

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 8266
OFFERED BY MR. GRAVES OF LOUISIANA**

At the end of the bill, add the following:

1 SEC. 4. DEFINITIONS.

2 Section 102 of the Robert T. Stafford Disaster Relief
3 and Emergency Assistance Act (42 U.S.C. 5122) is
4 amended by adding at the end the following:

5 “(13) RESIDENTIAL COMMON INTEREST COM-
6 MUNITY.—The term ‘residential common interest
7 community’ means any nonprofit mandatory mem-
8 bership organization comprising owners of real es-
9 tate described in a declaration or created pursuant
10 to a covenant or other applicable law with respect to
11 which a person, by virtue of the person’s ownership
12 of a unit, is obligated to pay for a share of real es-
13 tate taxes, insurance premiums, maintenance, or im-
14 provement of, or services or other expenses related
15 to, common elements, other units, or any other real
16 estate other than that unit described in the declara-
17 tion.

18 “(14) CONDOMINIUM.—The term ‘condo-
19 minium’ means a multi-unit housing project in which

1 each dwelling unit is separately owned, and the re-
2 maining portions of the real estate are designated
3 for common ownership solely by the owners of those
4 units, each owner having an undivided interest in
5 the common elements, and which is represented by
6 a condominium association consisting exclusively of
7 all the unit owners in the project, which is, or will
8 be responsible for the operation, administration, and
9 management of the project.

10 “(15) HOUSING COOPERATIVE.—The term
11 ‘housing cooperative’ means a multi-unit housing en-
12 tity in which each dwelling unit is subject to sepa-
13 rate use and possession by one or more cooperative
14 members whose interest in such unit, and in any un-
15 divided assets of the cooperative association that are
16 appurtenant to such unit, is evidenced by a member-
17 ship or share interest in a cooperative association
18 and a lease or other document of title or possession
19 granted by such cooperative as the owner of all coop-
20 erative property.”

1 **SEC. 5. REMOVAL OF DEBRIS RESULTING FROM A MAJOR**
2 **DISASTER IN RESIDENTIAL COMMON INTER-**
3 **EST COMMUNITIES.**

4 Section 407 of the Robert T. Stafford Disaster Relief
5 and Emergency Assistance Act (42 U.S.C. 5173) is
6 amended—

7 (1) by redesignating subsections (d) and (e) as
8 subsections (e) and (f); and

9 (2) by inserting after subsection (c) the fol-
10 lowing:

11 “(d) **RULES RELATING TO RESIDENTIAL COMMON**
12 **INTEREST COMMUNITIES.**—The President shall issue
13 rules which provide that removal of debris or wreckage
14 from real estate owned by a residential common interest
15 community resulting from a major disaster is in the public
16 interest when a State or local government determines in
17 writing such debris or wreckage constitutes a threat to
18 life, to public health or safety, or to the economic recovery
19 of the residential common interest community.”.

20 **SEC. 6. CONDOMINIUMS AND HOUSING COOPERATIVES**
21 **DAMAGED BY A MAJOR DISASTER.**

22 Section 408(c)(2)(A) of the Robert T. Stafford Dis-
23 aster Relief and Emergency Assistance Act (42 U.S.C.
24 5174(c)(2)(A)) is amended—

25 (1) in clause (i) by striking “and” at the end;

1 (2) by redesignating clause (ii) as clause (iii);

2 and

3 (3) by adding after clause (i) the following:

4 “(ii) the repair of essential common
5 elements of a condominium or housing co-
6 operative (such as a roof, exterior wall,
7 heating and cooling equipment, elevator,
8 stairwell, utility access, plumbing, and elec-
9 tricity) provided an individual’s or house-
10 hold’s pro rata share of essential common
11 element repair costs are satisfactorily doc-
12 umented; and”.

13 **SEC. 7. APPLICABILITY.**

14 The amendments made by sections 4 through 6 of
15 this Act shall apply to a major disaster or emergency de-
16 clared by the President under the Robert T. Stafford Dis-
17 aster Relief and Emergency Assistance Act (42 U.S.C.
18 5121 et seq.) on or after the date of enactment of this
19 Act.

