

1 rental property located in areas
2 covered by a major disaster dec-
3 laration to house individuals and
4 households eligible for assistance
5 under this section; and

6 “(bb) make repairs or im-
7 provement to properties under
8 such lease agreements, to the ex-
9 tent necessary to serve as safe
10 and adequate temporary housing.

11 “(II) IMPROVEMENTS OR RE-
12 PAIRS.—Under the terms of any lease
13 agreement for property entered into
14 under this subsection, the value of the
15 improvements or repairs shall be de-
16 ducted from the value of the lease
17 agreement; and may not exceed the
18 value of the lease agreement.

19 “(III) PERIOD OF ASSISTANCE.—
20 The President may not provide direct
21 assistance under this clause with re-
22 spect to a major disaster after the end
23 of the 18-month period beginning on
24 the date of declaration of the major
25 disaster by the President, except that

1 the President may extend that period
2 if the President determines that due
3 to extraordinary circumstances an ex-
4 tension would be in the public inter-
5 est.”; and

6 (3) in clause (iv), as so redesignated, by strik-
7 ing “clause (ii)” and inserting “clause (iii)”.

8 (k) TRIBAL REQUESTS FOR A MAJOR DISASTER OR
9 EMERGENCY DECLARATION UNDER THE STAFFORD
10 ACT.—

11 (1) MAJOR DISASTER REQUESTS.—Section 401
12 of the Robert T. Stafford Disaster Relief and Emer-
13 gency Assistance Act (42 U.S.C. 5170) is amend-
14 ed—

15 (A) by striking “All requests for a declara-
16 tion” and inserting “(a) IN GENERAL.—All re-
17 quests for a declaration”; and

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

19 “(b) INDIAN TRIBAL GOVERNMENT REQUESTS.—

20 “(1) IN GENERAL.—The Chief Executive of an
21 affected Indian tribal government may submit a re-
22 quest for a declaration by the President that a
23 major disaster exists consistent with the require-
24 ments of subsection (a).

1 “(2) REFERENCES.—In implementing assist-
2 ance authorized by the President under this Act in
3 response to a request of the Chief Executive of an
4 affected Indian tribal government for a major dis-
5 aster declaration, any reference in this Act, except
6 sections 310 and 326, to a State or the Governor of
7 a State is deemed to refer to an affected Indian trib-
8 al government or the Chief Executive of an affected
9 Indian tribal government, as appropriate.

10 “(3) SAVINGS PROVISION.—Nothing in this sub-
11 section shall prohibit an Indian tribal government
12 from receiving assistance under this Act through a
13 declaration made by the President at the request of
14 a State under subsection (a) if the President does
15 not make a declaration under this subsection for the
16 same incident.

17 “(c) COST SHARE ADJUSTMENTS FOR INDIAN TRIB-
18 AL GOVERNMENTS.—

19 “(1) IN GENERAL.—In providing assistance to
20 an Indian tribal government under this Act, the
21 President may waive or adjust any payment of a
22 non-Federal contribution with respect to the assist-
23 ance if—

1 “(A) the President has the authority to
2 waive or adjust the payment under another pro-
3 vision of this Act; and

4 “(B) the President determines that the
5 waiver or adjustment is necessary and appro-
6 priate.

7 “(2) CRITERIA FOR MAKING DETERMINA-
8 TIONS.—The President shall establish criteria for
9 making determinations under paragraph (1)(B).”

10 (2) EMERGENCY REQUESTS.—Section 501 of
11 the Robert T. Stafford Disaster Relief and Emer-
12 gency Assistance Act (42 U.S.C. 5191) is amended
13 by adding at the end the following:

14 “(c) INDIAN TRIBAL GOVERNMENT REQUESTS.—

15 “(1) IN GENERAL.—The Chief Executive of an
16 affected Indian tribal government may submit a re-
17 quest for a declaration by the President that an
18 emergency exists consistent with the requirements of
19 subsection (a).

20 “(2) REFERENCES.—In implementing assist-
21 ance authorized by the President under this Act in
22 response to a request of the Chief Executive of an
23 affected Indian tribal government for an emergency
24 declaration, any reference in this Act, except sec-
25 tions 310 and 326, to a State or the Governor of a

1 State is deemed to refer to an affected Indian tribal
2 government or the Chief Executive of an affected In-
3 dian tribal government, as appropriate.

4 “(3) SAVINGS PROVISION.—Nothing in this sub-
5 section shall prohibit an Indian tribal government
6 from receiving assistance under this Act through a
7 declaration made by the President at the request of
8 a State under subsection (a) if the President does
9 not make a declaration under this subsection for the
10 same incident.”.

11 (3) DEFINITIONS.—Section 102 of the Robert
12 T. Stafford Disaster Relief and Emergency Assist-
13 ance Act (42 U.S.C. 5122) is amended—

14 (A) in paragraph (7)(B) by striking “;
15 and” and inserting “, that is not an Indian
16 tribal government as defined in paragraph (6);
17 and”;

18 (B) by redesignating paragraphs (6)
19 through (10) as paragraphs (7) through (11),
20 respectively;

21 (C) by inserting after paragraph (5) the
22 following:

23 “(6) INDIAN TRIBAL GOVERNMENT.—The term
24 ‘Indian tribal government’ means the governing body
25 of any Indian or Alaska Native tribe, band, nation,

1 pueblo, village, or community that the Secretary of
2 the Interior acknowledges to exist as an Indian tribe
3 under the Federally Recognized Indian Tribe List
4 Act of 1994 (25 U.S.C. 479a et seq.)”; and

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

6 “(12) CHIEF EXECUTIVE.—The term ‘Chief Ex-
7 ecutive’ means the person who is the Chief, Chair-
8 man, Governor, President, or similar executive offi-
9 cial of an Indian tribal government.”.

10 (4) REFERENCES.—Title I of the Robert T.
11 Stafford Disaster Relief and Emergency Assistance
12 Act (42 U.S.C. 5121 et seq.) is amended by adding
13 after section 102 the following:

14 **“SEC. 103. REFERENCES.**

15 “Except as otherwise specifically provided, any ref-
16 erence in this Act to ‘State and local’, ‘State or local’,
17 ‘State, and local’, ‘State, or local’, or ‘State, local’ (includ-
18 ing the plural form of such terms) with respect to govern-
19 ments or officials and any reference to a ‘local govern-
20 ment’ in sections 406(d)(3) and 417 shall be deemed to
21 refer also to Indian tribal governments and officials, as
22 appropriate.”.

23 (5) REGULATIONS.—

1 (A) ISSUANCE.—The President shall issue
2 regulations to carry out the amendments made
3 by this subsection.

4 (B) FACTORS.—In issuing regulations
5 under this paragraph, the President shall con-
6 sider the unique conditions that affect the gen-
7 eral welfare of Indian tribal governments.

8 (1) REPORT.—Not later than 90 days after the date
9 of enactment of this Act, the Chair of the Hurricane
10 Sandy Rebuilding Task Force established by the Presi-
11 dent, in consultation with the Administrator of the Fed-
12 eral Emergency Management Agency, the Secretary of the
13 Treasury, and others whom the Chair determines to be
14 appropriate, shall submit to the Committee on Appropria-
15 tions and the Committee on Homeland Security and Gov-
16 ernmental Affairs of the Senate and the Committee on Ap-
17 propriations and the Committee on Transportation and
18 Infrastructure of the House of Representatives a report
19 that includes a discussion of—

20 (1) the impacts of Hurricane Sandy on local
21 government budgets in States where a major dis-
22 aster has been declared, including revenues from
23 taxes, fees, and other sources, and expenses related
24 to operations, debt obligations, and unreimbursed
25 disaster-related costs;

1 (2) the availability of loans from private sources
2 to address such impacts, including information on
3 interest rates, repayment terms, securitization re-
4 quirements, and the ability of affected local govern-
5 ments to qualify for such loans;

6 (3) the availability of Federal resources to ad-
7 dress the budgetary impacts of Hurricane Sandy
8 upon local governments;

9 (4) the ability of the Community Disaster Loan
10 program authorized under section 417 of the Robert
11 T. Stafford Disaster Relief and Emergency Assist-
12 ance Act (42 U.S.C. 5184) to effectively and expedi-
13 tiously address budgetary impacts of Hurricane
14 Sandy and other disasters upon local governments,
15 including—

16 (A) an assessment of the current statutory
17 limits on loan amounts;

18 (B) the regulations, policies, and proce-
19 dures governing program mobilization to com-
20 munities in need and expeditious processing of
21 loan applications;

22 (C) information on interest rates, repay-
23 ment terms, securitization requirements, and
24 ability of affected local governments to qualify
25 for such loans;

1 (D) criteria governing the cancellation of
2 such loans, including appropriate classification
3 of available revenues and eligible expenses, and
4 the consistency of program rules with cus-
5 tomary local government budgetary practices
6 and State or local laws that affect the specific
7 budgetary practices of local governments af-
8 fected by Hurricane Sandy and other disasters;

9 (E) repayment terms and timeframes on
10 loans that do not qualify for cancellation;

11 (F) options for Congressional consideration
12 related to legislative modifications of this pro-
13 gram, and any other applicable provisions of
14 Federal law, in order to address the budgetary
15 impacts of Hurricane Sandy and other disasters
16 upon local governments; and

17 (G) recommendations on steps the Federal
18 Emergency Management Agency may take in
19 order to improve program administration, effec-
20 tiveness, communications, and speed; and

21 (5) potential consequences of Federal action or
22 inaction to address the budgetary impacts of Hurri-
23 cane Sandy upon local governments.

1 (m) APPLICABILITY.—Unless otherwise specified,
2 this section and the amendments made by this section
3 shall apply for—

4 (1) any major disaster or emergency declared
5 under the Robert T. Stafford Disaster Relief and
6 Emergency Assistance Act (42 U.S.C. 5121 et seq.)
7 on or after the date of enactment of this Act; and

8 (2) a major disaster or emergency declared be-
9 fore the date of enactment of this Act for which the
10 period for processing requests for assistance has not
11 ended on the date of enactment of this Act.

12 TITLE VII

13 DEPARTMENT OF THE INTERIOR

14 FISH AND WILDLIFE SERVICE

15 CONSTRUCTION

16 For an additional amount for “Construction” for nec-
17 essary expenses incurred to prepare for, respond to, and
18 recover from Hurricane Sandy, \$78,000,000, to remain
19 available until expended: *Provided*, That such amount is
20 designated by the Congress as being for an emergency re-
21 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
22 anced Budget and Emergency Deficit Control Act of 1985.

1 NATIONAL PARK SERVICE

2 HISTORIC PRESERVATION FUND

3 For an additional amount for the “Historic Preserva-
4 tion Fund” for necessary expenses related to the con-
5 sequences of Hurricane Sandy, \$50,000,000, to remain
6 available until September 30, 2015, including costs to
7 states necessary to complete compliance activities required
8 by section 106 of the National Historic Preservation Act
9 and costs needed to administer the program: *Provided*,
10 That grants shall only be available for areas that have re-
11 ceived a major disaster declaration pursuant to the Robert
12 T. Stafford Disaster Relief and Emergency Assistance Act
13 (42 U.S.C. 5121 et seq.): *Provided further*, That individual
14 grants shall not be subject to a non-Federal matching re-
15 quirement: *Provided further*, That such amount is des-
16 ignated by the Congress as being for an emergency re-
17 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
18 anced Budget and Emergency Deficit Control Act of 1985.

19 CONSTRUCTION

20 For an additional amount for “Construction” for nec-
21 essary expenses incurred to prepare for, respond to, and
22 recover from Hurricane Sandy, \$348,000,000, to remain
23 available until expended: *Provided*, That such amount is
24 designated by the Congress as being for an emergency re-

1 requirement pursuant to section 251(b)(2)(A)(i) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985.

3 BUREAU OF SAFETY AND ENVIRONMENTAL

4 ENFORCEMENT

5 OIL SPILL RESEARCH

6 For an additional amount for "Oil Spill Research"
7 for necessary expenses related to the consequences of Hur-
8 ricane Sandy, \$3,000,000, to remain available until ex-
9 pended: *Provided*, That such amount is designated by the
10 Congress as being for an emergency requirement pursuant
11 to section 251(b)(2)(A)(i) of the Balanced Budget and
12 Emergency Deficit Control Act of 1985.

13 DEPARTMENTAL OPERATIONS

14 OFFICE OF THE SECRETARY

15 (INCLUDING TRANSFER OF FUNDS)

16 For an additional amount for "Departmental Oper-
17 ations" and any Department of the Interior component
18 bureau or office for necessary expenses related to the con-
19 sequences of Hurricane Sandy and for other activities re-
20 lated to storms and natural disasters, \$150,000,000, to
21 remain available until expended: *Provided*, That funds ap-
22 propriated herein shall be used to restore and rebuild
23 parks, refuges, and other public assets; increase the resil-
24 iency and capacity of coastal habitat and infrastructure
25 to withstand future storms and reduce the amount of dam-

1 age caused by such storms; protect natural and cultural
2 values; and assist State, tribal and local governments: *Pro-*
3 *vided further*, That the Secretary may transfer these funds
4 to any other account in the Department and may expend
5 such funds by direct expenditure, grants, or cooperative
6 agreements, including grants to or cooperative agreements
7 with States, Tribes, and municipalities, to carry out the
8 purposes provided herein: *Provided further*, That the Sec-
9 retary shall submit to the Committees on Appropriations
10 of the House of Representatives and the Senate a detailed
11 spending plan for the amounts provided herein within 60
12 days of enactment of this Act: *Provided further*, That such
13 amount is designated by the Congress as being for an
14 emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 ENVIRONMENTAL PROTECTION AGENCY

18 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

19 For an additional amount for “Environmental Pro-
20 grams and Management” for necessary expenses related
21 to the consequences of Hurricane Sandy, \$725,000, to re-
22 main available until expended: *Provided*, That such
23 amount is designated by the Congress as being for an
24 emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985.

3 HAZARDOUS SUBSTANCE SUPERFUND

4 For an additional amount for “Hazardous Substance
5 Superfund” for necessary expenses related to the con-
6 sequences of Hurricane Sandy, \$2,000,000, to remain
7 available until expended: *Provided*, That such amount is
8 designated by the Congress as being for an emergency re-
9 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
10 anced Budget and Emergency Deficit Control Act of 1985.

11 LEAKING UNDERGROUND STORAGE TANK FUND

12 For an additional amount for “Leaking Underground
13 Storage Tank Fund” for necessary expenses related to the
14 ~~consequences of Hurricane Sandy, \$5,000,000, to remain~~
15 available until expended: *Provided*, That such amount is
16 designated by the Congress as being for an emergency re-
17 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
18 anced Budget and Emergency Deficit Control Act of 1985.

19 STATE AND TRIBAL ASSISTANCE GRANTS

20 For an additional amount for “State and Tribal As-
21 sistance Grants”, \$810,000,000, to remain available until
22 expended, of which \$700,000,000 shall be for capitaliza-
23 tion grants for the Clean Water State Revolving Funds
24 under Title VI of the Federal Water Pollution Control Act,
25 and of which \$110,000,000 shall be for capitalization

1 grants under section 1452 of the Safe Drinking Water
2 Act: *Provided*, That notwithstanding section 604(a) of the
3 Federal Water Pollution Control Act and section
4 1452(a)(1)(D) of the Safe Drinking Water Act, funds ap-
5 propriated herein shall be provided to States that have re-
6 ceived a major disaster declaration pursuant to the Robert
7 T. Stafford Disaster Relief and Emergency Assistance Act
8 (42 U.S.C. 5121 et seq.) for Hurricane Sandy: *Provided*
9 *further*, That no eligible state shall receive less than two
10 percent of such funds: *Provided further*, That funds appro-
11 priated herein shall not be subject to the matching or cost
12 share requirements of sections 602(b)(2), 602(b)(3) or
13 202 of the Federal Water Pollution Control Act nor the
14 matching requirements of section 1452(e) of the Safe
15 Drinking Water Act: *Provided further*, That notwith-
16 standing the requirements of section 603(d) of the Federal
17 Water Pollution Control Act, for the funds appropriated
18 herein, each State shall use not less than 50 percent of
19 the amount of its capitalization grants to provide addi-
20 tional subsidization to eligible recipients in the form of for-
21 giveness of principal, negative interest loans or grants or
22 any combination of these: *Provided further*, That the funds
23 appropriated herein shall only be used for eligible projects
24 whose purpose is to reduce flood damage risk and vulner-
25 ability or to enhance resiliency to rapid hydrologic change

1 or a natural disaster at treatment works as defined by
2 section 212 of the Federal Water Pollution Control Act
3 or any eligible facilities under section 1452 of the Safe
4 Drinking Water Act, and for other eligible tasks at such
5 treatment works or facilities necessary to further such
6 purposes: *Provided further*, That notwithstanding the defi-
7 nition of treatment works in section 212 of the Federal
8 Water Pollution Control Act, and subject to the purposes
9 described herein, the funds appropriated herein shall be
10 available for the purchase of land and easements necessary
11 for the siting of eligible treatment works projects: *Pro-*
12 *vided further*, That the Administrator may retain up to
13 \$1,000,000 of the funds appropriated herein for manage-
14 ment and oversight of the requirements of this section:
15 *Provided further*, That such amounts are designated by
16 the Congress as being for an emergency requirement pur-
17 suant to section 251(b)(2)(A)(i) of the Balanced Budget
18 and Emergency Deficit Control Act of 1985.

19 RELATED AGENCIES

20 DEPARTMENT OF AGRICULTURE

21 FOREST SERVICE

22 CAPITAL IMPROVEMENT AND MAINTENANCE

23 For an additional amount for "Capital Improvement
24 and Maintenance" for necessary expenses related to the
25 consequences of Hurricane Sandy, \$4,400,000, to remain

1 available until expended: *Provided*, That such amount is
2 designated by the Congress as being for an emergency re-
3 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
4 anced Budget and Emergency Deficit Control Act of 1985.

5 OTHER RELATED AGENCY

6 SMITHSONIAN INSTITUTION

7 SALARIES AND EXPENSES

8 For an additional amount for “Salaries and Ex-
9 penses” for necessary expenses related to the con-
10 sequences of Hurricane Sandy, \$2,000,000, to remain
11 available until expended: *Provided*, That such amount is
12 designated by the Congress as being for an emergency re-
13 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
14 anced Budget and Emergency Deficit Control Act of 1985.

15 TITLE VIII

16 DEPARTMENT OF LABOR

17 EMPLOYMENT AND TRAINING ADMINISTRATION

18 TRAINING AND EMPLOYMENT SERVICES

19 (INCLUDING TRANSFER OF FUNDS)

20 For an additional amount for “Training and Employ-
21 ment Services”, \$50,000,000, for the dislocated workers
22 assistance national reserve for necessary expenses result-
23 ing from Hurricane Sandy, which shall be available from
24 the date of enactment of this Act through September 30,
25 2013: *Provided*, That the Secretary of Labor may transfer

1 up to \$3,500,000 of such funds to any other Department
2 of Labor account for other Hurricane Sandy reconstruc-
3 tion and recovery needs, including worker protection ac-
4 tivities: *Provided further*, That such amounts are des-
5 ignated by the Congress as being for an emergency re-
6 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
7 anced Budget and Emergency Deficit Control Act of 1985.

8 DEPARTMENT OF HEALTH AND HUMAN
9 SERVICES

10 ADMINISTRATION FOR CHILDREN AND FAMILIES

11 SOCIAL SERVICES BLOCK GRANT

12 For an additional amount for “Social Services Block
13 Grant”, \$500,000,000, for necessary expenses resulting
14 from Hurricane Sandy in States for which the President
15 declared a major disaster under title IV of the Robert T.
16 Stafford Disaster Relief and Emergency Assistance Act,
17 notwithstanding section 2003 and paragraphs (1) and (4)
18 of section 2005(a) of the Social Security Act: *Provided*,
19 That, notwithstanding section 2002 of the Social Security
20 Act, the distribution of such amount shall be limited to
21 States directly affected by these events: *Provided further*,
22 That section 2002(c) of the Social Security Act shall be
23 applied to funds appropriated in this paragraph by sub-
24 stituting succeeding 2 fiscal years for succeeding fiscal
25 year: *Provided further*, That funds appropriated in this

1 paragraph are in addition to the entitlement grants au-
2 thorized by section 2002(a)(1) of the Social Security Act
3 and shall not be available for such entitlement grants: *Pro-*
4 *vided further*, That in addition to other uses permitted by
5 title XX of the Social Security Act, funds appropriated
6 in this paragraph may be used for health services (includ-
7 ing mental health services), and for costs of renovating,
8 repairing, or rebuilding health care facilities (including
9 mental health facilities), child care facilities, or other so-
10 cial services facilities: *Provided further*, That notwith-
11 standing paragraphs (2) and (8) of section 2005(a) of the
12 Social Security Act, a State may use up to 10 percent
13 of its allotment of funds appropriated in this paragraph
14 to supplement any other funds available for the following
15 costs, subject to guidelines established by the Secretary,
16 for health care providers (as defined by the Secretary):
17 (a) payments to compensate employees of health care pro-
18 viders for wages lost as a direct result of Hurricane
19 Sandy, and (b) payments to support the viability of health
20 care providers with facilities that were substantially dam-
21 aged as a direct result of Hurricane Sandy: *Provided fur-*
22 *ther*, That funds appropriated in this paragraph are also
23 available for costs incurred up to 3 days prior to Hurri-
24 cane Sandy's October 29, 2012, landfall, subject to Fed-
25 eral review of documentation of the cost of services pro-

1 vided: *Provided further*, That none of the funds appro-
2 priated in this paragraph shall be available for costs that
3 are reimbursed by the Federal Emergency Management
4 Agency or insurance: *Provided further*, That, with respect
5 to the Federal interest in real property acquired or on
6 which construction or major renovation of facilities (as
7 such terms are defined in 45 CFR 1309.3) is undertaken
8 with these funds, procedures equivalent to those specified
9 in Subpart C of 45 CFR Part 1309 shall apply: *Provided*
10 *further*, That such amount is designated by the Congress
11 as being for an emergency requirement pursuant to sec-
12 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
13 gency Deficit Control Act of 1985.

14 CHILDREN AND FAMILY SERVICES PROGRAMS

15 For an additional amount for “Children and Families
16 Services Programs”, \$100,000,000, for making payments
17 under the Head Start Act in States for which the Presi-
18 dent declared a major disaster under title IV of the Robert
19 T. Stafford Disaster Relief and Emergency Assistance Act
20 as a result of Hurricane Sandy: *Provided*, That funds ap-
21 propriated in this paragraph are not subject to the alloca-
22 tion requirements of section 640(a) or the matching re-
23 quirements of section 640(b) of the Head Start Act: *Pro-*
24 *vided further*, That funds appropriated in this paragraph
25 shall be available through September 30, 2014 for activi-

1 ties to assist affected Head Start agencies, including tech-
2 nical assistance, costs of Head Start services (including
3 supportive services for children and families, and provision
4 of mental health services for children affected by Hurri-
5 cane Sandy), and costs of renovating, repairing, or re-
6 building those Head Start facilities damaged as a result
7 of Hurricane Sandy: *Provided further*, That none of the
8 funds appropriated in this paragraph shall be included in
9 the calculation of the “base grant” in subsequent fiscal
10 years, as such term is used in section 640(a)(7)(A) of the
11 Head Start Act: *Provided further*, That none of the funds
12 appropriated in this paragraph shall be available for costs
13 that are reimbursed by the Federal Emergency Manage-
14 ment Agency or by insurance: *Provided further*, That such
15 amounts are designated by the Congress as being for an
16 emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 OFFICE OF THE SECRETARY
20 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
21 FUND
22 (INCLUDING TRANSFER OF FUNDS)
23 For an additional amount for “Public Health and So-
24 cial Services Emergency Fund” for disaster response and
25 recovery, and other expenses related to Hurricane Sandy,

1 and for other disaster-response activities, \$200,000,000,
2 to remain available until expended: *Provided*, That these
3 funds may be transferred by the Secretary to accounts
4 within the Department of Health and Human Services,
5 and shall be available only for the purposes provided in
6 this paragraph: *Provided further*, That the transfer au-
7 thority provided in this paragraph is in addition to any
8 other transfer authority available in this or any other Act:
9 *Provided further*, That obligations incurred for response
10 activities for Hurricane Sandy prior to the enactment of
11 this Act may be charged to this appropriation: *Provided*
12 *further*, That funds appropriated in this paragraph may
13 be used for renovating, repairing, or rebuilding non-Fed-
14 eral research facilities damaged as a result of Hurricane
15 Sandy: *Provided further*, That funds appropriated under
16 this paragraph shall not be available for costs that are
17 eligible for reimbursement by the Federal Emergency
18 Management Agency or are covered by insurance: *Pro-*
19 *vided further*, That such amount is designated by the Con-
20 gress as being for an emergency requirement pursuant to
21 section 251(b)(2)(A)(i) of the Balanced Budget and
22 Emergency Deficit Control Act of 1985.

1

RELATED AGENCY

2

SOCIAL SECURITY ADMINISTRATION

3

LIMITATION ON ADMINISTRATIVE EXPENSES

4

For an additional amount for “Limitation on Administrative Expenses”, \$2,000,000, for necessary expenses resulting from Hurricane Sandy: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

11

TITLE IX

12

DEPARTMENT OF DEFENSE

13

MILITARY CONSTRUCTION

14

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

15

For an additional amount for “Military Construction, Army National Guard”, \$24,200,000, to remain available until September 30, 2014, for necessary expenses related to the consequences of Hurricane Sandy: *Provided*, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

24

1 DEPARTMENT OF VETERANS AFFAIRS

2 VETERANS HEALTH ADMINISTRATION

3 MEDICAL SERVICES

4 For an additional amount for "Medical Services",
5 \$21,000,000, to remain available until September 30,
6 2014, for necessary expenses related to the consequences
7 of Hurricane Sandy: *Provided*, That such amount is des-
8 ignated by the Congress as being for an emergency re-
9 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
10 anced Budget and Emergency Deficit Control Act of 1985.

11 MEDICAL FACILITIES

12 For an additional amount for "Medical Facilities",
13 \$6,000,000, to remain available until September 30, 2014,
14 for necessary expenses related to the consequences of Hur-
15 ricane Sandy: *Provided*, That such amount is designated
16 by the Congress as being for an emergency requirement
17 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
18 et and Emergency Deficit Control Act of 1985.

19 NATIONAL CEMETERY ADMINISTRATION

20 For an additional amount for "National Cemetery
21 Administration", \$1,100,000, for necessary expenses re-
22 lated to the consequences of Hurricane Sandy: *Provided*,
23 That such amount is designated by the Congress as being
24 for an emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985.

3 DEPARTMENTAL ADMINISTRATION

4 INFORMATION TECHNOLOGY SYSTEMS

5 For an additional amount for “Information Tech-
6 nology Systems”, \$500,000, for necessary expenses re-
7 lated to the consequences of Hurricane Sandy: *Provided*,
8 That such amount is designated by the Congress as being
9 for an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 CONSTRUCTION, MAJOR PROJECTS

13 For an additional amount for “Construction, Major
14 Projects”, \$207,000,000 to remain available until ex-
15 pended, for renovations and repairs to the Department of
16 Veterans Affairs Medical Center in Manhattan, New York,
17 as a consequence of damage caused by Hurricane Sandy:
18 *Provided*, That notwithstanding any other provision of
19 law, such funds may be obligated and expended to carry
20 out planning and design and major medical facility con-
21 struction not otherwise authorized by law: *Provided fur-*
22 *ther*, That such amount is designated by the Congress as
23 being for an emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1

TITLE X

2

DEPARTMENT OF TRANSPORTATION

3

FEDERAL AVIATION ADMINISTRATION

4

FACILITIES AND EQUIPMENT

5

(AIRPORT AND AIRWAY TRUST FUND)

6

For an additional amount for “Facilities and equip-
7 ment”, \$30,000,000, to be derived from the Airport and
8 Airway Trust Fund and to remain available until ex-
9 pended, for necessary expenses related to the consequences
10 of Hurricane Sandy: *Provided*, That such amount is des-
11 ignated by the Congress as being for an emergency re-
12 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
13 anced Budget and Emergency Deficit Control Act of 1985.

14

FEDERAL HIGHWAY ADMINISTRATION

15

FEDERAL-AID HIGHWAYS

16

EMERGENCY RELIEF PROGRAM

17

For an additional amount for the Emergency Relief
18 Program as authorized under section 125 of title 23,
19 United States Code, \$921,000,000, to remain available
20 until expended: *Provided*, That such amount is designated
21 by the Congress as being for an emergency requirement
22 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
23 et and Emergency Deficit Control Act of 1985.

1 FEDERAL RAILROAD ADMINISTRATION
2 GRANTS TO THE NATIONAL RAILROAD PASSENGER
3 CORPORATION

4 For an additional amount for the Secretary to make
5 grants to the National Railroad Passenger Corporation for
6 costs and losses incurred as a result of Hurricane Sandy
7 and to advance capital projects that address Northeast
8 Corridor infrastructure recovery, mitigation and resiliency
9 in the affected areas, \$336,000,000, to remain available
10 until expended: *Provided*, That the Administrator of the
11 Federal Railroad Administration may retain up to one-
12 half of 1 percent of the funds provided under this heading
13 to fund the award and oversight by the Administrator of
14 grants made under this heading: *Provided further*, That
15 such amount is designated by the Congress as being for
16 an emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 FEDERAL TRANSIT ADMINISTRATION
20 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM
21 For the Public Transportation Emergency Relief
22 Program as authorized under section 5324 of title 49,
23 United States Code, \$10,783,000,000, to remain available
24 until expended, for recovery and relief efforts in the areas
25 most affected by Hurricane Sandy: *Provided*, That, of the

1 funds provided under this heading, the Secretary may
2 transfer up to \$5,383,000,000 to the appropriate agencies
3 to fund programs authorized under titles 23 and 49,
4 United States Code, in order to carry out mitigation
5 projects related to reducing risk of damage from future
6 disasters in areas impacted by Hurricane Sandy: *Provided*
7 *further*, That the Committees on Appropriations of the
8 Senate and the House of Representatives shall be notified
9 at least 15 days in advance of any such transfer: *Provided*
10 *further*, That notwithstanding any other provision of law,
11 the Federal share for all projects funded under this head-
12 ing for repairs, reconstruction or mitigation of transpor-
13 tation infrastructure in areas impacted by Hurricane
14 Sandy shall be 90 percent: *Provided further*, That up to
15 three-quarters of 1 percent of the funds retained for public
16 transportation emergency relief shall be available for the
17 purposes of administrative expenses and ongoing program
18 management oversight as authorized under 49 U.S.C.
19 5334 and 5338(i)(2) and shall be in addition to any other
20 appropriations for such purposes: *Provided further*, That,
21 of the funds made available under this heading,
22 \$6,000,000 shall be transferred to the Office of Inspector
23 General to support the oversight of activities funded under
24 this heading: *Provided further*, That such amounts are
25 designated by the Congress as being for an emergency re-

1 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985.

3 DEPARTMENT OF HOUSING AND URBAN

4 DEVELOPMENT

5 COMMUNITY PLANNING AND DEVELOPMENT

6 COMMUNITY DEVELOPMENT FUND

7 For an additional amount for the “Community Devel-
8 opment Fund” for necessary expenses related to disaster
9 relief, long-term recovery, restoration of infrastructure
10 and housing, economic revitalization, and mitigation in the
11 most impacted and distressed areas resulting from a
12 major disaster declared pursuant to the Robert T. Staf-
13 ford Disaster Relief and Emergency Assistance Act (42
14 U.S.C. 5121 et seq.), due to Hurricane Sandy, for activi-
15 ties authorized under title I of the Housing and Commu-
16 nity Development Act of 1974 (42 U.S.C. 5301 et seq.),
17 \$17,000,000,000, to remain available until expended, of
18 which at least \$2,000,000,000 shall be used for mitigation
19 projects to reduce future risk and vulnerabilities: *Pro-*
20 *vided*, That the Secretary shall establish a minimum allo-
21 cation for each eligible State declared a major disaster due
22 to Hurricane Sandy: *Provided further*, That, of the amount
23 provided under this heading, ~~\$100,000,000~~ \$500,000,000 shall be used
24 to address the unmet needs of impacted areas resulting
25 from a major disaster declared pursuant to the Robert T.

1 Stafford Disaster Relief Act (42 U.S.C. 5121 et seq.) or
2 for small, economically distressed areas with a disaster de-
3 clared in 2011 or 2012: *Provided further*, That funds shall
4 be awarded directly to the State or unit of general local
5 government as a grantee at the discretion of the Secretary:
6 *Provided further*, That the Secretary shall allocate to
7 grantees not less than 33 percent of the funds provided
8 under this heading within 60 days after the enactment of
9 this Act based on the best available data: *Provided further*,
10 That prior to the obligation of funds, a grantee shall sub-
11 mit a plan to the Secretary for approval detailing the pro-
12 posed use of all funds, including criteria for eligibility and
13 how the use of these funds will address long-term recovery
14 and restoration of infrastructure and housing and eco-
15 nomic revitalization in the most impacted and distressed
16 areas: *Provided further*, That the Secretary shall by notice
17 specify the criteria for approval of such plans within 45
18 days of enactment of this Act: *Provided further*, That such
19 funds may not be used for activities reimbursable by, or
20 for which funds are made available by, the Federal Emer-
21 gency Management Agency or the Army Corps of Engi-
22 neers: *Provided further*, That the final paragraph under
23 the heading Community Development Block Grants in
24 title II of Public Law 105-276 (42 U.S.C. 5305 note)
25 shall not apply to funds provided under this heading: *Pro-*

1 *vided further*, That funds allocated under this heading
2 shall not be considered relevant to the non-disaster for-
3 mula allocations made pursuant to 42 U.S.C. 5306: *Pro-*
4 *vided further*, That a grantee may use up to 5 percent
5 of its allocation for administrative costs: *Provided further*,
6 That the Secretary shall require that grantees have estab-
7 lished procedures to ensure timely expenditure of funds
8 and prevent any duplication of benefits as defined by 42
9 U.S.C. 5155 and prevent fraud and abuse of funds: *Pro-*
10 *vided further*, That the Secretary shall provide grantees
11 with technical assistance on contracting and procurement
12 processes and shall require grantees, in contracting or pro-
13 curing for management and administration of these funds,
14 to incorporate performance requirements and penalties
15 into any such contracts or agreements and to maintain
16 information with respect to performance on the use of any
17 funds for management and administrative purposes: *Pro-*
18 *vided further*, That in administering the funds under this
19 heading, the Secretary may waive, or specify alternative
20 requirements for, any provision of any statute or regula-
21 tion that the Secretary administers in connection with the
22 obligation by the Secretary or the use by the recipient of
23 these funds (except for requirements related to fair hous-
24 ing, nondiscrimination, labor standards, and the environ-
25 ment), pursuant to a determination by the Secretary that

1 good cause exists for the waiver or alternative requirement
2 and that such action is not inconsistent with the overall
3 purposes of title I of the Housing and Community Devel-
4 opment Act of 1974 (42 U.S.C. 5301 et seq.): *Provided*
5 *further*, That notwithstanding the previous proviso, recipi-
6 ents of funds provided under this heading that use such
7 funds to match or supplement Federal assistance provided
8 under sections 402, 403, 406, 407, or 502 of the Robert
9 T. Stafford Disaster Relief and Emergency Assistance Act
10 (42 U.S.C. 5121 et seq.) may adopt, without review or
11 public comment, any environmental review, approval, or
12 permit performed by a Federal agency, and such adoption
13 shall satisfy the responsibilities of the recipient with re-
14 spect to such environmental review, approval, or permit:
15 *Provided further*, That, notwithstanding 42 U.S.C.
16 5304(g)(2), the Secretary may, upon receipt of a request
17 for release of funds and certification, immediately approve
18 the release of funds for an activity or project assisted
19 under this heading if the recipient has adopted an environ-
20 mental review prepared under the National Environmental
21 Policy Act of 1969 (42 U.S.C. 4321 et seq.) or the project
22 is categorically excluded from further review under the
23 National Environmental Policy Act of 1969 (42 U.S.C.
24 4321 et seq.): *Provided further*, That a waiver granted by
25 the Secretary may not reduce the percentage of funds

1 which must be used for activities that benefit persons of
2 low and moderate income to less than 50 percent, unless
3 the Secretary specifically finds that there is a compelling
4 need to further reduce or eliminate the percentage require-
5 ment: *Provided further*, That the Secretary shall publish
6 in the Federal Register any waiver of any statute or regu-
7 lation that the Secretary administers pursuant to title I
8 of the Housing and Community Development Act of 1974
9 no later than 5 days before the effective date of such waiv-
10 er: *Provided further*, That funds provided under this head-
11 ing to for-profit enterprises may only assist such enter-
12 prises that meet the definition of small business as defined
13 by the Small Business Administration under 13 CFR part
14 121: *Provided further*, That notwithstanding the previous
15 proviso, funds may be provided to a for-profit enterprise,
16 that does not meet such definition of small business, but
17 which provides a public benefit, is publicly regulated, and
18 is otherwise eligible for assistance under 42 U.S.C. 5301
19 et seq., and the implementing regulations at 24 CFR Part
20 570.201(l): *Provided further*, That of the funds made
21 available under this heading, up to \$10,000,000 may be
22 transferred to “Program Office Salaries and Expenses,
23 Community Planning and Development” for technical as-
24 sistance and administrative costs (including information
25 technology costs), related solely to administering funds

1 available under this heading or funds made available
2 under prior appropriations to the “Community Develop-
3 ment Fund” for disaster relief, long-term recovery, or
4 emergency expenses: *Provided further*, That, of the funds
5 made available under this heading, \$10,000,000 shall be
6 transferred to “Office of Inspector General”: *Provided fur-*
7 *ther*, That the amounts provided under this heading are
8 designated by the Congress as being for an emergency re-
9 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
10 anced Budget and Emergency Deficit Control Act of 1985.

11 GENERAL PROVISIONS—THIS TITLE

12 SEC. 1001. For fiscal year 2013, upon request by a
13 public housing agency and supported by documentation as
14 required by the Secretary of Housing and Urban Develop-
15 ment that demonstrates that the need for the adjustment
16 is due to the disaster, the Secretary may make temporary
17 adjustments to the Section 8 housing choice voucher an-
18 nual renewal funding allocations and administrative fee
19 eligibility determinations for public housing agencies in an
20 area for which the President declared a disaster under
21 title IV of the Robert T. Stafford Disaster Relief and
22 Emergency Assistance Act (42 U.S.C. 5170 et seq.), to
23 avoid significant adverse funding impacts that would oth-
24 erwise result from the disaster.

1 only if the President subsequently so designates all such
2 amounts and transmits such designations to the Congress.

3 SEC. 1103. (a) Not later than March 31, 2013, in
4 accordance with criteria to be established by the Office
5 of Management and Budget (OMB), Federal agencies
6 shall submit to OMB and to the Committee on Appropria-
7 tions of the House of Representatives and of the Senate
8 internal control plans for funds provided by this Act.

9 (b) All programs and activities receiving funds under
10 this Act shall be deemed to be “susceptible to significant
11 improper payments” for purposes of the Improper Pay-
12 ments Information Act of 2002 (31 U.S.C. 3321 note)
13 (IPIA), notwithstanding section 2(a) of IPIA.

14 (c) In accordance with guidance to be issued by the
15 Director of OMB, agencies shall identify those grants for
16 which the funds provided by this Act should be expended
17 by the grantees within the 24-month period following the
18 agency’s obligation of funds for the grant. In the case of
19 such grants, the agency shall include a term in the grant
20 that:

21 (1) requires the grantee to return to the agency
22 any funds not expended within the 24-month period;
23 and

24 (2) provides that the head of the agency may,
25 after consultation with the Director of OMB, subse-

1 quently issue a waiver of this requirement based on
2 a determination by the head of the agency that ex-
3 ceptional circumstances exist that justify an exten-
4 sion of the period in which the funds must be ex-
5 pended.

6 SEC. 1104. (a) In carrying out activities funded by
7 this Act, Federal agencies, in partnership with States,
8 local communities and tribes, shall inform plans for re-
9 sponse, recovery, and rebuilding to reduce vulnerabilities
10 from and build long-term resiliency to future extreme
11 weather events, sea level rise, and coastal flooding. In car-
12 rying out activities funded by this title that involve repair-
13 ing, rebuilding, or restoring infrastructure and restoring
14 land, project sponsors shall consider, where appropriate,
15 the increased risks and vulnerabilities associated with fu-
16 ture extreme weather events, sea level rise and coastal
17 flooding.

18 (b) Funds made available in this Act shall be avail-
19 able to develop, in partnership with State, local and tribal
20 officials, regional projections and assessments of future
21 risks and vulnerabilities to extreme weather events, sea
22 level rise and coastal flooding that may be used for the
23 planning referred to in subsection (a), and to encourage
24 coordination and facilitate long-term community resil-
25 iency.

1 SEC. 1105. Recipients of Federal funds dedicated to
2 reconstruction efforts under this Act shall, to the greatest
3 extent practicable, ensure that such reconstruction efforts
4 maximize the utilization of technologies designed to miti-
5 gate future power outages, continue delivery of vital serv-
6 ices and maintain the flow of power to facilities critical
7 to public health, safety and welfare. The Secretary of
8 Housing and Urban Development as chair of the Hurri-
9 cane Sandy Rebuilding Task Force shall issue appropriate
10 guidelines to implement this requirement.

11 This Act may be cited as the “Disaster Relief Appro-
12 priations Act, 2013”.