

112TH CONGRESS
1ST SESSION

S. 838

To amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

IN THE SENATE OF THE UNITED STATES

APRIL 14, 2011

Mr. TESTER (for himself, Mr. THUNE, Mr. NELSON of Nebraska, Mr. BEGICH, and Mr. BOOZMAN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

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 “Hunting, Fishing, and
5 Recreational Shooting Protection Act”.

1 **SEC. 2. MODIFICATION OF DEFINITION.**

2 Section 3(2)(B) of the Toxic Substances Control Act
3 (15 U.S.C. 2602(2)(B)) is amended—

4 (1) in clause (v), by striking “, and” and insert-
5 ing “, or any component of any such article includ-
6 ing, without limitation, shot, bullets and other pro-
7 jectiles, propellants, and primers,”;

8 (2) in clause (vi) by striking the period at the
9 end and inserting “, and”; and

10 (3) by inserting after clause (vi) the following:

11 “(vii) any sport fishing equipment (as such
12 term is defined in subparagraph (a) of section 4162
13 of the Internal Revenue Code of 1986) the sale of
14 which is subject to the tax imposed by section
15 4161(a) of such Code (determined without regard to
16 any exemptions from such tax as provided by section
17 4162 or 4221 or any other provision of such Code),
18 and sport fishing equipment components.”.

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