

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3116
OFFERED BY MR. LONG OF MISSOURI**

At the end of title II insert the following:

1 **SEC. 2** ____. **SPECIAL EMERGENCY PROCUREMENT AUTHOR-**
2 **ITY FOR DOMESTIC EMERGENCY OPER-**
3 **ATIONS.**

4 (a) **IN GENERAL.**—Title V of the Homeland Security
5 Act of 2002 is amended by adding at the end the following
6 new section:

7 **“SEC. 5** ____. **SPECIAL EMERGENCY PROCUREMENT AU-**
8 **THORITY FOR DOMESTIC EMERGENCY OPER-**
9 **ATIONS.**

10 “(a) **IN GENERAL.**—Notwithstanding any other pro-
11 vision of law, the Secretary is authorized to permit a class
12 deviation to the Federal Acquisition Regulation with re-
13 spect to the micropurchase threshold and may do so in
14 such official’s sole discretion to support domestic emer-
15 gency operations and response activities related to acts of
16 terrorism.

17 “(b) **DELEGATION OF AUTHORITY.**—The Secretary
18 may carry out this section by acting through the Under
19 Secretary for Management.

1 “(c) LIMITATION.—In any class deviation under sub-
2 section (a), the micropurchase threshold may not exceed
3 \$15,000.

4 “(d) DOMESTIC EMERGENCY OPERATION DE-
5 FINED.—In this section, the term ‘domestic emergency op-
6 eration’ means assistance activities carried out in support
7 of or in response to—

8 “(1) an emergency or major disaster, as those
9 terms are defined in section 102 of the Robert T.
10 Stafford Disaster Relief and Emergency Assistance
11 Act (42 U.S.C. 5122);

12 “(2) any occasion or instance for which the Sec-
13 retary determines Federal assistance is needed to
14 supplement State and local efforts and capabilities
15 to save lives and to protect property and public
16 health and safety, or to lessen or avert the threat of
17 a catastrophe in any part of the United States;

18 “(3) any natural catastrophe (including any
19 hurricane, tornado, storm, high water, wind-driven
20 water, tidal wave, tsunami, earthquake, volcanic
21 eruption, landslide, mudslide, snowstorm, or
22 drought), or, regardless of cause, any fire, flood, or
23 explosion, in any part of the United States, that in
24 the determination of the Secretary causes damage of
25 sufficient severity and magnitude to warrant major

1 disaster assistance to supplement the efforts and
2 available resources of States, local governments, and
3 disaster relief organizations in alleviating the dam-
4 age, loss, hardship, or suffering caused thereby; or
5 “(4) any act of terrorism, in any part of the
6 United States, that in the determination of the Sec-
7 retary causes damage of sufficient severity and mag-
8 nitude to warrant major disaster assistance to sup-
9 plement the efforts and available resources of States,
10 local governments, and disaster relief organizations
11 in alleviating the damage, loss, hardship, or suf-
12 fering caused thereby.”.

13 (b) CLERICAL AMENDMENT.—The table of contents
14 in section 1(b) of such Act is amended by adding at the
15 end of the items relating to title V the following new item:

“Sec. 5 ____ . Special emergency procurement authority for domestic emergency
operations.”.

