

Lou Barletta

(Original Signature of Member)

115TH CONGRESS
1ST SESSION

H. R. 4460

To improve the provision of disaster and mitigation assistance to eligible individuals and households and to eligible State, local, Tribal, and territorial governments and certain private nonprofit organizations, and for other purposes.

Mr. BARLETTA (for himself and Mr. JOHNSON of Georgia) introduced the following bill; which was referred to the Committee on

A BILL

To improve the provision of disaster and mitigation assistance to eligible individuals and households and to eligible State, local, Tribal, and territorial governments and certain private nonprofit organizations, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the
3 “Disaster Recovery Reform Act”.

4 (b) **TABLE OF CONTENTS.**—The table of contents for
5 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—DISASTER MITIGATION

Sec. 101. National public infrastructure predisaster hazard mitigation.

Sec. 102. Additional mitigation activities.

Sec. 103. Wildfire prevention.

Sec. 104. Additional activities.

TITLE II—DISASTER RESPONSE AND RECOVERY

Sec. 201. Federal cost-share adjustments for repair, restoration, and replacement of damaged facilities.

Sec. 202. Eligibility for code implementation and enforcement.

Sec. 203. Program improvements.

Sec. 204. Prioritization of facilities.

Sec. 205. Guidance on evacuation routes.

Sec. 206. Proof of insurance.

Sec. 207. Duplication of benefits.

Sec. 208. State administration of assistance for direct temporary housing and permanent housing construction.

Sec. 209. Assistance to individuals and households.

Sec. 210. Multifamily lease and repair assistance.

Sec. 211. Federal disaster assistance nonprofit fairness.

Sec. 212. Management costs.

Sec. 213. Flexibility.

Sec. 214. Additional disaster assistance.

Sec. 215. National veterinary emergency teams.

**TITLE III—AGENCY MANAGEMENT, OVERSIGHT, AND
ACCOUNTABILITY**

Sec. 301. Unified Federal environmental and historic preservation review.

Sec. 302. Closeout incentives.

Sec. 303. Performance of services.

Sec. 304. Study to streamline and consolidate information collection.

Sec. 305. Agency accountability.

Sec. 306. Audit of contracts.

1 **TITLE I—DISASTER MITIGATION**

2 **SEC. 101. NATIONAL PUBLIC INFRASTRUCTURE**
3 **PREDISASTER HAZARD MITIGATION.**

4 Section 203 of the Robert T. Stafford Disaster Relief
5 and Emergency Assistance Act (42 U.S.C. 5133) is
6 amended—

7 (1) in subsection (c) by inserting “Public” after
8 “the National”;

9 (2) in subsection (e)(1)(B)—

10 (A) by striking “or” at the end of clause
11 (ii);

12 (B) by striking the period at the end of
13 clause (iii) and inserting “; or”; and

14 (C) by adding at the end the following:

15 “(iv) to establish and carry out en-
16 forcement activities to implement the latest
17 published editions of relevant consensus-
18 based codes, specifications, and standards
19 that incorporate the latest hazard-resistant
20 designs and establish minimum acceptable
21 criteria for the design, construction, and
22 maintenance of residential structures and
23 facilities that may be eligible for assistance
24 under this Act for the purpose of pro-
25 tecting the health, safety, and general wel-

1 fare of the buildings' users against disas-
2 ters.”;

3 (3) in subsection (f)—

4 (A) in paragraph (1) by inserting “for
5 mitigation activities that are cost effective”
6 after “competitive basis”; and

7 (B) by adding at the end the following:

8 “(3) REDISTRIBUTION OF UNOBLIGATED
9 AMOUNTS.—The President shall—

10 “(A) withdraw amounts of financial assist-
11 ance made available to a State (including
12 amounts made available to local governments of
13 a State) under this subsection that remain un-
14 obligated by the end of the third fiscal year
15 after the fiscal year for which the amounts were
16 allocated; and

17 “(B) in the fiscal year following a fiscal
18 year in which amounts were withdrawn under
19 subparagraph (A), add the amounts to any
20 other amounts available to be awarded on a
21 competitive basis pursuant to paragraph (1).”;

22 (4) in subsection (g)—

23 (A) in paragraph (9) by striking “and” at
24 the end;

1 (B) by redesignating paragraph (10) as
2 paragraph (12); and

3 (C) by adding after paragraph (9) the fol-
4 lowing:

5 “(10) the extent to which the State or local
6 government has facilitated the adoption and enforce-
7 ment of the latest published editions of relevant con-
8 sensus-based codes, specifications, and standards
9 that incorporate the latest hazard-resistant designs
10 and establish criteria for the design, construction,
11 and maintenance of residential structures and facili-
12 ties that may be eligible for assistance under this
13 Act for the purpose of protecting the health, safety,
14 and general welfare of the buildings’ users against
15 disasters; and

16 “(11) the extent to which the assistance will
17 fund activities that increase the level of resiliency;
18 and”;

19 (5) by striking subsection (i) and inserting the
20 following:

21 “(i) NATIONAL PUBLIC INFRASTRUCTURE
22 PREDISASTER MITIGATION FUND.—

23 “(1) ESTABLISHMENT.—The President shall es-
24 tablish in the Treasury of the United States a sepa-
25 rate account called the National Public Infrastruc-

1 ture Predisaster Mitigation Fund (in this section re-
2 ferred to as the ‘Predisaster Mitigation Fund’),
3 which shall be used exclusively to carry out this sec-
4 tion, with amounts in such account to be available
5 until expended unless otherwise provided.

6 “(2) TRANSFERS TO PREDISASTER MITIGATION
7 FUND.—

8 “(A) IN GENERAL.—There shall be depos-
9 ited in the Predisaster Mitigation Fund with re-
10 spect to each disaster declared on or after Au-
11 gust 1, 2017, an additional amount equal to 6
12 percent of the estimated aggregate amount of
13 grants to be made pursuant to sections 403,
14 406, 407, 408, 410, and 416.

15 “(B) ESTIMATED AGGREGATE AMOUNT.—
16 Not later than 180 days after each major dis-
17 aster declaration, the estimated aggregate
18 amount of grants on which the amount cal-
19 culated in subparagraph (A) is based shall be
20 determined and need not be reduced, increased,
21 or changed due to variations in estimates.”; and
22 (6) by striking subsection (m) and redesign-
23 nating subsection (n) as subsection (m).

1 **SEC. 102. ADDITIONAL MITIGATION ACTIVITIES.**

2 (a) HAZARD MITIGATION CLARIFICATION.—Section
3 404(a) of the Robert T. Stafford Disaster Relief and
4 Emergency Assistance Act (42 U.S.C. 5170c(a)) is
5 amended by striking the first sentence and inserting the
6 following: “The President may contribute up to 75 percent
7 of the cost of hazard mitigation measures which the Presi-
8 dent has determined are cost effective and which substan-
9 tially reduce the risk of, or increase resilience to, future
10 damage, hardship, loss, or suffering in any area affected
11 by a major disaster.”.

12 (b) ELIGIBLE COST.—Section 406(e)(1)(A) of such
13 Act (42 U.S.C. 5172(e)(1)(A)) is amended—

14 (1) in the matter preceding clause (i), by insert-
15 ing after “section” the following: “for disasters de-
16 clared on or after August 1, 2017, or a disaster in
17 which a cost estimate has not yet been finalized for
18 a project,”;

19 (2) in clause (i), by striking “and”;

20 (3) in clause (ii)—

21 (A) by striking “codes, specifications, and
22 standards” and inserting “the latest published
23 editions of relevant consensus-based codes,
24 specifications, and standards that incorporate
25 the latest hazard-resistant designs and establish
26 minimum acceptable criteria for the design,

1 construction, and maintenance of residential
2 structures and facilities that may be eligible for
3 assistance under this Act for the purposes of
4 protecting the health, safety, and general wel-
5 fare of a facility's users against disasters”;

6 (B) by striking “applicable at the time at
7 which the disaster occurred”; and

8 (C) by striking the period at the end and
9 inserting “; and”; and

10 (4) by adding at the end the following:

11 “(iii) in a manner that allows the fa-
12 cility to meet the definition of resilient de-
13 veloped pursuant to this subsection.”.

14 (e) NEW RULES.—Section 406(e) of such Act (42
15 U.S.C. 5172(e)) is further amended by adding at the end
16 the following:

17 “(5) NEW RULES.—

18 “(A) IN GENERAL.—Not later than 18
19 months after the date of enactment of this
20 paragraph, the President, acting through the
21 Administrator of the Federal Emergency Man-
22 agement Agency, shall issue a final rulemaking
23 that defines the terms ‘resilient’ and ‘resiliency’
24 for purposes of this subsection.

1 “(B) GUIDANCE.—Not later than 90 days
2 after the date on which the Administrator
3 issues the final rulemaking under this para-
4 graph, the Administrator shall issue any nec-
5 essary guidance related to the rulemaking.

6 “(C) REPORT.—Not later than 2 years
7 after the date of enactment of this paragraph,
8 the Administrator shall submit to Congress a
9 report summarizing the regulations and guid-
10 ance issued pursuant to this paragraph.”.

11 (d) CONFORMING AMENDMENT.—Section 205(d)(2)
12 of the Disaster Mitigation Act of 2000 (Public Law 106–
13 390) is amended by inserting “(B)” after “except that
14 paragraph (1)”.

15 **SEC. 103. WILDFIRE PREVENTION.**

16 (a) MITIGATION ASSISTANCE.—Section 420 of the
17 Robert T. Stafford Disaster Relief and Emergency Assist-
18 ance Act (42 U.S.C. 5187) is amended—

19 (1) by redesignating subsection (d) as sub-
20 section (e); and

21 (2) by inserting after subsection (c) the fol-
22 lowing:

23 “(d) HAZARD MITIGATION ASSISTANCE.—Whether
24 or not a major disaster is declared, the President may pro-
25 vide hazard mitigation assistance in accordance with sec-

1 tion 404 in any area affected by a fire for which assistance
2 was provided under this section.”.

3 (b) CONFORMING AMENDMENTS.—The Robert T.
4 Stafford Disaster Relief and Emergency Assistance Act
5 (42 U.S.C. 5121 et seq.) is amended—

6 (1) in section 404(a) (42 U.S.C. 5170c(a))—

7 (A) by inserting before the first period “,
8 or any area affected by a fire for which assist-
9 ance was provided under section 420”; and

10 (B) in the third sentence by inserting “or
11 event under section 420” after “major disaster”
12 each place it appears; and

13 (2) in section 322(e)(1) (42 U.S.C. 5165(e)(1)),
14 by inserting “or event under section 420” after
15 “major disaster” each place it appears.

16 (c) REPORTING REQUIREMENT.—Not later than 1
17 year after the date of enactment of this Act and annually
18 thereafter, the Administrator of the Federal Emergency
19 Management Agency shall submit to the Committee on
20 Homeland Security and Governmental Affairs of the Sen-
21 ate, the Committee on Transportation and Infrastructure
22 of the House of Representatives, and the Appropriations
23 Committees of the Senate and the House of Representa-
24 tives a report containing a summary of any projects car-
25 ried out, and any funding provided to those projects,

1 under subsection (d) of section 420 of the Robert T. Staf-
2 ford Disaster Relief and Emergency Assistance Act (42
3 U.S.C. 5187) (as amended by this section).

4 **SEC. 104. ADDITIONAL ACTIVITIES.**

5 Section 404 of the Robert T. Stafford Disaster Relief
6 and Emergency Assistance Act (42 U.S.C. 5170c) is
7 amended by adding at the end the following:

8 “(f) USE OF ASSISTANCE.—Recipients of hazard
9 mitigation assistance provided under this section and sec-
10 tion 203 may use the assistance to conduct activities to
11 help reduce the risk of future damage, hardship, loss, or
12 suffering in any area affected by a wildfire, including—

13 “(1) reseeded ground cover with quick-growing
14 or native species;

15 “(2) mulching with straw or chipped wood;

16 “(3) constructing straw, rock, or log dams in
17 small tributaries to prevent flooding;

18 “(4) placing logs and other erosion barriers to
19 catch sediment on hill slopes;

20 “(5) installing debris traps to modify road and
21 trail drainage mechanisms;

22 “(6) modifying or removing culverts to allow
23 drainage to flow freely;

1 “(7) adding drainage ditches and constructing
2 emergency spillways to keep roads and bridges from
3 washing out during floods;

4 “(8) planting grass to prevent the spread of
5 noxious weeds;

6 “(9) installing warning signs;

7 “(10) establishing defensible space measures;

8 and

9 “(11) reducing hazardous fuels.”.

10 **TITLE II—DISASTER RESPONSE** 11 **AND RECOVERY**

12 **SEC. 201. FEDERAL COST-SHARE ADJUSTMENTS FOR RE-** 13 **PAIR, RESTORATION, AND REPLACEMENT OF** 14 **DAMAGED FACILITIES.**

15 Section 406(b) of the Robert T. Stafford Disaster Re-
16 lief and Emergency Assistance Act (42 U.S.C. 5172(b))
17 is amended by inserting after paragraph (2) the following:

18 “(3) INCREASED FEDERAL SHARE.—

19 “(A) INCENTIVE MEASURES.—The Presi-
20 dent may provide incentives to a State or Tribal
21 government to invest in measures that increase
22 readiness for, and resilience from, a major dis-
23 aster by recognizing such investments through
24 a sliding scale that increases the minimum Fed-

1 eral share to 85 percent. Such measures may
2 include—

3 “(i) the adoption of a mitigation plan
4 approved under section 322;

5 “(ii) investments in disaster relief, in-
6 surance, and emergency management pro-
7 grams;

8 “(iii) encouraging the adoption and
9 enforcement of the latest published edi-
10 tions of relevant consensus-based codes,
11 specifications, and standards that incor-
12 porate the latest hazard-resistant designs
13 and establish minimum acceptable criteria
14 for the design, construction, and mainte-
15 nance of residential structures and facili-
16 ties that may be eligible for assistance
17 under this Act for the purpose of pro-
18 tecting the health, safety, and general wel-
19 fare of the buildings’ users against disas-
20 ters;

21 “(iv) facilitating participation in the
22 community rating system; and

23 “(v) funding mitigation projects or
24 granting tax incentives for projects that re-
25 duce risk.

1 “(B) COMPREHENSIVE GUIDANCE.—Not
2 later than 1 year after the date of enactment of
3 this paragraph, the President, acting through
4 the Administrator, shall issue comprehensive
5 guidance to State and Tribal governments re-
6 garding the measures and investments that will
7 be recognized for the purpose of increasing the
8 Federal share under this section.

9 “(C) REPORT.—One year after the
10 issuance of the guidance required by subpara-
11 graph (B), the Administrator shall submit to
12 the Committee on Transportation and Infra-
13 structure of the House of Representatives and
14 the Committee on Homeland Security and Gov-
15 ernmental Affairs of the Senate a report re-
16 garding the analysis of the Federal cost shares
17 paid under this section.

18 “(D) SAVINGS CLAUSE.—Nothing in this
19 paragraph prevents the President from increas-
20 ing the Federal cost share above 85 percent.”.

21 **SEC. 202. ELIGIBILITY FOR CODE IMPLEMENTATION AND**
22 **ENFORCEMENT.**

23 Section 406(a)(2) of the Robert T. Stafford Disaster
24 Relief and Emergency Assistance Act (42 U.S.C.
25 5172(a)(2)) is amended—

1 (1) by striking “and” at the end of subpara-
2 graph (B);

3 (2) by striking the period at the end of sub-
4 paragraph (C) and inserting “; and”; and

5 (3) by adding at the end the following:

6 “(D) base and overtime wages for extra
7 hires to facilitate the implementation and en-
8 forcement of adopted building codes for a pe-
9 riod of not more than 180 days after the major
10 disaster is declared.”.

11 **SEC. 203. PROGRAM IMPROVEMENTS.**

12 (a) HAZARD MITIGATION.—Section 406(c) of the
13 Robert T. Stafford Disaster Relief and Emergency Assist-
14 ance Act (42 U.S.C. 5172(c)) is amended—

15 (1) in paragraph (1)(A), by striking “90 per-
16 cent of”; and

17 (2) in paragraph (2)(A), by striking “75 per-
18 cent of”.

19 (b) PARTICIPATION.—Section 428(d) of such Act (42
20 U.S.C. 5189f) is amended—

21 (1) by inserting “(1) IN GENERAL.—” before
22 “Participation in”; and

23 (2) by adding at the end the following:

24 “(2) NO CONDITIONS.—The President may not
25 condition the provision of Federal assistance under

1 this Act on the election by a State, Tribal, or local
2 government, or owner or operator of a private non-
3 profit facility to participate in the alternative proce-
4 dures adopted under this section.”.

5 (c) CERTIFICATION.—Section 428(e)(1) of such Act
6 (42 U.S.C. 5189f(e)(1)) is amended—

7 (1) in subparagraph (E), by striking “and” at
8 the end;

9 (2) in subparagraph (F), by striking the period
10 and inserting “; and”; and

11 (3) by adding at the end the following:

12 “(G) COST ESTIMATES.—Once certified by
13 a professionally licensed engineer and accepted
14 by the Administrator, the estimates on which
15 grants made pursuant to this section are based
16 shall be presumed to be reasonable, eligible, and
17 actual costs as long as there is no evidence of
18 fraud.”.

19 **SEC. 204. PRIORITIZATION OF FACILITIES.**

20 Not later than 180 days after the date of enactment
21 of this Act, the Administrator of the Federal Emergency
22 Management Agency shall provide guidance and training
23 on an annual basis to State, Tribal, and local govern-
24 ments, first responders, and utility companies on—

1 (1) the need to prioritize assistance to hospitals,
2 nursing homes, and other long-term care facilities to
3 ensure that such health care facilities remain func-
4 tioning or return to functioning as soon as prac-
5 ticable during power outages caused by natural haz-
6 ards, including severe weather events; and

7 (2) how hospitals, nursing homes and other
8 long-term care facilities should adequately prepare
9 for power outages during a major disaster or emer-
10 gency.

11 **SEC. 205. GUIDANCE ON EVACUATION ROUTES.**

12 (a) IN GENERAL.—

13 (1) IDENTIFICATION.—The Administrator of
14 the Federal Emergency Management Agency, in co-
15 ordination with the Administrator of the Federal
16 Highway Administration, shall develop and issue
17 guidance for State, local, and Tribal governments re-
18 garding the identification of evacuation routes.

19 (2) GUIDANCE.—The Administrator of the Fed-
20 eral Highway Administration, in coordination with
21 the Administrator of the Federal Emergency Man-
22 agement Agency, shall revise existing guidance or
23 issue new guidance as appropriate for State, local,
24 and Tribal governments regarding the design, con-

1 struction, maintenance, and repair of evacuation
2 routes.

3 (b) CONSIDERATIONS.—

4 (1) IDENTIFICATION.—In developing the guid-
5 ance under subsection (a)(1), the Administrator of
6 the Federal Emergency Management Agency shall
7 consider—

8 (A) whether evacuation routes have re-
9 sisted impacts and recovered quickly from dis-
10 asters, regardless of cause;

11 (B) the need to evacuate special needs pop-
12 ulations, including—

13 (i) individuals with a physical or men-
14 tal disability;

15 (ii) individuals in schools, daycare
16 centers, mobile home parks, prisons, nurs-
17 ing homes and other long-term care facili-
18 ties, and detention centers;

19 (iii) individuals with limited-English
20 proficiency;

21 (iv) the elderly; and

22 (v) individuals who are tourists, sea-
23 sonal workers, or homeless;

1 (C) the sharing of information and other
2 public communications with evacuees during
3 evacuations;

4 (D) the sheltering of evacuees, including
5 the care, protection, and sheltering of animals;

6 (E) the return of evacuees to their homes;
7 and

8 (F) such other items the Administrator
9 considers appropriate.

10 (2) DESIGN, CONSTRUCTION, MAINTENANCE,
11 AND REPAIR.—In revising or issuing guidance under
12 (a)(2), the Administrator of the Federal Highway
13 Administration shall consider—

14 (A) methods that assist evacuation routes
15 to—

16 (i) withstand likely risks to viability,
17 including flammability and hydrostatic
18 forces;

19 (ii) improve durability, strength (in-
20 cluding the ability to withstand tensile
21 stresses and compressive stresses), and
22 sustainability; and

23 (iii) provide for long-term cost sav-
24 ings;

1 (B) the ability of evacuation routes to ef-
2 fectively manage contraflow operations;

3 (C) for evacuation routes on public lands,
4 the viewpoints of the applicable Federal Land
5 Management Agency regarding emergency oper-
6 ations, sustainability, and resource protection;
7 and

8 (D) such other items the Administrator
9 considers appropriate.

10 **SEC. 206. PROOF OF INSURANCE.**

11 A State shall be deemed to have proven that an appli-
12 cant has satisfied the purchase of insurance requirements
13 under the Robert T. Stafford Disaster Relief and Emer-
14 gency Assistance Act (42 U.S.C. 5121 et seq.) when an
15 encumbrance requiring the purchase and maintenance of
16 insurance has been placed on the title of the property re-
17 ceiving the benefit of the grant or assistance. This section
18 in no way removes or reduces the insurance requirements
19 on an applicant under the Act and in no way limits the
20 requirement that assistance provided under such Act be
21 reduced or eliminated when the requirements are not met.

22 **SEC. 207. DUPLICATION OF BENEFITS.**

23 (a) IN GENERAL.—Section 312(b) of the Robert T.
24 Stafford Disaster Relief and Emergency Assistance Act

1 (42 U.S.C. 5155(b)) is amended by adding at the end the
2 following:

3 “(4) WAIVER OF GENERAL PROHIBITION.—

4 “(A) IN GENERAL.—The President may
5 waive the general prohibition provided in sub-
6 section (a) upon request of a Governor on be-
7 half of the State or on behalf of a person, busi-
8 ness concern, or any other entity suffering
9 losses as a result of a major disaster or emer-
10 gency, if the President finds such waiver is in
11 the public interest and will not result in waste,
12 fraud, or abuse. In making this decision, the
13 President may consider the following:

14 “(i) The recommendations of the Ad-
15 ministrator of the Federal Emergency
16 Management Agency made in consultation
17 with the Federal agency or agencies ad-
18 ministering the duplicative program.

19 “(ii) If a waiver is granted, the assist-
20 ance to be funded is cost effective.

21 “(iii) Equity and good conscience.

22 “(iv) Other matters of public policy
23 considered appropriate by the President.

24 “(B) GRANT OR DENIAL OF WAIVER.—A
25 request under subparagraph (A) shall be grant-

1 ed or denied not later than 45 days after sub-
2 mission of such request.

3 “(C) PROHIBITION ON DETERMINATION
4 THAT LOAN IS A DUPLICATION.—Notwith-
5 standing subsection (c), in carrying out sub-
6 paragraph (A), the President may not deter-
7 mine that a loan is a duplication of assistance,
8 provided that all Federal assistance is used to-
9 ward a loss suffered as a result of the major
10 disaster or emergency.”.

11 (b) FUNDING OF A FEDERALLY AUTHORIZED WATER
12 RESOURCES DEVELOPMENT PROJECT.—

13 (1) ELIGIBLE ACTIVITIES.—Notwithstanding
14 section 312 of the Robert T. Stafford Disaster Relief
15 and Emergency Assistance Act (42 U.S.C. 5155)
16 and its implementing regulations, assistance pro-
17 vided pursuant to section 404 of such Act may be
18 used to fund activities authorized for construction
19 within the scope of a federally authorized water re-
20 sources development project of the Army Corps of
21 Engineers if such activities are also eligible activities
22 under such section.

23 (2) FEDERAL FUNDING.—All Federal funding
24 provided under section 404 pursuant to this sub-

1 section shall be applied toward the Federal share of
2 such project.

3 (3) NON-FEDERAL MATCH.—All non-Federal
4 matching funds required under section 404 pursuant
5 to this subsection shall be applied toward the non-
6 Federal share of such project.

7 (4) TOTAL FEDERAL SHARE.—Funding pro-
8 vided under section 404 pursuant to this subsection
9 may not exceed the total Federal share for such
10 project.

11 (5) NO EFFECT.—Nothing in this subsection
12 shall—

13 (A) affect the cost share requirement of a
14 hazard mitigation measure under section 404;

15 (B) affect the eligibility criteria for a haz-
16 ard mitigation measure under section 404;

17 (C) affect the cost share requirements of a
18 federally authorized water resources develop-
19 ment project; and

20 (D) affect the responsibilities of a non-
21 Federal interest with respect to the project, in-
22 cluding those related to the provision of lands,
23 easements, rights-of-way, dredge material dis-
24 posal areas, and necessary relocations.

1 **SEC. 208. STATE ADMINISTRATION OF ASSISTANCE FOR DI-**
2 **RECT TEMPORARY HOUSING AND PERMA-**
3 **NENT HOUSING CONSTRUCTION.**

4 Section 408(f) of the Robert T. Stafford Disaster Re-
5 lief and Emergency Assistance Act (42 U.S.C. 5174(f))
6 is amended—

7 (1) in paragraph (1), by striking the paragraph
8 heading and inserting “STATE-ADMINISTERED AS-
9 SISTANCE AND OTHER NEEDS ASSISTANCE.—”;

10 (2) in paragraph (1)(A)—

11 (A) by striking “financial”; and

12 (B) by striking “subsection (e)” and in-
13 serting “subsections (c)(1)(B), (c)(4), and (e) if
14 the President and the State comply, as deter-
15 mined by the Administrator, with paragraph
16 (3)”;

17 (3) in paragraph (1)(B)—

18 (A) by striking “financial”; and

19 (B) by striking “subsection (e)” and in-
20 serting “subsections (c)(1)(B), (c)(4), and (e)”;

21 and

22 (4) by adding at the end the following:

23 “(3) IN GENERAL.—

24 “(A) APPLICATION.—A State desiring to
25 provide assistance under subsections (c)(1)(B)
26 and (c)(4) shall submit to the President an ap-

1 plication for the delegation of the authority to
2 administer the program.

3 “(B) CRITERIA.—The President, in con-
4 sultation and coordination with States and local
5 governments, shall establish criteria for the ap-
6 proval of applications submitted under subpara-
7 graph (A). The criteria shall include, at a min-
8 imum—

9 “(i) the demonstrated ability of the
10 State to manage the program under this
11 section;

12 “(ii) there being in effect a plan ap-
13 proved by the President as to how the
14 State will comply with applicable Federal
15 laws and regulations and how the State
16 will provide assistance under its plan;

17 “(iii) a requirement that the State or
18 local government comply with rules and
19 regulations established pursuant to sub-
20 section (j); and

21 “(iv) a requirement that the Presi-
22 dent, or the designee of the President,
23 comply with subsection (i).

24 “(C) QUALITY ASSURANCE.—Before ap-
25 proving an application submitted under this

1 section, the President, or the designee of the
2 President, shall institute adequate policies, pro-
3 cedures, and internal controls to prevent waste,
4 fraud, abuse, and program mismanagement for
5 this program and for programs under sub-
6 sections (c)(1)(B) and (c)(4). The President
7 shall monitor and conduct quality assurance ac-
8 tivities on a State's implementation of programs
9 under subsections (c)(1)(B) and (c)(4). If, after
10 approving an application of a State submitted
11 under this section, the President determines
12 that the State is not administering the program
13 established by this section in a manner satisfac-
14 tory to the President, the President shall with-
15 draw the approval.

16 “(D) AUDITS.—The Office of the inspector
17 general shall provide for periodic audits of the
18 programs administered by States under this
19 subsection.

20 “(E) APPLICABLE LAWS.—All Federal
21 laws applicable to the management, administra-
22 tion, or contracting of the programs by the
23 Federal Emergency Management Agency under
24 this section shall be applicable to the manage-

1 ment, administration, or contracting by a non-
2 Federal entity under this section.

3 “(F) REPORT.—Not later than 1 year
4 after the date of enactment of this paragraph,
5 the inspector general of the Department of
6 Homeland Security shall submit a report to the
7 Committee on Homeland Security and Govern-
8 mental Affairs of the Senate and the Committee
9 on Transportation and Infrastructure of the
10 House of Representatives a report on the State
11 role to provide assistance under this section.
12 The report shall contain an assessment of the
13 effectiveness of the State’s role to provide as-
14 sistance under this section, including—

15 “(i) whether the State’s role helped to
16 improve the general speed of disaster re-
17 covery;

18 “(ii) whether the States providing as-
19 sistance under this section had the capac-
20 ity to administer this section; and

21 “(iii) recommendations for changes to
22 improve the program if the State’s role to
23 administer the programs should be contin-
24 ued.

1 “(G) PROHIBITION.—The President may
2 not condition the provision of Federal assist-
3 ance under this Act by a State, Tribal, or local
4 government requesting a grant under this sec-
5 tion.

6 “(H) MISCELLANEOUS.—

7 “(i) NOTICE AND COMMENT.—The
8 Administrator may waive notice and com-
9 ment rulemaking, if the Administrator de-
10 termines doing so is necessary to expedi-
11 tiously implement this section, and may
12 carry out this section as a pilot program
13 until such regulations are promulgated.

14 “(ii) FINAL RULE.—Not later than 2
15 years after the date of enactment of this
16 paragraph, the Administrator shall issue
17 final regulations to implement this sub-
18 section as amended by the Disaster Recov-
19 ery Reform Act.

20 “(iii) WAIVER AND EXPIRATION.—The
21 authority under clause (i) and any pilot
22 program implemented pursuant to such
23 clause shall expire 2 years after date of en-
24 actment of this paragraph or upon

1 issuance of final regulations pursuant to
2 clause (ii), whichever occurs sooner.”.

3 **SEC. 209. ASSISTANCE TO INDIVIDUALS AND HOUSEHOLDS.**

4 Section 408(h) of the Robert T. Stafford Disaster
5 Relief and Emergency Assistance Act (42 U.S.C. 5174(h))
6 is amended—

7 (1) in paragraph (1), by inserting “, excluding
8 financial assistance to rent alternate housing accom-
9 modations under subsection (c)(1)(A)(i) and finan-
10 cial assistance to address other needs under sub-
11 section (e)” after “disaster”;

12 (2) by redesignating paragraph (2) as para-
13 graph (3);

14 (3) by inserting after paragraph (1) the fol-
15 lowing:

16 “(2) OTHER NEEDS ASSISTANCE.—The max-
17 imum financial assistance any individual or house-
18 hold may receive under subsection (e) shall be equiv-
19 alent to the amount set forth in paragraph (1) with
20 respect to a single major disaster.”;

21 (4) in paragraph (3) (as so redesignated), by
22 striking “paragraph (1)” and inserting “paragraphs
23 (1) and (2)”;

24 (5) by inserting after paragraph (3) (as so re-
25 designated) the following:

1 “(4) EXCLUSION OF NECESSARY EXPENSES FOR
2 INDIVIDUALS WITH DISABILITIES.—

3 “(A) The maximum amount of assistance
4 established under paragraph (1) shall exclude
5 expenses to repair or replace damaged accessi-
6 bility-related improvements under paragraphs
7 (2), (3), and (4) of subsection (c) for individ-
8 uals with disabilities.

9 “(B) The maximum amount of assistance
10 established under paragraph (2) shall exclude
11 expenses to repair or replace accessibility-re-
12 lated personal property under subsection (e)(2)
13 for individuals with disabilities.”.

14 **SEC. 210. MULTIFAMILY LEASE AND REPAIR ASSISTANCE.**

15 (a) LEASE AND REPAIR OF RENTAL UNITS FOR
16 TEMPORARY HOUSING.—Section 408(c)(1)(B)(ii)(II) of
17 the Robert T. Stafford Disaster Relief and Emergency As-
18 sistance Act (42 U.S.C. 5174(c)(1)(B)(ii)(II)) is amended
19 to read as follows:

20 “(II) IMPROVEMENTS OR RE-
21 PAIRS.—Under the terms of any lease
22 agreement for property entered into
23 under this subsection, the value of the
24 improvements or repairs shall be de-

1 ducted from the value of the lease
2 agreement.”.

3 (b) RENTAL PROPERTIES IMPACTED.—Section
4 408(c)(1)(B)(ii)(I)(aa) of the Robert T. Stafford Disaster
5 Relief and Emergency Assistance Act (42 U.S.C.
6 5174(c)(1)(B)(ii)(I)(aa)) is amended to read as follows:

7 “(aa) enter into lease agree-
8 ments with owners of multifamily
9 rental property impacted by a
10 major disaster or located in areas
11 covered by a major disaster dec-
12 laration to house individuals and
13 households eligible for assistance
14 under this section; and”.

15 (c) INSPECTOR GENERAL REPORT.—Not later than
16 2 years after the date of the enactment of this Act, the
17 inspector general of the Department of Homeland Security
18 shall assess the use of the authority provided under section
19 408(c)(1)(B) of the Robert T. Stafford Disaster Relief
20 and Emergency Assistance Act (42 U.S.C.
21 5174(c)(1)(B)), including the adequacy of any benefit-cost
22 analysis done to justify the use of this alternative, and
23 submit a report on the results of that review to the appro-
24 priate committees of Congress.

1 **SEC. 211. FEDERAL DISASTER ASSISTANCE NONPROFIT**
2 **FAIRNESS.**

3 (a) **DEFINITION OF PRIVATE NONPROFIT FACIL-**
4 **ITY.**—Section 102(11)(B) of the Robert T. Stafford Dis-
5 aster Relief and Emergency Assistance Act (42 U.S.C.
6 5122(11)(B)) is amended to read as follows:

7 “(B) **ADDITIONAL FACILITIES.**—In addi-
8 tion to the facilities described in subparagraph
9 (A), the term ‘private nonprofit facility’ in-
10 cludes any private nonprofit facility that pro-
11 vides essential services of a governmental na-
12 ture to the general public (including museums,
13 zoos, performing arts facilities, community arts
14 centers, community centers, houses of worship
15 exempt from taxation under section 501(c) of
16 the Internal Revenue Code of 1986, libraries,
17 homeless shelters, senior citizen centers, reha-
18 bilitation facilities, shelter workshops, and fa-
19 cilities that provide health and safety services of
20 a governmental nature), as defined by the
21 President.”.

22 (b) **REPAIR, RESTORATION, AND REPLACEMENT OF**
23 **DAMAGED FACILITIES.**—Section 406(a)(3) of the Robert
24 T. Stafford Disaster Relief and Emergency Assistance Act
25 (42 U.S.C. 5172(a)(3)) is amended by adding at the end
26 the following:

1 “(C) HOUSES OF WORSHIP.—A church,
2 synagogue, mosque, temple, or other house of
3 worship, and a private nonprofit facility oper-
4 ated by a religious organization, shall be eligible
5 for contributions under paragraph (1)(B), with-
6 out regard to the religious character of the fa-
7 cility or the primary religious use of the facil-
8 ity.”.

9 (c) APPLICABILITY.—This section and the amend-
10 ments made by this section shall apply to the provision
11 of assistance in response to a major disaster or emergency
12 declared on or after October 28, 2012.

13 **SEC. 212. MANAGEMENT COSTS.**

14 Section 324 of the Robert T. Stafford Disaster Relief
15 and Emergency Assistance Act (42 U.S.C. 5165b) is
16 amended—

17 (1) in subsection (a) by striking “any adminis-
18 trative expense, and any other expense not directly
19 chargeable to” and inserting “direct administrative
20 cost, and any other administrative expense associ-
21 ated with”; and

22 (2) in subsection (b)—

23 (A) by striking “Notwithstanding” and in-
24 serting the following:

25 “(1) IN GENERAL.—Notwithstanding”;

1 (B) by striking “establish” and inserting
2 the following: “implement the following:”; and

3 (C) by adding at the end the following:

4 “(2) SPECIFIC MANAGEMENT COSTS.—The Ad-
5 ministrator shall provide the following percentage
6 rates, in addition to the eligible project costs, to
7 cover direct and indirect costs of administering the
8 following programs:

9 “(A) HAZARD MITIGATION.—A grantee
10 under section 404 may be reimbursed not more
11 than 15 percent of the total amount of the
12 grant award under such section of which not
13 more than 10 percent may be used by the
14 grantee and 5 percent by the subgrantee for
15 such costs.

16 “(B) PUBLIC ASSISTANCE.—A grantee
17 under sections 403, 406, 407, and 502 may be
18 reimbursed not more than 12 percent of the
19 total award amount under such sections, of
20 which not more than 7 percent may be used by
21 the grantee and 5 percent by the subgrantee for
22 such costs.”.

23 **SEC. 213. FLEXIBILITY.**

24 (a) DEFINITION.—In this section, the term “covered
25 assistance” means assistance provided—

1 (1) under section 408 of the Robert T. Stafford
2 Disaster Relief and Emergency Assistance Act (42
3 U.S.C. 5174); and

4 (2) in relation to a major disaster or emergency
5 declared by the President under section 401 or 501
6 of the Robert T. Stafford Disaster Relief and Emer-
7 gency Assistance Act (42 U.S.C. 5170; 42 U.S.C.
8 5191) on or after October 28, 2012.

9 (b) WAIVER AUTHORITY.—Notwithstanding section
10 3716(e) of title 31, United States Code, the Administrator
11 of the Federal Emergency Management Agency—

12 (1) subject to paragraph (2), may waive a debt
13 owed to the United States related to covered assist-
14 ance provided to an individual or household if—

15 (A) the covered assistance was distributed
16 based on an error by the Federal Emergency
17 Management Agency;

18 (B) there was no fault on behalf of the
19 debtor; and

20 (C) the collection of the debt would be
21 against equity and good conscience; and

22 (2) may not waive a debt under paragraph (1)
23 if the debt involves fraud, the presentation of a false
24 claim, or misrepresentation by the debtor or any
25 party having an interest in the claim.

1 (c) MONITORING OF COVERED ASSISTANCE DISTRIB-
2 UTED BASED ON ERROR.—

3 (1) IN GENERAL.—The inspector general of the
4 Department of Homeland Security shall monitor the
5 distribution of covered assistance to individuals and
6 households to determine the percentage of such as-
7 sistance distributed based on an error.

8 (2) REMOVAL OF WAIVER AUTHORITY BASED
9 ON EXCESSIVE ERROR RATE.—If the inspector gen-
10 eral determines, with respect to any 12-month pe-
11 riod, that the amount of covered assistance distrib-
12 uted based on an error by the Federal Emergency
13 Management Agency exceeds 4 percent of the total
14 amount of covered assistance distributed—

15 (A) the inspector general shall notify the
16 Administrator and publish the determination in
17 the Federal Register; and

18 (B) with respect to any major disaster de-
19 clared by the President under section 401 of
20 the Robert T. Stafford Disaster Relief and
21 Emergency Assistance Act (42 U.S.C. 5170)
22 after the date of the determination, the author-
23 ity of the Administrator to waive debt under
24 subsection (b) shall no longer be effective.

1 **SEC. 214. ADDITIONAL DISASTER ASSISTANCE.**

2 (a) DISASTER MITIGATION.—Section 209 of the Pub-
3 lic Works and Economic Development Act of 1965 (42
4 U.S.C. 3149) is amended by adding at the end the fol-
5 lowing:

6 “(e) DISASTER MITIGATION.—In providing assist-
7 ance pursuant to subsection (c)(2), if appropriate and as
8 applicable, the Secretary may encourage hazard mitigation
9 in assistance provided pursuant to such subsection.”.

10 (b) EMERGENCY MANAGEMENT ASSISTANCE COM-
11 PACT GRANTS.—Section 661(d) of the Post-Katrina
12 Emergency Management Reform Act of 2006 (6 U.S.C.
13 761(d)) is amended by striking “for fiscal year 2008” and
14 inserting “for each of fiscal years 2018 through 2022”.

15 (c) EMERGENCY MANAGEMENT PERFORMANCE
16 GRANTS PROGRAM.—Section 662(f) of the Post-Katrina
17 Emergency Management Reform Act of 2006 (6 U.S.C.
18 762(f)) is amended by striking “the program” and all that
19 follows through “2012” and inserting “the program, for
20 each of fiscal years 2018 through 2022”.

21 (d) TECHNICAL AMENDMENT.—Section 403(a)(3) of
22 the Robert T. Stafford Disaster Relief and Emergency As-
23 sistance Act (42 U.S.C. 5170a) is amended by striking
24 the second subparagraph (J).

1 **SEC. 215. NATIONAL VETERINARY EMERGENCY TEAMS.**

2 (a) IN GENERAL.—The Administrator of the Federal
3 Emergency Management Agency may establish 1 or more
4 national veterinary emergency teams at accredited colleges
5 of veterinary medicine.

6 (b) RESPONSIBILITIES.—A national veterinary emer-
7 gency team shall—

8 (1) deploy with a team of the National Urban
9 Search and Rescue Response System to assist
10 with—

11 (A) veterinary care of canine search teams;

12 (B) locating and treating companion ani-
13 mals, service animals, livestock, and other ani-
14 mals; and

15 (C) surveillance and treatment of zoonotic
16 diseases;

17 (2) recruit, train, and certify veterinary profes-
18 sionals, including veterinary students, in accordance
19 with an established set of plans and standard oper-
20 ating guidelines to carry out the duties associated
21 with planning for and responding to emergencies as
22 described in paragraph (1);

23 (3) assist State, Tribal, and local governments
24 and nonprofit organizations in developing emergency
25 management and evacuation plans that account for
26 the care and rescue of animals and in improving

1 local readiness for providing veterinary medical re-
2 sponse during a disaster; and

3 (4) coordinate with the Department of Home-
4 land Security, the Department of Health and
5 Human Services, the Department of Agriculture,
6 State, Tribal, and local governments (including
7 State departments of animal and human health),
8 veterinary and health care professionals, and volun-
9 teers.

10 **TITLE III—AGENCY MANAGE-**
11 **MENT, OVERSIGHT, AND AC-**
12 **COUNTABILITY**

13 **SEC. 301. UNIFIED FEDERAL ENVIRONMENTAL AND HIS-**
14 **TORIC PRESERVATION REVIEW.**

15 (a) REVIEW AND ANALYSIS.—Not later than 180
16 days after the date of enactment of this Act, the Adminis-
17 trator of the Federal Emergency Management Agency
18 shall review the Unified Federal Environmental and His-
19 toric Preservation review process established pursuant to
20 section 429 of the Robert T. Stafford Disaster Relief and
21 Emergency Assistance Act (42 U.S.C. 5189g), and submit
22 a report to the Committee on Transportation and Infra-
23 structure of the House of Representatives and the Com-
24 mittee on Homeland Security and Governmental Affairs
25 of the Senate that includes the following:

1 (1) An analysis of whether and how the unified
2 process has expedited the interagency review process
3 to ensure compliance with the environmental and
4 historic requirements under Federal law relating to
5 disaster recovery projects.

6 (2) A survey and analysis of categorical exclu-
7 sions used by other Federal agencies that may be
8 applicable to any activity related to a Presidentially
9 declared major disaster or emergency under such
10 Act.

11 (3) Recommendations on any further actions,
12 including any legislative proposals, needed to expe-
13 dite and streamline the review process.

14 (b) REGULATIONS.—After completing the review,
15 survey, and analyses under subsection (a), but not later
16 than 2 years after the date of enactment of this Act, and
17 after providing notice and opportunity for public comment,
18 the Administrator shall issue regulations to implement any
19 regulatory recommendations, including any categorical ex-
20 clusions identified under subsection (a), to the extent that
21 the categorical exclusions meet the criteria for a categor-
22 ical exclusion under section 1508.4 of title 40, Code of
23 Federal Regulations, and section II of DHS Instruction
24 Manual 023–01–001—01.

1 **SEC. 302. CLOSEOUT INCENTIVES.**

2 (a) FACILITATING CLOSEOUT.—Section 705 of the
3 Robert T. Stafford Disaster Relief and Emergency Assist-
4 ance Act (42 U.S.C. 5205) is amended by adding at the
5 end the following:

6 “(d) FACILITATING CLOSEOUT.—

7 “(1) INCENTIVES.—The Administrator may de-
8 velop incentives and penalties that encourage State,
9 Tribal, or local governments to close out expendi-
10 tures and activities on a timely basis related to dis-
11 aster or emergency assistance.

12 “(2) AGENCY REQUIREMENTS.—The Agency
13 shall, consistent with applicable regulations and re-
14 quired procedures, meet its responsibilities to im-
15 prove closeout practices and reduce the time to close
16 disaster program awards.”.

17 (b) REGULATIONS.—The Administrator shall issue
18 regulations to implement this section.

19 **SEC. 303. PERFORMANCE OF SERVICES.**

20 Section 306 of the Robert T. Stafford Disaster Relief
21 and Emergency Assistance Act (42 U.S.C. 5149) is
22 amended by adding at the end the following:

23 “(c) The Administrator of the Federal Emergency
24 Management Agency is authorized to appoint temporary
25 personnel, after serving continuously for 1 year, to posi-
26 tions in the Agency in the same manner that competitive

1 service employees are considered for transfer, reassign-
2 ment, or promotion to such positions. An individual ap-
3 pointed under this subsection shall become a career-condi-
4 tional employee, unless the employee has already com-
5 pleted the service requirements for career tenure.”.

6 **SEC. 304. STUDY TO STREAMLINE AND CONSOLIDATE IN-**
7 **FORMATION COLLECTION.**

8 Not later than 1 year after the date of enactment
9 of this Act, the Administrator of the Federal Emergency
10 Management Agency shall—

11 (1) in coordination with the Small Business Ad-
12 ministration, the Department of Housing and Urban
13 Development, and other appropriate agencies, con-
14 duct a study and develop a plan, consistent with law,
15 under which the collection of information from dis-
16 aster assistance applicants and grantees will be
17 modified, streamlined, expedited, efficient, flexible,
18 consolidated, and simplified to be less burdensome,
19 duplicative, and time consuming for applicants and
20 grantees; and

21 (2) submit the plan to the Committee on Trans-
22 portation and Infrastructure of the House of Rep-
23 resentatives and the Committee on Homeland Secu-
24 rity and Governmental Affairs of the Senate.

1 **SEC. 305. AGENCY ACCOUNTABILITY.**

2 Title IV of the Robert T. Stafford Disaster Relief and
3 Emergency Assistance Act is amended by adding at the
4 end the following:

5 **“SEC. 430. AGENCY ACCOUNTABILITY.**

6 “(a) PUBLIC ASSISTANCE.—Not later than 5 days
7 after an award of a public assistance grant is made under
8 section 406 that is in excess of \$1,000,000, the Adminis-
9 trator shall publish on the Agency’s website the specifics
10 of each such grant award, including—

11 “(1) identifying the Federal Emergency Man-
12 agement Agency Region;

13 “(2) the disaster or emergency declaration
14 number;

15 “(3) the State, county, and applicant name;

16 “(4) if the applicant is a private nonprofit;

17 “(5) the damage category code;

18 “(6) the amount of the Federal share obligated;

19 and

20 “(7) the date of the award.

21 “(b) MISSION ASSIGNMENTS.—

22 “(1) IN GENERAL.—Not later than 5 days after
23 the issuance of a mission assignment or mission as-
24 signment task order, the Administrator shall publish
25 on the Agency’s website any mission assignment or
26 mission assignment task order to another Federal

1 department or agency regarding a major disaster in
2 excess of \$1,000,000, including—

3 “(A) the name of the impacted State or
4 Tribe;

5 “(B) the disaster declaration for such
6 State or Tribe;

7 “(C) the assigned agency;

8 “(D) the assistance requested;

9 “(E) a description of the disaster;

10 “(F) the total cost estimate;

11 “(G) the amount obligated;

12 “(H) the State or Tribal cost share, if ap-
13 plicable;

14 “(I) the authority under which the mission
15 assignment or mission assignment task order
16 was directed; and

17 “(J) if applicable, the date a State or
18 Tribe requested the mission assignment.

19 “(2) RECORDING CHANGES.—Not later than 10
20 days after the last day of each month until a mission
21 assignment or mission assignment task order de-
22 scribed in paragraph (1) is completed and closed
23 out, the Administrator shall update any changes to
24 the total cost estimate and the amount obligated.

1 “(c) DISASTER RELIEF MONTHLY REPORT.—Not
2 later than 10 days after the first day of each month, the
3 Administrator shall publish on the Agency’s website re-
4 ports, including a specific description of the methodology
5 and the source data used in developing such reports, in-
6 cluding—

7 “(1) an estimate of the amounts for the fiscal
8 year covered by the President’s most recent budget
9 pursuant to section 1105(a) of title 31, United
10 States Code, including—

11 “(A) the unobligated balance of funds to
12 be carried over from the prior fiscal year to the
13 budget year;

14 “(B) the unobligated balance of funds to
15 be carried over from the budget year to the
16 budget year plus 1;

17 “(C) the amount of obligations for non-cat-
18 astrophic events for the budget year;

19 “(D) the amount of obligations for the
20 budget year for catastrophic events delineated
21 by event and by State;

22 “(E) the total amount that has been pre-
23 viously obligated or will be required for cata-
24 strophic events delineated by event and by State

1 for all prior years, the current fiscal year, the
2 budget year, and each fiscal year thereafter;

3 “(F) the amount of previously obligated
4 funds that will be recovered for the budget
5 year;

6 “(G) the amount that will be required for
7 obligations for emergencies, as described in sec-
8 tion 102(1), major disasters, as described in
9 section 102(2), fire management assistance
10 grants, as described in section 420, surge ac-
11 tivities, and disaster readiness and support ac-
12 tivities;

13 “(H) the amount required for activities not
14 covered under section 251(b)(2)(D)(iii) of the
15 Balanced Budget and Emergency Deficit Con-
16 trol Act of 1985 (2 U.S.C. 901(b)(2)(D)(iii));
17 and

18 “(2) an estimate or actual amounts, if available,
19 of the following for the current fiscal year shall be
20 submitted not later than the fifth day of each
21 month, published by the Administrator on the Agen-
22 cy’s website not later than the fifth day of each
23 month:

24 “(A) A summary of the amount of appro-
25 priations made available by source, the trans-

1 fers executed, the previously allocated funds re-
2 covered, and the commitments, allocations, and
3 obligations made.

4 “(B) A table of disaster relief activity de-
5 lined by month, including—

6 “(i) the beginning and ending bal-
7 ances;

8 “(ii) the total obligations to include
9 amounts obligated for fire assistance,
10 emergencies, surge, and disaster support
11 activities;

12 “(iii) the obligations for catastrophic
13 events delineated by event and by State;
14 and

15 “(iv) the amount of previously obli-
16 gated funds that are recovered.

17 “(C) A summary of allocations, obligations,
18 and expenditures for catastrophic events delin-
19 eated by event.

20 “(D) The cost of the following categories
21 of spending:

22 “(i) Public assistance.

23 “(ii) Individual assistance.

24 “(iii) Mitigation.

25 “(iv) Administrative.

1 “(v) Operations.

2 “(vi) Any other relevant category (in-
3 cluding emergency measures and disaster
4 resources) delineated by disaster.

5 “(E) The date on which funds appro-
6 priated will be exhausted.

7 “(d) CONTRACTS.—

8 “(1) INFORMATION.—Not later than 10 days
9 after the first day of each month, the Administrator
10 shall publish on the Agency’s website the specifics of
11 each contract in excess of \$1,000,000 that the Agen-
12 cy enters into, including—

13 “(A) the name of the party;

14 “(B) the date the contract was awarded;

15 “(C) the amount of the contract, the scope
16 of the contract;

17 “(D) if the contract was awarded through
18 competitive bidding process;

19 “(E) if no competitive bidding process was
20 used, the reason why competitive bidding was
21 not used; and

22 “(F) the authority used to bypass the com-
23 petitive bidding process.

1 The information shall be delineated by disaster, if
2 applicable, and specify the damage category code, if
3 applicable.

4 “(2) REPORT.—Not later than 10 days after
5 the last day of the fiscal year, the Administrator
6 shall provide a report to the appropriate committees
7 of Congress summarizing the following information
8 for the preceding fiscal year:

9 “(A) The number of contracts awarded
10 without competitive bidding.

11 “(B) The reasons why a competitive bid-
12 ding process was not used.

13 “(C) The total amount of contracts award-
14 ed with no competitive bidding.

15 “(D) The damage category codes, if appli-
16 cable, for contracts awarded without competi-
17 tive bidding.”.

18 **SEC. 306. AUDIT OF CONTRACTS.**

19 Notwithstanding any other provision of law, the Ad-
20 ministrator of the Federal Emergency Management Agen-
21 cy shall not reimburse a State, Tribe, or local government
22 or the owner or operator of a private nonprofit facility for
23 any activities made pursuant to a contract entered into
24 after August 1, 2017, that prohibits the Administrator or
25 the Comptroller General of the United States from audit-

1 ing or otherwise reviewing all aspects relating to the con-
2 tract.