

108TH CONGRESS  
1ST SESSION

# H. R. 3403

To amend the Clean Air Act to modify certain provisions regarding methyl bromide, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 29, 2003

Mr. RADANOVICH (for himself, Mr. BLUNT, Mr. CANTOR, Mr. CARDOZA, Mrs. BONO, Mr. DOOLITTLE, Mrs. EMERSON, Mr. GALLEGLY, Mr. HERGER, Mr. HUNTER, Mr. ISSA, Mr. KINGSTON, Mr. LEWIS of Kentucky, Mr. McCOTTER, Mr. OSE, Mr. OTTER, Mr. POMBO, Mr. PUTNAM, Mr. SHIMKUS, Mr. STEARNS, Mr. UPTON, and Mr. WHITFIELD) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Clean Air Act to modify certain provisions regarding methyl bromide, 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. METHYL BROMIDE.**

4 At the end of Section 604(d)(6) of the Clean Air Act  
5 (42 U.S.C.7671c(d)(6)) insert the following new sentence:

6 “In any year after the enactment of this sentence, if the  
7 Parties to the Montreal Protocol do not approve the entire  
8 amount of methyl bromide requested by the United States

1 under the critical use exemption process as implemented  
2 by the Environmental Protection Agency pursuant to Arti-  
3 cle 2H(5) of the Protocol and Decision IX/6 of the Parties  
4 to the Protocol, then notwithstanding any other provision  
5 of this Act or any obligation incurred by the United States  
6 pursuant to the Montreal Protocol, the entire amount of  
7 methyl bromide requested shall be deemed to have been  
8 approved, and the Administrator shall issue a final rule  
9 within 30 days of a denial of the full request for United  
10 States critical use exemptions by the Parties to the Mon-  
11 treal Protocol to authorize production of the full amount  
12 previously determined by the Administrator to constitute  
13 critical uses and to allocate this amount for each year for  
14 which such uses were requested.”.

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