

**[DISCUSSION DRAFT]**

106TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mr. \_\_\_\_\_ introduced the following bill; which was  
referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend section 112(r) of the Clean Air Act to reduce  
the vulnerability of facilities covered by that section to  
terrorist attack, 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 “Chemical Security Act  
5       of 1999”.

1 **SEC. 2. AMENDMENT OF SECTION 112 OF CLEAN AIR ACT.**

2 Section 112(r)(7)(A) of the Clean Air Act (42 U.S.C.  
3 7412(r)(7)(A)) is amended by inserting “(i)” after “(A)”  
4 and by adding the following new clause at the end thereof:

5 “(ii) The Administrator shall promulgate final  
6 regulations within 24 months after the enactment of  
7 the Chemical Security Act of 1999 to establish such  
8 requirements as may be appropriate to reduce the  
9 vulnerability of facilities to terrorist attack and min-  
10 imize the off-site consequences of such an attack, in-  
11 cluding, as appropriate, each of the following:

12 “(I) Requirements for site security equip-  
13 ment and security personnel.

14 “(II) Requirements which will ensure po-  
15 tentially hazardous operations are hardened  
16 against bombing attacks.

17 “(III) Requirements establishing protective  
18 buffer zones between hazardous chemical oper-  
19 ations and residential areas, schools, major  
20 roads and transportation routes, and other pub-  
21 lic centers, including shopping centers and  
22 malls.

23 The Administrator shall develop requirements de-  
24 scribed in this clause in consultation with the Attor-  
25 ney General and based upon the report issued pursu-  
26 ant to clause (iii).

1           “(iii) Not later than 30 days after the date of  
2           enactment of the Chemical Security Act of 1999, the  
3           Attorney General shall convene a task force to exam-  
4           ine the issue of terrorist attack on chemical facilities  
5           composed of designees of the Director of the Federal  
6           Bureau of Investigation, the Administrator of the  
7           Environmental Protection Agency, the Secretary of  
8           State, the Secretary of Transportation, and other  
9           appropriate industry and public interest representa-  
10          tives. Not later than 12 months after the enactment  
11          of the Chemical Security Act of 1999, the Attorney  
12          General shall report to Congress on the vulnerability  
13          of chemical facilities to terrorist attack and the po-  
14          tential on-site and off-site consequences of such at-  
15          tack. The report shall also contain recommendations  
16          for reducing the vulnerability of facilities to terrorist  
17          attack and minimizing the off-site consequences of  
18          such an attack, including recommendations for re-  
19          quirements to be established pursuant to clause (ii).  
20          Such recommendations shall account for facilities  
21          which employ inherently safer technologies and prac-  
22          tices.”.