

111TH CONGRESS
1ST SESSION

S. 713

AN ACT

To require the Administrator of the Federal Emergency Management Agency to quickly and fairly address the abundance of surplus manufactured housing units stored by the Federal Government around the country at taxpayer expense.

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; DEFINITIONS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “FEMA Accountability Act of 2009”.

6 (b) DEFINITIONS.—In this Act—

7 (1) the term “Administrator” means the Ad-
8 ministrator of FEMA;

9 (2) the terms “emergency” and “major dis-
10 aster” have the meanings given such terms in sec-
11 tion 102 of the Robert T. Stafford Disaster Relief
12 and Emergency Assistance Act (42 U.S.C. 5122);
13 and

14 (3) the term “FEMA” means the Federal
15 Emergency Management Agency.

16 **SEC. 2. TRANSFER, STORAGE, SALE, AND DISPOSAL OF**
17 **HOUSING UNITS.**

18 (a) IN GENERAL.—Not later than 3 months after the
19 date of enactment of this Act, the Administrator shall—

20 (1) complete an assessment to determine the
21 number of temporary housing units purchased by
22 FEMA that FEMA needs to maintain in stock to re-
23 spond appropriately to emergencies or major disas-
24 ters occurring after the date of enactment of this
25 Act; and

1 (2) establish criteria for determining whether
2 the individual temporary housing units stored by
3 FEMA are in usable condition, which shall include
4 appropriate criteria for formaldehyde testing and ex-
5 posure of the individual temporary housing units.

6 (b) PLAN.—

7 (1) IN GENERAL.—Not later than 6 months
8 after the date of enactment of this Act, the Adminis-
9 trator shall establish a plan for—

10 (A) storing the number of temporary hous-
11 ing units that the Administrator has deter-
12 mined under subsection (a)(1) that FEMA
13 needs to maintain in stock;

14 (B) transferring, selling, or otherwise dis-
15 posing of the temporary housing units in the in-
16 ventory of FEMA that—

17 (i) are in excess of the number of
18 temporary housing units that the Adminis-
19 trator has determined under subsection
20 (a)(1) that FEMA needs to maintain in
21 stock; and

22 (ii) are in usable condition, based on
23 the criteria established under subsection
24 (a)(2); and

1 (C) disposing of the temporary housing
2 units in the inventory of FEMA that the Ad-
3 ministrators determine are not in usable condi-
4 tion, based on the criteria established under
5 subsection (a)(2).

6 (2) APPLICABILITY OF DISPOSAL REQUIRE-
7 MENTS.—The plan established under paragraph (1)
8 shall be subject to the requirements of section
9 408(d)(2) of the Robert T. Stafford Disaster Relief
10 and Emergency Assistance Act (42 U.S.C.
11 5174(d)(2)) and other applicable provisions of law.

12 (c) IMPLEMENTATION.—Not later than 9 months
13 after the date of enactment of this Act, the Administrator
14 shall implement the plan described in subsection (b).

15 (d) REPORT.—Not later than 1 year after the date
16 of enactment of this Act, the Administrator shall submit
17 to the appropriate committees of the Senate and the
18 House of Representatives a report on the status of the
19 transfer, distribution, sale, or other disposal of temporary
20 housing units under this section.

Passed the Senate August 5, 2009.

Attest:

Secretary.

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