

103^D CONGRESS
2^D SESSION

H. R. 3747

To permit marine port authorities to establish guidelines for the shipment of certain materials in a manner that protects the public health and safety and the environment.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 26, 1994

Mr. KREIDLER (for himself and Mr. DICKS) introduced the following bill; which was referred jointly to the Committees on Public Works and Transportation, Merchant Marine and Fisheries, Energy and Commerce, and Education and Labor

A BILL

To permit marine port authorities to establish guidelines for the shipment of certain materials in a manner that protects the public health and safety and the environment.

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 “Safe Shipment and
5 Handling Act of 1994”.

1 **SEC. 2. GUIDELINES BY MARINE PORT AUTHORITIES TO**
2 **ENSURE SAFE SHIPMENT OF CERTAIN MATE-**
3 **RIAL.**

4 (a) IN GENERAL.—Any port authority may—

5 (1) through a public comment process, establish
6 reasonable guidelines to ensure that the unloading,
7 transfer, and shipment of spent nuclear fuel at or
8 through a port under its jurisdiction is conducted in
9 a manner that protects the public health and safety
10 and the environment at, and in the vicinity of, such
11 marine port;

12 (2) prohibit any such unloading, transfer or
13 shipment that is not in compliance with such guide-
14 lines.

15 (b) DESCRIPTIONS OF GUIDELINES.—Guidelines
16 which a Port Authority may set include, but are not lim-
17 ited to:

18 (1) Workers must be properly trained (to the
19 satisfaction of any union representing such workers)
20 in the handling of the material;

21 (2) A comprehensive response plan (including
22 containment in case of fire, spill response, and other
23 contingencies) must be in place before material can
24 enter the port;

25 (3) Local communities must be informed of the
26 shipments, as well as possible consequences; and/or

1 (4) Radiation exposure levels for workers may
2 not exceed standards for public exposure as already
3 set by regulation.

4 (c) RELATION TO OTHER REQUIREMENTS.—Sub-
5 section (a) shall apply only to guidelines that are more
6 protective of the public health and safety and the environ-
7 ment than other applicable requirements established under
8 Federal, State, or local law.

9 **SEC. 3. LIABILITY.**

10 Nothing in this Act shall affect the liability or indem-
11 nification of the port in the handling of nuclear materials.

12 **SEC. 4. DEFINITIONS.**

13 For purposes of this Act, the terms “port authority”
14 and “marine port authority” mean any local, regional,
15 State, or inter-state authority having jurisdiction with re-
16 spect to the operation of a marine port in the United
17 States.

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