



(Original Signature of Member)

117TH CONGRESS
1ST SESSION

H. R. _____

To provide grants for fire station construction through the Administrator of the Federal Emergency Management Agency, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. PASCRELL introduced the following bill; which was referred to the Committee on _____

A BILL

To provide grants for fire station construction through the Administrator of the Federal Emergency Management Agency, 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. ASSISTANCE TO FIREFIGHTERS FIRE STATION**
4 **CONSTRUCTION GRANTS.**

5 (a) IN GENERAL.—The Administrator of the Federal
6 Emergency Management Agency shall establish a grant
7 program to provide financial assistance to modify, up-
8 grade, and construct fire and (EMS) department facilities.

1 (b) ELIGIBLE APPLICANTS.—The Administrator may
2 make a grant under this section to the following:

3 (1) Career, volunteer, and combination fire de-
4 partments.

5 (2) Fire training facilities.

6 (3) Nonaffiliated EMS organizations, combina-
7 tion and volunteer emergency medical stations (ex-
8 cept that for-profit EMS organizations are not eligi-
9 ble for a grant under this section).

10 (c) APPLICATIONS.—To be eligible for a grant under
11 this section, an entity specified in subsection (b) shall sub-
12 mit to the Administrator an application in such form, at
13 such time, and containing such information as the Admin-
14 istrator determines is appropriate.

15 (d) MEETING FOR RECOMMENDATIONS.—

16 (1) IN GENERAL.—The Administrator shall con-
17 vene a meeting of qualified members of national fire
18 service organizations and, at the discretion of the
19 Administrator, qualified members of emergency med-
20 ical service organizations to obtain recommendations
21 regarding the criteria for the awarding of grants
22 under this section.

23 (2) QUALIFICATIONS.—For purposes of this
24 subsection, a qualified member of an organization is
25 a member who—

1 (A) is recognized for expertise in fire-
2 fighting or emergency medical services;

3 (B) is not an employee of the Federal Gov-
4 ernment; and

5 (C) in the case of a member of an emer-
6 gency medical service organization, is a member
7 of an organization that represents—

8 (i) providers of emergency medical
9 services that are affiliated with fire depart-
10 ments; or

11 (ii) nonaffiliated EMS providers.

12 (e) PEER REVIEW OF GRANT APPLICATION.—The
13 Administrator shall, after consultation with national fire
14 service and emergency medical services organizations, ap-
15 point fire service personnel to conduct peer reviews of ap-
16 plications received under subsection (c).

17 (f) PRIORITY OF GRANTS.—In awarding grants
18 under this section, the Administrator shall consider the
19 findings and recommendations of the peer reviews carried
20 out under subsection (e).

21 (g) USES OF FUNDS.—

22 (1) IN GENERAL.—A recipient of a grant under
23 this section may use funds received for the following:

24 (A) Build, rebuild, or renovate fire and
25 EMS department facilities.

1 (B) Upgrade existing facilities to install
2 exhaust emission control systems, install backup
3 power systems, upgrade or replace environ-
4 mental control systems (such as HVAC sys-
5 tems), remove or remediate mold, and construct
6 or modify living quarters for use by male and
7 female personnel.

8 (C) Upgrade fire and EMS stations or
9 build new stations.

10 (2) CODE COMPLIANT.—In using funds under
11 paragraph (1), a grant recipient is required to meet
12 1 of the 2 most recently published editions of build-
13 ing codes and standards established by the National
14 Fire Protection Association and International Code
15 Council, including NFPA 101, Life Safety Code and
16 NFPA 1581, Standard on Fire Department Infec-
17 tion Control Program.

18 (h) GRANT FUNDING.—

19 (1) IN GENERAL.—The Administrator shall al-
20 locate grant funds as follows:

21 (A) 25 percent for career fire and EMS
22 departments.

23 (B) 25 percent for combination fire and
24 EMS departments.

1 (C) 25 percent for volunteer fire and EMS
2 departments.

3 (D) 25 percent to remain available for
4 competition between the various department
5 types.

6 (2) INSUFFICIENT APPLICATIONS.—If the Ad-
7 ministrator does not receive sufficient funding re-
8 quests from a particular department type specified
9 in subparagraphs (A) through (C) of paragraph (1),
10 the Administrator may make awards to other de-
11 partments in such paragraphs.

12 (3) LIMITATION ON AWARDS AMOUNTS.—A
13 grant recipient may not receive more than
14 \$7,500,000 under this section.

15 (i) PREVAILING RATE OF WAGE AND PUBLIC CON-
16 TRACTS.—

17 (1) IN GENERAL.—All laborers and mechanics
18 employed by contractors or subcontractors in the
19 performance of construction work financed with the
20 assistance of any contribution of Federal funds
21 made by the Administrator under this section shall
22 be paid wages at rates not less than those prevailing
23 on similar construction in the locality as determined
24 by the Secretary of Labor in accordance with sub-
25 chapter IV of chapter 31 of title 40 (commonly

1 known as the "Davis-Bacon Act"), and every such
2 employee shall receive compensation at a rate not
3 less than one and 1/2 times the basic rate of pay of
4 the employee for all hours worked in any workweek
5 in excess of eight hours in any workday or 40 hours
6 in the workweek, as the case may be. The Adminis-
7 trator shall make no contribution of Federal funds
8 without first obtaining adequate assurance that
9 these labor standards will be maintained upon the
10 construction work. The Secretary of Labor shall
11 have, with respect to the labor standards specified in
12 this subsection, the authority and functions set forth
13 in Reorganization Plan Numbered 14 of 1950 (5
14 U.S.C. App.) and section 2 of the Act of June 13,
15 1934 (40 U.S.C. 276(c)).

16 (2) PUBLIC CONTRACTS.—In addition to the
17 wage rate set forth in paragraph (1), contractors
18 and subcontractors performing construction work
19 pursuant to this section shall follow the standards
20 identified in chapter 83 of title 41, United States
21 Code, including a requirement that all supplies and
22 construction materials purchased shall be produced
23 in the United States, unless such materials are not
24 reasonably available, or such a purchase would not
25 be in the public interest.

1 (j) APPLICABILITY OF FACA.—The Federal Advi-
2 sory Committee Act (5 U.S.C. App.) shall not apply to
3 activities carried out pursuant to this section.

4 (k) DEFINITIONS.—For purposes of this section, the
5 following definitions apply:

6 (1) ADMINISTRATOR.—The term “Adminis-
7 trator” means the Administrator of the Federal
8 Emergency Management Agency.

9 (2) CAREER FIRE DEPARTMENT.—The term
10 “career fire department” means a fire department
11 that has an all-paid force of firefighting personnel
12 other than paid-on-call firefighters.

13 (3) COMBINATION FIRE DEPARTMENT.—The
14 term “combination fire department” means a fire
15 department that has—

16 (A) paid firefighting personnel; and

17 (B) volunteer firefighting personnel.

18 (4) EMS.—The term “EMS” means emergency
19 medical services.

20 (5) NONAFFILIATED EMS ORGANIZATION.—The
21 term “nonaffiliated EMS organization” means a
22 public or private nonprofit emergency medical serv-
23 ices organization that is not affiliated with a hospital
24 and does not serve a geographic area in which the

1 Administrator finds that emergency medical services
2 are adequately provided by a fire department.

3 (6) VOLUNTEER FIRE DEPARTMENT.—The
4 term “volunteer fire department” means a fire de-
5 partment that has an all-volunteer force of fire-
6 fighting personnel.

7 (1) REPORTING REQUIREMENTS.—

8 (1) ANNUAL REPORT TO ADMINISTRATOR OF
9 FEMA.—Beginning 1 year after the date of enact-
10 ment of this section and every year thereafter during
11 the term of a grant awarded under this section, a
12 recipient of the grant shall submit to the Adminis-
13 trator an annual report describing how the recipient
14 used such grant amounts.

15 (2) ANNUAL REPORT TO CONGRESS.—Begin-
16 ning 1 year after the date of enactment of this sec-
17 tion and every year thereafter until the rebuilding or
18 renovation of fire facilities and stations are com-
19 pleted using grant funds under this section, the Ad-
20 ministrator shall submit to the Committee on Home-
21 land Security and Governmental Affairs of the Sen-
22 ate and the Committees on Transportation and In-
23 frastructure and Science, Space, and Technology of
24 the House of Representatives a report that provides

1 an evaluation of the effectiveness of the grants
2 awarded under this section.

3 (m) AUTHORIZATION OF APPROPRIATIONS.—There is
4 authorized to be appropriated \$1,000,000,000 for fiscal
5 year 2022 to carry out this section. Such funds shall re-
6 main available until expended.