

111TH CONGRESS  
1ST SESSION

# H. R. 431

To provide Federal assistance to assist an eligible State to purchase and install transfer switches and generators at designated emergency service stations in hurricane zones within such State.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2009

Mr. POE of Texas introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To provide Federal assistance to assist an eligible State to purchase and install transfer switches and generators at designated emergency service stations in hurricane zones within such State.

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 “Emergency Fueling  
5 Station Designation Act of 2009”.

1 **SEC. 2. DESIGNATED EMERGENCY FUELING STATIONS.**

2 Title II of the Robert T. Stafford Disaster Relief and  
3 Emergency Assistance Act (42 U.S.C. 5131) is amended  
4 by adding at the end the following:

5 **“SEC. 205. DESIGNATED EMERGENCY FUELING STATIONS.**

6 “(a) **ESTABLISHMENT.**—In cooperation with eligible  
7 States, the Administrator shall establish a program to ad-  
8 dress the shortage of fuel along hurricane evacuation  
9 routes by providing funds to such States to assist in the  
10 purchase and installation of transfer switches and genera-  
11 tors at designated emergency fueling stations selected by  
12 an eligible State.

13 “(b) **APPLICATIONS.**—To receive Federal funds  
14 under this Act, an eligible State shall submit to the Ad-  
15 ministrator an application at such time and containing  
16 such information as the Administrator may require. Such  
17 application shall also include the following information  
18 from a State:

19 “(1) Identification of hurricane zones and evac-  
20 uation routes for such zones in the State.

21 “(2) The estimated number of designated and  
22 adjacent emergency fueling stations as determined  
23 necessary by such State using population figures  
24 along hurricane evacuation routes as a guide in se-  
25 lecting such stations.

1           “(3) An assurance that a fueling station will  
2 not be selected as a designated emergency fueling  
3 station unless it has not less than 10 fueling posi-  
4 tions and is located within 1 mile of a hurricane  
5 evacuation route.

6           “(4) An assurance that the State will publish a  
7 notice to service stations regarding the application  
8 and registration processes necessary to become a  
9 designated emergency fueling station, which may in-  
10 clude a requirement for reimbursement from a serv-  
11 ice station of the non-Federal share of the purchase  
12 and installation of a transfer switch and generator.

13           “(5) An assurance that each designated emer-  
14 gency fueling station will have a generator that has  
15 the capability of running for 72 or more hours which  
16 shall only be used in the case of a hurricane in  
17 which a political subdivision of a State orders an  
18 evacuation.

19           “(6) An assurance that the State will identify,  
20 through broadcast and electronic means, the loca-  
21 tions of designated and adjacent emergency fueling  
22 stations.

23           “(7) An assurance that the State will designate  
24 adjacent emergency fueling stations located within 1  
25 mile of a hurricane evacuation route to ensure avail-

1 ability of fuel if a designated emergency fueling sta-  
2 tion is unavailable.

3 “(c) FEDERAL SHARE.—Subject to the availability of  
4 appropriations, the Administrator shall make available to  
5 an eligible State that applies for funds under subsection  
6 (b)—

7 “(1) in the case of designated emergency fuel-  
8 ing stations selected by such State, 50 percent of the  
9 cost for the purchase and installation of transfer  
10 switches and generators for such stations; and

11 “(2) in the case of adjacent emergency fueling  
12 stations selected by such State, 30 percent of the  
13 cost for the purchase and installation of transfer  
14 switches and generators for such stations.

15 “(d) DEFINITION.—In this section the following defi-  
16 nitions apply:

17 “(1) the term ‘eligible State’ means—

18 “(A) Alabama;

19 “(B) Florida;

20 “(C) Georgia;

21 “(D) Louisiana;

22 “(E) Mississippi;

23 “(F) North Carolina;

24 “(G) South Carolina;

25 “(H) Texas; and

1                   “(I) Virginia; and

2                   “(2) The term ‘evacuation route’ means the  
3                   route used when departing before or returning after  
4                   a hurricane in which a political subdivision of a  
5                   State orders an evacuation.

6                   “(e) AUTHORIZATION OF APPROPRIATION.—There  
7                   are authorized to be appropriated to carry out this section  
8                   such sums as may be necessary.”.

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