AMENDMENT TO H.R. _______________ , AS
REPORTED
OFFERED BY MR. YARMUTH OF KENTUCKY

Page 3, strike the item related to section 1001 and insert the following:

Sec. 1001. Food supply chain and agriculture pandemic response.

Page 3, strike the item related to section 1002 and insert the following:

Sec. 1002. Emergency rural development grants for rural health care.

Page 3, strike the item related to section 1006 and insert the following:

Sec. 1006. USDA assistance and support for socially disadvantaged farmers, ranchers, forest land owners and operators, and groups.

Page 3, strike the item related to section 1007 and insert the following:

Sec. 1007. Use of the Commodity Credit Corporation for commodities and associated expenses.

Page 3, strike the items relating to sections 1011, 1012, 1013, and 1014 and insert the following:

1101. Supplemental nutrition assistance program.
1102. Additional assistance for SNAP online purchasing and technology improvements.
1103. Additional funding for nutrition assistance programs.
1104. Commodity supplemental food program.
Page 11, beginning on line 4, strike “SUPPLY CHAIN AND AGRICULTURE PANDEMIC RESPONSE” and insert “SUPPLY CHAIN AND AGRICULTURE PANDEMIC RESPONSE”.

Page 11, line 17, strike “seafood,”.

Page 11, beginning on line 24, strike “seafood processing facilities and processing vessels,.”.

Page 12, line 3, add “and” at the end.

Page 12, line 6, strike “; and” and insert a period.

Page 12, strike lines 7 through 17.

Page 12, line 23, strike “INTERGOVERNMENTAL CO-OPERATION” and insert “GUIDANCE”.

Page 13, line 16, strike “any other provision of law” and insert the following: “section 10703 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 2219a), the Act of June 5, 1948 (21 U.S.C. 695), section 25 of the Poultry Products Inspection Act (21 U.S.C. 468), and section 24 of the Egg Products Inspection Act (21 U.S.C. 1053), and any regulations promulgated by the Department of Agriculture implementing such provisions of law”.
Page 14, line 7, strike “GRANTS” and insert “RURAL DEVELOPMENT GRANTS”.

Page 14, line 12, insert “for rural development” after “program”.

Page 14, line 16, insert “rural development” after “based on”.

Page 14, line 20, strike “on” and insert “of”.

Page 15, beginning on line 4, strike “construction work” and insert “any construction work completed with grant funds”.

Page 15, line 9, strike “drugs or”.

Page 15, beginning on line 11, strike “COVID–19-related expenses and lost revenue to maintain capacity, including expenses and” and insert “revenue lost during the COVID–19 pandemic, including”.

Page 15, line 22, insert “to support rural development” after “efforts”.

Page 16, line 21, strike “are appropriated” and insert “is appropriated to the Office of the Inspector General of the Department of Agriculture”.

Page 16, line 24, strike “to carry out” and insert “for”.


Page 16, line 25, strike “authorized under” and all that follows through “(5 U.S.C. App.)” on page 17, line 1.

Page 17, line 7, strike “For the purposes of” and all that follows through “in addition to” on line 15, and insert “In addition to”.

Page 17, beginning on line 22, strike “Using a simplified process to be determined by the Secretary, the” and insert “The”.

Page 18, strike lines 11 through 16.

Page 19, line 8, insert “USDA” before “ASSISTANCE”.

Page 19, line 23, strike “to socially disadvantaged” and insert the following: “on issues concerning food, agriculture, agricultural credit, agricultural extension, rural development, or nutrition to socially disadvantaged farmers, ranchers, or forest landowners, or other members of socially disadvantaged”.

Page 20, line 9, insert “that will address racial equity issues within the Department of Agriculture and its programs” after “commissions”.
Page 20, line 12, insert “farmers, ranchers, or forest landowners or other members of socially disadvantaged” after “socially disadvantaged”.

Page 20, line 13, insert “agricultural” after “supplement”.

Page 21, line 21, strike “bias,” and insert “bias in Department of Agriculture programs,”.

Page 21, line 23, strike “to provide” and all that follows through “credit.” on page 22, line 2, and insert “that focus on land acquisition, financial planning, and credit by providing technical and financial assistance related to agricultural production or timber production on nonindustrial private forest land to socially disadvantaged farmers, ranchers, or forest landowners, or other members of socially disadvantaged groups.”.

Page 22, strike lines 20 and 21 and insert the following: “SEC. 1007. USE OF THE COMMODITY CREDIT CORPORATION FOR COMMODITIES AND ASSOCIATED EXPENSES.”.

Page 23, beginning on line 1, strike “for expenses, not otherwise recoverable” and all that follows through “said Act” on line 5, and insert “to use the Commodity Credit Corporation to acquire and make available com-
modities under section 406(b) of the Food for Peace Act (7 U.S.C. 1736(b)) and for expenses under such section”.

Page 23, line 7, strike “1011” and insert “1101”.

Page 25, line 3, strike “1012” and insert “1102”.

Page 26, line 7, strike “1013” and insert “1103”.

Page 27, line 1, strike “1014” and insert “1104”.

Page 27, beginning on line 13, strike section 2001 and insert the following:

SEC. 2001. ELEMENTARY AND SECONDARY SCHOOL EMERGENCY RELIEF FUND.

(a) IN GENERAL.—In addition to amounts otherwise available through the Education Stabilization Fund, there is appropriated to the Department of Education for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $128,554,800,000, to remain available through September 30, 2023, to carry out this section.

(b) GRANTS.—From funds provided under subsection (a), the Secretary shall make grants to each State educational agency in accordance with this section.

(c) ALLOCATIONS TO STATES.—The amount of each grant under subsection (b) shall be allocated by the Secretary to each State in the same proportion as each State received under part A of title I of the Elementary and
Secondary Education Act of 1965 in the most recent fiscal year.

(d) SUBGRANTS TO LOCAL EDUCATIONAL AGENCIES.—Each State shall allocate not less than 90 percent of the grant funds awarded to the State under this section as subgrants to local educational agencies (including charter schools that are local educational agencies) in the State in proportion to the amount of funds such local educational agencies and charter schools that are local educational agencies received under part A of title I of the Elementary and Secondary Education Act of 1965 in the most recent fiscal year.

(e) USES OF FUNDS.—A local educational agency that receives funds under this section—

(1) shall reserve not less than 20 percent of such funds to address learning loss through the implementation of evidence-based interventions, such as summer learning, extended day, comprehensive afterschool programs, or extended school year programs, and ensure that such interventions respond to students’ academic, social, and emotional needs and address the disproportionate impact of the coronavirus on the student subgroups described in section 1111(b)(2)(xi) of the Elementary and Secondary Education Act of 1965 (20 U.S.C.
6311(b)(2)(xi)), students experiencing homelessness, and children and youth in foster care; and

(2) shall use the remaining funds for any of the following:

(A) Any activity authorized by the Elementary and Secondary Education Act of 1965.

(B) Any activity authorized by the Individuals with Disabilities Education Act.

(C) Any activity authorized by the Adult Education and Family Literacy Act.


(E) Coordination of preparedness and response efforts of local educational agencies with State, local, Tribal, and territorial public health departments, and other relevant agencies, to improve coordinated responses among such entities to prevent, prepare for, and respond to coronavirus.

(F) Providing principals and others school leaders with the resources necessary to address the needs of their individual schools.

(G) Activities to address the unique needs of low-income children or students, children
with disabilities, English learners, racial and
ethnic minorities, students experiencing home-
lessness, and foster care youth, including how
outreach and service delivery will meet the
needs of each population.

(H) Developing and implementing proce-
dures and systems to improve the preparedness
and response efforts of local educational agen-
cies.

(I) Training and professional development
for staff of the local educational agency on sanii-
tation and minimizing the spread of infectious
diseases.

(J) Purchasing supplies to sanitize and
clean the facilities of a local educational agency,
including buildings operated by such agency.

(K) Planning for, coordinating, and imple-
menting activities during long-term closures, in-
cluding providing meals to eligible students,
providing technology for online learning to all
students, providing guidance for carrying out
requirements under the IDEA and ensuring
other educational services can continue to be
provided consistent with all Federal, State, and
local requirements.
(L) Purchasing educational technology (including hardware, software, and connectivity) for students who are served by the local educational agency that aids in regular and substantive educational interaction between students and their classroom instructors, including low-income students and children with disabilities, which may include assistive technology or adaptive equipment.

(M) Providing mental health services and supports.

(N) Planning and implementing activities related to summer learning and supplemental afterschool programs, including providing classroom instruction or online learning during the summer months and addressing the needs of low-income students, children with disabilities, English learners, migrant students, students experiencing homelessness, and children in foster care.

(O) Addressing learning loss among students, including low-income students, children with disabilities, English learners, racial and ethnic minorities, students experiencing home-
lessness, and children and youth in foster care, of the local educational agency, including by—

(i) administering and using high-quality assessments that are valid and reliable, to accurately assess students’ academic progress and assist educators in meeting students’ academic needs, including through differentiating instruction;

(ii) implementing evidence-based activities to meet the comprehensive needs of students;

(iii) providing information and assistance to parents and families on how they can effectively support students, including in a distance learning environment; and

(iv) tracking student attendance and improving student engagement in distance education.

(P) School facility repairs and improvements to enable operation of schools to reduce risk of virus transmission and exposure to environmental health hazards, and to support student health needs.

(Q) Inspection, testing, maintenance, repair, replacement, and upgrade projects to im-
prove the indoor air quality in school facilities, including mechanical and non-mechanical heating, ventilation, and air conditioning systems, filtering, purification and other air cleaning, fans, control systems, and window and door repair and replacement.

(R) Other activities that are necessary to maintain the operation of and continuity of services in local educational agencies and continuing to employ existing staff of the local educational agency.

(f) STATE FUNDING.—With funds not otherwise allocated under subsection (d), a State—

(1) shall reserve not less than 5 percent of the total amount of grant funds awarded to the State under this section to carry out, directly or through grants or contracts, activities to address learning loss by supporting the implementation of evidence-based interventions, such as summer learning, extended day, comprehensive afterschool programs, or extended school year programs, and ensure that such interventions respond to students’ academic, social, and emotional needs and address the disproportionate impact of the coronavirus on the student subgroups described in section 1111(b)(2)(xi)
of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(2)(xi)), students experiencing homelessness, and children and youth in foster care, including by providing additional support to local educational agencies to fully address such impacts; and

(2) may reserve not more than one-half of 1 percent of the total amount of grant funds awarded to the State under this section for administrative costs and the remainder for emergency needs as determined by the state educational agency to address issues responding to coronavirus, which may be addressed through the use of grants or contracts.

(g) EQUITABLE SERVICES.—

(1) IN GENERAL.—In carrying out subsection (e)(1), a local educational agency shall provide equitable services in the same manner as provided under section 1117 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6320) to students and teachers in non-public schools, as determined in consultation with representatives of non-public schools, except that the standards for a bypass (if needed because a local educational agency is prohibited by law from providing equitable services or has substantially failed or is unwilling to provide equi-
table services) shall be solely determined by the Secretary.

(2) Public Control of Funds.—Control of funds provided under subsection (e)(1), and title to materials, equipment, and property purchased with such funds, shall be in a public agency, and a public agency shall administer such funds, materials, equipment, and property and shall provide such services (or may contract for the provision of such services with a public or private entity).

(h) Report.—A State receiving funds under this section shall submit a report to the Secretary, not later than 6 months after receiving funding provided in this section, and every 6 months thereafter until such funds are obligated, that provides a detailed accounting of the use of funds provided under this section, including by identifying the specific amounts used to carry out subsections (e)(1) and (f)(1) and a description of the specific activities carried out under such subsections.

(i) Reallocation.—A State shall return to the Secretary any funds received under this section that the State does not award within 1 year of receiving such funds and the Secretary shall reallocate such funds to the remaining States in accordance with subsection (e).

Page 29, beginning on line 23, strike section 2002 and insert the following:

SEC. 2002. HIGHER EDUCATION EMERGENCY RELIEF FUND. In addition to amounts otherwise available, there is appropriated to the Department of Education for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $39,584,570,000, to remain available through September 30, 2023, for making allocations to institutions of higher education in accordance with the same terms and conditions of section 314 of Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (division M of Public Law 116–260), except that—

(1) subsection (a)(1) of such section 314 shall be applied by substituting “91 percent” for “89 percent”;
(2) subsection (a)(2) of such section 314 shall be applied—

(A) in the matter preceding subparagraph (A), by substituting “under the heading ‘Higher Education’ in the Department of Education Appropriations Act, 2020” for “in the Further Consolidated Appropriations Act, 2020 (Public Law 116–94)”; and

(B) in subparagraph (B), by substituting “under the heading ‘Higher Education’ in the Department of Education Appropriations Act, 2020” for “in the Further Consolidated Appropriations Act, 2020 (Public Law 116–94)”; 

(3) subsection (a)(4) of such section 314 shall be applied by substituting “1 percent” for “3 percent”; 

(4) except as provided in paragraphs (7) and (9) of subsection (d) of such section 314, an institution shall use a portion of funds received under this section to—

(A) implement evidence-based practices to monitor and suppress coronavirus in accordance with public health guidelines; and 

(B) conduct direct outreach to financial aid applicants about the opportunity to receive
a financial aid adjustment due to the recent un-
employment of a family member or independent
student, or other circumstances, described in
section 479A of the Higher Education Act of
1965 (20 U.S.C. 1087tt);

(5) the following shall not apply to funds pro-
vided or received in accordance with this section—

(A) subsection (b) of such section 314;

(B) paragraph (2) of subsection (e) of such
section 314;

(C) paragraphs (1), (2), (4), (5), (6), and
(8) of subsection (d) of such section 314;

(D) subsections (e) and (f) of such section
314; and

(E) section 316 of the Coronavirus Re-
sponse and Relief Supplemental Appropriations
Act, 2021 (division M of Public Law 116–260);

and

(6) an institution that receives an allocation
under this section apportioned in accordance with
subparagraphs (A) through (D) of subsection (a)(1)
of such section 314 shall use not less than 50 per-
cent of such allocation to provide emergency finan-
cial aid grants to students in accordance with sub-
section (c)(3) of such section 314.
Page 34, line 9, after “Commerce” insert “(or, for local educational agencies for which no such data is available, such other data as the Secretary of Education determines is satisfactory)”.

Page 35, line 25, after “Commerce” insert “(or, for local educational agencies for which no such data is available, such other data as the Secretary of Education determines is satisfactory)”. 

Page 36, beginning on line 4, strike “, as determined” and all that follows through “6313)” and insert “(as determined by any measure of poverty, as determined by the Secretary of Education),”.

Page 37, line 15, strike “Education” and insert “Interior”.

Page 37, line 18, strike “ the Secretary of Education to allocate to”.


Page 39, beginning on line 3, strike “, domestically or internationally, including” and all that follows through the period on line 7, and insert “including direct outreach to students and borrowers about financial aid, eco-
onomic impact payments, means-tested benefits, unemployment assistance, and tax benefits, for which the students and borrowers may be eligible.”

Page 39, beginning on line 14, strike “domestically or internationally,”.


Page 40, beginning on line 6, strike “domestically or internationally,”.

Page 40, beginning on line 20, strike “established” and all that follows through “disseminate” on page 41, line 1, and insert “to carry out research related to addressing learning loss caused by the coronavirus among the student subgroups described in section 1111(b)(2)(xi) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(2)(xi)) and students experiencing homelessness and children and youth in foster care, and to disseminate”.

Page 41, line 11, strike “domestically or internationally,”.

Page 41, beginning on line 20, strike “as authorized by section 211 of the Department of Education Organ-
zation Act (20 U.S.C. 3422), to prevent, prepare for, and respond to coronavirus, domestically or internationally, including”.

Page 42, line 2, strike “to respond to coronavirus” and insert “carried out by the Office of Inspector General”.

Page 43, line 3, strike “(20 U.S.C. 951 et seq.)”.

Page 43, line 25, strike “(20 U.S.C. 951 et seq.)”.

Page 44, line 17, after “appropriated” insert “to the Institute of Museum and Library Services”.

Page 44, line 19, strike “to carry out” and all that follows through “(20 U.S.C. 9111),” on line 24, and insert “for necessary expenses to carry out museum and library services. The Director of the Institute of Museum and Library Services shall award not less than 89 percent of such funds to State library administrative agencies by applying the formula in section 221(b) of the Museum and Library Services Act,”.

Page 45, beginning on line 1, strike “the Library Services and Technology” and insert “such”.

Page 56, beginning on line 24, strike “(including an employee of the United States Postal Service, the Transportation Security Administration, or the Department of
Veterans Affairs, including any individual appointed under chapter 73 or 74 of title 38, United States Code’’.

Page 59, line 21, insert “under section 12 or 13 of the Longshore and Harbor Workers’ Compensation Act (33 U.S.C. 912, 913), respectively,” after “claim”.

Page 59, beginning on line 22, strike “under section 12 or 13 of the Longshore and Harbor Workers’ Compensation Act (33 U.S.C. 912, 913), respectively,”.

Page 60, line 3, strike “(33 U.S.C. 901 et seq.)”.

Page 61, after line 7, insert the following:

(5) EXCLUSION.— The Secretary shall not consider any compensation paid with respect to a notice or claim described in subsection (a), including compensation for disability, death benefits, funeral and burial expenses, and medical expenses, in calculating the annual assessments under section 44(c)(2) of the Longshore and Harbor Workers’ Compensation Act (33 U.S.C. 944(c)(2)).

Page 64, strike the subsection beginning on line 11 and insert the following:

(e) APPROPRIATIONS.—

(1) IN GENERAL.—A reimbursement under subsection (b) shall be paid out of the Longshore
COVID–19 Fund established in section 45 of the Longshore and Harbor Workers' Compensation Act (in this section, referred to as the “Longshore COVID–19 Fund”).

(2) FUNDS.—In addition to amounts otherwise available, there are authorized to be appropriated, and there are appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for the period beginning on the date of enactment of this Act and ending on September 30, 2030, to the Longshore COVID–19 Fund for each reimbursement paid out of such Fund under subsection (b).

(3) LIMITATION.—With respect to a notice or claim for benefits approved on the basis of subsection (a), no payments may be made from the Longshore COVID–19 Fund or the special fund established under section 44 of the Longshore and Harbor Workers’ Compensation Act (33 U.S.C. 944) after September 30, 2030, for benefits, reimbursements, or other expenditures relating to such claim.

(4) FINAL ACTION.—The action of the Secretary in allowing or denying any reimbursement under subsection (b) shall be final and conclusive on all questions of law and fact.
Page 65, after line 24, insert the following:

(e) **LONGSHORE COVID–19 FUND.**—The Longshore and Harbor Workers’ Compensation Act (33 U.S.C. 901) is amended by adding after section 44 the following:

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"SEC. 45. LONGSHORE COVID–19 FUND.

(a) IN GENERAL.—There is established in the United States Department of Labor the Longshore COVID–19 Fund (in this section, referred to as the ‘Fund’), which consists of sums that are appropriated to the Fund under section 2104(c)(2) of the American Rescue Act of 2021.

(b) EXPENDITURES.—Amounts in the Fund shall be available for the reimbursement of an employer or the employer’s carrier for payment of compensation, death benefits, and other benefits and expenses paid under this Act when reimbursement is required under section 2104(b) of the American Rescue Act of 2021, subject to any limitations in such section.”.
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Page 66, strike line 3 and all that follows through line 10 on page 67.

Page 69, beginning on line 8, strike “Child Care” and all that follows through “et seq.” on line 9, and insert “program authorized under section 658C of the
Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858a)”.

Page 69, line 10, strike “658E(c)(3)(D)–(E)” and insert “658E(c)(3)(E)”.

Page 70, line 3, strike “2204(b)” and insert “2204”.

Page 70, beginning on line 3, strike “and in” and all that follows through “9858e)” on line 8 and insert “. Such grants shall be allotted in accordance with section 658O of the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858m), except that the requirements in subparagraphs (C) and (E) of section 658E(c)(3) and in section 658G of such Act (42 U.S.C. 9858(e)(3), 9858e) shall not apply”.

Beginning on page 70, strike line 19 and all that follows through line 2 on page 71.

Page 71, line 3, strike “(2)” and insert “(1)”.

Page 71, line 11, strike “(3)” and insert “(2)”.

Page 71, beginning on line 24, strike “the” and all that follows through “such Act” on line 4 of page 72, and insert “each lead agency”.
Page 72, line 6, strike “child care stabilization grants” and insert “a child care stabilization grant”.

Page 72, beginning on line 6, strike “from” and all that follows through “(42 U.S.C. 9858m)” on line 10 and insert “, without regard to the requirements in subparagraphs (C) and (E) of section 658E(c)(3), and in section 658G, of the Child Care and Development Block Grant Act (42 U.S.C. 9858e(c)(3), 9858e)”.

Page 72, beginning on line 10, strike “grants shall” and all that follows through “9858e)” on line 15, and insert “grant shall be allotted in accordance with section 658O of the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858m)”.

Page 72, line 23, insert “carry out activities to increase the supply of child care,” after “subgrants,.”.

Page 74, line 4, strike “such operating expenses” and insert “sufficient operating expenses to ensure continuous operations”.

Page 77, beginning on line 20, strike “, including” and all that follows through line 22, and insert a period.

Page 78, line 3, strike “(42 U.S.C. 9831 et seq.)”.

Page 78, line 4, strike “, to be allocated” and insert “. After reserving funds for Federal administrative ex-
penses, the Secretary shall allocate all remaining amounts to Head Start agencies for one-time grants, and shall allocate”.

Page 78, line 5, strike “in”.

Page 78, beginning on line 9, strike “, except” and all that follows through line 19, and insert a period.

Page 82, beginning on line 7, strike “title II of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5116 et seq.),” and insert “the program authorized under section 201 of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5116),”.

Page 83, strike line 1 and all that follows through page 84, line 2.

Page 84, strike lines 3 through 22.

Page 85, line 8, insert “to the Corporation for National and Community Service,” before “$852,000,000”.

Page 85, line 9, strike “for necessary” and all that follows through line 16, and insert “to carry out subsection (b)), except that amounts to carry out subsection (b)(7) shall remain available until September 30, 2026.”

Page 85, beginning on line 21, strike “living allowances” and all that follows through line 25, and insert
“living allowances of participants in national service programs; and”.

Page 86, beginning on line 4, strike “organizations described in” and all the follows through line 11, and insert “entities to support programs described in paragraphs (1)(B), (2)(B), (3)(B), (4)(B), and (5)(B) of subsection (a), and subsection (b)(2), of section 122 of the National and Community Service Act of 1990 (42 U.S.C. 12572), whether or not the entities are already grant recipients under such provisions on the date of enactment of this Act, and notwithstanding section 122(a)(1)(B)(vi) of the National and Community Service Act of 1990 (42 U.S.C. 12572(a)(1)(B)(vi)), by—”.

Page 87, beginning on line 14, strike “programs authorized under part A of title I” and insert “the purposes described in section 101”.

Page 87, line 16, strike “et seq.”.

Page 87, beginning on line 21, strike “programs authorized under title II” and insert “the purposes described in section 200”.

Page 87, line 23, strike “et seq.”.

Page 87, strike line 24, and all that follows through page 88, line 10, and insert the following:
(6) Administrative costs.—$73,000,000 shall be used for the Corporation for National and Community Service for administrative expenses to carry out programs and activities funded by subsection (a).

Page 88, line 21, strike “for payment” and all that follows through line 24, and insert “for administration of the National Service Trust, and for payment to the Trust for the provision of educational awards pursuant to section 145(a)(1)(A) of the National and Community Service Act of 1990 (42 U.S.C. 12601(a)(1)(A))”.

Page 94, strike line 17, and all that follows through page 95, line 5.

Page 96, beginning on line 3, strike “(42 U.S.C. 1751 et seq.)”.

Page 105, beginning on line 22, strike “A reviewing court shall grant deference to such Secretary’s determination.”

Page 113, line 19, insert “Medicare” before “benefits”.

Page 113, beginning on line 19, strike “under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.)”.

Page 88, line 21, strike “for payment” and all that follows through line 24, and insert “for administration of the National Service Trust, and for payment to the Trust for the provision of educational awards pursuant to section 145(a)(1)(A) of the National and Community Service Act of 1990 (42 U.S.C. 12601(a)(1)(A))”.

Page 94, strike line 17, and all that follows through page 95, line 5.

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Page 88, line 21, strike “for payment” and all that follows through line 24, and insert “for administration of the National Service Trust, and for payment to the Trust for the provision of educational awards pursuant to section 145(a)(1)(A) of the National and Community Service Act of 1990 (42 U.S.C. 12601(a)(1)(A))”.

Page 94, strike line 17, and all that follows through page 95, line 5.

Page 96, beginning on line 3, strike “(42 U.S.C. 1751 et seq.)”.

Page 105, beginning on line 22, strike “A reviewing court shall grant deference to such Secretary’s determination.”

Page 113, line 19, insert “Medicare” before “benefits”.

Page 113, beginning on line 19, strike “under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.)”.
Page 124, line 2: strike “9501” and insert “2401”.

Page 128, line 6, strike “and”.

Page 128, line 9, strike the period and insert “; and”.

Page 128, after line 9, insert the following:

(G) transportation of individuals to facilitate vaccinations, including at community vaccination centers and mobile vaccination units, particularly for underserved populations.

Page 129, line 16, strike “$5,200,000,000” and insert “$6,050,000,000”.

Page 131, line 7, strike “$46,000,000,000” and insert “$47,800,000,000”.

Page 131, line 16, before the semicolon insert “, including through activities authorized under section 319(a) of the Public Health Service Act”.

Page 131, line 24, through page 132, line 3, amend paragraph (3) to read as follows:

(3) support the development, manufacturing, procurement, distribution, and administration of tests to detect or diagnose SARS–CoV–2 and COVID–19, including through—
(A) support for the development, manufacture, procurement, and distribution of supplies necessary for administering tests, such as personal protective equipment; and

(B) support for the acquisition, construction, alteration, or renovation of non-federally owned facilities for the production of diagnostics and ancillary medical supplies where the Secretary determines that such an investment is necessary to ensure the production of sufficient amounts of such supplies.

Page 138, line 2, strike “subsections (e)(3),” and insert the following: “the time limitation in subsection (e)(3) and subsections”.

Page 138, line 5, strike “(as defined in” and all that follows through “1395x(aa))” on line 6, and insert the following: “, as described in section 1861(aa)(4)(B) of the Social Security Act (42 U.S.C.1395x(aa)(4)(B))”.

Page 138, line 7, strike “qualified entities” and all that follows through “et seq.).” on line 9 and insert the following: “Papa Ola Lokahi and to qualified entities under sections 4 and 6 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11703, 11705).”
Page 138, line 11, strike “qualified” and all that follows through “et seq.” on line 13 and insert the following: “Papa Ola Lokahi and to qualified entities under sections 4 and 6 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11703, 11705).”.

Page 140, line 7, strike “for carrying out” and all that follows through “health workforce” on line 9 and insert the following: “for carrying out sections 338A, 338B, and 338I of the Public Health Service Act (42 U.S.C. 254l, 254l–1, 254q–1) with respect to the health workforce”.

Page 140, line 13, strike “public” and insert “primary”.

Page 140, line 14, strike “supplemental”.

Page 142, strike lines 4 through 13 and insert the following:

1 (1) For making payments to establish new approved graduate medical residency training programs pursuant to section 340H(a)(1)(C) of the Public Health Service Act (42 U.S.C. 256h(a)(1)(C)).

Page 142, strike line 18 and all that follows through page 143, line 2, and insert the following:
(3) For making payments under section 340H(a)(1)(A) of the Public Health Service Act (42 U.S.C. 256h(a)(1)(A)) to qualified teaching health centers for maintenance of filled positions at existing approved graduate medical residency training programs.

Page 143, line 6, after insert “training” after “residency”.

Beginning on page 143, line 17, strike section 3035 (and redesignate the following sections accordingly).

Beginning on page 146, line 6, strike section 3037 (and redesignate the following section accordingly).

Page 157, line 12, strike “primary” and insert “primary care”.

Page 161, line 8, strike “subtitle D of title I” and insert “section 1311(b)”.

Page 161, line 9, strike “(42 U.S.C. 18021 et seq.)” and insert “(42 U.S.C. 18031(b))”.

Page 161, line 17, strike “of section 1311 of such Act (42 U.S.C. 18031)”.

Page 165, line 25, strike “of law” and insert “of this title”.

Page 169, line 9, strike “described in” and insert “to which”.

Page 169, line 11, strike “or described in” and insert “applies or to which”.

Page 169, line 14, insert “applies” after “paragraph (2),”.

Page 169, line 17, insert “and section 1902(a)(10)(A) of such Act” after “subclause (XVIII)”.

Page 169, line 19, strike “of” and insert “or”.

Page 169, line 24, strike “described in” and insert “to which”.

Page 170, line 1, insert “applies” after “(XVIII)”.

Page 170, beginning on line 8, strike “described in” and insert “to which”.

Page 170, line 11, insert “apply” after “section 1902(a)(10)”.

Page 170, line 15, insert “, and section 1902(a)(10)(A)” after “respectively”.

Page 175, line 8, strike the end quotation marks and second period.

Page 175, after line 8, insert the following:
“(C) COVERAGE UNDER CHIP.—A State making an election under this paragraph that covers under title XXI child health assistance for targeted low-income children who are pregnant or targeted low-income pregnant women, as applicable, shall also make the election under section 2107(e)(1)(J) of such title.”.

Page 175, line 13, strike “5-year” and insert “7-year”.

Page 175, strike line 16 and all that follows through page 176, line 2.

Page 176, strike lines 3 through 10, and insert the following:

SEC. 3103. STATE OPTION TO PROVIDE QUALIFYING COMMUNITY-BASED MOBILE CRISIS INTERVENTION SERVICES.

Title XIX of the Social Security Act is amended by adding after section 1946 (42 U.S.C 1396w–5) the following new section:

“SEC. 1947. STATE OPTION TO PROVIDE QUALIFYING COMMUNITY-BASED MOBILE CRISIS INTERVENTION SERVICES.

Page 176, line 11, redesignate the paragraph (1) as a subsection (a) with appropriate indentation.
Page 176, lines 19 through 20, strike “this subsection” and insert “this section”.

Page 176, lines 20 through 21, strike “, through bundled payments,”.

Page 177, line 1, redesignate the paragraph (2) as a subsection (b) with appropriate indentation.

Page 177, line 3, strike “subsection” and insert “section”.

Page 177, line 9, redesignate the subparagraph (A) as a paragraph (1) with appropriate indentation.

Page 177, line 12, redesignate the clause (i) as a subparagraph (A) with appropriate indentation.

Page 177, line 14, redesignate the clause (ii) as a subparagraph (B) with appropriate indentation.

Page 177, line 16, redesignate the subparagraph (B) as a paragraph (2) with appropriate indentation.

Page 177, line 18, redesignate the clause (i) as a subparagraph (A) with appropriate indentation.

Page 178, line 5, redesignate the clause (ii) as a subparagraph (B) with appropriate indentation.

Page 178, line 8, redesignate the clause (iii) as a subparagraph (C) with appropriate indentation.
Page 178, line 11, redesignate the subclause (I) as a clause (i) with appropriate indentation.

Page 178, line 12, redesignate the subclause (II) as a clause (ii) with appropriate indentation.

Page 178, line 13, strike the semicolon and insert “; and”.

Page 178, line 14, redesignate the subclause (III) as a clause (iii) with appropriate indentation.

Page 178, beginning on line 15, strike “health” and all that follows through line 16 and insert the following: “health services as needed;”.

Page 178, strike lines 17 through 23.

Page 178, line 24, redesignate the clause (iv) as a subparagraph (D) with appropriate indentation.

Page 179, line 3, insert “and” before “managed”.

Page 179, line 4, strike “, entities” and all that follows through “systems” on line 18.

Page 179, line 19, redesignate the clause (vi) as a subparagraph (E) with appropriate indentation.

Page 179, strike lines 23 through 25.
Page 180, line 1, redesignate the subparagraph (C) as a paragraph (3) with appropriate indentation.

Page 180, line 2, strike “; and” and insert a period.

Page 180, strike line 3.

Page 180, line 4, redesignate the paragraph (3) as a subsection (c) with appropriate indentation.

Page 180, lines 4 through 5, strike “PAYMENTS” and all that follows through “Notwithstanding” and insert “PAYMENTS.—Notwithstanding”.

Page 180, line 9, strike “paragraph (1)” and insert “subsection (a)”.

Page 180, line 11, strike “paragraph (4)” and insert “subsection (d)”.

Page 180, beginning on line 13, strike “assistance, through bundled payments described in paragraph (1),” and insert “assistance”.

Page 181, strike lines 4 through 12.

Page 181, line 13, redesignate the paragraph (4) as a subsection (d) with appropriate indentation.

Page 181, line 15, redesignate the subparagraph (A) as a paragraph (1) with appropriate indentation.
Page 181, line 16, strike “the Secretary” and all that follows through “that” on line 17 and insert “the Secretary that”.

Page 181, lines 20 through 21, strike “paragraph (2); and” and insert “subsection (b).”.

Page 181, strike line 22 and all that follows through page 182, line 2.

Page 182, line 3, redesignate the subparagraph (B) as a paragraph (2) with appropriate indentation.

Page 182, line 5, redesignate the clause (i) as a subparagraph (A) with appropriate indentation.

Page 182, line 8, strike “this subsection” and insert “this section”.

Page 182, lines 10 through 11, strike “paragraph (3)(A)” and insert “subsection (c)”.

Page 182, line 16, strike “paragraph (1)” and insert “subsection (a)”.

Page 182, line 17, redesignate the clause (ii) as a subparagraph (B) with appropriate indentation.

Page 182, line 22, strike “this subsection” and insert “this section”.

Page 182, line 24, strike “paragraph (1)” and insert “subsection (a)”.

Page 183, line 1, strike “paragraph (3)(A)” and insert “subsection (c)”.

Page 183, line 3, redesignate the paragraph (5) as a subsection (e) with appropriate indentation.

Page 183, line 13, strike “this subsection” and insert “this section”.

Page 183, line 14, strike “3105” and insert “3104”.

Page 185, line 19, strike “3106” and insert “3105”.

Page 186, line 19, strike “3107” and insert “3106”.

Page 187, line 1, strike “3108” and insert “3107”.

Page 187, line 3, strike “PERIOD”.

Page 187, line 8, strike “conditions” and insert “requirements”.

Page 189, strike line 24 and all that follows through page 190, line 5.

Page 190, line 6, redesignate subparagraph (D) as subparagraph (C).
Page 190, line 13, redesignate subparagraph (E) as subparagraph (D).

Page 190, line 20, redesignate subparagraph (F) as subparagraph (E).

Page 191, line 3, strike “conditions” and insert “requirements”.

Page 191, line 4, strike “conditions” and insert “requirements”.

Page 191, line 12, insert “, or supplement the implementation of,” after “shall implement”.

Page 191, line 13, strike “of the following”.

Page 191, line 15, strike the colon and insert a period.

Beginning on page 191, strike line 16 and all that follows through page 195, line 24.

Page 196, line 1, strike “3109” and insert “3108”.

Page 196, beginning on line 13, strike “to increase the capacity of such a State to respond to COVID–19 by allowing such a State to” and insert “for such a State to”.

Page 196, after line 20, insert the following:
SEC. 3109. SPECIAL RULE FOR THE PERIOD OF A DECLARED PUBLIC HEALTH EMERGENCY RELATED TO CORONAVIRUS.

(a) In General.—Section 1923(f)(3) of the Social Security Act (42 U.S.C. 1396r-4(f)(3)) is amended—

(1) in subparagraph (A), by striking “subparagraph (E)” and inserting “subparagraphs (E) and (F)” ; and

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

“(F) Allotments during the Coronavirus temporary Medicaid FMAP Increase.—

“(i) In General.—Notwithstanding any other provision of this subsection, for any fiscal year for which the Federal medical assistance percentage applicable to expenditures under this section is increased pursuant to section 6008 of the Families First Coronavirus Response Act, the Secretary shall recalculate the annual DSH allotment, including the DSH allotment specified under paragraph (6)(A)(vi), to ensure that the total DSH payments (including both Federal and State shares) that a State may make related to a fiscal
year is equal to the total DSH payments that the State could have made for such fiscal year without such increase to the Federal medical assistance percentage.

“(ii) NO APPLICATION TO ALLOTMENTS BEGINNING AFTER COVID–19 EMERGENCY PERIOD.—The DSH allotment for any State for the first fiscal year beginning after the end of the emergency period described in section 1135(g)(1)(B) or any succeeding fiscal year shall be determined under this paragraph without regard to the DSH allotments determined under clause (i).”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect and apply as if included in the enactment of the Families First Coronavirus Response Act (Public Law 116–127).

Page 202, line 3, strike “title XIX” and all that follows through “waiver).” on line 23, and insert the following: “title XIX), if the State provides child health assistance for targeted low-income children who are pregnant or to targeted low-income pregnant women and the State has elected to apply such paragraph (16) with respect to pregnant women under title XIX, the provision
of assistance under the State child health plan or waiver for targeted low-income children or targeted low-income pregnant women during pregnancy and the 12-month postpartum period shall be required and not at the option of the State and shall include coverage of all items or services provided to a targeted low-income child or targeted low-income pregnant woman (as applicable) under the State child health plan or waiver).”.

Page 203, line 12, strike “5-year” and insert “7-year”.

Page 204, strike lines 4 through 15 and insert the following:

(1) $50,000,000, shall be for grants, contracts, and other agency activities that identify and address disproportionate environmental or public health harms and risks in minority populations or low-income populations under—

(A) section 103(b) of the Clean Air Act (42 U.S.C. 7403(b));

(B) section 1442 of the Safe Drinking Water Act (42 U.S.C. 300j–1);

(C) section 8001(a) of the Solid Waste Disposal Act (42 U.S.C. 6981(a));
(D) section 10(a) of the Toxic Substances Control Act (15 U.S.C. 2609(a));

(E) section 104(k)(7)(A) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9604(k)(7)(A)); and

(F) sections 791 through 797 of the Energy Policy Act of 2005 (42 U.S.C. 16131 through 16137); and

Page 205, line 16, strike the semicolon and insert “; and”.

Page 205, line 19, strike the semicolon and insert a period.

Beginning on page 205, strike line 20 and all that follows through page 206, line 6.

Page 209, strike lines 1 through 5 (and redesignate the succeeding paragraphs accordingly).

Page 209, line 21, strike “products” and insert “consumer products, as defined by section 3(a)(5) of the Consumer Product Safety Act (15 U.S.C. 2052(a)(5)),”.

Page 214, beginning on line 7, strike “, except as provided in paragraph (10)”.
Page 214, strike line 14 and all that follows through page 215, line 3 (and redesignate the succeeding paragraphs accordingly).

Page 216, beginning on line 1, strike “, domestically or internationally”.

Page 216, line 13, before “to remain” insert the following: “notwithstanding section 304(e) of the Defense Production Act of 1950 (50 U.S.C. 4534(e)),”.

Page 216, beginning on line 14, strike “the Defense Production Act of 1950 (50 U.S.C. 4501 et seq.)” and insert “such Act”.

Page 217, beginning on line 3, strike “(as defined in section 809.3(a) of title 21, Code of Federal Regulations)”.

Page 217, beginning on line 16, strike “determined by the Secretary of Health and Human Services to be”.

Page 217, beginning on line 22, strike “and devices (as those terms are defined in the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301 et seq.) and biological products (as that term is defined by section 351 of the Public Health Service Act (42 U.S.C. 262))” and insert “, devices, and biological products”.
Page 218, beginning on line 18, strike “that the Secretary of Health and Human Services determines to be necessary,” and insert “necessary”.

Page 219, strike line 1 and all that follows through page 219, line 24.

Page 220, line 8, strike “$19,050,000,000” and insert “$20,250,000,000”.

Page 220, line 24, strike “and”.

Page 221, line 3, strike the period and insert “; and”.

Page 221, after line 3, insert the following:

(D) $1,200,000,000 for payments to high-need grantees as provided in this section.

Page 221, line 13, strike “(i)(1)” and insert “(g)(1)”.

Page 222, line 11, strike “under this section” and insert “under section 501 of subtitle A of title V of division N of the Consolidated Appropriations Act, 2021”.

Page 222, lines 18 through 20, strike “local government’s proposed uses of the funds are consistent with subsection (d)” and insert “local government elects to receive funds from the Secretary under section 501 of sub-
title A of title V of division N of the Consolidated Appropriations Act, 2021 and will use the funds in a manner consistent with such section”.

Page 223, line 8, strike “(i)(1)(C)” and insert “(g)(1)(C)”.

Page 223, after line 24, insert the following:

(3) HIGH-NEED GRANTEES.—The Secretary shall allocate funds reserved under subsection (a)(2)(D) to eligible grantees with a high need for assistance under this section as evidenced by the number of very low-income renter households paying more than 50 percent of income on rent or living in substandard or overcrowded conditions, rental market costs, and employment trends.

Page 224, line 2, strike “50 percent” and insert “40 percent”.

Page 225, line 10, before the period insert “, as defined by the Secretary”.

Page 226, lines 7 and 8, strike “under subparagraphs (A), (B), and (D), respectively”.

Page 227, line 13, strike “After September 30” and insert “Beginning March 31”.
Page 228, strike line 11 and all that follows through page 229, line 6.

Page 229, line 1, strike “(h)” and insert “(f)”.

Page 229, line 6, before the period insert “and for the Secretary to carry out subsection (e)”.

Page 229, line 7, strike “(i)” and insert “(g)”.

Page 231, line 1, strike “(j)” and insert “(h)”.

Page 231, line 4, strike “(k)” and insert “(i)”.

Page 233, line 5, before the semicolon, insert “, as defined by the Secretary”.

Page 233, lines 10 through 12, strike “Public housing agencies shall be notified of the number of emergency vouchers allocated pursuant to this section” and insert “The Secretary shall notify public housing agencies of the number of emergency vouchers provided under this section to be allocated”.

Page 234, strike lines 11 through 19 and insert the following:

1 (5) WAIVERS AND ALTERNATIVE REQUIREMENTS.—The Secretary may waive or specify alternative requirements for any provision of the United States Housing Act of 1937 (42 U.S.C. 1437 et
seq.) or regulation applicable to such statute other than requirements related to fair housing, non-discrimination, labor standards, and the environment, upon a finding that the waiver or alternative requirement is necessary to expedite or facilitate the use of amounts made available in this section.

Page 235, strike lines 14 and 15 and insert the following:

(d) IMPLEMENTATION.—The Secretary may implement the provisions of this section by notice.

Page 235, line 18, after “appropriated” insert “to the Secretary of Agriculture”.

Page 236, line 8, after “appropriated” insert “to the Secretary of Housing and Urban Development (in this section referred to as the ‘Secretary’)

Page 238, strike lines 3 through 11 and insert the following:

(E) WAIVERS OR ALTERNATIVE REQUIREMENTS.—The Secretary may waive or specify alternative requirements for any provision of NAHASDA (25 U.S.C. 4101 et seq.) or regulation applicable to the Native American Housing Block Grant or Native Hawaiian Housing Block
Grant program other than requirements related
to fair housing, nondiscrimination, labor stand-
ards, and the environment, upon a finding that
the waiver or alternative requirement is nec-
essary to expedite or facilitate the use of
amounts made available under this paragraph.

Page 239, strike lines 14 through 18 and insert the
following:

(D) INAPPLICABILITY OF PUBLIC SERVICES

CAP.—Indian tribes may use up to 100 percent
of any grant from amounts made

Page 239, strike line 22 and all that follows through
page 240, line 5, and insert the following:

(E) WAIVERS OR ALTERNATIVE REQUIRE-
MENTS.—The Secretary may waive or specify
alternative requirements for any provision of
title I of the Housing and Community Develop-
ment Act of 1974 (42 U.S.C. 5301 et seq.) or
regulation applicable to the Indian Community
Development Block Grant program other than
requirements related to fair housing, non-
discrimination, labor standards, and the envi-
ronment, upon a finding that the waiver or al-
ternative requirement is necessary to expedite
or facilitate the use of amounts made available under this paragraph.

Page 240, line 11, strike “and”.

Page 240, line 12, after “entities” insert “, and recipients under title VIII of NAHASDA”.

Page 242, line 18, after “appropriated” insert “to the Secretary of Housing and Urban Development (in this section referred to as the ‘Secretary’)”.

Page 244, line 18, before the semicolon, insert “, as defined by the Secretary”.

Page 245, line 8, strike “12749(g)” and insert “12748(g)”.

Page 246, line 22, after the comma insert “the Secretary shall allocate”.

Page 246, line 23, strike “shall be allocated”.

Page 246, line 24, strike “12746” and insert “12747”.

Page 247, lines 1 and 2, strike “such allocations shall be made” and insert “shall make such allocations”.

Page 247, strike lines 18 through 25, and insert the following:
(4) Waivers or alternative requirements.—The Secretary may waive or specify alternative requirements for any provision of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12701 et seq.) and titles I and IV of the McKinney-Vento Homelessness Act (42 U.S.C. 11301 et seq., 11360 et seq.) or regulation for the administration of the amounts made available under this section other than requirements related to fair housing, nondiscrimination, labor standards, and the environment, upon a finding that the waiver or alternative requirement is necessary to expedite or facilitate the use of amounts made available under this section.

Page 248, line 3, after “appropriated to” insert “the Secretary of the Treasury for”.

Page 249, after line 20, insert the following:

(7) Socially and economically disadvantaged individual.—The term “socially and economically disadvantaged individual” means an individual who is a socially disadvantaged individual or an economically disadvantaged individual, as such terms are defined, respectively, under section 8 of
1 the Small Business Act (15 U.S.C. 637) and the regulations thereunder.

Page 249, line 21, strike “(7)” and insert “(8)”.

Page 250, strike “, and to” in line 7 and all that follows through “this section,” in line 12.

Page 251, line 2, after “gas,” insert “home energy,.”

Page 251, strike line 9.

Page 251, line 10, strike “(iv)” and insert “(iii)”.

Page 251, line 12, strike “(v)” and insert “(iv)”.

Page 252, strike lines 18 and 19 and insert “funds to socially and economically disadvantaged individuals.”.

Page 252, line 21, before the dash insert “, which is determined by”.

Page 253, lines 13 and 14, strike “establish such criteria as are necessary to”.

Page 253, lines 17 and 18, strike “, taking into consideration” and insert “based on homeowner need”.

Page 254, line 1, strike “or” and insert “of”.

Page 255, line 19, strike “90th” and insert “45th”.

Page 255, line 22, after “shall” insert “, by the 180th day after the date of enactment of this Act,”.

Page 255, line 24, strike “90th” and insert “45th”.

Page 257, line 25, after “appropriated” insert “to the Secretary of Agriculture”.

Page 258, after line 7, insert the following:

SEC. 4109 FAIR HOUSING ACTIVITIES.

(a) APPROPRIATION.—In addition to amounts otherwise available, there is appropriated to the Secretary of Housing and Urban Development (in this section referred to as the “Secretary”) for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $20,000,000, to remain available until September 30, 2023, for the Fair Housing Initiatives Program under section 561 of the Housing and Community Development Act of 1987 (42 U.S.C. 3616a) to ensure fair housing organizations have additional resources to address fair housing inquiries, complaints, investigations, and education and outreach activities, during or relating to the coronavirus pandemic.

(b) ADMINISTRATIVE EXPENSES.—The Secretary may use not more than 3 percent of the amounts appropriated under this section for administrative purposes.
Page 258, line 9, strike “REAUTHORIZATION OF THE”.

Page 258, line 10, strike “ACT OF 2010”.

Page 258, line 11, strike “REAUTHORIZATION” and insert “STATE SMALL BUSINESS CREDIT INITIATIVE”.

Page 263, beginning on line 24, strike “to reauthorize, expand, and enhance the State Small Business Credit Initiative established under the State Small Business Credit Initiative Act of 2010, including”.

Page 265, line 12, strike “ensure that” and insert “allocate”.

Page 265, line 12, before “from funds” insert the following: “to States”.

Page 265, beginning on line 13, strike “shall be allocated to States to” and insert “and, by regulation or other guidance, prescribe Program requirements that the funds”.

Page 265, beginning on line 23, strike “use of these funds to ensure they” and insert “expenditure of these funds to”.

Page 267, beginning on line 3, strike “ensure that not less than $500,000,000 from funds allocated under
this section shall” and insert “allocate not less than $500,000,000 to States from funds allocated under this section to”.

Page 267, line 24, strike “(c)” and insert “(d)”.

Page 270, strike line 3 and all that follows through page 271, line 2.

Page 271, line 3, strike “(i)” and insert “(g)”.

Page 271, line 5, strike “(g)” and insert “(e)”.

Page 271, line 7, strike “(h)” and insert “(g)”.

Page 271, line 13, strike “(j)” and insert “(h)”.

Page 272, line 1, strike “(k)” and insert “(i)”.

Page 273, line 21, insert before the final period the following: “and means the Office of Hawaiian Affairs established by the Constitution of the State of Hawaii”.

Page 273, line 22, strike “(l)” and insert “(j)”.

Page 289, line 22, insert “, or transferred pursuant to section 603(c)(3),” after “under this section”.

Page 290, line 18, insert “or” before “a public”.

Page 290, beginning on line 20, strike “, or a multi-State entity involved in the transportation of passengers or cargo”.

Page 290, beginning on line 25 to page 291, line 1, strike “subsection (b)(5)(B),” and insert “subsection (b)(5)(B) of this section) or a transfer of funds under section 603(c)(3),”.

Page 291, line 8, insert “of this section” before the semi-colon.

Page 291, line 11, insert “, or transfer of funds under section 603(c)(3),” before “are consistent” and by inserting “of this section” before the period.

Page 292, line 24, strike “shall allocate” and all that follows through page 293, line 1, and inserting “shall estimate, allocate, and pay, to each metropolitan city an amount determined for the metropolitan city consistent with the formula”.

Page 293, line 2, strike “(1)”.

Page 293, line 4, strike “(1)”.

Page 293, line 21, strike “all nonentitlement units” and all that follows through the period on line 24 and insert “all areas that are non-metropolitan cities in the State bears to the total population of all areas that are non-metropolitan cities in all such States.”.

Page 299, beginning on line 13, strike “within the 50 States, the District of Columbia, the Commonwealth
of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa”.

Page 302, line 20, strike “A metropolitan city,” and insert “Except as provided in paragraph (3), a metropolitan city,”.

Page 303, line 21, by inserting “or” before “a special-”.

Page 303, beginning on line 22, strike “, or a multi-State entity involved in the transportation of passengers or cargo”.

Page 303, after line 24, insert the following

“(3) TRANSFERS TO STATES.—Notwithstanding paragraph (1) of this subsection, a metropolitan city, nonentitlement unit of local government, or county receiving a payment from funds made available under this section may transfer such funds to the State in which such entity is located.”.

Page 304, line 4, strike “(e)” and insert “(e)”).

Page 305, strike lines 3 through 10 and insert the following:
“(3) NONENTITLEMENT UNIT OF LOCAL GOVERNMENT.—The term ‘nonentitlement unit of local government’ means a ‘city’ (as that term is defined in section 102(a)(5) of the Housing and Community Development Act of 1974 (42 U.S.C. 5302(a)(5))) that is not a metropolitan city.”.

Page 305, strike lines 13 through 16 and insert the following:

“(5) STATE.—The term ‘State’ means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa.”.

Page 306, line 11, strike “to” and insert “which shall”.

Page 306, line 11, strike “Fund.” and insert “Fund and remain available through September 30, 2022. The Fund is available for reasonable expenses incurred by the Office of Personnel Management in administering this section.”.

Page 306, line 13, strike “payment” and insert “reimbursement”.
Page 306, line 13, insert “under this section” after “leave”.

Page 308, strike lines 4 through 18 and insert the following:

(2) TOTAL HOURS; AMOUNT.—Paid leave under this section—

(A) shall be provided to an employee in an amount not to exceed 600 hours of paid leave for each full-time employee, and in the case of a part-time employee, employee on an uncommon tour of duty, or employee with a seasonal work schedule, in an amount not to exceed the proportional equivalent of 600 hours to the extent amounts in the Fund remain available for reimbursement;

(B) shall be paid at the same hourly rate as other leave payments; and

(C) may not be provided to an employee if the leave would result in payments greater than $2,800 in aggregate for any biweekly pay period for a full-time employee, or a proportionally equivalent biweekly limit for a part-time employee.
Page 309, strike lines 1 through 5 and insert the following:

(4) Calculation of Retirement Benefit.—

Any paid leave provided to an employee under this section shall reduce the total service used to calculate any Federal civilian retirement benefit.

Page 309, strike lines 6 through 20 and insert the following:

(d) Employee Defined.—In this section, the term “employee” means—

(1) an individual in the executive branch for whom annual and sick leave is provided under subchapter I of chapter 63 of title 5, United States Code;

(2) an individual employed by the United States Postal Service;

(3) an individual employed by the Postal Regulatory Commission; and

(4) an employee of the Public Defender Service for the District of Columbia and the District of Columbia Courts.

Insert after section 5113 the following:
SEC. 5114. FUNDING FOR THE WHITE HOUSE.

In addition to amounts otherwise available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $12,800,000, to remain available until September 30, 2021, for necessary expenses for the White House, to prevent, prepare for, and respond to coronavirus.

Page 7, in the table of contents relating to subtitle B of title V, add the following items after the item relating to section 5113:

5114. Funding for the White House.

Page 332, strike line 5 and all that follows through the period on line 8.

Page 332, line 9, strike “(C)” and insert “(B)”.

Page 332, line 22, insert “and” after “owned”.

Page 336, strike line 4 and all that follows through the period on page 338, line 9.

Page 341, line 14, strike “to remain available until expended” and insert “to remain available until September 30, 2022”.

Page 342, line 21, strike “to remain available until expended” and insert “to remain available until September 30, 2022”.
Page 344, beginning line 18, strike “in carrying out the provisions of the Inspector General Act of 1978”.

Page 345, line 12, strike “for major” and all that follows through line 15 and insert “to carry out the purposes of the Disaster Relief Fund for costs associated with major disaster declarations.”.

Page 345, beginning on line 21, strike “under section 401 of such Act (42 U.S.C. 5170)”.

Page 351, strike line 23 and all that follows through page 364, line 13 and insert the following:

1 SEC. 7006. FEDERAL TRANSIT ADMINISTRATION GRANTS.

(a) FEDERAL TRANSIT ADMINISTRATION APPROPRIATION.—

(1) IN GENERAL.—In addition to amounts otherwise made available, there are appropriated for fiscal year 2021, out of any funds in the Treasury not otherwise appropriated, $30,461,355,534, to remain available until September 30, 2024, that shall—

(A) be for grants to eligible recipients under sections 5307, 5309, 5310, and 5311 of title 49, United States Code, to prevent, prepare for, and respond to coronavirus; and

(B) not be subject to any prior restriction on the total amount of funds available for im-
plementation or execution of programs authorized under sections 5307, 5310, or 5311 of such title.

(2) Availability of funds for operating expenses.—

(A) In general.—Notwithstanding subsection (a)(1) or (b) of section 5307 and section 5310(b)(2)(A) of title 49, United States Code, funds provided under this section, other than subsection (b)(4), shall be available for the operating expenses of transit agencies to prevent, prepare for, and respond to the coronavirus public health emergency, including, beginning on January 20, 2020—

(i) reimbursement for payroll of public transportation (including payroll and expenses of private providers of public transportation);

(ii) operating costs to maintain service due to lost revenue due as a result of the coronavirus public health emergency, including the purchase of personal protective equipment; and
(iii) paying the administrative leave of operations or contractor personnel due to reductions in service.

(B) USE OF FUNDS.—Funds described in subparagraph (A) shall be—

(i) available for immediate obligation, notwithstanding the requirement for such expenses to be included in a transportation improvement program, long-range transportation plan, statewide transportation plan, or statewide transportation improvement program under sections 5303 and 5304 of title 49, United States Code;

(ii) directed to payroll and operations of public transportation (including payroll and expenses of private providers of public transportation), unless the recipient certifies to the Administrator of the Federal Transit Administration that the recipient has not furloughed any employees;

(iii) used to provide a Federal share of the costs for any grant made under this section of 100 percent.

(b) ALLOCATION OF FUNDS.—

(1) URBANIZED AREA FORMULA GRANTS.—
(A) IN GENERAL.—Of the amounts made available under subsection (a), $26,086,580,227 shall be for grants to recipients and subrecipients under section 5307 of title 49, United States Code, and shall be administered as if such funds were provided under section 5307 of such title.

(B) ALLOCATION.—Amounts made available under subparagraph (A) shall be apportioned to urbanized areas based on data contained in the National Transit Database such that—

(i) each urbanized area shall receive an apportionment of an amount that, when combined with amounts that were otherwise made available to such urbanized area for similar activities to prevent, prepare for, and respond to coronavirus, is equal to 132 percent of the urbanized area’s 2018 operating costs; and

(ii) for funds remaining after the apportionment described in clause (i), such funds shall be apportioned such that—

(I) each urbanized area that did not receive an apportionment under
clause (i) shall receive an apportionment equal to 25 percent of the urbanized area’s 2018 operating costs; and

(II) each urbanized area under clause (i), when the amounts that were otherwise made available, prior to clause (i) to that urbanized area for similar activities to prevent, prepare for, and respond to coronavirus are equal to or greater than 130 percent of the urbanized area’s 2018 operating costs but do not exceed 132 percent of such costs, such urbanized area shall receive an apportionment equal to 10 percent of the urbanized area’s 2018 operating costs, in addition to amounts apportioned to the urbanized area under clause (i).

(2) FORMULA GRANTS FOR THE ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES.—

(A) IN GENERAL.—Of the amounts made available under subsection (a), $50,000,000 shall be for grants to recipients or subrecipients
eligible under section 5310 of title 49, United States Code, and shall be apportioned in accordance with such section.

(B) ALLOCATION RATIO.—Amounts made available under subparagraph (A) shall be allocated in the same ratio as funds were provided under section 5310 of title 49, United States Code, for fiscal year 2020.

(3) FORMULA GRANTS FOR RURAL AREAS.—

(A) IN GENERAL.—Of the amounts made available under subsection (a), $317,214,013 shall be for grants to recipients or subrecipients eligible under section 5311 of title 49, United States Code, and shall be administered as if the funds were provided under section 5311 of such title, and shall be apportioned in accordance with such section, except as described in paragraph (B).

(B) ALLOCATION RATIO.—Amounts made available under subparagraph (A) to States, as defined in section 5302 of title 49, United States Code, shall be allocated to such States based on data contained in the National Transit Database, such that—
(i) any State that received an amount
for similar activities to prevent, prepare
for, and respond to coronavirus that is
equal to or greater than 150 percent of the
combined 2018 rural operating costs of the
recipients and subrecipients in such State
shall receive an amount equal to 5 percent
of such State’s 2018 rural operating costs;

(ii) any State that does not receive an
allocation under clause (i) that received an
amount for similar activities to prevent,
prepare for, and respond to coronavirus
that is equal to or greater than 140 per-
cent of the combined 2018 rural operating
costs of the recipients and subrecipients in
that State shall receive an amount equal to
10 percent of such State’s 2018 rural op-
erating costs; and

(iii) any State that does not receive an
allocation under clauses (i) or (ii) shall re-
ceive an amount equal to 20 percent of
such State’s 2018 rural operating costs.

(4) CAPITAL INVESTMENTS.—

(A) IN GENERAL.—Of the amounts made
available under subsection (a)—
(i) $1,425,000,000 shall be for grants administered under subsections (d) and (e) of section 5309 of title 49, United States Code, and section 3005(b) of the FAST Act (Public Law 114–94); and

(ii) $250,000,000 shall be for grants administered under subsection (h) of section 5309 of title 49, United States Code.

(B) FUNDING DISTRIBUTION.—

(i) IN GENERAL.—Of the amounts made available in subparagraph (A)(i), $1,250,000,000 shall be provided to each recipient for all projects with existing full funding grant agreements that received allocations for fiscal year 2019 or 2020 and all projects under section 3005(b) of Public Law 114–94 that received allocations for fiscal year 2019 or 2020, except that recipients with projects open for revenue service are not eligible to receive a grant under this subparagraph. Funds shall be provided proportionally based on the non-capital investment grant or non-expedited project delivery share of the amount allocated.
(ii) ALLOCATION.—Of the amounts made available in subparagraph (A)(i), $175,000,000 shall be provided to each recipient for all projects with existing full funding grant agreements that received an allocation only prior to fiscal year 2019, except that projects open for revenue service are not eligible to receive a grant under this subparagraph and no project may receive more than 40 percent of the amounts provided under this clause. The Administrator of the Federal Transit Administration shall proportionally distribute funds in excess of such percent to recipients for which the percent of funds does not exceed 40 percent. Funds shall be provided proportionally based on the non-capital investment grant share of the amount allocated.

(iii) ELIGIBLE RECIPIENTS.—For amounts made available in subparagraph (A)(ii), eligible recipients shall be any recipient of an allocation under subsection (h) of section 5309 of title 49, United States Code, or an applicant in the project
development phase described in paragraph (2) of such subsection.

(iv) AMOUNT.—Amounts distributed under clauses (i), (ii), and (iii) of subparagraph (A) shall be provided notwithstanding the limitation of any calculation of the maximum amount of Federal financial assistance for the project under subsection (k)(2)(C)(ii) or (h)(7) of section 5309 of title 49, United States Code, or section 3005(b)(9) of the FAST Act (Public Law 114–94).

(5) SECTION 5311(F) SERVICES.—

(A) IN GENERAL.—Of the amounts made available under subsection (a) and in addition to the amounts made available under paragraph (3), $100,000,000 shall be available for grants to recipients for bus operators that partner with recipients or subrecipients of funds under section 5311(f) of title 49, United States Code.

(B) ALLOCATION RATIO.—Notwithstanding paragraph (3), the Administrator of the Federal Transit Administration shall allocate amounts under subparagraph (A) in the same ratio as
funds were provided under section 5311 of title 49, United States Code, for fiscal year 2020.

(C) EXCEPTION.—If a State or territory does not have bus providers eligible under section 5311(f) of title 49, United States Code, funds under this paragraph may be used by such State or territory for any expense eligible under section 5311 of title 49, United States Code.

(6) PLANNING.—

(A) IN GENERAL.—Of the amounts made available under subsection (a), $25,000,000 shall be for grants to recipients eligible under section 5307 of title 49, United States Code, for the planning of public transportation associated with the restoration of services as the coronavirus public health emergency concludes and shall be available in accordance with such section.

(B) AVAILABILITY OF FUNDS FOR ROUTE PLANNING.—Amounts made available under subparagraph (A) shall be available for route planning designed to—

(i) increase ridership and reduce travel times, while maintaining or expanding
the total level of vehicle revenue miles of service provided in the planning period; or

(ii) make service adjustments to increase the quality or frequency of service provided to low-income riders and disadvantaged neighborhoods or communities.

(C) LIMITATION.—Amounts made available under subparagraph (A) shall not be used for route planning related to transitioning public transportation service provided as of the date of receipt of funds to a transportation network company or other third-party contract provider, unless the existing provider of public transportation service is a third-party contract provider.

(7) RECIPIENTS AND SUBRECIPIENTS REQUIRING ADDITIONAL ASSISTANCE.—

(A) IN GENERAL.—Of the amounts made available under subsection (a), $2,207,561,294 shall be for grants to eligible recipients or sub-recipients of funds under sections 5307 or 5311 of title 49, United States Code, that, as a result of COVID–19, require additional assistance for costs related to operations, personnel, cleaning, and sanitization combating the spread of pathogens on transit systems, and debt service pay-
ments incurred to maintain operations and avoid layoffs and furloughs.

(B) ADMINISTRATION.—Funds made available under subparagraph (A) shall, after allocation, be administered as if provided under paragraph (1) or (3), as applicable.

(C) APPLICATION REQUIREMENTS.—

(i) IN GENERAL.—The Administrator of the Federal Transit Administration may not allocate funds to an eligible recipient or subrecipient of funds under chapter 53 of title 49, United States Code, unless the recipient provides to the Administrator—

(I) estimates of financial need;

(II) data on reductions in farebox or other sources of local revenue for sustained operations;

(III) a spending plan for such funds; and

(IV) demonstration of expenditure of greater than 90 percent of funds available to the applicant from funds made available for similar activities in fiscal year 2020.
(ii) **DEADLINES.**—The Administrator of the Federal Transit Administration shall—

(I) not later than 180 days after the date of enactment of this Act, issue a Notice of Funding Opportunity for assistance under this paragraph; and

(II) not later than 120 days after the application deadline established in the Notice of Funding Opportunity under subclause (I), make awards under this paragraph to selected applicants.

(iii) **EVALUATION.**—

(I) **IN GENERAL.**—Applications for assistance under this paragraph shall be evaluated by the Administrator of the Federal Transit Administration based on the level of financial need demonstrated by an eligible recipient or subrecipient, including projections of future financial need to maintain service as a percentage of the 2018 operating costs that has not
been replaced by the funds made available to the eligible recipient or subrecipient under paragraphs (1) through (5) of this subsection when combined with the amounts allocated to such eligible recipient or subrecipient from funds previously made available for the operating expenses of transit agencies related to the response to the COVID–19 public health emergency.

(II) **Restriction.**—Amounts made available under this paragraph shall only be available for operating expenses.

(iv) **State Applicants.**—A State may apply for assistance under this paragraph on behalf of an eligible recipient or subrecipient or a group of eligible recipients or subrecipients.

(D) **Unobligated Funds.**—If amounts made available under this paragraph remain unobligated on September 30, 2023, such amounts shall be available for any purpose eligi-
Page 370, beginning on line 9, strike “All airports receiving funds under this section” and insert “As a condition for receiving funds provided under this section, an airport”.

Page 371, after line 4, insert the following:

(D) NONCOMPLIANCE.—Any financial assistance provided under this section to an airport that fails to comply with the workforce retention requirement described in subparagraph (A), and does not otherwise qualify for a waiver or exception under this paragraph, shall be subject to clawback by the Secretary.

Page 371, after line 22, insert the following:

SEC. 7008. EMERGENCY FAA EMPLOYEE LEAVE FUND.

(a) ESTABLISHMENT; APPROPRIATION.—There is established in the Federal Aviation Administration an Emergency FAA Employee Leave Fund (in this section referred to as the “Fund”), to be administered by the Administrator of the Federal Aviation Administration, for the purposes set forth in subsection (b). In addition to amounts otherwise available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise ap-
propriated, $9,000,000, which shall be deposited into the Fund and remain available through September 30, 2022.

(b) PURPOSE.—Amounts in the Fund shall be available to the Administrator for the use of paid leave under this section by any employee of the Administration who is unable to work because the employee—

(1) is subject to a Federal, State, or local quarantine or isolation order related to COVID–19;

(2) has been advised by a health care provider to self-quarantine due to concerns related to COVID–19;

(3) is caring for an individual who is subject to such an order or has been so advised;

(4) is experiencing symptoms of COVID–19 and seeking a medical diagnosis;

(5) is caring for a son or daughter of such employee if the school or place of care of the son or daughter has been closed, if the school of such son or daughter requires or makes optional a virtual learning instruction model or requires or makes optional a hybrid of in-person and virtual learning instruction models, or the child care provider of such son or daughter is unavailable, due to COVID–19 precautions;
(6) is experiencing any other substantially similar condition;

(7) is caring for a family member with a mental or physical disability or who is 55 years of age or older and incapable of self-care, without regard to whether another individual other than the employee is available to care for such family member, if the place of care for such family member is closed or the direct care provider is unavailable due to COVID–19; or

(8) is obtaining immunization related to COVID–19 or to recover from any injury, disability, illness, or condition related to such immunization.

(c) LIMITATIONS.—

(1) PERIOD OF AVAILABILITY.—Paid leave under this section may only be provided to and used by an employee of the Administration during the period beginning on the date of enactment of this section and ending on September 30, 2021.

(2) TOTAL HOURS; AMOUNT.—Paid leave under this section—

(A) shall be provided to an employee of the Administration in an amount not to exceed 600 hours of paid leave for each full-time employee, and in the case of a part-time employee, emp-
ployee on an uncommon tour of duty, or em-
ployee with a seasonal work schedule, in an
amount not to exceed the proportional equiva-

tent of 600 hours to the extent amounts in the
Fund remain available for reimbursement;

(B) shall be paid at the same hourly rate
as other leave payments; and

(C) may not be provided to an employee if
the leave would result in payments greater than
$2,800 in aggregate for any biweekly pay pe-
period for a full-time employee, or a proportion-
ally equivalent biweekly limit for a part-time
employee.

(3) RELATIONSHIP TO OTHER LEAVE.—Paid
leave under this section—

(A) is in addition to any other leave pro-
vided to an employee of the Administration; and

(B) may not be used by an employee of the
Administration concurrently with any other
paid leave.

(4) CALCULATION OF RETIREMENT BENEFIT.—
Any paid leave provided to an employee of the Ad-
ministration under this section shall reduce the total
service used to calculate any Federal retirement ben-

efit.
Page 373, beginning on line 6, strike “, as supported by demonstrable evidence”.

Page 373, beginning on line 17, strike “, as supported by demonstrable evidence,”.

Page 376, strike lines 7 through 15 (and redesignate subsequent paragraphs accordingly).

Page 378, line 13, strike “employer that” and all that follows through “agrees to” and insert “employer that agrees to”.

Page 378, line 22, strike “; and” and insert a period.

Page 378, strike line 23 and all that follows through page 379, line 4.

Page 379, line 8, strike “any” and insert “the immediately preceding”.

Page 384, beginning on line 15, strike “, as authorized by the Inspector General Act of 1978”.

Page 385, line 13, insert “in sections 1703(c)(1) and 1703(c)(5) of such title” after “program”.

Page 386, strike lines 16 through 23 and insert the following: “In addition to amounts otherwise made available, there is appropriated to the Office of Inspector Gen-
eral of the Department of Veterans Affairs for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $10,000,000, to remain available until expended, for audits, investigations, and other oversight of projects and activities carried out with funds made available to the Department of Veterans Affairs.”.

Page 396, beginning on line 11, strike subsection (f).

Page 396, beginning on line 24, strike subsection (g).

Page 397, beginning on line 14, strike subsection (h).

Page 397, beginning on line 23, strike subsection (i).

Page 398, line 16, strike “(j)” and insert “(f)”.

Page 398, line 18, strike “(k)” and insert “(g)”.

Page 398, line 21, strike “(l)” and insert “(h)”.

Page 399, beginning on line 3, strike subsection (m).

Page 400, line 4, strike “(n)” and insert “(i)”.

Page 400, line 15, strike “not require a veteran to pay a” and insert “provide for any”.

Page 396, beginning on line 24, strike subsection (g).

Page 397, beginning on line 14, strike subsection (h).

Page 397, beginning on line 23, strike subsection (i).

Page 398, line 16, strike “(j)” and insert “(f)”.

Page 398, line 18, strike “(k)” and insert “(g)”.

Page 398, line 21, strike “(l)” and insert “(h)”.

Page 399, beginning on line 3, strike subsection (m).

Page 400, line 4, strike “(n)” and insert “(i)”.

Page 400, line 15, strike “not require a veteran to pay a” and insert “provide for any”.

Page 396, beginning on line 24, strike subsection (g).

Page 397, beginning on line 14, strike subsection (h).

Page 397, beginning on line 23, strike subsection (i).

Page 398, line 16, strike “(j)” and insert “(f)”.

Page 398, line 18, strike “(k)” and insert “(g)”.

Page 398, line 21, strike “(l)” and insert “(h)”.

Page 399, beginning on line 3, strike subsection (m).

Page 400, line 4, strike “(n)” and insert “(i)”.

Page 400, line 15, strike “not require a veteran to pay a” and insert “provide for any”.

Page 396, beginning on line 24, strike subsection (g).

Page 397, beginning on line 14, strike subsection (h).

Page 397, beginning on line 23, strike subsection (i).

Page 398, line 16, strike “(j)” and insert “(f)”.

Page 398, line 18, strike “(k)” and insert “(g)”.

Page 398, line 21, strike “(l)” and insert “(h)”.

Page 399, beginning on line 3, strike subsection (m).

Page 400, line 4, strike “(n)” and insert “(i)”.

Page 400, line 15, strike “not require a veteran to pay a” and insert “provide for any”.
Page 400, line 18, strike “the veteran” and insert “a veteran”.

Page 401, after line 9, insert the following new section:

SEC. 8008. EMERGENCY DEPARTMENT OF VETERANS AFFAIRS EMPLOYEE LEAVE FUND.

(a) Establishment; Appropriation.—There is established in the Treasury the Emergency Department of Veterans Affairs Employee Leave Fund (in this section referred to as the “Fund”), to be administered by the Secretary of Veterans Affairs, for the purposes set forth in subsection (b). In addition to amounts otherwise available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $80,000,000, which shall be deposited into the Fund and remain available through September 20, 2022.

(b) Purpose.—Amounts in the Fund shall be available for payment to the Department of Veterans Affairs for the use of paid leave by any covered employee who is unable to work because the employee—

(1) is subject to a Federal, State, or local quarantine or isolation order related to COVID–19;

(2) has been advised by a health care provider to self-quarantine due to concerns related to COVID–19;
(3) is caring for an individual who is subject to such an order or has been so advised;

(4) is experiencing symptoms of COVID–19 and seeking a medical diagnosis;

(5) is caring for a son or daughter of such employee if the school or place of care of the son or daughter has been closed, if the school of such son or daughter requires or makes optional a virtual learning instruction model or requires or makes optional a hybrid of in-person and virtual learning instruction models, or the child care provider of such son or daughter is unavailable, due to COVID–19 precautions;

(6) is experiencing any other substantially similar condition;

(7) is caring for a family member with a mental or physical disability or who is 55 years of age or older and incapable of self-care, without regard to whether another individual other than the employee is available to care for such family member, if the place of care for such family member is closed or the direct care provider is unavailable due to COVID–19; or
(8) is obtaining immunization related to COVID–19 or to recover from any injury, disability, illness, or condition related to such immunization.

(c) LIMITATIONS.—

(1) PERIOD OF AVAILABILITY.—Paid leave under this section may only be provided to and used by a covered employee during the period beginning on the date of enactment of this Act and ending on September 30, 2021.

(2) TOTAL HOURS; AMOUNT.—Paid leave under this section—

(A) shall be provided to a covered employee in an amount not to exceed 600 hours of paid leave for each full-time employee, and in the case of a part-time employee, employee on an uncommon tour of duty, or employee with a seasonal work schedule, in an amount not to exceed the proportional equivalent of 600 hours to the extent amounts in the Fund remain available for reimbursement;

(B) shall be paid at the same hourly rate as other leave payments; and

(C) may not be provided to a covered employee if the leave would result in payments greater than $2,800 in aggregate for any bi-
weekly pay period for a full-time employee, or
a proportionally equivalent biweekly limit for a
part-time employee.

(3) Relationship to Other Leave.—Paid
leave under this section—

(A) is in addition to any other leave pro-
vided to a covered employee; and

(B) may not be used by a covered em-
ployee concurrently with any other paid leave.

(4) Calculation of Retirement Benefit.—

Any paid leave provided to a covered employee under
this section shall reduce the total service used to cal-
culate any Federal civilian retirement benefit.

(d) Covered Employee Defined.—In this section,
the term “covered employee” means an employee of the
Department of Veterans Affairs appointed under chapter
74 of title 38, United States Code.
basis on an emergency temporary basis as needed to respond to the spread of COVID-19, such modifications shall be disregarded for the purposes of applying section 303 of the Social Security Act and section 3304 of the Internal Revenue Code of 1986 to such State law. Such modifications shall only apply through August 29, 2021, and shall be limited to engaging of temporary staff, rehiring of retirees or former employees on a non-competitive basis, and other temporary actions to quickly process applications and claims.”

Page 406, strike line 9 and all that follows through page 408, line 6, and insert the following:

1 (c) **COORDINATION OF PANDEMIC EMERGENCY UNEMPLOYMENT COMPENSATION WITH EXTENDED COMPENSATION.**—Section 2107(a)(5)(B) of such Act (15 U.S.C. 9025(a)(5)(B)) is amended by inserting “or for the week that includes the date of enactment of the American Rescue Plan Act of 2021 (without regard to the amendments made by subsections (a) and (b) of section 9016 of such Act)” after “2020”.

Page 410, line 17, insert “and” after the semicolon.

Page 410, line 25, strike “; and” and insert a period.

Page 411, strikes lines 1 through 8.
Page 413, line 10, strike “may” and insert “shall”.

Page 414, line 17, strike “and” and insert “or”.

Page 415, line 3, strike “FUND”.

Page 415, line 6, strike “Fund”.

Page 415, strike lines 7 through 16 and insert the following:

“(1) Appropriation.—In addition to amounts otherwise available, there is appropriated for fiscal year 2021, out of any money in the Treasury of the United States not otherwise appropriated, $1,000,000,000, to remain available until expended, to carry out this subsection.”.

Page 415, line 17, strike “(3)” and insert “(2)”.

Page 415, line 19, strike “(2)” and insert “(1)”.

Page 415, line 23, strike “(4)” and insert “(3)”.

Page 416, line 4, strike “(2)” and insert “(1)”.

Page 416, line 5, strike “(3)” and insert “(2)”.

Page 417, line 19, strike “(2)” and insert “(1)”.

Page 417, line 20, strike “(3)” and insert “(2)”.

Page 418, line 11, strike “(5)” and insert “(4)”.
Page 418, line 15, strike “(4)” and insert “(3)”.

Page 418, line 19, strike “(4)” and insert “(3)”.

Page 418, line 23, strike “(4)” and insert “(3)”.

Page 419, line 2, strike “(2)” and insert “(1)”.

Page 419, line 7, strike “(6)” and insert “(5)”.

Page 419, line 14, strike “(7)” and insert “(6)”.

Page 420, strike line 17 and all that follows through page 421, line 21 and insert the following:

“(7) EXPENDITURE REPORTS.—On expending all funds provided to a State or Indian tribe under this subsection, the entity shall submit to the Secretary a written report that describes how the funds were expended, which report shall be so submitted—

“(A) if the entity is a State that is not a territory, within 90 days after expenditure; or

“(B) if the entity is a territory or is operating a tribal program funded under this part, within 120 days after expenditure.”.

Page 420, line 14, strike “(5)(B)” and insert “(4)(B)”.

Page 421, line 22, strike “(9)” and insert “(8)”.

Page 422, strike lines 1 through 3.
Page 422, line 4, strike “(11)” and insert “(9)”.

Page 424, line 10, insert “, as defined by local adult protective services statutes and regulations” before the 1st period.

Page 425, beginning on line 20, strike “to increase the capacity of such a State to respond to COVID–19 by allowing such a State to” and insert “for such a State to”.

Page 426, strike lines 5 through 7.

Page 435, beginning on line 5, strike “A reviewing court shall grant deference to such Secretary’s determination.”.

Page 442, line 25, insert “Medicare” before “benefits”.

Page 442, beginning on line 25, strike “under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.)”.

Page 446, line 5, strike “Worker Health Coverage Protection Act” and insert “American Rescue Plan Act of 2021”.

Page 452, line 24, strike “Worker Health Coverage Protection Act” and insert “American Rescue Plan Act of 2021”.
Page 453, beginning on line 8, strike “Worker Health Coverage Protection Act” and insert “American Rescue Plan Act of 2021”.

Page 454, line 3, strike “Worker Health Coverage Protection Act” and insert “American Rescue Plan Act of 2021”.

Page 454, beginning on line 22, strike “Worker Health Coverage Protection Act” and insert “American Rescue Plan Act of 2021”.

Page 487, line 15, strike “ADVANCE PAYMENTS NOT APPLICABLE TO” and insert “APPLICATION OF ADVANCE PAYMENTS IN THE”.

Page 488, line 7, insert “unless such possession elects to have this section be so treated” before the period at the end.

Page 488, after line 7, insert the following:

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“(C) ADMINISTRATIVE EXPENSES OF ADVANCE PAYMENTS.—

“(i) MIRROR CODE POSSESSIONS.—In the case of any possession described in subparagraph (B) which makes the election described in such subparagraph, the amount otherwise paid by the Secretary to such possession under section 24(k)(1)(A)
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with respect to taxable years beginning in 2021 shall be increased by $300,000 if such possession has a plan, which has been approved by the Secretary, for making advance payments consistent with such election.

“(ii) AMERICAN SAMOA.—The amount otherwise paid by the Secretary to American Samoa under subparagraph (A) of section 24(k)(3) with respect to taxable years beginning in 2021 shall be increased by $300,000 if the plan described in subparagraph (B) of such section includes a program, which has been approved by the Secretary, for making advance payments under rules similar to the rules of this section.

“(iii) TIMING OF PAYMENT.—The Secretary may pay, upon the request of the possession of the United States to which the payment is to be made, the amount of the increase determined under clause (i) or (ii) immediately upon approval of the plan referred to in such clause, respectively.”.
Page 503, line 19, strike “December 31 2020” and insert “December 31, 2020”.

Page 526, strike line 12 and all that follows through page 528, line 5, and insert the following:

SEC. 9644. PAID LEAVE CREDITS ALLOWED FOR LEAVE FOR COVID EXPOSURE, COVID TESTING, AND COVID VACCINATION.

(a) Paid Sick Leave Credit.—Section 7001(c)(2)(A) of the Families First Coronavirus Response Act is amended by striking “and” at the end of clause (i), by redesignating clause (ii) as clause (iii), and by inserting after clause (i) the following new clause:

“(ii) by inserting ‘the employee is seeking or awaiting the results of a diagnostic test for, or a medical diagnosis of, COVID-19 and such employee has been exposed to COVID-19 or the employee’s employer has requested such test or diagnosis, or the employee is obtaining immunization related to COVID–19 or recovering from any injury, disability, illness, or condition related to such immunization’ after ‘medical diagnosis’ in section 5102(a)(3) thereof,”.
(b) PAID SICK LEAVE CREDIT FOR SELF-EMPLOYED INDIVIDUALS.—Section 7002(b)(2)(B)(i) of such Act, as amended by the preceding provisions of this part, is amended to read as follows:

“(i) such Act were applied—

“(I) by substituting ‘September 30, 2021’ for ‘December 31, 2020’ in section 5109 thereof, and

“(II) by inserting ‘the employee is seeking or awaiting the results of a diagnostic test for, or a medical diagnosis of, COVID-19 and such employee has been exposed to COVID-19 or is unable to work pending the results of such test or diagnosis, or the employee is obtaining immunization related to COVID–19 or recovering from any injury, disability, illness, or condition related to such immunization’ after ‘medical diagnosis’ in section 5102(a)(3), and’.

(c) PAID FAMILY LEAVE CREDIT.—Section 7003(c)(2)(A)(ii) of such Act, as amended by the preceding provisions of this part, is amended by inserting “, or the employee is seeking or awaiting the results of a
diagnostic test for, or a medical diagnosis of, COVID-19 and such employee has been exposed to COVID-19 or the employee’s employer has requested such test or diagnosis, or the employee is obtaining immunization related to COVID–19 or recovering from any injury, disability, illness, or condition related to such immunization” after “section 5102(a) of the Families First Coronavirus Response Act”.

(d) PAID FAMILY LEAVE CREDIT FOR SELF-EMPLOYED INDIVIDUALS.—Section 7004(b)(2)(B)(ii) of such Act, as amended by the preceding provisions of this part, is amended by inserting “, or the employee is seeking or awaiting the results of a diagnostic test for, or a medical diagnosis of, COVID-19 and such employee has been exposed to COVID-19 or is unable to work pending the results of such test or diagnosis, or the employee is obtaining immunization related to COVID–19 or recovering from any injury, disability, illness, or condition related to such immunization” after “section 5102(a) of the Families First Coronavirus Response Act”.

Page 544, after line 2, insert the following:
SEC. 9674. MODIFICATION OF EXCEPTIONS FOR REPORTING OF THIRD PARTY NETWORK TRANSACTIONS.

(a) IN GENERAL.—Section 6050W(e) of the Internal Revenue Code of 1986 is amended to read as follows:

“(e) DE MINIMIS EXCEPTION FOR THIRD PARTY SETTLEMENT ORGANIZATIONS OTHER THAN SPECIFIED ELECTRONIC PAYMENT PROCESSORS.—

“(1) IN GENERAL.—A third party settlement organization (other than a specified electronic payment processor) shall not be required to report any information under subsection (a) with respect to third party network transactions of any participating payee if the amount which would otherwise be reported under subsection (a)(2) (determined after the application of paragraph (2) of this subsection) with respect to such transactions does not exceed $600.

“(2) SPECIFIED ELECTRONIC PAYMENT PROCESSOR.—For purposes of this subsection, the term ‘specified electronic payment processor’ means any third party settlement organization if such organization plays no role in facilitating the transaction between the provider of the goods or services referred to in subsection (d)(3)(A)(ii) and the recipient of such goods or services, other than processing payment thereof.”.
(b) Clarification That Reporting Is Not Required on Transactions Which Are Not for Goods or Services.—Section 6050W(c)(3) of such Code is amended by inserting “described in subsection (d)(3)(A)(iii)” after “any transaction”.

(c) Effective Date.—

(1) In general.—The amendment made by subsection (a) shall apply to returns for calendar years beginning after December 31, 2021.

(2) Clarification.—The amendment made by subsection (b) shall apply to transactions after the date of the enactment of this Act.

Page 544, strike lines 4 through 6.

Page 548, strike line 22 and all that follows through page 549, line 5, and insert the following: “of the Internal Revenue Code of 1986, the plan’s funding improvement period or rehabilitation period, whichever is applicable, shall be extended by 5 years.”.

Page 553, strike line 16 and all that follows through page 568, line 9, and insert the following:
SEC. 9704. SPECIAL FINANCIAL ASSISTANCE PROGRAM FOR FINANCIALLY TROUBLED MULTIEMPLOYER PLANS.

(a) APPROPRIATION.—Section 4005 of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1305) is amended by adding at the end the following:

“(i)(1) An eighth fund shall be established for special financial assistance to multiemployer pension plans, as provided under section 4262, and to pay for necessary administrative and operating expenses of the corporation relating to such assistance.

“(2) There is appropriated from the general fund such amounts as are necessary for the costs of providing financial assistance under section 4262 and necessary administrative and operating expenses of the corporation. The eighth fund established under this subsection shall be credited with amounts from time to time as the Secretary of the Treasury, in conjunction with the Director of the Pension Benefit Guaranty Corporation, determines appropriate, from the general fund of the Treasury, but in no case shall such transfers occur after September 30, 2030.”.

(b) FINANCIAL ASSISTANCE AUTHORITY.—The Employee Retirement Income Security Act of 1974 is amended by inserting after section 4261 of such Act (29 U.S.C. 1431) the following:
“SEC. 4262. SPECIAL FINANCIAL ASSISTANCE BY THE CORPORATION.

“(a) Special Financial Assistance.—

“(1) In general.—The corporation shall provide special financial assistance to an eligible multiemployer plan under this section, upon the application of a plan sponsor of such a plan for such assistance.

“(2) Inapplicability of certain repayment obligation.—A plan receiving special financial assistance pursuant to this section shall not be subject to repayment obligations with respect to such special financial assistance.

“(b) Eligible Multiemployer Plans.—

“(1) In general.—For purposes of this section, a multiemployer plan is an eligible multiemployer plan if—

“(A) the plan is in critical and declining status (within the meaning of section 305(b)(6)) in any plan year beginning in 2020 through 2022;

“(B) a suspension of benefits has been approved with respect to the plan under section 305(e)(9) as of the date of the enactment of this section;
“(C) in any plan year beginning in 2020 through 2022, the plan is certified by the plan actuary to be in critical status (within the meaning of section 305(b)(2)), has a modified funded percentage of less than 40 percent, and has a ratio of active to inactive participants which is less than 2 to 3; or

“(D) the plan became insolvent for purposes of section 418E of the Internal Revenue Code of 1986 after December 16, 2014, and has remained so insolvent and has not been terminated as of the date of enactment of this section.

“(2) MODIFIED FUNDED PERCENTAGE.—For purposes of paragraph (1)(C), the term ‘modified funded percentage’ means the percentage equal to a fraction the numerator of which is current value of plan assets (as defined in section 3(26) of such Act) and the denominator of which is current liabilities (as defined in section 431(c)(6)(D) of such Code and section 304(c)(6)(D) of such Act).

“(e) APPLICATIONS FOR SPECIAL FINANCIAL ASSISTANCE.—Within 120 days of the date of enactment of this section, the corporation shall issue regulations or guidance setting forth requirements for special financial assistance.
applications under this section. In such regulations or guidance, the corporation shall—

“(1) limit the materials required for a special financial assistance application to the minimum necessary to make a determination on the application;

“(2) specify effective dates for transfers of special financial assistance following approval of an application, based on the effective date of the supporting actuarial analysis and the date on which the application is submitted; and

“(3) provide for an alternate application for special financial assistance under this section, which may be used by a plan that has been approved for a partition under section 4233 before the date of enactment of this section.

“(d) TEMPORARY PRIORITY CONSIDERATION OF APPLICATIONS.—

“(1) IN GENERAL.—The corporation may specify in regulations or guidance under subsection (c) that, during a period no longer than the first 2 years following the date of enactment of this section, applications may not be filed by an eligible multiemployer plan unless—
“(A) the eligible multiemployer plan is insolvent or is likely to become insolvent within 5 years of the date of enactment of this section;

“(B) the corporation projects the eligible multiemployer plan to have a present value of financial assistance payments under section 4261 that exceeds $1,000,000,000 if the special financial assistance is not ordered;

“(C) the eligible multiemployer plan has implemented benefit suspensions under section 305(e)(9) as of the date of the enactment of this section; or

“(D) the corporation determines it appropriate based on other similar circumstances.

“(e) ACTUARIAL ASSUMPTIONS.—

“(1) ELIGIBILITY.—For purposes of determining eligibility for special financial assistance, the corporation shall accept assumptions incorporated in a multiemployer plan’s determination that it is in critical status or critical and declining status (within the meaning of section 305(b)) for certifications of plan status completed before January 1, 2021, unless such assumptions are clearly erroneous. For certifications of plan status completed after December 31, 2020, a plan shall determine whether it is in
critical or critical and declining status for purposes of eligibility for special financial assistance by using the assumptions that the plan used in its most recently completed certification of plan status before January 1, 2021, unless such assumptions (excluding the plan’s interest rate) are unreasonable.

“(2) AMOUNT OF FINANCIAL ASSISTANCE.—In determining the amount of special financial assistance in its application, an eligible multiemployer plan shall—

“(A) use the interest rate used by the plan in its most recently completed certification of plan status before January 1, 2021, provided that such interest rate may not exceed the interest rate limit; and

“(B) for other assumptions, use the assumptions that the plan used in its most recently completed certification of plan status before January 1, 2021, unless such assumptions are unreasonable.

“(3) INTEREST RATE.—The interest rate limit for purposes of this subsection is the rate specified in section 303(h)(2)(C)(iii) (disregarding modifications made under clause (iv) of such section) for the month in which the application for special financial
assistance is filed by the eligible multiemployer plan
or the 3 preceding months, with such specified rate
increased by 200 basis points.

“(4) CHANGES IN ASSUMPTIONS.—If a plan de-
determines that use of one or more prior assumptions
is unreasonable, the plan may propose in its applica-
tion to change such assumptions, provided that the
plan discloses such changes in its application and
describes why such assumptions are no longer rea-
sonable. The corporation shall accept such changed
assumptions unless it determines the changes are
unreasonable, individually or in the aggregate. The
plan may not propose a change to the interest rate
otherwise required under this subsection for eligi-
bility or financial assistance amount.

“(f) APPLICATION DEADLINE.—Any application by a
plan for special financial assistance under this section
shall be submitted to the corporation (and, in the case of
a plan to which section 432(k)(1)(D) of the Internal Rev-
venu Code of 1986 applies, to the Secretary of the Treas-
ury) no later than December 31, 2025, and any revised
application for special financial assistance shall be sub-
mitted no later than December 31, 2026.

“(g) DETERMINATIONS ON APPLICATIONS.—A plan’s
application for special financial assistance under this sec-
tion that is timely filed in accordance with the regulations or guidance issued under subsection (c) shall be deemed approved unless the corporation notifies the plan within 120 days of the filing of the application that the application is incomplete, any proposed change or assumption is unreasonable, or the plan is not eligible under this section. Such notice shall specify the reasons the plan is ineligible for special financial assistance, any proposed change or assumption is unreasonable, or information is needed to complete the application. If a plan is denied assistance under this subsection, the plan may submit a revised application under this section. Any revised application for special financial assistance submitted by a plan shall be deemed approved unless the corporation notifies the plan within 120 days of the filing of the revised application that the application is incomplete, any proposed change or assumption is unreasonable, or the plan is not eligible under this section. Special financial assistance issued by the corporation shall be effective on a date determined by the corporation, but no later than 1 year after a plan’s special financial assistance application is approved by the corporation or deemed approved. The corporation shall not pay any special financial assistance after September 30, 2030.
“(h) MANNER OF PAYMENT.—The payment made by
the corporation to an eligible multiemployer plan under
this section shall be made as a single, lump sum payment.

“(i) AMOUNT AND MANNER OF SPECIAL FINANCIAL
ASSISTANCE.—

“(1) IN GENERAL.—Special financial assistance
under this section shall be a transfer of funds in the
amount necessary as demonstrated by the plan spon-
сор on the application for such special financial as-
stance, in accordance with the requirements de-
scribed in subsection (j). Special financial assistance
shall be paid to such plan as soon as practicable
upon approval of the application by the corporation.

“(2) NO CAP.—Special financial assistance
granted by the corporation under this section shall
not be capped by the guarantee under 4022A.

“(j) DETERMINATION OF AMOUNT OF SPECIAL FI-
NANCIAL ASSISTANCE.—

“(1) IN GENERAL.—The amount of financial
assistance provided to a multiemployer plan eligible
for financial assistance under this section shall be
such amount required for the plan to pay all benefits
due during the period beginning on the date of pay-
ment of the special financial assistance payment
under this section and ending on the last day of the
plan year ending in 2051, with no reduction in a participant’s or beneficiary’s accrued benefit as of the date of enactment of this section, except to the extent of a reduction in accordance with section 305(e)(8) adopted prior to the plan’s application for special financial assistance under this section, and taking into account the reinstatement of benefits required under subsection (k).

“(2) PROJECTIONS.—The funding projections for purposes of this section shall be performed on a deterministic basis.

“(k) REINSTATEMENT OF SUSPENDED BENEFITS.—The Secretary, in coordination with the Secretary of the Treasury, shall ensure that an eligible multiemployer plan that receives special financial assistance under this section—

“(1) reinstates any benefits that were suspended under section 305(e)(9) or section 4245(a) in accordance with guidance issued by the Secretary of the Treasury pursuant to section 432(k)(1)(B) of the Internal Revenue Code of 1986, effective as of the first month in which the effective date for the special financial assistance occurs, for participants and beneficiaries as of such month; and
“(2) provides payments equal to the amount of benefits previously suspended under section 305(c)(9) or 4245(a) to any participants or beneficiaries in pay status as of the effective date of the special financial assistance, payable, as determined by the eligible multiemployer plan—

“(A) as a lump sum within 3 months of such effective date; or

“(B) in equal monthly installments over a period of 5 years, commencing within 3 months of such effective date, with no adjustment for interest.

“(l) WITHDRAWAL LIABILITY.—An employer’s withdrawal liability for purposes of this title shall be calculated without taking into account special financial assistance received under this section until the plan year beginning 15 calendar years after the effective date of the special financial assistance.

“(m) REQUIRED DISCLOSURE.—An eligible plan that receives special financial assistance under this section shall provide to the corporation, the Secretary of the Treasury, each employer that has an obligation to contribute to such plan, and each labor organization representing participants employed by such employer, an estimate of the employer’s share of the plan’s unfunded vested
benefits as of the end of each plan year ending after the
date of enactment of this section, as determined after tak-
ing into account any special financial assistance received
under this section. Such disclosure shall include a state-
ment that, due to the special financial assistance provided
under this section, the plan will have sufficient resources
to pay 100 percent of the plan’s benefit obligations until
the last day of the plan year ending in 2051.

“(n) Restrictions on the Use of Special Fi-
nancial Assistance.—Special financial assistance re-
ceived under this section and any earnings thereon may
be used by an eligible multiemployer plan to make benefit
payments and pay plan expenses. Special financial assist-
ance and any earnings on such assistance shall be seg-
regated from other plan assets. Special financial assist-
ance shall be invested by plans in investment-grade bonds
or other investments as permitted by the corporation.

“(o) Conditions on Plans Receiving Special Fi-
nancial Assistance.—

“(1) In General.—The corporation, in con-
sultation with the Secretary of the Treasury, may
impose, by regulation, reasonable conditions on an
eligible multiemployer plan that receives special fi-
nancial assistance relating to increases in future ac-
crual rates and any retroactive benefit improve-
ments, allocation of plan assets, reductions in employer contribution rates, diversion of contributions to, and allocation of expenses to, other benefit plans, and withdrawal liability.

“(2) LIMITATION.—The corporation shall not impose conditions on an eligible multiemployer plan as a condition of, or following receipt of, special financial assistance under this section relating to—

“(A) any prospective reduction in plan benefits (including benefits that may be adjusted pursuant to section 305(e)(8));

“(B) plan governance, including selection of, removal of, and terms of contracts with, trustees, actuaries, investment managers, and other service providers; or

“(C) any funding rules relating to the plan receiving special financial assistance under this section.

“(3) PAYMENT OF PREMIUMS.—An eligible multiemployer plan receiving special financial assistance under this section shall continue to pay all premiums due under section 4007 for participants and beneficiaries in the plan.

“(4) ASSISTANCE NOT CONSIDERED FOR CERTAIN PURPOSES.—An eligible multiemployer plan
that receives special financial assistance shall be
deemed to be in critical status within the meaning
of section 305(b)(2) until the last plan year ending
in 2051.

“(5) INSOLVENT PLANS.—An eligible multiem-
ployer plan receiving special financial assistance
under this section that subsequently becomes insol-
vent will be subject to the current rules and guar-
antee for insolvent plans.

“(6) INELIGIBILITY FOR OTHER ASSISTANCE.—
An eligible multiemployer plan that receives special
financial assistance under this section is not eligible
to apply for a new suspension of benefits under sec-
tion 305(e)(9)(G).

“(p) COORDINATION WITH SECRETARY OF THE
TREASURY.—In prescribing the application process for eli-
gible multiemployer plans to receive special financial as-
sistance under this section and reviewing applications of
such plans, the corporation shall coordinate with the Sec-
etary of the Treasury in the following manner:

“(1) In the case of a plan which has suspended
benefits under section 305(e)(9)—

“(A) in determining whether to approve
the application, the corporation shall consult
with the Secretary of the Treasury regarding
the plan’s proposed method of reinstating benefits, as described in the plan’s application and in accordance with guidance issued by the Secretary of the Treasury, and

“(B) the corporation shall consult with the Secretary of the Treasury regarding the amount of special financial assistance needed based on the projected funded status of the plan as of the last day of the plan year ending in 2051, whether the plan proposes to repay benefits over 5 years or as a lump sum, as required by subsection (k)(2), and any other relevant factors, as determined by the corporation in consultation with the Secretary of the Treasury, to ensure the amount of assistance is sufficient to meet such requirement and is sufficient to pay benefits as required in subsection (j)(1).

“(2) In the case of any plan which proposes in its application to change the assumptions used, as provided in subsection (c)(4), the corporation shall consult with the Secretary of the Treasury regarding such proposed change in assumptions.

“(3) If the corporation specifies in regulations or guidance that temporary priority consideration is available for plans which are insolvent within the
meaning of section 418E of the Internal Revenue
Code of 1986 or likely to become so insolvent or for
plans which have suspended benefits under section
305(e)(9), or that availability is otherwise based on
the funded status of the plan under section 305, as
permitted by subsection (d), the corporation shall
consult with the Secretary of the Treasury regarding
any granting of priority consideration to such
plans.”.

(c) PREMIUM RATE INCREASE.—Section 4006(a)(3)
of the Employee Retirement Income Security Act of 1974
(29 U.S.C. 1306(a)(3)) is amended—
(1) in subparagraph (A)—
(A) in clause (vi)—
(i) by inserting “, and before January
1, 2031” after “December 31, 2014,”; and
(ii) by striking “or” at the end;
(B) in clause (vii)—
(i) by moving the margin 2 ems to the
left; and
(ii) in subclause (II), by striking the
period and inserting “, or”; and
(C) by adding at the end the following:
“(viii) in the case of a multiemployer plan, for
plan years beginning after December 31, 2030, $52
for each individual who is a participant in such plan during the applicable plan year.”; and (2) by adding at the end the following: “(N) For each plan year beginning in a calendar year after 2031, there shall be substituted for the dollar amount specified in clause (viii) of subparagraph (A) an amount equal to the greater of— “(i) the product derived by multiplying such dollar amount by the ratio of— “(I) the national average wage index (as defined in section 209(k)(1) of the Social Security Act) for the first of the 2 calendar years preceding the calendar year in which such plan year begins, to “(II) the national average wage index (as so defined) for 2029; and “(ii) such dollar amount for plan years beginning in the preceding calendar year. If the amount determined under this subparagraph is not a multiple of $1, such product shall be rounded to the nearest multiple of $1.”. (d) Amendments to Internal Revenue Code of 1986.— (1) In general.—Section 432(a) of the Internal Revenue Code of 1986 is amended—
(A) by striking “and” at the end of paragraph (2)(B),

(B) by striking the period at the end of paragraph (3)(B) and inserting “, and”, and

(C) by adding at the end the following new paragraph:

“(4) if the plan is an eligible multiemployer plan which is applying for or receiving special financial assistance under section 4262 of the Employee Retirement Income Security Act of 1974, the requirements of subsection (k) shall apply to the plan.”.

(2) PLANS RECEIVING SPECIAL FINANCIAL ASSISTANCE TO BE IN CRITICAL STATUS.—Section 432(b) of the Internal Revenue Code of 1986 is amended by adding at the end the following new paragraph:

“(7) PLANS RECEIVING SPECIAL FINANCIAL ASSISTANCE.—If an eligible multiemployer plan receiving special financial assistance under section 4262 of the Employee Retirement Income Security Act of 1974 meets the requirements of subsection (k)(2), notwithstanding the preceding paragraphs of this subsection, the plan shall be deemed to be in critical status for plan years beginning with the plan year
in which the effective date for such assistance occurs
and ending with the last plan year ending in 2051.”.

(3) Rules relating to eligible multiemployer plans.—Section 432 of the Internal Revenue Code of 1986 is amended by adding at the end the following new subsection:

“(k) Rules relating to eligible multiemployer plans.—

“(1) Plans applying for special financial assistance.—In the case of an eligible multiemployer plan which applies for special financial assistance under section 4262 of such Act—

“(A) In general.—Such application shall be submitted in accordance with the requirements of such section, including any guidance issued thereunder by the Pension Benefit Guaranty Corporation.

“(B) Reinstatement of suspended benefits.—In the case of a plan for which a suspension of benefits has been approved under subsection (e)(9), the application shall describe the manner in which suspended benefits will be reinstated in accordance with paragraph (2)(A) and guidance issued by the Secretary if the plan receives special financial assistance.
“(C) AMOUNT OF FINANCIAL ASSISTANCE.—

“(i) IN GENERAL.—In determining the amount of special financial assistance to be specified in its application, an eligible multiemployer plan shall—

“(I) use the interest rate used by the plan in its most recently completed certification of plan status before January 1, 2021, provided that such interest rate does not exceed the interest rate limit, and

“(II) for other assumptions, use the assumptions that the plan used in its most recently completed certification of plan status before January 1, 2021, unless such assumptions are unreasonable.

“(ii) INTEREST RATE.—For purposes of clause (i), the interest rate limit is the rate specified in section 430(h)(2)(C)(iii) (disregarding modifications made under clause (iv) of such section) for the month in which the application for special financial assistance is filed by the eligible multi-
employer plan or the 3 preceding months, 
with such specified rate increased by 200 
basis points.

“(iii) Changes in Assumptions.—If 
a plan determines that use of one or more 
prior assumptions is unreasonable, the 
plan may propose in its application to 
change such assumptions, provided that 
the plan discloses such changes in its ap-
lication and describes why such assump-
tions are no longer reasonable. The plan 
may not propose a change to the interest 
rate otherwise required under this sub-
section for eligibility or financial assistance 
amount.

“(D) Plans Applying for Priority Con-
sideration.—In the case of a plan applying 
for special financial assistance under rules pro-
viding for temporary priority consideration, as 
provided in paragraph (4)(C), such plan’s appli-
cation shall be submitted to the Secretary in 
addition to the Pension Benefit Guaranty Cor-
poration.

“(2) Plans Receiving Special Financial Ass-
stance.—In the case of an eligible multiemployer
plan receiving special financial assistance under section 4262 of the Employee Retirement Income Security Act of 1974—

“(A) Reinstatement of Suspended Benefits.—The plan shall—

“(i) reinstate any benefits that were suspended under subsection (e)(9) or section 4245(a) of the Employee Retirement Income Security Act of 1974, effective as of the first month in which the effective date for the special financial assistance occurs, for participants and beneficiaries as of such month, and

“(ii) provide payments equal to the amount of benefits previously suspended to any participants or beneficiaries in pay status as of the effective date of the special financial assistance, payable, as determined by the plan—

“(I) as a lump sum within 3 months of such effective date; or

“(II) in equal monthly installments over a period of 5 years, commencing within 3 months of such ef-
effective date, with no adjustment for interest.

“(B) Restrictions on the use of special financial assistance.—Special financial assistance received by the plan may be used to make benefit payments and pay plan expenses. Such assistance shall be segregated from other plan assets, and shall be invested by the plan in investment-grade bonds or other investments as permitted by regulations or other guidance issued by the Pension Benefit Guaranty Corporation.

“(C) Conditions on plans receiving special financial assistance.—

“(i) In general.—The Pension Benefit Guaranty Corporation, in consultation with the Secretary, may impose, by regulation, reasonable conditions on an eligible multiemployer plan receiving special financial assistance relating to increases in future accrual rates and any retroactive benefit improvements, allocation of plan assets, reductions in employer contribution rates, diversion of contributions and allocat-
tion of expenses to other benefit plans, and withdrawal liability.

“(ii) LIMITATION.—The Pension Benefit Guaranty Corporation shall not impose conditions on an eligible multiemployer plan as a condition of, or following receipt of, special financial assistance relating to—

“(I) any prospective reduction in plan benefits (including benefits that may be adjusted pursuant to subsection (e)(8)),

“(II) plan governance, including selection of, removal of, and terms of contracts with, trustees, actuaries, investment managers, and other service providers, or

“(III) any funding rules relating to the plan.

“(D) ASSISTANCE DISREGARDED FOR CERTAIN PURPOSES.—

“(i) FUNDING STANDARDS.—Special financial assistance received by the plan shall not be taken into account for deter-
mining contributions required under sec-
tion 431.

“(ii) INSOLVENT PLANS.—If the plan
becomes insolvent within the meaning of
section 418E after receiving special finan-
cial assistance, the plan shall be subject to
all rules applicable to insolvent plans.

“(E) INELIGIBILITY FOR SUSPENSION OF
BENEFITS.—The plan shall not be eligible to
apply for a new suspension of benefits under
subsection (e)(9)(G).

“(3) ELIGIBLE MULTIEMPLOYER PLAN.—

“(A) IN GENERAL.—For purposes of this
section, a multiemployer plan is an eligible mul-
tiemployer plan if—

“(i) the plan is in critical and declin-
ing status in any plan year beginning in
2020 through 2022,

“(ii) a suspension of benefits has been
approved with respect to the plan under
subsection (e)(9) as of the date of the en-
actment of this subsection;

“(iii) in any plan year beginning in
2020 through 2022, the plan is certified by
the plan actuary to be in critical status,
has a modified funded percentage of less than 40 percent, and has a ratio of active to inactive participants which is less than 2 to 3, or

“(iv) the plan became insolvent within the meaning of section 418E after December 16, 2014, and has remained so insolvent and has not been terminated as of the date of enactment of this subsection.

“(B) MODIFIED FUNDED PERCENTAGE.—

For purposes of subparagraph (A)(iii), the term ‘modified funded percentage’ means the percentage equal to a fraction the numerator of which is current value of plan assets (as defined in section 3(26) of the Employee Retirement Income Security Act of 1974) and the denominator of which is current liabilities (as defined in section 431(c)(6)(D)).

“(4) COORDINATION WITH PENSION BENEFIT GUARANTY CORPORATION.—In prescribing the application process for eligible multiemployer plans to receive special financial assistance under section 4262 of the Employee Retirement Income Security Act of 1974 and reviewing applications of such plans, the
Pension Benefit Guaranty Corporation shall coordinate with the Secretary in the following manner:

“(A) In the case of a plan which has suspended benefits under subsection (e)(9)—

“(i) in determining whether to approve the application, such corporation shall consult with the Secretary regarding the plan’s proposed method of reinstating benefits, as described in the plan’s application and in accordance with guidance issued by the Secretary, and

“(ii) such corporation shall consult with the Secretary regarding the amount of special financial assistance needed based on the projected funded status of the plan as of the last day of the plan year ending in 2051, whether the plan proposes to repay benefits over 5 years or as a lump sum, as required by paragraph (2)(A)(ii), and any other relevant factors, as determined by such corporation in consultation with the Secretary, to ensure the amount of assistance is sufficient to meet such requirement and is sufficient to pay benefits
as required in section 4262(j)(1) of such Act.

“(B) In the case of any plan which proposes in its application to change the assumptions used, as provided in paragraph (1)(C)(iii), such corporation shall consult with the Secretary regarding such proposed change in assumptions.

“(C) If such corporation specifies in regulations or guidance that temporary priority consideration is available for plans which are insolvent within the meaning of section 418E or likely to become so insolvent or for plans which have suspended benefits under subsection (e)(9), or that availability is otherwise based on the funded status of the plan under this section, as permitted by section 4262(d) of such Act, such corporation shall consult with the Secretary regarding any granting of priority consideration to such plans.”.

Page 572, strike line 8 and all that follows through “2021” on line 9 and insert “American Rescue Plan Act of 2021”.

Page 572, strike lines 17 though 19 and insert the following:
(c) Effective Date.—

(1) In general.—The amendments made by this section shall apply with respect to plan years beginning after December 31, 2019.

(2) Election not to apply.—A plan sponsor may elect not to have the amendments made by this section apply to any plan year beginning before January 1, 2021, either (as specified in the election)—

(A) for all purposes for which such amendments apply, or

(B) solely for purposes of determining the adjusted funding target attainment percentage under sections 436 of the Internal Revenue Code of 1986 and 206(g) of the Employee Retirement Income Security Act of 1974 for such plan year.

A plan shall not be treated as failing to meet the requirements of sections 204(g) of such Act and 411(d)(6) of such Code solely by reason of an election under this paragraph.

Page 577, strike lines 2 through 3 and insert “December 20, 2019,”.

Page 577, starting on line 11, strike “the date of the enactment of this subsection” and insert “December 20, 2019,”.
Page 577, starting on line 25, strike “the date of the enactment of this subsection” and insert “December 20, 2019,”.

Page 579, starting on line 8, strike “the date of the enactment of this subsection.” and insert “December 20, 2019.”.

Page 583, strike lines 13 through 14 and insert “December 20, 2019,”.

Page 583, starting on line 22, strike “the date of the enactment of this subsection” and insert “December 20, 2019,”.

Page 584, starting on line 11, strike “the date of the enactment of this subsection” and insert “December 20, 2019,”.

Page 585, starting on line 20, strike “the date of the enactment of this subsection.” and insert “December 20, 2019.”.

Page 585, starting on line 23, strike “Notwithstanding any other provision of law or any regulation issued by the Pension Benefit Guaranty Corporation, in the case of a plan” and insert “In the case of a plan”.

Page 588, strike lines 4 through 15.
Page 588, line 16, strike “(5)” and insert “(3)”.

Page 588, line 19, strike “(6)” and insert “(4)”.

Page 588, line 22, strike “(7)” and insert “(5)”.

Page 589, line 1, strike “(8)” and insert “(6)”.

Page 589, line 4, strike “(9)” and insert “(7)”.

Page 589, strike lines 7 through 10.

Page 589, line 11, strike “(11)” and insert “(10)”.

Add after title IX the following new titles:

**TITLE X—INTERNATIONAL AFFAIRS**

**SEC. 10001. DEPARTMENT OF STATE OPERATIONS.**

In addition to amounts otherwise available, there is authorized and appropriated to the Secretary of State for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $204,000,000, to remain available until September 30, 2022, for necessary expenses of the Department of State to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States, to prevent, prepare for, and respond to coronavirus domestically or internationally, which shall include maintaining Department of State operations.
SEC. 10002. UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT OPERATIONS.

In addition to amounts otherwise available, there is authorized and appropriated to the Administrator of the United States Agency for International Development for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $41,000,000, to remain available until September 30, 2022, to carry out the provisions of section 667 of the Foreign Assistance Act of 1961 (22 U.S.C. 2427) for necessary expenses of the United States Agency for International Development to prevent, prepare for, and respond to coronavirus domestically or internationally, and for other operations and maintenance requirements related to coronavirus.

SEC. 10003. GLOBAL RESPONSE.

(a) IN GENERAL.—In addition to amounts otherwise available, there is authorized and appropriated to the Secretary of State for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $8,675,000,000, to remain available until September 30, 2022, for necessary expenses to carry out the provisions of section 531 of chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346) as health programs to prevent, prepare for, and respond to coronavirus, which shall include recovery from the impacts of such virus and shall be allocated as follows—
(1) $905,000,000 to be made available to the United States Agency for International Development for global health activities to prevent, prepare for, and respond to coronavirus, which shall include a contribution to a multilateral vaccine development partnership to support epidemic preparedness;

(2) $3,750,000,000 to be made available to the Department of State to support programs for the prevention, treatment, and control of HIV/AIDS in order to prevent, prepare for, and respond to coronavirus, including to mitigate the impact on such programs from coronavirus and support recovery from the impacts of the coronavirus, of which not less than $3,500,000,000 shall be for a United States contribution to the Global Fund to Fight AIDS, Tuberculosis and Malaria;

(3) $3,090,000,000 to be made available to the United States Agency for International Development to prevent, prepare for, and respond to coronavirus, which shall include support for international disaster relief, rehabilitation, and reconstruction, for health activities, and to meet emergency food security needs; and

(4) $930,000,000 to be made available to prevent, prepare for, and respond to coronavirus, which
shall include activities to address economic and stabilization requirements resulting from such virus.

(b) Waiver of Limitation.—Any contribution to the Global Fund to Fight AIDS, Tuberculosis and Malaria made pursuant to subsection (a)(2) shall be made available notwithstanding section 202(d)(4)(A)(i) of the United States Leadership Against HIV/AIDS, Tuberculosis, and Malaria Act of 2003 (22 U.S.C. 7622(d)(4)(A)(i)), and such contribution shall not be considered a contribution for the purpose of applying such section 202(d)(4)(A)(i).

(c) Period of Availability.—Funds appropriated by this section shall remain available for one additional year if such funds are initially obligated before the expiration of the period of availability contained in subsection (a).

SEC. 10004. HUMANITARIAN RESPONSE.

(a) In General.—In addition to amounts otherwise available, there is authorized and appropriated to the Secretary of State for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $500,000,000, to remain available until September 30, 2022, to carry out the provisions of section 2(a) and (b) of the Migration and Refugee Assistance Act of 1962 (22 U.S.C. 2601(a) and (b)) to prevent, prepare for, and respond to coronavirus.
(b) Use of Funds.—Funds appropriated pursuant to this section shall not be made available for the costs of resettling refugees in the United States.

(c) Period of Availability.—Funds appropriated by this section shall remain available for one additional year if such funds are initially obligated before the expiration of the period of availability contained in subsection (a).

SEC. 10005. MULTILATERAL ASSISTANCE.

In addition to amounts otherwise available, there is authorized and appropriated to the Secretary of State for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $580,000,000, to remain available until September 30, 2022, to carry out the provisions of section 301(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2221(a)) to prevent, prepare for, and respond to coronavirus, which shall include support for the priorities and objectives of the United Nations Global Humanitarian Response Plan COVID–19 through voluntary contributions to international organizations and programs administered by such organizations.
TITLE XI—COMMITTEE ON
NATURAL RESOURCES

SEC. 1101. INDIAN AFFAIRS.

(a) IN GENERAL.—In addition to amounts otherwise made available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $900,000,000 to remain available until expended, pursuant to the Snyder Act (25 U.S.C. 13), of which—

(1) $100,000,000 shall be for Tribal housing improvement;

(2) $772,500,000 shall be for Tribal govern-ment services, public safety and justice, social services, child welfare assistance, and for other related expenses;

(3) $7,500,000 shall be for related Federal ad-ministrative costs and oversight; and

(4) $20,000,000 shall be to provide and deliver potable water.

(b) EXCLUSIONS FROM CALCULATION.—Funds appropriated under subsection (a) shall be excluded from the calculation of funds received by those Tribal governments that participate in the “Small and Needy’” program.

(c) ONE-TIME BASIS FUNDS.—Funds made available under subsection (a) to Tribes and Tribal organizations under the Indian Self-Determination and Education As-
sistance Act (25 U.S.C. 5301 et seq.) shall be available on a one-time basis. Such non-recurring funds shall not be part of the amount required by section 106 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5325), and such funds shall only be used for the purposes identified in this section.

SEC. 1102. UNITED STATES FISH AND WILDLIFE SERVICE.

(a) INSPECTION, INTERDICTION, AND RESEARCH RELATED TO CERTAIN SPECIES AND COVID–19.—In addition to amounts otherwise made available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $95,000,000 to remain available until expended, to carry out the provisions of the Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.) and the Fish and Wildlife Coordination Act (16 U.S.C. 661 et seq.) through direct expenditure, contracts, and grants, of which—

(1) $20,000,000 shall be for wildlife inspections, interdictions, investigations, and related activities, and for efforts to address wildlife trafficking;

(2) $30,000,000 shall be for the care of captive species listed under the Endangered Species Act of 1973, for the care of rescued and confiscated wildlife, and for the care of Federal trust species in fa-
Public facilities experiencing lost revenues due to COVID–19;

and

(3) $45,000,000 shall be for research and extension activities to strengthen early detection, rapid response, and science-based management to address wildlife disease outbreaks before they become pandemics and strengthen capacity for wildlife health monitoring to enhance early detection of diseases that have capacity to jump the species barrier and pose a risk in the United States, including the development of a national wildlife disease database.

(b) LACEY ACT PROVISIONS.—In addition to amounts otherwise made available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $10,000,000, to remain available until expended, to carry out the provisions of section 42(a) of title 18, United States Code, and the Lacey Act Amendments of 1981 (16 U.S.C. 3371–3378) to identify and designate wildlife species, or larger taxonomic groups of species, as injurious under such provisions if they transmit a pathogen that could potentially pose a risk to human health and develop regulations to develop a process to make emergency listings for injurious species.
TITLE XII—COMMITTEE ON SCIENCE, SPACE, AND TECHNOLOGY

SEC. 12001. NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY.

In addition to amounts otherwise made available, there are appropriated to the National Institute of Standards and Technology for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $150,000,000, to remain available until September 30, 2022, to fund research, development, and testbeds through existing Manufacturing USA institutes to prevent, prepare for, and respond to coronavirus. None of the funds provided by this section shall be subject to cost share requirements.

SEC. 12002. NATIONAL SCIENCE FOUNDATION.

In addition to amounts otherwise made available, there are appropriated to the National Science Foundation for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, $600,000,000, to remain available until September 30, 2022, to fund or extend new and existing research grants, cooperative agreements, scholarships, fellowships, and apprenticeships, and related
administrative expenses to prevent, prepare for, and respond to coronavirus.