

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To remove the restriction on the use of grant funds for the compensation of emergency planning personnel, and for other purposes.

**IN THE SENATE OF THE UNITED STATES—108th Cong., 1st Sess.**

**S. 1245**

To provide for homeland security grant coordination and simplification, and for other purposes.

Referred to the Committee on \_\_\_\_\_  
and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Ms. COLLINS (for herself, Mr. LIEBERMAN, and Mr. LEVIN)

Viz:

1 On page 17, strike lines 13 through 19.

2 On page 18, strike lines 7 through 9 and insert the  
3 following:

4 (F) pay for overtime expenses relating to—

5 (i) training activities consistent with

6 the goals outlined in a State homeland se-

7 curity plan; and

1                   (ii) as determined by the Secretary,  
2                   activities relating to an increase in the  
3                   threat level under the Homeland Security  
4                   Advisory System.

5           On page 19, strike lines 1 through 9.

6           On page 19, strike lines 10 through 14 and insert  
7 the following:

8                   (C) OVERTIME EXPENSES.—

9                   (i) IN GENERAL.—Not more than 5  
10                   percent of grant funds provided under this  
11                   section may be used for overtime expenses  
12                   for training carried out under paragraph  
13                   (2)(F).

14                   (ii) WAIVER.—The Secretary may  
15                   waive the limitation under clause (i) if the  
16                   Secretary determines that such funds are  
17                   necessary to provide effective training or  
18                   adequate protection in the event of an in-  
19                   crease in the threat level under the Home-  
20                   land Security Advisory System.

21           On page 23, line 6, strike “allow” and insert “in-  
22 clude”.

1           On page 23, line 8, after “officials” insert “, includ-  
2 ing representatives of rural, high-population, and high-  
3 threat jurisdictions”.

4           On page 25, line 2, after “State” insert “, and which  
5 shall include representatives of rural, high-population,  
6 rural, and high-threat jurisdictions”.

7           On page 25, line 16, after “(e)(2)(N)” insert “, in-  
8 cluding any dissenting views submitted by advisory com-  
9 mittee members,”.

10          On page 27, lines 21 and 22, strike “, first respond-  
11 ers, and other local groups” and insert “and first respond-  
12 ers”.

13          On page 28, line 1, strike “60” and insert “45”.

14          On page 28, between lines 12 and 13, insert the fol-  
15 lowing:

16                   (C) ECONOMIC DISTRESS.—The matching  
17 requirement under paragraph (A) shall not  
18 apply to any grant recipient that is deemed eco-  
19 nomically distressed.

1       On page 31, between lines 20 and 21, insert the fol-  
2       lowing:

3               (3) DIRECT FUNDING.—If a State fails to sub-  
4       stantially comply with any provision of this section,  
5       including failing to provide local governments with  
6       grant funds or resources purchased with grant funds  
7       in a timely fashion, a local government entitled to  
8       receive such grant funds or resources may petition  
9       the Secretary, at such time and in such manner as  
10      determined by the Secretary, to request that grant  
11      funds or resources be provided directly to the local  
12      government.

13       On page 26, line 21, strike “The Secretary” and in-  
14      sert “After the distribution of funds for grants under sub-  
15      section (f), the Secretary”.

16       On page 27, line 1, strike “(c)” and insert “(d)”.

17       On page 26, strike lines 3 through 9, and insert the  
18      following:

19       this subsection is given to localities that—

20               (A) have a large population and high popu-  
21               lation density;

1 (B) have a high degree of threat, risk, and  
2 vulnerability related to critical infrastructure or  
3 key national assets identified in the State  
4 homeland security plan;

5 (C) have an international border with Can-  
6 ada or Mexico, or coastline bordering inter-  
7 national waters of Canada, Mexico, the Atlantic  
8 Ocean, or the Pacific Ocean; or

9 (D) are subject to other threat factors  
10 specified in writing by the Secretary.

11 On page 27, strike lines 12 through 18, and insert:  
12 (f) and (g)(2), based on—

13 (A) population, including tourist and mili-  
14 tary populations, and population density;

15 (B) threat, risk, and vulnerability related  
16 to critical infrastructure, key national assets, or  
17 other factors identified in a State homeland se-  
18 curity plan;

19 (C) an international border with Canada or  
20 Mexico, or coastline bordering international wa-  
21 ters of Canada, Mexico, the Atlantic Ocean or  
22 the Pacific Ocean; or

23 (D) other factors specified in writing by  
24 the Secretary.

1       On page 27, strike “Assessment” and insert “Dis-  
2       tribution of additional funds”.

3       On page 13, line 2, strike “and”.

4       On page 13, line 21, strike the second period and in-  
5       sert “; and”.

6       On page 13, between lines 21 and 22, insert the fol-  
7       lowing:

8                       (D) by redesignating subsection (d) as sub-  
9                       section (e), and inserting after subsection (c)  
10                      the following:

11       “(d) TRAINING AND EXERCISES OFFICE WITHIN THE  
12       OFFICE FOR DOMESTIC PREPAREDNESS.—

13                      (1) IN GENERAL.—The Secretary shall create  
14                      within the Office for Domestic Preparedness an in-  
15                      ternal office that shall be the proponent for all na-  
16                      tional domestic preparedness, training, education,  
17                      and exercises within the Office for State and Local  
18                      Government Coordination.

19                      (2) OFFICE HEAD.—The Secretary shall select  
20                      an individual with recognized expertise in first-re-  
21                      sponder training and exercises to head the office,

- 1 and such person shall report directly to the Director
- 2 of the Office of Domestic Preparedness.