

SEC. 602. REVIEWS OF HEALTH EFFECTS VALUES.

Within 5 years after the enactment of this Act, the Administrator of the Environmental Protection Agency shall review each health or environmental effects value placed, before the effective date of title I, on the Integrated Risk Information System (IRIS) Database maintained by the Agency and revise such value to comply with the provisions of title I.

SEC. 603. DEFINITIONS.

As used in this title:

(1) The term "Federal agency" has the same meaning as when used in section 110.

(2) The terms "rule" and "program element" shall include reasonably related provisions of the Code of Federal Regulations and any guidance, including protocols of general applicability establishing policy regarding risk assessment or risk characterization, but shall not include any permit or license or any regulation or other action by an agency to authorize or approve any individual substance or product.

H.R. 1022

OFFERED BY: MR. COOLEY

AMENDMENT No. 6: Page 4, after line 18, insert after section 3(4) the following new paragraph (5):

(5) An action under any regulatory program designed to protect human health, safety, or the environment under any Federal law for which appropriations are not specifically and explicitly authorized for the fiscal year in which the action is taken, except that this Act applies to such action after the first date on which there has been enacted after the date of the enactment of this Act a law authorizing appropriations to carry out that Federal law.

H.R. 1022

OFFERED BY: MR. COOLEY

AMENDMENT No. 7: At the end of the bill (page 37, after line 13), add the following new title:

TITLE VII—REGULATORY PROHIBITION**SEC. 701. REGULATORY PROHIBITION.**

A Federal agency may not take any regulatory action under a program designed to protect human health, safety, or the environment under any Federal law for which appropriations are not specifically and explic-

itly authorized for the fiscal year in which the action is taken.

H.R. 1022

OFFERED BY: MR. FIELDS OF LOUISIANA

AMENDMENT No. 8: Page 27, line 4, after the period insert: "Such analysis shall include consideration of the impacts on future generations."

H.R. 1022

OFFERED BY: MR. HAYES OF LOUISIANA

AMENDMENT No. 9: Page 4, line 4, insert "(a) EXCLUSIONS.—" before "This Act" in the matter preceeding section 3(1).

Page 4, after line 18, insert the following new subsection (b) of section 3:

(b) SAVINGS PROVISION.—The provisions of this Act shall be supplemental to any other provisions of law relating to risk assessments, risk characterizations, or decision criteria for rulemaking, except that nothing in this Act shall be construed to modify any statutory standard or statutory requirement designed to protect health, safety, or the environment. Nothing in this Act shall be interpreted to preclude the consideration of any data or the calculation of any estimate to more fully describe or analyze risk to provide examples of scientific uncertainty or variability. Nothing in this Act shall be construed to require the disclosure of any trade secret or other confidential information.

Strike section 103(c) (page 12, line 18 through page 13, line 4).

Strike section 202(b)(1) (page 29, lines 18 through 23) and strike "(2) SUBSTANTIAL EVIDENCE.—" in section 202(b) (page 29, line 24).

H.R. 1022

OFFERED BY: MR. HAYES

AMENDMENT No. 10: Strike clause (iii) of section 103(b)(2)(B) (page 8, lines 9 through 13) and redesignate clauses (iv), (v), and (vi) of such section as clauses (iii), (iv), and (v).

H.R. 1022

OFFERED BY: MR. ROEMER

AMENDMENT No. 11: Strike section 401 (page 34, lines 2 through 19) and insert the following:

SEC. 401. JUDICIAL REVIEW.

Nothing in this Act creates any right to judicial or administrative review, nor creates any right or benefit, substantive or procedural, enforceable at law or equity by a

party against the United States, its agencies or instrumentalities, its officers or employees, or any other person. If an agency action is subject to judicial or administrative review under any other provision of law, the adequacy of any certification or other document prepared pursuant to this Act, and any alleged failure to comply with this Act, may not be used as grounds for affecting or invalidating such agency action, but statements and information prepared pursuant to this title which are otherwise part of the record may be considered as part of the record for the judicial or administrative review conducted under such other provision of law.

Strike section 202(b)(2) (page 29, line 24 through page 30, line 6) relating to substantial evidence and strike "(1) IN GENERAL.—" in section 202(b) (page 29, line 18).

H.R. 1022

OFFERED BY: MR. SMITH OF MICHIGAN

AMENDMENT No. 12: Page 5, after line 18, insert the following new section:

SEC. 5. AVAILABILITY OF INFORMATION AMONG FEDERAL AGENCIES

Covered Federal agencies shall make existing databases and information developed under this Act available to other Federal agencies, subject to applicable confidentiality requirements, for the purpose of meeting the requirements of this Act. Within 15 months after the date of enactment of this Act, the President shall issue guidelines for Federal agencies to comply with this section.

H.R. 1022

OFFERED BY: MR. TRAFICANT

AMENDMENT No. 13: At the end of section 106 (page 18, line 25), add after the period the following:

For purposes of this section, the term "non-United States-based entity" means—

(1) an entity that is incorporated outside the United States and has its principal place of business outside the United States; or

(2) the United Nations or any of its divisions.

H.R. 1022

OFFERED BY: MR. VENTO

AMENDMENT No. 14: Page 12, strike lines 3, 4 and 5.