

113TH CONGRESS
1ST SESSION

H. R. 3300

To reauthorize the programs and activities of the Federal Emergency
Management Agency.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 22, 2013

Mr. SHUSTER (for himself, Mr. RAHALL, Mr. BARLETTA, and Mr. CARSON
of Indiana) introduced the following bill; which was referred to the Com-
mittee on Transportation and Infrastructure

A BILL

To reauthorize the programs and activities of the Federal
Emergency Management Agency.

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 “FEMA Reauthoriza-
5 tion Act of 2013”.

1 **TITLE I—REAUTHORIZATION OF**
2 **FEMA AND MODERNIZATION**
3 **OF INTEGRATED PUBLIC**
4 **ALERT AND WARNING SYS-**
5 **TEM**

6 **SEC. 101. REAUTHORIZATION OF FEDERAL EMERGENCY**
7 **MANAGEMENT AGENCY.**

8 Section 699 of Public Law 109–295 (6 U.S.C. 811)
9 is amended—

10 (1) by striking “administration and operations”
11 each place it appears and inserting “management
12 and administration”;

13 (2) in paragraph (2) by striking “and”;

14 (3) in paragraph (3) by striking the period and
15 inserting “; and”; and

16 (4) by adding at the end the following:

17 “(4) for fiscal year 2014, \$972,145,000;

18 “(5) for fiscal year 2015, \$972,145,000; and

19 “(6) for fiscal year 2016, \$972,145,000.”.

20 **SEC. 102. INTEGRATED PUBLIC ALERT AND WARNING SYS-**
21 **TEM MODERNIZATION.**

22 (a) **SHORT TITLE.**—This section may be cited as the
23 “Integrated Public Alert and Warning System Moderniza-
24 tion Act of 2013”.

1 (b) INTEGRATED PUBLIC ALERT AND WARNING SYS-
2 TEM MODERNIZATION.—

3 (1) IN GENERAL.—To provide timely and effec-
4 tive disaster warnings under this section, the Presi-
5 dent, acting through the Administrator of the Fed-
6 eral Emergency Management Agency, shall—

7 (A) modernize the integrated public alert
8 and warning system of the United States (in
9 this section referred to as the “public alert and
10 warning system”) to ensure that the President
11 under all conditions is able to alert and warn
12 governmental authorities and the civilian popu-
13 lation in areas endangered by disasters; and

14 (B) implement the public alert and warn-
15 ing system.

16 (2) IMPLEMENTATION REQUIREMENTS.—In car-
17 rying out paragraph (1), the Administrator shall,
18 consistent with the recommendations in the final re-
19 port of the Integrated Public Alert and Warning
20 System Advisory Committee (established under sub-
21 section (c))—

22 (A) establish or adopt, as appropriate,
23 common alerting and warning protocols, stand-
24 ards, terminology, and operating procedures for
25 the public alert and warning system;

1 (B) include in the public alert and warning
2 system the capability to adapt the distribution
3 and content of communications on the basis of
4 geographic location, risks, or personal user
5 preferences, as appropriate;

6 (C) include in the public alert and warning
7 system the capability to alert and warn, and
8 provide the equivalent amount of information to
9 individuals with disabilities and individuals with
10 access and functional needs;

11 (D) ensure that training, tests, and exer-
12 cises are conducted for the public alert and
13 warning system and that the system is incor-
14 porated into other training and exercise pro-
15 grams of the Department of Homeland Secu-
16 rity, as appropriate;

17 (E) establish and integrate into the Na-
18 tional Incident Management System a com-
19 prehensive and periodic training program to in-
20 struct and educate Federal, State, tribal, and
21 local government officials in the use of the
22 Common Alerting Protocol enabled Emergency
23 Alert System;

1 (F) conduct, at least once every 3 years,
2 periodic nationwide tests of the public alert and
3 warning system; and

4 (G) ensure that the public alert and warn-
5 ing system is resilient, secure, and can with-
6 stand acts of terrorism and other external at-
7 tacks.

8 (3) SYSTEM REQUIREMENTS.—The public alert
9 and warning system shall—

10 (A) incorporate multiple communications
11 technologies;

12 (B) be designed to adapt to, and incor-
13 porate, future technologies for communicating
14 directly with the public;

15 (C) to the extent technically feasible, be
16 designed to provide alerts to the largest portion
17 of the affected population, including non-
18 resident visitors and tourists and individuals
19 with disabilities and access and functional
20 needs, and improve the ability of remote areas
21 to receive alerts;

22 (D) promote local and regional public and
23 private partnerships to enhance community pre-
24 paredness and response;

1 (E) provide redundant alert mechanisms if
2 practicable so as to reach the greatest number
3 of people regardless of whether they have access
4 to, or utilize, any specific medium of commu-
5 nication or any particular device; and

6 (F) include a mechanism to ensure the
7 protection of individual privacy.

8 (4) IMPLEMENTATION PLAN.—Not later than
9 180 days after the date of submission of the report
10 of the Integrated Public Alert and Warning System
11 Advisory Committee, the Administrator shall submit
12 to the Committee on Transportation and Infrastruc-
13 ture and the Committee on Homeland Security of
14 the House of Representatives and the Committee on
15 Homeland Security and Governmental Affairs of the
16 Senate a detailed plan to implement the public alert
17 and warning system. The plan shall include a
18 timeline for implementation, a spending plan, and
19 recommendations for any additional authority that
20 may be necessary to fully implement this subsection.

21 (5) MAXIMUM FUNDS.—The Administrator may
22 use not more than \$12,733,000 of the amount made
23 available pursuant to section 699 of the Post-
24 Katrina Emergency Management Reform Act of
25 2006 (6 U.S.C. 811) for each of fiscal years 2014,

1 2015, and 2016 to carry out the provisions of this
2 section.

3 (c) INTEGRATED PUBLIC ALERT AND WARNING SYS-
4 TEM ADVISORY COMMITTEE.—

5 (1) ESTABLISHMENT.—Not later than 90 days
6 after the date of enactment of this Act, the Adminis-
7 trator of the Federal Emergency Management Agen-
8 cy shall establish an advisory committee to be known
9 as the Integrated Public Alert and Warning System
10 Advisory Committee (in this subsection referred to
11 as the “Advisory Committee”).

12 (2) MEMBERSHIP.—The Advisory Committee
13 shall be composed of the following members (or their
14 designees) to be appointed by the Administrator as
15 soon as practicable after the date of enactment of
16 this Act:

17 (A) The Chairman of the Federal Commu-
18 nications Commission.

19 (B) The Administrator of the National
20 Oceanic and Atmospheric Administration of the
21 Department of Commerce.

22 (C) The Assistant Secretary for Commu-
23 nications and Information of the Department of
24 Commerce.

1 (D) Representatives of State and local gov-
2 ernments, representatives of emergency man-
3 agement agencies, and representatives of emer-
4 gency response providers, selected from among
5 individuals nominated by national organizations
6 representing governments and personnel.

7 (E) Representatives from federally recog-
8 nized Indian tribes and national Indian organi-
9 zations.

10 (F) Individuals who have the requisite
11 technical knowledge and expertise to serve on
12 the Advisory Committee, including representa-
13 tives of—

- 14 (i) communications service providers;
15 (ii) vendors, developers, and manufac-
16 turers of systems, facilities, equipment,
17 and capabilities for the provision of com-
18 munications services;
19 (iii) third-party service bureaus;
20 (iv) the broadcasting industry, includ-
21 ing commercial and noncommercial radio
22 and television stations;
23 (v) the cellular industry;
24 (vi) the cable industry;
25 (vii) the satellite industry; and

1 (viii) national organizations rep-
2 resenting individuals with disabilities and
3 access and functional needs and national
4 organizations representing the elderly.

5 (G) Qualified representatives of such other
6 stakeholders and interested and affected parties
7 as the Administrator considers appropriate.

8 (3) CHAIRPERSON.—The Administrator shall
9 serve as the Chairperson of the Advisory Committee.

10 (4) MEETINGS.—

11 (A) INITIAL MEETING.—The initial meet-
12 ing of the Advisory Committee shall take place
13 not later than 120 days after the date of enact-
14 ment of this Act.

15 (B) OTHER MEETINGS.—After the initial
16 meeting, the Advisory Committee shall meet at
17 the call of the Chairperson.

18 (C) NOTICE; OPEN MEETINGS.—Meetings
19 held by the Advisory Committee shall be duly
20 noticed at least 14 days in advance and shall be
21 open to the public.

22 (D) INTERESTED PERSONS.—Interested
23 persons shall be permitted to attend, appear be-
24 fore, or file statements with the Advisory Com-

1 committee, in accordance with subsection (c) of sec-
2 tion 552b of title 5, United States Code.

3 (E) MEETING MINUTES.—The Advisory
4 Committee shall keep detailed minutes of each
5 meeting, which shall contain a record of the
6 persons present, a complete and accurate de-
7 scription of matters discussed and conclusions
8 reached, and copies of all reports received,
9 issued, or approved by the Advisory Committee.

10 (F) AVAILABILITY OF INFORMATION.—The
11 records, reports, transcripts, minutes, appen-
12 dixes, working papers, drafts, studies, agenda,
13 or other documents which were made available
14 to or prepared for or by the Advisory Com-
15 mittee shall be available for public inspection
16 and copying, subject to section 552 of title 5,
17 United States Code, at a single location in the
18 office of FEMA until the Advisory Committee
19 ceases to exist.

20 (5) RULES.—

21 (A) QUORUM.—One-third of the members
22 of the Advisory Committee shall constitute a
23 quorum for conducting business of the Advisory
24 Committee.

1 (B) SUBCOMMITTEES.—To assist the Advi-
2 sory Committee in carrying out its functions,
3 the Chairperson may establish appropriate sub-
4 committees composed of members of the Advi-
5 sory Committee and other subject matter ex-
6 perts as the Chairperson considers necessary.

7 (C) ADDITIONAL RULES.—The Advisory
8 Committee may adopt such other rules as are
9 necessary to carry out its duties.

10 (6) CONSULTATION WITH NONMEMBERS.—The
11 Advisory Committee and the program offices for the
12 integrated public alert and warning system for the
13 United States shall regularly meet with groups that
14 are not represented on the Advisory Committee to
15 consider new and developing technologies that may
16 be beneficial to the public alert and warning system.
17 Such groups may include—

18 (A) the Defense Advanced Research
19 Projects Agency;

20 (B) entities engaged in federally funded re-
21 search; and

22 (C) academic institutions engaged in rel-
23 evant work and research.

1 (7) RECOMMENDATIONS.—The Advisory Com-
2 mittee shall develop recommendations for an inte-
3 grated public alert and warning system, including—

4 (A) recommendations for common alerting
5 and warning protocols, standards, terminology,
6 and operating procedures for the public alert
7 and warning system; and

8 (B) recommendations to provide for a pub-
9 lic alert and warning system that—

10 (i) has the capability to adapt the dis-
11 tribution and content of communications
12 on the basis of geographic location, risks,
13 or personal user preferences, as appro-
14 priate;

15 (ii) has the capability to alert and
16 warn individuals with disabilities and indi-
17 viduals with limited English proficiency;

18 (iii) incorporates multiple communica-
19 tions technologies;

20 (iv) is designed to adapt to, and incor-
21 porate, future technologies for commu-
22 nicating directly with the public;

23 (v) is designed to provide alerts to the
24 largest portion of the affected population
25 feasible, including nonresident visitors and

1 tourists, and improve the ability of remote
2 areas to receive alerts;

3 (vi) promotes local and regional public
4 and private partnerships to enhance com-
5 munity preparedness and response; and

6 (vii) provides redundant alert mecha-
7 nisms if practicable in order to reach the
8 greatest number of people regardless of
9 whether they have access to, or utilize, any
10 specific medium of communication or any
11 particular device.

12 (8) INITIAL AND ANNUAL REPORT.—Not later
13 than 1 year after the date of enactment of this Act,
14 the Advisory Committee shall submit to the Admin-
15 istrator, the Committee on Transportation and In-
16 frastructure and the Committee on Homeland Secu-
17 rity of the House of Representatives, and the Com-
18 mittee on Homeland Security and Governmental Af-
19 fairs of the Senate a report containing the rec-
20 ommendations of the Advisory Committee.

21 (9) FEDERAL ADVISORY COMMITTEE ACT.—
22 Neither the Federal Advisory Committee Act (5
23 U.S.C. App.) nor any rule, order, or regulation pro-
24 mulgated under that Act shall apply to the Advisory
25 Committee.

1 (10) **TERMINATION.**—The Advisory Committee
2 shall terminate not later than 3 years after the date
3 of enactment of this Act.

4 (d) **LIMITATION ON STATUTORY CONSTRUCTION.**—
5 Nothing in this section shall be construed to authorize or
6 require FEMA or any other government entity to require
7 any action on the part of the Federal Communications
8 Commission, the Department of Commerce, the Office of
9 Emergency Communications, or any other nongovernment
10 entity nor impact any existing obligations of these entities.

11 **TITLE II—STAFFORD ACT AND** 12 **OTHER PROGRAMS**

13 **SEC. 201. REAUTHORIZATION OF URBAN SEARCH AND RES-** 14 **CUE RESPONSE SYSTEM.**

15 (a) **IN GENERAL.**—Title III of the Robert T. Stafford
16 Disaster Relief and Emergency Assistance Act (42 U.S.C.
17 5141 et seq.) is amended by adding at the end the fol-
18 lowing:

19 **“SEC. 327. NATIONAL URBAN SEARCH AND RESCUE RE-** 20 **SPONSE SYSTEM.**

21 “(a) **DEFINITIONS.**—In this section, the following
22 definitions apply:

23 “(1) **ADMINISTRATOR.**—The term ‘Adminis-
24 trator’ means the Administrator of the Federal
25 Emergency Management Agency.

1 “(2) AGENCY.—The term ‘Agency’ means the
2 Federal Emergency Management Agency.

3 “(3) HAZARD.—The term ‘hazard’ has the
4 meaning given that term by section 602.

5 “(4) NONEMPLOYEE SYSTEM MEMBER.—The
6 term ‘nonemployee System member’ means a System
7 member not employed by a sponsoring agency or
8 participating agency.

9 “(5) PARTICIPATING AGENCY.—The term ‘par-
10 ticipating agency’ means a State or local govern-
11 ment, nonprofit organization, or private organization
12 that has executed an agreement with a sponsoring
13 agency to participate in the System.

14 “(6) SPONSORING AGENCY.—The term ‘spon-
15 soring agency’ means a State or local government
16 that is the sponsor of a task force designated by the
17 Administrator to participate in the System.

18 “(7) SYSTEM.—The term ‘System’ means the
19 National Urban Search and Rescue Response Sys-
20 tem to be administered under this section.

21 “(8) SYSTEM MEMBER.—The term ‘System
22 member’ means an individual who is not a full-time
23 employee of the Federal Government and who serves
24 on a task force or on a System management or other
25 technical team.

1 “(9) TASK FORCE.—The term ‘task force’
2 means an urban search and rescue team designated
3 by the Administrator to participate in the System.

4 “(b) GENERAL AUTHORITY.—Subject to the require-
5 ments of this section, the Administrator shall continue to
6 administer the emergency response system known as the
7 National Urban Search and Rescue Response System.

8 “(c) FUNCTIONS.—In administering the System, the
9 Administrator shall provide for a national network of
10 standardized search and rescue resources to assist States
11 and local governments in responding to hazards.

12 “(d) TASK FORCES.—

13 “(1) DESIGNATION.—The Administrator shall
14 designate task forces to participate in the System.
15 The Administrator shall determine the criteria for
16 such participation.

17 “(2) SPONSORING AGENCIES.—Each task force
18 shall have a sponsoring agency. The Administrator
19 shall enter into an agreement with the sponsoring
20 agency with respect to the participation of each task
21 force in the System.

22 “(3) COMPOSITION.—

23 “(A) PARTICIPATING AGENCIES.—A task
24 force may include, at the discretion of the spon-
25 soring agency, one or more participating agen-

1 cies. The sponsoring agency shall enter into an
2 agreement with each participating agency with
3 respect to the participation of the participating
4 agency on the task force.

5 “(B) OTHER INDIVIDUALS.—A task force
6 may also include, at the discretion of the spon-
7 soring agency, other individuals not otherwise
8 associated with the sponsoring agency or a par-
9 ticipating agency. The sponsoring agency of a
10 task force may enter into a separate agreement
11 with each such individual with respect to the
12 participation of the individual on the task force.

13 “(e) MANAGEMENT AND TECHNICAL TEAMS.—The
14 Administrator shall maintain such management teams and
15 other technical teams as the Administrator determines are
16 necessary to administer the System.

17 “(f) APPOINTMENT OF SYSTEM MEMBERS INTO
18 FEDERAL SERVICE.—

19 “(1) IN GENERAL.—The Administrator may ap-
20 point a System member into Federal service for a
21 period of service to provide for the participation of
22 the System member in exercises, preincident staging,
23 major disaster and emergency response activities,
24 and training events sponsored or sanctioned by the
25 Administrator.

1 “(2) NONAPPLICABILITY OF CERTAIN CIVIL
2 SERVICE LAWS.—The Administrator may make ap-
3 pointments under paragraph (1) without regard to
4 the provisions of title 5, United States Code, gov-
5 erning appointments in the competitive service.

6 “(3) RELATIONSHIP TO OTHER AUTHORI-
7 TIES.—The authority of the Administrator to make
8 appointments under this subsection shall not affect
9 any other authority of the Administrator under this
10 Act.

11 “(4) LIMITATION.—A System member who is
12 appointed into Federal service under paragraph (1)
13 shall not be considered an employee of the United
14 States for purposes other than those specifically set
15 forth in this section.

16 “(g) COMPENSATION.—

17 “(1) PAY OF SYSTEM MEMBERS.—Subject to
18 such terms and conditions as the Administrator may
19 impose by regulation, the Administrator shall make
20 payments to the sponsoring agency of a task force—

21 “(A) to reimburse each employer of a Sys-
22 tem member on the task force for compensation
23 paid by the employer to the System member for
24 any period during which the System member is

1 appointed into Federal service under subsection
2 (f)(1); and

3 “(B) to make payments directly to a non-
4 employee System member on the task force for
5 any period during which the non-employee Sys-
6 tem member is appointed into Federal service
7 under subsection (f)(1).

8 “(2) REIMBURSEMENT FOR EMPLOYEES FILL-
9 ING POSITIONS OF SYSTEM MEMBERS.—

10 “(A) IN GENERAL.—Subject to such terms
11 and conditions as the Administrator may im-
12 pose by regulation, the Administrator shall
13 make payments to the sponsoring agency of a
14 task force to reimburse each employer of a Sys-
15 tem member on the task force for compensation
16 paid by the employer to an employee filling a
17 position normally filled by the System member
18 for any period during which the System mem-
19 ber is appointed into Federal service under sub-
20 section (f)(1).

21 “(B) LIMITATION.—Costs incurred by an
22 employer shall be eligible for reimbursement
23 under subparagraph (A) only to the extent that
24 the costs are in excess of the costs that would
25 have been incurred by the employer had the

1 System member not been appointed into Fed-
2 eral service under subsection (f)(1).

3 “(3) METHOD OF PAYMENT.—A System mem-
4 ber shall not be entitled to pay directly from the
5 Agency for a period during which the System mem-
6 ber is appointed into Federal service under sub-
7 section (f)(1).

8 “(h) PERSONAL INJURY, ILLNESS, DISABILITY, OR
9 DEATH.—

10 “(1) IN GENERAL.—A System member who is
11 appointed into Federal service under subsection
12 (f)(1) and who suffers personal injury, illness, dis-
13 ability, or death as a result of a personal injury sus-
14 tained while acting in the scope of such appointment
15 shall, for the purposes of subchapter I of chapter 81
16 of title 5, United States Code, be treated as though
17 the member were an employee (as defined by section
18 8101 of that title) who had sustained the injury in
19 the performance of duty.

20 “(2) ELECTION OF BENEFITS.—

21 “(A) IN GENERAL.—If a System member
22 (or, in the case of the death of the System
23 member, the System member’s dependent) is
24 entitled—

1 “(i) under paragraph (1) to receive
2 benefits under subchapter I of chapter 81
3 of title 5, United States Code, by reason of
4 personal injury, illness, disability, or death,
5 and

6 “(ii) to receive benefits from a State
7 or local government by reason of the same
8 personal injury, illness, disability, or death,
9 the System member or dependent shall elect to
10 receive either the benefits referred to in clause
11 (i) or (ii).

12 “(B) DEADLINE.—A System member or
13 dependent shall make an election of benefits
14 under subparagraph (A) not later than 1 year
15 after the date of the personal injury, illness,
16 disability, or death that is the reason for the
17 benefits or until such later date as the Sec-
18 retary of Labor may allow for reasonable cause
19 shown.

20 “(C) EFFECT OF ELECTION.—An election
21 of benefits made under this paragraph is irrev-
22 ocable unless otherwise provided by law.

23 “(3) REIMBURSEMENT FOR STATE OR LOCAL
24 BENEFITS.—Subject to such terms and conditions as
25 the Administrator may impose by regulation, in the

1 event that a System member or dependent elects
2 benefits from a State or local government under
3 paragraph (2)(A), the Administrator shall reimburse
4 the State or local government for the value of those
5 benefits.

6 “(i) LIABILITY.—A System member appointed into
7 Federal service under subsection (f)(1), while acting with-
8 in the scope of the appointment, is deemed an employee
9 of the Federal Government under section 1346(b) of title
10 28, United States Code, and chapter 171 of that title, re-
11 lating to tort claims procedure.

12 “(j) EMPLOYMENT AND REEMPLOYMENT RIGHTS.—
13 With respect to a System member who is not a regular
14 full-time employee of a sponsoring agency or participating
15 agency, the following terms and conditions apply:

16 “(1) SERVICE.—Service as a System member is
17 deemed ‘service in the uniformed services’ for pur-
18 poses of chapter 43 of title 38, United States Code,
19 relating to employment and reemployment rights of
20 individuals who have performed service in the uni-
21 formed services (regardless of whether the individual
22 receives compensation for such participation). All
23 rights and obligations of such persons and proce-
24 dures for assistance, enforcement, and investigation
25 shall be as provided for in such chapter.

1 “(2) PRECLUSION.—Preclusion of giving notice
2 of service by necessity of appointment under this
3 section is deemed preclusion by ‘military necessity’
4 for purposes of section 4312(b) of title 38, United
5 States Code, pertaining to giving notice of absence
6 from a position of employment. A determination of
7 such necessity shall be made by the Administrator
8 and shall not be subject to judicial review.

9 “(k) LICENSES AND PERMITS.—If a System member
10 holds a valid license, certificate, or other permit issued by
11 any State or other governmental jurisdiction evidencing
12 the member’s qualifications in any professional, mechan-
13 ical, or other skill or type of assistance required by the
14 System, the System member is deemed to be performing
15 a Federal activity when rendering aid involving such skill
16 or assistance during a period of appointment into Federal
17 service under subsection (f)(1).

18 “(l) ADVISORY COMMITTEE.—

19 “(1) IN GENERAL.—The Administrator shall es-
20 tablish and maintain an advisory committee to pro-
21 vide expert recommendations to the Administrator in
22 order to assist the Administrator in administering
23 the System.

1 “(2) COMPOSITION.—The advisory committee
2 shall be composed of members from geographically
3 diverse areas, and shall include—

4 “(A) the chief officer or senior executive
5 from at least three sponsoring agencies;

6 “(B) the senior emergency manager from
7 at least two States that include sponsoring
8 agencies; and

9 “(C) at least one representative rec-
10 ommended by the leaders of the task forces.

11 “(3) INAPPLICABILITY OF TERMINATION RE-
12 QUIREMENT.—Section 14(a)(2) of the Federal Advi-
13 sory Committee Act (5 U.S.C. App.) shall not apply
14 to the advisory committee under this subsection.

15 “(m) PREPAREDNESS COOPERATIVE AGREE-
16 MENTS.—

17 “(1) IN GENERAL.—Subject to the availability
18 of appropriations for such purpose, the Adminis-
19 trator shall enter into an annual preparedness coop-
20 erative agreement with each sponsoring agency.
21 Amounts made available to a sponsoring agency
22 under such a preparedness cooperative agreement
23 shall be for the following purposes:

1 “(A) Training and exercises, including
2 training and exercises with other Federal,
3 State, and local government response entities.

4 “(B) Acquisition and maintenance of
5 equipment, including interoperable communica-
6 tions and personal protective equipment.

7 “(C) Medical monitoring required for re-
8 sponder safety and health in anticipation of and
9 following a major disaster, emergency, or other
10 hazard, as determined by the Administrator.

11 “(2) AVAILABILITY OF APPROPRIATIONS.—Not-
12 withstanding section 1552(b) of title 31, United
13 States Code, amounts made available for cooperative
14 agreements under this subsection that are not ex-
15 pended shall be deposited in an agency account and
16 shall remain available for such agreements without
17 fiscal year limitation.

18 “(n) RESPONSE COOPERATIVE AGREEMENTS.—The
19 Administrator shall enter into a response cooperative
20 agreement with each sponsoring agency, as appropriate,
21 under which the Administrator agrees to reimburse the
22 sponsoring agency for costs incurred by the sponsoring
23 agency in responding to a major disaster or emergency.

1 “(o) OBLIGATIONS.—The Administrator may incur
2 all necessary obligations consistent with this section in
3 order to ensure the effectiveness of the System.

4 “(p) AUTHORIZATION OF APPROPRIATIONS.—

5 “(1) IN GENERAL.—There is authorized to be
6 appropriated to carry out the System and the provi-
7 sions of this section \$35,180,000 for each of fiscal
8 years 2014, 2015, and 2016.

9 “(2) ADMINISTRATIVE EXPENSES.—The Ad-
10 ministrator may use not to exceed 6 percent of the
11 funds appropriated for a fiscal year pursuant to
12 paragraph (1) for salaries, expenses, and other ad-
13 ministrative costs incurred by the Administrator in
14 carrying out this section.”.

15 (b) CONFORMING AMENDMENTS.—

16 (1) APPLICABILITY OF TITLE 5, UNITED
17 STATES CODE.—Section 8101(1) of title 5, United
18 States Code, is amended—

19 (A) in subparagraph (D) by striking “and”
20 at the end;

21 (B) by moving subparagraph (F) to appear
22 after subparagraph (E);

23 (C) in subparagraph (F)—

24 (i) by striking “United States Code,”;

25 and

1 (ii) by adding “and” at the end; and

2 (D) by inserting after subparagraph (F)

3 the following:

4 “(G) an individual who is a System mem-
5 ber of the National Urban Search and Rescue
6 Response System during a period of appoint-
7 ment into Federal service pursuant to section
8 327 of the Robert T. Stafford Disaster Relief
9 and Emergency Assistance Act;”.

10 (2) INCLUSION AS PART OF UNIFORMED SERV-
11 ICES FOR PURPOSES OF USERRA.—Section 4303 of
12 title 38, United States Code, is amended—

13 (A) in paragraph (13) by inserting “, a pe-
14 riod for which a System member of the Na-
15 tional Urban Search and Rescue Response Sys-
16 tem is absent from a position of employment
17 due to an appointment into Federal service
18 under section 327 of the Robert T. Stafford
19 Disaster Relief and Emergency Assistance Act”
20 before “, and a period”; and

21 (B) in paragraph (16) by inserting after
22 “Public Health Service,” the following: “System
23 members of the National Urban Search and
24 Rescue Response System during a period of ap-
25 pointment into Federal service under section

1 327 of the Robert T. Stafford Disaster Relief
2 and Emergency Assistance Act,”.

3 **SEC. 202. REAUTHORIZATION OF EMERGENCY MANAGE-**
4 **MENT ASSISTANCE COMPACT GRANTS.**

5 (a) IN GENERAL.—Subtitle A of title VI of the Rob-
6 ert T. Stafford Disaster Relief and Emergency Assistance
7 Act (42 U.S.C. 5196 et seq.) is amended by adding at
8 the end the following:

9 **“SEC. 617. EMERGENCY MANAGEMENT ASSISTANCE COM-**
10 **PACT GRANTS.**

11 “(a) IN GENERAL.—The Administrator of the Fed-
12 eral Emergency Management Agency may make grants to
13 provide for implementation of the Emergency Manage-
14 ment Assistance Compact consented to by Congress in the
15 joint resolution entitled ‘Joint resolution granting the con-
16 sent of Congress to the Emergency Management Assist-
17 ance Compact’ (Public Law 104–321; 110 Stat. 3877).

18 “(b) ELIGIBLE GRANT RECIPIENTS.—States and the
19 Administrator of the Emergency Management Assistance
20 Compact shall be eligible to receive grants under sub-
21 section (a).

22 “(c) USE OF FUNDS.—A grant received under this
23 section shall be used—

24 “(1) to carry out recommendations identified in
25 the Emergency Management Assistance Compact

1 after-action reports for the 2004 and 2005 hurricane
2 seasons;

3 “(2) to administer compact operations on behalf
4 of States, as such term is defined in the compact,
5 that have enacted the compact;

6 “(3) to continue coordination with the Federal
7 Emergency Management Agency and appropriate
8 Federal agencies;

9 “(4) to continue coordination with States and
10 local governments and their respective national orga-
11 nizations; and

12 “(5) to assist State and local governments,
13 emergency response providers, and organizations
14 representing such providers with credentialing the
15 providers and the typing of emergency response re-
16 sources.

17 “(d) COORDINATION.—The Administrator of the
18 Federal Emergency Management Agency shall consult
19 with the Administrator of the Emergency Management
20 Assistance Compact to ensure effective coordination of ef-
21 forts in responding to requests for assistance.

22 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
23 is authorized to be appropriated to carry out this section
24 \$2,000,000 for each of the fiscal years 2014, 2015, and
25 2016. Such sums shall remain available until expended.”.

1 (b) REPEAL.—Section 661 of the Post-Katrina
2 Emergency Management Reform Act of 2006 (6 U.S.C.
3 761) is repealed.

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