

7-703.

(A) ON OR BEFORE JANUARY 1, 2005, THE DEPARTMENT SHALL ADOPT HAZARDOUS MATERIAL SECURITY STANDARDS THAT REQUIRE:

(1) PRIORITIZATION AND PERIODIC ANALYSIS, USING ACCEPTED METHODOLOGIES, OF POTENTIAL SECURITY THREATS, VULNERABILITIES, AND CONSEQUENCES;

(2) DEVELOPMENT AND IMPLEMENTATION OF SECURITY MEASURES COMMENSURATE WITH RISKS;

(3) DOCUMENTATION OF SECURITY MANAGEMENT PROGRAMS, PROCESSES, AND PROCEDURES;

(4) TRAINING, DRILLS, AND GUIDANCE FOR EMPLOYEES, CONTRACTORS, SERVICE PROVIDERS, AND OTHERS, AS APPROPRIATE, TO ENHANCE AWARENESS AND CAPABILITY;

(5) COMMUNICATIONS, DIALOGUE, AND EXCHANGE OF INFORMATION WITH EMPLOYEES, COMMUNITIES, AND GOVERNMENT AGENCIES AND OFFICIALS;

(6) INTERNAL AUDITS TO ASSESS SECURITY PROGRAMS AND PROCESSES AND THE IMPLEMENTATION OF CORRECTIVE MEASURES; AND

(7) THIRD-PARTY VERIFICATION THAT OWNERS AND OPERATORS HAVE IMPLEMENTED THE PHYSICAL SECURITY MEASURES THAT HAVE BEEN IDENTIFIED UNDER THE REQUIRED PERIODIC ANALYSIS OF POTENTIAL SECURITY THREATS, VULNERABILITIES, AND CONSEQUENCES.

~~(B) INSTEAD OF THE STANDARDS REQUIRED UNDER SUBSECTION (A) OF THIS SECTION, THE DEPARTMENT MAY ADOPT HAZARDOUS MATERIAL SECURITY STANDARDS THAT CONFORM TO A NATIONAL INDUSTRY SECURITY CODE THAT IS AT LEAST AS STRINGENT AS THE STANDARDS PROVIDED IN SUBSECTION (A) OF THIS SECTION.~~

7-704.

(A) THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT OF STATE POLICE, SHALL AUDIT A FACILITY, THROUGH AN INSPECTION OR OTHER INVESTIGATION, TO VERIFY THE ANALYSIS SUBMITTED IN ACCORDANCE WITH § 7-702(C)(2) OF THIS SUBTITLE.

(B) IF THE DEPARTMENT, THROUGH AN AUDIT, FINDS THAT THE FACILITY IS NOT IN COMPLIANCE WITH THE HAZARDOUS MATERIAL SECURITY STANDARDS OF THIS SUBTITLE, THE DEPARTMENT SHALL REFER THE VIOLATION TO THE DEPARTMENT OF STATE POLICE FOR ENFORCEMENT.

7-705.

(A) ~~(4)~~ SUBJECT TO SUBSECTION (B) OF THIS SECTION, ON OR BEFORE JANUARY 1, 2005, THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SUBTITLE.