

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the State Homeland Security Grant Program from being used to support art classes.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2004 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(m) Prohibited Use.—A grant under this section may not be used to support art classes.

1 AMENDMENT NO.

Calendar No.

2
3
4 Purpose: To require minimum performance requirements for Homeland Security Grants.

5
6 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

7 **S. 4**

8
9 To make the United States more secure by implementing unfinished recommendations of
10 the 9/11 Commission to fight the war on terror more effectively, to improve
11 homeland security, and for other purposes.

12
13 Referred to the Committee on _____ and ordered to be printed

14 Ordered to lie on the table and to be printed

15
16 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

17 Viz:

18
19 In Sec. 2002 HOMELAND SECURITY GRANT PROGRAM, insert the following in the
20 appropriate place:

21 “SEC. (). MINIMUM PERFORMANCE REQUIREMENTS.

22 “(a) In General.—The Administrator shall—

23 “(1) establish minimum performance requirements for entities that receive
24 homeland security grants;

25 “(2) conduct, in coordination with State, Regional, local, and tribal governments
26 under the Homeland Security Grant Program, simulations and exercises to test
27 minimum performance requirements for—

28 “(A) emergencies and major disasters not less than 2 times each year; and

29 “(B) catastrophic incidents not less than once each year; and

30 “(3) ensure that entities that the Administrator determines are failing to
31 demonstrate minimum performance requirements under paragraph (1) shall remedy
32 the areas of failure not later than the end of the second full fiscal year after the date
33 of such determination by—

34 “(A) establishing a plan for the achievement of the minimum performance
35 requirements under paragraph (1), including—

36 “(i) developing intermediate indicators for the 2 fiscal years following
37 the date of such determination; and

38 “(ii) conducting additional simulations and exercises; and

1 “(B) revising an entity’s homeland security plan, if necessary, to achieve the
2 minimum performance requirements under paragraph (1).

3 “(b) Waiver.—At the discretion of the Administrator, the occurrence of an actual
4 emergency, major disaster, or catastrophic incidents in an area may be deemed as a
5 simulation under subsection (a)(2).

6 “(c) Report to Congress.—Not later than the end of the first full fiscal year after the
7 date of enactment of the ‘Improving America’s Security Act of 2007’, and each fiscal
8 year thereafter, the Administrator shall submit to the Committee on Homeland Security
9 and Governmental Affairs of the Senate and to the Committee on Homeland Security of
10 the House of Representatives a report describing—

11 “(1) the performance of grantees under subsection (a)(1);

12 “(2) lessons learned through the simulations and exercises under subsection
13 (a)(2); and

14 “(3) efforts being made to remedy failed performance under subsection (a)(3).
15

AMENDMENT NO. _____ Calendar No. _____

Purpose: To require recovery audits for homeland security grants of more than \$1,000,000.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

To make the United States more secure by implementing unfinished recommendations of the 9/11 Commission to fight the war on terror more effectively, to improve homeland security, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. COBURN

Viz:

1 On page 91, between lines 2 and 3, insert the fol-
2 lowing:

3 “(4) RECOVERY AUDITS.—The Secretary shall
4 conduct a recovery audit (as that term is defined by
5 the Director of the Office of Management and Budget
6 under section 3561 of title 31, United States
7 Code) for any grant administered by the Depart-
8 ment with a total value of \$1,000,000 or greater.

1 AMENDMENT NO.

Calendar No.

2
3 Purpose: To replace such sums designated for appropriations to carry out Sec. 206, State,
4 Local, and Regional Fusion Center Initiative, with appropriations of \$10,000,000.

5
6
7 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

8 **S. 4**

9
10 To make the United States more secure by implementing unfinished recommendations of
11 the 9/11 Commission to fight the war on terror more effectively, to improve
12 homeland security, and for other purposes.

13
14 Referred to the Committee on _____ and ordered to be printed

15 Ordered to lie on the table and to be printed

16 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

17 Viz:

18 IN GENERAL: On page 36, subsection (j) AUTHORIZATION OF APPROPRIATIONS.—strike the
19 entire subsection and replace with the following—

20 “(j) AUTHORIZATION OF APPROPRIATIONS.—Except for subsection (i) there is
21 authorized to be appropriated \$10,000,000 to carry out this section, including for hiring
22 officers and intelligence analysts to replace officers and intelligence analysts who are
23 assigned to fusion centers under this section.”
24
25

Amendment No: Calendar No.

Purpose: To require full transparency of funds authorized in Title XII.

IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.

S. 4

To make the United States more secure by implementing unfinished recommendations of the 9/11 Commission to fight the war on terror more effectively, to improve homeland security, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

At the appropriate place in Title XII, insert the following:

“TRANSPARENCY OF FUNDS—All funds authorized in this title shall comply fully and in a timely fashion with the Federal Funding Accountability and Transparency Act of 2006 (P.L.109-282).”

1 AMENDMENT NO.

Calendar No.

2
3 Purpose: To require audits in all States standing to receive grants distributed through
4 Title II, Section 202, the Homeland Security Grants Program, and to require bi-annual
5 audits thereafter. If a State has received certain disaster preparedness funds in prior
6 years, Homeland Security Program Grants shall be conditioned on the State undergoing
7 an audit of prior grant funds received.

8
9 To condition renewal of Urban Area Security Initiative grants on a states demonstrated
10 accountability and achievement of results from funds received in prior grants.

11
12 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

13 **S. 4**

14
15 To make the United States more secure by implementing unfinished recommendations of
16 the 9/11 Commission to fight the war on terror more effectively, to improve
17 homeland security, and for other purposes.

18
19 Referred to the Committee on _____ and ordered to be printed

20 Ordered to lie on the table and to be printed

21
22 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

23
24 Viz:

25 **“Sec. 202. HOMELAND SECURITY GRANTS**

26
27 At the appropriate place insert the following—

28
29 **“Sec. 2003 () INSPECTOR GENERAL AUDITS**—Recipients of Urban Area Security
30 Initiative grants distributed through the Urban Area Security Initiative as established
31 under Section 2002 (a)(1) and Section 2003 of the bill shall undergo an initial audit
32 conducted by the Inspector General of the Department of Homeland Security for the first
33 year a grant is awarded, and bi-annual audits thereafter for the duration a State or other
34 entity continues to receive grants distributed through the Urban Area Security Initiative.

35 “(1) Such audits shall be concluded within two years of the enactment of this bill
36 and bi-annual audits thereafter for the duration a State continues to receive grants.

37 “(2) Following the completion of the audit, the Inspector General shall report to
38 Congress on the following –

1 “(A) Whether the funds were appropriately used by the States in
2 conformity with the requirements of the law;
3 “(B) The extent that funds were used to enhance urban area security;
4 “(3) The Inspector General of the Department of Homeland Security shall receive
5 1% of the appropriations made for this grant to conduct such audits.
6

7 FURTHER, As determined by the Secretary, any State that stands to receive a grant
8 distributed under the Urban Area Security Initiative who in years prior to the date of
9 enactment of this bill received preparedness funds (through the State Homeland Security
10 Grant Program (SHSGP), the Urban Area Security Initiative (UASI), Emergency
11 Management Performance Grants (EMPG), Metropolitan Medical Response Service
12 (MMRS), or Critical Infrastructure Grants) shall undergo an audit conducted by the
13 Inspector General of the Department of Homeland Security to be completed prior to the
14 distribution of grant funds under Section 2003.

15 “(1) Such audits shall be concluded within two years of the enactment of this bill.

16 “(2) Following the completion of the audit, the Inspector General shall report to
17 Congress on the following –

18 “(A) Whether the funds were used by the States in conformity with the
19 requirements of existing laws;

20 “(B) The extent that funds were used to serve the purpose for which they
21 were granted;

22 “(3) Such reports shall be made publicly available on the Inspector General’s
23 website.

24 “(4) The Inspector General of the Department of Homeland Security shall receive
25 one percent of the appropriations made for this grant to conduct such audits.
26

27 At the appropriate place insert the following—
28

29 **“Sec. 2004 () INSPECTOR GENERAL AUDITS—**Recipients of State Homeland Security
30 grants distributed through the State Homeland Security Grant Program as established
31 under Section 2002 (a)(2) and Section 2004 of the bill shall undergo an initial audit
32 conducted by the Inspector General of the Department of Homeland Security for the first
33 year a grant is awarded, and bi-annual audits thereafter for the duration a State or other
34 entity continues to receive grants distributed through the State Homeland Security Grant
35 Program.

36 “(1) Such audits shall be concluded within two years of the enactment of this bill
37 and bi-annual audits thereafter for the duration a State continues to receive grants.

38 “(2) Following the completion of the audit, the Inspector General shall report to
39 Congress on the following –

40 “(A) Whether the funds were appropriately used by the States in
41 conformity with the requirements of the law;

1 “(B) The extent that funds were used to further a State’s homeland
2 security efforts;

3 “(3) The Inspector General of the Department of Homeland Security shall receive
4 1% of the appropriations made for this grant to conduct such audits.
5

6 FURTHER, As determined by the Secretary, any State that stands to receive a grant
7 distributed under the State Homeland Security Grant Program who in years prior to the
8 date of enactment of this bill received preparedness funds (through the State Homeland
9 Security Grant Program (SHSGP), the Urban Area Security Initiative (UASI), Emergency
10 Management Performance Grants (EMPG), Metropolitan Medical Response Service
11 (MMRS), or Critical Infrastructure Grants) shall undergo an audit conducted by the
12 Inspector General of the Department of Homeland Security to be completed prior to the
13 distribution of grant funds under 2004.

14 “(1) Such audits shall be concluded within two years of the enactment of this bill.

15 “(2) Following the completion of the audit, the Inspector General shall report to
16 Congress on the following –

17 “(A) Whether the funds were used by the States in conformity with the
18 requirements of existing laws;

19 “(B) The extent that funds were used to serve the purpose for which they
20 were granted;

21 “(3) Such reports shall be made publicly available on the Inspector General’s
22 website.

23 “(4) The Inspector General of the Department of Homeland Security shall receive
24 one percent of the appropriations made for this grant to conduct such audits.
25

26 At the appropriate place insert the following—
27

28 **“Sec. 2005 () INSPECTOR GENERAL AUDITS.**—Recipients of Emergency Management
29 Performance grants distributed through the Emergency Management Performance Grants
30 program as established under Section 2002 (a)(3) and Section 2005 of the bill shall
31 undergo an initial audit conducted by the Inspector General of the Department of
32 Homeland Security for the first year a grant is awarded, and bi-annual audits thereafter
33 for the duration a State or other entity continues to receive grants distributed through the
34 Emergency Management Performance Grants program.

35 “(1) Such audits shall be concluded within two years of the enactment of this bill
36 and bi-annual audits thereafter for the duration a State continues to receive grants.

37 “(2) Following the completion of the audit, the Inspector General shall report to
38 Congress on the following –

39 “(A) Whether the funds were appropriately used by the States in
40 conformity with the requirements of the law;

41 “(B) The extent that funds were used to further emergency management
42 performance;

1 “(3) The Inspector General of the Department of Homeland Security shall receive
2 1% of the appropriations made for this grant to conduct such audits.
3

4 FURTHER, As determined by the Secretary, any State that stands to receive a grant
5 distributed under the Emergency Management Performance Grants program who in years
6 prior to the date of enactment of this bill received preparedness funds (through the State
7 Homeland Security Grant Program (SHSGP), the Urban Area Security Initiative (UASI),
8 Emergency Management Performance Grants (EMPG), Metropolitan Medical Response
9 Service (MMRS), or Critical Infrastructure Grants) shall undergo an audit conducted by
10 the Inspector General of the Department of Homeland Security to be completed prior to
11 the distribution of grant funds under Section 205.

12 “(1) Such audits shall be concluded within two years of the enactment of this bill.

13 “(2) Following the completion of the audit, the Inspector General shall report to
14 Congress on the following –

15 “(A) Whether the funds were used by the States in conformity with the
16 requirements of existing laws;

17 “(B) The extent that funds were used to serve the purpose for which they
18 were granted;

19 “(3) Such reports shall be made publicly available on the Inspector General’s
20 website.

21 “(4) The Inspector General of the Department of Homeland Security shall receive
22 one percent of the appropriations made for this grant to conduct such audits.
23
24
25
26

1 AMENDMENT NO.

Calendar No.

2
3 Purpose: To require that reports to FEMA by States regarding use of interoperable grant
4 funds be made transparent.

5
6 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

7 **S. 4**

8
9 To make the United States more secure by implementing unfinished recommendations of
10 the 9/11 Commission to fight the war on terror more effectively, to improve
11 homeland security, and for other purposes.

12
13 Referred to the Committee on _____ and ordered to be printed

14 Ordered to lie on the table and to be printed

15 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

16 Viz:

17 On page 107, between lines 12 and 13, add the following:

18 “(C) The Administrator shall make the report required under 1809(h)(3)(A)
19 publicly available on the website of the Federal Emergency Management Agency. The
20 Administrator may redact such information from the reports as the Administrator
21 determines necessary to protect national security.

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the Urban Area Security Initiative from being used to support puppet shows.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2003 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(i) Prohibited Use.—A grant under this section may not be used to support puppet shows.

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the Urban Area Security Initiative from being used to support bingo games.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2003 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(j) Prohibited Use.—A grant under this section may not be used to support bingo games.

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the Urban Area Security Initiative from being used to yoga classes.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2003 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(k) Prohibited Use.—A grant under this section may not be used to support yoga classes.

1 AMENDMENT NO.

Calendar No.

2
3 Purpose: To require the Secretary of Homeland Security to report to Congress regarding
4 the International Border Community Interoperable Communications
5 Demonstration Project.
6

7 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

8 **S. 4**
9

10 To make the United States more secure by implementing unfinished recommendations of
11 the 9/11 Commission to fight the war on terror more effectively, to improve
12 homeland security, and for other purposes.
13

14 Referred to the Committee on _____ and ordered to be printed

15 Ordered to lie on the table and to be printed

16 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

17 Viz:

18 Section 302(d) is amended by adding at the end the following:

19 “The report under this section shall contain the following –

20 “(1) The name and location of all communities involved in the demonstration
21 project;

22 “(2) The amount of funding provided to each State for the demo project;

23 “(3) An evaluation of the usefulness of the demonstration project towards
24 developing an effective interoperable communications system at the borders;

25 “(4) The factors that were used in determining how to distribute the funds in a
26 risk-based manner;

27 “(5) The specific risks inherent to a border community that make interoperable
28 communications more difficult than in non-border communities; and

29 “(6) The optimal ways to prioritize funding for interoperable communication
30 systems based upon risk.

1 AMENDMENT NO.

Calendar No.

2

3 Purpose: To require states to annually apply for grants distributed through the Emergency
4 Management Performance Grants program administered by the Administrator of the
5 Federal Emergency Management Agency.

6

7 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

8

S. 4

9

10 To make the United States more secure by implementing unfinished recommendations of
11 the 9/11 Commission to fight the war on terror more effectively, to improve
12 homeland security, and for other purposes.

13

14 Referred to the Committee on _____ and ordered to be printed

15

Ordered to lie on the table and to be printed

16

17 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

18 Viz:

19 At the appropriate place add the following:

20 “Sec. 2005 () ANNUAL APPLICATIONS – Applicants for Emergency Management
21 Performance Grants distributed through the Emergency Management Performance Grants
22 Program as established under Section 2002 (a)(3) and Section 2005 of the bill shall apply
23 or reapply on an annual basis for grants distributed under the program.

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the Urban Area Security Initiative from being used to support art classes.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2003 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(l) Prohibited Use.—A grant under this section may not be used to support art classes.

1 AMENDMENT NO.

Calendar No.

2
3 Purpose: To require states to annually apply for grants distributed through the State
4 Homeland Security Grant Program administered by the Administrator of the Federal
5 Emergency Management Agency.
6

7 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

8 **S. 4**
9

10 To make the United States more secure by implementing unfinished recommendations of
11 the 9/11 Commission to fight the war on terror more effectively, to improve
12 homeland security, and for other purposes.
13

14 Referred to the Committee on _____ and ordered to be printed

15 Ordered to lie on the table and to be printed
16

17 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

18 Viz:

19 At the appropriate place add the following:

20 “Sec. 2004 () ANNUAL APPLICATIONS – Applicants for State Homeland Security grants
21 distributed through the State Homeland Security Grant Program as established under
22 Section 2002 (a)(2) and Section 2004 of the bill shall apply or reapply on an annual basis
23 for grants distributed under the program.
24

1 AMENDMENT NO.

Calendar No.

2
3 Purpose: To require states to annually apply for grants distributed through the Urban
4 Area Security Initiative administered by the Administrator of the Federal Emergency
5 Management Agency.

6
7 **IN THE SENATE OF THE UNITED STATES – 110th Cong., 1st Sess.**

8 **S. 4**

9
10 To make the United States more secure by implementing unfinished recommendations of
11 the 9/11 Commission to fight the war on terror more effectively, to improve
12 homeland security, and for other purposes.

13
14 Referred to the Committee on _____ and ordered to be printed

15 Ordered to lie on the table and to be printed

16
17 AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

18 Viz:

19 At the appropriate place add the following:

20 “Sec. 2003 () ANNUAL APPLICATIONS – Applicants for Urban Area Security Initiative
21 grants distributed through the Urban Area Security Initiative as established under Section
22 2002 (a)(1) and Section 2003 of the bill shall apply or reapply on an annual basis for
23 grants distributed under the program.
24
25

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the Urban Area Security Initiative from being used to support theater workshops.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2003 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(m) Prohibited Use.—A grant under this section may not be used to support theater workshops.

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the State Homeland Security Grant Program from being used to support puppet shows.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2004 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(j) Prohibited Use.—A grant under this section may not be used to support puppet shows.

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the State Homeland Security Grant Program from being used to support bingo games.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2004 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(k) Prohibited Use.—A grant under this section may not be used to support bingo games.

AMENDMENT NO. _____

Calendar No. _____

Purpose: To prohibit funds provided under the State Homeland Security Grant Program from being used to yoga classes.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT INTENDED TO BE PROPOSED BY MR. COBURN

Viz:

In section 2004 of the Homeland Security Act of 2002, as added by section 202 of the bill, add at the end the following:

“(l) Prohibited Use.—A grant under this section may not be used to support yoga classes.