the Federal Food, Drug, and Cosmetic Act” and insert “covered product”.

Page 26, beginning on line 2, strike “pot, pan, cooking utensil, carpet, rug, clothing, or upholstered furniture, or stain resistant, water resistant, or grease resistant coating” and insert “covered product”.

Page 26, beginning on line 7, strike “pot, pan, cooking utensil, carpet, rug, clothing, or upholstered furniture, or stain resistant, water resistant, or grease resistant coating not subject to requirements under section 409 of the Federal Food, Drug, and Cosmetic Act” and insert “covered product”.

Page 26, beginning on line 14, amend subsection (b) to read as follows:

(b) DEFINITIONS.—In this section:

(1) COVERED PRODUCT.—The term “covered product” means—

- (A) a pot,
- (B) a pan;
- (C) a cooking utensil;
- (D) carpet;
- (E) a rug;
- (F) clothing;
- (G) upholstered furniture;
- (H) a stain resistant, water resistant, or grease resistant coating not subject to requirements under section 409 of the Federal Food, Drug, and Cosmetic Act;
- (I) food packaging material;
- (J) an umbrella;
- (K) luggage; or
- (L) a cleaning product.

(2) PFAS.—The term “PFAS” means a perfluoroalkyl or polyfluoroalkyl substance with at least one fully fluorinated carbon atom.

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PART C—TEXT OF AMENDMENT TO H.R. 3985 CONSIDERED AS ADOPTED

Page 1, line 6, strike “Allies” and insert “ALLIES”.

Page 2, after line 5, insert the following (and redesignate the succeeding paragraphs accordingly):

(1) in subparagraph (A)(iv), by striking “has experienced or is experiencing” and inserting “has asserted a credible basis for concern about the possibility of”;

Page 2, line 10, strike “AT” and insert “WITH”.

Page 2, line 11, strike “FORCE” and insert “OR SUCCESSOR FORCE”.

Page 2, after line 13, insert the following (and redesignate the succeeding subsections accordingly):

(c) AFGHANS EMPLOYED SUBJECT TO A GRANT OR COOPERATIVE AGREEMENT.—Section 602(b)(2)(A)(ii)(I) of the Afghan Allies Protection Act of 2009 (8 U.S.C. 1101 note) is amended by inserting after “United States Government” the following “, including employment or other work in Afghanistan through a cooperative agreement or grant funded by the United States Government if the Secretary of State determines, based on a recommendation from the Federal agency or organization authorizing such funding, that such alien contributed to the United States mission in Afghanistan”.

(d) ELIMINATING DUPLICATIVE PROCESSING REQUIREMENTS.—Section 602(b) of the Afghan Allies Protection Act of 2009 (8 U.S.C. 1101 note) is amended—

(1) in paragraph (1)—

(A) in the matter preceding subparagraph (A), by striking “, notwithstanding any other provision of law, the Secretary of State in consultation with the Secretary of Homeland Security” and inserting “the Secretary of State”; and

(B) in subparagraph (A), by striking “a petition for classification under section 203(b)(4) of such Act (8 U.S.C. 1153(b)(4))” and inserting “a request for such status in accordance with procedures established by the Secretary of Homeland Security and Secretary of State”; and

(2) in paragraph (2)—

(A) in subparagraph (A)(ii), by striking “petition” and inserting “request”; and

(B) in subparagraph (D)(i), by striking “petition” and inserting “request”.

(e) STRENGTHENING PROTECTIONS FOR SURVIVING SPOUSES AND CHILDREN.—Subparagraph (C) of section 602(b)(2) of the Afghan Allies Protection Act of 2009 (8 U.S.C. 1101 note) is amended to read as follows:

“(C) SURVIVING SPOUSE OR CHILD.—An alien is described in this subparagraph if—

“(i) the alien was the spouse or child of a principal alien described in subparagraph (A) who had submitted a request for classification pursuant to this section or a petition pursuant to section 1059 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 8 U.S.C. 1101 note) which included the alien as an accompanying spouse or child; and

“(ii) such request or petition—

“(I) if approved, was revoked (or otherwise rendered null) due to the death of the principal alien; or

“(II) if pending, is otherwise approvable but for the death of the principal alien.”.

Page 2, line 15, strike “application” and insert “requests for special immigration status, applications”.

Page 2, line 16, strike “visas” and insert “visas, or applications for adjustment of status”.

Page 3, line 1, strike “**ADDITIONAL AFGHAN SPECIAL IMMIGRANT VISA ALLOTMENT**” and insert “**AFGHAN ALLIES PROTECTION ACT**”.

Page 3, line 13, strike “visas” and insert “visas or adjust status”.

Page 3, line 15, strike “visas are” and insert “visa numbers are”.

