

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 4557
OFFERED BY MRS. WAGNER OF MISSOURI**

Page 2, line 5, strike “After” and insert the following: “Except as provided in paragraph (2), after”.

Page 2, after line 15, insert the following new paragraph (and redesignate succeeding paragraphs accordingly):

1 “(2) INAPPLICABILITY OF DEADLINES BASED
2 ON INSUFFICIENT INFORMATION.—The deadlines
3 under paragraph (1) for allocation of funds shall not
4 apply in the case of funds made available for assist-
5 ance under this section if Federal Emergency Man-
6 agement Agency has not made sufficient information
7 available to the Secretary regarding relevant unmet
8 recovery to make allocations in accordance with such
9 deadlines.”.

Page 4, line 15, before the comma insert the following: “and has agreed that if such a loan is made that it will use the proceeds of such loan in lieu of assistance from funds made available for use under this section”.

Page 4, after line 24, insert the following:

1 “(D) NOTICE TO SBA APPLICANTS.—The
2 Secretary shall consult and coordinate with the
3 Administrator of the Small Business Adminis-
4 tration as necessary to ensure that applicants
5 for Small Business Administration disaster
6 loans are provided clear written notice regard-
7 ing their potential eligibility for assistance with
8 funds made available under this section and the
9 affect of such Small Business Administration
10 loans on such eligibility.”.

Page 6, line 18, strike “and”.

Page 6, line 23, strike the period and insert “; and”.

Page 6, after line 23, insert the following:

11 “(D) a plan for ensuring compliance with
12 the Fair Housing Act, which may include pro-
13 viding for partnerships with local fair housing
14 organizations and funding set-aside for local
15 fair housing organizations to handle complaints
16 relating to assistance with amounts made avail-
17 able for use under this section.”.

Page 7, line 8, strike “or”.

Page 7, line 12, before the comma insert “or such
other information as may be available”.

Page 7, line 18, strike the period and insert a semi-colon.

Page 7, after line 18, insert the following:

1 “(C) the Secretary determines that the
2 plan does not provide a credible plan for ensur-
3 ing compliance with the Fair Housing Act; or
4 “(D) the Secretary determines that the
5 plan does not prioritize the one-for-one replace-
6 ment of public housing and other federally sub-
7 sidized housing that provides affordable housing
8 for the lowest income households.”.

Page 9, line 15, strike the period and insert a semi-colon.

Page 9, after line 15, insert the following:

9 “except that such procedures shall ensure that
10 personally identifiable information regarding re-
11 cipients of assistance provided from funds made
12 available under this section shall not made pub-
13 licly available.”.

Page 9, strike line 22 and insert the following:

14 “(1) ADMINISTRATIVE COSTS.—
15 “(A) IN GENERAL.—A State, unit of”.

Page 9, line 25, after “received” insert “, or not more than such other percentage as may be established pursuant to subparagraph (B),”.

Page 10, after line 3, insert the following:

1 (B) DISCRETION TO ESTABLISH SLIDING
2 SCALE.—The Secretary may establish a series
3 of percentage limitations on the amount of
4 grant funds received that may be used by a
5 grantee for administrative costs, but only if—
6 (i) such percentage limitations are
7 based on the amount of grant funds re-
8 ceived by a grantee;
9 (ii) such series provides that the per-
10 centage that may be so used is lower for
11 grantees receiving a greater amount of
12 grant funds and such percentage that may
13 be so used is higher for grantees receiving
14 a lesser amount of grant funds; and
15 (iii) in no case may a grantee so use
16 more than 10 percent of grant funds re-
17 ceived.

Page 10, line 17, strike “0.1 percent” and insert “0.5 percent”.

Page 11, line 17, strike “30 percent” and insert “10 percent”.

Page 11, line 24, strike “\$10,000,000” and insert “\$15,000,000”.

Page 12, line 15, strike “The” and insert “Subject to subparagraph (B), the”.

Page 12, after line 23, insert the following (and redesignate succeeding paragraphs accordingly):

1 “(B) MULTIFAMILY HOUSING.—In the
2 case of structures consisting of multifamily
3 housing, the Secretary, in consultation with the
4 Administrator of the Federal Emergency Man-
5 agement Agency, shall provide for alternative
6 forms of mitigation (in addition to elevation)
7 and shall exempt from the requirement under
8 subparagraph (A) any such structure that
9 meets the standards for such an alternative
10 form of mitigation.”.

Page 15, after line 9, insert the following:

11 “(3) NONCOMPLIANCE.—In the case of a State
12 for which the Secretary finds pursuant to paragraph
13 (1)(A) that its procurement processes and proce-

1 dures do not comply with paragraph (2), the Sec-
2 retary shall—

3 “(A) provide the State with specific written
4 notice of the elements of noncompliance and the
5 changes necessary to such processes and proce-
6 dures to provide for compliance;

7 “(B) provide the State a reasonable period
8 of time to come into compliance; and

9 “(C) during such period allow the State to
10 proceed with procuring property and services
11 paid for in whole or in part with amounts from
12 a grant under this section in compliance with
13 the procurement processes and procedures of
14 the State, but only if the Secretary determines
15 the State is making a good faith effort to effec-
16 tuate compliance with the requirements of para-
17 graph (2).”.

Page 18, line 15, after the period insert the fol-
lowing: “In carrying out this paragraph, the Secretary
shall take such actions as may be necessary to ensure
that personally identifiable information regarding recipi-
ents of assistance provided from funds made available
under this section shall not made publicly available.”.

