

1 **SEC. 504. REFORMING DISASTER RECOVERY ACT.**

2 (a) DEFINITIONS.—In this section:

3 (1) DEPARTMENT.—The term “Department”
4 means the Department of Housing and Urban De-
5 velopment.

6 (2) FUND.—The term “Fund” means the
7 Long-Term Disaster Recovery Fund established
8 under subsection (c).

9 (3) SECRETARY.—The term “Secretary” means
10 the Secretary of Housing and Urban Development.

11 (b) DUTIES OF THE DEPARTMENT OF HOUSING AND
12 URBAN DEVELOPMENT.—

13 (1) IN GENERAL.—The offices and officers of
14 the Department shall be responsible for—

15 (A) leading and coordinating the disaster-
16 related responsibilities of the Department under
17 the National Response Framework, the Na-
18 tional Disaster Recovery Framework, and the
19 National Mitigation Framework;

20 (B) coordinating and administering pro-
21 grams, policies, and activities of the Depart-
22 ment related to disaster relief, long-term recov-
23 ery, resiliency, and mitigation, including dis-
24 aster recovery assistance under title I of the
25 Housing and Community Development Act of
26 1974 (42 U.S.C. 5301 et seq.);

1 (C) supporting disaster-impacted commu-
2 nities as those communities specifically assess,
3 plan for, and address the housing stock and
4 housing needs in the transition from emergency
5 shelters and interim housing to permanent
6 housing of those displaced, especially among
7 vulnerable populations and extremely low-, low-
8 , and moderate-income households;

9 (D) collaborating with the Federal Emer-
10 gency Management Agency and the Small Busi-
11 ness Administration and across the Department
12 to align disaster-related regulations and poli-
13 cies, including incorporation of consensus-based
14 codes and standards and insurance purchase re-
15 quirements, and ensuring coordination and re-
16 ducing duplication among other Federal dis-
17 aster recovery programs;

18 (E) promoting best practices in mitigation
19 and resilient land use planning;

20 (F) coordinating technical assistance, in-
21 cluding mitigation, resiliency, and recovery
22 training and information on all relevant legal
23 and regulatory requirements, to entities that re-
24 ceive disaster recovery assistance under title I
25 of the Housing and Community Development

1 Act of 1974 (42 U.S.C. 5301 et seq.) that dem-
2 onstrate capacity constraints; and

3 (G) supporting State, Tribal, and local
4 governments in developing, coordinating, and
5 maintaining their capacity for disaster resilience
6 and recovery and developing pre-disaster recov-
7 ery and hazard mitigation plans, in coordina-
8 tion with the Federal Emergency Management
9 Agency and other Federal agencies.

10 (2) ESTABLISHMENT OF THE OFFICE OF DIS-
11 ASTER MANAGEMENT AND RESILIENCY.—Section 4
12 of the Department of Housing and Urban Develop-
13 ment Act (42 U.S.C. 3533) is amended by adding at
14 the end the following:

15 “(i) OFFICE OF DISASTER MANAGEMENT AND RE-
16 SILIENCY.—

17 “(1) ESTABLISHMENT.—There is established
18 the Office of Disaster Management and Resiliency.

19 “(2) DUTIES.—The Office of Disaster Manage-
20 ment and Resiliency shall—

21 “(A) be responsible for oversight and co-
22 ordination of all departmental disaster pre-
23 paredness and response responsibilities; and

24 “(B) coordinate with the Federal Emer-
25 gency Management Agency, the Small Business

1 Administration, and other offices of the Depart-
2 ment in supporting recovery and resilience ac-
3 tivities to provide a comprehensive approach in
4 working with communities.”.

5 (c) LONG-TERM DISASTER RECOVERY FUND.—

6 (1) ESTABLISHMENT.—There is established in
7 the Treasury of the United States an account to be
8 known as the “Long-Term Disaster Recovery
9 Fund”.

10 (2) DEPOSITS, TRANSFERS, AND CREDIT.—

11 (A) IN GENERAL.—The Fund shall consist
12 of amounts appropriated, transferred, and cred-
13 ited to the Fund.

14 (B) TRANSFERS.—The following may be
15 transferred to the Fund:

16 (i) Amounts made available through
17 section 106(c)(4) of the Housing and Com-
18 munity Development Act of 1974 (42
19 U.S.C. 5306(c)(4)) as a result of actions
20 taken under section 104(e), 111, or 124(j)
21 of such Act.

22 (ii) Any unobligated balances available
23 until expended remaining or subsequently
24 recaptured from amounts appropriated for
25 any disaster and related purposes under

1 the heading “Community Development
2 Fund” in any Act prior to the establish-
3 ment of the Fund.

4 (C) USE OF TRANSFERRED AMOUNTS.—
5 Amounts transferred to the Fund shall be used
6 for the eligible uses described in paragraph (3).

7 (3) ELIGIBLE USES OF FUND.—

8 (A) IN GENERAL.—Amounts in the Fund
9 shall be available—

10 (i) to provide assistance in the form of
11 grants under section 124 of the Housing
12 and Community Development Act of 1974,
13 as added by subsection (d); and

14 (ii) for activities of the Department
15 that support the provision of such assist-
16 ance, including necessary salaries and ex-
17 penses, information technology, and capac-
18 ity building, technical assistance, and pre-
19 disaster readiness.

20 (B) SET-ASIDE.—Of each amount appro-
21 priated for or transferred to the Fund, 3 per-
22 cent shall be made available for activities de-
23 scribed in subparagraph (A)(ii), which shall be
24 in addition to other amounts made available for
25 those activities.

1 (C) TRANSFER OF FUNDS.—With respect
2 to amounts made available for use in accord-
3 ance with subparagraph (B)—

4 (i) amounts may be transferred to the
5 account under the heading for “Program
6 Offices—Salaries and Expenses—Commu-
7 nity Planning and Development”, or any
8 successor account, for the Department to
9 carry out activities described in subpara-
10 graph(B); and

11 (ii) amounts may be used for the ac-
12 tivities described in subparagraph (A)(ii)
13 and for the administrative costs of admin-
14 istering any funds appropriated to the De-
15 partment under the heading “Community
16 Planning and Development—Community
17 Development Fund” for any major disaster
18 declared under section 401 of the Robert
19 T. Stafford Disaster Relief and Emergency
20 Assistance Act (42 U.S.C. 5170) in any
21 Act before the establishment of the Fund.

22 (D) INSPECTOR GENERAL.—

23 (i) IN GENERAL.—Not less than one-
24 tenth of 1 percent of each series of awards
25 the Secretary makes from the Fund shall

1 be transferred to the account under the
2 heading “Office of Inspector General” for
3 the Department of Housing and Urban
4 Development to support audit activities
5 and to investigate grantee noncompliance
6 with program requirements and waste,
7 fraud, and abuse as a result of appropria-
8 tions made available through the Fund.

9 (ii) AVAILABILITY.—Funding under
10 clause (i) shall not be made available to
11 the Office of Inspector General until 90
12 days after the date on which the grantee
13 plan or supplemental plan for the grantee
14 is approved by the Secretary under sub-
15 section (e) or (f)(3)(C) of section 124 of
16 the Housing and Community Development
17 Act of 1974, as added by subsection (d), is
18 approved by the Secretary.

19 (4) INTERCHANGEABILITY OF PRIOR ADMINIS-
20 TRATIVE AMOUNTS.—Any amounts appropriated in
21 any Act prior to the establishment of the Fund and
22 transferred to the account under the heading “Pro-
23 gram Offices—Salaries and Expenses—Community
24 Planning and Development”, or any predecessor ac-
25 count, for the Department for the costs of admin-

1 istering funds appropriated to the Department under
2 the heading “Community Planning and Develop-
3 ment—Community Development Fund” for any
4 major disaster declared under section 401 of the
5 Robert T. Stafford Disaster Relief and Emergency
6 Assistance Act (42 U.S.C. 5170) shall be available
7 for the costs of administering any such funds pro-
8 vided by any prior or future Act, notwithstanding
9 the purposes for which those amounts were appro-
10 priated and in addition to any amount provided for
11 the same purposes in other appropriations Acts.

12 (5) AVAILABILITY OF AMOUNTS.—Amounts ap-
13 propriated, transferred, and credited to the Fund
14 shall remain available until expended.

15 (6) FORMULA ALLOCATION.—Use of amounts
16 in the Fund for grants shall be made by formula al-
17 location in accordance with the requirements of sec-
18 tion 124(a) of the Housing and Community Develop-
19 ment Act of 1974, as added by subsection (d).

20 (d) ESTABLISHMENT OF CDBG DISASTER RECOV-
21 ERY PROGRAM.—Title I of the Housing and Community
22 Development Act of 1974 (42 U.S.C. 5301 et seq.), as
23 amended by this Act, is amended—

24 (1) in section 102(a) (42 U.S.C. 5302(a))—

25 (A) in paragraph (20)—

1 (i) by redesignating subparagraph (B)
2 as subparagraph (C);

3 (ii) in subparagraph (C), as so reded-
4 igned, by inserting “or (B)” after “sub-
5 paragraph (A)”;

6 (iii) by inserting after subparagraph
7 (A) the following:

8 “(B) The term ‘persons of extremely low
9 income’ means families and individuals whose
10 income levels do not exceed household income
11 levels determined by the Secretary under sec-
12 tion 3(b)(2) of the United States Housing Act
13 of 1937 (42 U.S.C. 1437a(b)(2)(C)), except
14 that the Secretary may provide alternative defi-
15 nitions for the Commonwealth of Puerto Rico,
16 Guam, the Commonwealth of the Northern
17 Mariana Islands, the United States Virgin Is-
18 lands, and American Samoa.”;

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

20 “(25) The term ‘major disaster’ has the mean-
21 ing given the term in section 102 of the Robert T.
22 Stafford Disaster Relief and Emergency Assistance
23 Act (42 U.S.C. 5122).”;

24 (2) in section 106(c)(4) (42 U.S.C.
25 5306(c)(4))—

1 (A) in subparagraph (A)—

2 (i) by striking “declared by the Presi-
3 dent under the Robert T. Stafford Disaster
4 Relief and Emergency Assistance Act”;

5 (ii) by inserting “States for use in
6 nonentitlement areas and to” before “met-
7 ropolitan cities”; and

8 (iii) by inserting “major” after “af-
9 fected by the”;

10 (B) in subparagraph (C)—

11 (i) by striking “metropolitan city or”
12 and inserting “State, metropolitan city,
13 or”;

14 (ii) by striking “city or county” and
15 inserting “State, city, or county”; and

16 (iii) by inserting “major” before “dis-
17 aster”;

18 (C) in subparagraph (D), by striking “met-
19 ropolitan cities and” and inserting “States,
20 metropolitan cities, and”;

21 (D) in subparagraph (F)—

22 (i) by striking “metropolitan city or”
23 and inserting “State, metropolitan city,
24 or”; and

1 (ii) by inserting “major” before “dis-
2 aster”; and

3 (E) in subparagraph (G), by striking “met-
4ropolitan city or” and inserting “State, metro-
5politan city, or”;

6 (3) in section 122 (42 U.S.C. 5321), by striking
7 “disaster under title IV of the Robert T. Stafford
8 Disaster Relief and Emergency Assistance Act” and
9 inserting “major disaster”; and

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

11 **“SEC. 124. COMMUNITY DEVELOPMENT BLOCK GRANT DIS-
12 ASTER RECOVERY PROGRAM.**

13 “(a) AUTHORIZATION, FORMULA, AND ALLOCA-
14 TION.—

15 “(1) AUTHORIZATION.—The Secretary is au-
16 thorized to make community development block
17 grant disaster recovery grants from the Long-Term
18 Disaster Recovery Fund established under section
19 504(c) of the 21st Century ROAD to Housing Act
20 (in this section referred to as the ‘Fund’) for nec-
21 essary expenses for activities authorized under sub-
22 section (f)(1) related to disaster relief, long-term re-
23 covery, restoration of housing and infrastructure,
24 economic revitalization, and mitigation in the most

1 impacted and distressed areas resulting from a cata-
2 strophic major disaster.

3 “(2) GRANT AWARDS.—Grants shall be awarded
4 under this section to States, units of general local
5 government, and Indian tribes based on capacity and
6 the concentration of damage, as determined by the
7 Secretary, to support the efficient and effective ad-
8 ministration of funds.

9 “(3) SECTION 106 ALLOCATIONS.—Grants
10 under this section shall not be considered relevant to
11 the formula allocations made pursuant to section
12 106.

13 “(4) FEDERAL REGISTER NOTICE.—

14 “(A) IN GENERAL.—Not later than 30
15 days after the date of enactment of this section,
16 the Secretary shall issue a notice in the Federal
17 Register containing the latest formula allocation
18 methodologies used to determine the total esti-
19 mate of unmet needs related to housing, eco-
20 nomic revitalization, and infrastructure in the
21 most impacted and distressed areas resulting
22 from a catastrophic major disaster.

23 “(B) PUBLIC COMMENT.—If the Secretary
24 has not already requested public comment on
25 the formula described in the notice required by

1 subparagraph (A), the Secretary shall solicit
2 public comments on—

3 “(i) the methodologies described in
4 subparagraph (A) and seek alternative
5 methods for formula allocation within a
6 similar total amount of funding;

7 “(ii) the impact of formula methodolo-
8 gies on rural areas and Tribal areas;

9 “(iii) adjustments to improve tar-
10 geting to the most serious needs;

11 “(iv) objective criteria for grantee ca-
12 pacity and concentration of damage to in-
13 form grantee determinations and minimum
14 allocation thresholds; and

15 “(v) research and data to inform an
16 additional amount to be provided for miti-
17 gation depending on type of disaster, which
18 shall be up to 18 percent of the total esti-
19 mate of unmet needs.

20 “(5) REGULATIONS.—

21 “(A) IN GENERAL.—The Secretary shall,
22 by regulation, establish a formula to allocate as-
23 sistance from the Fund to the most impacted
24 and distressed areas resulting from a cata-
25 strophic major disaster.

1 “(B) FORMULA REQUIREMENTS.—The for-
2 mula established under subparagraph (A)
3 shall—

4 “(i) set forth criteria to determine
5 that a major disaster is catastrophic, which
6 criteria shall consider the presence of a
7 high concentration of damaged housing or
8 businesses that individual, State, Tribal,
9 and local resources could not reasonably be
10 expected to address without additional
11 Federal assistance or other nationally en-
12 compassing data that the Secretary deter-
13 mines are adequate to assess relative im-
14 pact and distress across geographic areas;

15 “(ii) include a methodology for identi-
16 fying most impacted and distressed areas,
17 which shall consider unmet serious needs
18 related to housing, economic revitalization,
19 and infrastructure;

20 “(iii) include an allocation calculation
21 that considers the unmet serious needs re-
22 sulting from the catastrophic major dis-
23 aster and an additional amount up to 18
24 percent for activities to reduce risks of loss
25 resulting from other natural disasters in

1 the most impacted and distressed area, pri-
2 marily for the benefit of low- and mod-
3 erate-income persons, with particular focus
4 on activities that reduce repetitive loss of
5 property and critical infrastructure; and

6 “(iv) establish objective criteria for
7 periodic review and updates to the formula
8 to reflect changes in available data.

9 “(C) MINIMUM ALLOCATION THRESH-
10 OLD.—The Secretary shall, by regulation, es-
11 tablish a minimum allocation threshold.

12 “(D) INTERIM ALLOCATION.—Until such
13 time that the Secretary issues final regulations
14 under this paragraph, the Secretary shall—

15 “(i) allocate assistance from the Fund
16 using the formula allocation methodology
17 published in accordance with paragraph
18 (4); and

19 “(ii) include an additional amount for
20 mitigation of up to 18 percent of the total
21 estimate of unmet need.

22 “(6) ALLOCATION OF FUNDS.—

23 “(A) IN GENERAL.—The Secretary shall—

24 “(i) except as provided in clause (ii),
25 not later than 90 days after the President

1 declares a major disaster, use best avail-
2 able data to determine whether the major
3 disaster is catastrophic and qualifies for
4 assistance under the formula described in
5 paragraph (4) or (5), unless data is insuf-
6 ficient to make this determination; and

7 “(ii) if the best available data is insuf-
8 ficient to make the determination required
9 under clause (i) within the 90-day period
10 described in that clause, determine whether
11 the major disaster qualifies when sufficient
12 data becomes available, but in no case
13 shall the Secretary make the determination
14 later than 120 days after the declaration
15 of the major disaster.

16 “(B) ANNOUNCEMENT OF ALLOCATION.—
17 If amounts are available in the Fund at the
18 time the Secretary determines that the major
19 disaster is catastrophic and qualifies for assist-
20 ance under the formula described in paragraph
21 (4) or (5), the Secretary shall immediately an-
22 nounce an allocation for a grant under this sec-
23 tion.

24 “(C) ADDITIONAL AMOUNTS.—If addi-
25 tional amounts are appropriated to the Fund

1 after amounts are allocated under subpara-
2 graph (B), the Secretary shall announce an al-
3 location or additional allocation (if a prior allo-
4 cation under subparagraph (B) was less than
5 the formula calculation) within 15 days of any
6 such appropriation.

7 “(7) PRELIMINARY FUNDING.—

8 “(A) IN GENERAL.—To speed recovery, the
9 Secretary is authorized to allocate and award
10 preliminary grants from the Fund before mak-
11 ing a determination under paragraph (6)(A) if
12 the Secretary projects, based on a preliminary
13 assessment of impact and distress, that a major
14 disaster is catastrophic and would likely qualify
15 for funding under the formula described in
16 paragraph (4) or (5).

17 “(B) AMOUNT.—

18 “(i) MAXIMUM.—The Secretary may
19 award preliminary funding under subpara-
20 graph (A) in an amount that is not more
21 than \$5,000,000.

22 “(ii) SLIDING SCALE.—The Secretary
23 shall, by regulation, establish a sliding
24 scale for preliminary funding awarded
25 under subparagraph (A) based on the size

1 of the preliminary assessment of impact
2 and distress.

3 “(C) USE OF FUNDS.—The uses of pre-
4 liminary funding awarded under subparagraph
5 (A) shall be limited to eligible activities that—

6 “(i) in the determination of the Sec-
7 retary, will support faster recovery, im-
8 prove the ability of the grantee to assess
9 unmet recovery needs, plan for the preven-
10 tion of improper payments, and reduce
11 fraud, waste, and abuse; and

12 “(ii) may include evaluating the in-
13 terim housing, permanent housing, and
14 supportive service needs of the disaster im-
15 pacted community, with special attention
16 to vulnerable populations, such as homeless
17 and low- to moderate-income households,
18 to inform the grantee action plan required
19 under subsection (c).

20 “(D) CONSIDERATION OF FUNDING.—Pre-
21 liminary funding awarded under subparagraph
22 (A)—

23 “(i) is not subject to the certification
24 requirements of subsection (h)(2); and

1 “(ii) shall not be considered when cal-
2 culating the amount of the grant used for
3 administrative costs, technical assistance,
4 and planning activities that are subject to
5 the requirements under subsection (f)(3).

6 “(E) WAIVER.—To expedite the use of
7 preliminary funding for activities described in
8 this paragraph, the Secretary may waive or
9 specify alternative requirements to the require-
10 ments of this section in accordance with sub-
11 section (i).

12 “(F) AMENDED AWARD.—

13 “(i) IN GENERAL.—An award for pre-
14 liminary funding under subparagraph (A)
15 may be amended to add any subsequent
16 amount awarded because of a determina-
17 tion by the Secretary that a major disaster
18 is catastrophic and qualifies for assistance
19 under the formula.

20 “(ii) APPLICABILITY.—Notwith-
21 standing subparagraph (D), amounts pro-
22 vided by an amendment under clause (i)
23 are subject to the requirements under sub-
24 sections (f)(1) and (h)(1) and other re-

1 requirements on grant funds under this sec-
2 tion.

3 “(G) TECHNICAL ASSISTANCE.—Concur-
4 rent with the allocation of any preliminary
5 funding awarded under this paragraph, the Sec-
6 retary shall assign or provide technical assist-
7 ance to the recipient of the grant.

8 “(b) INTERCHANGEABILITY.—

9 “(1) IN GENERAL.—The Secretary is authorized
10 to approve the use of grants under this section to be
11 used interchangeably and without limitation for the
12 same activities in the most impacted and distressed
13 areas resulting from a declaration of another cata-
14 strophic major disaster that qualifies for assistance
15 under the formula established under paragraph (4)
16 or (5) of subsection (a) or a major disaster for
17 which the Secretary allocated funds made available
18 under the heading ‘Community Development Fund’
19 in any Act prior to the establishment of the Fund.

20 “(2) REQUIREMENTS.—The Secretary shall es-
21 tablish requirements to expedite the use of grants
22 under this section for the purpose described in para-
23 graph (1).

24 “(3) EMERGENCY DESIGNATION.—Amounts
25 repurposed pursuant to this subsection that were

1 previously designated by Congress as an emergency
2 requirement pursuant to the Balanced Budget and
3 Emergency Deficit Control Act of 1985 or a concur-
4 rent resolution on the budget are designated by the
5 Congress as being for an emergency requirement
6 pursuant to section 4001(a)(1) of S. Con. Res. 14
7 (117th Congress), the concurrent resolution on the
8 budget for fiscal year 2022, and to legislation estab-
9 lishing fiscal year 2026 budget enforcement in the
10 House of Representatives.

11 “(c) GRANTEE PLANS.—

12 “(1) REQUIREMENT.—Not later than 90 days
13 after the date on which the Secretary announces a
14 grant allocation under this section, unless an exten-
15 sion is granted by the Secretary, the grantee shall
16 submit to the Secretary a plan for approval describ-
17 ing—

18 “(A) the activities the grantee will carry
19 out with the grant under this section;

20 “(B) the criteria of the grantee for award-
21 ing assistance and selecting activities;

22 “(C) how the use of the grant under this
23 section will address disaster relief, long-term re-
24 covery, restoration of housing and infrastruc-

1 ture, economic revitalization, and mitigation in
2 the most impacted and distressed areas;

3 “(D) how the use of the grant funds for
4 mitigation is consistent with hazard mitigation
5 plans submitted to the Federal Emergency
6 Management Agency under section 322 of the
7 Robert T. Stafford Disaster Relief and Emer-
8 gency Assistance Act (42 U.S.C. 5165);

9 “(E) the estimated amount proposed to be
10 used for activities that will benefit persons of
11 low and moderate income;

12 “(F) how the use of grant funds will repair
13 and replace existing housing stock for vulner-
14 able populations, including low- to moderate-in-
15 come households;

16 “(G) how the grantee will address the pri-
17 orities described in paragraph (5);

18 “(H) how uses of funds are proportional to
19 unmet needs, as required under paragraph (6);

20 “(I) for State grantees that plan to dis-
21 tribute grant amounts to units of general local
22 government, a description of the method of dis-
23 tribution; and

24 “(J) such other information as may be de-
25 termined by the Secretary in regulation.

1 “(2) PUBLIC CONSULTATION.—To permit pub-
2 lic examination and appraisal of the plan described
3 in paragraph (1), to enhance the public account-
4 ability of grantee, and to facilitate coordination of
5 activities with different levels of government, when
6 developing the plan or substantial amendments pro-
7 posed to the plan required under paragraph (1), a
8 grantee shall—

9 “(A) publish the plan before adoption;

10 “(B) provide citizens, affected units of
11 general local government, and other interested
12 parties with reasonable notice of, and oppor-
13 tunity to comment on, the plan, with a public
14 comment period of not less than 14 days;

15 “(C) consider comments received before
16 submission to the Secretary;

17 “(D) follow a citizen participation plan for
18 disaster assistance adopted by the grantee that,
19 at a minimum, provides for participation of
20 residents of the most impacted and distressed
21 area affected by the major disaster that re-
22 sulted in the grant under this section and other
23 considerations established by the Secretary; and

1 “(E) undertake any consultation with in-
2 terested parties as may be determined by the
3 Secretary in regulation.

4 “(3) APPROVAL.—The Secretary shall—

5 “(A) by regulation, specify criteria for the
6 approval, partial approval, or disapproval of a
7 plan submitted under paragraph (1), including
8 approval of substantial amendments to the
9 plan;

10 “(B) review a plan submitted under para-
11 graph (1) upon receipt of the plan;

12 “(C) allow a grantee to revise and resub-
13 mit a plan or substantial amendment to a plan
14 under paragraph (1) that the Secretary dis-
15 approves;

16 “(D) by regulation, specify criteria for
17 when the grantee shall be required to provide
18 the required revisions to a disapproved plan or
19 substantial amendment under paragraph (1) for
20 public comment prior to resubmission of the
21 plan or substantial amendment to the Sec-
22 retary; and

23 “(E) approve, partially approve, or dis-
24 approve a plan or substantial amendment under
25 paragraph (1) not later than 60 days after the

1 date on which the plan or substantial amend-
2 ment is received by the Secretary.

3 “(4) LOW- AND MODERATE-INCOME OVERALL
4 BENEFIT.—

5 “(A) USE OF FUNDS.—Not less than 70
6 percent of a grant made under this section shall
7 be used for activities that benefit persons of low
8 and moderate income unless the Secretary—

9 “(i) specifically finds that—

10 “(I) there is compelling need to
11 reduce the percentage for the grant;
12 and

13 “(II) the housing needs of low-
14 and moderate-income persons have
15 been addressed; and

16 “(ii) issues a waiver and alternative
17 requirement specific to the grant pursuant
18 to subsection (i) to lower the percentage.

19 “(B) REGULATIONS.—The Secretary shall,
20 by regulation, establish protocols that reflect
21 the required use of funds under subparagraph
22 (A), including persons with extremely and very
23 low incomes.

24 “(5) PRIORITIZATION.—The grantee shall
25 prioritize activities that—

1 “(A) assist persons with extremely low-,
2 low-, and moderate-incomes and other vulner-
3 able populations to better recover from and
4 withstand future disasters;

5 “(B) address housing needs arising from a
6 disaster, or those needs present prior to a dis-
7 aster, including the needs of both renters and
8 homeowners;

9 “(C) prolong the life of housing and infra-
10 structure;

11 “(D) use cost-effective means of preventing
12 harm to people and property and incorporate
13 protective features and redundancies; and

14 “(E) other measures that will assure the
15 continuation of critical services during future
16 disasters.

17 “(6) PROPORTIONAL ALLOCATION.—For each
18 specific disaster, a grantee under this section shall
19 allocate grant funds proportional to unmet needs be-
20 tween housing activities for renters and homeowners,
21 economic revitalization, and infrastructure unless the
22 Secretary specifically finds that—

23 “(A) there is a compelling need for a dis-
24 proportional allocation among those unmet
25 needs; and

1 “(B) the disproportional allocation de-
2 scribed in subparagraph (A) is not inconsistent
3 with the requirements under paragraph (4).

4 “(7) DISASTER RISK MITIGATION.—

5 “(A) DEFINITION.—In this paragraph, the
6 term ‘hazard-prone areas’—

7 “(i) means areas identified by the
8 Secretary, in consultation with the Admin-
9 istrator of the Federal Emergency Man-
10 agement Agency, at risk from natural haz-
11 ards that threaten property damage or
12 health, safety, and welfare, such as floods,
13 wildfires (including Wildland-Urban Inter-
14 face areas), earthquakes, lava inundation,
15 tornados, and high winds; and

16 “(ii) includes areas having special
17 flood hazards as identified under the Flood
18 Disaster Protection Act of 1973 (42
19 U.S.C. 4002 et seq.) or the National Flood
20 Insurance Act of 1968 (42 U.S.C. 4001 et
21 seq.).

22 “(B) HAZARD-PRONE AREAS.—The Sec-
23 retary, in consultation with the Administrator
24 of the Federal Emergency Management Agency,
25 shall establish minimum construction standards,

1 insurance purchase requirements, and other re-
2 quirements for the use of grant funds in haz-
3 ard-prone areas.

4 “(C) SPECIAL FLOOD HAZARDS.—

5 “(i) IN GENERAL.—For the areas de-
6 scribed in subparagraph (A)(ii), the insur-
7 ance purchase requirements established
8 under subparagraph (B) shall meet or ex-
9 ceed the requirements under section 102(a)
10 of the Flood Disaster Protection Act of
11 1973 (42 U.S.C. 4012a(a)).

12 “(ii) TREATMENT AS FINANCIAL AS-
13 SISTANCE.—All grants under this section
14 shall be treated as financial assistance for
15 purposes of section 3(a)(3) of the Flood
16 Disaster Protection Act of 1973 (42
17 U.S.C. 4003(a)(3)).

18 “(D) CONSIDERATION OF FUTURE
19 RISKS.—The Secretary may consider future
20 risks to protecting property and health, safety,
21 and general welfare, and the likelihood of those
22 risks, when making the determination of or
23 modification to hazard-prone areas under this
24 paragraph.

25 “(8) RELOCATION.—

1 “(A) IN GENERAL.—The Uniform Reloca-
2 tion Assistance and Real Property Acquisition
3 Policies Act of 1970 (42 U.S.C. 4601 et seq.)
4 shall apply to activities assisted under this sec-
5 tion to the extent determined by the Secretary
6 in regulation, or as provided in waivers or alter-
7 native requirements authorized in accordance
8 with subsection (i).

9 “(B) POLICY.—Each grantee under this
10 section shall establish a relocation assistance
11 policy that—

12 “(i) minimizes displacement and de-
13 scribes the benefits available to persons
14 displaced as a direct result of acquisition,
15 rehabilitation, or demolition in connection
16 with an activity that is assisted by a grant
17 under this section; and

18 “(ii) includes any appeal rights or
19 other requirements that the Secretary es-
20 tablishes by regulation.

21 “(d) CERTIFICATIONS.—Any grant under this section
22 shall be made only if the grantee certifies to the satisfac-
23 tion of the Secretary that—

24 “(1) the grantee is in full compliance with the
25 requirements under subsection (c)(2);

1 “(2) for grants other than grants to Indian
2 tribes, the grant will be conducted and administered
3 in conformity with the Civil Rights Act of 1964 (42
4 U.S.C. 2000a et seq.) and the Fair Housing Act (42
5 U.S.C. 3601 et seq.);

6 “(3) the projected use of funds has been devel-
7 oped so as to give maximum feasible priority to ac-
8 tivities that will benefit recipients described in sub-
9 section (c)(4)(A) and activities described in sub-
10 section (c)(5), and may also include activities that
11 are designed to aid in the prevention or elimination
12 of slum and blight to support disaster recovery, meet
13 other community development needs having a par-
14 ticular urgency because existing conditions pose a
15 serious and immediate threat to the health or wel-
16 fare of the community where other financial re-
17 sources are not available to meet such needs, and al-
18 leviate future threats to human populations, critical
19 natural resources, and property that an analysis of
20 hazards shows are likely to result from natural dis-
21 asters in the future;

22 “(4) the grant funds shall principally benefit
23 persons of low- and moderate-income as described in
24 subsection (c)(4)(A);

1 “(5) for grants other than grants to Indian
2 tribes, within 24 months of receiving a grant or at
3 the time of its 3- or 5-year update, whichever is
4 sooner, the grantee will review and make modifica-
5 tions to its non-disaster housing and community de-
6 velopment plans and strategies required by sub-
7 sections (c) and (m) of section 104 to reflect the dis-
8 aster recovery needs identified by the grantee and
9 consistency with the plan under subsection (c)(1);

10 “(6) the grantee will not attempt to recover any
11 capital costs of public improvements assisted in
12 whole or part under this section by assessing any
13 amount against properties owned and occupied by
14 persons of low and moderate income, including any
15 fee charged or assessment made as a condition of
16 obtaining access to such public improvements, un-
17 less—

18 “(A) funds received under this section are
19 used to pay the proportion of such fee or as-
20 sessment that relates to the capital costs of
21 such public improvements that are financed
22 from revenue sources other than under this
23 chapter; or

24 “(B) for purposes of assessing any amount
25 against properties owned and occupied by per-

1 sons of moderate income, the grantee certifies
2 to the Secretary that the grantee lacks suffi-
3 cient funds received under this section to com-
4 ply with the requirements of subparagraph (A);

5 “(7) the grantee will comply with the other pro-
6 visions of this title that apply to assistance under
7 this section and with other applicable laws;

8 “(8) the grantee will follow a relocation assist-
9 ance policy that includes any minimum requirements
10 identified by the Secretary; and

11 “(9) the grantee will adhere to construction
12 standards, insurance purchase requirements, and
13 other requirements for development in hazard-prone
14 areas described in subsection (c)(7).

15 “(e) PERFORMANCE REVIEWS AND REPORTING.—

16 “(1) IN GENERAL.—The Secretary shall, on not
17 less frequently than an annual basis until the close-
18 out of a particular grant allocation, make such re-
19 views and audits as may be necessary or appropriate
20 to determine whether a grantee under this section
21 has—

22 “(A) carried out activities using grant
23 funds in a timely manner;

24 “(B) met the performance targets estab-
25 lished by paragraph (2);

1 “(C) carried out activities using grant
2 funds in accordance with the requirements of
3 this section, the other provisions of this title
4 that apply to assistance under this section, and
5 other applicable laws; and

6 “(D) a continuing capacity to carry out ac-
7 tivities in a timely manner.

8 “(2) PERFORMANCE TARGETS.—The Secretary
9 shall develop and make publicly available critical
10 performance targets for review, which shall include
11 spending thresholds for each year from the date on
12 which funds are obligated by the Secretary to the
13 grantee until such time all funds have been ex-
14 pended.

15 “(3) FAILURE TO MEET TARGETS.—

16 “(A) SUSPENSION.—If a grantee under
17 this section fails to meet 1 or more critical per-
18 formance targets under paragraph (2), the Sec-
19 retary may temporarily suspend the grant.

20 “(B) PERFORMANCE IMPROVEMENT
21 PLAN.—If the Secretary suspends a grant
22 under subparagraph (A), the Secretary shall
23 provide to the grantee a performance improve-
24 ment plan with the specific requirements needed

1 to lift the suspension within a defined time pe-
2 riod.

3 “(C) REPORT.—If a grantee fails to meet
4 the spending thresholds established under para-
5 graph (2), the grantee shall submit to the Sec-
6 retary, the appropriate committees of Congress,
7 and each member of Congress who represents a
8 district or State of the grantee a written report
9 identifying technical capacity, funding, or other
10 Federal or State impediments affecting the abil-
11 ity of the grantee to meet the spending thresh-
12 olds.

13 “(4) COLLECTION OF INFORMATION AND RE-
14 PORTING.—

15 “(A) REQUIREMENT TO REPORT.—A
16 grantee under this section shall provide to the
17 Secretary such information as the Secretary
18 may determine necessary for adequate oversight
19 of the grant program under this section.

20 “(B) PUBLIC AVAILABILITY.—Subject to
21 subparagraph (D), the Secretary shall make in-
22 formation submitted under subparagraph (A)
23 available to the public and to the Inspector
24 General for the Department of Housing and
25 Urban Development.

1 “(C) SUMMARY STATUS REPORTS.—To in-
2 crease transparency and accountability of the
3 grant program under this section, the Secretary
4 shall, on not less frequently than an annual
5 basis, post on a public facing dashboard sum-
6 mary status reports for all active grants under
7 this section that includes—

8 “(i) the status of funds by activity;

9 “(ii) the percentages of funds allo-
10 cated and expended to benefit low- and
11 moderate-income communities;

12 “(iii) performance targets, spending
13 thresholds, and accomplishments; and

14 “(iv) other information the Secretary
15 determines to be relevant for transparency.

16 “(D) CONSIDERATIONS.—In carrying out
17 this paragraph, the Secretary shall take such
18 actions as may be necessary to ensure that per-
19 sonally identifiable information regarding appli-
20 cants for assistance provided from funds made
21 available under this section is not made publicly
22 available.

23 “(E) RESEARCH PARTNERSHIPS.—

24 “(i) IN GENERAL.—The Secretary
25 may, upon a formal request from research-

1 ers, make disaggregated information avail-
2 able to the requestor that is specific and
3 relevant to the research being conducted,
4 and for the purposes of researching pro-
5 gram impact and efficacy.

6 “(ii) PRIVACY PROTECTIONS.—In
7 making information available under clause
8 (i), the Secretary shall protect personally
9 identifiable information as required under
10 section 552a of title 5, United States Code
11 (commonly known as the ‘Privacy Act of
12 1974’).

13 “(f) ELIGIBLE ACTIVITIES.—

14 “(1) IN GENERAL.—Activities assisted under
15 this section—

16 “(A) may include activities permitted
17 under section 105 or other activities permitted
18 by the Secretary by waiver or alternative re-
19 quirement pursuant to subsection (i); and

20 “(B) shall be related to disaster relief,
21 long-term recovery, restoration of housing and
22 infrastructure, economic revitalization, and
23 mitigation in the most impacted and distressed
24 areas resulting from the major disaster for
25 which the grant was awarded.

1 “(2) PROHIBITION.—Grant funds under this
2 section may not be used for costs reimbursable by,
3 or for which funds have been made available by, the
4 Federal Emergency Management Agency or the
5 United States Army Corps of Engineers.

6 “(3) ADMINISTRATIVE COSTS, TECHNICAL AS-
7 SISTANCE, AND PLANNING.—

8 “(A) IN GENERAL.—The Secretary shall
9 establish in regulation the maximum grant
10 amounts a grantee may use for administrative
11 costs, technical assistance, and planning activi-
12 ties, taking into consideration size of grant,
13 complexity of recovery, and other factors as de-
14 termined by the Secretary, but not to exceed 8
15 percent for administration and 20 percent in
16 total.

17 “(B) AVAILABILITY.—Amounts available
18 for administrative costs for a grant under this
19 section shall be available for eligible administra-
20 tive costs of the grantee for any grant made
21 under this section, without regard to a par-
22 ticular disaster.

23 “(C) SUPPLEMENTAL PLAN.—

24 “(i) IN GENERAL.—Grantees may
25 submit to the Secretary an optional supple-

1 mental plan to the grantee plan required
2 under this title specifically for administra-
3 tive costs, which shall include a description
4 of the use of all grant funds for adminis-
5 trative costs, including for any eligible pre-
6 award program administrative costs, and
7 how such uses will prepare the grantee to
8 more effectively and expeditiously admin-
9 ister funds provided under the full plan.

10 “(ii) USE OF FUNDS.—If a supple-
11 mental plan is approved under clause (i), a
12 grantee may draw down the aforemen-
13 tioned administrative funds before the full
14 grantee plan is approved.

15 “(iii) WAIVERS.—In carrying out this
16 subparagraph, the Secretary may include
17 any waivers or alternative requirements in
18 accordance with subsection (i).

19 “(4) PROGRAM INCOME.—Notwithstanding any
20 other provision of law, any grantee under this sec-
21 tion may retain program income that is realized
22 from grants made by the Secretary under this sec-
23 tion if the grantee agrees that the grantee will uti-
24 lize the program income in accordance with the re-

1 requirements for grants under this section, except that
2 the Secretary may—

3 “(A) by regulation, exclude from consider-
4 ation as program income any amounts deter-
5 mined to be so small that compliance with this
6 paragraph creates an unreasonable administra-
7 tive burden on the grantee; or

8 “(B) permit the grantee to transfer re-
9 maining program income to the other grants of
10 the grantee under this title upon closeout of the
11 grant.

12 “(5) PROHIBITION ON USE OF ASSISTANCE FOR
13 EMPLOYMENT RELOCATION ACTIVITIES.—

14 “(A) IN GENERAL.—Grants under this sec-
15 tion may not be used to assist directly in the
16 relocation of any industrial or commercial plant,
17 facility, or operation, from one area to another
18 area, if the relocation is likely to result in a sig-
19 nificant loss of employment in the labor market
20 area from which the relocation occurs.

21 “(B) APPLICABILITY.—The prohibition
22 under subparagraph (A) shall not apply to a
23 business that was operating in the disaster-de-
24 clared labor market area before the incident
25 date of the applicable disaster and has since

1 moved, in whole or in part, from the affected
2 area to another State or to a labor market area
3 within the same State to continue business.

4 “(6) REQUIREMENTS.—Grants under this sec-
5 tion are subject to the requirements of this section,
6 the other provisions of this title that apply to assist-
7 ance under this section, and other applicable laws,
8 unless modified by waivers or alternative require-
9 ments in accordance with subsection (i).

10 “(g) ENVIRONMENTAL REVIEW.—

11 “(1) ADOPTION.—A recipient of funds provided
12 under this section that uses the funds to supplement
13 Federal assistance provided under section 203, 402,
14 403, 404, 406, 407, 408(c)(4), 428, or 502 of the
15 Robert T. Stafford Disaster Relief and Emergency
16 Assistance Act (42 U.S.C. 5170a, 5170b, 5170c,
17 5172, 5173, 5174(c)(4), 5189f, 5192) may adopt,
18 without review or public comment, any environ-
19 mental review, approval, or permit performed by a
20 Federal agency, and such adoption shall satisfy the
21 responsibilities of the recipient with respect to such
22 environmental review, approval, or permit under sec-
23 tion 104(g)(1), so long as the actions covered by the
24 existing environmental review, approval, or permit

1 and the actions proposed for these supplemental
2 funds are substantially the same.

3 “(2) APPROVAL OF RELEASE OF FUNDS.—Not-
4 withstanding section 104(g)(2), the Secretary or a
5 State may, upon receipt of a request for release of
6 funds and certification, immediately approve the re-
7 lease of funds for an activity or project to be as-
8 sisted under this section if the recipient has adopted
9 an environmental review, approval, or permit under
10 paragraph (1) or the activity or project is categori-
11 cally excluded from review under the National Envi-
12 ronmental Policy Act of 1969 (42 U.S.C. 4321 et
13 seq.).

14 “(3) UNITS OF GENERAL LOCAL GOVERN-
15 MENT.—The provisions of section 104(g)(4) shall
16 apply to assistance under this section that a State
17 distributes to a unit of general local government.

18 “(h) FINANCIAL CONTROLS AND PROCEDURES.—

19 “(1) IN GENERAL.—The Secretary shall develop
20 requirements and procedures to demonstrate that a
21 grantee under this section—

22 “(A) has adequate financial controls and
23 procurement processes;

1 “(B) has adequate procedures to detect
2 and prevent fraud, waste, abuse, and duplica-
3 tion of benefit; and

4 “(C) maintains a comprehensive and pub-
5 licly accessible website.

6 “(2) CERTIFICATION.—Before making a grant
7 under this section, the Secretary shall certify that
8 the grantee has in place proficient processes and
9 procedures to comply with the requirements devel-
10 oped under paragraph (1), as determined by the
11 Secretary.

12 “(3) COMPLIANCE BEFORE ALLOCATION.—The
13 Secretary may permit a State, unit of general local
14 government, or Indian tribe to demonstrate compli-
15 ance with the requirements for adequate financial
16 controls developed under paragraph (1) before a dis-
17 aster occurs and before receiving an allocation for a
18 grant under this section.

19 “(4) DUPLICATION OF BENEFITS.—

20 “(A) IN GENERAL.—Funds made available
21 under this section shall be used in accordance
22 with section 312 of the Robert T. Stafford Dis-
23 aster Relief and Emergency Assistance Act (42
24 U.S.C. 5155) and such rules as may be pre-
25 scribed under such section 312.

1 “(B) PENALTIES.—In any case in which
2 the use of grant funds under this section results
3 in a prohibited duplication of benefits, the
4 grantee shall—

5 “(i) apply an amount equal to the
6 identified duplication to any allowable costs
7 of the award consistent with an actual, im-
8 mediate cash requirement;

9 “(ii) remit any excess amounts to the
10 Secretary to be credited to the obligated,
11 undisbursed balance of the grant con-
12 sistent with requirements on Federal pay-
13 ments applicable to such grantee; and

14 “(iii) if excess amounts under clause
15 (ii) are identified after the period of per-
16 formance or after the closeout of the
17 award, remit such amounts to the Sec-
18 retary to be credited to the Fund.

19 “(C) FAILURE TO COMPLY.—Any grantee
20 provided funds under this section or from prior
21 appropriations Acts under the heading ‘Commu-
22 nity Development Fund’ for purposes related to
23 major disasters that fails to comply with section
24 312 of the Robert T. Stafford Disaster Relief
25 and Emergency Assistance Act (42 U.S.C.

1 5155) or fails to satisfy penalties to resolve a
2 duplication of benefits shall be subject to rem-
3 edies for noncompliance under section 111, un-
4 less the Secretary publishes a determination in
5 the Federal Register that it is not in the best
6 interest of the Federal Government to pursue
7 remedial actions.

8 “(i) WAIVERS AND ALTERNATIVE REQUIREMENTS.—

9 “(1) IN GENERAL.—In administering grants
10 under this section, the Secretary may waive, or
11 specify alternative requirements for, any provision of
12 any statute or regulation that the Secretary admin-
13 isters in connection with the obligation by the Sec-
14 retary or the use by the grantee of those funds (ex-
15 cept for requirements related to fair housing, non-
16 discrimination, labor standards, the environment,
17 and the requirements of this section that do not ex-
18 pressly authorize modifications by waiver or alter-
19 native requirement), if the Secretary makes a public
20 finding that good cause exists for the waiver or al-
21 ternative requirement.

22 “(2) EFFECTIVE DATE.—A waiver or alter-
23 native requirement described in paragraph (1) shall
24 not take effect before the date that is 5 days after
25 the date of publication of the waiver or alternative

1 requirement on the website of the Department of
2 Housing and Urban Development or the effective
3 date for any regulation published in the Federal
4 Register.

5 “(3) PUBLIC NOTIFICATION.—The Secretary
6 shall notify the public of all waivers or alternative
7 requirements described in paragraph (1) in accord-
8 ance with the requirements of section 7(q)(3) of the
9 Department of Housing and Urban Development
10 Act (42 U.S.C. 3535(q)(3)).

11 “(j) UNUSED AMOUNTS.—

12 “(1) DEADLINE TO USE AMOUNTS.—A grantee
13 under this section shall use an amount equal to the
14 grant within 6 years beginning on the date on which
15 the Secretary obligates the amounts to the grantee,
16 as such period may be extended under paragraph
17 (4).

18 “(2) RECAPTURE.—The Secretary shall recap-
19 ture and credit to the Fund any amount that is un-
20 used by a grantee under this section upon the earlier
21 of—

22 “(A) the date on which the grantee notifies
23 the Secretary that the grantee has completed all
24 activities identified in the disaster grantee’s
25 plan under subsection (c); or

1 “(B) the expiration of the 6-year period
2 described in paragraph (1), as such period may
3 be extended under paragraph (4).

4 “(3) RETENTION OF FUNDS.—Notwithstanding
5 paragraph (1), the Secretary—

6 “(A) shall allow a grantee under this sec-
7 tion to retain amounts needed to close out
8 grants; and

9 “(B) may allow a grantee under this sec-
10 tion to retain up to 10 percent of the remaining
11 funds to support maintenance of the minimal
12 capacity to launch a new program in the event
13 of a future disaster and to support pre-disaster
14 long-term recovery and mitigation planning.

15 “(4) EXTENSION OF PERIOD FOR USE OF
16 FUNDS.—The Secretary may extend the 6-year pe-
17 riod described in paragraph (1) by not more than 4
18 years, or not more than 6 years for mitigation activi-
19 ties, if—

20 “(A) the grantee submits to the Sec-
21 retary—

22 “(i) written documentation of the exi-
23 gent circumstances impacting the ability of
24 the grantee to expend funds that could not
25 be anticipated; or

1 “(ii) a justification that such request
2 is necessary due to the nature and com-
3 plexity of the program and projects; and

4 “(B) the Secretary submits a written jus-
5 tification for the extension to the Committee on
6 Appropriations and the Committee on Banking,
7 Housing, and Urban Affairs of the Senate and
8 the Committee on Appropriations and the Com-
9 mittee on Financial Services of the House of
10 Representatives that specifies the period of that
11 extension.

12 “(k) DEFINITION.—In this section, the term ‘Indian
13 tribe’ has the meaning given the term in section 4 of the
14 Native American Housing Assistance and Self-Determina-
15 tion Act of 1996 (25 U.S.C. 4103).”.

16 (e) REGULATIONS.—

17 (1) PROPOSED RULES.—Following consultation
18 with the Federal Emergency Management Agency,
19 the Small Business Administration, and other Fed-
20 eral agencies, not later than 6 months after the date
21 of enactment of this Act, the Secretary shall issue
22 proposed rules to carry out this section and the
23 amendments made by this section and shall provide
24 a 90-day period for submission of public comments
25 on those proposed rules.

1 (2) FINAL RULES.—Not later than 1 year after
2 the date of enactment of this Act, the Secretary
3 shall issue final regulations to carry out section 124
4 of the Housing and Community Development Act of
5 1974, as added by subsection (d).

6 (f) COORDINATION OF DISASTER RECOVERY ASSIST-
7 ANCE, BENEFITS, AND DATA WITH OTHER FEDERAL
8 AGENCIES.—

9 (1) COORDINATION OF DISASTER RECOVERY AS-
10 SISTANCE.—In order to ensure a comprehensive ap-
11 proach to Federal disaster relief, long-term recovery,
12 restoration of housing and infrastructure, economic
13 revitalization, and mitigation in the most impacted
14 and distressed areas resulting from a catastrophic
15 major disaster, the Secretary shall coordinate with
16 the Federal Emergency Management Agency, to the
17 greatest extent practicable, in the implementation of
18 assistance authorized under section 124 of the
19 Housing and Community Development Act of 1974,
20 as added by subsection (d).

21 (2) DATA SHARING AGREEMENTS.—To support
22 the coordination of data to prevent duplication of
23 benefits with other Federal disaster recovery pro-
24 grams while also expediting recovery and reducing
25 burden on disaster survivors, the Department shall

1 establish data sharing agreements that safeguard
2 privacy with relevant Federal agencies to ensure dis-
3 aster benefits effectively and efficiently reach in-
4 tended beneficiaries, while using effective means of
5 preventing harm to people and property.

6 (3) DATA TRANSFER FROM FEMA AND SBA TO
7 HUD.—As permitted and deemed necessary for effi-
8 cient program execution, and consistent with a com-
9 puter matching agreement entered into under para-
10 graph (6)(A), the Administrator of the Federal
11 Emergency Management Agency and the Adminis-
12 trator of the Small Business Administration shall
13 provide data on disaster applicants to the Depart-
14 ment, including, when necessary, personally identifi-
15 able information, disaster recovery needs, and re-
16 sources determined eligible for, and amounts ex-
17 pended, to the Secretary for all major disasters de-
18 clared by the President pursuant to section 401 of
19 Robert T. Stafford Disaster Relief and Emergency
20 Assistance Act (42 U.S.C. 5170) for the purpose of
21 providing additional assistance to disaster survivors
22 and prevent duplication of benefits.

23 (4) DATA TRANSFERS FROM HUD TO HUD
24 GRANTEES.—The Secretary is authorized to provide
25 to grantees under section 124 of the Housing and

1 Community Development Act of 1974, as added by
2 subsection (d), offices of the Department, technical
3 assistance providers, and lenders information that in
4 the determination of the Secretary is reasonably
5 available and appropriate to inform the provision of
6 assistance after a major disaster, including informa-
7 tion provided to the Secretary by the Administrator
8 of the Federal Emergency Management Agency, the
9 Administrator of the Small Business Administration,
10 or other Federal agencies.

11 (5) DATA TRANSFERS FROM HUD GRANTEES TO
12 HUD, FEMA, AND SBA.—

13 (A) REPORTING.—Grantees under section
14 124 of the Housing and Community Develop-
15 ment Act of 1974, as added by subsection (d),
16 shall report information requested by the Sec-
17 retary on households, businesses, and other en-
18 tities assisted and the type of assistance pro-
19 vided.

20 (B) SHARING INFORMATION.—The Sec-
21 retary shall share information collected under
22 subparagraph (A) with the Federal Emergency
23 Management Agency, the Small Business Ad-
24 ministration, and other Federal agencies to sup-
25 port the planning and delivery of disaster recov-

1 ery and mitigation assistance and other related
2 purposes.

3 (6) PRIVACY PROTECTION.—

4 (A) IN GENERAL.—The Secretary may
5 make and receive data transfers authorized
6 under this subsection, including the use and re-
7 tention of that data for computer matching pro-
8 grams, to inform the provision of assistance, as-
9 sess disaster recovery needs, and prevent the
10 duplication of benefits and other waste, fraud,
11 and abuse, provided that—

12 (i) the Secretary enters an informa-
13 tion sharing agreement or a computer
14 matching agreement, when required by sec-
15 tion 522a of title 5, United States Code
16 (commonly known as the “Privacy Act of
17 1974”), with the Administrator of the Fed-
18 eral Emergency Management Agency, the
19 Administrator of the Small Business Ad-
20 ministration, or other Federal agencies
21 covering the transfer of data; and

22 (ii) the Secretary publishes intent to
23 disclose data in the Federal Register.

24 (B) DATA SHARING AGREEMENT.—Not-
25 withstanding clauses (i) and (ii) of subpara-

1 graph (A), section 552a of title 5, United
2 States Code, or any other law, the Secretary is
3 authorized to share data with an entity identi-
4 fied in paragraph (4), and the entity is author-
5 ized to use the data as described in this section,
6 if the Secretary enters a data sharing agree-
7 ment with the entity before sharing or receiving
8 any information under transfers authorized by
9 this section, which data sharing agreement
10 shall—

11 (i) in the determination of the Sec-
12 retary, include measures adequate to safe-
13 guard the privacy and personally identifi-
14 able information of individuals; and

15 (ii) include provisions that describe
16 how the personally identifiable information
17 of an individual will be adequately safe-
18 guarded and protected, which requires con-
19 sultation with the Secretary and the head
20 of each Federal agency the data of which
21 is being shared subject to the agreement.

22 (g) SUNSET.—The program under section 124 of the
23 Housing and Community Development Act of 1974, as
24 added by subsection (d) shall terminate on the date that
25 is 3 years after the date of enactment of this Act.

1 (h) SENSE OF CONGRESS.—It is the sense of Con-
2 gress that, should Congress opt to appropriate funds for
3 disaster recovery through a similar successor program fol-
4 lowing the sunset date, subsection (g) shall not preclude
5 Congress from doing so.

6 (i) APPLICATION.—Grants made under section 124
7 of the Housing and Community Development Act of 1974,
8 as added by subsection (d), after the date of enactment
9 of this Act shall be carried out using amounts appro-
10 priated after the date of enactment of this Act.

11 ~~SEC. 505. NEW MOVING TO WORK COHORT.~~

12 ~~(a) DEFINITIONS.—In this section:~~

13 ~~(1) MOVING TO WORK DEMONSTRATION.—The~~
14 ~~term “Moving to Work demonstration” means the~~
15 ~~Moving to Work demonstration authorized under~~
16 ~~section 204 of the Departments of Veterans Affairs~~
17 ~~and Housing and Urban Development, and Inde-~~
18 ~~pendent Agencies Appropriations Act, 1996 (42~~
19 ~~U.S.C. 1437f note).~~

20 ~~(2) SECRETARY.—The term “Secretary” means~~
21 ~~the Secretary of Housing and Urban Development.~~

22 ~~(b) AUTHORIZATION OF ADDITIONAL PUBLIC HOUS-~~
23 ~~ING AGENCIES.—~~

24 ~~(1) IN GENERAL.—After the completion of the~~
25 ~~initial report required under subsection (h)(2), the~~