

Calendar No. 498

111TH CONGRESS
2^D SESSION**H. R. 3978**

IN THE SENATE OF THE UNITED STATES

DECEMBER 16, 2009

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

AUGUST 2, 2010

Reported by Mr. LIEBERMAN, with an amendment and an amendment to the
title

[Strike out all after the enacting clause and insert the part printed in italic]

AN ACT

To amend the Implementing Recommendations of the 9/11 Commission Act of 2007 to authorize the Secretary of Homeland Security to accept and use gifts for otherwise authorized activities of the Center for Domestic Preparedness that are related to preparedness for and response to terrorism, 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 “First Responder Anti-
5 Terrorism Training Resources Act”.

1 **SEC. 2. ACCEPTANCE OF GIFTS FOR FIRST RESPONDER**
2 **TERRORISM PREPAREDNESS AND RESPONSE**
3 **TRAINING.**

4 Section 1204 of the Implementing Recommendations
5 of the 9/11 Commission Act of 2007 (6 U.S.C. 1102) is
6 amended by adding at the end the following new sub-
7 section:

8 “(f) ACCEPTANCE OF GIFTS.—

9 “(1) AUTHORITY.—Notwithstanding section
10 873(b) of the Homeland Security Act of 2002 (6
11 U.S.C. 453(b)), the Secretary may accept and use
12 gifts of property, both real and personal, and may
13 accept gifts of services, including from guest lec-
14 turers, for otherwise authorized activities of the Cen-
15 ter for Domestic Preparedness that are related to
16 preparedness for and response to terrorism.

17 “(2) REPORT.—The Secretary shall report an-
18 nually to the Committee on Homeland Security of
19 the House of Representatives and the Committee on
20 Homeland Security and Governmental Affairs of the
21 Senate—

22 “(A) any gifts that were accepted under
23 this subsection in the preceding year;

24 “(B) how such gifts contribute to the mis-
25 sion of the Center for Domestic Preparedness;
26 and

1 “(C) the amount of Federal savings that
 2 were generated from the acceptance of such
 3 gifts.”.

4 **SECTION 1. SHORT TITLE.**

5 *This Act may be cited as the “First Responder Anti-
 6 Terrorism Training Resources Act”.*

7 **SEC. 2. ACCEPTANCE OF GIFTS FOR FIRST RESPONDER**
 8 **TERRORISM PREPAREDNESS AND RESPONSE**
 9 **TRAINING.**

10 (a) *IN GENERAL.*—*The Homeland Security Act of*
 11 *2002 (6 U.S.C. 101 et seq.) is amended—*

12 (1) *in title V (6 U.S.C. 311 et seq.), by adding*
 13 *at the end the following:*

14 **“SEC. 525. ACCEPTANCE OF GIFTS.**

15 “(a) *AUTHORITY.*—*The Secretary may accept and use*
 16 *gifts of property, both real and personal, and may accept*
 17 *gifts of services, including from guest lecturers, for otherwise*
 18 *authorized activities of the Center for Domestic Prepared-*
 19 *ness that are related to efforts to prevent, prepare for, pro-*
 20 *tect against, or respond to a natural disaster, act of ter-*
 21 *rorism, or other man-made disaster, including the use of*
 22 *a weapon of mass destruction.*

23 “(b) *PROHIBITION.*—*The Secretary may not accept a*
 24 *gift under this section if the Secretary determines that the*

1 *use of the property or services would compromise the integ-*
 2 *rity or appearance of integrity of—*

3 *“(1) a program of the Department; or*

4 *“(2) an individual involved in a program of the*
 5 *Department.*

6 *“(c) REPORT.—*

7 *“(1) IN GENERAL.—The Secretary shall submit*
 8 *to the Committee on Homeland Security of the House*
 9 *of Representatives and the Committee on Homeland*
 10 *Security and Governmental Affairs of the Senate an*
 11 *annual report disclosing—*

12 *“(A) any gifts that were accepted under this*
 13 *section during the year covered by the report;*

14 *“(B) how the gifts contribute to the mission*
 15 *of the Center for Domestic Preparedness; and*

16 *“(C) the amount of Federal savings that*
 17 *were generated from the acceptance of the gifts.*

18 *“(2) PUBLICATION.—Each report required under*
 19 *paragraph (1) shall be made publically available.”;*

20 *(2) in section 873(b) (6 U.S.C. 453(b)), by strik-*
 21 *ing “and by section 93” and all that follows through*
 22 *“or donations” and inserting “by section 93 of title*
 23 *14, United States Code, or by section 525 or 884 of*
 24 *this Act, gifts or donations”;* and

1 (3) in section 884 (6 U.S.C. 464), by adding at
2 the end the following:

3 “(c) *ACCEPTANCE AND USE OF GIFTS.—The Federal*
4 *Law Enforcement Training Center may accept and use*
5 *gifts of property, both real and personal, and accept serv-*
6 *ices, for authorized purposes.*”.

7 (b) *TECHNICAL AND CONFORMING AMENDMENTS.—*

8 (1) *THE HOMELAND SECURITY ACT OF 2002.—*
9 *The Homeland Security Act of 2002 (6 U.S.C. 101 et*
10 *seq.) is amended in the table of contents by inserting*
11 *after the item relating to section 524 the following:*

“Sec. 525. *Acceptance of gifts.*”.

12 (2) *REPEAL.—The matter under the heading*
13 *“SALARIES AND EXPENSES” under the heading “FED-*
14 *ERAL LAW ENFORCEMENT TRAINING CENTER” under*
15 *title IV of the Department of Homeland Security Ap-*
16 *propriations Act, 2004 (6 U.S.C. 464a) is amended*
17 *by striking “Provided, That in fiscal year 2004 and*
18 *thereafter, the Center is authorized to accept and use*
19 *gifts of property, both real and personal, and to ac-*
20 *cept services, for authorized purposes: Provided fur-*
21 *ther,” and inserting “Provided,”.*

Amend the title so as to read: “An Act to amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to accept and use gifts for otherwise authorized activities of the Center for Domestic Preparedness that are related to preparedness for a response to terrorism, and for other purposes.”.

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