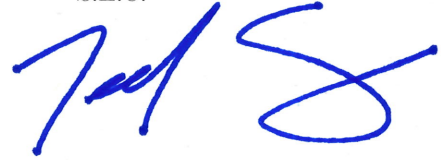


Cruz
Substitute (Modified)



AMENDMENT NO. _____

Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.**S. 320**

To reauthorize the Earthquake Hazards Reduction Act of
1977, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. CRUZ

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Earthquake
5 Hazards Reduction Program Reauthorization Act of
6 2025”.

7 **SEC. 2. MODIFICATION OF FINDINGS.**

8 Section 2 of the Earthquake Hazards Reduction Act
9 of 1977 (42 U.S.C. 7701) is amended—
10 (1) in paragraph (1)—

1 (A) by striking “50 States, and the Com-
2 monwealth of Puerto Rico,” and inserting
3 “States and Tribal jurisdictions”;

4 (B) by striking “of them” and inserting
5 “States”;

6 (C) by striking “,” and inserting a
7 comma; and

8 (D) by striking “A large portion of the
9 population of the United States lives in areas
10 vulnerable to earthquake hazards” and insert-
11 ing “Almost half of the United States popu-
12 lation resides in areas that are at risk or expe-
13 riencing a damaging earthquake during the 50-
14 year period beginning on the date of the enact-
15 ment of the National Earthquake Hazards Re-
16 duction Program Reauthorization Act of 2025”;
17 (2) in paragraph (2)—

18 (A) by inserting after the first sentence the
19 following: “A 2023 report by the Federal Emer-
20 gency Management Agency and the United
21 States Geological Survey (FEMA P-366) esti-
22 mates the annualized earthquake losses to the
23 national building stock is \$14,700,000,000 per
24 year and the total economic exposure to earth-

1 quake losses (buildings and contents) across the
2 nation is \$107,800,000,000,000.”; and

3 (B) in the third sentence—

4 (i) by striking “and construction” and
5 inserting “, construction, evaluation, and
6 retrofitting”; and

7 (ii) by striking “and (E)” and insert-
8 ing the following: “(E) inventories of build-
9 ings and infrastructure with high seismic
10 risk, especially those that are critical to
11 community resilience, (F) programs that
12 require or incentivize replacement or ret-
13 rofit of existing buildings and infrastruc-
14 ture with high seismic risk, especially those
15 that are critical to community resilience,
16 and (G)”;

17 (3) in paragraph (3), by inserting “Tribal,”
18 after “local,”;

19 (4) in paragraph (4), by striking “could pro-
20 vide” and all that follows through the period at the
21 end and inserting “is necessary to provide the sci-
22 entific understanding needed to improve and expand
23 the earthquake early warning system.”;

24 (5) in paragraph (8), by striking “cave-ins” and
25 inserting “collapse”;

1 (6) in paragraph (9)—

2 (A) in the first sentence, by striking “and
3 local” and inserting “local, and Tribal govern-
4 ment”;

5 (B) in the second sentence, by striking
6 “transfer knowledge and information to” and
7 inserting “exchange knowledge and information
8 between”; and

9 (C) in the third sentence, by striking
10 “specifications, criteria” and inserting “guide-
11 lines, codes, standards”;

12 (7) in paragraph (12)—

13 (A) in the second sentence—

14 (i) by striking “When earthquakes
15 occur, the built environment is generally”
16 and inserting “Relatively newer buildings
17 and infrastructure have generally been”;
18 and

19 (ii) by striking “and is” and inserting
20 “when earthquakes occur, but most are”;
21 and

22 (B) by adding at the end the following: “In
23 addition, buildings and infrastructure built to
24 older codes and standards may pose significant
25 risk of injury, loss of life, or irreparable dam-

age. A 2021 report submitted to Congress pursuant to section 8(b), as amended by section 5 of the National Earthquake Hazards Reduction Program Reauthorization Act of 2018 (Public Law 115–307), by the Federal Emergency Management Agency and the National Institute of Standards and Technology (FEMA P2090/NST SP–1254) provides recommendations for improving post-earthquake functional recovery time of the built environment to support community resilience goals and many of these recommendations still need to be implemented.”; and

(8) in paragraph (13)—

(A) in the first sentence, by inserting “in 2011” after “a study”;

(B) in the second sentence, by inserting “(in 2011 dollars)” after “\$300,000,000”; and

(C) by adding at the end the following:
“The cost of actual seismic retrofits to reduce known risks is not included in such valuation.”.

SEC. 3. MODIFICATION OF PURPOSE.

Section 3 of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7702) is amended—

(1) in paragraph (1)—

1 (A) by striking “and local” and inserting
2 “, local, and Tribal government”; and

3 (B) by striking “locations and structures”
4 and inserting “buildings and infrastructure”;
5 (2) in paragraph (2)—

6 (A) by striking “and construction” and in-
7 serting “, construction, evaluation, and retro-
8 fitting”; and

9 (B) by inserting “housing and care facili-
10 ties for vulnerable populations,” after “occu-
11 pancy buildings”; and

12 (3) in paragraph (4)—

13 (A) by striking “and local” and inserting
14 “, local, and Tribal government”; and

15 (B) by striking “encourage consideration
16 of” and inserting “incorporate”.

17 **SEC. 4. MODIFICATION OF DEFINITIONS.**

18 Section 4 of the Earthquake Hazards Reduction Act
19 of 1977 (42 U.S.C. 7703) is amended—

20 (1) in paragraph (3), by inserting “, including
21 secondary effects such as earthquake-caused
22 tsunamis”; and

23 (2) by adding at the end the following:

24 “(11) The term ‘Tribal government’ has the
25 meaning given the term ‘tribal government’ in sec-

1 tion 421 of the Congressional Budget Act of 1974
2 (2 U.S.C. 658).

3 “(12) The term ‘functional recovery’ means a
4 post-earthquake performance state in which a build-
5 ing or lifeline infrastructure system is maintained,
6 or restored, to safely and adequately support the
7 basic intended functions associated with the pre-
8 earthquake use or occupancy of a building, or the
9 pre-earthquake service level of a lifeline infrastruc-
10 ture system.

11 “(13) The term ‘earthquake forecast’ means a
12 statement of probabilities that 1 or more earth-
13 quakes within a clearly specified magnitude range
14 may occur within a specified time interval and geo-
15 graphic region.”.

16 **SEC. 5. IMPROVEMENTS TO NATIONAL EARTHQUAKE HAZ-**
17 **ARDS REDUCTION PROGRAM.**

18 (a) PROGRAM ACTIVITIES.—Subsection (a)(2) of sec-
19 tion 5 of the Earthquake Hazards Reduction Act of 1977
20 (42 U.S.C. 7704) is amended—

21 (1) in subparagraph (B)—

22 (A) in the matter before clause (i)—

23 (i) by striking “and local” and insert-
24 ing “, local, and Tribal”; and

1 (ii) by striking “and constructing”
2 and inserting “, designing, constructing,
3 evaluating, and retrofitting”;

4 (B) by amending clause (ii) to read as fol-
5 lows:

6 “(ii) development of standards, guide-
7 lines, and voluntary standards, guidelines,
8 and consensus codes for earthquake haz-
9 ards reduction for buildings, structures,
10 and lifeline infrastructure, including post-
11 earthquake recovery-based performance ob-
12 jectives that address reoccupancy and
13 downtime of community-prioritized build-
14 ings, structures, and services provided by
15 lifeline infrastructure;”;

16 (C) in clause (iii), by striking “and haz-
17 ards reduction; and” and inserting “functional
18 recovery, and other hazards reduction topics;”;

19 (D) in clause (iv)—

20 (i) by inserting “and maintaining”
21 after “publishing”;

22 (ii) by inserting “in coordination with
23 the National Tsunami Hazards Mitigation
24 Program, tsunami susceptibility,” after
25 “liquefaction susceptibility,”; and

1 (iii) by striking “; and” and inserting
2 a semicolon; and

3 (E) by adding at the end the following:

4 “(v) subject to the availability of
5 funds, development of best practices and
6 guidelines to create an inventory of and
7 conduct seismic performance evaluations of
8 buildings, structures, and lifeline infra-
9 structure with high seismic risk, especially
10 those that are critical to community resil-
11 ience; and

12 “(vi) subject to the availability of
13 funds, the provision of technical assistance
14 upon request by a State, local, or Tribal
15 government regarding—

16 “(I) the creation of an inventory
17 of buildings, structures, and lifeline
18 infrastructure;

19 “(II) the performance of seismic
20 performance evaluations; and

21 “(III) cost-effective best practices
22 for retrofitting existing buildings,
23 structures, and lifeline infrastruc-
24 ture.”;

1 (2) in subparagraph (C), by striking “; and”
2 and inserting a semicolon;

3 (3) by redesignating subparagraph (D) as sub-
4 paragraph (E); and

5 (4) by inserting after subparagraph (C) the fol-
6 lowing:

7 “(D) improve the understanding of—

8 “(i) the multiple hazards associated
9 with earthquakes, including liquefaction,
10 tsunamis, landslides, and structural fires;
11 and

12 “(ii) potential mitigation measures for
13 such hazards; and”.

(b) DUTIES OF INTERAGENCY COORDINATING COMMITTEE ON EARTHQUAKE HAZARDS REDUCTION.—Subsection (a)(3)(D)(ii) of such section is amended—

(1) in subclause (V), by inserting “and associated secondary hazards” before the period at the end; and

20 (2) by adding at the end the following:

21 “(VIII) Coordinating with the
22 Chair of the Federal Communications
23 Commission on the timely broad-
24 casting of emergency alerts generated

1 by the earthquake early warning sys-
2 tem.”.

3 (c) BIENNIAL REPORT.—Subsection (a)(4)(A) of
4 such section is amended by striking “under paragraph
5 (3)(D)(i)(I)” each place it appears and inserting “under
6 paragraph (3)(D)(ii)(I)”.

7 (d) ADVISORY COMMITTEE.—Subsection (a)(5)(A) of
8 such section is amended—

9 (1) by inserting “the Chair of the Scientific
10 Earthquake Studies Advisory Committee and” after
11 “including”; and

12 (2) by striking “and local government” and in-
13 serting “, local, and Tribal governments”.

14 (e) LEAD AGENCY FOR RESPONSIBILITIES OF PRO-
15 GRAM AGENCIES.—Subsection (b)(1) of such section is
16 amended—

17 (1) in subparagraph (A)—

18 (A) by striking “and local” and inserting
19 “local, and Tribal governments”; and

20 (B) by striking “plan and constructing”
21 and inserting “planning, designing, con-
22 structing, evaluating, and retrofitting”;

23 (2) by redesignating subparagraphs (C) and
24 (D) as subparagraphs (F) and (G), respectively; and

1 (3) by inserting after subparagraph (B) the fol-
2 lowing:

3 “(C) improve the understanding of earth-
4 quake-caused fires and support the development
5 of engineering tools and construction methods
6 that mitigate the risk of fire following earth-
7 quakes;

8 “(D) develop, in coordination with the Ad-
9 ministrator of the Federal Emergency Manage-
10 ment Agency, best practices and guidelines for
11 a State, local, or Tribal government to create
12 an inventory of buildings, structures, or lifeline
13 infrastructure that are critical to community re-
14 silience or otherwise have high seismic risk;

15 “(E) provide, in coordination with the Ad-
16 ministrator of the Federal Emergency Manage-
17 ment Agency, technical assistance to a State,
18 local, or Tribal government requesting such as-
19 sistance with respect to the creation of an in-
20 ventory of buildings, structures, or lifeline in-
21 frastructure;”.

22 (f) RESPONSIBILITIES OF FEDERAL EMERGENCY
23 MANAGEMENT AGENCY.—Subsection (b)(2) of such sec-
24 tion is amended—

25 (1) in subparagraph (A)—

13

1 (A) in clause (i)—

2 (i) by inserting “and Tribal govern-
3 ments” after “States”;

4 (ii) by inserting “and performance
5 evaluations” after “safety inspections”;
6 and

7 (iii) by inserting “and improve post-
8 earthquake functional recovery” after
9 “seismic safety”;

10 (B) in clause (ii), by inserting “, including
11 Tribal entities,” after “appropriate audiences”;

12 (C) in clause (iii)—

13 (i) by striking “of seismic resistant”
14 and inserting “to all appropriate audi-
15 ences, including Tribal governments, of”;
16 and

17 (ii) by inserting “that enhance seismic
18 safety, improve post-earthquake functional
19 recovery, and reduce losses from earth-
20 quakes” after “and lifeline infrastructure”;

21 (D) in clause (iv)—

22 (i) in striking “and local” and insert-
23 ing “, local, and Tribal”; and

24 (ii) by striking “; and” and inserting
25 a semicolon;

1 (E) by redesignating clause (v) as clause
2 (vi); and

3 (F) by inserting after clause (iv) the fol-
4 lowing:

5 “(v) shall provide technical assistance
6 to State, local, or Tribal governmental en-
7 tities in the creation of evacuation plans in
8 the event of an earthquake, landslide, tsu-
9 nami, or other earthquake-related hazard;
10 and”; and

11 (2) in subparagraph (B)—

12 (A) in the subparagraph heading, by in-
13 serting “AND TRIBAL” after “STATE”;

14 (B) in the matter before clause (i), by in-
15 serting “or Tribal government” after “State”;
16 and

17 (C) in clause (i), by striking “safety” and
18 inserting “performance, community resilience,
19 or public awareness”.

20 (g) RESPONSIBILITIES OF UNITED STATES GEOLOGI-
21 CAL SURVEY.—Subsection (b)(3) of such section is
22 amended—

23 (1) in subparagraph (B), by striking “and
24 local” and inserting “, local, and Tribal”;

1 (2) in subparagraph (C), by inserting “, the
2 Chair of the Federal Communications Commission,”
3 after “Agency”;

4 (3) by redesignating subparagraphs (D)
5 through (K) as subparagraphs (L) through (Q), re-
6 spectively;

7 (4) by inserting after subparagraph (C) the fol-
8 lowing:

9 “(D) coordinate with the Administrator of
10 the National Oceanic and Atmospheric Admin-
11 istration and the Administrator of the Federal
12 Emergency Management Agency on data shar-
13 ing and resource allocation to support a timely
14 response to oceanic earthquakes and tsunamis;

15 “(E) in consultation with the Chair of the
16 Federal Communications Commission, ensure
17 that earthquake alerts and early warnings are
18 broadcast as rapidly and reliably as possible, in
19 the predominant languages in the affected re-
20 gion, to ensure maximum warning time for
21 nearby persons;

22 “(F) expand the earthquake early warning
23 system within and to additional high risk haz-
24 ard areas, including making improvements as
25 practicable to improve detection and increase

1 the time between warning messages and percep-
2 tible ground motion;

3 “(G) coordinating with affected State and
4 Tribal governments on earthquake early warn-
5 ing system improvements;

6 “(H) issue earthquake forecasts, when ap-
7 propriate, for aftershocks associated with sig-
8 nificant earthquakes in the United States;”;

9 (5) in subparagraph (I), as redesignated by
10 paragraph (3), by inserting “the Chair of the Fed-
11 eral Communications Commission,” after “Agency,”;

12 (6) in subparagraph (L), as redesignated by
13 paragraph (3), by striking “; and” and inserting a
14 semicolon;

15 (7) in subparagraph (M), as redesignated by
16 paragraph (3), by striking the period at the end and
17 inserting a semicolon; and

18 (8) in subparagraph (O), as redesignated by
19 paragraph (3), by inserting “maps of natural haz-
20 ards associated with earthquakes and”.

21 (h) RESPONSIBILITIES OF NATIONAL SCIENCE
22 FOUNDATION.—Subsection (b)(4)(A) of such section is
23 amended—

24 (1) in clause (iii), by inserting “including up-
25 dated tsunami and liquefaction risk maps,”; and

1 (2) in clause (vii), by striking “Historically
2 Black Colleges and Universities and those serving
3 large proportions of Hispanics, Native Americans,
4 Asian-Pacific Americans, and other underrep-
5 resented populations” and inserting “institutions de-
6 scribed in section 371(a) of the Higher Education
7 Act of 1965 (20 U.S.C. 1067q(a))”.

8 **SEC. 6. SEISMIC PERFORMANCE PROPERTY STANDARDS.**

9 Section 947 of the Cranston-Gonzales National Af-
10 fordable Housing Act (42 U.S.C. 7704a) is amended—

11 (1) in subsection (a), by striking “safety” both
12 places it appears and inserting “performance”; and

13 (2) in subsection (b), by striking “shake-related
14 property damage” and inserting “seismic-related
15 property damage to improve the post-earthquake
16 functional recovery time”.

17 **SEC. 7. SEISMIC STANDARDS.**

18 Section 8 of the Earthquake Hazards Reduction Act
19 of 1977 (42 U.S.C. 7705b) is amended—

20 (1) in subsection (b), by striking “under para-
21 graph (1)” and inserting “under subsection (a)”;
22 and

23 (2) by adding at the end the following:

24 “(c) IMPLEMENTATION OF RECOMMENDATIONS.—

25 Each Program agency, as part of their Program respon-

1 sibilities, shall implement, within the Program activities
2 authorized by this Act, the applicable recommendations in
3 the report submitted pursuant to subsection (b) to im-
4 prove the performance of the built environment in terms
5 of post-earthquake reoccupancy and functional recovery
6 time.

7 “(d) BIENNIAL REPORTS.—

8 “(1) BIENNIAL REPORTS TO INTERAGENCY CO-
9 ORDINATING COMMITTEE.—No later than September
10 30, 2025, and not less frequently than once every 2
11 years thereafter, each Program agency shall submit
12 to the Interagency Coordinating Committee a report
13 on activities and progress made to support, promote,
14 or advance the implementation of the recommenda-
15 tions included in the report submitted pursuant to
16 subsection (b).

17 “(2) INCLUSION IN BIENNIAL REPORTS OF
18 INTERAGENCY COORDINATING COMMITTEE.—The
19 Interagency Coordinating Committee shall include
20 the information received under paragraph (1) in
21 each biennial report submitted under section 5(a)(4),
22 including consideration of a prioritized work plan to
23 coordinate activities among the Program agencies
24 and the necessary Program budget to fully imple-

1 ment the recommendations described in paragraph
2 (1).”.

3 SEC. 8. IMPROVEMENTS TO POST-EARTHQUAKE INVESTIGATIONS PROGRAM.

Section 11 of the Earthquake Hazards Reduction Act
of 1977 (42 U.S.C. 7705e) is amended, in the matter be-
fore paragraph (1)—

8 (1) in the first sentence, by inserting “domestic
9 and international” after “investigate major”; and

10 (2) in the fifth sentence, by inserting “Federal
11 Emergency Management” before “Agency”.

12 SEC. 9. AUTHORIZATION OF APPROPRIATIONS.

(a) GENERAL AUTHORIZATION FOR PROGRAM.—Sub-
section (a)(8) of section 12 of the Earthquake Hazards
Reduction Act of 1977 (42 U.S.C. 7706) is amended—

16 (1) in subparagraph (I), by striking “, and”
17 and inserting a comma; and

(2) by inserting after subparagraph (J) the following:

20 “(K) \$8,500,000 for fiscal year 2024,

21 “(L) \$8,500,000 for fiscal year 2025,

22 “(M) \$8,500,000 for fiscal year 2026,

23 “(N) \$8,500,000 for fiscal year 2027, and

24 “(O) \$8,500,000 for fiscal year 2028,”.

1 (b) UNITED STATES GEOLOGICAL SURVEY.—Sub-
2 section (b)(2) of such section is amended—

3 (1) in subparagraph (I), by striking “; and”
4 and inserting a semicolon;

5 (2) in subparagraph (J), by striking the period
6 at the end and inserting a semicolon; and

7 (3) by adding at the end the following:

8 “(K) \$92,427,000 for fiscal year 2024, of
9 which not less than \$36,000,000 shall be made
10 available for completion of the Advanced Na-
11 tional Seismic System established under section
12 13;

13 “(L) \$92,427,000 for fiscal year 2025, of
14 which not less than \$36,000,000 shall be made
15 available for completion of the Advanced Na-
16 tional Seismic System established under section
17 13;

18 “(M) \$92,427,000 for fiscal year 2026, of
19 which not less than \$36,000,000 shall be made
20 available for completion of the Advanced Na-
21 tional Seismic System established under section
22 13;

23 “(N) \$92,427,000 for fiscal year 2027, of
24 which not less than \$36,000,000 shall be made
25 available for completion of the Advanced Na-

1 tional Seismic System established under section
2 13; and

3 “(O) \$92,427,000 for fiscal year 2028, of
4 which not less than \$36,000,000 shall be made
5 available for completion of the Advanced Na-
6 tional Seismic System established under section
7 13.”.

8 (c) NATIONAL SCIENCE FOUNDATION.—Subsection
9 (c)(2) of such section is amended—

10 (1) in subparagraph (I), by striking “, and”
11 and inserting a comma;

12 (2) in subparagraph (J), by striking the period
13 at the end and inserting a comma; and

14 (3) by adding at the end the following:

15 “(K) \$54,000,000 for fiscal year 2024,

16 “(L) \$54,000,000 for fiscal year 2025,

17 “(M) \$54,000,000 for fiscal year 2026,

18 “(N) \$54,000,000 for fiscal year 2027,

19 and

20 “(O) \$54,000,000 for fiscal year 2028.”.

21 (d) NATIONAL INSTITUTE OF STANDARDS AND
22 TECHNOLOGY.—Subsection (d)(2) of such section is
23 amended—

24 (1) in subparagraph (I), by striking “, and”
25 and inserting a comma;

- 1 (2) in subparagraph (J), by striking the period
2 at the end and inserting a comma; and
3 (3) by inserting after subparagraph (J) the fol-
4 lowing:
5 “(K) \$5,900,000 for fiscal year 2024,
6 “(L) \$5,900,000 for fiscal year 2025,
7 “(M) \$5,900,000 for fiscal year 2026,
8 “(N) \$5,900,000 for fiscal year 2027, and
9 “(O) \$5,900,000 for fiscal year 2028,”.