

trator annually a State preparedness report, as required by section 752(c) of this title.

(c) Reports by the Administrator

(1) Federal Preparedness Report

The Administrator shall submit to the appropriate committees of Congress annually the Federal Preparedness Report required under section 752(a) of this title.

(2) Risk assessment

(A) In general

For each fiscal year, the Administrator shall provide to the appropriate committees of Congress a detailed and comprehensive explanation of the methodologies used to calculate risk and compute the allocation of funds for grants administered by the Department, including—

(i) all variables included in the risk assessment and the weights assigned to each such variable;

(ii) an explanation of how each such variable, as weighted, correlates to risk, and the basis for concluding there is such a correlation; and

(iii) any change in the methodologies from the previous fiscal year, including changes in variables considered, weighting of those variables, and computational methods.

(B) Classified annex

The information required under subparagraph (A) shall be provided in unclassified form to the greatest extent possible, and may include a classified annex if necessary.

(C) Deadline

For each fiscal year, the information required under subparagraph (A) shall be provided on the earlier of—

(i) October 31; or

(ii) 30 days before the issuance of any program guidance for grants administered by the Department.

(3) Tribal funding report

At the end of each fiscal year, the Administrator shall submit to the appropriate committees of Congress a report setting forth the amount of funding provided during that fiscal year to Indian tribes under any grant program administered by the Department, whether provided directly or through a subgrant from a State or high-risk urban area.

(Pub. L. 107–296, title XX, §2022, as added Pub. L. 110–53, title I, §101, Aug. 3, 2007, 121 Stat. 287; amended Pub. L. 111–204, §2(h)(6)(B)(iii), July 22, 2010, 124 Stat. 2231; Pub. L. 113–284, §2(c)(1), (2), Dec. 18, 2014, 128 Stat. 3089; Pub. L. 116–117, §3(b)(2), Mar. 2, 2020, 134 Stat. 133.)

Editorial Notes

REFERENCES IN TEXT

The Robert T. Stafford Disaster Relief and Emergency Assistance Act, referred to in subsec. (a)(2)(A), is Pub. L. 93–288, May 22, 1974, 88 Stat. 143. Section 203 of the Act is classified to section 5133 of Title 42, The Public Health and Welfare. Titles IV and V of the Act are classified generally to subchapters IV (§5170 et seq.)

and IV–A (§5191 et seq.), respectively, of chapter 68 of Title 42. For complete classification of this Act to the Code, see Short Title note set out under section 5121 of Title 42 and Tables.

AMENDMENTS

2020—Subsec. (a)(1)(C). Pub. L. 116–117, §3(b)(2)(A), substituted “Consistent with subchapter IV of chapter 33 of title 31” for “Consistent with the Improper Payments Information Act of 2002 (31 U.S.C. 3321 note)” in introductory provisions.

Subsec. (a)(5). Pub. L. 116–117, §3(b)(2)(B), substituted “section 3352(i) of title 31” for “section 2(h) of the Improper Payments Elimination and Recovery Act of 2010 (31 U.S.C. 3321 note)” in introductory provisions.

2014—Subsec. (a)(3) to (7). Pub. L. 113–284 redesignated pars. (4) to (7) as (3) to (6), respectively, substituted, in par. (4), “paragraph (2)” for “paragraphs (2) and (3)” and “paragraph (3)” for “paragraph (4)”, and struck out former par. (3) which related to Office of Inspector General performance audits.

2010—Subsec. (a)(6). Pub. L. 111–204 substituted “under section 2(h) of the Improper Payments Elimination and Recovery Act of 2010 (31 U.S.C. 3321 note)” for “(as that term is defined by the Director of the Office of Management and Budget under section 3561 of title 31)”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2014 AMENDMENT

Pub. L. 113–284, §2(c)(3), Dec. 18, 2014, 128 Stat. 3090, provided that: “The amendments made by this subsection [amending this section] shall take effect on January 1, 2015.”

§ 613. Identification of reporting redundancies and development of performance metrics

(a) Definition

In this section, the term “covered grants” means grants awarded under section 604 of this title, grants awarded under section 605 of this title, and any other grants specified by the Administrator.

(b) Initial report

Not later than 90 days after October 12, 2010, the Administrator shall submit to the appropriate committees of Congress a report that includes—

(1) an assessment of redundant reporting requirements imposed by the Administrator on State, local, and tribal governments in connection with the awarding of grants, including—

(A) a list of each discrete item of data requested by the Administrator from grant recipients as part of the process of administering covered grants;

(B) identification of the items of data from the list described in subparagraph (A) that are required to be submitted by grant recipients on multiple occasions or to multiple systems; and

(C) identification of the items of data from the list described in subparagraph (A) that are not necessary to be collected in order for the Administrator to effectively and efficiently administer the programs under which covered grants are awarded;

(2) a plan, including a specific timetable, for eliminating any redundant and unnecessary reporting requirements identified under paragraph (1); and

(3) a plan, including a specific timetable, for promptly developing a set of quantifiable performance measures and metrics to assess the effectiveness of the programs under which covered grants are awarded.

(c) Biennial reports

Not later than 1 year after the date on which the initial report is required to be submitted under subsection (b), and once every 2 years thereafter, the Administrator shall submit to the appropriate committees of Congress a grants management report that includes—

(1) the status of efforts to eliminate redundant and unnecessary reporting requirements imposed on grant recipients, including—

(A) progress made in implementing the plan required under subsection (b)(2);

(B) a reassessment of the reporting requirements to identify and eliminate redundant and unnecessary requirements;

(2) the status of efforts to develop quantifiable performance measures and metrics to assess the effectiveness of the programs under which the covered grants are awarded, including—

(A) progress made in implementing the plan required under subsection (b)(3);

(B) progress made in developing and implementing additional performance metrics and measures for grants, including as part of the comprehensive assessment system required under section 749 of this title; and

(3) a performance assessment of each program under which the covered grants are awarded, including—

(A) a description of the objectives and goals of the program;

(B) an assessment of the extent to which the objectives and goals described in subparagraph (A) have been met, based on the quantifiable performance measures and metrics required under this section, section 612(a)(4)¹ of this title, and section 749 of this title;

(C) recommendations for any program modifications to improve the effectiveness of the program, to address changed or emerging conditions; and

(D) an assessment of the experience of recipients of covered grants, including the availability of clear and accurate information, the timeliness of reviews and awards, and the provision of technical assistance, and recommendations for improving that experience.

(d) Grants program measurement study

(1) In general

Not later than 30 days after October 12, 2010, the Administrator shall enter into a contract with the National Academy of Public Administration under which the National Academy of Public Administration shall assist the Administrator in studying, developing, and implementing—

(A) quantifiable performance measures and metrics to assess the effectiveness of grants

administered by the Department, as required under this section and section 749 of this title; and

(B) the plan required under subsection (b)(3).

(2) Report

Not later than 1 year after the date on which the contract described in paragraph (1) is awarded, the Administrator shall submit to the appropriate committees of Congress a report that describes the findings and recommendations of the study conducted under paragraph (1).

(3) Authorization of appropriations

There are authorized to be appropriated to the Administrator such sums as may be necessary to carry out this subsection.

(Pub. L. 107-296, title XX, §2023, as added Pub. L. 111-271, §2(a), Oct. 12, 2010, 124 Stat. 2852.)

Editorial Notes

REFERENCES IN TEXT

Section 612(a)(4) of this title, referred to in subsec. (c)(3)(B), was redesignated section 612(a)(3) of this title by Pub. L. 113-284, §2(c)(2)(A), Dec. 18, 2014, 128 Stat. 3089.

SUBCHAPTER XVI—CHEMICAL FACILITY ANTI-TERRORISM STANDARDS

§§ 621 to 629. Omitted

Editorial Notes

CODIFICATION

The authority provided under sections 621 to 629, comprising subchapter XVI of this chapter, terminated on July 27, 2023, pursuant to section 5 of Pub. L. 113-254, set out as a note below.

Section 621, Pub. L. 107-296, title XXI, §2101, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2898, provided definitions for this subchapter.

Section 622, Pub. L. 107-296, title XXI, §2102, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2900; amended Pub. L. 115-278, §2(g)(8)(A), Nov. 16, 2018, 132 Stat. 4180, established a Chemical Facility Anti-Terrorism Standards Program within the Cybersecurity and Infrastructure Security Agency.

Section 623, Pub. L. 107-296, title XXI, §2103, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2911, related to protection and sharing of information.

Section 624, Pub. L. 107-296, title XXI, §2104, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2912; amended Pub. L. 115-278, §2(g)(8)(B), Nov. 16, 2018, 132 Stat. 4180; Pub. L. 117-263, div. G, title LXXI, §7143(c)(4), Dec. 23, 2022, 136 Stat. 3663, related to civil enforcement.

Section 625, Pub. L. 107-296, title XXI, §2105, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2914, related to whistleblower protections.

Section 626, Pub. L. 107-296, title XXI, §2106, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2915, related to relationship of provisions of this subchapter to other laws.

Section 627, Pub. L. 107-296, title XXI, §2107, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2916, related to CFATS regulations.

Section 628, Pub. L. 107-296, title XXI, §2108, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2916, related to small covered chemical facilities.

Section 629, Pub. L. 107-296, title XXI, §2109, as added Pub. L. 113-254, §2(a), Dec. 18, 2014, 128 Stat. 2916, related to outreach to chemical facilities of interest.

¹ See References in Text note below.