

Suspend the Rules and Pass the Bill, H.R. 3583, With an Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

114TH CONGRESS
2^D SESSION

H. R. 3583

To reform and improve the Federal Emergency Management Agency, the Office of Emergency Communications, and the Office of Health Affairs of the Department of Homeland Security, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2015

Ms. MCSALLY (for herself, Mr. McCAUL, Mr. DONOVAN, and Mr. PAYNE) introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committees on Transportation and Infrastructure and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To reform and improve the Federal Emergency Management Agency, the Office of Emergency Communications, and the Office of Health Affairs of the Department of Homeland Security, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the
3 “Promoting Resilience and Efficiency in Preparing for At-
4 tacks and Responding to Emergencies Act” or the “PRE-
5 PARE Act”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—GRANTS, TRAINING, EXERCISES, AND COORDINATION

- Sec. 101. Memoranda of understanding.
- Sec. 102. Period of performance.
- Sec. 103. Operation Stonegarden.
- Sec. 104. Grants metrics.
- Sec. 105. Grant management best practices.
- Sec. 106. Administration and coordination of grants.
- Sec. 107. Funding prohibition.
- Sec. 108. Law enforcement terrorism prevention.
- Sec. 109. Allowable uses.
- Sec. 110. Maintenance of grant investments.
- Sec. 111. National Domestic Preparedness Consortium.
- Sec. 112. Rural Domestic Preparedness Consortium.
- Sec. 113. Emergency support functions.
- Sec. 114. Review of National Incident Management System.
- Sec. 115. Approval of certain equipment.
- Sec. 116. Remedial action management program.

TITLE II—COMMUNICATIONS

- Sec. 201. Office of Emergency Communications.
- Sec. 202. Responsibilities of Office of Emergency Communications Director.
- Sec. 203. Annual reporting on activities of the Office of Emergency Commu-
nications.
- Sec. 204. National Emergency Communications Plan.
- Sec. 205. Technical edits.
- Sec. 206. Public Safety Broadband Network.
- Sec. 207. Statewide interoperability coordinators.
- Sec. 208. Communications training.

TITLE III—MEDICAL PREPAREDNESS

- Sec. 301. Pre-event anthrax vaccination program for emergency response pro-
viders.
- Sec. 302. Chief Medical Officer.
- Sec. 303. Medical Countermeasures Program.

TITLE IV—MANAGEMENT

- Sec. 401. Mission support.
- Sec. 402. Systems modernization.
- Sec. 403. Strategic human capital plan.
- Sec. 404. Activities related to children.

TITLE V—FLOOD INSURANCE CLAIMS PROCESS REFORMS

- Sec. 501. Claims adjustment and engineering reports.
- Sec. 502. Judicial review.

1 **TITLE I—GRANTS, TRAINING, EX-**
2 **ERCISES, AND COORDINA-**
3 **TION**

4 **SEC. 101. MEMORANDA OF UNDERSTANDING.**

5 (a) IN GENERAL.—Subtitle B of title XX of the
6 Homeland Security Act of 2002 (6 U.S.C. 611 et seq.)
7 is amended by adding at the end the following new section:

8 **“SEC. 2024. MEMORANDA OF UNDERSTANDING WITH DE-**
9 **PARTMENTAL COMPONENTS AND OFFICES.**

10 “The Administrator shall enter into memoranda of
11 understanding with the heads of the following depart-
12 mental components and offices delineating the roles and
13 responsibilities of such components and offices regarding
14 the policy and guidance for grants under section 1406 of
15 the Implementing Recommendations of the 9/11 Commis-
16 sion Act of 2007 (6 U.S.C. 1135), sections 2003 and 2004
17 of this Act, and section 70107 of title 46, United States
18 Code, as appropriate:

19 “(1) The Commissioner of U.S. Customs and
20 Border Protection.

1 (1) redesignating subsection (e) as subsection
2 (f); and

3 (2) inserting after subsection (d) the following
4 new subsection:

5 “(e) PERIOD OF PERFORMANCE.—The Administrator
6 shall make funds provided under this section available for
7 use by a recipient of a grant for a period of not less than
8 36 months.”.

9 (b) STATE HOMELAND SECURITY GRANT PRO-
10 GRAM.—Section 2004 of the Homeland Security Act of
11 2002 (6 U.S.C. 605) is amended by—

12 (1) redesignating subsection (f) as subsection
13 (g); and

14 (2) inserting after subsection (e) the following
15 the new subsection:

16 “(f) PERIOD OF PERFORMANCE.—The Administrator
17 shall make funds provided under this section available for
18 use by a recipient of a grant for a period of not less than
19 36 months.”.

20 (c) PUBLIC TRANSPORTATION SECURITY ASSIST-
21 ANCE GRANT PROGRAM.—Section 1406 of the Imple-
22 menting Recommendations of the 9/11 Commission Act (6
23 U.S.C. 1135; Public Law 110–53) is amended by—

24 (1) redesignating subsection (m) as subsection
25 (n); and

1 (2) inserting after subsection (l) the following
2 new subsection:

3 “(m) PERIOD OF PERFORMANCE.—The Secretary
4 shall make funds provided under this section available for
5 use by a recipient of a grant for a period of not less than
6 36 months.”.

7 (d) PORT SECURITY GRANT PROGRAM.—Section
8 70107 of title 46, United States Code, is amended by add-
9 ing at the end the following new subsection:

10 “(n) PERIOD OF PERFORMANCE.—The Secretary
11 shall make funds provided under this section available for
12 use by a recipient of a grant for a period of not less than
13 36 months.”.

14 (e) TRIBAL SECURITY GRANT PROGRAM.—Section
15 2005 of the Homeland Security Act of 2002 (6 U.S.C.
16 606) is amended by—

17 (1) redesignating subsections (h) through (k)
18 subsections (i) through (l), respectively; and

19 (2) inserting after subsection (g) the following
20 new subsection:

21 “(h) PERIOD OF PERFORMANCE.—The Secretary
22 shall make funds provided under this section available for
23 use by a recipient of a grant for a period of not less than
24 36 months.”.

1 **SEC. 103. OPERATION STONEGARDEN.**

2 (a) IN GENERAL.—Subtitle A of title XX of the
3 Homeland Security Act of 2002 (6 U.S.C. 601 et seq.)
4 is amended by adding at the end the following new section:

5 **“SEC. 2009. OPERATION STONEGARDEN.**

6 “(a) ESTABLISHMENT.—There is established in the
7 Department a program to be known as ‘Operation
8 Stonegarden’. Under such program, the Secretary, acting
9 through the Administrator, shall make grants to eligible
10 law enforcement agencies, through the State Administra-
11 tive Agency, to enhance border security in accordance with
12 this section.

13 “(b) ELIGIBLE RECIPIENTS.—To be eligible to re-
14 ceive a grant under this section, a law enforcement agency
15 shall—

16 “(1) be located in—

17 “(A) a State bordering either Canada or
18 Mexico; or

19 “(B) a State or territory with a maritime
20 border; and

21 “(2) be involved in an active, ongoing U.S. Cus-
22 toms and Border Protection operation coordinated
23 through a sector office.

24 “(c) PERMITTED USES.—The recipient of a grant
25 under this section may use such grant for any of the fol-
26 lowing:

1 “(1) Equipment, including maintenance and
2 sustainment costs.

3 “(2) Personnel, including overtime and backfill,
4 in support of enhanced border law enforcement ac-
5 tivities.

6 “(3) Any activity permitted for Operation
7 Stonegarden under the Department of Homeland
8 Security’s Fiscal Year 2015 Homeland Security
9 Grant Program Notice of Funding Opportunity.

10 “(4) Any other appropriate activity, as deter-
11 mined by the Administrator, in consultation with the
12 Commissioner of U.S. Customs and Border Protec-
13 tion.

14 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
15 is authorized to be appropriated \$55,000,000 for each of
16 fiscal years 2016 through 2020 for grants under this sec-
17 tion.

18 “(e) REPORT.—The Administrator shall annually for
19 each of fiscal years 2016 through 2020 submit to the
20 Committee on Homeland Security of the House of Rep-
21 resentatives and the Committee on Homeland Security
22 and Governmental Affairs of the Senate a report con-
23 taining information on the expenditure of grants made
24 under this section by each grant recipient.”.

1 (b) CONFORMING AMENDMENT.—Subsection (a) of
2 section 2002 of the Homeland Security Act of 2002 (6
3 U.S.C. 603) is amended to read as follows:

4 “(a) GRANTS AUTHORIZED.—The Secretary, through
5 the Administrator, may award grants under sections 2003,
6 2004, and 2009 to State, local, and tribal governments,
7 as appropriate.”.

8 (c) CLERICAL AMENDMENT.—The table of contents
9 in section 1(b) of the Homeland Security Act of 2002 is
10 amended by inserting after the item relating to section
11 2008 the following new item:

“Sec. 2009. Operation Stonegarden.”.

12 **SEC. 104. GRANTS METRICS.**

13 (a) IN GENERAL.—To determine the extent to which
14 grants under sections 2003 and 2004 of the Homeland
15 Security Act of 2002 (6 U.S.C. 603 and 604) have closed
16 capability gaps identified in State Preparedness Reports
17 required under subsection (c) of section 652 of the Post-
18 Katrina Emergency Management Reform Act of 2006 (6
19 U.S.C. 752; title VI of the Department of Homeland Secu-
20 rity Appropriations Act, 2007; Public Law 109–295) and
21 Threat and Hazard Identification and Risk Assessments
22 from each State and high-risk urban area, the Adminis-
23 trator of the Federal Emergency Management Agency
24 shall conduct and submit to the Committee on Homeland
25 Security and the Committee on Transportation and Infra-

1 structure of the House of Representatives and the Com-
2 mittee on Homeland Security and Governmental Affairs
3 of the Senate an assessment of information provided in
4 such Reports and Assessments.

5 (b) ASSESSMENT REQUIREMENTS.—The assessment
6 required under subsection (a) shall include a comparison
7 of successive State Preparedness Reports and Threat and
8 Hazard Identification and Risk Assessments from each
9 State and high-risk urban area.

10 **SEC. 105. GRANT MANAGEMENT BEST PRACTICES.**

11 The Administrator of the Federal Emergency Man-
12 agement Agency shall include in the annual Notice of
13 Funding Opportunity relating to grants under sections
14 2003 and 2004 of the Homeland Security Act of 2002
15 (6 U.S.C. 604 and 605) an appendix that includes a sum-
16 mary of findings identified by the Office of the Inspector
17 General of the Department of Homeland Security in au-
18 dits of such grants and methods to address areas identi-
19 fied for improvement and innovative practices instituted
20 by grant recipients.

21 **SEC. 106. ADMINISTRATION AND COORDINATION OF**
22 **GRANTS.**

23 (a) IN GENERAL.—Paragraphs (1) and (2) of sub-
24 section (b) of section 2021 of the Homeland Security Act
25 of 2002 (6 U.S.C. 611) are amended to read as follows:

1 “(1) IN GENERAL.—Any State or high-risk
2 urban area receiving a grant under section 2003 or
3 2004 shall establish a State planning committee or
4 urban area working group to assist in preparation
5 and revision of the State, regional, or local homeland
6 security plan or the threat and hazard identification
7 and risk assessment, as the case may be, and to as-
8 sist in determining effective funding priorities for
9 grants under such sections 2003 and 2004.

10 “(2) COMPOSITION.—The State planning com-
11 mittees and urban area working groups referred to
12 in paragraph (1) shall include at least one represent-
13 ative from each of the following significant stake-
14 holders:

15 “(A) Local or tribal government officials.

16 “(B) Emergency response providers, in-
17 cluding representatives of the fire service, law
18 enforcement, emergency medical services, and
19 emergency managers.

20 “(C) Public health officials and other ap-
21 propriate medical practitioners.

22 “(D) Individuals representing educational
23 institutions, including elementary schools, com-
24 munity colleges, and other institutions of higher
25 education.

1 “(E) State and regional interoperable com-
2 munications coordinators, as appropriate.

3 “(F) State and major urban area fusion
4 centers, as appropriate.”.

5 (b) CONFORMING AMENDMENT.—Paragraph (3) of
6 section 2021(b) (6 U.S.C. 611) is amended by inserting
7 “or urban area working group, as the case may be,” after
8 “planning committee”.

9 **SEC. 107. FUNDING PROHIBITION.**

10 The Secretary of Homeland Security may not imple-
11 ment the National Preparedness Grant Program or any
12 successor grant program unless the Secretary receives
13 prior authorization from Congress permitting such imple-
14 mentation.

15 **SEC. 108. LAW ENFORCEMENT TERRORISM PREVENTION.**

16 (a) LAW ENFORCEMENT TERRORISM PREVENTION
17 PROGRAM.—Subsection (a) of section 2006 of the Home-
18 land Security Act of 2002 (6 U.S.C. 607) is amended—

19 (1) in paragraph (1)—

20 (A) by inserting “States and high-risk
21 urban areas use” after “that”; and

22 (B) by striking “is used”; and

23 (2) in paragraph (2), by amending subpara-
24 graph (I) to read as follows:

1 “(I) activities as determined appropriate
2 by the Administrator, in coordination with the
3 Assistant Secretary for State and Local Law
4 Enforcement within the Office of Policy of the
5 Department, through outreach to relevant
6 stakeholder organizations.”.

7 (b) OFFICE FOR STATE AND LOCAL LAW ENFORCE-
8 MENT.—Subsection (b)(4) of section 2006 of the Home-
9 land Security Act of 2002 (6 U.S.C. 607) is amended—

10 (1) in subparagraph (B), by inserting “, includ-
11 ing through consultation with such agencies regard-
12 ing Department programs that may impact such
13 agencies” before the semicolon; and

14 (2) in subparagraph (D), by striking “ensure”
15 and inserting “certify”.

16 **SEC. 109. ALLOWABLE USES.**

17 Subsection (a) of section 2008 of the Homeland Secu-
18 rity Act of 2002 (6 U.S.C. 609) is amended—

19 (1) in the matter preceding paragraph (1), by
20 inserting “including by working in conjunction with
21 a National Laboratory (as defined in section 2(3) of
22 the Energy Policy Act of 2005 (42 U.S.C.
23 15801(3))),” after “plans,”;

24 (2) by redesignating paragraphs (6) through
25 (13) as paragraphs (7) through (14), respectively;

1 (3) by inserting after paragraph (5) the fol-
2 lowing new paragraph:

3 “(6) enhancing medical preparedness, medical
4 surge capacity, and mass prophylaxis capabilities, in-
5 cluding the development and maintenance of an ini-
6 tial pharmaceutical stockpile, including medical kits
7 and diagnostics sufficient to protect first responders,
8 their families, immediate victims, and vulnerable
9 populations from a chemical or biological event;”;
10 and

11 (4) in subsection (b)(3)(B), by striking
12 “(a)(10)” and inserting “(a)(11)”.

13 **SEC. 110. MAINTENANCE OF GRANT INVESTMENTS.**

14 Section 2008 of the Homeland Security Act of 2002
15 (6 U.S.C. 609) is amended by adding at the end the fol-
16 lowing new subsection:

17 “(g) MAINTENANCE OF EQUIPMENT.—Any applicant
18 for a grant under section 2003 or 2004 seeking to use
19 funds to purchase equipment, including pursuant to para-
20 graphs (3), (4), (5), or (9) of subsection (a) of this section,
21 shall by the time of the receipt of such grant develop a
22 plan for the maintenance of such equipment over its life-
23 cycle that includes information identifying which entity is
24 responsible for such maintenance.”.

1 **SEC. 111. NATIONAL DOMESTIC PREPAREDNESS CONSOR-**
2 **TIUM.**

3 Section 1204 of the Implementing Recommendations
4 of the 9/11 Commission Act (6 U.S.C. 1102) is amend-
5 ed—

6 (1) in subsection (d), by amending paragraphs
7 (1) and (2) to read as follows:

8 “(1) for the Center for Domestic Preparedness,
9 \$65,000,000 for each of fiscal years 2016 and 2017;
10 and

11 “(2) for the remaining Members of the National
12 Domestic Preparedness Consortium, \$98,000,000
13 for each of fiscal years 2016 and 2017.”; and

14 (2) in subsection (e), in the matter preceding
15 paragraph (1), by striking “2007” and inserting
16 “2015”.

17 **SEC. 112. RURAL DOMESTIC PREPAREDNESS CONSORTIUM.**

18 (a) **IN GENERAL.**—The Secretary of Homeland Secu-
19 rity is authorized to establish a Rural Domestic Prepared-
20 ness Consortium within the Department of Homeland Se-
21 curity consisting of universities and nonprofit organiza-
22 tions qualified to provide training to emergency response
23 providers from rural communities.

24 (b) **DUTIES.**—The Rural Domestic Preparedness
25 Consortium authorized under subsection (a) shall identify,
26 develop, test, and deliver training to State, local, and trib-

1 al emergency response providers from rural communities,
2 provide on-site and mobile training, and facilitate the de-
3 livery of training by the training partners of the Depart-
4 ment of Homeland Security.

5 (c) AUTHORIZATION OF APPROPRIATIONS.—Of
6 amounts appropriated for Continuing Training Grants of
7 the Department of Homeland Security, \$5,000,000 is au-
8 thorized to be used for the Rural Domestic Preparedness
9 Consortium authorized under subsection (a).

10 **SEC. 113. EMERGENCY SUPPORT FUNCTIONS.**

11 (a) UPDATE.—Paragraph (13) of section 504(a) of
12 the Homeland Security Act of 2002 (6 U.S.C. 314(a)) is
13 amended by inserting “, periodically updating (but not less
14 often than once every five years),” after “administering”.

15 (b) EMERGENCY SUPPORT FUNCTIONS.—Section
16 653 of the Post-Katrina Emergency Management Reform
17 Act of 2006 (6 U.S.C. 753; title VI of the Department
18 of Homeland Security Appropriations Act, 2007; Public
19 Law 109–295) is amended—

20 (1) by redesignating subsections (d) and (e) as
21 subsections (e) and (f), respectively; and

22 (2) by inserting after subsection (c) the fol-
23 lowing new subsection:

24 “(d) COORDINATION.—The President, acting through
25 the Administrator, shall develop and provide to Federal

1 departments and agencies with coordinating, primary, or
2 supporting responsibilities under the National Response
3 Framework performance metrics to ensure readiness to
4 execute responsibilities under the emergency support func-
5 tions of such Framework.”.

6 **SEC. 114. REVIEW OF NATIONAL INCIDENT MANAGEMENT**
7 **SYSTEM.**

8 Paragraph (2) of section 509(b) of the Homeland Se-
9 curity Act of 2002 (6 U.S.C. 319(b)) is amended, in the
10 matter preceding subparagraph (A), by inserting “, but
11 not less often than once every five years,” after “periodi-
12 cally”.

13 **SEC. 115. APPROVAL OF CERTAIN EQUIPMENT.**

14 Section 2008 of the Homeland Security Act of 2002
15 (6 U.S.C. 609) is amended by adding at the end the fol-
16 lowing:

17 “(g) REVIEW PROCESS.—The Administrator shall de-
18 velop and implement a uniform process for reviewing ap-
19 plications to use grants provided under section 2003 or
20 2004 to purchase equipment or systems not included on
21 the Authorized Equipment List maintained by the Admin-
22 istrator.”.

23 **SEC. 116. REMEDIAL ACTION MANAGEMENT PROGRAM.**

24 Section 650 of the Post-Katrina Emergency Manage-
25 ment Reform Act of 2006 (6 U.S.C. 750; title VI of the

1 Department of Homeland Security Appropriations Act,
2 2007; Public Law 109–295) is amended to read as follows:

3 **“SEC. 650. REMEDIAL ACTION MANAGEMENT PROGRAM.**

4 “(a) IN GENERAL.—The Administrator, in coordina-
5 tion with the National Council on Disability and the Na-
6 tional Advisory Council, shall establish a remedial action
7 management program to—

8 “(1) analyze training, exercises, and real world
9 events to identify lessons learned, corrective actions,
10 and best practices;

11 “(2) generate and disseminate, as appropriate,
12 the lessons learned, corrective actions, and best
13 practices referred to in paragraph (1); and

14 “(3) conduct remedial action tracking and long
15 term trend analysis.

16 “(b) FEDERAL CORRECTIVE ACTIONS.—The Admin-
17 istrator, in coordination with the heads of appropriate
18 Federal departments and agencies, shall utilize the pro-
19 gram established in subsection (a) to collect information
20 on corrective actions identified by such Federal depart-
21 ments and agencies during exercises and the response to
22 natural disasters, acts of terrorism, and other man-made
23 disasters, and shall, not later than one year after the date
24 of the enactment of this section and annually thereafter

1 for each of the next four years, submit to Congress a re-
2 port on the status of such corrective actions.

3 “(c) DISSEMINATION OF AFTER ACTION REPORTS.—
4 The Administrator shall provide electronically, to the max-
5 imum extent practicable, to Congress and Federal, State,
6 local, tribal, and private sector officials after-action re-
7 ports and information on lessons learned and best prac-
8 tices from responses to acts of terrorism, natural disas-
9 ters, capstone exercises conducted under the national exer-
10 cise program under section 648(b), and other emergencies
11 or exercises.”.

12 **TITLE II—COMMUNICATIONS**

13 **SEC. 201. OFFICE OF EMERGENCY COMMUNICATIONS.**

14 The Secretary of Homeland Security may not change
15 the location or reporting structure of the Office of Emer-
16 gency Communications of the Department of Homeland
17 Security unless the Secretary receives prior authorization
18 from the Committee on Homeland Security of the House
19 of Representatives and the Committee on Homeland Secu-
20 rity and Governmental Affairs of the Senate permitting
21 such change.

22 **SEC. 202. RESPONSIBILITIES OF OFFICE OF EMERGENCY** 23 **COMMUNICATIONS DIRECTOR.**

24 Subsection (c) of section 1801 of the Homeland Secu-
25 rity Act of 2002 (6 U.S.C. 571) is amended—

1 (1) by striking paragraph (3);

2 (2) by redesignating paragraphs (4) through
3 (15) as paragraphs (3) through (14), respectively;

4 (3) in paragraph (8), as so redesignated, by
5 striking “, in cooperation with the National Commu-
6 nications System,”;

7 (4) in paragraph (9), as so redesignated, by
8 striking “the Homeland Security Council,”;

9 (5) in paragraph (12) by striking “Assistant
10 Secretary for Grants and Training” and inserting
11 “Assistant Administrator of the Grant Programs Di-
12 rectorate of the Federal Emergency Management
13 Agency”;

14 (6) in paragraph (13), as so redesignated, by
15 striking “and” at the end; and

16 (7) by adding after paragraph (14), as so redesi-
17 gnated, the following new paragraphs:

18 “(15) administer the Government Emergency
19 Telecommunications Service (GETS) and Wireless
20 Priority Service (WPS) programs, or successor pro-
21 grams; and

22 “(16) assess the impact of emerging tech-
23 nologies on interoperable emergency communica-
24 tions.”.

1 **SEC. 203. ANNUAL REPORTING ON ACTIVITIES OF THE OF-**
2 **FICE OF EMERGENCY COMMUNICATIONS.**

3 Subsection (f) of section 1801 of the Homeland Secu-
4 rity Act of 2002 (6 U.S.C. 571) is amended to read as
5 follows:

6 “(f) ANNUAL REPORTING OF OFFICE ACTIVITIES.—
7 The Director of the Office of Emergency Communications
8 shall, not later than one year after the date of the enact-
9 ment of this subsection and annually thereafter for each
10 of the next four years, report to the Committee on Home-
11 land Security and the Committee on Energy and Com-
12 merce of the House of Representatives and the Committee
13 on Homeland Security and Governmental Affairs of the
14 Senate on the activities and programs of the Office, in-
15 cluding specific information on efforts to carry out para-
16 graphs (4), (5), and (6) of subsection (c).”.

17 **SEC. 204. NATIONAL EMERGENCY COMMUNICATIONS PLAN.**

18 Section 1802 of the Homeland Security Act of 2002
19 (6 U.S.C. 572) is amended—

20 (1) in subsection (a), in the matter preceding
21 paragraph (1)—

22 (A) by striking “, and in cooperation with
23 the Department of National Communications
24 System (as appropriate),”; and

25 (B) by inserting “, but not less than once
26 every five years,” after “periodically”; and

1 (2) in subsection (c)—

2 (A) by redesignating paragraphs (3)
3 through (10) as paragraphs (4) through (11),
4 respectively; and

5 (B) by inserting after paragraph (2) the
6 following new paragraph:

7 “(3) consider the impact of emerging tech-
8 nologies on the attainment of interoperable emer-
9 gency communications;”.

10 **SEC. 205. TECHNICAL EDITS.**

11 Title XVIII of the Homeland Security Act of 2002
12 is amended—

13 (1) in subsection (d) of section 1801 (6 U.S.C.
14 571) by—

15 (A) striking paragraph (2); and

16 (B) redesignating paragraph (3) as para-
17 graph (2); and

18 (2) in paragraph (1) of section 1804(b) (6
19 U.S.C. 574(b)), in the matter preceding subpara-
20 graph (A), by striking “Assistant Secretary for
21 Grants and Planning” and inserting “Assistant Ad-
22 ministrator of the Grant Programs Directorate of
23 the Federal Emergency Management Agency”.

1 **SEC. 206. PUBLIC SAFETY BROADBAND NETWORK.**

2 The Undersecretary of the National Protection and
3 Programs Directorate of the Department of Homeland Se-
4 curity shall submit to the Committee on Homeland Secu-
5 rity and the Committee on Energy and Commerce of the
6 House of Representatives and the Committee on Home-
7 land Security and Governmental Affairs of the Senate in-
8 formation on the Department of Homeland Security's re-
9 sponsibilities related to the development of the nationwide
10 Public Safety Broadband Network authorized in section
11 6202 of the Middle Class Tax Relief and Job Creation
12 Act of 2012 (47 U.S.C. 1422; Public Law 112-96), in-
13 cluding information on efforts by the Department to work
14 with the First Responder Network Authority of the De-
15 partment of Commerce to identify and address cyber risks
16 that could impact the near term or long term availability
17 and operations of such network and recommendations to
18 mitigate such risks.

19 **SEC. 207. STATEWIDE INTEROPERABILITY COORDINATORS.**

20 (a) IN GENERAL.—Paragraph (2) of section 2004(b)
21 of the Homeland Security Act of 2002 (6 U.S.C. 605(b))
22 is amended by—

23 (1) redesignating subparagraphs (B) and (C) as
24 subparagraphs (C) and (D), respectively; and

25 (2) inserting after subparagraph (A) the fol-
26 lowing new subparagraph:

1 “(B)(i) certification that the Governor of
2 the State has designated a Statewide Interoper-
3 ability Coordinator, including identification in
4 such certification of the individual so des-
5 igned, who shall be responsible for—

6 “(I) coordinating the daily operations
7 of the State’s interoperability efforts;

8 “(II) coordinating State interoper-
9 ability and communications projects and
10 grant applications for such projects;

11 “(III) establishing and maintaining
12 working groups to develop and implement
13 key interoperability initiatives; and

14 “(IV) coordinating and updating, as
15 necessary, a Statewide Communications
16 Interoperability Plan that specifies the cur-
17 rent status of State efforts to enhance
18 communications interoperability within the
19 State, including progress, modifications, or
20 setbacks, and future goals for communica-
21 tions interoperability among emergency re-
22 sponse agencies in the State; or

23 “(ii) if a Statewide Interoperability Coordi-
24 nator has not been designated in accordance
25 with clause (i)—

1 “(I) certification that the State is per-
2 forming in another manner the functions
3 described in subclauses (I) through (IV) of
4 such clause; and

5 “(II) identification in such certifi-
6 cation of an individual who has been des-
7 ignated by the State as the primary point
8 of contact for performance of such func-
9 tions;”.

10 (b) **LIMITATION ON APPLICATION.**—The amendment
11 made by subsection (a) shall not apply with respect to any
12 grant for which an application was submitted under the
13 State Homeland Security Grant Program under section
14 2004 of the Homeland Security Act of 2002 (6 U.S.C.
15 605) before the date of the enactment of this section.

16 **SEC. 208. COMMUNICATIONS TRAINING.**

17 The Under Secretary for Management of the Depart-
18 ment of Homeland Security, in coordination with the ap-
19 propriate component heads, shall develop a mechanism,
20 consistent with the strategy required pursuant to the De-
21 partment of Homeland Security Interoperable Commu-
22 nications Act (Public Law 114–29), to verify that radio
23 users within the Department receive initial and ongoing
24 training on the use of the radio systems of such compo-
25 nents, including interagency radio use protocols.

1 **TITLE III—MEDICAL**
2 **PREPAREDNESS**

3 **SEC. 301. PRE-EVENT ANTHRAX VACCINATION PROGRAM**
4 **FOR EMERGENCY RESPONSE PROVIDERS.**

5 (a) ANTHRAX PREPAREDNESS.—

6 (1) IN GENERAL.—Title V of the Homeland Se-
7 curity Act of 2002 (6 U.S.C. 311 et seq.) is amend-
8 ed by adding at the end the following new section:

9 **“SEC. 526. ANTHRAX PREPAREDNESS.**

10 “(a) PRE-EVENT ANTHRAX VACCINATION PROGRAM
11 FOR EMERGENCY RESPONSE PROVIDERS.—For the pur-
12 pose of domestic preparedness for and collective response
13 to terrorism, the Secretary, in coordination with the Sec-
14 retary of Health and Human Services, shall establish a
15 program to provide anthrax vaccines from the strategic
16 national stockpile under section 319F–2(a) of the Public
17 Health Service Act (42 U.S.C. 247d–6b(a)) that will be
18 nearing the end of their labeled dates of use at the time
19 such vaccines are to be administered to emergency re-
20 sponse providers who are at high risk of exposure to an-
21 thrax and who voluntarily consent to such administration,
22 and shall—

23 “(1) establish any necessary logistical and
24 tracking systems to facilitate making such vaccines
25 so available;

1 “(2) distribute disclosures regarding associated
2 benefits and risks to end users; and

3 “(3) conduct outreach to educate emergency re-
4 sponse providers about the voluntary program.

5 “(b) THREAT ASSESSMENT.—The Secretary shall—

6 “(1) support homeland security-focused risk
7 analysis and risk assessments of the threats posed
8 by anthrax from an act of terror;

9 “(2) leverage existing and emerging homeland
10 security intelligence capabilities and structures to
11 enhance prevention, protection, response, and recov-
12 ery efforts with respect to an anthrax terror attack;
13 and

14 “(3) share information and provide tailored an-
15 alytical support on threats posed by anthrax to
16 State, local, and tribal authorities, as well as other
17 national biosecurity and biodefense stakeholders.”.

18 (2) CLERICAL AMENDMENT.—The table of con-
19 tents in section 1(b) of the Homeland Security Act
20 of 2002 is amended by inserting at the end of the
21 items relating to title V the following new item:

“Sec. 526. Anthrax preparedness.”.

22 (b) PILOT PROGRAM.—

23 (1) IN GENERAL.—In carrying out the pre-
24 event vaccination program authorized in subsection
25 (a) of section 526 of the Homeland Security Act of

1 2002, as added by subsection (a) of this section, the
2 Secretary of Homeland Security, in coordination
3 with the Secretary of Health and Human Services,
4 shall carry out a pilot program to provide anthrax
5 vaccines to emergency response providers as so au-
6 thorized. The duration of the pilot program shall be
7 24 months from the date the initial vaccines are ad-
8 ministered to participants.

9 (2) PRELIMINARY REQUIREMENTS.—Prior to
10 implementing the pilot program under paragraph
11 (1), the Secretary of Homeland Security shall—

12 (A) establish a communication platform for
13 such pilot program;

14 (B) establish education and training mod-
15 ules for such pilot program;

16 (C) conduct economic analysis of such pilot
17 program; and

18 (D) create a logistical platform for the an-
19 thrax vaccine request process under such pilot
20 program.

21 (3) LOCATION.—In carrying out the pilot pro-
22 gram under paragraph (1), the Secretary of Home-
23 land Security shall select emergency response pro-
24 viders based in at least two States for participation
25 in such pilot program.

1 (4) DISTRIBUTION OF INFORMATION.—The
2 Secretary of Homeland Security shall provide to
3 each emergency response provider who participates
4 in the pilot program under paragraph (1) disclosures
5 and educational materials regarding the associated
6 benefits and risks of any vaccine provided under
7 such pilot program and of exposure to anthrax.

8 (5) REPORT.—Not later than one year after the
9 date of the enactment of this Act and annually
10 thereafter until one year after the completion of the
11 pilot program under paragraph (1), the Secretary of
12 Homeland Security shall submit to the Committee
13 on Homeland Security and the Committee on En-
14 ergy and Commerce of the House of Representatives
15 and the Committee on Homeland Security and Gov-
16 ernmental Affairs of the Senate a report on the
17 progress and results of such pilot program, including
18 the percentage of eligible emergency response pro-
19 viders, as determined by each pilot location, that vol-
20 unteer to participate, the degree to which partici-
21 pants obtain necessary vaccinations, as appropriate,
22 and recommendations to improve initial and recur-
23 rent participation in such pilot program. Each such
24 report shall include a discussion of plans to continue
25 such pilot program to provide vaccines to emergency

1 response providers under subsection (a) of section
2 526 of the Homeland Security Act of 2002, as
3 added by subsection (a) of this section.

4 (6) DEADLINE FOR IMPLEMENTATION.—The
5 Secretary of Homeland Security shall begin imple-
6 menting the pilot program under paragraph (1) by
7 not later than the date that is one year after the
8 date of the enactment of this Act.

9 **SEC. 302. CHIEF MEDICAL OFFICER.**

10 (a) IN GENERAL.—Subsection (c) of section 516 of
11 the Homeland Security Act of 2002 (6 U.S.C. 321e) is
12 amended—

13 (1) in the matter preceding paragraph (1), by
14 inserting “and shall establish medical and human,
15 animal, and occupational health exposure policy,
16 guidance, strategies, and initiatives,” before “includ-
17 ing—”;

18 (2) in paragraph (1), by inserting before the
19 semicolon at the end the following: “, including ad-
20 vice on how to prepare for, protect against, respond
21 to, recover from, and mitigate against the medical
22 effects of terrorist attacks or other high consequence
23 events utilizing chemical, biological, radiological, or
24 nuclear agents or explosives”;

1 (3) in paragraph (2), by inserting before the
2 semicolon at the end the following: “, including co-
3 ordinating the Department’s policy, strategy and
4 preparedness for pandemics and emerging infectious
5 diseases”;

6 (4) in paragraph (5), by inserting “emergency
7 medical services and medical first responder stake-
8 holders,” after “the medical community”;

9 (5) in paragraph (6), by striking “and” at the
10 end; and

11 (6) by adding after paragraph (7) the following
12 new paragraphs:

13 “(8) ensuring that the workforce of the Depart-
14 ment has evidence-based policy, standards, require-
15 ments, and metrics for occupational health and oper-
16 ational medicine programs;

17 “(9) directing and maintaining a coordinated
18 system for medical support for the Department’s
19 operational activities;

20 “(10) providing oversight of the Department’s
21 medical programs and providers, including—

22 “(A) reviewing and maintaining
23 verification of the accreditation of the Depart-
24 ment’s health provider workforce;

1 “(B) developing quality assurance and clin-
2 ical policy, requirements, standards, and
3 metrics for all medical and health activities of
4 the Department;

5 “(C) providing oversight of medical records
6 systems for employees and individuals in the
7 Department’s care and custody; and

8 “(D) providing medical direction for emer-
9 gency medical services activities of the Depart-
10 ment; and

11 “(11) as established under section 527, main-
12 taining a medical countermeasures stockpile and dis-
13 pensing system, as necessary, to facilitate personnel
14 readiness, and protection for working animals, em-
15 ployees, and individuals in the Department’s care
16 and custody in the event of a chemical, biological,
17 radiological, nuclear, or explosives attack, naturally
18 occurring disease outbreak, or pandemic.”.

19 (b) **MEDICAL LIAISONS.**—The Chief Medical Officer
20 of the Department of Homeland Security may provide
21 medical liaisons to the components of the Department to
22 provide subject matter expertise on medical and public
23 health issues and a direct link to the Chief Medical Offi-
24 cer. Such expertise may include the following:

1 (1) Providing guidance on health and medical
2 aspects of policy, planning, operations, and work-
3 force health protection.

4 (2) Identifying and resolving component med-
5 ical issues.

6 (3) Supporting the development and alignment
7 of medical and health systems.

8 (4) Identifying common gaps in medical and
9 health standards, policy, and guidance, and enter-
10 prise solutions to bridge such gaps.

11 **SEC. 303. MEDICAL COUNTERMEASURES PROGRAM.**

12 (a) IN GENERAL.—Title V of the Homeland Security
13 Act of 2002 (6 U.S.C. 311 et seq.), as amended by section
14 301 of this Act, is further amended by adding at the end
15 the following new section:

16 **“SEC. 527. MEDICAL COUNTERMEASURES.**

17 “(a) IN GENERAL.—The Secretary shall establish a
18 medical countermeasures program to facilitate personnel
19 readiness, and protection for working animals, employees,
20 and individuals in the Department’s care and custody, in
21 the event of a chemical, biological, radiological, nuclear,
22 or explosives attack, naturally occurring disease outbreak,
23 or pandemic, and to support Department mission con-
24 tinuity.

1 “(b) OVERSIGHT.—The Chief Medical Officer, estab-
2 lished under section 516, shall provide programmatic over-
3 sight of the medical countermeasures program established
4 pursuant to subsection (a), and shall—

5 “(1) develop Department-wide standards for
6 medical countermeasure storage, security, dis-
7 pensing, and documentation;

8 “(2) maintain a stockpile of medical counter-
9 measures, including antibiotics, antivirals, and radio-
10 logical countermeasures, as appropriate;

11 “(3) preposition appropriate medical counter-
12 measures in strategic locations nationwide, based on
13 threat and employee density, in accordance with ap-
14 plicable Federal statutes and regulations;

15 “(4) provide oversight and guidance on dis-
16 pensing of stockpiled medical countermeasures;

17 “(5) ensure rapid deployment and dispensing of
18 medical countermeasures in a chemical, biological,
19 radiological, nuclear, or explosives attack, naturally
20 occurring disease outbreak, or pandemic;

21 “(6) provide training to Department employees
22 on medical countermeasure dispensing; and

23 “(7) support dispensing exercises.

24 “(c) MEDICAL COUNTERMEASURES WORKING
25 GROUP.—The Chief Medical Officer shall establish a med-

1 ical countermeasures working group comprised of rep-
2 resentatives from appropriate components and offices of
3 the Department to ensure that medical countermeasures
4 standards are maintained and guidance is consistent.

5 “(d) MEDICAL COUNTERMEASURES MANAGE-
6 MENT.—Not later than 180 days after the date of the en-
7 actment of this section, the Chief Medical Officer shall de-
8 velop and submit to the Secretary an integrated logistics
9 support plan for medical countermeasures, including—

10 “(1) a methodology for determining the ideal
11 types and quantities of medical countermeasures to
12 stockpile and how frequently such methodology shall
13 be reevaluated;

14 “(2) a replenishment plan; and

15 “(3) inventory tracking, reporting, and rec-
16 onciliation procedures for existing stockpiles and
17 new medical countermeasure purchases.

18 “(e) STOCKPILE ELEMENTS.—In determining the
19 types and quantities of medical countermeasures to stock-
20 pile under subsection (d), the Chief Medical Officer shall
21 utilize, if available—

22 “(1) Department chemical, biological, radio-
23 logical, and nuclear risk assessments; and

24 “(2) Centers for Disease Control and Preven-
25 tion guidance on medical countermeasures.

1 “(f) REPORT.—No later than 180 days after the date
2 of the enactment of this section, the Chief Medical Officer
3 shall report to the Committee on Homeland Security of
4 the House of Representatives and the Committee on
5 Homeland Security and Governmental Affairs of the Sen-
6 ate on progress in achieving the requirements of this sec-
7 tion.”.

8 (b) CLERICAL AMENDMENT.—The table of contents
9 in section 1(b) of the Homeland Security Act of 2002, as
10 amended by section 301 of this Act, is further amended
11 by inserting at the end of the items relating to title V
12 the following new item:

“Sec. 527. Medical countermeasures.”.

13 **TITLE IV—MANAGEMENT**

14 **SEC. 401. MISSION SUPPORT.**

15 (a) ESTABLISHMENT.—The Administrator of the
16 Federal Emergency Management Agency shall designate
17 an individual to serve as the chief management official and
18 principal advisor to the Administrator on matters related
19 to the management of the Federal Emergency Manage-
20 ment Agency, including management integration in sup-
21 port of emergency management operations and programs.

22 (b) MISSION AND RESPONSIBILITIES.—The Adminis-
23 trator of the Federal Emergency Management Agency,
24 acting through the official designated pursuant to sub-
25 section (a), shall be responsible for the management and

1 administration of the Federal Emergency Management
2 Agency, including with respect to the following:

3 (1) Procurement.

4 (2) Human resources and personnel.

5 (3) Information technology and communications
6 systems.

7 (4) Real property investment and planning, fa-
8 cilities, accountable personal property (including
9 fleet and other material resources), records and dis-
10 closure, privacy, safety and health, and sustain-
11 ability and environmental management.

12 (5) Security for personnel, information tech-
13 nology and communications systems, facilities, prop-
14 erty, equipment, and other material resources.

15 (6) Any other management duties that the Ad-
16 ministrator may designate.

17 (c) MOUNT WEATHER EMERGENCY OPERATIONS
18 AND ASSOCIATED FACILITIES.—Nothing in this section
19 shall be construed as limiting or otherwise affecting the
20 role or responsibility of the Assistant Administrator for
21 National Continuity with respect to the matters described
22 in subsection (b) as they relate to the Mount Weather
23 Emergency Operations Center and associated facilities.
24 The management and administration of the Mount Weath-
25 er Emergency Operations Center and associated facilities

1 remains the responsibility of the Assistant Administrator
2 for National Continuity.

3 (d) REPORT.—Not later than 270 days after the date
4 of the enactment of this Act, the Administrator of the
5 Federal Emergency Management Agency shall submit to
6 the Committee on Homeland Security and the Committee
7 on Transportation and Infrastructure of the House of
8 Representatives and the Committee on Homeland Security
9 and Governmental Affairs of the Senate a report that in-
10 cludes—

11 (1) a review of financial, human capital, infor-
12 mation technology, real property planning, and ac-
13 quisition management of headquarters and all re-
14 gional offices of the Federal Emergency Manage-
15 ment Agency; and

16 (2) a strategy for capturing financial, human
17 capital, information technology, real property plan-
18 ning, and acquisition data.

19 **SEC. 402. SYSTEMS MODERNIZATION.**

20 Not later than 120 days after the date of the enact-
21 ment of this Act, the Administrator of the Federal Emer-
22 gency Management Agency shall submit to the Committee
23 on Homeland Security and the Committee on Transpor-
24 tation and Infrastructure of the House of Representatives
25 and the Committee on Homeland Security and Govern-

1 mental Affairs of the Senate a report on the Federal
2 Emergency Management Agency’s efforts to modernize its
3 grants and financial information technology systems, in-
4 cluding the following:

5 (1) A summary of all previous efforts to mod-
6 ernize such systems.

7 (2) An assessment of long term cost savings
8 and efficiencies gained through such modernization
9 effort.

10 (3) A capability needs assessment.

11 (4) Estimated quarterly costs.

12 (5) Estimated acquisition life cycle dates, in-
13 cluding acquisition decision events.

14 **SEC. 403. STRATEGIC HUMAN CAPITAL PLAN.**

15 Subsection (c) of section 10107 of title 5, United
16 States Code, is amended by striking “2007” and inserting
17 “2016”.

18 **SEC. 404. ACTIVITIES RELATED TO CHILDREN.**

19 Paragraph (2) of section 503(b) of the Homeland Se-
20 curity Act of 2002 (6 U.S.C. 313(b)) is amended—

21 (1) in subparagraph (G), by striking “and” at
22 the end;

23 (2) in subparagraph (H), by striking the period
24 at the end and inserting “; and”; and

1 (3) by adding at the end the following new sub-
2 paragraph:

3 “(I) integrate the needs of children into
4 the Agency’s activities to prepare for, protect
5 against, respond to, recover from, and mitigate
6 against natural disasters, acts of terrorism, and
7 other man-made disasters, including by appoint-
8 ing a technical expert to coordinate such activi-
9 ties, as necessary.”.

10 **TITLE V—FLOOD INSURANCE**
11 **CLAIMS PROCESS REFORMS**

12 **SEC. 501. CLAIMS ADJUSTMENT AND ENGINEERING RE-**
13 **PORTS.**

14 Section 1312 of the National Flood Insurance Act of
15 1968 (42 U.S.C. 4019) is amended by adding at the end
16 the following new subsections:

17 “(d) **FINAL ENGINEERING REPORTS.**—The Adminis-
18 trator shall require that, in the case of any on-site inspec-
19 tion of a property by an engineer for the purpose of assess-
20 ing any claim for losses covered by a policy for flood insur-
21 ance coverage provided under this title, the final engineer-
22 ing report shall be provided to the insured under the pol-
23 icy, as follows:

24 “(1) **TIMING.**—The final engineering report
25 may not be transmitted to any other person, em-

1 ployer, agency, or entity, before it is transmitted to
2 the insured.

3 “(2) PROHIBITION ON ALTERATIONS; CERTIFI-
4 CATION.—The final engineering report may not in-
5 clude alterations by, or at the request of, anyone
6 other than the responsible in charge for such report
7 and shall include a certification, signed by the re-
8 sponsible in charge for the report, that it does not
9 contain any such alterations.

10 “(3) TRANSMITTAL.—The final engineering re-
11 port shall be transmitted to the insured in a manner
12 as the Administrator shall provide that provides rea-
13 sonable assurance that it was transmitted directly to
14 the insured by the responsible in charge.

15 “(4) REPORTS COVERED.—For purposes of this
16 subsection, the term ‘final engineering report’ means
17 an engineering report, survey, or other document in
18 connection with such claim that—

19 “(A) is based on such on-site inspection;

20 “(B) contains final conclusions with re-
21 spect to an engineering issue or issues involved
22 in such claim; and

23 “(C) is signed by the responsible in charge
24 or affixed with the seal of such responsible in
25 charge, or both.

1 “(e) CLAIMS ADJUSTMENT REPORTS.—The Adminis-
2 trator shall require that, in the case of any on-site inspec-
3 tion of a property by a claims adjustor for the purpose
4 of assessing any claim for losses covered by a policy for
5 flood insurance coverage provided under this title, any re-
6 port shall be provided to the insured under the policy, as
7 follows:

8 “(1) TIMING.—Such report may not be trans-
9 mitted to any other person, employer, agency, or en-
10 tity, before it is transmitted to the insured.

11 “(2) PROHIBITION ON ALTERATIONS; CERTIFI-
12 CATION.—The report may not include alterations by,
13 or at the request of, anyone other than such pre-
14 parer and shall include a certification, signed by the
15 preparer of the report, that it does not contain any
16 such alterations.

17 “(3) TRANSMITTAL.—The report shall be trans-
18 mitted to the insured in a manner as the Adminis-
19 trator shall provide that provides reasonable assur-
20 ance that it was transmitted directly to the insured
21 by the preparer.

22 “(4) REPORTS COVERED.—For purposes of this
23 subsection, the term ‘report’ means any report or
24 document in connection with such claim that is
25 based on such on-site inspection by the claims adjus-

1 tor, including any adjustment report and field re-
2 port. Such term also includes any draft, preliminary
3 version, or copy of any such report and any amend-
4 ments or additions to any such report. Such term
5 does not include any engineering report, as such
6 term is defined for purposes of subsection (d).”.

7 **SEC. 502. JUDICIAL REVIEW.**

8 (a) GOVERNMENT PROGRAM WITH INDUSTRY AS-
9 SISTANCE.—Section 1341 of the National Flood Insurance
10 Act of 1968 (42 U.S.C. 4072) is amended by striking
11 “within one year after the date of mailing of notice of dis-
12 allowance or partial disallowance by the Administrator”
13 and inserting the following: “not later than the expiration
14 of the 2-year period beginning upon the date of the occur-
15 rence of the losses involved in such claim or, in the case
16 of a denial of a claim for losses that is appealed to the
17 Administrator, not later than (1) the expiration of the 90-
18 day period beginning upon the date of a final determina-
19 tion upon appeal denying such claim in whole or in part,
20 or (2) the expiration of such 2-year period, whichever is
21 later”.

22 (b) INDUSTRY PROGRAM WITH FEDERAL FINANCIAL
23 ASSISTANCE.—Section 1333 of the National Flood Insur-
24 ance Act of 1968 (42 U.S.C. 4053) is amended by striking
25 “within one year after the date of mailing of notice of dis-

1 allowance or partial disallowance of the claim” and insert-
2 ing the following: “not later than the expiration of the 2-
3 year period beginning upon the date of the occurrence of
4 the losses involved in such claim or, in the case of a denial
5 of a claim for losses that is appealed to the Administrator,
6 not later than (1) the expiration of the 90-day period be-
7 ginning upon the date of a final determination upon ap-
8 peal denying such claim in whole or in part, or (2) the
9 expiration of such 2-year period, whichever is later”.