

117TH CONGRESS 1ST SESSION

S. 34

To provide funding for cities, counties, and other units of general local government to prevent, prepare for, and respond to coronavirus.

IN THE SENATE OF THE UNITED STATES

January 22, 2021

Mrs. GILLIBRAND (for herself, Mr. Schumer, Mr. Bennet, Mr. Brown, and Mr. Peters) introduced the following bill; which was read twice and referred to the Committee on Appropriations

A BILL

To provide funding for cities, counties, and other units of general local government to prevent, prepare for, and respond to coronavirus.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. SHORT TITLE.
- 4 This Act may be cited as the "Direct Support for
- 5 Communities Act".
- 6 SEC. 2. SUPPLEMENTAL APPROPRIATIONS.
- 7 The following sums are hereby appropriated, out of
- 8 any money in the Treasury not otherwise appropriated,

1	for the fiscal year ending September 30, 2021, and for
2	other purposes, namely:
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4	DEPARTMENT OF HOUSING AND URBAN
5	DEVELOPMENT
6	COMMUNITY PLANNING AND DEVELOPMENT
7	COMMUNITY DEVELOPMENT FUND
8	For an additional amount for the "Community Devel-
9	opment Fund", such sums as may be necessary, to remain
10	available until expended, to prevent, prepare for, and re-
11	spond to coronavirus, which shall be in addition to any
12	other amounts available for such purposes, of which—
13	(1) 50 percent shall be allocated to metropoli-
14	tan cities and other units of general local govern-
15	ment (as those terms are defined in section 102 of
16	the Housing and Community Development Act of
17	1974 (42 U.S.C. 5302)), of which—
18	(A) 70 percent of such sums shall be dis-
19	tributed, not later than 30 days after the date
20	of enactment of this Act, pursuant to the for-
21	mula under section 106(b)(1) of the Housing
22	and Community Development Act of 1974 (42
23	U.S.C. 5306(b)(1)) to metropolitan cities that
24	received allocations pursuant to such formula in
25	fiscal year 2020; and

1 (B) 30 percent of such sums shall be dis-2 tributed, not later than 30 days after the date 3 of enactment of this Act, to States (as defined 4 in such section 102) for use by units of general local government, other than counties or par-6 ishes, in nonentitlement areas (as defined in 7 such section 102) of the State, in amounts 8 equal to the relative sum of the populations of 9 such units of general local government in a 10 State as a proportion of the total population of 11 all such units of general local government in all 12 States: Provided, That a State shall pass-13 through the amounts received under this sub-14 paragraph within 30 days of receipt to such 15 units of general local government: Provided fur-16 ther, That if a State has not elected to dis-17 tribute allocated under amounts section 18 106(d)(1) of the Housing and Community De-19 velopment Act of 1974 (42 U.S.C. 5306(d)(1)), 20 the Secretary of Housing and Urban Develop-21 ment shall distribute the applicable amounts 22 under this subparagraph to such units of gen-23 eral local government in the State not later 24 than 30 days after the date on which the State

would otherwise have received the amounts from the Secretary; and

> (2) 50 percent shall be distributed, not later than 30 days after the date of enactment of this Act, directly to counties and parishes of 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, in amounts equal to the relative sum of the populations of the counties and parishes in a State or such other jurisdiction as a proportion of the total population of all the counties and parishes in all States and such other jurisdictions: *Provided*, That in calculating the populations of counties and parishes for purposes of this paragraph, the District of Columbia shall be treated as a county: Provided further, That no county or parish that is an urban county (as defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302)) shall receive less than the amount the county or parish would otherwise receive if the amount distributed under this paragraph were allocated to metropolitan cities and urban counties under section 106(b) of the Housing and Community Development Act of 1974 (42 U.S.C. 5306(b)):

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1 Provided further, That the amounts otherwise deter-2 mined for counties and parishes under this para-3 graph shall be adjusted on a pro rata basis to the extent necessary to comply with the preceding pro-5 viso: Provided further, That the District of Columbia 6 may spend the amount received under this para-7 graph as if it were a county: Provided further, That 8 in the case of an amount allocated to a county or 9 parish that does not have a governing body, the 10 amount shall be distributed to the State or such 11 other jurisdiction of the county or parish which, not 12 later than 30 days after the date of enactment of 13 this Act, shall distribute the amount to units of gen-14 eral local government within the county or parish in 15 amounts equal to the relative population of each 16 such unit of general local government as a propor-17 tion of the total population of the county or parish: 18 Provided further, That, notwithstanding any other provision of law, funds made available under this heading may 19 20 be used to cover costs, or to replace lost, delayed, or de-21 creased revenues, stemming from the public health emer-22 gency with respect to the Coronavirus Disease (COVID-23 19), including revenues lost, delayed, or decreased during or after the end of such public health emergency as a result of the global and national economic decline caused

- 1 by the outbreak and response to COVID-19: Provided fur-
- 2 ther, That amounts distributed under paragraph (1) or (2)
- 3 shall be used to supplement, and not supplant, any non-
- 4 Federal funds that a State or such other jurisdiction
- 5 would otherwise provide to cities, counties, parishes, or
- 6 other units of general local government of the State or
- 7 other jurisdiction: Provided further, That nothing in para-
- 8 graph (1) or (2) shall be construed as prohibiting a metro-
- 9 politan city and a county or parish that have formed a
- 10 consolidated government from each receiving a distribu-
- 11 tion under paragraph (1) or (2), as applicable: Provided
- 12 further, That for purposes of this heading, the population
- 13 of an entity shall be determined based on the most recent
- 14 year for which data are available from the Bureau of the
- 15 Census: Provided further, That, except as provided in
- 16 paragraphs (1) and (2), no requirement or limitation ap-
- 17 plicable to funds provided under title I of the Housing and
- 18 Community Development Act of 1974 (42 U.S.C. 5301 et
- 19 seq.) shall apply to funds made available under this head-
- 20 ing and distributed under such paragraphs: Provided fur-
- 21 ther, That such amount is designated by Congress as being
- 22 for an emergency requirement pursuant to section
- 23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
- 24 Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).