

103^D CONGRESS
2^D SESSION

H. R. 1727

AMENDMENT
TO
SENATE AMENDMENT

In the House of Representatives, U. S.,

April 26, 1994.

Resolved, That the House agree to the amendment of the Senate to the bill (H.R. 1727) entitled “An Act to establish a program of grants to States for arson research, prevention, and control, and for other purposes”, with the following

AMENDMENT:

In lieu of the matter inserted by said amendment, insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “Arson Prevention Act*
3 *of 1994”.*

4 ***SEC. 2. FINDINGS.***

5 *Congress finds that—*

6 *(1) arson is a serious and costly problem, and is*
7 *responsible for approximately 25 percent of all fires*
8 *in the United States;*

9 *(2) arson is a leading cause of fire deaths, ac-*
10 *counting for approximately 700 deaths annually in*
11 *the United States, and is the leading cause of prop-*
12 *erty damage due to fire in the United States;*

13 *(3) estimates of arson property losses are in the*
14 *range of \$2,000,000,000 annually, or approximately 1*
15 *of every 4 dollars lost to fire;*

★

1 (4) *the incidence of arson in the United States*
2 *is seriously underreported, in part because of the lack*
3 *of adequate participation by local jurisdictions in the*
4 *National Fire Incident Reporting System (NFIRS)*
5 *and the Uniform Crime Reporting (UCR) program;*

6 (5) *there is a need for expanded training pro-*
7 *grams for arson investigators;*

8 (6) *there is a need for improved programs de-*
9 *signed to enable volunteer firefighters to detect arson*
10 *crimes and to preserve evidence vital to the investiga-*
11 *tion and prosecution of arson cases;*

12 (7) *according to the National Fire Protection As-*
13 *sociation, of all the suspicious and incendiary fires*
14 *estimated to occur, only 1/3 are confirmed as arson;*
15 *and*

16 (8) *improved training of arson investigators will*
17 *increase the ability of fire departments to identify*
18 *suspicious and incendiary fires, and will result in in-*
19 *creased and more effective prosecution of arson*
20 *offenses.*

21 **SEC. 3. ARSON PREVENTION GRANTS.**

22 *The Federal Fire Prevention and Control Act of 1974*
23 *is amended by inserting after section 24 (15 U.S.C. 2220)*
24 *the following new section:*

1 **“SEC. 25. ARSON PREVENTION GRANTS.**

2 “(a) *DEFINITIONS.*—As used in this section:

3 “(1) *ARSON.*—The term ‘arson’ includes all in-
4 cendiary and suspicious fires.

5 “(2) *OFFICE.*—The term ‘Office’ means the Office
6 of Fire Prevention and Arson Control of the United
7 States Fire Administration.

8 “(b) *GRANTS.*—The Administrator, acting through the
9 Office, shall carry out a demonstration program under
10 which not more than 10 grant awards shall be made to
11 States, or consortia of States, for programs relating to arson
12 research, prevention, and control.

13 “(c) *GOALS.*—In carrying out this section, the Admin-
14 istrator shall award 2-year grants on a competitive, merit
15 basis to States, or consortia of States, for projects that pro-
16 mote one or more of the following goals:

17 “(1) *To improve the training by States leading*
18 *to professional certification of arson investigators, in*
19 *accordance with nationally recognized certification*
20 *standards.*

21 “(2) *To provide resources for the formation of*
22 *arson task forces or interagency organizational ar-*
23 *rangements involving police and fire departments and*
24 *other relevant local agencies, such as a State arson*
25 *bureau and the office of a fire marshal of a State.*

1 “(3) To combat fraud as a cause of arson and
2 to advance research at the State and local levels on
3 the significance and prevention of fraud as a motive
4 for setting fires.

5 “(4) To provide for the management of arson
6 squads, including—

7 “(A) training courses for fire departments
8 in arson case management, including standard-
9 ization of investigative techniques and reporting
10 methodology;

11 “(B) the preparation of arson unit manage-
12 ment guides; and

13 “(C) the development and dissemination of
14 new public education materials relating to the
15 arson problem.

16 “(5) To combat civil unrest as a cause of arson
17 and to advance research at the State and local levels
18 on the prevention and control of arson linked to
19 urban disorders.

20 “(6) To combat juvenile arson, such as juvenile
21 fire-setter counseling programs and similar interven-
22 tion programs, and to advance research at the State
23 and local levels on the prevention of juvenile arson.

1 “(7) To combat drug-related arson and to ad-
2 vance research at the State and local levels on the
3 causes and prevention of drug-related arson.

4 “(8) To combat domestic violence as a cause of
5 arson and to advance research at the State and local
6 levels on the prevention of arson arising from domes-
7 tic violence.

8 “(9) To combat arson in rural areas and to im-
9 prove the capability of firefighters to identify and
10 prevent arson initiated fires in rural areas and pub-
11 lic forests.

12 “(10) To improve the capability of firefighters to
13 identify and combat arson through expanded training
14 programs, including—

15 “(A) training courses at the State fire acad-
16 emies; and

17 “(B) innovative courses developed with the
18 Academy and made available to volunteer fire-
19 fighters through regional delivery methods, in-
20 cluding teleconferencing and satellite delivered
21 television programs.

22 “(d) *STRUCTURING OF APPLICATIONS.*—The Adminis-
23 trator shall assist grant applicants in structuring their ap-
24 plications so as to ensure that at least one grant is awarded
25 for each goal described in subsection (c).

1 “(e) *STATE QUALIFICATION CRITERIA.*—In order to
2 qualify for a grant under this section, a State, or consor-
3 tium of States, shall provide assurances adequate to the Ad-
4 ministrator that the State or consortium—

5 “(1) will obtain at least 25 percent of the cost of
6 programs funded by the grant, in cash or in kind,
7 from non-Federal sources;

8 “(2) will not as a result of receiving the grant
9 decrease the prior level of spending of funds of the
10 State or consortium from non-Federal sources for
11 arson research, prevention, and control programs;

12 “(3) will use no more than 10 percent of funds
13 provided under the grant for administrative costs of
14 the programs; and

15 “(4) is making efforts to ensure that all local ju-
16 risdictions will provide arson data to the National
17 Fire Incident Reporting System or the Uniform
18 Crime Reporting program.

19 “(f) *EXTENSION.*—A grant awarded under this section
20 may be extended for one or more additional periods, at the
21 discretion of the Administrator, subject to the availability
22 of appropriations.

23 “(g) *TECHNICAL ASSISTANCE.*—The Administrator
24 shall provide technical assistance to States in carrying out
25 programs funded by grants under this section.

1 “(h) *CONSULTATION AND COOPERATION.*—In carrying
2 out this section, the Administrator shall consult and cooper-
3 ate with other Federal agencies to enhance program effec-
4 tiveness and avoid duplication of effort, including the con-
5 duct of regular meetings initiated by the Administrator
6 with representatives of other Federal agencies concerned
7 with arson and concerned with efforts to develop a more
8 comprehensive profile of the magnitude of the national
9 arson problem.

10 “(i) *ASSESSMENT.*—Not later than 18 months after the
11 date of enactment of this subsection, the Administrator shall
12 submit a report to Congress that—

13 “(1) identifies grants made under this section;

14 “(2) specifies the identity of grantees;

15 “(3) states the goals of each grant; and

16 “(4) contains a preliminary assessment of the ef-
17 fectiveness of the grant program under this section.

18 “(j) *REGULATIONS.*—Not later than 90 days after the
19 date of enactment of this subsection, the Administrator shall
20 issue regulations to implement this section, including proce-
21 dures for grant applications.

22 “(k) *ADMINISTRATION.*—The Administrator shall di-
23 rectly administer the grant program required by this sec-
24 tion, and shall not enter into any contract under which the

1 *grant program or any portion of the program will be ad-*
2 *ministered by another party.*

3 *“(1) PURCHASE OF AMERICAN MADE EQUIPMENT AND*
4 *PRODUCTS.—*

5 *“(1) SENSE OF CONGRESS.—It is the sense of*
6 *Congress that any recipient of a grant under this sec-*
7 *tion should purchase, when available and cost-effec-*
8 *tive, American made equipment and products when*
9 *expending grant monies.*

10 *“(2) NOTICE TO RECIPIENTS OF ASSISTANCE.—*
11 *In allocating grants under this section, the Adminis-*
12 *trator shall provide to each recipient a notice describ-*
13 *ing the statement made in paragraph (1) by the Con-*
14 *gress.”.*

15 **SEC. 4. VOLUNTEER FIREFIGHTER TRAINING.**

16 *Section 24(a)(2) of the Federal Fire Prevention and*
17 *Control Act of 1974 (15 U.S.C. 2220(a)(2)) is amended by*
18 *inserting before the semicolon the following: “, with particu-*
19 *lar emphasis on the needs of volunteer firefighters for im-*
20 *proved and more widely available arson training courses”.*

21 **SEC. 5. CPR TRAINING.**

22 *The Federal Fire Prevention and Control Act of 1974*
23 *is amended by adding at the end the following new section:*

1 **“SEC. 32. CPR TRAINING.**

2 *“No funds shall be made available to a State or local*
3 *government under section 25 unless such government has*
4 *a policy to actively promote the training of its firefighters*
5 *in cardiopulmonary resuscitation.”.*

6 **SEC. 6. FEDERAL EMPLOYEE HOUSING EXCEPTIONS.**

7 *Section 31(c)(1) of the Federal Fire Prevention and*
8 *Control Act of 1974 (15 U.S.C. 2227(c)(1)) is amended—*

9 *(1) in subparagraph (A), by striking “No Fed-*
10 *eral” and inserting in lieu thereof “Except as other-*
11 *wise provided in this paragraph, no Federal”;* and

12 *(2) by adding at the end the following new sub-*
13 *paragraphs:*

14 *“(C) Housing covered by this paragraph that does not*
15 *have an adequate and reliable electrical system shall not*
16 *be subject to the requirement under subparagraph (A) for*
17 *protection by hard-wired smoke detectors, but shall be pro-*
18 *tected by battery operated smoke detectors.*

19 *“(D) If funding has been programmed or designated*
20 *for the demolition of housing covered by this paragraph,*
21 *such housing shall not be subject to the fire protection re-*
22 *quirements of subparagraph (A), but shall be protected by*
23 *battery operated smoke detectors.”.*

1 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

2 *Section 17 of the Federal Fire Prevention and Control*
3 *Act of 1974 (15 U.S.C. 2216) is amended by adding at the*
4 *end the following new subsection:*

5 *“(h) In addition to any other amounts that are author-*
6 *ized to be appropriated to carry out this Act, there are au-*
7 *thorized to be appropriated to carry out this Act—*

8 *“(1) \$500,000 for fiscal year 1995 for basic re-*
9 *search on the development of an advanced course on*
10 *arson prevention;*

11 *“(2) \$2,000,000 for fiscal year 1996 for the ex-*
12 *pansion of arson investigator training programs at*
13 *the Academy under section 24 and at the Federal*
14 *Law Enforcement Training Center, or through re-*
15 *gional delivery sites;*

16 *“(3) \$4,000,000 for each of fiscal years 1995 and*
17 *1996 for carrying out section 25, except for salaries*
18 *and expenses for carrying out section 25; and*

19 *“(4) \$250,000 for each of the fiscal years 1995*
20 *and 1996 for salaries and expenses for carrying out*
21 *section 25.”.*

22 **SEC. 8. SUNSET.**

23 *Notwithstanding any other provision of this Act, no*
24 *funds are authorized to be appropriated for any fiscal year*
25 *after fiscal year 1996 for carrying out the programs for*

- 1 *which funds are authorized by this Act, or the amendments*
- 2 *made by this Act.*

Attest:

Clerk.