AMENDMENT TO RULES COMMITTEE PRINT 116-2
OFFERED BY MR. TIPTON OF COLORADO

At the end of the bill (before the short title), insert the following:

SEC. 1102. FEDERAL LANDS WILDFIRE DISASTER DECLARATION; ELIGIBILITY FOR SBA ECONOMIC INJURY DISASTER LOANS.

(a) Federal Lands Wildfire Disaster Declaration.—

(1) Eligible wildfires.—The President may declare a Federal lands wildfire disaster under this subsection for any wildfire—

(A) for which a request for a declaration under this section has been made pursuant to paragraph (2); and

(B) that in the determination of the President causes damage of sufficient severity and magnitude to warrant assistance under this Act to supplement the efforts and available resources of States, local governments, Indian tribes, and disaster relief organizations in alleviating the damage, loss, hardship, or suffering caused thereby.
(2) REQUEST FOR DECLARATION.—

(A) MAKING.—A request for a declaration of a Federal lands wildfire disaster may be made by—

(i) the Governor of a State affected by a wildfire; or

(ii) the Chief Executive of an Indian tribal government affected by a wildfire.

(B) BASIS.—A request for a declaration of a Federal lands wildfire disaster shall be based on a finding that the wildfire is of such severity and magnitude that effective response is beyond the capabilities of the State and the affected local governments and that Federal assistance is necessary. As part of such request, and as a prerequisite to assistance under this Act, the Governor or Chief Executive of the Indian tribal government making the request shall take appropriate response action under State or tribal law and direct execution of the State’s or tribe’s emergency plan. The Governor or Chief Executive shall furnish to the President and the Secretary of Housing and Urban Development information on the nature and amount of State, local, and tribal resources which have been or
will be committed to alleviating the results of
the wildfire, and shall certify that, for the cur-
rent wildfire, State, local, or tribal government
obligations and expenditures, as applicable (of
which State or tribal commitments shall be a
significant proportion) will comply with all ap-
plicable cost-sharing requirements of this Act.

(b) ELIGIBILITY FOR SBA ECONOMIC INJURY DIS-
ASTER LOANS.—

(1) IN GENERAL.—Section 7(b)(2) of the Small
Business Act (15 U.S.C. 636(h)(2)) is amended—
(A) in subparagraph (C), by striking “or”
at the end;
(B) by redesignating subparagraph (D) as
subparagraph (E);
(C) by inserting after subparagraph (C)
the following:
“(D) a Federal lands wildfire disaster, as
declared by the President under section 1102(a)
of the Supplemental Appropriations Act, 2019;
or”; and
(D) in subparagraph (E), as so redesig-
nated, by striking “subparagraph (A), (B), or
(C)” and inserting “subparagraph (A), (B),
(C), or (D)”.

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(2) EXTENSION OF ELIGIBILITY TO BUSINESSES IMPACTED BY SECONDARY AND TERTIARY DAMAGE.—Section 7(b) of the Small Business Act (15 U.S.C. 636(b)) is amended by inserting after paragraph (15) the following:

"(16) EXTENSION OF ELIGIBILITY TO BUSINESSES IMPACTED BY SECONDARY AND TERTIARY DAMAGE FROM A FEDERAL LANDS WILDFIRE DISASTER.—Any business impacted by the secondary or tertiary damage in connection with a Federal lands wildfire disaster (as declared by the President under section 1102(a) of the Supplemental Appropriations Act, 2019), including mudslides, rockslides, falling trees, and other events causing damage that is not directly caused by fire, shall be eligible to receive loans under paragraph (2) to the same extent as a small business concern, private nonprofit organization, or small agricultural cooperative eligible to receive loans under such paragraph in connection with the Federal lands wildlife disaster."