

109TH CONGRESS  
2D SESSION

# H. R. 4877

To direct the Attorney General to study how private entities and State and local government agencies store explosives, and to issue regulations providing for the safe and secure storage of explosives by such entities and agencies, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 2006

Mrs. WILSON of New Mexico (for herself and Mr. LANTOS) introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To direct the Attorney General to study how private entities and State and local government agencies store explosives, and to issue regulations providing for the safe and secure storage of explosives by such entities and agencies, and for other purposes.

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 and Secure Explo-  
5       sives Act of 2006”.

1 **SEC. 2. STUDY OF EXPLOSIVES STORAGE.**

2       Within 6 months after the date of the enactment of  
3 this Act, the Attorney General shall conduct and complete  
4 a study designed to determine how private entities and  
5 State or local government agencies store explosive mate-  
6 rials (as defined in section 841(c) of title 18, United  
7 States Code) that have been shipped or transported in  
8 interstate or foreign commerce, including the technological  
9 capabilities of the facilities at which the materials are  
10 stored.

11 **SEC. 3. REGULATIONS GOVERNING EXPLOSIVES STORAGE.**

12       (a) IN GENERAL.—Within 6 months after the com-  
13 pletion of the study required by section 2 of this Act, the  
14 Attorney General shall prescribe final regulations setting  
15 forth minimum standards which private entities and State  
16 or local government agencies shall meet with respect to  
17 the safe and secure storage of explosive materials (as de-  
18 fined in section 841(c) of title 18, United States Code)  
19 that have been shipped or transported in interstate or for-  
20 eign commerce, taking into account the results of the  
21 study. The regulations shall provide for minimum stand-  
22 ards that are tiered based on the quantity of such mate-  
23 rials involved, with a higher standard required in cases  
24 where a greater quantity is involved, and shall require pri-  
25 vate entities to report to the State and local law enforce-  
26 ment agencies of the relevant jurisdiction (within such

1 time as the Attorney General shall prescribe) the location  
2 at which any such materials are stored, and any change  
3 of any such location.

4 (b) PENALTY.—With respect to each violation by a  
5 private entity of the regulations prescribed under sub-  
6 section (a), the Attorney General shall impose a civil  
7 money penalty of \$500 per pound of explosive materials  
8 (as so defined) involved.

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