

Amy Klobuchar

TM SS
3-29-11
3:58pm

AMENDMENT NO. _____ Calendar No. _____

Purpose: To exempt off-highway vehicles from the ban on lead in children's products.

IN THE SENATE OF THE UNITED STATES—112th Cong., 1st Sess.

S. 493

To re.	AMENDMENT N^o 264	ms,
By	<u>Klobuchar - Tester</u>	
Refer To:	_____	ind
	<u>S. 493</u>	
	<u>2</u>	
	Page(s)	

AMENDMENT HERETO TO BE PROPOSED BY MS. KLOBUCHAR (for herself and Mr. TESTER)

Viz:

- 1 On page 116, after line 24, add the following:
- 2 **SEC. 504. EXEMPTION OF OFF-HIGHWAY VEHICLES FROM**
- 3 **BAN ON LEAD IN CHILDREN'S PRODUCTS.**
- 4 Section 101(b) of the Consumer Product Safety Im-
- 5 provement Act of 2008 (15 U.S.C. 1278a(b)) is amend-
- 6 ed—
- 7 (1) by redesignating paragraph (5) as para-
- 8 graph (6); and
- 9 (2) by inserting after paragraph (4) the fol-
- 10 lowing:

1 “(5) EXCEPTION FOR OFF-HIGHWAY VEHI-
2 CLES.—

3 “(A) IN GENERAL.—Subsection (a) shall
4 not apply to an off-highway vehicle.

5 “(B) OFF-HIGHWAY VEHICLE DEFINED.—
6 For purposes of this section, the term ‘off-high-
7 way vehicle’—

8 “(i) means any motorized vehicle—

9 “(I) that is manufactured pri-
10 marily for use off of public streets,
11 roads, and highways;

12 “(II) designed to travel on 2 or 4
13 wheels; and

14 “(III) having either—

15 “(aa) a seat designed to be
16 straddled by the operator and
17 handlebars for steering control;
18 or

19 “(bb) a nonstraddle seat,
20 steering wheel, seat belts, and
21 roll-over protective structure; and

22 “(ii) includes a snowmobile.”.