

113TH CONGRESS
1ST SESSION

S. 814

To provide stronger penalties for violations of the Chemical Facility Anti-Terrorism Standards.

IN THE SENATE OF THE UNITED STATES

APRIL 25, 2013

Mr. REID (for Mr. LAUTENBERG) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To provide stronger penalties for violations of the Chemical Facility Anti-Terrorism Standards.

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 “Protecting Commu-
5 nities from Chemical Explosions Act of 2013”.

1 **SEC. 2. CIVIL AND CRIMINAL PENALTIES FOR VIOLATIONS**
2 **OF CHEMICAL FACILITY ANTI-TERRORISM**
3 **STANDARDS.**

4 Section 550(d) of the Department of Homeland Security
5 Appropriations Act, 2007 (6 U.S.C. 121 note) is
6 amended—

7 (1) by inserting “(1)” before “Any person”;

8 and

9 (2) by adding at the end the following:

10 “(2) Any owner or operator of a chemical facility that
11 holds a quantity of a chemical of interest that is at or
12 above the screening threshold quantity established under
13 the interim final regulations issued under this section and
14 that does not file a Chemical Security Assessment Tool
15 Top-Screen with the Department of Homeland Security
16 shall be liable for a civil penalty under section 70119(a)
17 of title 46, United States Code.

18 “(3)(A) It shall be unlawful for an officer of an entity
19 that owns or operates, or an owner or operator of, a chem-
20 ical facility that holds a quantity of a chemical of interest
21 that is at or above the screening threshold quantity estab-
22 lished under the interim final regulations issued under this
23 section to intentionally fail to file a Chemical Security As-
24 sessment Tool Top-Screen with the Department of Home-
25 land Security.

1 “(B) Any person who violates subparagraph (A) shall
2 be fined under title 18, United States Code, imprisoned
3 for not more than 6 years, or both.”.

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