

112TH CONGRESS
1ST SESSION

S. 792

To authorize the waiver of certain debts relating to assistance provided to individuals and households since 2005.

IN THE SENATE OF THE UNITED STATES

APRIL 12, 2011

Mr. PRYOR introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To authorize the waiver of certain debts relating to assistance provided to individuals and households since 2005.

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

3 SECTION 1. SHORT TITLE.

4 This Act may be cited as the “Disaster Assistance
5 Recoulement Fairness Act of 2011”.

6 SEC. 2. DEBTS SINCE 2005.

7 (a) DEFINITIONS.—In this section—

8 (1) the term “covered area” means an area—
9 (A) located in an area that has been iden-
10 tified by the Administrator of the Federal

11 (A) under section 408 of the Robert T.
12 Stafford Disaster Relief and Emergency Assist-
13 ance Act (42 U.S.C. 5174); and

14 (B) in relation to a major disaster declared
15 by the President under section 401 of the Rob-
16 ert T. Stafford Disaster Relief and Emergency
17 Assistance Act (42 U.S.C. 5170) during the pe-
18 riod beginning on August 28, 2005, and ending
19 on December 31, 2011.

(b) WAIVER AUTHORITY.—The Administrator of the Federal Emergency Management Agency—

22 (1)(A) may waive a debt owed to the United
23 States relating to covered assistance provided to an
24 individual or household if the covered assistance was

1 distributed based on an error by the Federal Emer-
2 gency Management Agency; and

3 (B) shall waive a debt owed to the United
4 States relating to covered assistance provided to an
5 individual or household located in a covered area if
6 the reason for the debt relates to a failure to partici-
7 pate in the national flood insurance program under
8 the National Flood Insurance Act of 1968; and

9 (2) may not waive a debt under paragraph (1)
10 if the debt involves fraud, the presentation of a false
11 claim, or misrepresentation by the debtor or any
12 party having an interest in the claim.

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