

118TH CONGRESS
1ST SESSION

H. R. 1623

To amend the Homeland Security Act of 2002 to exclude certain propane storage facilities from certain chemical security standards under the Department of Homeland Security, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 17, 2023

Mr. FINSTAD (for himself and Mr. COSTA) introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committee on Energy and Commerce, 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

A BILL

To amend the Homeland Security Act of 2002 to exclude certain propane storage facilities from certain chemical security standards under the Department of Homeland Security, 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,*

1 **SECTION 1. EXCLUSION OF CERTAIN PROPANE STORAGE**
2 **FACILITIES FROM CERTAIN CHEMICAL SECUR-**
3 **RITY STANDARDS UNDER THE DEPARTMENT**
4 **OF HOMELAND SECURITY.**

5 (a) IN GENERAL.—Title XXI of the Homeland Secu-
6 rity Act of 2002 (6 U.S.C. 621 et seq.) is amended—

7 (1) in paragraph (4) of section 2101—

8 (A) in subparagraph (D), by striking “or”
9 after the semicolon at the end;

10 (B) in subparagraph (E), by inserting “or”
11 after the semicolon at the end; and

12 (C) by adding at the end the following new
13 subparagraph:

14 “(F) subject to section 2110, a facility
15 that stores propane for sale to or use by a
16 dwelling (as such term is defined in section
17 802(b) of the Fair Housing Act (42 U.S.C.
18 3602(b))), sale to or use in agricultural produc-
19 tion (as such term is defined in section 4279.2
20 of title 7, Code of Federal Regulations), or sale
21 to or use by small business concerns (as such
22 term is described under section 3 of the Small
23 Business Act (15 U.S.C. 632)) that are located
24 in rural areas (as such term is defined in sec-
25 tion 520 of the Housing Act of 1949 (42
26 U.S.C. 1490));” and

1 (2) by adding at the end the following new sec-
2 tion:

3 **“SEC. 2110. DETERMINATION RELATING TO CERTAIN PRO-**
4 **PANE STORAGE FACILITIES.**

5 “If the Secretary makes a determination that a pro-
6 pane storage facility does not satisfy the requirements of
7 an excluded facility, the Secretary shall—

8 “(1) submit to Congress a report relating there-
9 to; and

10 “(2) provide notification to the owner or oper-
11 ator of such propane storage facility relating there-
12 to.”.

13 (b) CLERICAL AMENDMENTS.—The table of contents
14 in section 1(b) of the Homeland Security Act of 2002 is
15 amended by inserting after the item relating to section
16 2109 the following new item:

“Sec. 2110. Determination relating to certain propane storage facilities.”.

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