

103^D CONGRESS
1ST SESSION

H. R. 3485

To authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1994, 1995, and 1996.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 10, 1993

Mr. BOUCHER (for himself, Mr. BROWN of California, Mr. MILLER of California, Mr. LEHMAN, Mr. WALKER, and Mr. BOEHLERT) introduced the following bill; which was referred jointly to the Committees on Science, Space, and Technology and Natural Resources

A BILL

To authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1994, 1995, and 1996.

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. AUTHORIZATION OF APPROPRIATIONS.**

4 Section 12 of the Earthquake Hazards Reduction Act
5 of 1977 (42 U.S.C. 7706) is amended—

6 (1) in subsection (a)(7)—

7 (A) by inserting “of the Agency” after “to
8 the Director”;

1 (B) by striking “and” after “September
2 30, 1992,”; and

3 (C) by inserting “, \$20,160,000 for the fis-
4 cal year ending September 30, 1994,
5 \$20,805,000 for the fiscal year ending Septem-
6 ber 30, 1995, and \$21,450,000 for the fiscal
7 year ending September 30, 1996” after “Sep-
8 tember 30, 1993”;

9 (2) in subsection (b)—

10 (A) by striking “and” after “September
11 30, 1992,”; and

12 (B) by inserting “; \$49,861,000 for the
13 fiscal year ending September 30, 1994;
14 \$51,457,000 for the fiscal year ending Septem-
15 ber 30, 1995; and \$53,052,000 for the fiscal
16 year ending September 30, 1996” after “Sep-
17 tember 30, 1993”;

18 (3) by adding at the end of subsection (c) the
19 following new sentences: “There are authorized to be
20 appropriated, out of funds otherwise authorized to
21 be appropriated to the National Science Foundation,
22 \$17,500,000 for engineering research under this Act
23 and \$10,500,000 for geosciences research under this
24 Act, for the fiscal year ending September 30, 1994.
25 There are authorized to be appropriated, out of

1 funds otherwise authorized to be appropriated to the
2 National Science Foundation, \$18,060,000 for engi-
3 neering research under this Act and \$10,836,000 for
4 geosciences research under this Act, for the fiscal
5 year ending September 30, 1995. There are author-
6 ized to be appropriated, out of funds otherwise au-
7 thORIZED to be appropriated to the National Science
8 Foundation, \$18,620,000 for engineering research
9 under this Act and \$11,172,000 for geosciences re-
10 search under this Act, for the fiscal year ending
11 September 30, 1996.”; and

12 (4) by adding at the end of subsection (d) the
13 following new sentences: “There are authorized to be
14 appropriated, out of funds otherwise authorized to
15 be appropriated to the National Institute of Stand-
16 ards and Technology, \$1,532,000 for the fiscal year
17 ending September 30, 1994. There are authorized to
18 be appropriated, out of funds otherwise authorized
19 to be appropriated to the National Institute of
20 Standards and Technology, \$1,581,000 for the fiscal
21 year ending September 30, 1995. There are author-
22 ized to be appropriated, out of funds otherwise au-
23 thORIZED to be appropriated to the National Institute
24 of Standards and Technology, \$1,630,000 for the
25 fiscal year ending September 30, 1996.”.

1 **SEC. 2. BUY AMERICAN PROVISIONS.**

2 (a) COMPLIANCE WITH BUY AMERICAN ACT.—No
3 funds appropriated pursuant to this Act may be expended
4 by an entity unless the entity agrees that in expending
5 the assistance the entity will comply with sections 2
6 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
7 10c, popularly known as the “Buy American Act”).

8 (b) SENSE OF CONGRESS; REQUIREMENT REGARD-
9 ING NOTICE.—

10 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
11 AND PRODUCTS.—In the case of any equipment or
12 products that may be authorized to be purchased
13 with financial assistance provided under this Act, it
14 is the sense of the Congress that entities receiving
15 such assistance should, in expending the assistance,
16 purchase only American-made equipment and prod-
17 ucts.

18 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
19 In providing financial assistance under this Act, the
20 Director of the Federal Emergency Management
21 Agency shall provide to each recipient of the assist-
22 ance a notice describing the statement made in para-
23 graph (1) by the Congress.

24 (c) PROHIBITION OF CONTRACTS.—If it has been fi-
25 nally determined by a court or Federal agency that any
26 person intentionally affixed a fraudulent label bearing a

1 “Made in America” inscription, or any inscription with the
2 same meaning, to any product sold in or shipped to the
3 United States that was not made in the United States,
4 such person shall be ineligible to receive any contract or
5 subcontract made with funds provided pursuant to this
6 Act, pursuant to the debarment, suspension, and ineligibil-
7 ity procedures described in section 9.400 through 9.409
8 of title 48, Code of Federal Regulations.

9 (d) RECIPROCITY.—

10 (1) GENERAL RULE.—Except as provided in
11 paragraph (2), no contract or subcontract may be
12 made with funds authorized under this Act to a
13 company organized under the laws of a foreign coun-
14 try unless the Director of the Federal Emergency
15 Management Agency finds that such country affords
16 comparable opportunities to companies organized
17 under laws of the United States.

18 (2) EXCEPTION.—(A) The Director of the Fed-
19 eral Emergency Management Agency may waive the
20 rule stated under paragraph (1) if the products or
21 services required are not reasonably available from
22 companies organized under the laws of the United
23 States. Any such waiver shall be reported to the
24 Congress.

1 (B) Paragraph (1) shall not apply to the extent
2 that to do so would violate the General Agreement
3 of Tariffs and Trade or any other international
4 agreement to which the United States is a party.

5 **SEC. 3. LIMITATION ON APPROPRIATIONS.**

6 No funds are authorized to be appropriated for carry-
7 ing out the Earthquake Hazards Reduction Act of 1977
8 for any fiscal year other than as provided by the amend-
9 ments made by this Act.

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