

114TH CONGRESS
2D SESSION

H. R. 5460

To amend the Homeland Security Act of 2002 to establish a review process to review applications for certain grants to purchase equipment or systems that do not meet or exceed any applicable national voluntary consensus standards, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 13, 2016

Mr. PAYNE (for himself and Mr. DONOVAN) introduced the following bill;
which was referred to the Committee on Homeland Security

A BILL

To amend the Homeland Security Act of 2002 to establish a review process to review applications for certain grants to purchase equipment or systems that do not meet or exceed any applicable national voluntary consensus standards, and for other purposes.

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 “First Responder Ac-
5 cess to Innovative Technologies Act”.

1 **SEC. 2. APPROVAL OF CERTAIN EQUIPMENT.**

2 (a) IN GENERAL.—Subsection (f) of section 2008 of
3 the Homeland Security Act of 2002 (6 U.S.C. 609) is
4 amended—

5 (1) by striking “If an applicant” and inserting
6 the following:

7 “(1) APPLICATION REQUIREMENT.—If an appli-
8 cant”; and

9 (2) by adding at the end the following new
10 paragraphs:

11 “(2) REVIEW PROCESS.—The Administrator
12 shall implement a uniform process for reviewing ap-
13 plications that, in accordance with paragraph (1),
14 contain explanations to use grants provided under
15 section 2003 or 2004 to purchase equipment or sys-
16 tems that do not meet or exceed any applicable na-
17 tional voluntary consensus standards developed
18 under section 647 of the Post-Katrina Emergency
19 Management Reform Act of 2006 (6 U.S.C. 747).

20 “(3) FACTORS.—In carrying out the review
21 process under paragraph (2), the Administrator
22 shall consider the following:

23 “(A) Current or past use of proposed
24 equipment or systems by Federal agencies or
25 the Armed Forces.

1 “(B) The absence of a national voluntary
2 consensus standard for such equipment or sys-
3 tems.

4 “(C) The existence of an international con-
5 sensus standard for such equipment or systems,
6 and whether such equipment or systems meets
7 such standard.

8 “(D) The nature of the capability gap
9 identified by the applicant and how such equip-
10 ment or systems will address such gap.

11 “(E) The degree to which such equipment
12 or systems will serve the needs of the applicant
13 better than equipment or systems that meet or
14 exceed existing consensus standards.

15 “(F) Any other factor determined appro-
16 priate by the Administrator.”.

17 (b) INSPECTOR GENERAL REPORT.—Not later than
18 three years after the date of the enactment of this Act,
19 the Inspector General of the Department of Homeland Se-
20 curity shall submit to the Committee on Homeland Secu-
21 rity of the House of Representatives and the Committee
22 on Homeland Security and Governmental Affairs of the
23 Senate a report assessing the implementation of review
24 process established under paragraph (2) of subsection (f)
25 of section 2008 of the Homeland Security Act of 2002

1 (as added by subsection (a) of this section), including in-
2 formation on the following:

3 (1) The number of requests to purchase equip-
4 ment or systems that do not meet or exceed any ap-
5 plicable consensus standard evaluated under such re-
6 view process.

7 (2) The number of such requests granted and
8 denied.

9 (3) The processing time for the review of such
10 requests.

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