S T A T E O F N E W Y O R K

S. 365 A. 161

2015-2016 Regular Sessions

S E N A T E - A S S E M B L Y

(PREFILED)

January 7, 2015

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to disaster preparedness plans for nuclear power plants operating within the state or within fifty miles of the state's border

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

Section 1. The executive law is amended by adding a new section 23-d to read as follows:

S 23-D. NUCLEAR POWER PLANT DISASTER PREPAREDNESS PLANS. 1. THE NEW YORK STATE EMERGENCY MANAGEMENT OFFICE, IN CONSULTATION WITH NUCLEAR POWER PLANTS OPERATING WITHIN THIS STATE OR WITHIN FIFTY MILES OF THE STATE BORDER, IS HEREBY AUTHORIZED AND DIRECTED TO COORDINATE A COMPREHENSIVE REVIEW OF DISASTER PREPAREDNESS PLANS FOR SUCH POWER PLANTS WITHIN SIX MONTHS OF THE EFFECTIVE DATE OF THIS SECTION AND, UPON COMPLETION OF SUCH REVIEW, DEVELOP INDIVIDUAL SITE SPECIFIC DISASTER PREPAREDNESS PLANS FOR EACH SUCH NUCLEAR POWER PLANT. THE REVIEW AND DEVELOPMENT OF SUCH DISASTER PREPAREDNESS PLANS SHALL INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING:

(A) THE REASONABLE TIME NECESSARY TO EVACUATE AN AREA WITHIN FIFTY MILES OF THE PLANT GIVEN THE SIZE OF THE POPULATION RESIDING IN SUCH AREA;

(B) THE LOCATION TO WHICH PEOPLE MAY BE EVACUATED IN THE EVENT OF A DISASTER;

(C) THE FEASIBILITY OF EVACUATING AREAS WITHIN FIFTY MILES OF A POWER PLANT IN THE EVENT OF A SEVERE CORE DAMAGE ACCIDENT;

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

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(D) THE ROLE OF PUBLIC SAFETY AND SCHOOL PERSONNEL IN SAFELY RETURNING SCHOOL CHILDREN WITH THEIR PARENTS;

(E) THE ISOLATION FROM CONSUMPTION OF CONTAMINATED FOOD AND WATER;

(F) THE EVACUATION OF PEOPLE FROM HOSPITALS AND OTHER INSTITUTIONS IN WHICH PATIENTS OR RESIDENTS HAVE SPECIAL NEEDS OR REQUIRE SPECIAL ATTENTION; AND

(G) THE APPROPRIATENESS AND USEFULNESS OF IMPLEMENTING ANY OTHER DISASTER PREPAREDNESS PLAN OR OTHER PLAN IN THE EVENT OF A NUCLEAR POWER PLANT DISASTER.

2. A COPY OF THE REVIEW OF SUCH DISASTER PREPAREDNESS PLANS SHALL BE SUBMITTED TO THE GOVERNOR, THE SENATE MAJORITY LEADER, AND THE SPEAKER OF THE ASSEMBLY. WHERE SUCH REVIEW DETERMINES THAT THERE IS NO FEASIBLE EVACUATION PLAN FOR AREAS WITHIN FIFTY MILES OF SUCH PLANTS, THE GOVERNOR SHALL TAKE APPROPRIATE ACTION TO SEEK CLOSURE OF SUCH PLANTS.

S 2. This act shall take effect immediately.