

ONE HUNDRED FIFTEENTH CONGRESS  
**Congress of the United States**  
**House of Representatives**  
COMMITTEE ON ENERGY AND COMMERCE  
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July 16, 2018

Dr. Mike Wilson  
National Director, Occupational and Environmental Health  
BlueGreen Alliance  
369 Pine Street; Suite 700  
San Francisco, CA 94104

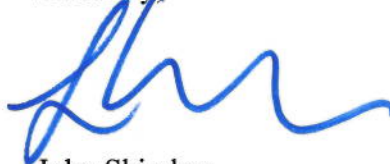
Dear Dr. Wilson:

Thank you for appearing before the Subcommittee on Environment on June 14, 2018, to testify at the hearing entitled "The Chemical Facilities Anti-Terrorism Standards Program (CFATS) – A Progress Report."

Pursuant to the Rules of the Committee on Energy and Commerce, the hearing record remains open for ten business days to permit Members to submit additional questions for the record, which are attached. To facilitate the printing of the hearing record, please respond to these questions with a transmittal letter by the close of business on Monday, July 30, 2018. Your responses should be mailed to Kelly Collins, Legislative Clerk, Committee on Energy and Commerce, 2125 Rayburn House Office Building, Washington, DC 20515 and e-mailed in Word format to [kelly.collins@mail.house.gov](mailto:kelly.collins@mail.house.gov).

Thank you again for your time and effort preparing and delivering testimony before the Subcommittee.

Sincerely,



John Shimkus  
Chairman  
Subcommittee on Environment

cc: The Honorable Paul Tonko, Ranking Member, Subcommittee on Environment

Attachment

**Attachment—Additional Questions for the Record**

**The Honorable Frank Pallone, Jr.**

1. In your written testimony, you discussed your previous experience as Chief Scientist in California's Department of Industrial Relations, including the important lessons you learned about including workers in risk management and response. You wrote that industrial employees bring experience, expertise, accountability, and transparency, and added that "workers need strong regulatory language to gain a seat at the decision-making table."
2.
  - a. Do you believe that the CFATS program, in its current form, is well-suited to give workers a seat at the table?
  - b. In your opinion, how could the employee input requirement of CFATS be strengthened to guarantee that employees voices are heard?
3. It was mentioned during the hearing that the communication and emergency response requirements of CFATS are adequate, and any deficiencies could be attributed to the Emergency Planning and Community Right to Know Act (EPCRA).
  - a. Please describe the areas, if any, where the emergency planning and response elements of EPCRA overlap with CFATS.
  - b. In your opinion, how could the emergency response requirements of CFATS be strengthened?
4. While I certainly support chemical facilities developing plans to increase security, I believe we should also be prioritizing ways to lessen the need for these security measures by minimizing the risk at chemical facilities. This can be accomplished by eliminating targets and reducing the amount of chemicals stored on site, or using "inherently safer technologies," such as shifting to a safer chemical or process.
  - a. Do you believe the CFATS program currently incentivizes facilities to reduce their risk instead of simply securing the facility to protect an existing risk?
  - b. Based on your previous experience in California, how could the CFATS program be strengthened to include both risk management and risk prevention, and encourage continuous improvement at covered facilities?