



(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide assistance for common interest communities, condominiums, and housing cooperatives damaged by a major disaster, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. STEUBE introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide assistance for common interest communities, condominiums, and housing cooperatives damaged by a major disaster, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Clean Up Disasters
5 and Emergencies with Better Recovery and Immediate
6 Support Act” or the “Clean Up DEBRIS Act”.

1 **SEC. 2. 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 mandatory membership orga-
8 nization comprising owners of real estate described
9 in a declaration or created pursuant to a covenant
10 or other applicable law with respect to which a per-
11 son, by virtue of the person’s ownership of a unit,
12 is obligated to pay for a share of real estate taxes,
13 insurance premiums, maintenance, or improvement
14 of, or services or other expenses related to, common
15 elements, other units, or any other real estate other
16 than that unit described in the declaration.

17 “(14) CONDOMINIUM.—The term ‘condo-
18 minium’ means a stand-alone condominium project
19 in which each dwelling unit is separately owned, in
20 which the remaining portions of the real estate are
21 designated for common ownership solely by the own-
22 ers of the related units, each owner having an undi-
23 vided interest in the common elements, and which is
24 represented by an association consisting exclusively
25 of all the unit owners in the project, which is, or will

1 be responsible for the operation, administration, and
2 management of the project.

3 “(15) HOUSING COOPERATIVE.—The term
4 ‘housing cooperative’ means a multi-unit housing en-
5 tity, including an association of manufactured
6 homes, in which each dwelling unit is subject to sep-
7 arate use and possession by 1 or more cooperative
8 members whose interest in such unit, and in any un-
9 divided assets of the cooperative association that are
10 appurtenant to such unit, is evidenced by a member-
11 ship or share interest in a cooperative association
12 and a lease or other document of title or possession
13 granted by such cooperative as the owner of all coop-
14 erative property.

15 “(16) MANUFACTURED HOME PARK.—The term
16 ‘manufactured home park’ means a parcel (or con-
17 tiguous parcels) of land divided into 2 or more lots
18 containing manufactured home structures, regard-
19 less of whether such structures are taxed as real
20 property, that are—

21 “(A) transportable in 1 or more sections;

22 “(B) built on a permanent chassis and is
23 designed for use with or without a permanent
24 foundation when attached to the required utili-
25 ties; and

1 “(C) affixed to land.”.

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

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

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

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

12 “(d) RULES RELATING TO RESIDENTIAL COMMON
13 INTEREST COMMUNITIES.—

14 “(1) ISSUANCE OF RULES.—The President shall
15 issue rules which provide that removal of debris or
16 wreckage from a unit of real estate within a residen-
17 tial common interest community, condominium enti-
18 ty, an entity of a housing cooperative, or a manufac-
19 tured home park from a major disaster is in the
20 public interest when a State or local government de-
21 termines in writing such debris or wreckage con-
22 stitutes a threat to life, to public health or safety,
23 or to the economic recovery of the residential com-
24 mon interest community.

1 “(2) DEFERENCE.—In issuing the rules under
2 paragraph (1), the President shall be deferential to
3 defined terms in State or local laws and ordi-
4 nances.”.

5 **SEC. 4. APPLICABILITY.**

6 The amendments made by this Act shall apply to a
7 major disaster or emergency declared by the President
8 under the Robert T. Stafford Disaster Relief and Emer-
9 gency Assistance Act (42 U.S.C. 5121 et seq.) on or after
10 the date of enactment of this Act.