

119TH CONGRESS  
2D SESSION

# H. R. 7181

To amend the Toxic Substances Control Act to clarify the exemption for replacement parts, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 21, 2026

Mr. HUDSON (for himself and Mr. BALDERSON) 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 to clarify the exemption for replacement parts, 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 “Replacement Parts  
5       Availability Act”.

6       **SEC. 2. REPLACEMENT PARTS.**

7       (a) IN GENERAL.—Section 6(c)(2)(D) of the Toxic  
8       Substances Control Act (15 U.S.C. 2605(c)(2)(D)) is  
9       amended—

1 (1) by redesignating clause (ii) as clause (vi);

2 and

3 (2) in clause (i), to read as follows:

4 “(i) IN GENERAL.—The Administrator  
5 shall exempt replacement parts for complex  
6 durable goods and complex consumer goods  
7 that are designed prior to the date of pub-  
8 lication in the Federal Register of the rule  
9 under subsection (a).

10 “(ii) EXCEPTION.—The Administrator  
11 may only regulate replacement parts if the  
12 Administrator—

13 “(I) finds through the risk eval-  
14 uation conducted under subsection  
15 (b)(4)(A) that such replacement parts  
16 contribute significantly to the risk to  
17 the general population or to an identi-  
18 fied potentially exposed or susceptible  
19 subpopulation; and

20 “(II) makes an express written  
21 determination for such replacement  
22 parts, supported by substantial evi-  
23 dence in the risk evaluation, that the  
24 replacement part alone contributes  
25 significantly to the risk to the general

1 population or to an identified poten-  
2 tially exposed or susceptible sub-  
3 population.

4 “(iii) CLARIFICATION.—When replace-  
5 ment parts are excluded from a risk eval-  
6 uation under subsection (b), any rule  
7 issued under subsection (a) shall constitute  
8 final agency action for the exclusion of re-  
9 placement parts for complex durable goods  
10 or complex consumer goods that were de-  
11 signed prior to the date of publication of  
12 such rule.

13 “(iv) UPSTREAM SUPPLY.—

14 “(I) The Administrator shall not  
15 prohibit the manufacture, processing,  
16 or import of a chemical substance to  
17 the extent that such chemical sub-  
18 stance is necessary for the manufac-  
19 ture of replacement parts exempted  
20 under this section.

21 “(II) The Administrator shall es-  
22 tablish procedures to ensure that such  
23 manufacture, processing, or import is  
24 limited exclusively to the manufac-  
25 turer of replacement parts.

1                   “(v) TRANSITION PERIOD.—Any pro-  
2                   hibition or restriction on replacement parts  
3                   for complex durable goods permitted under  
4                   this subparagraph shall allow for a transi-  
5                   tion period of not less than 10 years.”.

6           (b) TECHNICAL CORRECTIONS.—Section 3 of the  
7   Toxic Substances Control Act (15 U.S.C. 2602) is amend-  
8   ed:

9                   (1) In paragraph (1), by striking “the term”  
10                  and inserting “The term”; and

11                  (2) In paragraph 15(B)(i), by striking “are”  
12                  and inserting “is”.

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