

112TH CONGRESS  
1ST SESSION

# H. R. 2890

To expand homeland security at public water systems and treatment works by allowing the Secretary of Homeland Security to include these facilities in the Chemical Facility Anti-Terrorism Standards program.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2011

Mr. CLARKE of Michigan introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To expand homeland security at public water systems and treatment works by allowing the Secretary of Homeland Security to include these facilities in the Chemical Facility Anti-Terrorism Standards program.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. DELEGATION OF AUTHORITY TO REGULATE**  
2 **CERTAIN TREATMENT WORKS AND PUBLIC**  
3 **WATER SYSTEMS TO THE ADMINISTRATOR OF**  
4 **THE ENVIRONMENTAL PROTECTION AGENCY.**

5 Section 550 of the Department of Homeland Security  
6 Appropriations Act, 2007 (Public Law 109–295; 6 U.S.C.  
7 121 note) is amended—

8 (1) in subsection (a), by striking “Public Water  
9 Systems, as defined by section 1401 of the Safe  
10 Drinking Water Act, Public Law 93–523, as amend-  
11 ed; Treatment Works as defined in section 212 of  
12 the Federal Water Pollution Control Act, Public  
13 Law 92–500, as amended;”; and

14 (2) by adding at the end the following new sub-  
15 section:

16 “(i)(1) The President shall delegate to the Adminis-  
17 trator of the Environmental Protection Agency the author-  
18 ity otherwise provided to the Secretary under this section  
19 with respect to—

20 “(A) a treatment works, as such term is defined  
21 by section 212(2) of the Federal Water Pollution  
22 Control Act (33 U.S.C. 1292(2)); and

23 “(B) a public water system, as such term is de-  
24 fined by section 1401(4) of the Safe Drinking Water  
25 Act (42 U.S.C. 300f(4)).

1       “(2) The Secretary shall provide technical assistance  
2 regarding compliance with regulations under this section,  
3 to any operator of a facility or treatment works referred  
4 to in paragraph (1).”.

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