

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 4470
OFFERED BY MR. PAYNE**

Add at the end the following:

1 SEC. 3. FIRST RESPONDER COORDINATION.

2 (a) DISAPPROVAL OF SECURITY PLAN.—Subsection
3 (c)(1)(B) of section 2102 of the Homeland Security Act
4 of 2002 (6 U.S.C. 622) is amended by amending clause
5 (ii) to read as follows:

6 “(ii) shall disapprove a site security
7 plan if—

8 “(I) the plan fails to satisfy the
9 risk-based performance standards es-
10 tablished pursuant to subsection
11 (a)(2)(C); or

12 “(II) the plan fails to include the
13 name, organizational affiliation, and
14 phone number of a local emergency
15 manager or local emergency response
16 provider, and a documented policy to
17 contact such local emergency manager
18 or local emergency response provider

1 at least annually regarding emergency
2 response plans at the facility.”.

3 (b) AUDIT OF EMERGENCY RESPONSE PLANS.—
4 Paragraph (1) of section 2102(d) of the Homeland Secu-
5 rity Act of 2002 (6 U.S.C. 622(d)) is amended by adding
6 at the end the following new subparagraph:

7 “(G) AUDIT OF RESPONSE PLAN.—As part of
8 the audit and inspection process under this sub-
9 section, the Secretary shall annually confirm compli-
10 ance of a chemical facility with the requirements
11 under subsection (c)(1)(B)(ii)(II), including adher-
12 ence to the facility’s documented policy to contact
13 the local emergency manager or local emergency re-
14 sponse provider at least annually regarding emer-
15 gency response plans at the facility.”.

