

MEMORANDUM

To: Chairman Joe A. Martinez, Board of County Commissioners
cc: Joe Rasco, Phillip Drujak, Bill Couch, Tiffany Machado
From: Patton Boggs LLP
Date: July 18, 2012
Subject: May 2012 Monthly Report

Below please find an update of the Patton Boggs team's most substantive activities on behalf of Miami Dade County for the month of May:

Budget and Appropriations

We provided comprehensive analyses and monitored and reported on the status of the FY 2013 appropriations process. Both the House and Senate Homeland Security appropriations bills were marked up in both subcommittee and full committee during May. The House approach on FEMA mirrored last year with a consolidation of all the first responder programs, but this year they were increased by \$400 million. The Senate took a different approach to FEMA first responder funding by funding each program as a line item. Both the House and the Senate Committees rebuffed the Administration's proposal for a National Preparedness Grant program due to lack of authorization and involvement of stakeholders in the development of the proposal.

The House considered the Commerce, Justice, Science appropriations on the floor on May 9th and we provided timely information on the floor amendments.

We also reviewed the House Department of Defense appropriations bill. Of particular note is House Committee report language that encouraged the Secretary of Defense to consider entering into cooperative agreements with state and local governments for use of certain multi use facilities for public affairs activities that benefit local job creation, including commercial activities that promote American technology.

It is unlikely that few, if any, of the FY 2013 appropriations bills will be passed before the election but will instead be completed in the expected lame duck session.

Surface Transportation Reauthorization/Transit

We continued to monitor and provide updates and analyses of Congressional action with regards to the transportation reauthorization which moved to conference in May. We provided an update on

the first public meetings of the conferees and their opening statements. As negotiations proceeded to the staff level behind the scenes, we continued to monitor and update as events occurred.

Patton Boggs worked with the County to prepare for a June Miami Dade Transit briefing in Washington D.C., including preparing a target list of key Congressional and Federal Transit Administration attendees. We also contacted FTA Administrator Peter Rogoff's office to schedule a meeting between Miami Dade County officials and the Administrator for the same trip.

Urban Area Security Initiative (UASI) and FEMA First Responder Funding

As reported above, there was significant movement on the Department of Homeland Security funding bills in both chambers during May. The County has advocated for robust funding for the Urban Area Security Initiative (UASI) and for maintaining its status as a discrete program. The County has been concerned about efforts to fund security programs through the state and not directly fund localities.

The House funded FEMA State and Local programs at \$1.63 billion, while the Senate funded them at \$1.41 billion. Last year's enacted funding was \$1.35 billion. While both the House and the Senate rebuff the Administration's proposal to consolidate FEMA first responder programs into one National Preparedness Grant Program (NPGP), the House maintains the consolidated program structure that was implemented in FY 2012. The Senate, however, funds each program as a separate line item. The House also maintains language that no less than \$150 million (\$100 million in FY 2012) of State and Local program funds be directed to areas at the highest risk of a terrorist attack.

The Senate provides \$664 million for the UASI program, \$415 million for the State Homeland Security Program (SHSGP), \$119 million for Public Transportation Security Assistance and Railroad Security Assistance and \$132 million for Port Security Grants.

Emergency Management Performance Grants are funded at \$350 million in both bills, and National Predisaster Mitigation is funded at \$35 million in the Senate version and \$14.3 million in the House bill.

In addition, in May FEMA released its National Preparedness Report during May which we forwarded with analysis and feedback from County staff.

Housing

Patton Boggs worked with Miami Dade Public Housing and Community Development and other County staff to follow up on the County's Freedom of Information Act (FOIA) request that was submitted to the US Department of Housing and Urban Development concerning the Housing Choice Voucher Program. We kept the congressional delegation staff apprised of status and sought their assistance in enquiring of the Agency the status of the request.

Additionally, we continued to work with a coalition of like minded interests to seek the highest funding level for key housing programs such as the Community Development Block Grant program.

General Federal Legislative and Regulatory Monitoring

Throughout May we provided timely updates on federal regulatory and legislative action and the status of legislation of relevance to local government interests including: the GAO report on the success of the CDBG and HOME programs; hearings in the House Ways and Means Committee on tax extenders which expired at the end of 2011 and those which are due to expire at the end of this year; the US Energy Administration's analysis of Senator Bingaman's Clean Energy Standard Act of 2012 (S. 2146) and other materials. In addition at the end of May, we provided the County with a comprehensive update on all legislation of interest to local governments.

Patton Boggs provided research and information on the Military Working Dog legislation currently pending in Congress.

Additionally, in anticipation of the US Conference of Mayors meeting in Orlando, we kept the County apprised of policy resolutions that were being developed for consideration by the Mayors during their meeting.