

107TH CONGRESS
1ST SESSION

S. 1621

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to authorize the President to carry out a program for the protection of the health and safety of community members, volunteers, and workers in a disaster area.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 1, 2001

Mrs. CLINTON (for herself, Mr. SCHUMER, Mr. SMITH of New Hampshire, and Mr. CORZINE) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to authorize the President to carry out a program for the protection of the health and safety of community members, volunteers, and workers in a disaster area.

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. PROTECTION OF HEALTH AND SAFETY OF INDIV-**
4 **IDUALS IN A DISASTER AREA.**

5 Title IV of the Robert T. Stafford Disaster Relief and
6 Emergency Assistance Act is amended by inserting after
7 section 408 (42 U.S.C. 5174) the following:

1 **“SEC. 409. PROTECTION OF HEALTH AND SAFETY OF INDIVIDUALS IN A DISASTER AREA.**
2

3 “(a) DEFINITIONS.—In this section:

4 “(1) HARMFUL SUBSTANCE.—The term ‘harmful substance’ means a substance that the President
5 determines may be harmful to human health.
6

7 “(2) PROGRAM.—The term ‘program’ means a
8 program described in subsection (b) carried out with
9 respect to a disaster area.

10 “(3) WORKER.—The term ‘worker’ includes a
11 first responder to a disaster, such as a police officer,
12 a firefighter, and an emergency medical technician.

13 “(b) PROGRAM.—If the President determines that 1
14 or more harmful substances are being, or have been, re-
15 leased in an area that the President has declared to be
16 a disaster area under this Act, the President may carry
17 out a program for the protection, assessment, monitoring,
18 and study of the health and safety of community members,
19 volunteers, and workers in the disaster area, to ensure
20 that—

21 “(1) the community members, volunteers, and
22 workers are adequately informed about and pro-
23 tected against potential health impacts of the harm-
24 ful substance;

25 “(2) the community members, volunteers, and
26 workers are monitored and studied over time, and

1 receive appropriate care, for any long-term health
2 impacts of the harmful substance; and

3 “(3) information from any such monitoring and
4 studies is used to prevent or protect against similar
5 health impacts from future disasters.

6 “(c) PROGRAM.—

7 “(1) IN GENERAL.—A program may include
8 such activities as—

9 “(A) collecting and analyzing environ-
10 mental exposure data;

11 “(B) developing and disseminating edu-
12 cational materials to community members, vol-
13 unteers, and workers;

14 “(C) providing the public access to current
15 information on continuing releases of a harmful
16 substance in the disaster area;

17 “(D) training and certifying volunteers and
18 workers in the use of personal protection equip-
19 ment;

20 “(E) identifying, performing baseline
21 health assessments on, taking biological sam-
22 ples from, and establishing an exposure registry
23 of community members, volunteers, and work-
24 ers exposed to a harmful substance;

1 “(F) studying the long-term health im-
 2 pacts of any exposures through epidemiological
 3 studies; and

4 “(G) providing assistance to participants
 5 in registries and studies under subparagraphs
 6 (E) and (F) in determining eligibility for health
 7 coverage and identifying appropriate health
 8 services.

9 “(2) PARTICIPATION IN REGISTRIES AND STUD-
 10 IES.—

11 “(A) IN GENERAL.—Participation in any
 12 registry or study under subparagraph (E) or
 13 (F) of paragraph (1) shall be voluntary.

14 “(B) PROTECTION OF PRIVACY.—The
 15 President shall take appropriate measures to
 16 protect the privacy of any participant in a reg-
 17 istry or study described in subparagraph (A).

18 “(3) COOPERATIVE AGREEMENTS.—The Presi-
 19 dent may carry out a program through a cooperative
 20 agreement with a medical or academic institution, or
 21 a consortium of such institutions, that is—

22 “(A) located in close proximity to the dis-
 23 aster area with respect to which the program is
 24 carried out; and

1 “(B) experienced in the area of environ-
2 mental or occupational health and safety, in-
3 cluding experience in—

4 “(i) conducting long-term epidemio-
5 logical studies;

6 “(ii) conducting long-term mental
7 health studies; and

8 “(iii) establishing and maintaining en-
9 vironmental exposure or disease registries.

10 “(d) REPORTS AND RESPONSES TO STUDIES.—

11 “(1) REPORTS.—Not later than 1 year after the
12 date of completion of a study under subsection
13 (c)(1)(F), the President, or the medical or academic
14 institution or consortium of such institutions that
15 entered into the cooperative agreement under sub-
16 section (c)(3), shall submit to the Director, the Sec-
17 retary of Health and Human Services, the Secretary
18 of Labor, and the Administrator of the Environ-
19 mental Protection Agency a report on the study.

20 “(2) CHANGES IN PROCEDURES.—To protect
21 the health and safety of community members, volun-
22 teers, and workers, the President shall make such
23 changes in procedures as the President determines

- 1 to be necessary based on the findings of the report
- 2 submitted under paragraph (1).”.

