

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 1605
OFFERED BY MR. ROUZER OF NORTH CAROLINA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Natural Disaster Recovery Program Act of 2024”.

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Natural Disaster Recovery Program.
- Sec. 3. Unmet needs assistance.
- Sec. 4. Further considerations for disaster declarations.
- Sec. 5. Repair and rebuilding.
- Sec. 6. FEMA Emergency Home Repair Program.
- Sec. 7. Appeals of individuals and households program benefits.
- Sec. 8. Report to Congress on major disaster declarations.
- Sec. 9. Review by Comptroller General.
- Sec. 10. Use of excess funds for management costs.

6 SEC. 2. NATURAL DISASTER RECOVERY PROGRAM.

7 (a) IN GENERAL.—The Robert T. Stafford Disaster
8 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
9 seq.) is amended by adding at the end of title IV the fol-
10 lowing:

11 “SEC. 431. NATURAL DISASTER RECOVERY PROGRAM.

12 “(a) NATURAL DISASTER RECOVERY RESERVE
13 FUND.—

1 “(1) IN GENERAL.—There is established in the
2 Treasury of the United States an account to be
3 known as the Natural Disaster Recovery Reserve
4 Fund (in this section referred to as the ‘Fund’).

5 “(2) AMOUNTS.—The Fund shall consist of—

6 “(A) any amounts appropriated, and de-
7 posited in the Fund, for a specific major dis-
8 aster declared under section 401; and

9 “(B) amounts deposited into the Fund
10 pursuant to paragraph (4).

11 “(3) USE OF FUNDS.—Amounts in the Fund
12 shall be available, pursuant to a declaration of a
13 major disaster—

14 “(A) to States and Indian tribal govern-
15 ments for unmet need related to a major dis-
16 aster is declared under section 401; and

17 “(B) with respect to grantees that have
18 been allocated assistance for such unmet need,
19 for technical assistance and capacity building
20 under subsection (c)(2) to facilitate planning
21 and increase capacity to administer assistance
22 under this section.

23 “(4) UNUSED AMOUNTS.—If any amounts made
24 available for assistance under this section to grant-
25 ees remain unexpended on the earlier of—

1 “(A) the date that the grantee of such
2 amounts notifies the President that the grantee
3 has completed all activities; or

4 “(B) except as provided in paragraph (5),
5 the expiration of the 6-year period beginning
6 when the President obligates such amounts to
7 the grantee, the President shall transfer such
8 unexpended amounts to the Secretary of the
9 Treasury for deposit into the Fund, except that
10 the President may permit the grantee to retain
11 amounts needed to close out the grant.

12 “(5) EXTENSION OF PERIOD FOR USE OF
13 FUNDS.—The period under paragraph (4)(B) may
14 be extended by not more than 4 years if, before the
15 expiration of such 6-year period, the President
16 waives this requirement and submits a written jus-
17 tification for such waiver to the Committees on Ap-
18 propriations of the House of Representatives and the
19 Senate that specifies the period of such extension.

20 “(b) ASSESSMENT OF UNMET NEED.—

21 “(1) IN GENERAL.—To assess unmet need with
22 respect to a major disaster under section, not later
23 than 90 days after the declaration of such a dis-
24 aster, the President shall coordinate with other Fed-
25 eral agencies, as determined appropriate and includ-

1 ing the Administrator of the Small Business Admin-
2 istration, to obtain data on all recovery needs and
3 the amount of such recovery needs that are unmet,
4 including—

5 “(A) all data on damage caused by the dis-
6 aster;

7 “(B) information on how any Federal as-
8 sistance provided in connection with the dis-
9 aster has been expended;

10 “(C) information on the effect of the dis-
11 aster on education, transportation capabilities
12 and dependence, housing needs, health care ca-
13 pacity, and displacement of persons; and

14 “(D) the extent of the unmet need remain-
15 ing in relation to such disaster.

16 “(2) PUBLIC AVAILABILITY.—The President
17 shall make publicly available the data described in
18 paragraph (1) for any major disaster for which as-
19 sistance is provided from the Fund under this sec-
20 tion.

21 “(3) PROTECTION OF PERSONALLY IDENTIFI-
22 ABLE INFORMATION.—In carrying out this sub-
23 section, the President and any recipient of funds
24 under this section shall take such actions as may be
25 necessary to ensure that personally identifiable in-

1 formation regarding recipients of assistance provided
2 under this section is not made publicly available by
3 any agency with which information is shared pursu-
4 ant to this subsection.

5 “(c) ADMINISTRATIVE COSTS.—

6 “(1) IN GENERAL.—A State or Indian tribal
7 government receiving a grant under this section may
8 use not more than 13 percent of the amount of
9 grant funds received, or within such other percent-
10 age as may be established pursuant to subparagraph
11 (B), for administrative costs, including costs related
12 to audits, reviews, oversight, evaluation, and inves-
13 tigations.

14 “(2) DISCRETION TO ESTABLISH SLIDING
15 SCALE.—The President may establish a series of
16 percentage limitations on the amount of grant funds
17 received that may be used by a grantee for adminis-
18 trative costs, but only if—

19 “(A) such percentage limitations are based
20 on the amount of grant funds received by a
21 grantee; and

22 “(B) such series provides that the percent-
23 age that may be used is lower for grantees re-
24 ceiving a greater amount of grant funds and
25 such percentage that may be used is higher for

1 grantees receiving a lesser amount of grant
2 funds.

3 “(3) TECHNICAL ASSISTANCE; CAPACITY BUILD-
4 ING.—From funds made available for use under this
5 section, the President may provide—

6 “(A) necessary technical assistance to
7 grantees to ensure grantees are compliant with
8 Federal law; and

9 “(B) capacity building assistance, includ-
10 ing assistance regarding contracting and pro-
11 curement processes, including providing solicita-
12 tion and contractual templates that conform to
13 Federal requirements for use by grantees.

14 “(d) ALLOCATION, PROCESS, AND PROCEDURES; CO-
15 ORDINATION.—

16 “(1) ALLOCATION.—

17 “(A) IN GENERAL.—The President shall
18 allocate funds under this section proportionally
19 to grantees based on their level of unmet need
20 as determined under subsection (b).

21 “(B) GRANTEE USE OF FUNDS.—Each
22 grantee—

23 “(i) shall be solely responsible for de-
24 termining how funds provided under this
25 section are prioritized and expended; and

1 “(ii) shall not be required to provide
2 an action or spending plan to the Presi-
3 dent before or after funds are allocated.

4 “(C) LIMITATION.—Notwithstanding sec-
5 tion 312, a loan shall not—

6 “(i) be considered a duplication of
7 benefits with funds provided by a Federal
8 agency; or

9 “(ii) limit or otherwise impact the
10 ability of a recipient to receive any other
11 Federal assistance.

12 “(2) PROCEDURE FOR PROVISION OF FUNDS.—
13 An entity awarded a grant under this section shall
14 be provided an initial amount that equals 50 percent
15 of total grant amount allocated under paragraph (1).
16 To be eligible for the remaining 50 percent of the
17 allocation, a grantee shall submit to the Committees
18 on Appropriations of the House of Representatives
19 and the Senate, the Committee on Transportation
20 and Infrastructure of the House of Representatives,
21 the Committee on Homeland Security and Govern-
22 mental Affairs of the Senate, and the Inspector Gen-
23 eral of the United States a report containing—

24 “(A) a detailed description of how such
25 amount was spent; and

1 “(B) a certification from an auditor of the
2 State or Indian tribal government that none of
3 the funds were wasted or used inappropriately.

4 “(3) REQUIREMENTS.—Each State and Indian
5 tribal government that receives funds under this sec-
6 tion shall establish or adhere to existing guidelines
7 for procurement processes and procedures and re-
8 quire that subgrantees—

9 “(A) provide for full and open competition
10 and require cost or price analysis;

11 “(B) specify methods of procurement and
12 their applicability, but not allow cost-plus-a-per-
13 centage-of cost or percentage-of-construction-
14 cost methods of procurement;

15 “(C) include standards of conduct gov-
16 erning employees engaged in the award or ad-
17 ministration of contracts; and

18 “(D) ensure that all purchase orders and
19 contracts include any clauses required by Fed-
20 eral statute, Executive order, or implementing
21 regulation.

22 “(e) FUNDING.—Any funds provided under this sec-
23 tion—

24 “(1) shall supplement and not supplant any
25 other assistance provided by the President or any

1 other Federal agency in response to a major dis-
2 aster; and

3 “(2) may not be considered a duplication of as-
4 sistance.

5 “(f) ENVIRONMENTAL REVIEW.—Any Federal agen-
6 cy or recipient of funds received under this section that
7 fund or use funds to supplement funds provided under sec-
8 tion 402, 403, 404, 406, 407, 408(c)(4), 428, or 502 may
9 adopt, without review or public comment, any environ-
10 mental review, approval, or permit performed by a Federal
11 agency.

12 “(g) BEST PRACTICES.—The President shall identify
13 best practices for grantees on issues including developing
14 action plans, establishing financial controls, building
15 grantee technical and administrative capacity, procure-
16 ment, and use of grant funds as local match for other
17 sources of Federal funding. Not later than 1 year after
18 the date of enactment of this section, the President shall
19 publish a compilation of such identified best practices and
20 share with all relevant grantees to facilitate a more effi-
21 cient and effective disaster recovery process.

22 “(h) DEFINITIONS.—In this section:

23 “(1) STATE AUDITOR.—The term ‘State audi-
24 tor’ means the individual selected by the Governor or

1 head of an Indian tribal government to submit a cer-
2 tification in accordance with subsection (d)(2)(A)(ii).

3 “(2) UNMET NEED.—The term ‘unmet need’—

4 “(A) means any necessary expenses for ac-
5 tivities related to disaster relief, resiliency, long-
6 term recovery, restoration of infrastructure and
7 housing, mitigation, and economic revitalization
8 related to a major disaster declared by the
9 President under section 401; and

10 “(B) may include—

11 “(i) any unresourced item, support, or
12 assistance that has been assessed and
13 verified as necessary for a survivor to re-
14 cover from a major disaster, including
15 food, clothing, shelter, first aid, emotional
16 and spiritual care, household items, home
17 repair, or rebuilding; and

18 “(ii) cleaning and removing debris
19 from rivers, creeks, streams, and ditches”.

20 (b) LIMITATION.—No amounts made available by an
21 appropriations Act that provide funding for any activity
22 not authorized by law for the program established under
23 section 431 of the Robert T. Stafford Disaster Relief and
24 Emergency Assistance Act (as added by this Act) may be
25 expended.

1 **SEC. 3. UNMET NEEDS ASSISTANCE.**

2 (a) IN GENERAL.—Title IV of the Robert T. Stafford
3 Disaster Relief and Emergency Assistance Act (42 U.S.C.
4 5170 et seq.) is amended by adding at the end the fol-
5 lowing:

6 **“SEC. 432. UNMET NEEDS ASSISTANCE.**

7 “(a) IN GENERAL.—In any major disaster, the Gov-
8 ernor or the Chief Executive of the Indian tribal govern-
9 ment may request a grant from the President to provide
10 assistance to meet unmet needs resulting from a major
11 disaster.

12 “(b) FUNDING.—

13 “(1) AMOUNT OF FUNDING.—The President
14 may set aside from the Disaster Relief Fund, with
15 respect to each major disaster, an amount equal to
16 10 percent of the estimated aggregate amount of the
17 grants to be made pursuant to sections 406 and 408
18 of the major disaster in order to provide technical
19 and financial assistance under this section and such
20 amounts shall be deemed to be related to activities
21 carried out pursuant to major disasters under this
22 Act.

23 “(2) ESTIMATED AGGREGATE AMOUNT.—Not
24 later than 180 days after each major disaster de-
25 clared pursuant to this Act, the estimated aggregate
26 amount of grants for purposes of paragraph (1)

1 shall be determined by the President and such esti-
2 mated amount need not be reduced, increased, or
3 changed due to variations in estimates.

4 “(3) NO REDUCTION IN AMOUNTS.—The
5 amount set aside pursuant to paragraph (1) shall
6 not reduce the amounts otherwise made available for
7 sections 403, 406, 407, 408, 410, 416, and 428
8 under this Act.

9 “(c) UNMET NEEDS.—A State or Indian tribal gov-
10 ernment may use unmet needs grants to provide assist-
11 ance, in addition to other assistance made available under
12 this Act, for the following unmet needs resulting from a
13 major disaster:

14 “(1) Disaster-related home repair and rebuild-
15 ing financial assistance to families for permanent
16 housing purposes, including in conjunction with eli-
17 gible expenditures under section 408.

18 “(2) Disaster-related unmet needs of families
19 who are unable to obtain adequate assistance from
20 other sources.

21 “(3) Other disaster-related services that allevi-
22 ate human suffering and promote the well-being of
23 disaster victims.

24 “(4) Economic and business activities (includ-
25 ing food and agriculture) after a disaster to imple-

1 ment post-disaster economic recovery measures, in-
2 cluding planning and technical assistance for long-
3 term economic recovery plans, infrastructure im-
4 provements, business or infrastructure financing,
5 market or industry research, and other activities au-
6 thorized under a comprehensive economic develop-
7 ment strategy.

8 “(d) ACCOUNTING AND FISCAL CONTROLS.—

9 “(1) IN GENERAL.—Not later than 6 months
10 after receipt of funds and every 6 months thereafter
11 until all such funds are expended, each State or In-
12 dian tribal government receiving such funds shall
13 submit to the Administrator a report that includes—

14 “(A) the criteria established for deter-
15 mining how the funds are spent;

16 “(B) the allocation of such funds; and

17 “(C) the process for public notice and com-
18 ment.

19 “(2) ADMINISTRATIVE COSTS.—A State or In-
20 dian tribal government that receives funds under
21 this section may expend not more than 5 percent of
22 the amount of such funds for the administrative
23 costs of providing financial assistance to individuals
24 and households in the State.”.

1 (b) APPLICABILITY.—This section and the amend-
2 ments made by this section shall apply to funds appro-
3 priated on or after the date of enactment of this Act.

4 **SEC. 4. FURTHER CONSIDERATIONS FOR DISASTER DEC-**
5 **LARATIONS.**

6 (a) IN GENERAL.—In making recommendations to
7 the President regarding the declaration of a major disaster
8 or emergency pursuant to section 401 or 501 of the Rob-
9 ert T. Stafford Disaster Relief and Emergency Assistance
10 Act (42 U.S.C. 5170; 5191) or the proposed non-Federal
11 share of the cost of carrying out activities with assistance
12 provided under such Act, the Administrator of the Federal
13 Emergency Management Agency shall give greater weight
14 and consideration to severe local impact resulting from
15 such disaster or emergency and, in the 5-year period pre-
16 ceding such disaster or emergency, whether multiple other
17 disasters or emergencies have occurred in the affected
18 area.

19 (b) REVISIONS TO GUIDANCE, POLICIES, AND REGU-
20 LATIONS.—The Administrator shall take such actions as
21 are necessary to revise any policies, guidance, or regula-
22 tions of the Agency to implement subsection (a).

23 (c) REPORT.—Not later than 1 year after the date
24 of enactment of this section, the Administrator shall sub-
25 mit to the Committee on Transportation and Infrastruc-

1 ture of the House of Representatives and the Committee
2 on Homeland Security and Governmental Affairs of the
3 Senate a report on the implementation of this section and
4 shall include in such report a description of—

5 (1) changes made to guidance, policies, or regu-
6 lations pursuant to subsection (b); and

7 (2) the number of major disasters and emer-
8 gencies that have been declared pursuant to section
9 401 of the Robert T. Stafford Disaster Relief and
10 Emergency Assistance Act based on the criteria de-
11 scribed in subsection (a).

12 **SEC. 5. REPAIR AND REBUILDING.**

13 (a) IN GENERAL.—Section 408(c) of the Robert T.
14 Stafford Disaster Relief and Emergency Assistance Act
15 (42 U.S.C. 5174) is amended—

16 (1) by amending paragraph (2) to read as fol-
17 lows:

18 “(2) REPAIRS.—

19 “(A) FINANCIAL ASSISTANCE FOR RE-
20 PAIRS.—The President may provide financial
21 assistance for the repair of owner-occupied pri-
22 vate residences, utilities, and residential infra-
23 structure (such as a private access route) dam-
24 aged by a major disaster, or with respect to in-

1 individuals with disabilities, rendered inaccessible
2 by a major disaster.

3 “(B) DIRECT ASSISTANCE FOR REPAIRS.—

4 “(i) IN GENERAL.—The President
5 may provide direct assistance to individuals
6 and households who are unable to make
7 use of financial assistance under subpara-
8 graph (A) and when there is a lack of
9 available resources, for—

10 “(I) the repair of owner-occupied
11 private residences, utilities, and resi-
12 dential infrastructure (such as a pri-
13 vate access route) damaged by a
14 major disaster, or with respect to indi-
15 viduals with disabilities, rendered in-
16 accessible by a disaster; and

17 “(II) eligible hazard mitigation
18 measures that reduce the likelihood
19 and future damage to such residences,
20 utilities, and infrastructure.

21 “(ii) ELIGIBILITY.—A recipient of as-
22 sistance under this subparagraph shall not
23 be eligible for assistance under paragraph
24 (1), unless otherwise determined by the
25 Administrator.

1 “(iii) COORDINATION WITH OTHER AS-
2 SISTANCE.—Assistance allowed under this
3 paragraph may be used in coordination
4 with other sources for the repair and re-
5 building of an owner-occupied residence.

6 “(C) RELATIONSHIP TO OTHER ASSIST-
7 ANCE.—A recipient of assistance provided
8 under this paragraph shall not be required to
9 show that the assistance can be met through
10 other means, except insurance proceeds.”; and
11 (2) in paragraph (4) by striking “in cases in
12 which” and all that follows through the end of the
13 paragraph and inserting “if the President considers
14 it a cost effective alternative to other housing solu-
15 tions, including the costs associated with temporary
16 housing provided under this section, and long-term
17 rebuilding costs associated with section 431.”.

18 (b) ELIGIBILITY.—Section 408(b)(1) of the Robert
19 T. Stafford Disaster Relief and Emergency Assistance Act
20 (42 U.S.C. 5174(b)(1)) is amended—

21 (1) by striking “rendered uninhabitable” and
22 inserting “damaged by a major disaster”; and

23 (2) by striking “uninhabitable, as a result of
24 damage caused by a major disaster” and inserting
25 “damaged by a major disaster”.

1 (c) APPLICABILITY.—This section and the amend-
2 ments made by this section shall apply to funds appro-
3 priated on or after the date of enactment of this Act.

4 **SEC. 6. FEMA EMERGENCY HOME REPAIR PROGRAM.**

5 (a) IN GENERAL.—Section 403(a) of the Robert T.
6 Stafford Disaster Relief and Emergency Assistance Act
7 (42 U.S.C. 5170b(a)) is amended—

8 (1) in paragraph (3)—

9 (A) in subparagraph (I) by striking “and”
10 at the end;

11 (B) in subparagraph (J) by striking the
12 period and inserting “; and”; and

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

14 “(K) minor repairs up to habitability of
15 owner-occupied homes damaged by the disaster
16 in order for survivors to safely shelter in place,
17 subject to the availability of appropriations.”;
18 and

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

20 “(5) SHELTERING AND HOUSING OPTIONS.—

21 Not later than 15 days after a declaration of a
22 major disaster, the Federal coordinating officer shall
23 identify all sheltering and housing options available
24 under this section or section 408 to a State Gov-
25 ernor, or the designated State coordinating officer.

1 “(6) DEFINITIONS.—In this subsection, the
2 term ‘minor repairs up to habitability’ means the
3 minimum standards for permanent housing de-
4 scribed in section 576.403(c) of title 24, Code of
5 Federal Regulations (or successor regulations).”.

6 (b) RULEMAKING.—Not later than 2 years after the
7 date of enactment of this Act, the Administrator of the
8 Federal Emergency Management Agency shall issue final
9 regulations to implement the amendments made by this
10 section.

11 **SEC. 7. APPEALS OF INDIVIDUALS AND HOUSEHOLDS PRO-**
12 **GRAM BENEFITS.**

13 (a) PERIOD OF ASSISTANCE.—Clauses (iii) and (iv)
14 of section 408(c)(1)(B) of the Robert T. Stafford Disaster
15 Relief and Emergency Assistance Act (42 U.S.C.
16 5174(c)(1)(B)) is amended by striking “18-month period”
17 and inserting “24-month period”.

18 (b) APPEALS.—The Administrator shall revise sec-
19 tion 206.115 of title 44, Code of Federal Regulations, to
20 require the Federal Emergency Management Agency to
21 provide to any applicant who appeals a determination of
22 eligibility of assistance—

23 (1) any documentation used to make such de-
24 termination, including any inspection documents
25 that exist;

1 (2) a description of—

2 (A) the reasons for such determination;

3 and

4 (B) recommended steps that could be
5 taken to remedy a determination of ineligibility,

6 including, as applicable, a list of additional doc-
7 umentation that the applicant may provide; and

8 (3) any inspection documents that exist not
9 later than 10 days after the completion of the in-
10 spection.

11 (c) APPLICABILITY.—This section and the amend-
12 ment made by this section shall apply to funds appro-
13 priated on or after the date of enactment of this Act.

14 **SEC. 8. REPORT TO CONGRESS ON MAJOR DISASTER DEC-**
15 **LARATIONS.**

16 Not later than 180 days after the date of enactment
17 of this Act, the Administrator shall submit to the Com-
18 mittee on Homeland Security and Governmental Affairs
19 of the Senate and the Committee on Transportation and
20 Infrastructure of the House of Representatives a report
21 containing the following information with respect to each
22 major disaster declared pursuant to section 401 of the
23 Robert T. Stafford Disaster Relief and Emergency Assist-
24 ance Act (42 U.S.C. 5170) during the 5-year period pre-
25 ceding such date of enactment:

1 (1) The process used by the Federal Emergency
2 Management Agency to determine individual house-
3 hold need.

4 (2) An itemization of the most common reasons
5 for denial of individual and household assistance
6 pursuant to section 408 of the Robert T. Stafford
7 Disaster Relief and Emergency Assistance Act (42
8 U.S.C. 5174).

9 (3) The rate of appeals of denial of such assist-
10 ance.

11 (4) The amount of time the Agency takes to
12 issue a decision regarding eligibility for individual
13 assistance, disaggregated by each such major dis-
14 aster.

15 (5) Information on the use of Disaster Legal
16 Services and the number of applicants who were eli-
17 gible for such services.

18 (6) The total number of Disaster Legal Services
19 volunteers as of such date of enactment.

20 (7) The number of such volunteers who were
21 activated for each such major disaster.

22 (8) The amount of time taken after the declara-
23 tion of each such major disaster to set up disaster
24 recovery centers that provide access to individual as-
25 sistance.

1 (9) The number of disaster recovery centers
2 opened for each such major disaster.

3 (10) The process used for selecting the location
4 of such disaster recovery centers.

5 (11) The average amount of time disaster re-
6 covery centers remained open.

7 (12) The average amount of time individual
8 survivors spend at such centers.

9 (13) A description of outreach efforts in low-in-
10 come, rural, and underserved communities regarding
11 the availability of assistance provided by the Federal
12 Emergency Management Agency under the Robert
13 T. Stafford Disaster Relief and Emergency Assist-
14 ance Act.

15 **SEC. 9. REVIEW BY COMPTROLLER GENERAL.**

16 Not later than 5 years after the date of enactment
17 of this Act, the Comptroller General of the United States
18 shall—

19 (1) conduct a review of the fiscal controls of
20 States that receive assistance under section 431 of
21 the Robert T. Stafford Disaster Relief and Emer-
22 gency Assistance Act, as added by section 3; and

23 (2) make recommendations regarding the pro-
24 gram established under such section to the Com-
25 mittee on Homeland Security and Governmental Af-

1 fairs of the Senate and the Committee on Transpor-
2 tation and Infrastructure of the House of Represent-
3 atives.

4 **SEC. 10. USE OF EXCESS FUNDS FOR MANAGEMENT COSTS.**

5 (a) IN GENERAL.—Section 324 of the Robert T.
6 Stafford Disaster Relief and Emergency Assistance Act
7 (42 U.S.C. 5165b) is amended—

8 (1) in subsection (b)(2)—

9 (A) by redesignating subparagraphs (A)
10 and (B) as clauses (i) and (ii), respectively, and
11 adjusting the margins accordingly; and

12 (B) in the matter preceding clause (i), as
13 so redesignated, by striking “provide the fol-
14 lowing percentage rates” and inserting “pro-
15 vide—

16 “(A) excess funds for management costs as
17 described in subsection (c); and

18 “(B) the following percentage rates”;

19 (2) by redesignating subsection (c) as sub-
20 section (d); and

21 (3) by inserting after subsection (b) the fol-
22 lowing:

23 “(c) USE OF EXCESS FUNDS FOR MANAGEMENT
24 COSTS.—

1 “(1) DEFINITION.—In this subsection, the term
2 ‘excess funds for management costs’ means the dif-
3 ference between—

4 “(A) the amount of the applicable specific
5 management costs authorized under subsection
6 (b)(1) and subsection (b)(2)(B); and

7 “(B) as of the date on which the grant
8 award is closed, the amount of funding for
9 management costs activities expended by the
10 grantee or subgrantee receiving the financial as-
11 sistance for costs described in subparagraph
12 (A).

13 “(2) AVAILABILITY OF EXCESS FUNDS FOR
14 MANAGEMENT COSTS.—The President may make
15 available to a grantee or subgrantee receiving finan-
16 cial assistance under section 403, 404, 406, 407, or
17 502 any excess funds for management costs.

18 “(3) USE OF FUNDS.—Excess funds for man-
19 agement costs made available to a grantee or sub-
20 grantee under paragraph (2) may be used for—

21 “(A) activities associated with building ca-
22 pacity to prepare for, recover from, or mitigate
23 the impacts of a major disaster or emergency
24 declared under section 401 or 501, respectively;
25 and

1 “(B) management costs associated with
2 any—

3 “(i) major disaster;

4 “(ii) emergency;

5 “(iii) disaster preparedness measure;

6 or

7 “(iv) mitigation activity or measure
8 authorized under section 203, 204, 205, or
9 404.

10 “(4) AVAILABILITY.—Excess funds for manage-
11 ment costs made available to a grantee or sub-
12 grantee under paragraph (2) shall remain available
13 to the grantee or subgrantee until the date that is
14 5 years after the date on which the excess funds for
15 management costs are made available under para-
16 graph (2).”.

17 (b) APPLICABILITY.—The amendments made by sub-
18 section (a) shall apply with respect to any grant award
19 in relation to a major disaster or emergency declared
20 under section 401 or 501, respectively, of the Robert T.
21 Stafford Disaster Relief and Emergency Assistance Act
22 (42 U.S.C. 5170, 5191)—

23 (1) the declaration of which is made on or after
24 the date of enactment of this Act; and

1 (2) that is funded with amounts appropriated
2 on or after the date of enactment of this Act.

3 (c) GAO STUDY.—Not later than 180 days after the
4 date of enactment of this Act, the Comptroller General
5 of the United States shall submit to the Committee on
6 Homeland Security and Governmental Affairs of the Sen-
7 ate and the Committee on Transportation and Infrastruc-
8 ture of the House of Representatives a report—

9 (1) on the actual management costs described
10 in section 324 of the Robert T. Stafford Disaster
11 Relief and Emergency Assistance Act (42 U.S.C.
12 5165b) during the period of a major disaster dec-
13 laration under section 401 of such Act (42 U.S.C.
14 5170) to determine whether the amount set aside for
15 those management costs after the date of enactment
16 of this Act is appropriate; and

17 (2) that includes the management costs de-
18 scribed in section 324 of the Robert T. Stafford Dis-
19 aster Relief and Emergency Assistance Act (42
20 U.S.C. 5165b) for each disaster declared under dur-
21 ing the period of a major disaster declaration under
22 section 401 of such Act (42 U.S.C. 5170) during the
23 5-year period preceding the date of the report, the
24 amount set aside for those management costs, the
25 use of those management costs, the length of each

1 disaster, and the reason for the length of each dis-
2 aster.

3 (d) NO ADDITIONAL FUNDS.—No additional funds
4 are authorized to be appropriated to carry out the amend-
5 ments made by subsection (a).

