

109TH CONGRESS
2^D SESSION

S. 3781

To provide for hurricane and flood protection and coastal restoration projects
in the State of Louisiana, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 3, 2006

Mr. VITTER introduced the following bill; which was read twice and referred
to the Committee on Homeland Security and Governmental Affairs

A BILL

To provide for hurricane and flood protection and coastal
restoration projects in the State of Louisiana, 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 “Disaster Preparedness
5 and Hazard Mitigation Improvement Act of 2006”.

6 **SEC. 2. HAZARD MITIGATION.**

7 (a) IN GENERAL.—With respect to hazard mitigation
8 activities in response to Hurricane Katrina and Hurricane
9 Rita, the President may provide assistance in accordance
10 with section 404(a) of the Robert T. Stafford Disaster Re-

1 lief and Emergency Assistance Act (42 U.S.C. 5170c(a)),
2 except that, notwithstanding that section—

3 (1) the President may contribute up to 90 per-
4 cent of the cost of hazard mitigation measures de-
5 scribed in that section;

6 (2) the assistance shall be available for not less
7 than 5 years; and

8 (3) except as provided in subsection (b), the
9 total contributions under that section for a major
10 disaster shall not exceed 15 percent of the estimated
11 aggregate amount of grants to be made under that
12 Act with respect to Hurricane Katrina or Hurricane
13 Rita, as appropriate.

14 (b) APPROVAL OF ENHANCED PLAN.—For purposes
15 of calculating total contributions under subsection (a)(3),
16 the President may consider an enhanced plan of the State
17 of Louisiana or Mississippi to have been approved under
18 section 322 of the Robert T. Stafford Disaster Relief and
19 Emergency Assistance Act (42 U.S.C. 5165) at the time
20 at which a major disaster relating to Hurricane Katrina
21 or Hurricane Rita was declared by the President to exist
22 on or after August 29, 2005, in accordance with section
23 401 of that Act (42 U.S.C. 5170), if the Under Secretary
24 for Emergency Preparedness and Response, acting
25 through the Director of the Federal Emergency Manage-

1 ment Agency, approves the plan by not later than 180
2 days after the date of enactment of this Act.

3 **SEC. 3. HURRICANE AND FLOOD PROTECTION AND COAST-**
4 **AL RESTORATION PROJECTS.**

5 (a) IN GENERAL.—Any funds made available for haz-
6 ard mitigation in the State of Louisiana under section 404
7 of the Robert T. Stafford Disaster Relief and Emergency
8 Assistance Act (42 U.S.C. 5170e), as modified by section
9 2, in excess of \$500,000,000 may be made available, as
10 the Governor of the State of Louisiana determines to be
11 appropriate, for—

12 (1) the design and construction of hurricane
13 and flood protection projects and coastal restoration
14 projects in the State to reduce storm surge in any
15 area in the State in which a major disaster relating
16 to Hurricane Katrina or Hurricane Rita was de-
17 clared by the President to exist on or after August
18 29, 2005, in accordance with section 401 of the
19 Robert T. Stafford Disaster Relief and Emergency
20 Assistance Act (42 U.S.C. 5170);

21 (2) the construction and improvement of Fed-
22 eral-aid highways (including interstate routes) or
23 State highways within an area described in para-
24 graph (1) that the Governor of the State determines
25 to be integral for the evacuation of southern Lou-

1 isiana in response to a hurricane or other disaster;
2 and

3 (3) carrying out any coordinated effort author-
4 ized by the Governor (including through grants pro-
5 vided to faith-based organizations) relating to—

6 (A) environment or land use management;

7 (B) economic development;

8 (C) the acquisition or disposition of prop-
9 erty, in accordance with subsection (b);

10 (D) property management; or

11 (E) urban homesteading.

12 (b) ACQUISITION OF PROPERTY.—No funds made
13 available pursuant to this Act shall be used to acquire
14 property or an interest in property without the consent
15 of the owner of the property or interest.

○