

Bill no.:	H.L.C. HR 2983
Amendment no.:	3
Date offered:	10/31/01
Disposition:	Agreed to by VV

**AMENDMENT TO H.R. 2983
OFFERED BY MR. STRICKLAND**

At the end of the bill, add the following new section:

1 **SEC. 11. INDUSTRIAL SAFETY RULES FOR DEPARTMENT OF**
2 **ENERGY NUCLEAR FACILITIES.**

3 Section 170 d. of the Atomic Energy Act of 1954 (42
4 U.S.C. 2210(d)) is amended by adding at the end the fol-
5 lowing new paragraph:

6 “(8)(A) It shall be a condition of any agreement of
7 indemnification entered into under this subsection that the
8 indemnified party comply with regulations issued under
9 this paragraph.

10 “(B) Not later than 180 days after the date of the
11 enactment of this paragraph, the Secretary shall issue in-
12 dustrial health and safety regulations that shall apply to
13 all Department of Energy contractors and subcontractors
14 who are covered under agreements entered into under this
15 subsection for operations at Department of Energy nu-
16 clear facilities. Such regulations shall provide a level of
17 protection of worker health and safety that is substantially
18 equivalent to or identical to that provided by the industrial
19 and construction safety regulations of the Occupational
20 Safety and Health Administration (29 CFR 1910 and
21 1926), and shall establish civil penalties for violation

1 thereof that are substantially equivalent to or identical to
2 the civil penalties applicable to violations of the industrial
3 and construction safety regulations of the Occupational
4 Safety and Health Administration. The Secretary shall
5 amend regulations under this subparagraph as necessary.

6 “(C) Not later than 240 days after the date of the
7 enactment of this paragraph, all agreements described in
8 subparagraph (B), and all contracts and subcontracts for
9 the indemnified contractors and subcontractors, shall be
10 modified to incorporate the requirements of the regula-
11 tions issued under subparagraph (B). Such modifications
12 shall require compliance with the requirements of the reg-
13 ulations not later than 1 year after the issuance of the
14 regulations.

15 “(D) Enforcement of regulations issued under sub-
16 paragraph (B), and inspections required in the course
17 thereof, shall be conducted by the Office of Enforcement
18 of the Office of Environment, Safety, and Health of the
19 Department of Energy. The Secretary shall transmit to
20 the Congress an annual report on the implementation of
21 this subparagraph.”.