

108TH CONGRESS  
1ST SESSION

# S. 994

To protect human health and the environment from the release of hazardous substances by acts of terrorism.

---

IN THE SENATE OF THE UNITED STATES

MAY 5, 2003

Mr. INHOFE (for himself and Mr. MILLER) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

---

## A BILL

To protect human health and the environment from the release of hazardous substances by acts of terrorism.

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 “Chemical Facilities Se-  
5 curity Act of 2003”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) industries that manufacture, distribute, and  
9 process chemicals are crucial components of the na-

1 tional economy and the critical infrastructure of the  
2 United States—

3 (A) in their own right; and

4 (B) because those industries supply re-  
5 sources essential to the functioning of other  
6 critical infrastructure;

7 (2) a terrorist attack on a facility that manu-  
8 factures, processes, or uses potentially dangerous  
9 chemicals, or a theft of those chemicals from such  
10 a facility for use in a terrorist attack, could pose a  
11 serious threat to—

12 (A) public health, safety, and welfare;

13 (B) critical infrastructure; and

14 (C) national security;

15 (3) to protect public health, safety, and welfare,  
16 critical infrastructure, and national security, every  
17 reasonable effort should be made to ensure the secu-  
18 rity of sources of potentially dangerous chemicals  
19 against acts of terrorism; and

20 (4) while programs to protect the health and  
21 safety of workers, the public, and the environment  
22 by reducing the potential for accidental releases of  
23 potentially dangerous chemicals, including the con-  
24 sequences of worst-case releases of those chemicals,  
25 are in place as required by numerous Federal and

1 State laws, the events of September 11, 2001, dem-  
2 onstrate the need to ensure that appropriate security  
3 measures are taken to address the threat of acts of  
4 terrorism against facilities that manufacture, use, or  
5 process potentially dangerous chemicals.

6 **SEC. 3. DEFINITIONS.**

7 In this Act:

8 (1) **CHEMICAL SOURCE.**—The term “chemical  
9 source” means a non-Federal stationary source (as  
10 defined in section 112(r)(2) of the Clean Air Act (42  
11 U.S.C. 7412(r)(2))) for which—

12 (A) the owner or operator is required to  
13 complete a risk management plan in accordance  
14 with section 112(r)(7)(B)(ii) of the Clean Air  
15 Act (42 U.S.C. 7412(r)(7)(B)(ii)); and

16 (B) the Secretary is required to promul-  
17 gate implementing regulations under section  
18 4(a) of this Act.

19 (2) **DEPARTMENT.**—The term “Department”  
20 means the Department of Homeland Security.

21 (3) **ENVIRONMENT.**—The term “environment”  
22 has the meaning given the term in section 101 of the  
23 Comprehensive Environmental Response, Compensa-  
24 tion, and Liability Act of 1980 (42 U.S.C. 9601).

1           (4) OWNER OR OPERATOR.—The term “owner  
2 or operator” has the meaning given the term in sec-  
3 tion 112(a) of the Clean Air Act (42 U.S.C.  
4 7412(a)).

5           (5) RELEASE.—The term “release” has the  
6 meaning given the term in section 101 of the Com-  
7 prehensive Environmental Response, Compensation,  
8 and Liability Act of 1980 (42 U.S.C. 9601).

9           (6) SECRETARY.—The term “Secretary” means  
10 the Secretary of Homeland Security.

11           (7) SECURITY MEASURE.—

12           (A) IN GENERAL.—The term “security  
13 measure” means an action carried out to ensure  
14 or enhance the security of a chemical source.

15           (B) INCLUSIONS.—The term “security  
16 measure”, with respect to a chemical source, in-  
17 cludes measures such as—

18                   (i) an employee training and back-  
19 ground check;

20                   (ii) the limitation and prevention of  
21 access to controls of the chemical source;

22                   (iii) the protection of the perimeter of  
23 the chemical source;

24                   (iv) the installation and operation of  
25 intrusion detection sensors;

1 (v) the implementation of measures to  
2 increase computer or computer network se-  
3 curity;

4 (vi) the implementation of other secu-  
5 rity-related measures to protect against or  
6 reduce the threat of—

7 (I) a terrorist attack on the  
8 chemical source; or

9 (II) the theft of a substance of  
10 concern for offsite release in further-  
11 ance of an act of terrorism; and

12 (vii) conduct of any similar security-  
13 related activity, as determined by the Sec-  
14 retary.

15 (8) SUBSTANCE OF CONCERN.—The term “sub-  
16 stance of concern” means—

17 (A) a chemical substance present at a  
18 chemical source in quantities equal to or ex-  
19 ceeding the threshold quantities for the chem-  
20 ical substance, as defined in or established  
21 under paragraphs (3) and (5) of section 112(r)  
22 of the Clean Air Act (42 U.S.C. 7412(r)); and

23 (B) such other chemical substance as the  
24 Secretary may designate under section 4(g).

1           (9) **TERRORISM.**—The term “terrorism” has  
2 the meaning given the term in section 2 of the  
3 Homeland Security Act of 2002 (6 U.S.C. 101).

4           (10) **TERRORIST RELEASE.**—The term “terror-  
5 rist release” means—

6                   (A) a release from a chemical source into  
7 the environment of a substance of concern that  
8 is caused by an act of terrorism; and

9                   (B) the theft of a substance of concern by  
10 a person for off-site release in furtherance of an  
11 act of terrorism.

12 **SEC. 4. VULNERABILITY ASSESSMENTS AND SITE SECURITY**

13 **PLANS.**

14 (a) **REQUIREMENT.**—

15           (1) **IN GENERAL.**—Not later than 1 year after  
16 the date of enactment of this Act, the Secretary  
17 shall promulgate regulations that require the owner  
18 or operator of each chemical source included on the  
19 list described in subsection (f)(1)—

20                   (A) to conduct an assessment of the vul-  
21 nerability of the chemical source to a terrorist  
22 release, including identifying hazards that may  
23 result from a terrorist release;

1 (B) to prepare and implement a site secu-  
2 rity plan that addresses the results of the vul-  
3 nerability assessment; and

4 (C) to provide to the Department, on re-  
5 quest, copies of the vulnerability assessment  
6 and site security plan for review.

7 (2) DEADLINES.—

8 (A) IN GENERAL.—The Secretary shall  
9 specify in regulations promulgated under para-  
10 graph (1) specific deadlines for the completion  
11 and certification of vulnerability assessments  
12 and site security plans under subsection (b).

13 (B) ALTERNATIVE DEADLINES.—The Sec-  
14 retary may establish deadlines other than dead-  
15 lines described in subparagraph (A) for dif-  
16 ferent categories of chemical sources based on  
17 the regulatory criteria specified in subsection  
18 (e).

19 (3) CONTENTS OF SITE SECURITY PLAN.—A  
20 site security plan required under the regulations pro-  
21 mulgated under paragraph (1)—

22 (A)(i) shall include security measures to  
23 reduce the vulnerability of the chemical source  
24 covered by the plan to a terrorist release; and

1           (ii) may include other actions and proce-  
2           dures appropriate to reduce the vulnerability of  
3           the chemical source to a terrorist release; and

4           (B) shall describe, at a minimum, par-  
5           ticular equipment, plans, and procedures that  
6           could be implemented or used by or at the  
7           chemical source in the event of a terrorist re-  
8           lease.

9           (4) THREAT INFORMATION.—To the maximum  
10          extent practicable under applicable authority and in  
11          the interests of national security, the Secretary shall  
12          provide to an owner or operator of a chemical source  
13          required to prepare a vulnerability assessment and  
14          site security plan threat information that is relevant  
15          to the chemical source.

16          (b) CERTIFICATION AND SUBMISSION.—

17               (1) IN GENERAL.—Each owner or operator of a  
18               chemical source shall certify in writing to the Sec-  
19               retary that the owner or operator has completed a  
20               vulnerability assessment, and has developed and im-  
21               plemented or is implementing a site security plan, in  
22               accordance with this Act, including—

23                       (A) regulations promulgated under sub-  
24                       section (a)(1); and



1 (B) any applicable procedures, protocols,  
2 or standards endorsed or recognized by the Sec-  
3 retary under subsection (c)(2).

4 (2) COPIES.—An owner or operator of a chem-  
5 ical source shall provide to the Secretary, upon re-  
6 quest, copies of the vulnerability assessment and site  
7 security plan of the chemical source for review.

8 (3) OVERSIGHT.—The Secretary shall, at such  
9 times and places as the Secretary determines to be  
10 appropriate, conduct or require the conduct of vul-  
11 nerability assessments and other activities (including  
12 third-party audits) to ensure and evaluate compli-  
13 ance with—

14 (A) this Act (including regulations promul-  
15 gated under subsection (a)(1)); and

16 (B) other applicable procedures, protocols,  
17 or standards endorsed or recognized by the Sec-  
18 retary under subsection (c)(2).

19 (c) SPECIFIED STANDARDS.—

20 (1) IN GENERAL.—The Secretary may—

21 (A) promulgate regulations establishing  
22 procedures, protocols, and standards for vulner-  
23 ability assessments and site security plans; and

24 (B) establish provisions identifying security  
25 measures that, if implemented, would establish

1           the sufficiency of a vulnerability assessment or  
2           site security plan.

3           (2) EXISTING PROCEDURES, PROTOCOLS, AND  
4           STANDARDS.—Upon petition by any person of the  
5           Secretary, and after receipt by that person of a writ-  
6           ten response from the Secretary, any procedures,  
7           protocols, and standards established by the Sec-  
8           retary under regulations promulgated under para-  
9           graph (1)(A) may—

10                   (A) endorse or recognize procedures, proto-  
11                   cols, and standards—

12                           (i) that are established by—

13                                   (I) industry;

14                                   (II) Federal, State, or local au-  
15                                   thorities; or

16                                   (III) other applicable law; and

17                           (ii) the requirements of which the Sec-  
18                           retary determines to be—

19                                   (I) substantially equivalent to the  
20                                   requirements under subsection (a);

21                                   and

22                                   (II) in effect on or after the date  
23                                   of enactment of this Act; and

1 (B) require that a vulnerability assessment  
2 and site security plan address a particular  
3 threat or type of threat.

4 (3) NO ACTION BY SECRETARY.—If the Sec-  
5 retary does not endorse or recognize existing proce-  
6 dures, protocols, and standards described in para-  
7 graph (2)(A), the Secretary shall provide to each  
8 person that submitted a petition under paragraph  
9 (2) a written notification that includes a clear expla-  
10 nation of the reasons why the endorsement or rec-  
11 ognition was not made.

12 (d) PREPARATION OF ASSESSMENTS AND PLANS.—  
13 As of the date of endorsement or recognition by the Sec-  
14 retary of a particular procedure, protocol, or standard  
15 under subsection (c)(1)(A), any vulnerability assessment  
16 or site security plan that is prepared by a chemical source  
17 before, on, or after the date of endorsement or recognition  
18 of, and in accordance with, that procedure, protocol, or  
19 standard, shall be exempt from subsection (c) and para-  
20 graphs (1) and (3) of subsection (a) (including such a vul-  
21 nerability assessment or site security plan prepared before,  
22 on, or after the date of enactment of this Act).

23 (e) REGULATORY CRITERIA.—In exercising the au-  
24 thority under subsections (a) and (c) with respect to a  
25 chemical source, the Secretary shall consider—

1           (1) the likelihood that a chemical source will be  
2 the target of terrorism;

3           (2) the nature and quantity of the substances  
4 of concern present at a chemical source;

5           (3) the potential extent of death, injury, or seri-  
6 ous adverse effects to human health or the environ-  
7 ment that would result from a terrorist release;

8           (4) the potential harm to critical infrastructure  
9 and national security from a terrorist release;

10          (5) cost and technical feasibility;

11          (6) scale of operations; and

12          (7) such other security-related factors as the  
13 Secretary determines to be appropriate and nec-  
14 essary to protect the public health and welfare, crit-  
15 ical infrastructure, and national security.

16 (f) LIST OF CHEMICAL SOURCES.—

17          (1) IN GENERAL.—Not later than 180 days  
18 after the date of enactment of this Act, the Sec-  
19 retary develop a list of chemical sources in existence  
20 as of that date.

21          (2) CONSIDERATIONS.—In developing the list  
22 under paragraph (1), the Secretary shall consider  
23 the criteria specified in subsection (e).

24          (3) FUTURE DETERMINATIONS.—Not later than  
25 3 years after the date of promulgation of regulations

1 under subsections (a)(1) and (c), and every 3 years  
2 thereafter, the Secretary shall, after considering the  
3 criteria described in subsection (e)—

4 (A) determine whether facilities not in-  
5 cluded in the most recent list under paragraph  
6 (1) (including, as of the date of the determina-  
7 tion, facilities that are operational and facilities  
8 that will become operational in the future) shall  
9 be considered to be a chemical source under  
10 this Act;

11 (B) determine whether any chemical source  
12 identified on the most recent list under para-  
13 graph (1) no longer presents a risk sufficient to  
14 justify retention of classification as a chemical  
15 source under this Act; and

16 (C) update the list as appropriate.

17 (4) REGULATIONS.—The Secretary may make a  
18 determination under this subsection in regulations  
19 promulgated under subsection (a)(1).

20 (g) DESIGNATION, EXEMPTION, AND ADJUSTMENT  
21 OF THRESHOLD QUANTITIES OF SUBSTANCES OF CON-  
22 CERN.—

23 (1) IN GENERAL.—The Secretary may, by regu-  
24 lation—

1 (A) designate certain chemical substances  
2 in particular threshold quantities as substances  
3 of concerns under this Act;

4 (B) exempt certain chemical substances  
5 from designation as substances of concern  
6 under this Act; and

7 (C) adjust the threshold quantity of a  
8 chemical substance.

9 (2) CONSIDERATIONS.—In designating or ex-  
10 emptioning a chemical substance or adjusting the  
11 threshold quantity of a chemical substance under  
12 paragraph (1), the Secretary shall consider the po-  
13 tential extent of death, injury, or serious adverse ef-  
14 fects to human health or the environment that would  
15 result from a terrorist release of the chemical sub-  
16 stance.

17 (3) REGULATIONS.—The Secretary may make a  
18 designation, exemption, or adjustment under this  
19 paragraph (1) in regulations promulgated under  
20 subsection (a)(1).

21 (h) 5-YEAR REVIEW.—Not later than 5 years after  
22 the date of certification of a vulnerability assessment and  
23 a site security plan under subsection (b)(1), and not less  
24 often than every 5 years thereafter (or on such a schedule  
25 as the Secretary may establish by regulation), the owner

1 or operator of the chemical source covered by the vulner-  
2 ability assessment or site security plan shall—

3 (1) review the adequacy of the vulnerability as-  
4 sessment and site security plan; and

5 (2)(A) certify to the Secretary that the chemical  
6 source has completed the review and implemented  
7 any modifications to the site security plan; and

8 (B) upon request by the Secretary, submit to  
9 the Secretary a description of any changes to the  
10 vulnerability assessment or site security plan.

11 (i) PROTECTION OF INFORMATION.—

12 (1) DISCLOSURE EXEMPTION.—Except with re-  
13 spect to certifications specified in subsections  
14 (b)(1)(A) and (h)(2)(A), all information obtained in  
15 accordance with this Act, and all information derived  
16 from that information (including information shared  
17 with Federal, State, and local governmental entities  
18 under paragraphs (2) and (3)), shall be exempt from  
19 disclosure under—

20 (A) section 552 of title 5, United States  
21 Code; or

22 (B) any State or local law providing for  
23 public access to information.

24 (2) DEVELOPMENT OF PROTOCOLS.—

1           (A) IN GENERAL.—The Secretary, in con-  
2           sultation with the Director of the Office of  
3           Management and Budget and appropriate Fed-  
4           eral law enforcement and intelligence officials,  
5           and in a manner consistent with existing pro-  
6           tections for sensitive or classified information,  
7           shall, by regulation, establish confidentiality  
8           protocols for maintenance and use of informa-  
9           tion that is obtained from owners or operators  
10          of chemical sources and provided to the Sec-  
11          retary under this Act.

12          (B) REQUIREMENTS FOR PROTOCOLS.—A  
13          protocol established under subparagraph (A)  
14          shall ensure that—

15               (i) each copy of a vulnerability assess-  
16               ment or site security plan submitted to the  
17               Secretary, all information contained in or  
18               derived from that assessment or plan, and  
19               other information obtained under section  
20               7, is maintained in a secure location; and

21               (ii) except as provided in paragraph  
22               (3)(B), or as necessary for judicial enforce-  
23               ment, access to the copies of the vulner-  
24               ability assessments and site security plans  
25               submitted to the Secretary, and other in-



1           formation obtained under section 7, shall  
2           be limited to persons designated by the  
3           Secretary.

4           (3) PENALTIES FOR UNAUTHORIZED DISCLO-  
5           SURE.—

6           (A) IN GENERAL.—Except as provided in  
7           subparagraph (B), any individual referred to in  
8           paragraph (2)(B)(ii) who acquires any informa-  
9           tion described in paragraph (2)(A) (including  
10          any reproduction of that information or any in-  
11          formation derived from that information), and  
12          who knowingly or recklessly discloses the infor-  
13          mation, shall—

14           (i) be imprisoned not more than 1  
15           year, fined in accordance with chapter 227  
16           of title 18, United States Code (applicable  
17           to class A misdemeanors), or both; and

18           (ii) be removed from Federal office or  
19           employment.

20          (B) EXCEPTIONS.—

21           (i) IN GENERAL.—Subparagraph (A)  
22           shall not apply to a person described in  
23           that subparagraph that discloses informa-  
24           tion described in paragraph (2)(A)—

1 (I) to an individual designated by  
2 the Secretary under paragraph  
3 (2)(B)(ii);

4 (II) for the purpose of section 7;  
5 or

6 (III) for use in any administra-  
7 tive or judicial proceeding to impose a  
8 penalty for failure to comply with a  
9 requirement of this Act.

10 (ii) LAW ENFORCEMENT OFFICIALS  
11 AND FIRST RESPONDERS.—Notwith-  
12 standing subparagraph (A), an individual  
13 referred to in paragraph (2)(B)(ii) who is  
14 an officer or employee of the United States  
15 may share with a State or local law en-  
16 forcement or other official (including a  
17 first responder) the contents of a vulner-  
18 ability assessment or site security plan, or  
19 other information described in that para-  
20 graph, to the extent disclosure is necessary  
21 to carry out this Act.

22 **SEC. 5. ENFORCEMENT.**

23 (a) ACTION BY SECRETARY.—

24 (1) IN GENERAL.—The Secretary, in accord-  
25 ance with subsection (b), may—

1 (A) disapprove a vulnerability assessment  
2 or site security plan submitted under this Act;  
3 and

4 (B) order the owner or operator of the  
5 chemical source that submitted the vulnerability  
6 assessment or site security plan to revise, recer-  
7 tify, and submit the assessment or plan to cor-  
8 rect deficiencies specified in the order.

9 (2) FAILURE TO COMPLY.—If an owner or oper-  
10 ator of a chemical source fails to certify or submit  
11 a vulnerability assessment or site security plan in ac-  
12 cordance with this Act, the Secretary may issue an  
13 order requiring the certification and submission of a  
14 vulnerability assessment or site security plan in ac-  
15 cordance with section 4(b).

16 (b) DISAPPROVAL.—The Secretary may disapprove  
17 under subsection (a) a vulnerability assessment or site se-  
18 curity plan submitted under section 4(b) if the Secretary  
19 determines that—

20 (1) the vulnerability assessment or site security  
21 plan does not comply with regulations promulgated  
22 under subsections (a)(1) and (c) of section 4; or

23 (2) the site security plan, or the implementation  
24 of the site security plan, is insufficient to address—

1 (A) the results of a vulnerability assess-  
2 ment of a chemical source; or

3 (B) a threat of a terrorist release.

4 (c) COMPLIANCE.—If the Secretary disapproves a  
5 vulnerability assessment or site security plan of a chemical  
6 source under subsection (b), the Secretary shall—

7 (1) provide the owner or operator of the chem-  
8 ical source a written notification of the determina-  
9 tion that includes a clear explanation of deficiencies  
10 in the vulnerability assessment, site security plan, or  
11 implementation of the assessment or plan;

12 (2) consult with the owner or operator of the  
13 chemical source to identify appropriate steps to  
14 achieve compliance; and

15 (3) if, following that consultation, the owner or  
16 operator of the chemical source does not achieve  
17 compliance in accordance by such date as the Sec-  
18 retary determines to be appropriate under the cir-  
19 cumstances, issue an order requiring the owner or  
20 operator to correct specified deficiencies.

21 (d) PROTECTION OF INFORMATION.—Any determina-  
22 tion of disapproval or order made or issued under this sec-  
23 tion shall be exempt from disclosure under—

24 (1) section 552 of title 5, United States Code;  
25 and

1           (2) any State or local law providing for public  
2           access to information.

3 **SEC. 6. INTERAGENCY TECHNICAL SUPPORT AND CO-**  
4 **OPERATION.**

5           The Secretary—

6           (1) may request other Federal agencies to pro-  
7           vide technical and analytical support (other than  
8           field work) in implementing this Act; and

9           (2) may provide reimbursement for such tech-  
10          nical and analytical support received as the Sec-  
11          retary determines to be appropriate.

12 **SEC. 7. RECORDKEEPING; SITE INSPECTIONS; PRODUCTION**  
13 **OF INFORMATION.**

14          (a) **RECORDKEEPING.**—The owner or operator of a  
15          chemical source that is required to prepare a vulnerability  
16          assessment or site security plan under section 4(a) shall  
17          maintain a current copy of those documents.

18          (b) **RIGHT OF ENTRY.**—In carrying out this Act, the  
19          Secretary (or a designee), on presentation of credentials,  
20          shall have a right of entry to, on, or through—

21                 (1) any premises of an owner or operator of a  
22                 chemical source described in subsection (a); and

23                 (2) any premises on which any record required  
24                 to be maintained under subsection (a) is located.

1 (c) REQUESTS FOR RECORDS.—In carrying out this  
2 Act, the Secretary (or a designee) may require the submis-  
3 sion of, or, on presentation of credentials, may at reason-  
4 able times seek access to and copy—

5 (1) any records, reports, or other information  
6 described in subsection (a); and

7 (2) any other documentation necessary for—

8 (A) review or analysis of a vulnerability as-  
9 sessment or site security plan; or

10 (B) implementation of a site security plan.

11 (d) COMPLIANCE.—If the Secretary determines that  
12 an owner or operator of a chemical source is not maintain-  
13 ing, producing, or permitting access to records as required  
14 by this section, the Secretary may issue an order requiring  
15 compliance with the relevant provisions of this section.

16 **SEC. 8. PENALTIES.**

17 (a) JUDICIAL RELIEF.—Any owner or operator of a  
18 chemical source that violates or fails to comply with any  
19 order issued by the Secretary under this Act or a site secu-  
20 rity plan submitted to the Secretary under this Act (or,  
21 in the case of an exemption described in section 4(d), a  
22 procedure, protocol, or standard endorsed or recognized  
23 by the Secretary under section 4(e)) may, in a civil action  
24 brought in United States district court, be subject, for

1 each day on which the violation occurs or the failure to  
2 comply continues, to—

3 (1) an order for injunctive relief; or

4 (2) a civil penalty of not more than \$50,000.

5 (b) ADMINISTRATIVE PENALTIES.—

6 (1) PENALTY ORDERS.—The Secretary may  
7 issue an administrative penalty of not more than  
8 \$250,000 for failure to comply with an order issued  
9 by the Secretary under this Act.

10 (2) NOTICE AND HEARING.—Before issuing an  
11 order described in paragraph (1), the Secretary shall  
12 provide to the person against which the penalty is to  
13 be assessed—

14 (A) written notice of the proposed order;

15 and

16 (B) the opportunity to request, not later  
17 than 30 days after the date on which the per-  
18 son receives the notice, a hearing on the pro-  
19 posed order.

20 (3) PROCEDURES.—The Secretary may promul-  
21 gate regulations outlining the procedures for admin-  
22 istrative hearings and appropriate review, including  
23 necessary deadlines.

24 (c) TREATMENT OF INFORMATION IN JUDICIAL PRO-  
25 CEEDINGS.—Information submitted or obtained by the

1 Secretary, information derived from that information, and  
2 information submitted by the Secretary under this Act  
3 shall be treated in any judicial or administrative action  
4 as if the information were classified material.

5 **SEC. 9. PROVISION OF TRAINING.**

6 The Secretary may provide training to State and local  
7 officials and owners and operators in furtherance of the  
8 purposes of this Act.

9 **SEC. 10. NO EFFECT ON REQUIREMENTS UNDER OTHER**  
10 **LAW.**

11 Except as provided in section 4(i), nothing in this Act  
12 affects any duty or other requirement imposed under any  
13 other Federal or State law.

○