

**AMENDMENT OFFERED BY MR. FRELINGHUYSEN
OF NEW JERSEY
TO THE AMENDMENT IN THE NATURE OF A SUB-
STITUTE OFFERED BY MR. ROGERS OF KEN-
TUCKY**

At the end of the amendment in the nature of a sub-
stitute (before the short title), insert the following:

1 TITLE X
2 ADDITIONAL DISASTER ASSISTANCE
3 CHAPTER 1
4 DEPARTMENT OF AGRICULTURE
5 OFFICE OF THE SECRETARY
6 EMERGENCY CONSERVATION ACTIVITIES
7 (INCLUDING TRANSFER OF FUNDS)

8 For an additional amount, to remain available until
9 expended, for the Emergency Conservation Program
10 under title IV of the Agriculture Credit Act of 1978 (16
11 U.S.C. 2201 et seq.) for necessary expenses related to the
12 consequences of Hurricane Sandy and resulting from a
13 major disaster declared pursuant to the Robert T. Staf-
14 ford Disaster Relief and Emergency Assistance Act (42
15 U.S.C. 5121 et seq.), \$218,000,000, of which \$15,000,000
16 shall be available for payments under sections 401 and

1 402 of the Agriculture Credit Act of 1978 (16 U.S.C.
2 2201, 2202), \$180,000,000 shall be available for activities
3 under section 403 of such Act (Emergency Watershed
4 Protection Program; 16 U.S.C. 2203), and \$23,000,000
5 shall be available for activities under section 407 of such
6 Act (Emergency Forest Restoration Program; 16 U.S.C.
7 2206): *Provided*, That the Secretary of Agriculture shall
8 transfer these funds to the Farm Service Agency and the
9 Natural Resources Conservation Service: *Provided further*,
10 That such amount is designated by the Congress as being
11 for an emergency requirement pursuant to section
12 251(b)(2)(A)(i) of the Balanced Budget and Emergency
13 Deficit Control Act of 1985.

14 GENERAL PROVISION—THIS CHAPTER

15 SEC. 1011. The Office of Inspector General of the
16 Department of Agriculture shall use unobligated disaster
17 assistance oversight funds provided to such office in divi-
18 sion B of Public Law 110–329 (122 Stat. 3585) for con-
19 tinued oversight of Department of Agriculture disaster-
20 and emergency-related activities.

1 CHAPTER 2
2 DEPARTMENT OF COMMERCE
3 NATIONAL OCEANIC AND ATMOSPHERIC
4 ADMINISTRATION
5 OPERATIONS, RESEARCH, AND FACILITIES
6 For an additional amount for “Operations, Research,
7 and Facilities”, \$290,000,000 to remain available until
8 September 30, 2014, as follows:
9 (1) \$50,000,000 for mapping, charting, geodesy
10 services and marine debris surveys for coastal States
11 impacted by Hurricane Sandy;
12 (2) \$7,000,000 to repair and replace ocean ob-
13 serving and coastal monitoring assets damaged by
14 Hurricane Sandy;
15 (3) \$3,000,000 to provide technical assistance
16 to support State assessments of coastal impacts of
17 Hurricane Sandy;
18 (4) \$150,000,000 for Regional Ocean Partner-
19 ship grants to coastal States impacted by Hurricane
20 Sandy;
21 (5) \$25,000,000 to improve weather forecasting
22 and hurricane intensity forecasting capabilities, to
23 include data assimilation from ocean observing plat-
24 forms and satellites;

1 (6) \$50,000,000 for laboratories and coopera-
2 tive institutes research activities associated with sus-
3 tained observations weather research programs, and
4 ocean and coastal research; and

5 (7) \$5,000,000 for necessary expenses related
6 to fishery disasters resulting from impacts of Hurri-
7 cane Sandy, and as declared by the Secretary of
8 Commerce in calendar year 2012:

9 *Provided*, That the National Oceanic and Atmospheric Ad-
10 ministration shall submit a spending plan to the Commit-
11 tees on Appropriations of the House of Representatives
12 and the Senate within 45 days after the date of enactment
13 of this Act: *Provided further*, That such amount is des-
14 ignated by the Congress as being for an emergency re-
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
16 anced Budget and Emergency Deficit Control Act of 1985.

17 PROCUREMENT, ACQUISITION AND CONSTRUCTION

18 For an additional amount for “Procurement, Acquisi-
19 tion and Construction”, \$186,000,000, to remain available
20 until September 30, 2015, as follows:

21 (1) \$9,000,000 to repair National Oceanic and
22 Atmospheric Administration (NOAA) facilities dam-
23 aged by Hurricane Sandy;

24 (2) \$44,500,000 for repairs and upgrades to
25 NOAA hurricane reconnaissance aircraft;

1 (3) \$8,500,000 for improvements to weather
2 forecasting equipment and supercomputer infra-
3 structure;

4 (4) \$13,000,000 to accelerate the National
5 Weather Service ground readiness project; and

6 (5) \$111,000,000 for a weather satellite data
7 mitigation gap reserve fund:

8 *Provided*, That NOAA shall submit a spending plan to the
9 Committees on Appropriations of the House of Represent-
10 atives and the Senate within 45 days after the date of
11 enactment of this Act: *Provided further*, That such amount
12 is designated by the Congress as being for an emergency
13 requirement pursuant to section 251(b)(2)(A)(i) of the
14 Balanced Budget and Emergency Deficit Control Act of
15 1985.

16 DEPARTMENT OF JUSTICE

17 FEDERAL BUREAU OF INVESTIGATION

18 SALARIES AND EXPENSES

19 For an additional amount for “Salaries and Ex-
20 penses” for necessary expenses related to the con-
21 sequences of Hurricane Sandy, \$10,020,000: *Provided*,
22 That such amount is designated by the Congress as being
23 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 DRUG ENFORCEMENT ADMINISTRATION

2 SALARIES AND EXPENSES

3 For an additional amount for “Salaries and Ex-
4 penses” for necessary expenses related to the con-
5 sequences of Hurricane Sandy, \$1,000,000: *Provided*,
6 That such amount is designated by the Congress as being
7 for an emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND

11 EXPLOSIVES

12 SALARIES AND EXPENSES

13 For an additional amount for “Salaries and Ex-
14 penses” for necessary expenses related to the con-
15 sequences of Hurricane Sandy, \$230,000: *Provided*, That
16 such amount is designated by the Congress as being for
17 an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 FEDERAL PRISON SYSTEM

21 BUILDINGS AND FACILITIES

22 For an additional amount for “Buildings and Facili-
23 ties” for necessary expenses related to the consequences
24 of Hurricane Sandy, \$10,000,000, to remain available
25 until expended: *Provided*, That such amount is designated

1 by the Congress as being for an emergency requirement
2 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
3 et and Emergency Deficit Control Act of 1985.

4 SCIENCE

5 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
6 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND

7 RESTORATION

8 For an additional amount for “Construction and En-
9 vironmental Compliance and Restoration” for repair at
10 National Aeronautics and Space Administration facilities
11 damaged by Hurricane Sandy, \$15,000,000, to remain
12 available until September 30, 2014: *Provided*, 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 RELATED AGENCIES

18 LEGAL SERVICES CORPORATION

19 PAYMENT TO THE LEGAL SERVICES CORPORATION

20 For an additional amount for “Payment to the Legal
21 Services Corporation” to carry out the purposes of the
22 Legal Services Corporation Act by providing for necessary
23 expenses related to the consequences of Hurricane Sandy,
24 \$1,000,000: *Provided*, That the amount made available
25 under this heading shall be used only to provide the mobile

1 resources, technology, and disaster coordinators necessary
2 to provide storm-related services to the Legal Services
3 Corporation client population and only in the areas signifi-
4 cantly affected by Hurricane Sandy: *Provided further*,
5 That such amount is designated by the Congress as being
6 for an emergency requirement pursuant to section
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985: *Provided further*, That none
9 of the funds appropriated in this Act to the Legal Services
10 Corporation shall be expended for any purpose prohibited
11 or limited by, or contrary to any of the provisions of, sec-
12 tions 501, 502, 503, 504, 505, and 506 of Public Law
13 105–119, and all funds appropriated in this Act to the
14 Legal Services Corporation shall be subject to the same
15 terms and conditions set forth in such sections, except that
16 all references in sections 502 and 503 to 1997 and 1998
17 shall be deemed to refer instead to 2012 and 2013, respec-
18 tively, and except that sections 501 and 503 of Public Law
19 104–134 (referenced by Public Law 105–119) shall not
20 apply to the amount made available under this heading:
21 *Provided further*, That, for the purposes of this Act, the
22 Legal Services Corporation shall be considered an agency
23 of the United States Government.

1 CHAPTER 3
2 DEPARTMENT OF DEFENSE
3 DEPARTMENT OF DEFENSE—MILITARY
4 OPERATION AND MAINTENANCE
5 OPERATION AND MAINTENANCE, ARMY

6 For an additional amount for “Operation and Main-
7 tenance, Army”, \$5,370,000, to remain available until
8 September 30, 2013, for necessary expenses related to the
9 consequences of Hurricane Sandy: *Provided*, That such
10 amount is designated by the Congress as being for an
11 emergency requirement pursuant to section
12 251(b)(2)(A)(i) of the Balanced Budget and Emergency
13 Deficit Control Act of 1985.

14 OPERATION AND MAINTENANCE, NAVY
15 For an additional amount for “Operation and Main-
16 tenance, Navy”, \$40,015,000, to remain available until
17 September 30, 2013, for necessary expenses related to the
18 consequences of Hurricane Sandy: *Provided*, That such
19 amount is designated by the Congress as being for an
20 emergency requirement pursuant to section
21 251(b)(2)(A)(i) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985.

23 OPERATION AND MAINTENANCE, AIR FORCE
24 For an additional amount for “Operation and Main-
25 tenance, Air Force”, \$8,500,000, to remain available until

1 September 30, 2013, for necessary expenses related to the
2 consequences of Hurricane Sandy: *Provided*, That such
3 amount is designated by the Congress as being for an
4 emergency requirement pursuant to section
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

7 OPERATION AND MAINTENANCE, ARMY NATIONAL
8 GUARD

9 For an additional amount for “Operation and Main-
10 tenance, Army National Guard”, \$3,165,000, to remain
11 available until September 30, 2013, for necessary expenses
12 related to the consequences of Hurricane Sandy: *Provided*,
13 That such amount is designated by the Congress as being
14 for an emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

18 For an additional amount for “Operation and Main-
19 tenance, Air National Guard”, \$5,775,000, to remain
20 available until September 30, 2013, for necessary expenses
21 related to the consequences of Hurricane Sandy: *Provided*,
22 That such amount is designated by the Congress as being
23 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 CHAPTER 4
2 DEPARTMENT OF THE ARMY
3 CORPS OF ENGINEERS—CIVIL
4 INVESTIGATIONS

5 For an additional amount for “Investigations” for
6 necessary expenses related to the consequences of Hurri-
7 cane Sandy, \$50,000,000, to remain available until ex-
8 pended to expedite at full Federal expense studies of flood
9 and storm damage reduction: *Provided*, That using
10 \$29,500,000 of the funds provided herein, the Secretary
11 of the Army shall expedite and complete ongoing flood and
12 storm damage reduction studies in areas that were im-
13 pacted by Hurricane Sandy in the North Atlantic Division
14 of the United States Army Corps of Engineers: *Provided*
15 *further*, That using up to \$20,000,000 of the funds pro-
16 vided herein, the Secretary shall conduct a comprehensive
17 study to address the flood risks of vulnerable coastal popu-
18 lations in areas that were affected by Hurricane Sandy
19 within the boundaries of the North Atlantic Division of
20 the Corps: *Provided further*, That an interim report with
21 an assessment of authorized Corps projects for reducing
22 flooding and storm risks in the affected area that have
23 been constructed or are under construction, including con-
24 struction cost estimates, shall be submitted to the Com-
25 mittees on Appropriations of the House of Representatives

1 and the Senate not later than March 1, 2013: *Provided*
2 *further*, That an interim report identifying any previously
3 authorized but unconstructed Corps project and any
4 project under study by the Corps for reducing flooding and
5 storm damage risks in the affected area, including up-
6 dated construction cost estimates, that are, or would be,
7 consistent with the comprehensive study shall be sub-
8 mitted to the appropriate congressional committees by
9 May 1, 2013: *Provided further*, That a final report shall
10 be submitted to the appropriate congressional committees
11 within 24 months of the date of enactment of this Act:
12 *Provided further*, That as a part of the study, the Sec-
13 retary shall identify those activities warranting additional
14 analysis by the Corps, as well as institutional and other
15 barriers to providing protection to the affected coastal
16 areas: *Provided further*, That the Secretary shall conduct
17 the study in coordination with other Federal agencies, and
18 State, local and Tribal officials to ensure consistency with
19 other plans to be developed, as appropriate: *Provided fur-*
20 *ther*, That using \$500,000 of the funds provided herein,
21 the Secretary shall conduct an evaluation of the perform-
22 ance of existing projects constructed by the Corps and im-
23 pacted by Hurricane Sandy for the purposes of deter-
24 mining their effectiveness and making recommendations
25 for improvements thereto: *Provided further*, That as a part

1 of the study, the Secretary shall identify institutional and
2 other barriers to providing comprehensive protection to af-
3 fected coastal areas and shall provide this report to the
4 Committees on Appropriations of the House of Represent-
5 atives and the Senate within 120 days of enactment of
6 this Act: *Provided further*, That the amounts in this para-
7 graph are designated by the Congress as being for an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985: *Provided further*, That the
11 Assistant Secretary of the Army for Civil Works shall pro-
12 vide a monthly report to the Committees on Appropria-
13 tions of the House of Representatives and the Senate de-
14 tailing the allocation and obligation of these funds, begin-
15 ning not later than 60 days after enactment of this Act.

16 CONSTRUCTION

17 For an additional amount for “Construction” for nec-
18 essary expenses related to the consequences of Hurricane
19 Sandy, \$3,461,000,000, to remain available until ex-
20 pended to rehabilitate, repair and construct United States
21 Army Corps of Engineers projects: *Provided*, That
22 \$2,902,000,000 of the funds provided under this heading
23 shall be used to reduce future flood risk in ways that will
24 support the long-term sustainability of the coastal eco-
25 system and communities and reduce the economic costs

1 and risks associated with large-scale flood and storm
2 events in areas along the Atlantic Coast within the bound-
3 aries of the North Atlantic Division of the Corps that were
4 affected by Hurricane Sandy: *Provided further*, That
5 \$858,000,000 of such funds shall be made available not
6 earlier than 14 days after the Secretary of the Army sub-
7 mits the report required under the heading “Investiga-
8 tions” to be submitted not later than March 1, 2013, and
9 \$2,044,000,000 shall be made available not earlier than
10 14 days after the Secretary submits the report required
11 under the heading “Investigations” to be submitted not
12 later than May 1, 2013: *Provided further*, That efforts
13 using these funds shall incorporate current science and en-
14 gineering standards in constructing previously authorized
15 Corps projects designed to reduce flood and storm damage
16 risks and modifying existing Corps projects that do not
17 meet these standards, with such modifications as the Sec-
18 retary determines are necessary to incorporate these
19 standards or to meet the goal of providing sustainable re-
20 duction to flooding and storm damage risks: *Provided fur-*
21 *ther*, That upon approval of the Committees on Appropria-
22 tions of the House of Representatives and the Senate
23 these funds may be used to construct any project under
24 study by the Corps for reducing flooding and storm dam-
25 age risks in areas along the Atlantic Coast within the

1 North Atlantic Division of the Corps that were affected
2 by Hurricane Sandy that the Secretary determines is tech-
3 nically feasible, economically justified, and environ-
4 mentally acceptable: *Provided further*, That the completion
5 of ongoing construction projects receiving funds provided
6 by this Act shall be at full Federal expense: *Provided fur-*
7 *ther*, That the non-Federal cash contribution for projects
8 using these funds shall be financed in accordance with the
9 provisions of section 103(k) of Public Law 99–662 over
10 a period of 30 years from the date of completion of the
11 project or separable element: *Provided further*, That for
12 these projects, the provisions of section 902 of the Water
13 Resources Development Act of 1986 shall not apply to
14 these funds: *Provided further*, That up to \$51,000,000 of
15 the funds provided under this heading shall be used to
16 expedite continuing authorities projects to reduce the risk
17 of flooding along the coastal areas in States impacted by
18 Hurricane Sandy within the boundaries of the North At-
19 lantic Division of the Corps: *Provided further*, That
20 \$9,000,000 of the funds provided under this heading shall
21 be used for repairs to projects that were under construc-
22 tion and damaged by the impacts of Hurricane Sandy:
23 *Provided further*, That any projects using funds appro-
24 priated under this heading shall be initiated only after
25 non-Federal interests have entered into binding agree-

1 ments with the Secretary requiring the non-Federal inter-
2 ests to pay 100 percent of the operation, maintenance, re-
3 pair, replacement, and rehabilitation costs of the project
4 and to hold and save the United States free from damages
5 due to the construction or operation and maintenance of
6 the project, except for damages due to the fault or neg-
7 ligence of the United States or its contractors: *Provided*
8 *further*, That the Assistant Secretary of the Army for Civil
9 Works shall submit to the Committees on Appropriations
10 of the House of Representatives and the Senate a monthly
11 report detailing the allocation and obligation of these
12 funds, beginning not later than 60 days after the date of
13 the enactment of this Act.

14 OPERATION AND MAINTENANCE

15 For an additional amount for “Operation and Main-
16 tenance” for necessary expenses related to the con-
17 sequences of Hurricane Sandy, \$821,000,000, to remain
18 available until expended to dredge Federal navigation
19 channels and repair damage to United States Army Corps
20 of Engineers projects: *Provided*, That such amount is des-
21 ignated by the Congress as being for an emergency re-
22 quirement pursuant section 251(b)(2)(A)(i) of the Bal-
23 anced Budget and Emergency Deficit Control Act of 1985:
24 *Provided further*, That the Assistant Secretary of the
25 Army for Civil Works shall provide a monthly report to

1 the Committees on Appropriations of the House of Rep-
2 resentatives and the Senate detailing the allocation and
3 obligation of these funds, beginning not later than 60 days
4 after enactment of this Act.

5 FLOOD CONTROL AND COASTAL EMERGENCIES

6 For an additional amount for “Flood Control and
7 Coastal Emergencies” for necessary expenses related to
8 the consequences of Hurricane Sandy, \$1,008,000,000, to
9 remain available until expended to prepare for flood, hurri-
10 cane, and other natural disasters and support emergency
11 operations, repairs and other activities as authorized by
12 law: *Provided*, That \$430,000,000 of the funds provided
13 herein shall be made available not earlier than 14 days
14 after the Secretary of the Army submits the report re-
15 quired under the heading “Investigations” to be submitted
16 not later than March 1, 2013, and shall be utilized by
17 the United States Army Corps of Engineers to restore
18 projects impacted by Hurricane Sandy in the North Atlan-
19 tic Division of the Corps to design profiles of the author-
20 ized projects: *Provided further*, That the provisions of sec-
21 tion 902 of the Water Resources Development Act of 1986
22 shall not apply to funds provided under this heading: *Pro-*
23 *vided further*, That the amounts in this paragraph are des-
24 ignated by the Congress as being for an emergency re-
25 quirement pursuant section 251(b)(2)(A)(i) of the Bal-

1 anced Budget and Emergency Deficit Control Act of 1985:
2 *Provided further*, That the Assistant Secretary of the
3 Army for Civil Works shall provide a monthly report to
4 the Committees on Appropriations of the House of Rep-
5 resentatives and the Senate detailing the allocation and
6 obligation of these funds, beginning not later than 60 days
7 after enactment of this Act.

8 EXPENSES

9 For an additional amount for “Expenses” for nec-
10 essary expenses related to the consequences of Hurricane
11 Sandy, \$10,000,000, to remain available until expended
12 to oversee emergency response and recovery activities:
13 *Provided*, That such amount is designated by the Congress
14 as being for an emergency requirement pursuant section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985: *Provided further*, That the
17 Assistant Secretary of the Army for Civil Works shall pro-
18 vide a monthly report to the Committees on Appropria-
19 tions of the House of Representatives and the Senate de-
20 tailing the allocation and obligation of these funds, begin-
21 ning not later than 60 days after enactment of this Act.

22 GENERAL PROVISION—THIS CHAPTER

23 SEC. 1041. This chapter shall apply in place of title
24 II of this Act, and such title shall have no force or effect.

1 CHAPTER 5
2 GENERAL SERVICES ADMINISTRATION
3 REAL PROPERTY ACTIVITIES
4 FEDERAL BUILDINGS FUND

5 For an additional amount to be deposited in the
6 “Federal Buildings Fund”, \$7,000,000, to remain avail-
7 able until September 30, 2015, for necessary expenses re-
8 lated to the consequences of Hurricane Sandy, for basic
9 repair and alteration of buildings under the custody and
10 control of the Administrator of General Services, and real
11 property management and related activities not otherwise
12 provided for: *Provided*, That such amount is designated
13 by the Congress as being for an emergency requirement
14 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
15 et and Emergency Deficit Control Act of 1985.

16 SMALL BUSINESS ADMINISTRATION
17 SALARIES AND EXPENSES

18 The provisions under this heading in title III of this
19 Act shall be applied by substituting “\$20,000,000” for
20 “\$10,000,000”.

21 OFFICE OF INSPECTOR GENERAL

22 For an additional amount for “Office of Inspector
23 General”, \$5,000,000, to remain available until expended:
24 *Provided*, That such amount is designated by the Congress
25 as being for an emergency requirement pursuant to sec-

tion 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided further*, That this paragraph shall apply in place of the previous provisions under this heading in title III of this Act, and such previous provisions shall have no force or effect.

DISASTER LOANS PROGRAM ACCOUNT
(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for “Disaster Loans Program Account” for the cost of direct loans authorized by section 7(b) of the Small Business Act, \$520,000,000, to remain available until expended: *Provided*, That such costs, including the cost of modifying such loans, shall be defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That in addition, for administrative expenses to carry out the direct loan program authorized by section 7(b) of the Small Business Act, an additional \$260,000,000 to remain available until expended, of which \$250,000,000 is for direct administrative expenses of loan making and servicing to carry out the direct loan program, which may be transferred to and merged with the appropriations for Salaries and Expenses, and of which \$10,000,000 is for indirect administrative expenses for the direct loan program, which may to be transferred to and merged with appropriations for Salaries and Expenses: *Provided further*, That such amounts are des-

1 ignated by the Congress as being for an emergency re-
2 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985:
4 *Provided further*, That this paragraph shall apply in place
5 of the previous provisions under this heading in title III
6 of this Act, and such previous provisions shall have no
7 force or effect.

8 CHAPTER 6
9 DEPARTMENT OF HOMELAND SECURITY
10 U.S. CUSTOMS AND BORDER PROTECTION
11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-
13 penses” for necessary expenses related to the con-
14 sequences of Hurricane Sandy, \$1,667,000: *Provided*,
15 That such amount is designated by the Congress as being
16 for an emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985: *Provided further*, That a de-
19 scription of all property to be replaced, with associated
20 costs, shall be submitted to the Committees on Appropria-
21 tions of the House of Representatives and the Senate no
22 later than 90 days after the date of enactment of this Act.

1 U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

2 SALARIES AND EXPENSES

3 For an additional amount for “Salaries and Ex-
4 penses” for necessary expenses related to the con-
5 sequences of Hurricane Sandy, \$855,000: *Provided*, That
6 such amount is designated by the Congress as being for
7 an emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985: *Provided further*, That a de-
10 scription of all property to be replaced, with associated
11 costs, shall be submitted to the Committees on Appropria-
12 tions of the House of Representatives and the Senate no
13 later than 90 days after the date of enactment of this Act.

14 UNITED STATES SECRET SERVICE

15 SALARIES AND EXPENSES

16 For an additional amount for “Salaries and Ex-
17 penses” for necessary expenses related to the con-
18 sequences of Hurricane Sandy, \$300,000: *Provided*, That
19 such amount is designated by the Congress as being for
20 an emergency requirement pursuant to section
21 251(b)(2)(A)(i) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985: *Provided further*, That a de-
23 scription of all property to be replaced, with associated
24 costs, shall be submitted to the Committees on Appropria-

1 tions of the House of Representatives and the Senate no
2 later than 90 days after the date of enactment of this Act.

3 COAST GUARD

4 ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

5 (INCLUDING TRANSFER OF FUNDS)

6 The provisions under this heading in title IV of this
7 Act shall be applied by substituting “\$274,233,000” for
8 “\$143,899,000”.

9 FEDERAL EMERGENCY MANAGEMENT AGENCY

10 DISASTER RELIEF FUND

11 (INCLUDING TRANSFER OF FUNDS)

12 For an additional amount for the “Disaster Relief
13 Fund” in carrying out the Robert T. Stafford Disaster
14 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
15 seq.), \$11,487,735,000, to remain available until ex-
16 pended: *Provided*, That of the total amount provided,
17 \$5,379,000,000 shall be for major disasters declared pur-
18 suant to the Robert T. Stafford Disaster Relief and Emer-
19 gency Assistance Act (42 U.S.C. 5121 et seq.): *Provided*
20 *further*, That the amount in the preceding proviso is des-
21 ignated by the Congress as being for disaster relief pursu-
22 ant to section 251(b)(2)(D) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985: *Provided further*,
24 That of the total amount provided, \$6,108,735,000 is des-
25 ignated 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 which shall be for major disasters declared pursuant to
4 the Robert T. Stafford Disaster Relief and Emergency As-
5 sistance Act (42 U.S.C. 5121 et seq.): *Provided further,*
6 That of the total amount provided, \$3,000,000 shall be
7 transferred to the Department of Homeland Security “Of-
8 fice of Inspector General” for audits and investigations re-
9 lated to disasters; *Provided further,* That the Adminis-
10 trator of the Federal Emergency Management Agency
11 shall publish on the Agency’s website not later than 24
12 hours after an award of a public assistance grant under
13 section 406 of the Robert T. Stafford Disaster Relief and
14 Emergency Assistance Act (42 U.S.C. 5172) that is in ex-
15 cess of \$1,000,000, the specifics of each such grant award:
16 *Provided further,* That for any mission assignment or mis-
17 sion assignment task order to another Federal department
18 or agency regarding a major disaster, not later than 24
19 hours after the issuance of a mission assignment or task
20 order in excess of \$1,000,000, the Administrator shall
21 publish on the Agency’s website the following: the name
22 of the impacted state and the disaster declaration for such
23 State, the assigned agency, the assistance requested, a de-
24 scription of the disaster, the total cost estimate, and the
25 amount obligated: *Provided further,* That not later than

1 10 days after the last day of each month until the mission
2 assignment or task order is completed and closed out, the
3 Administrator shall update any changes to the total cost
4 estimate and the amount obligated: *Provided further*, That
5 for a disaster declaration related to Hurricane Sandy, the
6 Administrator shall submit to the Committees on Appro-
7 priations of the House of Representatives and the Senate,
8 not later than 5 days after the first day of each month
9 beginning after the date of enactment of this Act, and
10 shall publish on the Agency's website not later than 10
11 days after the first day of each such month, an estimate
12 or actual amount, if available, for the current fiscal year
13 of the cost of the following categories of spending: public
14 assistance, individual assistance, operations, mitigation,
15 administrative, and any other relevant category (including
16 emergency measures and disaster resources): *Provided fur-*
17 *ther*, That not later than 10 days after the first day of
18 each month beginning after the date of enactment of this
19 Act, the Administrator shall publish on the Agency's
20 website the report (referred to as the Disaster Relief
21 Monthly Report) as required by Public Law 112-74: *Pro-*
22 *vided further*, That this paragraph shall apply in place of
23 the previous provisions under this heading in title IV of
24 this Act, and such previous provisions shall have no force
25 or effect.

1 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

2 For an additional amount for “Disaster Assistance
3 Direct Loan Program Account” for the cost of direct
4 loans, \$300,000,000, to remain available until expended,
5 as authorized by section 417 of the Robert T. Stafford
6 Disaster Relief and Emergency Assistance Act (42 U.S.C.
7 5184), of which up to \$4,000,000 is for administrative ex-
8 penses to carry out the direct loan program: *Provided*,
9 That such costs, including the cost of modifying such
10 loans, shall be as defined in section 502 of the Congres-
11 sional Budget Act of 1974: *Provided further*, That these
12 funds are available to subsidize gross obligations for the
13 principal amount of direct loans not to exceed
14 \$400,000,000: *Provided further*, That these amounts are
15 designated by the Congress as an emergency requirement
16 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
17 et and Emergency Deficit Control Act of 1985.

18 SCIENCE AND TECHNOLOGY

19 RESEARCH, DEVELOPMENT, ACQUISITION, AND

20 OPERATIONS

21 The provisions under this heading in title IV of this
22 Act shall be applied by substituting “\$3,249,000” and
23 “September 30, 2014” for “\$585,000” and “September
24 30, 2013”, respectively.

1 CHAPTER 7
2 DEPARTMENT OF THE INTERIOR
3 FISH AND WILDLIFE SERVICE
4 CONSTRUCTION

5 The provisions under this heading in title V of this
6 Act shall be applied by substituting “\$78,000,000” for
7 “\$49,875,000”.

8 NATIONAL PARK SERVICE
9 HISTORIC PRESERVATION FUND

10 For an additional amount for the “Historic Preserva-
11 tion Fund” for necessary expenses related to the con-
12 sequences of Hurricane Sandy, \$50,000,000, to remain
13 available until September 30, 2015, including costs to
14 States necessary to complete compliance activities re-
15 quired by section 106 of the National Historic Preserva-
16 tion Act and costs needed to administer the program: *Pro-*
17 *vided*, That grants shall only be available for areas that
18 have received a major disaster declaration pursuant to the
19 Robert T. Stafford Disaster Relief and Emergency Assist-
20 ance Act (42 U.S.C. 5121 et seq.): *Provided further*, That
21 individual grants shall not be subject to a non-Federal
22 matching requirement: *Provided further*, 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 CONSTRUCTION

4 The provisions under this heading in title V of this
5 Act shall be applied by substituting “\$348,000,000” for
6 “\$234,000,000”.

7 DEPARTMENTAL OPERATIONS

8 OFFICE OF THE SECRETARY

9 (INCLUDING TRANSFERS OF FUNDS)

10 For an additional amount for “Departmental Oper-
11 ations” and any Department of the Interior component
12 bureau or office for necessary expenses related to the con-
13 sequences of Hurricane Sandy, \$360,000,000, to remain
14 available until expended: *Provided*, That funds appro-
15 priated herein shall be used to restore and rebuild national
16 parks, national wildlife refuges, and other Federal public
17 assets; increase the resiliency and capacity of coastal habi-
18 tat and infrastructure to withstand storms and reduce the
19 amount of damage caused by such storms: *Provided fur-*
20 *ther*, That the Secretary of the Interior may transfer these
21 funds to any other account in the Department and may
22 expend such funds by direct expenditure, grants, or coop-
23 erative agreements, including grants to or cooperative
24 agreements with States, Tribes, and municipalities, to
25 carry out the purposes provided herein: *Provided further*,

1 That the Secretary shall submit to the Committees on Ap-
2 propriations of the House of Representatives and the Sen-
3 ate a detailed spending plan for the amounts provided
4 herein within 60 days of enactment of this Act: *Provided*
5 *further*, That such amount is designated by the Congress
6 as being for an emergency requirement pursuant to sec-
7 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
8 gency Deficit Control Act of 1985.

9 ENVIRONMENTAL PROTECTION AGENCY

10 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

11 For an additional amount for “Environmental Pro-
12 grams and Management” for necessary expenses related
13 to the consequences of Hurricane Sandy, \$725,000, to re-
14 main available until expended: *Provided*, That such
15 amount is 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 HAZARDOUS SUBSTANCE SUPERFUND

20 For an additional amount for “Hazardous Substance
21 Superfund” for necessary expenses related to the con-
22 sequences of Hurricane Sandy, \$2,000,000, to remain
23 available until expended: *Provided*, That such amount is
24 designated by the Congress as being for an emergency re-

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

3 LEAKING UNDERGROUND STORAGE TANK FUND

4 For an additional amount for “Leaking Underground
5 Storage Tank Fund” for necessary expenses related to the
6 consequences of Hurricane Sandy, \$5,000,000, 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 STATE AND TRIBAL ASSISTANCE GRANTS

12 For an additional amount for “State and Tribal As-
13 sistance Grants”, \$600,000,000, to remain available until
14 expended, of which \$500,000,000 shall be for capitaliza-
15 tion grants for the Clean Water State Revolving Funds
16 under title VI of the Federal Water Pollution Control Act,
17 and of which \$100,000,000 shall be for capitalization
18 grants under section 1452 of the Safe Drinking Water
19 Act: *Provided*, That notwithstanding section 604(a) of the
20 Federal Water Pollution Control Act and section
21 1452(a)(1)(D) of the Safe Drinking Water Act, funds ap-
22 propriated herein shall be provided to States in EPA Re-
23 gion 2 for wastewater and drinking water treatment works
24 and facilities impacted by Hurricane Sandy: *Provided fur-*
25 *ther*, That notwithstanding the requirements of section

1 603(d) of the Federal Water Pollution Control Act, for
2 the funds appropriated herein, each State shall use not
3 less than 20 percent but not more than 30 percent of the
4 amount of its capitalization grants to provide additional
5 subsidization to eligible recipients in the form of forgive-
6 ness of principal, negative interest loans or grants or any
7 combination of these: *Provided further*, That the funds ap-
8 propriated herein shall only be used for eligible projects
9 whose purpose is to reduce flood damage risk and vulner-
10 ability or to enhance resiliency to rapid hydrologic change
11 or a natural disaster at treatment works as defined by
12 section 212 of the Federal Water Pollution Control Act
13 or any eligible facilities under section 1452 of the Safe
14 Drinking Water Act, and for other eligible tasks at such
15 treatment works or facilities necessary to further such
16 purposes: *Provided further*, That the Administrator of the
17 Environmental Protection Agency may retain up to
18 \$1,000,000 of the funds appropriated herein for manage-
19 ment and oversight: *Provided further*, That such amounts
20 are designated by the Congress as being for an emergency
21 requirement pursuant to section 251(b)(2)(A)(i) of the
22 Balanced Budget and Emergency Deficit Control Act of
23 1985.

1 RELATED AGENCIES

2 DEPARTMENT OF AGRICULTURE

3 FOREST SERVICE

4 CAPITAL IMPROVEMENT AND MAINTENANCE

5 For an additional amount for “Capital Improvement
6 and Maintenance” for necessary expenses related to the
7 consequences of Hurricane Sandy, \$4,400,000, to remain
8 available until expended: *Provided*, That such amount is
9 designated by the Congress as being for an emergency re-
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
11 anced Budget and Emergency Deficit Control Act of 1985.

12 OTHER RELATED AGENCY

13 SMITHSONIAN INSTITUTION

14 SALARIES AND EXPENSES

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

1 CHAPTER 8
2 DEPARTMENT OF LABOR
3 EMPLOYMENT AND TRAINING ADMINISTRATION
4 TRAINING AND EMPLOYMENT SERVICES
5 (INCLUDING TRANSFERS OF FUNDS)
6 For an additional amount for “Training and Employ-
7 ment Services”, \$25,000,000, for the dislocated workers
8 assistance national reserve for necessary expenses directly
9 related to Hurricane Sandy, which shall be available from
10 the date of enactment of this Act through September 30,
11 2013: *Provided*, That the Secretary of Labor may transfer
12 up to \$3,500,000 of such funds to any other Department
13 of Labor account for other Hurricane Sandy reconstruc-
14 tion and recovery needs, including worker protection ac-
15 tivities: *Provided further*, That such amounts are 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.

1 DEPARTMENT OF HEALTH AND HUMAN
2 SERVICES
3 OFFICE OF THE SECRETARY
4 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
5 FUND
6 (INCLUDING TRANSFERS OF FUNDS)

7 For an additional amount for “Public Health and So-
8 cial Services Emergency Fund” for disaster response and
9 recovery, and other expenses directly related to Hurricane
10 Sandy, including making payments under the Head Start
11 Act and additional payments for distribution as provided
12 for under the “Social Services Block Grant Program”,
13 \$800,000,000, to remain available until September 30,
14 2015: *Provided*, That \$100,000,000 shall be transferred
15 to “Children and Families Services Programs” for the
16 Head Start program for the purposes provided herein:
17 *Provided further*, That \$500,000,000 shall be transferred
18 to “Social Services Block Grant” for the purposes pro-
19 vided herein: *Provided further*, That section 2002(c) of the
20 Social Security Act shall be applied to funds appropriated
21 in the preceding proviso by substituting “succeeding 2 fis-
22 cal years” for “succeeding fiscal year”: *Provided further*,
23 That not less than \$5,000,000 shall be transferred to the
24 Department of Health and Human Services (“HHS”)
25 “Office of Inspector General” to perform oversight, ac-

1 countability, and evaluation of programs, projects, or ac-
2 tivities supported with the funds provided for the purposes
3 provided herein: *Provided further*, That notwithstanding
4 any other provision of law, the distribution of any amount
5 shall be limited to the States directly affected by Hurri-
6 cane Sandy and which have been declared by the President
7 as a major disaster under title IV of the Robert T. Staf-
8 ford Disaster Relief and Emergency Assistance Act for
9 Hurricane Sandy: *Provided further*, That none of the
10 funds appropriated in this paragraph shall be included in
11 the calculation of the “base grant” in subsequent fiscal
12 years, as such term is defined in sections 640(a)(7)(A),
13 641A(h)(1)(B), or 644(d)(3) of the Head Start Act: *Pro-*
14 *vided further*, That funds appropriated in this paragraph
15 are not subject to the allocation requirements of section
16 640(a) of the Head Start Act: *Provided further*, That
17 funds appropriated in this paragraph for the Social Serv-
18 ices Block Grant are in addition to the entitlement grants
19 authorized by section 2002(a)(1) of the Social Security
20 Act and shall not be available for such entitlement grants:
21 *Provided further*, That in addition to other uses permitted
22 by title XX of the Social Security Act, funds appropriated
23 in this paragraph for the Social Services Block Grant may
24 be used for health services (including mental health serv-
25 ices), and for costs of renovating, repairing, or rebuilding

1 health care facilities, child care facilities, or other social
2 services facilities: *Provided further*, That the remaining
3 \$195,000,000 appropriated in this paragraph may be
4 transferred by the Secretary of HHS (“Secretary”) to ac-
5 counts within HHS, and shall be available only for the
6 purposes provided in this paragraph: *Provided further*,
7 That the transfer authority provided in this paragraph is
8 in addition to any other transfer authority available in this
9 or any other Act: *Provided further*, That 15 days prior
10 to the transfer of funds appropriated in this paragraph,
11 the Secretary shall notify the Committees on Appropria-
12 tions of the House of Representatives and the Senate of
13 any such transfer and the planned uses of the funds: *Pro-*
14 *vided further*, That obligations incurred for the purposes
15 provided herein prior to the date of enactment of this Act
16 may be charged to funds appropriated by this paragraph:
17 *Provided further*, That funds appropriated in this para-
18 graph and transferred to the National Institutes of Health
19 for the purpose of supporting the repair or rebuilding of
20 non-Federal biomedical or behavioral research facilities
21 damaged as a result of Hurricane Sandy shall be used to
22 award grants or contracts for such purpose under section
23 404I of the Public Health Service Act: *Provided further*,
24 That section 481A(c)(2) of such Act does not apply to the
25 use of funds described in the preceding proviso: *Provided*

1 *further*, That funds appropriated in this paragraph shall
2 not be available for costs that are reimbursed by the Fed-
3 eral Emergency Management Agency, under a contract for
4 insurance, or by self-insurance: *Provided further*, That
5 such amounts are designated by the Congress as being for
6 an emergency requirement pursuant to section
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985: *Provided further*, That this
9 paragraph shall apply in place of the previous provisions
10 under this heading in title VI of this Act, and such pre-
11 vious provisions shall have no force or effect.

12 CHAPTER 9

13 DEPARTMENT OF TRANSPORTATION

14 FEDERAL AVIATION ADMINISTRATION

15 FACILITIES AND EQUIPMENT

16 (AIRPORT AND AIRWAY TRUST FUND)

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

1 FEDERAL HIGHWAY ADMINISTRATION
2 FEDERAL-AID HIGHWAYS
3 EMERGENCY RELIEF PROGRAM

4 For an additional amount for the “Emergency Relief
5 Program” as authorized under section 125 of title 23,
6 United States Code, \$2,022,000,000, to remain available
7 until expended: *Provided*, That the obligations for projects
8 under this section resulting from a single natural disaster
9 or a single catastrophic failure in a State shall not exceed
10 \$100,000,000, and the total obligations for projects under
11 this section in any fiscal year in the Virgin Islands, Guam,
12 American Samoa, and the Commonwealth of the Northern
13 Mariana Islands shall not exceed \$20,000,000: *Provided*
14 *further*, That notwithstanding the preceding proviso, the
15 Secretary of Transportation may obligate more than
16 \$100,000,000, but not more than \$500,000,000, for a sin-
17 gle natural disaster event in a State for emergency relief
18 projects arising from damage caused in calendar year
19 2012 by Hurricane Sandy: *Provided further*, That no
20 funds provided in this Act shall be used for section 125(g)
21 of such title: *Provided further*, That the amount provided
22 under this heading is designated by the Congress as being
23 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 FEDERAL RAILROAD ADMINISTRATION

2 GRANTS TO THE NATIONAL RAILROAD PASSENGER

3 CORPORATION

4 For an additional amount for “Grants to the Na-
5 tional Railroad Passenger Corporation” for the Secretary
6 of Transportation to make capital and debt service grants
7 to the National Railroad Passenger Corporation to ad-
8 vance capital projects that address Northeast Corridor in-
9 frastructure recovery and resiliency in the affected areas,
10 \$86,000,000, to remain available until expended: *Pro-*
11 *vided*, That none of the funds may be used to subsidize
12 operating losses of the Corporation: *Provided further*, That
13 as a condition of eligibility for receipt of such funds, the
14 Corporation shall not, after the enactment of this Act, use
15 any funds provided for Capital and Debt Service Grants
16 to the National Railroad Passenger Corporation in this
17 Act or any other Act for operating expenses, which in-
18 cludes temporary transfers of such funds: *Provided fur-*
19 *ther*, That the Administrator of the Federal Railroad Ad-
20 ministration may retain up to one-half of 1 percent of the
21 funds provided under this heading to fund the award and
22 oversight by the Administrator of grants made under this
23 heading: *Provided further*, That for an additional amount
24 for the Secretary to make operating subsidy grants to the
25 National Railroad Passenger Corporation for necessary re-

1 pairs related to the consequences of Hurricane Sandy,
2 \$32,000,000, to remain available until expended: *Provided*
3 *further*, That each amount under this heading is des-
4 ignated by the Congress as being for an emergency re-
5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
6 anced Budget and Emergency Deficit Control Act of 1985.

7 FEDERAL TRANSIT ADMINISTRATION

8 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

9 (INCLUDING TRANSFER OF FUNDS)

10 For the “Public Transportation Emergency Relief
11 Program” as authorized under section 5324 of title 49,
12 United States Code, \$10,900,000,000, to remain available
13 until expended, for recovery and relief efforts in the areas
14 most affected by Hurricane Sandy: *Provided*, That not
15 more than \$2,000,000,000 shall be made available not
16 later than 60 days after the enactment of this Act: *Pro-*
17 *vided further*, That the remainder of the funds shall be
18 made available only after the Federal Transit Administra-
19 tion and the Federal Emergency Management Agency sign
20 the Memorandum of Agreement required by section
21 20017(b) of the Moving Ahead for Progress in the 21st
22 Century Act (Public Law 112–141) and the Federal Tran-
23 sit Administration publishes interim regulations for the
24 Public Transportation Emergency Relief Program: *Pro-*
25 *vided further*, That of the funds provided under this head-

1 ing, the Secretary of Transportation may transfer up to
2 \$5,383,000,000 to the appropriate agencies to fund pro-
3 grams authorized under titles 23 and 49, United States
4 Code, in order to carry out projects related to reducing
5 risk of damage from future disasters in areas impacted
6 by Hurricane Sandy: *Provided further*, That the Commit-
7 tees on Appropriations of the House of Representatives
8 and the Senate shall be notified at least 15 days in ad-
9 vance of any such transfer: *Provided further*, That up to
10 three-quarters of 1 percent of the funds retained for public
11 transportation emergency relief shall be available for the
12 purposes of administrative expenses and ongoing program
13 management oversight as authorized under 49 U.S.C.
14 5334 and 5338(i)(2) and shall be in addition to any other
15 appropriations for such purposes: *Provided further*, That,
16 of the funds made available under this heading,
17 \$6,000,000 shall be transferred to the Office of Inspector
18 General to support the oversight of activities funded under
19 this heading: *Provided further*, That such amounts are
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 DEPARTMENT OF HOUSING AND URBAN
2 DEVELOPMENT
3 COMMUNITY PLANNING AND DEVELOPMENT
4 COMMUNITY DEVELOPMENT FUND
5 (INCLUDING TRANSFERS OF FUNDS)

6 For an additional amount for “Community Develop-
7 ment Fund”, \$16,000,000,000, to remain available until
8 September 30, 2017, for necessary expenses related to dis-
9 aster relief, long-term recovery, restoration of infrastruc-
10 ture and housing, and economic revitalization in the most
11 impacted and distressed areas resulting from a major dis-
12 aster declared pursuant to the Robert T. Stafford Disaster
13 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
14 seq.) due to Hurricane Sandy and other eligible events in
15 calendar years 2011, 2012, and 2013, for activities au-
16 thorized under title I of the Housing and Community De-
17 velopment Act of 1974 (42 U.S.C. 5301 et seq.): *Provided*,
18 That funds shall be awarded directly to the State or unit
19 of general local government as a grantee at the discretion
20 of the Secretary of Housing and Urban Development: *Pro-*
21 *vided further*, That the Secretary shall allocate to grantees
22 not less than 33 percent of the funds provided under this
23 heading within 60 days after the enactment of this Act
24 based on the best available data: *Provided further*, That
25 prior to the obligation of funds, a grantee shall submit

1 a plan to the Secretary for approval detailing the proposed
2 use of all funds, including criteria for eligibility and how
3 the use of these funds will address long-term recovery and
4 restoration of infrastructure and housing and economic re-
5 vitalization in the most impacted and distressed areas:
6 *Provided further*, That the Secretary shall by notice specify
7 the criteria for approval of such plans within 45 days of
8 enactment of this Act: *Provided further*, That if the Sec-
9 retary determines that a plan does not meet such criteria,
10 the Secretary shall disapprove the plan: *Provided further*,
11 That funds provided under this heading may not be used
12 for activities reimbursable by or for which funds are made
13 available by the Federal Emergency Management Agency
14 or the Army Corps of Engineers: *Provided further*, That
15 funds allocated under this heading shall not be considered
16 relevant to the non-disaster formula allocations made pur-
17 suant to section 106 of the Housing and Community De-
18 velopment Act of 1974 (42 U.S.C. 5306): *Provided further*,
19 That a grantee may use up to 5 percent of its allocation
20 for administrative costs: *Provided further*, That a grantee
21 shall administer grant funds provided under this heading
22 in accordance with all applicable laws and regulations and
23 may not delegate, by contract or otherwise, the responsi-
24 bility for administering such grant funds: *Provided further*,
25 That as a condition of making any grant, the Secretary

1 shall certify in advance that such grantee has in place pro-
2 ficient financial controls and procurement processes and
3 has established adequate procedures to prevent any dupli-
4 cation of benefits as defined by section 312 of the Robert
5 T. Stafford Disaster Relief and Emergency Assistance Act
6 (42 U.S.C. 5155), to ensure timely expenditure of funds,
7 to maintain comprehensive websites regarding all disaster
8 recovery activities assisted with these funds, and to detect
9 and prevent waste, fraud, and abuse of funds: *Provided*
10 *further*, That the Secretary shall provide grantees with
11 technical assistance on contracting and procurement proc-
12 esses and shall require grantees, in contracting or pro-
13 curing these funds, to incorporate performance require-
14 ments and penalties into any such contracts or agree-
15 ments: *Provided further*, That the Secretary shall require
16 grantees to maintain on a public website information ac-
17 counting for how all grant funds are used, including de-
18 tails of all contracts and ongoing procurement processes:
19 *Provided further*, That, in administering the funds under
20 this heading, the Secretary may waive, or specify alter-
21 native requirements for, any provision of any statute or
22 regulation that the Secretary administers in connection
23 with the obligation by the Secretary or the use by the re-
24 cipient of these funds (except for requirements related to
25 fair housing, nondiscrimination, labor standards, and the

1 environment) pursuant to a determination by the Sec-
2 retary that good cause exists for the waiver or alternative
3 requirement and that such action is not inconsistent with
4 the overall purposes of title I of the Housing and Commu-
5 nity Development Act of 1974 (42 U.S.C. 5301 et seq.):
6 *Provided further*, That, notwithstanding the preceding pro-
7 viso, recipients of funds provided under this heading that
8 use such funds to supplement Federal assistance provided
9 under sections 402, 403, 404, 406, 407, or 502 of the
10 Robert T. Stafford Disaster Relief and Emergency Assist-
11 ance Act (42 U.S.C. 5121 et seq.) may adopt, without re-
12 view or public comment, any environmental review, ap-
13 proval, or permit performed by a Federal agency, and such
14 adoption shall satisfy the responsibilities of the recipient
15 with respect to such environmental review, approval or
16 permit: *Provided further*, That, notwithstanding section
17 104(g)(2) of the Housing and Community Development
18 Act of 1974 (42 U.S.C. 5304(g)(2)), the Secretary may,
19 upon receipt of a request for release of funds and certifi-
20 cation, immediately approve the release of funds for an
21 activity or project assisted under this heading if the recipi-
22 ent has adopted an environmental review, approval or per-
23 mit under the preceding proviso or the activity or project
24 is categorically excluded from review under the National
25 Environmental Policy Act of 1969 (42 U.S.C. 4321 et

1 seq.): *Provided further*, That a waiver granted by the Sec-
2 retary may not reduce the percentage of funds that must
3 be used for activities that benefit persons of low and mod-
4 erate income to less than 50 percent, unless the Secretary
5 specifically finds that there is a compelling need to further
6 reduce or eliminate the percentage requirement: *Provided*
7 *further*, That the Secretary shall publish in the Federal
8 Register any waiver of any statute or regulation that the
9 Secretary administers pursuant to title I of the Housing
10 and Community Development Act of 1974 no later than
11 5 days before the effective date of such waiver: *Provided*
12 *further*, That, of the funds made available under this head-
13 ing, up to \$10,000,000 may be transferred to “Program
14 Office Salaries and Expenses, Community Planning and
15 Development” for necessary costs, including information
16 technology costs, of administering and overseeing funds
17 made available under this heading: *Provided further*, That
18 of the funds made available under this heading,
19 \$10,000,000 shall be transferred to “Office of the Inspec-
20 tor General” for necessary costs of overseeing and audit-
21 ing funds made available under this heading: *Provided fur-*
22 *ther*, That the amounts provided under this heading are
23 designated by the Congress as being for an emergency re-
24 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
25 anced Budget and Emergency Deficit Control Act of 1985.

1 GENERAL PROVISIONS—THIS CHAPTER

2 SEC. 1091. For fiscal year 2013, upon request by a
3 public housing agency and supported by documentation as
4 required by the Secretary of Housing and Urban Develop-
5 ment that demonstrates that the need for the adjustment
6 is due to the disaster, the Secretary may make temporary
7 adjustments to the section 8 housing choice voucher an-
8 nual renewal funding allocations and administrative fee
9 eligibility determinations for public housing agencies in an
10 area for which the President declared a disaster during
11 such fiscal year under title IV of the Robert T. Stafford
12 Disaster Relief and Emergency Assistance Act (42 U.S.C.
13 5170 et seq.), to avoid significant adverse funding impacts
14 that would otherwise result from the disaster.

15 SEC. 1092. The Departments of Transportation and
16 Housing and Urban Development shall submit to the
17 Committees on Appropriations of the House of Represent-
18 atives and the Senate within 45 days after the date of
19 the enactment of this Act a plan for implementing the pro-
20 visions in this chapter, and updates to such plan on a bi-
21 annual basis thereafter.

22 SEC. 1093. None of the funds provided in this chap-
23 ter to the Department of Transportation or the Depart-
24 ment of Housing and Urban Development may be used
25 to make a grant unless the Secretary of such Department

1 notifies the Committees on Appropriations of the House
2 of Representatives and the Senate not less than 3 full
3 business days before any project, State or locality is se-
4 lected to receive a grant award totaling \$1,000,000 or
5 more is announced by either Department or a modal ad-
6 ministration.

7 SEC. 1094. This chapter shall apply in place of title
8 VIII of this Act, and such title shall have no force or ef-
9 fect.

