

107TH CONGRESS
1ST SESSION

H. R. 3161

To direct the Director of the Federal Emergency Management Agency to provide grants to local governments and emergency response units to develop plans for a clearly defined and coordinated response to emergencies, and to provide grants to police and fire departments for counterterrorism training.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 23, 2001

Mr. LARSON of Connecticut (for himself, Mr. BALDACCI, Mr. PASCRELL, Mr. DOYLE, Mr. WELDON of Pennsylvania, Mrs. JONES of Ohio, Mr. FRANK, Mrs. THURMAN, Mr. WU, Ms. JACKSON-LEE of Texas, Mr. TAYLOR of Mississippi, Mrs. MCCARTHY of New York, Mr. WEINER, Mr. LANGEVIN, Mr. WEXLER, Mr. DELAHUNT, Mr. OLVER, Mr. HOLDEN, Mr. CRAMER, Mr. HOFFFEL, Mr. HOLT, Mr. KANJORSKI, Mr. CROWLEY, Mr. STUPAK, Mr. HILL, Ms. SCHAKOWSKY, Mr. ROSS, Mr. ABERCROMBIE, Mr. HINCHEY, Mr. BRADY of Pennsylvania, Mr. HONDA, Mr. REYES, Mr. CLYBURN, Mr. GONZALEZ, Mr. FATTAH, Mr. BORSKI, Mr. ALLEN, Mr. CLAY, Mr. UDALL of Colorado, Mr. CUMMINGS, Mr. EDWARDS, Mr. SAWYER, Mr. BACA, Mr. SHOWS, Mr. BISHOP, Mr. MASCARA, Mr. MEEKS of New York, Mr. KENNEDY of Rhode Island, Mr. UNDERWOOD, Ms. MCCARTHY of Missouri, Mr. MOORE, Mr. WYNN, Mr. GEORGE MILLER of California, Mr. FILNER, Mr. MCDERMOTT, Mr. JOHN, Mr. MCGOVERN, Mr. TIERNEY, Mr. ACKERMAN, Mrs. CHRISTENSEN, Mr. KIND, Ms. PELOSI, Mr. LAMPSON, Mr. FARR of California, Ms. ESHOO, Mrs. CAPPS, Ms. MILLENDER-MCDONALD, Mr. ISRAEL, Ms. DELAURO, Mr. TURNER, and Ms. LEE) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committees on Science, and the Judiciary, 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 direct the Director of the Federal Emergency Manage-

ment Agency to provide grants to local governments and emergency response units to develop plans for a clearly defined and coordinated response to emergencies, and to provide grants to police and fire departments for counterterrorism training.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Municipal Preparation
5 and Strategic Response Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act, the following definitions apply:

8 (1) **EMERGENCY RESPONSE UNIT.**—The term
9 “emergency response unit” means a State or local
10 emergency response unit, including any fire depart-
11 ment, police department, sheriff’s office, paramedic
12 unit, local public health unit, or hospital, or any
13 other entity determined by a State or unit of local
14 government to be essential to emergency response
15 and preparedness.

16 (2) **UNIT OF LOCAL GOVERNMENT.**—The term
17 “unit of local government” includes any city, county,
18 town, borough, tribe, or other municipality or con-
19 sortia of local governments.

20 **SEC. 3. FINDINGS.**

21 The Congress finds that—

1 (1) in the event of a catastrophe or an attack
2 on the Nation, emergency response units are the
3 first to respond to the scene and thereby take the
4 greatest risks, underscoring the need for a coordi-
5 nated response to an emergency;

6 (2) potential contamination of reservoirs, water
7 supplies, sewers, and food supplies, as well as the
8 potential release of biochemical agents and contami-
9 nants are a threat to front line rescuers and appro-
10 pate protocols and procedures must be established;

11 (3) the potential threats of a disruption of com-
12 munications and other high technology systems
13 through the use of electronic warfare techniques
14 must be identified and appropriate protocol and pro-
15 cedures must be established; and

16 (4) there is a clear and present need to coordi-
17 nate a response to terrorism-related emergencies
18 among emergency response units and between local,
19 State, and Federal agencies.

20 **SEC. 4. GRANT PROGRAM.**

21 (a) IN GENERAL.—The Director of the Federal
22 Emergency Management Agency shall make grants on a
23 competitive basis to units of local government and emer-
24 gency response units.

1 (b) USE OF GRANTS.—Grants made under this sec-
2 tion shall be used to—

3 (1) develop strategic response plans that—

4 (A) provide for a clearly defined and uni-
5 fied response to a terrorist attack or other ca-
6 tastrophe;

7 (B) coordinate the activities and proce-
8 dures of various emergency response units;

9 (C) define the relationship, roles, respon-
10 sibilities, jurisdictions, command structures,
11 and communication protocols of emergency re-
12 sponse units;

13 (D) coordinate response procedures with
14 similar emergency response units in neighboring
15 units of local government as well as with State
16 and Federal agencies;

17 (E) identify potential local targets of ter-
18 rorism and include specific response procedures
19 for each potential target;

20 (F) assess and address threats and outline
21 coordinated response procedures; and

22 (G) identify areas where additional train-
23 ing, equipment, or other assistance is needed to
24 implement such procedures;

1 (2) prepare and issue reports to units of local
2 government, State legislatures, and Congress that
3 include recommendations for specific legislative ac-
4 tion; and

5 (3) conduct public forums or other appropriate
6 activities to educate the public about—

7 (A) potential threats and steps the public
8 can take to prepare for them;

9 (B) the contents of the strategic response
10 plans;

11 (C) how to communicate with authorities
12 in the event of an emergency;

13 (D) the location of safe public assembly
14 areas or other emergency shelters; and

15 (E) other appropriate information.

16 **SEC. 5. STATE EMERGENCY MANAGEMENT COORDINATORS.**

17 The Director of the Federal Emergency Management
18 Agency shall designate for each State a representative of
19 the Federal Emergency Management Agency to—

20 (1) advise and assist units of local government
21 with the development of strategic response plans;

22 (2) act as a liaison between units of local gov-
23 ernment and the Federal Government; and

24 (3) coordinate the sharing of information about
25 Federal Government initiatives and protocol.

1 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

2 There are authorized to be appropriated for fiscal
3 year 2002 \$1,000,000,000 to carry out this Act. Such
4 sums shall remain available until expended.

5 **SEC. 7. FIREFIGHTER COUNTERTERRORISM GRANTS.**

6 (a) GRANTS FOR COUNTERTERRORISM TRAINING.—
7 Section 33(b)(3) of the Federal Fire Prevention and Con-
8 trol Act of 1974 (15 U.S.C. 2229(b)(3)) is amended—

9 (1) in subparagraph (M) by striking “or” at the
10 end;

11 (2) in subparagraph (N) by striking the period
12 at the end and inserting “; or”; and

13 (3) by adding at the end the following new sub-
14 paragraph:

15 “(O) to fund counterterrorism training and
16 provide related equipment.”.

17 (b) SPECIAL RULE.—Section 33(b)(6) of such Act
18 (15 U.S.C. 2229(b)(6)) is amended by adding at the end
19 the following new subparagraph:

20 “(C) EXEMPTION.—This paragraph shall
21 not apply to grants that are made exclusively
22 for the purposes described in paragraph
23 (3)(O).”.

24 (c) AUTHORIZATION OF APPROPRIATIONS.—Section
25 33 of such Act (15 U.S.C. 2229) is amended by adding
26 at the end the following new subsection:

1 “(f) AUTHORIZATION FOR COUNTERTERRORISM PRO-
2 GRAMS.—In addition to amounts authorized under sub-
3 section (e), there are authorized to be appropriated for fis-
4 cal year 2002 \$250,000,000 for grants to be used exclu-
5 sively for the purposes described in subsection (b)(3)(O).
6 Such sums shall remain available until expended.”.

7 **SEC. 8. LAW ENFORCEMENT COUNTERTERRORISM GRANTS.**

8 (a) GRANTS FOR COUNTERTERRORISM TRAINING.—
9 Section 1701(b)(1) of the Omnibus Crime Control and
10 Safe Streets Act of 1968 (42 U.S.C. 3796dd(b)(1)) is
11 amended—

12 (1) in subparagraph (B) by striking “and” at
13 the end;

14 (2) in subparagraph (C) by striking the period
15 at the end and inserting “; and”; and

16 (3) by adding at the end the following new sub-
17 paragraph:

18 “(D) provide counterterrorism training and
19 related equipment.”.

20 (b) SPECIAL RULE.—Section 1701(i) of such Act (42
21 U.S.C. 3796dd(i)) is amended by adding at the end “This
22 subsection shall not apply to grants that are made exclu-
23 sively for the purposes described in subsection (b)(1)(D).”.

1 (c) AUTHORIZATION OF APPROPRIATIONS.—Section
2 1001(a)(11) of such Act (42 U.S.C. 3793(a)(11)) is
3 amended—

4 (1) by redesignating subparagraph (B) as sub-
5 paragraph (C); and

6 (2) by inserting after subparagraph (A) the fol-
7 lowing new subparagraph:

8 “(B) In addition to the amounts authorized under
9 subparagraph (A), there are authorized to be appropriated
10 for fiscal year 2002 \$250,000,000 for grants to be used
11 exclusively for the purposes described in section
12 1701(b)(1)(D). Such sums shall remain available until ex-
13 pended. Subparagraph (C) shall not apply to such sums.”.

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