

SB0253/633025/1

BY: Environment and Transportation Committee

AMENDMENT TO SENATE BILL 253
(Third Reading File Bill)

On page 2, after line 21, insert:

“(C) “MAXIMUM CREDIBLE EVENT” MEANS A HYPOTHETICAL, WORST-CASE EXPLOSION, FIRE, OR TOXIC AGENT RELEASE THAT IS REALISTICALLY POSSIBLE.”;

and in lines 22 and 26, strike “(c)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively.

On page 5, after line 25, insert:

“(3) THE DEPARTMENT MAY NOT ISSUE A PERMIT UNDER THIS SECTION UNLESS:

(I) THE PERMIT APPLICANT DEMONSTRATES TO THE SATISFACTION OF THE DEPARTMENT PRIOR TO THE ISSUANCE OF THE PERMIT THAT:

1. THE APPLICANT HAS MADE ADEQUATE PROVISIONS TO SUPPORT AND FUND THE DEVELOPMENT OF A PLAN THAT DEMONSTRATES THE CAPABILITY OF EVACUATING, SHELTERING, AND PROTECTING PERSONS FROM THE LARGEST AREA AT RISK FROM A MAXIMUM CREDIBLE EVENT, AS DETERMINED BY THE DEPARTMENT;

2. AN EMERGENCY PREPAREDNESS PLAN HAS BEEN DEVELOPED THAT ENUMERATES THE TRAINING, COORDINATION, AND

EQUIPMENT NECESSARY FOR STATE AND LOCAL EMERGENCY RESPONSE
PERSONNEL AND COMMUNITY MEMBERS TO RESPOND TO A RELEASE OF A
CHEMICAL WARFARE MATERIAL FROM THE RESEARCH FACILITY; AND

3. THE EMERGENCY PREPAREDNESS PLAN HAS BEEN
DEVELOPED WITH ADEQUATE PUBLIC PARTICIPATION AND PRESENTED AT
PUBLIC MEETINGS IN EACH COUNTY POTENTIALLY IMPACTED BY A MAXIMUM
CREDIBLE EVENT; AND

(II) THE LOCAL GOVERNING BODY OF EACH COUNTY AND
MUNICIPAL CORPORATION INCLUDED IN THE MAXIMUM CREDIBLE EVENT HAS A
REASONABLE OPPORTUNITY TO REVIEW AND PROVIDE COMMENT ON THE
PERMIT APPLICATION AND THE EMERGENCY PREPAREDNESS PLAN UNDER ITEM
(I)2 OF THIS PARAGRAPH.”.