

AMENDMENT

OFFERED BY Mr. Sullivan

[H.R. 2868]

In section 2111(b) of the Homeland Security Act of 2002, as proposed to be added by section 3, add at the end the following:

1 “(3) ANALYSIS REQUIRED.—

2 “(A) IN GENERAL.—Notwithstanding
3 paragraphs (1) and (2), the Secretary may not
4 require any facility to implement methods to re-
5 duce the consequences of a terrorist attack until
6 the Secretary has conducted a detailed analysis
7 of the costs and employment effects of such
8 mandatory implementation by the covered
9 chemical facility. Such analysis shall consider—

10 “(i) the costs companies and facilities
11 will incur as a result of the mandatory im-
12 plementation of such methods;

13 “(ii) losses or shifts in employment;
14 and

15 “(iii) any loss of production due to
16 implementation of such methods.

1 “(B) CONSULTATION.—In completing the
2 analysis required by subparagraph (A), the Sec-
3 retary shall consult with relevant stakeholder
4 groups, including—

5 “(i) experts from the chemical indus-
6 try;

7 “(ii) representatives of covered chem-
8 ical facilities;

9 “(iii) members of the academic com-
10 munity; and

11 “(iv) appropriate representatives from
12 organized labor.

13 “(C) REPORT.—The Secretary shall sub-
14 mit to Congress a report detailing the Sec-
15 retary’s analysis required by this paragraph.

