

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 4847
OFFERED BY MR. MITCHELL OF ARIZONA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “United States Fire
3 Administration Reauthorization Act of 2008”.

4 SEC. 2. FINDINGS.

5 Congress finds the following:

6 (1) The loss of life due to fire has dropped sig-
7 nificantly over the last 25 years in the United
8 States. However, the United States still has one of
9 the highest fire death rates in the industrialized
10 world. For 2006, the National Fire Protection Asso-
11 ciation reported 3,245 civilian fire deaths, 17,925 ci-
12 vilian fire injuries, and \$11,307,000,000 in direct
13 losses due to fire.

14 (2) Every year, over 100 firefighters die in the
15 line of duty. The United States Fire Administration
16 should continue its leadership to help local fire agen-
17 cies dramatically reduce these fatalities.

1 (3) Members of the fire service community
2 should continue to work together to further the pro-
3 motion of national voluntary consensus standards
4 that increase firefighter safety.

5 (4) The United States Fire Administration pro-
6 vides crucial support to the Nation's 30,300 fire de-
7 partments through training, data collection, fire
8 awareness and education, and other activities for im-
9 proving fire prevention, control, and suppression
10 technologies.

11 (5) The collection of data on fire and other
12 emergency incidents is a vital tool both for policy
13 makers and emergency responders to identify and
14 develop responses to emerging hazards. Improving
15 the United States Fire Administration's data collec-
16 tion capabilities is essential for accurately tracking
17 and responding to the magnitude and nature of the
18 Nation's fire problem.

19 (6) The research and development performed by
20 the Federal Government and non-government orga-
21 nizations on fire technologies, techniques, and tools
22 advance the capabilities of the Nation's fire service
23 to prevent and suppress fires.

24 (7) The United States Fire Administration is
25 one of the strongest voices representing the Nation's

1 fire service within the Federal Government, and, as
2 such, it should have a prominent place within the
3 Federal Government.

4 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS FOR UNITED**
5 **STATES FIRE ADMINISTRATION.**

6 Section 17(g)(1) of the Federal Fire Prevention and
7 Control Act of 1974 (15 U.S.C. 2216(g)(1)) is amended—

8 (1) in subparagraph (C), by striking “and”
9 after the semicolon;

10 (2) in subparagraph (D), by striking the period
11 at the end and inserting a semicolon; and

12 (3) by adding after subparagraph (D) the fol-
13 lowing new subparagraphs:

14 “(E) \$70,000,000 for fiscal year 2009;

15 “(F) \$72,100,000 for fiscal year 2010;

16 “(G) \$74,263,000 for fiscal year 2011; and

17 “(H) \$76,490,890 for fiscal year 2012.”.

18 **SEC. 4. NATIONAL FIRE ACADEMY TRAINING PROGRAM**
19 **MODIFICATIONS AND REPORTS.**

20 (a) AMENDMENTS TO FIRE ACADEMY TRAINING.—

21 Section 7(d)(1) of the Federal Fire Prevention and Con-
22 trol Act of 1974 (15 U.S.C. 2206(d)(1)) is amended—

23 (1) in subparagraph (H), by striking “terrorist-
24 caused national catastrophes” and inserting “na-
25 tional catastrophes”;

1 (2) in subparagraph (K), by striking “forest”
2 and inserting “wildland”;

3 (3) in subparagraph (M), by striking “response
4 tactics and” and inserting “response, tactics, and”;

5 (4) by redesignating subparagraphs (I) through
6 (N) as subparagraphs (M) through (R), respectively;
7 and

8 (5) by inserting after subparagraph (H) the fol-
9 lowing new subparagraphs:

10 “(I) response, tactics, and strategies for
11 fighting large-scale fires or multiple fires in a
12 general area that cross jurisdictional bound-
13 aries;

14 “(J) response, tactics, and strategies for
15 fighting fires occurring at the wildland-urban
16 interface;

17 “(K) response, tactics, and strategies for
18 fighting fires involving hazardous materials;

19 “(L) advanced emergency medical services
20 training;”.

21 (b) TRIENNIAL REPORTS.—Section 7 of such Act (15
22 U.S.C. 2206) is amended by adding at the end the fol-
23 lowing new subsection:

24 “(m) TRIENNIAL REPORT.—In the first annual re-
25 port filed pursuant to section 16 for which the deadline

1 for filing is after the expiration of the 18-month period
2 that begins on the date of the enactment of the United
3 States Fire Administration Reauthorization Act of 2008,
4 and in every third annual report thereafter, the Adminis-
5 trator shall include information about changes made to the
6 Academy curriculum, including—

7 “(1) the basis for such changes, including a re-
8 view of the incorporation of lessons learned by emer-
9 gency response personnel after significant emergency
10 events and emergency preparedness exercises per-
11 formed under the National Exercise Program; and

12 “(2) the desired training outcome of all such
13 changes.”.

14 (c) AUTHORIZING THE ADMINISTRATOR TO ENTER
15 INTO CONTRACTS TO PROVIDE ON-SITE TRAINING
16 THROUGH CERTAIN ACCREDITED ORGANIZATIONS.—Sec-
17 tion 7(f) of such Act (15 U.S.C. 2206(f)) is amended to
18 read as follows:

19 “(f) ASSISTANCE.—

20 “(1) IN GENERAL.—The Administrator is au-
21 thORIZED to provide assistance to State and local fire
22 service training programs through grants, contracts,
23 or otherwise.

1 “(2) AUTHORIZATION TO ENTER INTO CON-
2 TRACTS TO PROVIDE ON-SITE TRAINING THROUGH
3 CERTAIN ACCREDITED ORGANIZATIONS.—

4 “(A) IN GENERAL.—The Administrator is
5 authorized to enter into a contract with one or
6 more nationally recognized organizations that
7 have established on-site training programs that
8 prepare fire service personnel to meet national
9 voluntary consensus standards for fire service
10 personnel and that facilitate the delivery of the
11 education and training programs outlined in
12 subsection (d)(1) directly to fire service per-
13 sonnel.

14 “(B) RESTRICTIONS.—The Administrator
15 shall not enter into a contract with such organi-
16 zation unless such organization—

17 “(i) provides training that leads to
18 certification by a program accredited by a
19 nationally recognized accreditation organi-
20 zation; or

21 “(ii) at the time the Administrator en-
22 ters into the contract, provides training
23 under such a program under a cooperative
24 agreement with a Federal agency.

1 “(d) NATIONAL FIRE INCIDENT REPORTING SYSTEM
2 UPDATE.—Of the amounts made available pursuant to
3 subparagraphs (E), (F), and (G) of section 17(g)(1), the
4 Administrator shall use no more than an aggregate
5 amount of \$5,000,000 during the 3-year period consisting
6 of fiscal years 2009, 2010, and 2011 to carry out activities
7 necessary to update the National Fire Incident Reporting
8 system to an Internet-based, real-time incident reporting
9 database, including capital investment, contractor engage-
10 ment, and user education.”.

11 (b) TECHNICAL CORRECTION.—Section 9(b)(2) of
12 such Act (15 U.S.C. 2208(b)(2)) is amended by striking
13 “assist State,” and inserting “assist Federal, State,”.

14 **SEC. 6. FIRE TECHNOLOGY ASSISTANCE AND DISSEMINA-**
15 **TION.**

16 (a) ASSISTANCE TO FIRE SERVICES FOR FIRE PRE-
17 VENTION AND CONTROL IN WILDLAND-URBAN INTER-
18 FACE.—Section 8(d) of the Federal Fire Prevention and
19 Control Act of 1974 (15 U.S.C. 2207(d)) is amended—

20 (1) by striking “RURAL ASSISTANCE” in the
21 heading and inserting “RURAL AND WILDLAND-
22 URBAN INTERFACE ASSISTANCE”;

23 (2) by striking “The Administrator” and insert-
24 ing “(1) The Administrator”; and

1 (3) by adding at the end the following new
2 paragraph:

3 “(2) The Administrator is authorized to assist the
4 Nation’s fire services, directly or through contracts,
5 grants, or other forms of assistance, for activities and
6 equipment to improve fire prevention and control in the
7 wildland-urban interface.”.

8 (b) DISSEMINATION.—Section 8 of such Act (15
9 U.S.C. 2207) is amended by adding at the end the fol-
10 lowing new subsection:

11 “(h) DISSEMINATION.—Beginning 1 year after the
12 date of the enactment of the United States Fire Adminis-
13 tration Reauthorization Act of 2008, the Administrator,
14 in collaboration with the relevant departments and agen-
15 cies of the Federal Government, shall make available to
16 the public information regarding United States Fire Ad-
17 ministration funded activities to advance new knowledge
18 and best practices in firefighting, through a regularly up-
19 dated Internet database.”.

20 **SEC. 7. ENCOURAGING ADOPTION OF STANDARDS FOR**
21 **FIREFIGHTER HEALTH AND SAFETY.**

22 The Federal Fire Prevention and Control Act of 1974
23 (15 U.S.C. 2201 et seq.) is amended by adding at the end
24 the following new section:

1 **“SEC. 37. ENCOURAGING ADOPTION OF STANDARDS FOR**
2 **FIREFIGHTER HEALTH AND SAFETY.**

3 “The Administrator shall promote adoption by fire
4 services of national voluntary consensus standards for fire-
5 fighter health and safety, including such standards for
6 firefighter operations, training, staffing, and fitness, by
7 educating fire services about such standards, encouraging
8 the adoption at all levels of government of such standards,
9 and making recommendations on other ways in which the
10 Federal government can promote the adoption of such
11 standards by fire services.”.

12 **SEC. 8. COORDINATION REGARDING FIRE SERVICE-BASED**
13 **EMERGENCY MEDICAL SERVICES.**

14 (a) IN GENERAL.—Section 21(e) of the Federal Fire
15 Prevention and Control Act of 1974 (15 U.S.C. 2218(e))
16 is amended to read as follows:

17 “(e) COORDINATION.—

18 “(1) IN GENERAL.—To the extent practicable,
19 the Administrator shall utilize existing programs,
20 data, information, and facilities already available in
21 other Federal Government departments and agencies
22 and, where appropriate, existing research organiza-
23 tions, centers, and universities.

24 “(2) COORDINATION OF FIRE PREVENTION AND
25 CONTROL PROGRAMS.—The Administrator shall pro-
26 vide liaison at an appropriate organizational level to

1 assure coordination of the Administrator's activities
2 with State and local government agencies, depart-
3 ments, bureaus, or offices concerned with any matter
4 related to programs of fire prevention and control
5 with private and other Federal organizations and of-
6 fices so concerned.

7 “(3) COORDINATION OF FIRE SERVICE-BASED
8 EMERGENCY MEDICAL SERVICES PROGRAMS.—The
9 Administrator shall provide liaison at an appropriate
10 organizational level to assure coordination of the Ad-
11 ministrator's activities with State and local govern-
12 ment agencies, departments, bureaus, or offices con-
13 cerned with programs related to emergency medical
14 services provided by fire service-based systems with
15 private and other Federal organizations and offices
16 so concerned.”.

17 (b) FIRE SERVICE-BASED EMERGENCY MEDICAL
18 SERVICES BEST PRACTICES.—Section 8(c) of such Act
19 (15 U.S.C. 2207(c)) is amended—

20 (1) by redesignating paragraphs (2) through
21 (4) as paragraphs (3) through (5), respectively; and

22 (2) by inserting after paragraph (1) the fol-
23 lowing new paragraph:

24 “(2) The Administrator is authorized to conduct, di-
25 rectly or through contracts or grants, studies of the oper-

1 ations and management aspects of fire service-based emer-
2 gency medical services and coordination between emer-
3 gency medical services and fire services. Such studies may
4 include the optimum protocols for on-scene care, the allo-
5 cation of resources, and the training requirements for fire
6 service-based emergency medical services.”.

7 **SEC. 9. DEFINITIONS.**

8 Section 4 of the Federal Fire Prevention and Control
9 Act of 1974 (15 U.S.C. 2203) is amended—

10 (1) in paragraph (3), by striking “Administra-
11 tion” and inserting “Administration, who is the As-
12 sistant Administrator of the Federal Emergency
13 Management Agency”;

14 (2) in paragraph (7), by striking “and” after
15 the semicolon;

16 (3) in paragraph (8), by striking the period at
17 the end and inserting “; and”;

18 (4) by redesignating paragraphs (6), (7), and
19 (8) as paragraphs (7), (8), and (9), respectively;

20 (5) by inserting after paragraph (5) the fol-
21 lowing new paragraph:

22 “(6) ‘hazardous materials’ has the meaning
23 given such term in section 5102(2) of title 49,
24 United States Code;” and

1 (6) by adding at the end the following new
2 paragraph:

3 “(10) ‘wildland-urban interface’ has the mean-
4 ing given such term in section 101(16) of the
5 Healthy Forests Restoration Act of 2003 (16 U.S.C.
6 6511(16)).”.