

116TH CONGRESS  
1ST SESSION

# H. R. 2596

To amend the Toxic Substances Control Act with respect to manufacturing and processing notices for per- and polyfluoroalkyl substances, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 8, 2019

Ms. KUSTER of New Hampshire (for herself and Mr. PAPPAS) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Toxic Substances Control Act with respect to manufacturing and processing notices for per- and polyfluoroalkyl substances, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Commu-  
5 nities from New PFAS Act”.

6 **SEC. 2. MANUFACTURING AND PROCESSING NOTICES FOR**  
7 **PER- AND POLYFLUOROALKYL SUBSTANCES.**

8 Section 5 of the Toxic Substances Control Act (15  
9 U.S.C. 2604) is amended—

1           (1) in subsection (h), by adding at the end the  
2 following:

3           “(7) This subsection does not apply to any chemical  
4 substance that is a perfluoroalkyl or polyfluoroalkyl sub-  
5 stance.”.

6           (2) by adding at the end the following:

7           “(j) PER- AND POLYFLUOROALKYL SUBSTANCES.—

8           “(1) DETERMINATION.—Any chemical sub-  
9 stance that is a perfluoroalkyl or polyfluoroalkyl sub-  
10 stance for which a notice is submitted under sub-  
11 section (a) shall be deemed to have been determined  
12 by the Administrator to present an unreasonable  
13 risk of injury to health or the environment under  
14 paragraph (3)(A) of such subsection.

15           “(2) ORDER.—Notwithstanding subsection  
16 (a)(3)(A), for a chemical substance described in  
17 paragraph (1) of this subsection, the Administrator  
18 shall issue an order under subsection (f)(3) to pro-  
19 hibit the manufacture, processing, and distribution  
20 in commerce of such chemical substance.”.

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