

THOMAS R. CARPER, DELAWARE, CHAIRMAN

CARL LEVIN, MICHIGAN
MARK L. PRYOR, ARKANSAS
MARY L. LANDRIEU, LOUISIANA
CLAIRE McCASKILL, MISSOURI
JON TESTER, MONTANA
MARK BEGICH, ALASKA
TAMMY BALDWIN, WISCONSIN
HEIDI HEITKAMP, NORTH DAKOTA

TOM COBURN, OKLAHOMA
JOHN MCCAIN, ARIZONA
RON JOHNSON, WISCONSIN
ROB PORTMAN, OHIO
RAND PAUL, KENTUCKY
MICHAEL B. ENZI, WYOMING
KELLY AYOTTE, NEW HAMPSHIRE

United States Senate

COMMITTEE ON
HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

WASHINGTON, DC 20510-6250

GABRIELLE A. BATKIN, STAFF DIRECTOR
KEITH B. ASHDOWN, MINORITY STAFF DIRECTOR

August 27, 2014

The Honorable W. Craig Fugate
Administrator
Federal Emergency Management Agency
U.S. Department of Homeland Security
500 C Street SW
Washington, D.C. 20472

Dear Mr. Fugate:

On Tuesday, September 9, 2014, the Committee on Homeland Security and Governmental Affairs will hold a hearing to examine the numerous programs that have allowed local law enforcement agencies to acquire military-grade equipment. To assist us in preparing for the hearing, we are writing to request information and documents regarding grant programs administered by the Federal Emergency Management Agency (FEMA) that may be used to fund state and local police agency equipment procurement. Specifically, we request that you provide the following:

- (1) For the State Homeland Security Program (SHSP) and Urban Areas Security Initiative (UASI), a breakdown of the funding by states or designated regions for FY2011-FY2014;
- (2) Policies and procedures for the DHS grant programs. Please include guidance regarding what law enforcement agencies need to do to request funding, what items are eligible for purchase with the funding, how spending is tracked after funds distribution, oversight of the grant programs, and consequences for misuse of the programs;
- (3) A list of the every state agency or official who coordinates SHSP and UASI grants for its state or urban area;
- (4) A breakdown of the amount and percentages of grant money spent on planning, organization, equipment, training, and exercises;
- (5) An accounting of any monies recovered and returned to the U.S. Treasury from SHSP and UASI grant recipients for FY2008-20014, including the reason for recovery;
- (6) The amount of SHSP and UASI grant money assigned for FY2011-FY2014 to requests for the following items from the Authorized Equipment List: Body Armor – 01LE-01-ARMR, -Ballistic Helmets – 01LE-01-HLMT, Ballistic Shields – 01LE-01-SHLD, Battle Dress Uniforms – 01LE-02-BDUS, Boots – 01LE-02-BOOT, Padding – 01LE-02-PRPD, Mobile Command Vehicles – 12VE-00-CMDV, Specialized Mission Vehicles – 12VE-

00-MISS, Specialized Emergency Management Vehicles – 12VE-00-SPEC, Tactical Entry Equipment – 20TE-00-NTRY;

- (7) For FY2011-FY2014, the percentage of SHSP and UASI grant money that went towards sustaining existing state and local programs and the percentage used for the creation of new state and local programs;
- (8) For FY2011-FY2014, the percentage of applications for SHSP and UASI funding denied by FEMA or for which FEMA requested additional clarification before awarding funding. Please identify the percentage that were applications for equipment funding - and whether the application included a request for relevant training - as opposed to other program funds;
- (9) A description of how improvement in gaps found in the 31 core capabilities is assessed after the award of a grant. Please include in this description how an improvement in a core capability would affect FEMA's assessment of applications for future grants relating to the same capability;
- (10) A description of the new project-based requirements for grant requests;
- (11) A description of the past requirements for grant requests, prior to the implementation of project-based requirements;
- (12) A list of any equipment purchases granted outside of the Authorized Equipment List using SHSP or UASI grant funds for FY2011-FY2014, including the purchaser, quantity and type of equipment, and the justification for each exception;
- (13) For the SHSP and UASI grant offices, the number of FEMA full time employees, the number of contractors (if any) and the contract number under which they are employed, and a description of any disciplinary actions taken against FEMA employees or contractors for improper administration of grants, for FY2011, FY2012, and FY2013.

We request you provide this information as soon as possible, but no later than Wednesday, September 3, 2014. If the best available responsive document to any request above is available online, please provide URLs to those documents. If you determine that you will be unable to make a complete production by this date, please contact the staff named below to discuss possible modifications to this schedule. An attachment to this letter provides additional information about how to respond to the request.

The jurisdiction of the Subcommittee on Financial and Contracting Oversight is set forth in Senate Rule XXV clause 1(k); Senate Resolution 445 Section 101 (108th Congress); and Senate Resolution 64 (113th Congress).

We appreciate your assistance. Please contact Cathy Yu with Senator McCaskill's staff at (202) 224-9383 or Justin Rood with Dr. Coburn's staff at (202) 224-0609 with any questions.

The Honorable W. Craig Fugate
August 27, 2014
Page 3

Please send any official correspondence relating to this request to
Kelsey_Stroud@hsgac.senate.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Claire McCaskill".

Claire McCaskill
Chairman
Subcommittee on Financial and
Contracting Oversight

A handwritten signature in blue ink, appearing to read "Tom Coburn".

Dr. Tom Coburn
Ranking Member

cc: Thomas R. Carper
Chairman

Ron Johnson
Ranking Member
Subcommittee on Financial and
Contracting Oversight

Attachment