

Calendar No. 436

104TH CONGRESS  
2D SESSION

**H. R. 419**

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IN THE SENATE OF THE UNITED STATES

DECEMBER 19, 1995

Received, read twice and referred to the Committee on Environment and  
Public Works

MARCH 15, 1996

Committee discharged; referred to the Committee on the Judiciary

JUNE 13, 1996

Reported by Mr. HATCH, without amendment

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**AN ACT**

For the relief of Benchmark Rail Group, Inc.

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. FINDING AND PURPOSE.**

4 (a) FINDING.—The Congress finds that Benchmark  
5 Rail Group, Inc., of St. Louis, Missouri, satisfactorily per-  
6 formed emergency work after the Northridge earthquake,  
7 but has not been reimbursed as a result of a technicality  
8 under California State law.

1 (b) PURPOSE.—The purpose of this Act is to fairly  
2 compensate Benchmark Rail Group, Inc., for the work for  
3 which, except for the technicality under California State  
4 law, it would otherwise have been paid under the provi-  
5 sions of the Robert T. Stafford Disaster Relief and Emer-  
6 gency Assistance Act (42 U.S.C. 5121).

7 **SEC. 2. PAYMENT.**

8 (a) IN GENERAL.—Not later than 30 days after the  
9 date of enactment of this Act, the director of the Federal  
10 Emergency Management Agency shall pay to Benchmark  
11 Rail Group, Inc., of St. Louis, Missouri, an amount equal  
12 to the total amount owed to Benchmark Rail Group, Inc.,  
13 by the Federal Emergency Management Agency and the  
14 State of California to compensate Benchmark Rail Group,  
15 Inc., for the emergency work and services performed at  
16 the request of the Southern California Regional Rail Au-  
17 thority, to the extent that such work and services are oth-  
18 erwise eligible for reimbursement under the Robert T.  
19 Stafford Disaster and Emergency Assistance Act (42  
20 U.S.C. 5121). The payment shall be made from funds ap-  
21 propriated to implement such Act.

22 (b) DEOBLIGATION OF FUNDS.—The Federal Emer-  
23 gency Management Agency shall deobligate an equal  
24 amount to that obligated previously for payment to the  
25 State of California to cover the costs of work performed

1 for the Southern California Regional Rail Authority by  
2 Benchmark Rail Group, Inc., after the Northridge earth-  
3 quake which would have been eligible for reimbursement  
4 under such Act.

Passed the House of Representatives December 19,  
1995.

Attest:

ROBIN H. CARLE,

*Clerk.*



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