



LEGISLATIVE UPDATE

FY21 DHS Appropriation – Senate Mark

TO: NEMA State Directors
FROM: NEMA Legislative Committee
DATE: November 11, 2020
SUBJECT: FY21 DHS Appropriation

Yesterday morning, the Senate Appropriations Committee posted frameworks of legislation for their FY21 spending bills on their website. It is important to note these bills have not been introduced and passed as traditional legislation but will rather serve as positions for conference negotiations with the House which passed their bills over the summer.

Department-Wide Summary

The \$69.8 billion bill represents a \$1.8 billion increase over FY20 enacted levels. When excluding those amounts which do not count toward the budget cap, the net discretionary appropriation in the Senate language is \$50.066 billion, which is \$400 million above FY20 enacted levels. Highlights include:

- \$15.48 billion is recommended for Customs and Border Protection including \$1.96 billion, as requested, for 82 miles of border wall system;
- \$8.8 billion is recommended for Immigration and Customs Enforcement including continued support for immigration enforcement activities consistent with FY20 enacted levels;
- \$8.06 billion is recommended for the Transportation Security Administration, rejecting proposed aviation fee increases and reductions to frontline staffing levels;
- \$12.5 billion is recommended to support the Coast Guard's domestic and overseas missions including support for ongoing acquisitions for vessel and aircraft recapitalization;
- The proposed removal of the United States Secret Service from DHS is rejected and \$2.4 billion is recommended for protective services, protective countermeasures at the White House complex, and to support National Security Special Events;
- \$2.0 billion is recommended for the Cybersecurity and Infrastructure Security Agency (CISA) and includes \$1.2 billion in cybersecurity, \$140 million above the budget request amount, for the protection of civilian Federal networks. The bill also includes \$720 million for the National Cybersecurity Protection System and to maintain advances in Continuous Diagnostics and Mitigation;
- \$764 million is recommended for Science and Technology, including research initiatives related to opioid and fentanyl detection, port and coastal surveillance, University Programs, and canines, among other important research initiatives, and;
- \$388M is recommended for CWMD, including funds to restore the Securing the Cities program that were eliminated in the budget request.

Departmental Management and Operations

Consistent with previous years, the Senate includes \$10 million to be transferred to FEMA for Targeted Violence and Terrorism Prevention (TVTP) Grants. While FEMA manages the financial aspects of the grant, the Office of Strategy, Policy, and Plans provides programmatic oversight.

Cybersecurity and Infrastructure Security Agency (CISA)

The Committee recommends a total program level of \$2 billion for CISA, which is \$271 million above the budget request amount and \$13 million above the FY20 enacted levels. Highlights include:

- \$43 million, which is \$11,887,000 above the amount requested, is for SLTT government assistance to enhance security and provide resilience for elections infrastructure.
- \$8 million is recommended above the request to enhance engagement with SLTT stakeholders through the establishment of a SLTT Cyber Information Sharing Program, and;
- Of the \$129 million provided for Infrastructure Security, \$1,785,000 is for SLTT assistance to enhance security and provide resilience for elections infrastructure.

Science & Technology (S&T)

Committee recommends \$764 million for S&T, which is \$120 million above the budget request amount and \$26 million above the FY20 enacted level. The recommendation includes:

- \$8.5 million to continue opioid and fentanyl detection efforts, including \$1.5 million to collaborate with Homeland Security Investigations [HSI] and its university partner in this effort by developing opioid related investigative, training, analytical, and other capabilities;
- \$23 million for Counter-Unmanned Aerial Systems [Counter-UAS] research, which is \$10 million above the FY20 enacted levels, and;
- \$35 million for Natural Disaster Resiliency projects in partnership with USACE and USDA.

Countering Weapons of Mass Destruction (CWMD) Office

The Committee recommends \$388 million for the CWMD Office, which is \$10 million above the budget request amount and \$45 million below the FY20 enacted level. Funding provided above the request is to develop and recommend effective Department-wide planning, interagency coordination protocol, and training related to medical issues during a public health emergency, as well as standards for providing physical and mental healthcare to minors detained in CBP custody.

Federal Emergency Management Agency (FEMA)

The Committee recommends \$22 billion for FEMA, which is \$12.8 billion above the budget request amount and \$109 million below the FY20 enacted level. The majority of this difference is in funding levels for the Disaster Relief Fund (DRF). A chart of funding levels for all grant programs is below, but notable directed funding includes:

- \$2 million for the Emergency Management Assistance Compact;
- \$355 million for EMPG;
- \$18 million for the Center for Homeland Defense and Security, and;
- Sustained funding for both the National Earthquake Hazards Reduction (\$8.9 million) and National Dam Safety (\$9.2 million) Programs

Additional Proposals (FEMA)

- **Mental Health and Suicide Prevention.** Directs FEMA to brief the Committee on the status of mental health in the emergency management community and the feasibility of maintaining data to define the impact of stress factors on emergency management employees, including suicide.
- **Safe Rooms.** Directs FEMA to consider applications for the development of State-run central databases of Community Safe Rooms and for the construction of Community Safe Rooms when reviewing grant applications for the purpose of pre-disaster mitigation.
- **Regional Catastrophic Preparedness Grant Program.** The committee continues funding this program (\$14 million) and directs FEMA to prioritize funding for efforts which formalize new or sustain existing working groups for continued effective coordination; ensure synchronization of plans and shared best practices; implement citizen and community preparedness campaigns; and pre-position needed commodities and equipment.
- **Estimating Disaster Costs.** The Committee directs FEMA to consult with States on the policy of considering the estimated cost of a disaster in relation to the population of the State when determining whether to declare a Federal disaster. The consultation is to include considerations of local economic factors when issuing a declaration such as: the local assessable tax base and the local sales tax; the median income as it compares to that of the State; the poverty rate of the local affected area as it compares to that of the State; and the economy of the State, and factors such as the unemployment rate of the State as compared to the unemployment rate of the United States.

Useful Links

Senate Bill: [FY21 Homeland Security Appropriation](#)

Senate Report: [FY21 Homeland Security Appropriation](#)

This summary is provided courtesy of the NEMA Legislative Committee. Should you have any questions or require additional information, please contact:

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FEDERAL EMERGENCY MANAGEMENT AGENCY
Summary

<i>(in millions)</i>	FY21 Request	FY21 House	FY21 Senate
Operations & Support	1,134	1,156	1,152
Procurement, Construction, and Improvements	87	122	138
Federal Assistance	2,483	3,662	3,204
State Homeland Security Grant Program (SHSP)	332	700	560
<i>Operation Stonegarden</i>	*	(90)	(90)
<i>Tribal Homeland Security Grants</i>	*	(15)	(15)
<i>Non-Profit Security Grant Program</i>	*	(180)	(40)
Urban Area Security Initiative (UASI)	426	795	665
<i>Non-Profit Security Grant Program</i>	*	(180)	(50)
Public Transportation Security Assistance	36	110	100
Port Security	36	110	100
Assistance to Firefighters (SAFER/AFG)	689	770	710
Emergency Management Performance Grants (EMPG)	279	385	355
National Priorities Security Grant	407	0	0
RiskMAP	100	263	263
Regional Catastrophic Preparedness Grants	0	0	14
High Hazard Potential Dams	0	0	14
Emergency Food & Shelter	#	150	125
Alternatives to Detention Case Management	--	75	--
Training & Exercises	157	284	287
<i>Center for Domestic Preparedness</i>	(67)	(67)	(67)
<i>Center for Homeland Defense & Security</i>	(0)	(18)	(18)
<i>Emergency Management Institute</i>	(20)	(22)	(22)
<i>U.S. Fire Academy</i>	(50)	(49)	(49)
<i>National Domestic Preparedness Consortium</i>	(0)	(101)	(103)
<i>Continuing Training</i>	(0)	(8)	(10)
<i>National Exercise Program</i>	(19)	(19)	(19)
Disaster Relief Fund (DRF)	5,653	5,653	17,735
Base Disaster Relief	593	593	593
Disaster Cap Adjustment	5,060	5,060	17,142
<i>Rescission of Prior Year Funds</i>	(0)	(0)	(0)

* Provides discretion to the Secretary in lieu of specifying funding amounts

Requests program be shifted to other homelessness/housing programs at the Department of Housing & Urban Development