

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3485

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IN THE SENATE OF THE UNITED STATES

NOVEMBER 16 (legislative day, NOVEMBER 2), 1993

Received; read twice and referred to the Committee on Commerce, Science,  
and Transportation

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## AN ACT

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.

