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I N S E N A T E

June 11, 2012

Introduced by Sen. MAZIARZ -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT establishing the nuclear power plant preparedness plans study

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Nuclear power plant disaster preparedness plans study. 1.
2 The Commissioner of the Division of Homeland Security and Emergency
3 Services, in consultation with the disaster preparedness commission and
4 any other entity the Commissioner of the Division of Homeland Security
5 and Emergency Services deems appropriate, shall study and review disaster
6 preparedness plans as they relate to nuclear power plants for effectiveness.
7 The study of such disaster preparedness plans shall include,
8 but not be limited to, the following:
9 (a) the time necessary to evacuate the area within a fifty mile radius
10 of the plant, in addition to any other determined radius, with consideration of:
11 (i) the severity of the nuclear power plant disaster
12 (ii) the population residing in such area
13 (iii) existing transportation networks
14 (iv) any other considerations that are deemed relevant;
15 (b) the amount of area that should be evacuated with consideration of:
16 (i) the severity of the nuclear power plant disaster
17 (ii) the population residing in such area
18 (iii) existing transportation networks
19 (iv) any other considerations that are deemed relevant;
20 (c) the locations where people may be evacuated to in the event of a
21 disaster;
22 (d) the feasibility of evacuating areas near the power plant;
23 (e) the role of public safety and school personnel in safely returning
24 school children with their parents;
25 (f) the protection of food and water from contamination;
26 (g) the evacuation of people from hospitals and other institutions;
27 (h) the evacuation of individuals with special needs or those who
28 require special attention;
29

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [] is old law to be omitted.

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1 (i) the length of time that an area should be evacuated for;
2 (j) the opportunities where state and local agencies and the private
3 sector can coordinate and cooperate in a nuclear power plant disaster;
4 (k) the availability and distribution of potassium iodine to individ-
5 uals in areas affected by a nuclear power plant disaster;
6 (l) the use of technology in disaster preparedness;
7 (m) the overall effectiveness of the nuclear power plant disaster
8 preparedness plans; and
9 (n) the ability to communicate between relevant federal entities,
10 state and local entities and power plant operators and the general
11 public.

12 2. Such study shall be submitted to the governor, the temporary presi-
13 dent of the senate, and the speaker of the assembly by December 31, 2014
14 and shall be publicly posted on the Division of Homeland Security and
15 Emergency Services' website.

16 3. The Commissioner of the Division of Homeland Security and Emergency
17 Services may request, and is authorized to receive, any information from
18 any state agencies that is relevant and material to the completion of
19 such study. Such information received by the Commissioner of the Divi-
20 sion of Homeland Security and Emergency Services shall be subject to the
21 same requirements for confidentiality and limitations on use, if any, as
22 are applicable to such state agency's use of such information.

23 4. The Commissioner of the Division of Homeland Security and Emergency
24 Services is authorized to use existing Division of Homeland Security and
25 Emergency Services' funds to carry out the provisions of this section.

26 S 2. This act shall take effect immediately.