

107TH CONGRESS  
1ST SESSION

# S. 1462

To establish the Federal Emergency Transportation Administration.

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25, 2001

Ms. SNOWE introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To establish the Federal Emergency Transportation Administration.

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 “National Emergency  
5 Transportation Coordination Act of 2001”.

6 **SEC. 2. ESTABLISHMENT OF FEDERAL EMERGENCY TRANS-**  
7 **PORTATION ADMINISTRATION.**

8 (a) ESTABLISHMENT.—(1) Chapter 1 of title 49,  
9 United States Code, is amended by adding at the end the  
10 following new section:

1 **“§ 114. Federal Emergency Transportation Adminis-**  
2 **tration**

3 “(a) IN GENERAL.—The Federal Emergency Trans-  
4 portation Administration shall be an administration of the  
5 Department of Transportation.

6 “(b) ADMINISTRATOR.—The head of the Administra-  
7 tion shall be the Administrator who shall be appointed by  
8 the President, by and with the advice and consent of the  
9 Senate. The Administrator shall report directly to the Sec-  
10 retary of Transportation.

11 “(c) RESPONSIBILITIES.—Subject to the direction  
12 and control of the Secretary of Transportation, the Ad-  
13 ministration shall have the following responsibilities:

14 “(1) To coordinate domestic transportation dur-  
15 ing a national emergency, including aviation, rail  
16 and other surface transportation, and maritime  
17 transportation (including port security).

18 “(2) To coordinate and oversee during a na-  
19 tional emergency the transportation-related respon-  
20 sibilities of other departments and agencies of the  
21 Federal Government other than the Department of  
22 Defense and the military departments.

23 “(3) To establish uniform national standards  
24 and practices for transportation during a national  
25 emergency.

1           “(4) To coordinate and provide notice to other  
2 departments and agencies of the Federal Govern-  
3 ment, and appropriate agencies of State and local  
4 governments, including departments and agencies  
5 for transportation, law enforcement, and border con-  
6 trol, about threats to transportation during a na-  
7 tional emergency.

8           “(5) To carry out such other duties, and exer-  
9 cise such other powers, relating to transportation  
10 during a national emergency as the Secretary of  
11 Transportation shall prescribe.

12       “(d) RELATIONSHIP TO OTHER TRANSPORTATION  
13 AUTHORITY.—The authority of the Administration under  
14 subsection (c) to coordinate and oversee transportation  
15 and transportation-related responsibilities during a na-  
16 tional emergency shall not supersede the authority of any  
17 other department or agency of the Federal Government  
18 under law with respect to transportation or transpor-  
19 tation-related matters, whether or not during a national  
20 emergency.

21       “(e) ANNUAL REPORT.—The Administrator shall  
22 submit to Congress on an annual basis a report on the  
23 activities of the Administration during the preceding year.

24       “(f) NATIONAL EMERGENCY.—The Secretary of  
25 Transportation shall prescribe in regulations the cir-

1 cumstances constituting a national emergency for pur-  
2 poses of this section.”.

3 (2) The table of sections at the beginning of that  
4 chapter is amended by inserting after the item relating  
5 to section 113 the following new item:

“114. Federal Emergency Transportation Administration.”.

6 (b) PAY OF ADMINISTRATOR.—Section 5314 of title  
7 5, United States Code, is amended by adding at the end  
8 the following new item:

9 “Administrator of the Federal Emergency  
10 Transportation Administration.”.

11 (c) REGULATIONS.—(1) The Secretary of Transpor-  
12 tation shall prescribe the regulations for the Federal  
13 Emergency Transportation Administration required by  
14 section 114 of title 49, United States Code (as added by  
15 subsection (a)), not later than 180 days after the date of  
16 the enactment of this Act.

17 (2) In prescribing the regulations referred to in para-  
18 graph (1), the Secretary shall consult with the heads of  
19 other departments and agencies of the Federal Govern-  
20 ment with responsibilities for matters covered by the Fed-  
21 eral Emergency Transportation Administration.

22 (d) COMPTROLLER GENERAL REVIEW.—(1) Not  
23 later than one year after the effective date of the regula-  
24 tions for Federal Emergency Transportation Administra-  
25 tion required by section 114 of title 49, United States

1 Code (as so added), the Comptroller General of the United  
2 States shall conduct a comprehensive review of the estab-  
3 lishment and operations of the Administration.

4 (2) The Comptroller General shall submit to Con-  
5 gress a report on the review conducted under paragraph  
6 (1). The report shall set forth the results of the review,  
7 together with any findings and recommendations that the  
8 Comptroller General considers appropriate.

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