

Public Law 98-559
98th Congress

An Act

To amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1985 and 1986, and for other purposes.

Oct. 30, 1984

[S. 2706]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 109(d) of the Hazardous Materials Transportation Act (49 U.S.C. App. 1808(d)) is amended—

(1) by inserting “(1)” immediately before “The Secretary”;

(2) by redesignating paragraphs (1), (2), and (3) as subparagraphs (A), (B), and (C), respectively; and

(3) by adding at the end thereof the following new paragraph:

“(2) Nothing in this subsection shall be construed to limit the authority of the Secretary to enter into a contract with a private entity for use of a supplemental reporting system and data center operated and maintained by such entity.”

(b)(1) Section 109(e) of such Act (49 U.S.C. App. 1808(e)) is amended by striking out “May 1” and inserting in lieu thereof “June 15”.

(2) The amendment made by paragraph (1) shall take effect October 1, 1984.

Effective date.

SEC. 2. Section 115 of the Hazardous Materials Transportation Act (49 U.S.C. App. 1812) is amended to read as follows:

49 USC app. 1808
note.

“AUTHORIZATION FOR APPROPRIATIONS

“SEC. 115. There is authorized to be appropriated to carry out the provisions of this title not to exceed \$7,500,000 for the fiscal year ending September 30, 1985, and \$8,000,000 for the fiscal year ending September 30, 1986.”

SEC. 3. The Hazardous Materials Transportation Act (49 U.S.C. App. 1801-1812) is amended by adding at the end thereof the following new section:

“EVALUATION OF TRAINING PROGRAMS FOR INCIDENT PREVENTION AND RESPONSE

“SEC. 116. (a) EVALUATION.—The Secretary and the Director of the Federal Emergency Management Agency (hereinafter in this section referred to as the ‘Director’), in coordination with other Federal, State, and local agencies with responsibilities relating to transportation of hazardous materials (including but not limited to the Environmental Protection Agency, the Department of Energy, and the Nuclear Regulatory Commission), shall each evaluate—

49 USC app.
1813.

“(1) programs conducted by Federal, State, and local agencies and private organizations which provide training to shippers, carriers, inspectors, and enforcement personnel involved in the transportation of hazardous materials with respect to compliance with and enforcement of rules, regulations, standards, and orders promulgated by the Secretary under the authority of this title;

"(2) programs conducted by Federal, State, and local agencies and private organizations which provide training to agencies or organizations responsible for responding to incidents involving transportation of hazardous materials; and

"(3) planning programs conducted by Federal, State, and local agencies and private organizations for responding to incidents involving transportation of hazardous materials.

Report.

"(b) REPORT.—Not later than five months after the date of the enactment of this section, the Secretary and the Director shall each submit an interim report to the Congress on the results of their respective evaluations under subsection (a). Not later than 10 months after the date of the enactment of this section, the Secretary and the Director shall complete such evaluations and submit the results of such evaluations to the Congress. Such reports shall include, but not be limited to—

"(1) a description of existing planning programs for responding to incidents involving transportation of hazardous materials;

"(2) a description of Federal, State, and (to the extent feasible) local training programs for responding to incidents involving transportation of hazardous materials and for compliance with and enforcement of rules, regulations, standards, and orders promulgated by the Secretary under the authority of this title;

"(3) the amounts of funds expended per fiscal year in fiscal years 1980, 1981, 1982, 1983, and 1984 by Federal and State agencies on training programs described in paragraph (2); and

"(4) recommendations concerning methods of funding such training programs, including but not limited to methods which assure long-term funding for such programs."

Approved October 30, 1984.

LEGISLATIVE HISTORY—S. 2706:

SENATE REPORT No. 98-479 (Comm. on Commerce, Science, and Transportation).
CONGRESSIONAL RECORD, Vol. 130 (1984):

June 15, considered and passed Senate.

Oct. 11, considered and passed House, amended; Senate concurred in House amendment.