

(B) USES.— Recipients of such grants may use the grant funds to assess core public health infrastructure needs and report to the Centers for Disease Control and Prevention on efforts to achieve accreditation, as applicable.

~~(76)~~ REQUIREMENTS.— To be eligible for a grant under this section, an entity shall

(A) submit an application in such form and containing such information as the Secretary shall require;

(B) demonstrate to the satisfaction of the Secretary that—

(i) funds received through the grant will be expended only to supplement, and not supplant, non-Federal and Federal funds otherwise available to the entity for the purpose of addressing core public health infrastructure needs; and

(ii) with respect to activities for which the grant is awarded, the entity will maintain expenditures of non-Federal amounts for such activities at a level not less than the level of such expenditures maintained by the entity for fiscal year 2019; and

(C) agree to report annually to the Director regarding the use of the grant funds.

(d) CORE PUBLIC HEALTH INFRASTRUCTURE AND ACTIVITIES FOR THE CDC.—~~(1) IN GENERAL.~~— The Secretary, acting through the Director, shall expand and improve the core public health infrastructure and activities of the Centers for Disease Control and Prevention to support activities necessary to address unmet, ongoing, and emerging public health needs, including prevention, preparation for, and response to public health emergencies.

~~(2) Limitation.— Out of amounts appropriated under subsection (a) to carry out this section for a fiscal year, not more than 25 percent of the funds awarded per fiscal year may be used by the Centers for Disease Control and Prevention to carry out this subsection.~~

(e) DEFINITION.— In this section, the term "core public health infrastructure" includes—

(1) health equity activities;

(2) workforce capacity and competency; ~~(2) laboratory systems~~;

(3) all hazards public health and preparedness;

~~(34)~~ testing capacity, including test platforms, mobile testing units, and personnel;

~~(45)~~ health information, health information systems, and health information analysis (including data analytics);

~~(56)~~ epidemiology and disease surveillance;

~~(67)~~ contact tracing;

~~(78)~~ policy and communications;

~~(89)~~ financing;

~~(9) other~~ 10) community partnership development; and

(11) relevant components <sup>(1)</sup> of organizational capacity; ~~and (10) other related activities.~~

(f) SUPPLEMENT NOT SUPPLANT.— Amounts made available by this section shall be used to supplement, and not supplant, amounts otherwise made available for the purposes described in this Act.

**Sec. 30443. Electric vehicle charging equity program (a) Appropriation 1002. Funding for health center capital grants**

~~(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,000,000,000, to remain available until September 30, 2031 (except that no funds shall be disbursed after September 30, 2031), to carry out this section. (b) Program.— The Secretary shall use amounts made available under subsection (a) to establish and carry out a program, to be known as the EV Chexpended, for necessary expenses for awarding Equity Program, to— (1) provide technical assistance to eligible entities described in subsection (f); (2) award grants on agrants and entering into comopetirative basis to eligible entities described in subsection (f) for projects that increase deployment and accessibility of electric vehicle supply equipment in underserved or disadvantaged communities, including projects that are— (A) publicly accessible; (B) located within or are easily accessible to residents of— (i) public or affordable housing; (ii) multi-unit dwellings; or (iii) single-family homes; and (C) located within or easily accessible to places of work, provided that such electric vehicle supply equipment is accessible no fewer than 5 days per week; and (3) provide education and outreach regarding the EV Charging Equity Program and the benefits and opportunities for electric vehicle charging to individuals and relevant entities that live within or serve underserved or disadvantaged communities, including by providing— (A) an electric vehicle charging resource guide that is maintained electronically on a website, is public, and is directed towards individuals and relevant entities that live within or serve underserved or disadvantaged communities; (B) targeted outreach towards, and coordinated public outreach with, relevant local, State, and Tribal entities, nonprofit organizations, and institutions of higher education, that are located within or serve underserved or disadvantaged communities; and (C) any other form of education or outreach as the Secretary determines appropriate. (c) Cost share.— (1) In general.— Except as provided in paragraph (2), the amount of a grant awarded under this section for a project shall not exceed 80 percent of project costs. (2) Single-family homes.— The amount of a grant awarded under this section for a project that involves, as a primary focus, single-family homes shall not exceed 60 percent of project costs. (d) Priority.— In awarding grants and providing technical assistance under this section, the Secretary shall give priority to projects that— (1) provide the greatest benefit to the greatest number of people within an underserved or disadvantaged community; (2) incorporate renewable energy resources; (3) maximize local job creation, particularly among low-income, women, and minority workers; or (4) utilize or involve locally owned small and disadvantaged businesses, including women and minority-owned businesses. (e) Limitation.— Not more than 15 percent of the amount awarded for grants under this section in a fiscal year shall be awarded for projects that involve, as a primary focus, single-family homes. (f) Eligible entities.— (1) In general.— To be eligible for a grant or technical assistance under the EV~~

~~Charging Equity Program, an entity shall be— (A) an individual or household that is the owner of where a project will be carried out; (B) a State, local, Tribal, or Territorial government, or an agency or department thereof; (C) an electric utility, including— (i) a municipally owned electric utility; (ii) a publicly owned electric utility; (iii) an investor-owned utility; and (iv) a rural electric cooperative; (D) a nonprofit organization or institution; (E) a public housing authority; (F) an institution of higher education, as determined by the Secretary; (G) an entity that utilizes or involves locally owned small and disadvantaged businesses, including women and minority-owned businesses; or agreements for capital projects to health centers funded under section 330 of the Public Health Service Act (42 U.S.C. 254b) to be awarded without regard to the time limitation in subsection (e)(3) and subsections (e)(6)(A)(iii), (e)(6)(B)(iii), and (r)(2)(B) of such section 330, and for necessary expenses for awarding grants and cooperative agreements for capital projects to Federally qualified health centers, as described in section 1861(aa)(4)(B) of the Social Security Act (42 U.S.C. 1395x(aa)(4)(B)). The Secretary shall take such steps as may be necessary to expedite the awarding of such grants to Federally qualified health centers for capital projects.~~

~~(b) USE OF FUNDS.— Amounts made available to a recipient of a grant or cooperative agreement pursuant to subsection (Ha) a partnership between any number of eligible entities described in subparagraphs (A) through (C). (2) Updates.— The Secretary may add to or otherwise revise the list of eligible entities as the Secretary determines necessary. (g) Definitions.— In this section: (1) Publicly accessible.— The term "publicly accessible" means, with respect to electric vehicle supply equipment, electric vehicle supply equipment that is available, at zero or reasonable shall be used for health center facility alteration, renovation, remodeling, expansion, const, to members of the public for the purpose of charging a privately owned or leased electric vehicle, or electric vehicle that is available for use by members of the general public as part of a ride service or vehicle sharing service or program, including within or around— (A) public sidewalks and streets; (B) public parks; (C) public buildings, including— (i) libraries; (ii) schools; and (iii) government offices; (D) public parking; (E) shopping centers; and (F) commuter transit hubs. (2) Underserved or disadvantaged community.— The term "underserved or disadvantaged community" means a community or geographic area that is identified as— (A) a low-income community; (B) a Tribal community; (C) having a disproportionately low number of electric vehicle charging stations per capita, compared to similar areas; or (D) any other community that the Secretary determines is disproportionately vulnerable to, or bears a disproportionate burden of, any combination of economic, social, environmental, and climate stressoruction, and other capital improvement costs, including the costs of amortizing the principal of, and paying interest on, loans for such purposes.~~

### **Sec. 310073. Funding for teaching health center graduate medical education**

(a) IN GENERAL.— In addition to amounts otherwise available, and notwithstanding the limitations referred to in subsections (b)(2) and (d)(2) of section 340H of the Public Health Service Act (42 U.S.C. 256h), there is appropriated to the Secretary for fiscal year 2022,

out of any money in the Treasury not otherwise appropriated, ~~\$6,003,370,000,000~~, to remain available until expended, for—

(1) the program of payments to teaching health centers that operate graduate medical education programs under such section; and

(2) the award of teaching health center development grants pursuant to section 749A of the Public Health Service Act (42 U.S.C. 293I–1).

(b) EXEMPTION FROM AMOUNT AND DURATION LIMITATIONS.— Subsection (b) of section 749A of the Public Health Service Act (42 U.S.C. 293I–1) shall not apply with respect to amounts awarded under such section out of amounts appropriated under subsection (a) or under section 2604 of the American Rescue Plan Act (Public Law 117–2).

(c) USE OF FUNDS.— Amounts made available pursuant to subsection (a) shall be used for the following activities:

(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)).

(2) 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.

(3) For making payments under section 340H(a)(1)(B) of the Public Health Service Act (42 U.S.C. 256h(a)(1)(B)) for the expansion of existing approved graduate medical residency training programs.

(4) For making awards under section 749A of the Public Health Service Act (42 U.S.C. 293I–1) to teaching health centers for the purpose of establishing new accredited or expanded primary care residency programs.

(5) To provide an increase to the per resident amount described in section 340H(a)(2) of the Public Health Service Act (42 U.S.C. 256h(a)(2)).

(d) PRIORITY USES OF FUNDS.— In making payments and awards under subsection (c), the Secretary shall, in addition to the requirements of paragraphs (3)(A) and (3)(B) of section 340H of the Public Health Service Act (42 U.S.C. 256h), make payments and awards to eligible entities in a manner that accounts for States or territories in which there is no existing qualified teaching health center funded by payments under such section 340H.

**Sec. 310084. Funding for children's hospitals that operate graduate medical education programs**

In addition to amounts otherwise available, and notwithstanding the caps on awards specified in paragraphs (1) and (2) of subsection (b) and (h)(1) of section 340E of the Public Health Service Act (42 U.S.C. 256e), there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$2150,000,000,

to remain available until expended, for carrying out such section 340E of the Public Health Service Act (42 U.S.C. 256e).

**Sec. 310045. Funding for community-based care infrastructure (a) In general.—  
National Health Service Corps**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$6500,000,000~~, to remain available until expended, for purposes of making awards to qualified teaching health centers (as defined in carrying out sections 340H of the Public Health Service Act (42 U.S.C. 256h)), behavioral health care centers (as defined by the Secretary to include both substance abuse and mental health care facilities), and pediatric mental health care providers (as used in section 330M(b)(1)(G) of the Public Health Service Act (42 U.S.C. 254c-19(b)(1)(G))). (b) Use of funds.— Amounts made available pursuant to subsection (a) shall be used to support the improvement, renovation, or modernization of infrastructure at such centers, including to respond to public health emergencies declared under section 319 of the Public Health Service Act (42 U.S.C. ~~247d38A, 338B, and 338I~~ of the Public Health Service Act (42 U.S.C. 254I, 254I-1, 254q-1)).

[NOTE-- DELETED /t/III/stJ/p1/s31005: ~~Sec. 31005. Funding for schools of medicine in underserved areas~~]

[NOTE-- MOVED /t/III/stJ/p4/s31053 to /t/III/stF/p1/s30713 ]

**Sec. 310096. Funding for the Nurse Corps**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$3200,000,000~~, to remain available until expended, for carrying out section 846 of the Public Health Service Act (42 U.S.C. 297n).

**Sec. 3105407. Funding for expanding the use of technology-enabled collaborative learning and capacity models for pregnant and postpartum individuals palliative care and hospice education and training.**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$30,000,000, to remain available until expended, for support the establishment or operation of programs to community-based organizations, health care providers, accredited medical schools, accredited schools of nursing, teaching hospitals, accredited midwifery programs, physician assistant education programs, residency or fellowship programs, or other schools or programs determined appropriate by the Secretary, that are operating in health professional shortage areas designated under section 352 of the Public Health Service Act (42 U.S.C. 254e) with high rates of adverse maternal health outcomes or significant racial and ethnic disparities in maternal health

outcomes, to evaluate, develop, and expand the use of technology-enabled collaborative learning. (b) Use of funds.—(1) Grantees.—A recipient of a grant awarded pursuant to subsection (a) shall use such grant amounts to—(A) train maternal health care providers and students through the use and expansion of technology-enabled collaborative learning and capacity building models, including hardware and software that—(i) enables distance learning and technical support; and (ii) supports the secure exchange ~~that—~~

(1) support training of health professionals in palliative and hospice care (including through traineeships or fellowships); and

(2) foster patient and family engagement, integration of palliative and hospice care with primary care and other appropriate specialties, and collaboration with community partners to address gaps in health care for individuals in need of palliative or hospice care.

(b) USE OF FUNDS.— The Secretary shall, giving priority to applicants proposing to carry out programs or activities that demonstrate coordination with other Federal or State programs and are expected to substantially benefit rural populations, medically underserved populations, medically underserved communities, Indian Tribes or Tribal organizations, or Urban Indian organizations, use amounts appropriated by subsection (a) to carry out a program to award grants or contracts to entities defined in paragraph (1), (3), or (4) of section 799B of the Public Health Information Act, or section 801(2) of such Act (42 U.S.C. 296) for purposes of technology-enabled collaborative learning to improve maternal health outcomes. (2) Secretary.— The Secretary shall use amounts made available pursuant to subsection (a) to provide technical assistance to recipients of grants awarded pursuant to subsection (a) carrying out the following activities:

(1) Clinical training on providing integrated palliative and hospice care and primary care delivery services.

(2) Interprofessional or interdisciplinary training to practitioners from multiple disciplines and specialties, including training on the provision of care to individuals with palliative or hospice care needs.

(3) on the development, use, and sustainability of technology-enabled collaborative learning and capacity building models to expand access to maternal health services provided by such entities Establishing or maintaining training-related community-based programs for individuals with palliative or hospice care needs and caregivers to improve quality of life, and where appropriate, health outcomes for individuals who have palliative or hospice care needs.

### **Sec. 31008. Funding for palliative medicine physician training**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$20,000,000, to carry out a program to award grants and contracts to accredited schools of medicine, schools of osteopathic medicine, teaching hospitals, and

graduate medical education programs for the purpose of providing support for projects that fund the training of physicians or specialists who plan to teach or practice palliative medicine.

(b) USE OF FUNDS.— Amounts made available to an awardee pursuant to subsection (a) shall be used to—

(1) provide training in interprofessional or interdisciplinary team-based palliative medicine through a variety of service rotations, such as rotations with respect to consultation services or acute and chronic care services, and rotations in other health care settings, including extended care facilities, ambulatory care and comprehensive evaluation units, hospices, home care, and community care programs;

(2) develop specific performance-based measures to evaluate the competency of trainees; and

(3) provide training in interprofessional or interdisciplinary, team-based palliative medicine.

(c) GRADUATE MEDICAL EDUCATION PROGRAM DEFINED.— In this section, the term "graduate medical education program" means a program sponsored by an accredited school of medicine, an accredited school of osteopathic medicine, a hospital, or a public or private institution that—

(1) offers postgraduate medical training in the specialties and subspecialties of medicine; and

(2) has been accredited by—

(A) the Accreditation Council for Graduate Medical Education; or

(B) the American Osteopathic Association through its Committee on Postdoctoral Training (or a successor committee).

### **Sec. 31009. Funding for palliative care and hospice academic career awards**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$20,000,000, to establish a program, consistent with section 753(b) of the Public Health Service Act (42 U.S.C. 294c(b)), including paragraphs (5)(A) and (5)(B) of such section 753(b) concerning the maximum amount and duration of awards, respectively, except that such program shall be to provide awards to accredited schools of medicine, osteopathic medicine, nursing, social work, psychology, allied health, dentistry, or chaplaincy applying on behalf of board-certified or board-eligible individuals in hospice and palliative medicine that have an early-career junior (non-tenured) faculty appointment at an accredited school of medicine, or osteopathic medicine, nursing, social work, psychology, allied health, dentistry, or chaplaincy, to promote the academic career development of individuals as hospice and palliative care specialists.

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### **Sec. 31010. Funding for hospice and palliative nursing**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$20,000,000, to establish a program to award grants and contracts to accredited schools of nursing, health care facilities, programs leading to certification as a certified nurse assistant, partnerships of such schools and facilities, or partnerships of such programs and facilities to develop and implement, in coordination with other hospice and palliative care programs administered by the Department of Health and Human Services, programs and initiatives to train and educate individuals in providing interprofessional, interdisciplinary, team-based palliative care in health-related educational, hospital, hospice, home, or long-term care settings.

(b) USE OF FUNDS.— Amounts made available to an awardee pursuant to subsection (a) shall be used to—

(1) provide training to individuals who will provide palliative care in health-related educational, hospital, home, hospice, or long-term care settings;

(2) develop and disseminate curricula relating to palliative care in health-related educational, hospital, home, hospice, or long-term care settings;

(3) train faculty members in palliative care in health-related educational, hospital, home, hospice, or long-term care settings; and

(4) provide continuing education to individuals who provide palliative care in health-related educational, home, hospice, or long-term care settings.

**Sec. 3106511. Funding for the national child traumatic stress network dissemination of palliative care information**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$10,000,000, to remain available until expended, for carrying out section 582 of the Public Health Service Act (42 U.S.C. 290hh-1) with respect to addressing the problem of high-risk or medically underserved persons who experience violence-related stress the purpose described in subsection (b).

(b) USE OF FUNDS.— The Secretary, after consultation with appropriate medical and other health professional societies and palliative care and hospice stakeholders, shall use amounts appropriated by subsection (a) to award grants or contracts to public and nonprofit private entities to disseminate information to inform patients, families, caregivers, direct care workers, and health professionals about the benefits of palliative care throughout the continuum of care for patients with serious or life-threatening illness. Such awareness campaign shall include—

(1) information, resources, communication, and education materials about palliative care for patients and families facing serious or life-threatening illnesses;

(2) information regarding hospice and palliative care services, including information on how such services<sup>(1)</sup> may—



(A) incorporate age-friendly, patient-centered, and family-centered support throughout the continuum of care for serious and life-threatening illness;

(B) anticipate, prevent, and treat pain;

(C) optimize quality of life; and

(D) facilitate and support the goals and values of patients and families;

(3) materials that explain the role of professionals trained in hospice and palliative care in providing team-based care for patients and families throughout the continuum of care for serious or life-threatening illness; and

(4) materials for specific populations, including patients with serious or life-threatening illness who are among medically underserved populations (as defined in section 330(b)(3) of the Public Health Service Act (42 U.S.C. 254b(b)(3)) and families of such patients or health professionals serving medically underserved populations.

### **Sec. 31021. Funding for laboratory activities at the Centers for Disease Control and Prevention**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$5,01,400,000,000~~ for purposes of carrying out, acting through the Director of the Centers for Disease Control and Prevention (in this section referred to as the "Director"), activities described in subsection (b), to remain available until expended. (b) Use of funds.— A to remain available until expended, for purposes of carrying out activities consistent with subsection (b).

(b) USE OF FUNDS.— The Secretary, acting through the Director of the Centers for Disease Control and Prevention, shall use amounts made available by pursuant to subsection (a) shall be used for the following activities:

(1) Supporting renovation, improvement, expansion, and modernization of State and local public health laboratory infrastructure (as the term "laboratory" is defined in section 353 of the Public Health Service Act (42 U.S.C. 263a)), including—

(A) increasing the improvement and enhancement of testing and response capacity;

(B) upgrade improvements and expansion of the Laboratory Response Network for rapid outbreak detection;

(C) the improvement and expansion of genomic sequencing capabilities to detect emerging diseases and variant strains; (D) expanding and

(D) the improvement and expansion of biosafety and biosecurity capacity; and

(E) make Enhancing other laboratory enhancements and modernization as determined by the Director to be important for maintaining public health. (2) Renovating, expanding, and modernizing capacity of the laboratories of the Centers

for Disease Control and Prevention as described in subparagraphs (A) through (ED) of paragraph (1).

(3) Enhancing the ability of the Centers for Disease Control and Prevention to monitor and exercise oversight over the biosafety and biosecurity of State and local public health laboratories.

[NOTE-- DELETED /tIII/stJ/p2/s31023: ~~Sec. 31023. Funding for surveillance activities at the Centers for Disease Control and Prevention~~]

[NOTE-- DELETED /tIII/stJ/p2/s31024: ~~Sec. 31024. Funding for data modernization at the Centers for Disease Control and Prevention~~]

**Sec. 310252. Funding for public health and preparedness research, development, and countermeasure capacity**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~to remain available until expended, to carry out activities, acting through the Assistant Secretary for Preparedness and Response, \$1,300,000,000, to carry out activities~~ to prepare for, and respond to, public health emergencies declared under section 319 of the Public Health Service Act (42 U.S.C. 247d)— ~~(1) \$3,000,000,000, as described in subsection (b), to remain available until expended.~~

(b) USE OF FUNDS.— The Secretary, acting through the Assistant Secretary for Preparedness and Response, shall use amounts made available pursuant to subsection (a)—

(1) to support surge capacity, including through construction, expansion, or modernization of facilities, to respond to a public health emergency, ~~for~~ and for development, procurement, and domestic manufacture of drugs, active pharmaceutical ingredients, vaccines and other biological products, diagnostic technologies and products, medical devices (including personal protective equipment; medical devices), vials, syringes, needles, and other components or supplies for the Strategic National Stockpile under section 319F–2 of the Public Health Service Act (42 U.S.C. 247d–6b);

(2) ~~\$2,000,000,000~~ to support expanded global and domestic vaccine production capacity and capabilities, including by developing or acquiring new technology and expanding manufacturing capacity through construction, expansion, or modernization of facilities;

(3) ~~\$2,000,000,000~~ to support activities to mitigate supply chain risks and enhance supply chain elasticity and resilience for critical drugs, active pharmaceutical ingredients, and supplies (including essential medicines, medical countermeasures, and supplies in shortage or at risk of shortage), drug and vaccine raw materials, and other supplies, as the Secretary determines appropriate, including construction,

expansion, or modernization of facilities, adoption of advanced manufacturing processes, and other activities to support domestic manufacturing of such supplies;

(4) ~~\$500,000,000~~ to support activities conducted by the Biomedical Advanced Research and Development Authority for advanced research, standards development, and domestic manufacturing capacity for drugs, including essential medicines, diagnostics, vaccines, therapeutics, and personal protective equipment; and

(5) ~~\$500,000,000~~ to support increased biosafety and biosecurity in research on infectious diseases, including by modernization or improvement of facilities.

[NOTE-- DELETED /tIII/stJ/p3/s31031: ~~Sec. 31031. Funding for Advanced Research Projects for Health~~]

**Sec. 31023. Funding for infrastructure modernization and innovation at the Food and Drug Administration**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, to remain available until expended, with respect to improving and modernizing infrastructure at the Food and Drug Administration and enhancing food and medical product safety—

(1) \$150,000,000 for improving technological infrastructure, including through developing integrated systems and improving the interoperability of information technology systems; and

(2) \$150,000,000 for modernizing laboratory infrastructure of, or used by, the Food and Drug Administration, including modernization of facilities related to, and supporting, such laboratory infrastructure, including through planning for, and the construction, repair, improvement, extension, alteration, demolition, and purchase of, fixed equipment or facilities.

[NOTE-- MOVED /tIII/stJ/p4/s31043 to /tIII/stD/p5/s30453 ]

**Sec. 31043. Funding for local entities addressing social determinants of maternal health**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$17500,000,000~~, to remain available until expended, ~~to award grants to~~ community-based ~~for carrying out a program to award grants or contracts to community-based organizations, Indian Tribes and Tribal organizations, Urban Indian organizations, Native Hawaiian organizations, or other nonprofit organizations working with a community-based organization, or consortia of any such entities,~~ operating in areas with high rates of adverse maternal health outcomes or with significant racial or ethnic disparities in maternal health outcomes.

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(b) USE OF FUNDING.— Amounts made available by subsection (a) shall be used for the following activities:

(1) Addressing social determinants of health (as described in Healthy People 2030), including social determinants of maternal health, for pregnant and postpartum individuals and eliminating racial and ethnic disparities in maternal health outcomes by

(A) hiring, training, or retaining staff;

(B) developing or distributing culturally and linguistically appropriate resources for social services programs;

(C) offering programs and resources to address social determinants of health;

(D) conducting demonstration projects to address social determinants of health;

(E) establishing a culturally and linguistically appropriate resource center that provides multiple social services programs in a single location; and

(F) consulting with pregnant and postpartum individuals to conduct an assessment of the activities conducted under this section.

(2) Promoting evidence-based health literacy and pregnancy, childbirth, and parenting education for pregnant and postpartum individuals, and individuals seeking to become pregnant.

(3) Providing support from perinatal health workers, ~~support persons, and providers~~ including clinical and community-based staff members that provide direct care and support services to pregnant and postpartum individuals.

(4) Providing culturally congruent, linguistically appropriate, and trauma-informed training to perinatal health workers. ~~(5) Conducting outreach to eligible entities to encourage such entities to apply for grants and, including clinical and community-based staff members~~ this section. (6) Providing technical assistance to the eligible entities receiving funding under this section. ~~(c) Minimum for community-based organizations.— Of the~~ at provide direct care and support services to pregnant and postpartum individuals.

~~(c) TECHNICAL ASSISTANCE.— Using~~ amounts made available ~~by~~ under subsection (a), the Secretary shall ~~award not less than \$75,000,000 for the Office of Minority Health to award~~

~~(1) conduct outreach to eligible entities to apply for grants to~~ community-based organizations to carry out the activities described in ~~tracts under subsection (a); and~~

~~(2) provide technical assistance, including through a grant or contract, to eligible entities receiving funding pursuant to~~ subsection (b).

**Sec. 3101432. Funding to ~~grow and diversify the maternal mental health and substance use disorder treatment workforce~~ for the Office of Minority Health**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$75,000,000, to remain available until expended, for grants to health professions schools, academic health centers, State or local governments, territories, Indian Tribes and Tribal organizations, Urban Indian organizations, Native Hawaiian organizations, or other appropriate public or private nonprofit entities (or consortia of entities, including entities ~~promocarrying out a program to award grants or contracts to~~ community-based organizations operating in areas with high rates of adverse maternal health outcomes or with significant racial or ethnic disparities in maternal health outcomes.

(b) USE OF FUNDS.— The Secretary, acting through the Deputy Assistant Secretary for Minority Health, shall use amounts made available under subsection (a) to award grants for the following activities:

(1) Addressing social determinants of health, including social determinants of maternal health, for pregnant and postpartum individuals and eliminating racial and ethnic disparities in maternal health outcomes by—

(A) hiring, training, or retaining staff;

(B) developing or distributing multidisciplinary approaches), to establish or expand programs to grow and diversify the maternal mental health and substance use disorder treatment workforce; ~~urally and linguistically appropriate resources for social services programs;~~

(C) offering programs and resources to address social determinants of health;

(D) conducting demonstration projects to address social determinants of health;

(bE) Use of funds.— Amounts made available by subsection ~~establishing a culturally and linguistically appropriate resource center that provides multiple social services programs in a single location; and~~

(aE) shall be used for the following activities: (1) Establishing programs that provide education and training to individuals seeking appropriate licensing or certification as ~~men~~ consulting with pregnant and postpartum individuals to conduct an assessment of the activities conducted under this section.

(2) Promoting evidence-based health literacy and pregnancy, childbirth, and parenting education for pregnant and postpartum individuals, and individuals seeking to become pregnant.

(3) Providing support from perinatal health ~~work~~ substance use disorder ~~workers, including clinical and community-based staff members~~ treatment providers who plan to specialize in maternal mental health conditions or substance use disorder ~~that provide direct care and support services to pregnant and postpartum individuals.~~

(24) Expanding the capacity of existing programs described in paragraph (1), for the purposes of increasing the number of students enrolled in such programs, including by awarding scholarships for student Providing culturally congruent, linguistically appropriate, and trauma-informed training to perinatal health workers,

including clinical and community-based staff members that provide direct care and support services to pregnant and postpartum individuals.

~~(3c) Developing and implementing strategies to recruit and retain students from underserved communities into programs described in paragraphs (1) and~~ **TECHNICAL ASSISTANCE.**— Using amounts made available under subsection (a), the Secretary shall—

(1) conduct outreach to eligible entities to apply for grants or contracts under subsection (a); and

(2) provide technical assistance, including through a grant or contract, to eligible entities receiving funding pursuant to subsection (2a).

**Sec. 3104233. Funding to grow and diversify the nursing workforce in maternal and perinatal health**

(a) **IN GENERAL.**— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1570,000,000, to remain available until expended, for ~~grant~~ carrying out a program to award grants or contracts to accredited schools of nursing for the purpose of growing and diversifying the perinatal nursing workforce, including through improving the capacity and supply of health care providers.

(b) **USES OF FUNDS.**—

(1) ~~Grant~~ **AWARDEES.**— Prioritizing students and registered nurses who plan to practice or currently practice in a health professional shortage area designated under ~~such~~ section 332 of the Public Health Service Act (42 U.S.C. 254e), amounts made available to ~~grant~~ awardees by subsection (a) shall be used for the following activities:

(A) Providing scholarships to students, including those from racial and ethnic groups underrepresented in the health professions, seeking to become nurse practitioners whose education includes a focus on maternal and perinatal health.

(B) Providing scholarships to students seeking to become clinical nurse specialists whose education includes a focus on maternal and perinatal health.

(C) Providing scholarships to students seeking to become certified nurse midwives.

(D) Providing scholarships to registered nurses seeking certification as an obstetrics and gynecology registered nurse.

(2) **SECRETARY.**— The Secretary shall use amounts made available pursuant to subsection (a) for the following activities:

(A) Developing and implementing strategies to recruit and retain a diverse pool of students seeking to enter careers focused on maternal and perinatal health.

(B) Developing partnerships with practice settings in a health professional shortage area designated under ~~such~~ section 332 of the Public Health Service Act

~~(42 U.S.C. 254e)~~ for the clinical placements of students at the schools receiving such grants.

(C) Developing curriculum for students seeking to enter careers focused on maternal and perinatal health that includes training programs on bias, racism, ~~or discrimination,~~ providing culturally competent care, or trauma-informed care.

(D) Carrying out other activities under title VIII of the Public Health Service Act ~~(42 U.S.C. 296 et seq.)~~ for the purpose under subsection (a).

**~~Sec. 310347. Funding for minority-serving institutions to study maternal mortality, severe maternal morbidity, and adverse maternal health outcomes (a) In general.—~~**  
**atal quality collaboratives**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until expended, ~~for minority-serving institutions described in section 371 of the Higher Education Act of 1965 (20 U.S.C. 1067q).~~ ~~(b) Use of funds.—~~ Amounts made available by subsection (a) shall be used for the following activities: (1) ~~Developing and implementing systematic processes of listening to the stories of pregnant and postpartum individuals from racial and ethnic minority groups, and perinatal health workers supporting such individuals, to fully understand the causes of, and inform potential solutions to, the maternal mortality and severe maternal morbidity crisis within their respective communities.~~ (2) ~~Assessing the potential causes of relatively low rates of maternal mortality among Hispanic individuals and foreign-born Black women.~~ (3) ~~Assessing differences in rates of adverse maternal health outcomes among subgroups identifying as Hispanic.~~ (4) ~~Conducting outreach to eligible minority-serving institutions to raise awareness of the availability of the grants.~~ (5) ~~Providing technical assistance on the application process for such grant.~~ (6) ~~Promoting capacity building to eligible entities~~ carrying out a program to establish or support perinatal quality collaboratives to improve perinatal care and perinatal health outcomes for pregnant and postpartum individuals and their infants.

**Sec. 31035. Funding to grow and diversify the doula workforce**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until expended, for carrying out a program to award grants or contracts to health professions schools, academic health centers, State or local governments, territories, Indian Tribes and Tribal organizations, Urban Indian organizations, Native Hawaiian organizations, or other appropriate public or private nonprofit entities (or consortia of any such entities, including entities promoting multidisciplinary approaches), to establish or expand programs to grow and diversify the doula workforce, including through improving the capacity and supply of health care providers.

(b) USE OF FUNDS.— Amounts made available by subsection (a) shall be used for the following activities:

(1) Establishing programs that provide education and training to individuals seeking appropriate training or certification as doulas.

(2) Expanding the capacity of existing programs described in paragraph (1), for the purpose of increasing the number of students enrolled in such programs, including by awarding scholarships for students who agree to work in underserved communities after receiving such education and training.

(3) Developing and implementing strategies to recruit and retain students from underserved communities, particularly from demographic groups experiencing high rates of maternal mortality and severe maternal morbidity, including racial and ethnic minority groups, into programs described in paragraphs (1) and (2).

**Sec. 31036. Funding to grow and diversify the maternal mental health and substance use disorder treatment workforce**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$75,000,000, to remain available until expended, for carrying out a program to award grants or contracts to health professions schools, academic health centers, State or local governments, territories, Indian Tribes and Tribal organizations, Urban Indian organizations, Native Hawaiian organizations, or other appropriate public or private nonprofit entities (or consortia of any such entities, including entities promoting multidisciplinary approaches), to establish or expand programs to grow and diversify the maternal mental health and substance use disorder treatment workforce, including through improving the capacity and supply of health care providers.

(b) USE OF FUNDS.— Amounts made available by subsection (a) shall be used for the following activities:

(1) Establishing programs that provide education and training to individuals seeking appropriate licensing or certification as mental health or substance use disorder treatment providers who plan to specialize in maternal mental health conditions or substance use disorders.

(2) Expanding the capacity of existing programs described in paragraph (1), for the purposes of increasing the number of students enrolled in such programs, including by awarding scholarships for students.

(3) Developing and implementing strategies to recruit and retain students from underserved communities into programs described in paragraphs (1) and (2).

**Sec. 3104537. Funding for maternal mental health equity grant programs**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise



appropriated, \$100,000,000, to remain available until expended, for ~~grants to community-based~~ carrying out a program to award grants or contracts to community-based organizations, Indian Tribes and Tribal organizations, Urban Indian organizations, Native Hawaiian organizations, health care providers, accredited medical schools, accredited schools of nursing, teaching hospitals, accredited midwifery programs, physician assistant education programs, residency or fellowship programs, or other nonprofit organizations, schools, or programs determined appropriate by the Secretary, or consortia of any such entities, to address maternal mental health conditions and substance use disorders with respect to pregnant, lactating, and postpartum individuals in areas with high rates of adverse maternal health outcomes or with significant racial or ethnic disparities in maternal health outcomes.

(b) USE OF FUNDS.— Amounts made available pursuant to subsection (a), prioritizing community-based organizations, shall be for the following activities:

(1) Establishing or expanding maternity care programs to improve—

~~(A) the integration of mental health and substance use disorder treatment services into primary care settings where pregnant individuals regularly receive health care services;~~ and

~~(2B) Establishing or expanding group prenatal care programs or postpartum care programs. (3) Expanding existing programs that improve maternal mental health and substance use disorder treatment from the preconception through the postpartum periods, with a focus on individuals from racial and ethnic minority groups with high rates of maternal mortality and morbidity. (4) Providing services and support for individuals with maternal mental health conditions and substance use disorders, starting in pregnancy and continuing through the postpartum period. (5) Addressing stigma associated with~~ the coordination between such primary care settings and mental health and substance use disorder professionals who treat maternal mental health conditions and substance use disorders.

~~(2) Establishing or expanding programs that improve~~ maternal mental health conditions and substance use disorders, ~~with a focus on racial and ethnic minority groups. (6) Raising awareness of warning signs of maternal mental health conditions and substance use disorders, with a focus on pregnant, lactating, and postpartum individuals from racial and ethnic minority groups~~ treatment from the preconception through the postpartum periods, with a focus on individuals from racial and ethnic minority groups with high rates of maternal mortality and morbidity.

~~(7)~~ Establishing or expanding programs to prevent suicide or self-harm among pregnant, lactating, and postpartum individuals.

~~(8) Offering evidence-informed programs at freestanding birth centers that provide maternal mental health and substance use disorder education, treatments, and services, and other services for individuals throughout the prenatal and postpartum period. (9)~~ Establishing or expanding programs to provide education and training to maternity care providers, with respect to— ~~(A) identifying potential warning signs for maternal mental health conditions or substance use disorders in pregnant, lactating,~~

and postpartum individuals, with a focus on individuals from racial and ethnic minority groups; and (B) in the case where such providers identify such warning signs, offering referrals to mental health substance use disorder treatment professionals;

~~(10) Developing a national website, or other source, that includes information on health care providers who treat maternal mental health conditions and substance use disorders. (11) Establishing or expanding programs in communities to improve coordination between maternity care providers and mental health and substance use disorder providers who treat maternal mental health conditions and substance use disorders. (12) Carrying other programs aligned with evidence-based or evidence-informed practices for addressing~~<sup>5</sup>. Carrying out other evidence-based or evidence-informed programs to address maternal mental health conditions and substance use disorders for pregnant and postpartum individuals from racial and ethnic minority groups.

(6) Raising awareness of, and addressing stigma associated with, maternal mental health conditions and substance use disorders ~~for pregnant,~~ with a focus on pregnant, lactating, and postpartum individuals from racial and ethnic minority groups.

**Sec. 3104638. Funding for education and training at health professions schools to identify and address health risks associated with climate change**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$85,000,000, to remain available until expended, for ~~grant~~carrying out a program to award grants or contracts to accredited medical schools, accredited schools of nursing, teaching hospitals, accredited midwifery programs, physician assistant education programs, residency or fellowship programs, or other schools or programs determined appropriate by the Secretary, or consortia of any such entities, to support the development and integration of education and training programs for identifying and addressing health risks associated with climate change for pregnant, lactating, and postpartum individuals.

(b) USE OF FUNDS.— Amounts made available by subsection (a) shall be used for developing, integrating, and implementing curriculum and continuing education that focuses on the following:

(1) Identifying health risks associated with climate change for pregnant, lactating, and postpartum individuals and individuals with the intent to become pregnant.

(2) How health risks associated with climate change affect pregnant, lactating, and postpartum individuals and individuals with the intent to become pregnant.

(3) Racial and ethnic disparities in exposure to, and the effects of, health risks associated with climate change for pregnant, lactating, and postpartum individuals and individuals with the intent to become pregnant.

(4) Patient counseling and mitigation strategies relating to health risks associated with climate change for pregnant~~(l)~~ lactating, and postpartum individuals.

(5) Relevant services and support for pregnant, lactating, and postpartum individuals relating to health risks associated with climate change and strategies for ensuring such individuals have access to such services and support.

(6) Implicit and explicit bias, racism, and discrimination in providing care to pregnant, lactating, and postpartum individuals and individuals with the intent to become pregnant.

**Sec. 31039. Funding for minority-serving institutions to study maternal mortality, severe maternal morbidity, and adverse maternal health outcomes**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until expended for carrying out a program to award grants or contracts to minority-serving institutions described in section 371 of the Higher Education Act of 1965 (20 U.S.C. 1067g) to study maternal mortality, severe maternal morbidity, and maternal health outcomes.

(b) USE OF FUNDS.— Amounts made available to an awardee under subsection (a) shall be used for the purpose specified in such subsection, including the following activities:

(1) Developing and implementing systematic processes of listening to the stories of pregnant and postpartum individuals from racial and ethnic minority groups, and perinatal health workers supporting such individuals, to fully understand the causes of, and inform potential solutions to, the maternal mortality and severe maternal morbidity crisis within their respective communities.

(2) Assessing the potential causes of relatively low rates of maternal mortality among Hispanic individuals and foreign-born Black women.

(3) Assessing differences in rates of adverse maternal health outcomes among subgroups identifying as Hispanic.

(4) Conducting research on maternal morbidity and mortality, with a focus on health disparities.

(c) TECHNICAL ASSISTANCE.— Using amounts made available by subsection (a), the Secretary shall conduct outreach to minority-serving institutions (as described in section 371 of the Higher Education Act of 1965 (20 U.S.C. 1067g))—

(1) to inform and raise awareness of the availability funding through a grant or contract awarded pursuant to this section;

(2) to provide technical assistance, including through a grant or contract, on the application process for grants or contracts awarded pursuant to subsection (a); and

(3) to promote capacity building to eligible entities for grant applications pursuant to subsection (a).

(l)

**Sec. 310480. Funding for identification of maternity care health professional target areas**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$25,000,000, to remain available until expended, for carrying out section 332(k) of the Public Health Service Act (42 U.S.C. 254e(k)).

**Sec. 310491. Funding for maternal mortality review committees to promote representative community engagement**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until expended, for carrying out section 317K(d) of the Public Health Service Act (42 U.S.C. 247b-12(d)) to promote community engagement in maternal mortality review committees to increase the diversity of a committee's membership with respect to race and ethnicity, location, and professional background.

**Sec. 3105042. Funding for the surveillance for emerging threats to mothers and babies**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until expended, for carrying out section 317KC of the Public Health Service Act (42 U.S.C. 247b-424) with respect to conducting surveillance for emerging threats to mothers and babies.

(b) USE OF FUNDS.— Amounts made available by subsection (a) shall be used for the following activities:

(1) Expanding the Surveillance for Emerging Threats to Mothers and Babies activities of the Centers for Disease Control and Prevention.

(2) Working with public health, clinical, and community-based organizations to provide timely, continually updated, evidence-based guidance to families and health care providers on ways to reduce risk to pregnant and postpartum individuals and their newborns and tailor interventions to improve their long-term health.

(3) Partnering with more State, Tribal, territorial, and local public health programs in the collection and analysis of clinical data on the impact of COVID-19 on pregnant and postpartum patients and their newborns, particularly among patients from racial and ethnic minority groups.

(4) Establishing regionally based centers of excellence to offer medical, public health, and other knowledge (in coordination with State and Tribal public health authorities) to ensure that communities, especially communities with large populations of individuals from racial and ethnic minority groups, can help pregnant and postpartum individuals and newborns get the care and support they need.

**Sec. 3105443. Funding for enhancing reviews and surveillance to eliminate maternal mortality program**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$30,000,000, to remain available until expended, for carrying out the Enhancing Reviews and Surveillance to Eliminate Maternal Mortality program established under section 317K of the Public Health Service Act (42 U.S.C. 247b–12).

(b) USE OF FUNDS.— Amounts made available by subsection (a) shall be used for the following activities:

(1) Expanding the Enhancing Reviews and Surveillance to Eliminate Maternal Mortality program (commonly known as the "ERASE MM program") of the Centers for Disease Control and Prevention.

(2) Expanding partnerships with States, territories, Indian Tribes, and Tribal organizations to support Maternal Mortality Review Committees.

(3) Providing technical assistance to existing maternal mortality review committees.

**Sec. 3105244. Funding for the pregnancy risk assessment monitoring system**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$15,000,000, to remain available until expended, for carrying out section 317K of the Public Health Service Act (42 U.S.C. 247b–12) with respect to the Pregnancy Risk Assessment Monitoring System.

(b) USE OF FUNDS.— Amounts made available by subsection (a) shall be used for the following activities:

(1) Supporting COVID–19 supplements to the Pregnancy Risk Assessment Monitoring System questionnaire.

(2) Conducting a rapid assessment of COVID–19 awareness, impact on care and experiences, and use of preventive measures among pregnant, laboring and birthing, and postpartum individuals.

(3) Supporting the transition of the questionnaire described in paragraph (1) to an electronic platform and expanding the distribution of the questionnaire to a larger population, with a special focus on reaching underrepresented communities.

**Sec. 31045. Funding for the National Institute of Child Health and Human Development**

*In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$15,000,000, to remain available until expended, for carrying out section 301 of the Public*

Health Service Act (42 U.S.C. 241), with respect to child health and human development and activities of the Eunice Kennedy Shriver National Institute of Child Health and Human Development described in section 448 of the Public Health Service Act (42 U.S.C. 285g), to conduct or support research for interventions to mitigate the effects of COVID-19 on pregnant, lactating, and postpartum individuals, with a particular focus on individuals from racial and ethnic minority groups.

**Sec. 3105546. Funding for promoting equity in maternal health outcomes through digital ~~to~~ expanding the use of technology-enabled collaborative learning and capacity building models for pregnant and postpartum individuals**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$30,000,000, to remain available until expended, for ~~grants to community-based~~ carrying out a program to award grants or contracts to community-based organizations, Indian Tribes and Tribal organizations, Urban Indian organizations, health care providers, accredited medical schools, accredited schools of nursing, teaching hospitals, accredited midwifery programs, physician assistant education programs, residency or fellowship programs, or other schools or programs determined appropriate by the Secretary, or consortia of any such entities, that are operating in health professional shortage areas designated under section 332 of the Public Health Service Act (42 U.S.C. 254e) with high rates of adverse maternal health outcomes or significant racial and ethnic disparities in maternal health outcomes, ~~to reduce racial and ethnic disparities in maternal health outcomes by increasing access to digital tools related to maternal health care.~~ (b) Use of funds.— Amounts made available pursuant to subsection (a) shall be used for the following activities: (1) ~~Increasing access to digital tools that could improve maternal health outcomes, such as wearable technologies, patient portaevaluate, develop, and expand the use of technology-enabled collaborative learning and capacity building models (as defined in section 330N of the Public Health Service Act (42 U.S.C. 254c-20)).~~

(b) USE OF FUNDS.—

(1) AWARDEES.— A recipient of a grant or contract awarded pursuant to subsection (a) shall use such amounts to—

(A) train maternal health care providers, students, staff of community-based organizations, and other entities described in subsection (a) through the use and expansion of technology-enabled collaborative learning and capacity building models, including hardware and software that—

(i) enables distance learning and technical support; and

(ii) supports the secure exchange of electronic health information; and

(B) conduct evaluations on the use of technology-enabled collaborative learning and capacity building models; telehealth services, and mobile phone ~~ap: tieo~~ improve maternal health outcomes.

(2) SECRETARY.— The Secretary shall use amounts made available pursuant to subsections: (2a) Pto providing technical assistance to recipients of grants awarded pursuant to subsection (a) on the development, use, evaluation, and postgrant sustainability of digital tools for purposes of promoting equity in maternal health outcomes and sustainability of technology-enabled collaborative learning and capacity building models to expand access to maternal health services provided by such entities.

**Sec. 3106247. Funding for Pproject-Awaremoting equity in maternal health outcomes through digital tools**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$30,000,000, to remain available until expended, for carrying out section 520A of the Public Health Service Act (42 U.S.C. 290bb-32) with respect to advancing wellness and resiliency in educationa program to award grants or contracts to community-based organizations, Indian Tribes and Tribal organizations, Urban Indian organizations, health care providers, accredited medical schools, accredited schools of nursing, teaching hospitals, accredited midwifery programs, physician assistant education programs, residency or fellowship programs, or other schools or programs determined appropriate by the Secretary, or consortia of any such entities, that are operating in health professional shortage areas designated under section 332 of the Public Health Service Act (42 U.S.C. 254e) with high rates of adverse maternal health outcomes or significant racial and ethnic disparities in maternal health outcomes to reduce racial and ethnic disparities in maternal health outcomes by increasing access to digital tools related to maternal health care.

(b) USE OF FUNDS.— Amounts made available to an awardee pursuant to subsection (a) shall be used for the purpose specified in such subsection, including for increasing access to telehealth technologies (as defined in section 330I of the Public Health Service Act (42 U.S.C. 254c-14)) and digital tools that could improve maternal health outcomes, such as wearable technologies, patient portals, telehealth services, and web-based and mobile phone applications, digital health services, secure text messaging, online provider communities, mobile clinical decision support services, and clinical tools to increase diagnostic accuracy.

(c) TECHNICAL ASSISTANCE.— Using amounts made available under subsection (a), the Secretary shall provide technical assistance, including through a grant or contract, to eligible entities receiving funding pursuant to subsection (a) on the development, use, evaluation, and post-grant sustainability of digital tools designed to promote equity and reduce disparities in maternal health outcomes.

**Sec. 3105648. Funding for antidiscrimination and bias training**

(a) IN GENERAL.— In addition to (a) amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise

appropriated, \$250,000,000, to remain available until expended, for the purpose described in subsection (b).

(b) USE OF FUNDS.— The Secretary shall, with a focus on maternal health providers, use amounts appropriated under subsection (a) to carry out a program to award competitive grants or contracts to national nonprofit organizations focused on improving health equity, accredited schools of medicine or nursing, and other health professional training programs to develop, disseminate, review, research, and evaluate training for health professionals and all staff who interact with patients to reduce discrimination and bias in the provision of health care, with a focus on maternal health care.

**Sec. 310651. Funding for mental health and substance use disorder professionals**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until expended, for purposes of carrying out section 597 of the Public Health Service Act (42 U.S.C. 290II).

**Sec. 310652. Funding for ~~hospital infrastructure (a) In general.~~ to support peer recovery specialists**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$40,000~~25,000,000, to remain available until expended, to carry out ~~subsection (b)~~ consistent with ~~enhancing the goals of parts B and C of title XVI of the Public Health Service Act (42 U.S.C. 300q et seq.).~~ (b) Use of funds.— From amounts made available under subsection (a), the Secretary shall, with priority given to applicants whose projects will include, by design, public health emergency preparedness, natural disaster emergency preparedness, or cybersecurity against cyber threats, award grants to entities described in section 1610(a) of the Public Health Service Act (42 U.S.C. 300r(a)) for purposes of increasing capacity and updating hospitals and other medical facilities in order to better serve communities in need. (c) Conditions.— The following requirements of parts B and C of title XVI of the Public Health Service Act (42 U.S.C. 300r et seq.) shall apply to funds made available under this section: (1) The requirements related to reasonable volume of care described under section 1621(b)(1)(K)(ii) of such Act (42 U.S.C. 300s-1(b)(1)(K)(ii)); (2) Section 1621(b)(1)(I) of such Act (42 U.S.C. 300s-1(b)(1)(I)). (3) Any other provision of such parts that the Secretary determines (as prescribed by regulation) to be appropriate to carry out this section 509 of the Public Health Service Act (42 U.S.C. 290bb-2) with respect to strengthening recovery community organizations and their statewide network of recovery stakeholders.

**Sec. 310653. Funding for ~~nursing education enhancement and modernization grants in underserved areas (a) In general.~~ Project Aware**



In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$1,000~~5,000,000, to remain available until expended, for ~~purposes of making awards to schools of nursing (as defined in carrying out section 804520A of the Public Health Service Act (42 U.S.C. 296)) to enhance and modernize nursing education programs and increase the number of faculty and students at such schools.~~ (b) Use of funds.— The Secretary, acting through the Administrator of the Health Resources and Services Administration, taking into consideration equitable distribution of awards among the geographical regions of the United States and the capacity of a school of nursing to provide care in underserved areas, shall use amounts appropriated by subsection (a) to award grants for purposes of— (1) recruiting, enrolling, and retaining students at such school, with a priority for students from disadvantaged backgrounds (including racial or ethnic groups underrepresented in the nursing workforce), individuals from rural and underserved areas, low-income individuals, and first generation college students (as defined in section 402A(h)(3) of the Higher Education Act of 1965 (20 U.S.C. 1070a-11(h)(3))); (2) creating, supporting, or modernizing educational programs and curricula at such school; (3) retaining current faculty, and hiring new faculty, with an emphasis on faculty from racial or ethnic groups that are underrepresented in the nursing workforce; (4) modernizing infrastructure at such school, including audiovisual or other equipment, personal protective equipment, simulation and augmented reality resources, telehealth technologies, and virtual and physical laboratories; (5) partnering with a health care facility, nurse-managed health clinic, community health center, or other facility that provides health care, in order to provide educational opportunities for the purpose of establishing or expanding clinical education; (6) enhancing and expanding nursing programs that prepare nurse researchers and scientists; (7) establishing nurse-led intradisciplinary and interprofessional educational partnerships; or (8) other activities that the Secretary determines will further the development, improvement, and expansion of schools of nursing ~~0bb-32) with respect to advancing wellness and resiliency in education.~~

#### **Sec. 3106354. Funding for the National Suicide Prevention Lifeline**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$75,000,000, to remain available until expended, for advancing infrastructure for the National Suicide Prevention Lifeline program under section 520E-3 of the Public Health Service Act (42 U.S.C. 290bb-36c) in order to expand existing capabilities for response in a manner that avoids duplicating existing capabilities for text-based crisis support.

#### **Sec. 3106455. Funding for community violence and trauma interventions**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary, for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$2,500,000,000, to remain available until expended, for the purposes described in subsection (b): (1) \$150,000,000 for fiscal year 2022. (2) \$250,000,000 for

fiscal year 2023. (3) \$450,000,000 for fiscal year 2024. (4) \$550,000,000 for each of fiscal years 2025, 2026, and 2027.

(b) USE OF FUNDING.— The Secretary, acting through the Director of the Centers for Disease Control and Prevention, and in consultation with the Assistant Secretary for Mental Health and Substance Use, the Administrator of the Health Resources and Services Administration, and the Deputy Assistant Secretary for Minority Health, and with public health and medical professionals, victim services community-based organizations, and other violence reduction experts the Assistant Secretary for the Administration for Children and Families, shall use amounts appropriated by subsection (a) to support public health ~~approaches~~ based interventions to reduce community violence and trauma, taking into consideration the needs of communities with high rates of, and prevalence of risk factors associated with, violence-related injuries and deaths, by—

(1) awarding competitive grants or contracts to local governmental entities, States, territories, Indian Tribes and Tribal organizations, Urban Indian organizations, hospitals and community health centers, nonprofit community-based organizations, culturally specific organizations, victim services providers, or other entities as determined by the Secretary (or consortia of such entities) to support evidence-~~base~~ informed, culturally competent, and developmentally appropriate strategies to reduce community violence, including outreach and conflict mediation, hospital-based violence intervention, violence interruption, and services for victims and individuals and communities at risk for experiencing violence, such as trauma-informed mental health care and counseling, social-emotional learning and school-based mental health services, and other services workforce development services, and other services that prevent or mitigate the impact of trauma, build appropriate skills, or promote resilience; and

(2) supporting training, technical assistance, research, evaluation, surveillance systems, ~~and data collection,~~ and coordination among relevant stakeholders, to facilitate support for strategies to reduce community violence and ensure safe and healthy communities.

(c) SUPPLEMENT NOT SUPPLANT.— Amounts appropriated under this section shall be used to supplement and not supplant any Federal, State, or local funding otherwise made available for the purposes described in this section.

(d) EXPENDITURE REQUIREMENT.— All expenditures made pursuant to subsection (a) shall be made on or before September 30, 2031.

**Sec. 3102256. Funding for strengthening vaccine confidence (a) In general.— the National Child Traumatic Stress Network**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,250,000,000, to remain available until expended, ~~to~~ for carry-out, ~~acting through the Director of the Centers for Disease Control and Prevention, directly or by making grants to public or private entities, activities described in subsection (b) in the United States,~~

including its territories and possessions. (b) Use of funds.—Amounts made available by subsection (a) shall be used to— (1) strengthen vaccine confidence; (2) strengthen routinely recommended vaccine programs; and (3) improve rates of vaccination, including through activities described in section 313 of the Public Health Service Act (42 U.S.C. 245) ing out section 582 of the Public Health Service Act (42 U.S.C. 290hh–1) with respect to addressing the problem of high-risk or medically underserved persons who experience violence-related stress.

**Sec. 3106657. Funding for HIV health care services programs**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$~~150~~75,000,000, to remain available until expended, for necessary expenses for modifications to existing contracts, and supplements to existing grants and cooperative agreements under parts A, B, C, and D of title XXVI of the Public Health Service Act (~~42 U.S.C. 300ff–11 et seq.~~) and section 2692(a) of such Act (42 U.S.C. 300ff–111(a)).

**~~Sec. 30310. Technical Assistance to Small Public Water Systems~~1058. Funding for clinical services demonstration project**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until expended, to provide technical assistance, acting through the Administrator of the Health Resources and Services Administration, carry out a program to award grants or contracts to public and private nonprofit clinics for the provision of clinical services, pursuant to a demonstration project under section 4442(~~e~~318)(b)(2) of the ~~Safe Drinking Water~~Public Health Service Act (42 U.S.C. ~~300j–1~~e247c)(b)(2)).

**~~Sec. 3100359. Funding for community health centers to support the lifespan respirator capital grants (a) In general.—re program~~**

In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$~~105~~0,000,000,000, to remain available until expended, for ~~necessary expenses for awarding grants and entering into cooperative agreements for capital projects to health centers funded under section 330 of the Public Health Service Act (42 U.S.C. 254b) to be awarded without regard to the time limitation in subsection (e)(3) and subsections (e)(6)(A)(iii), (e)(6)(B)(iii), and (r)(2)(B) of such section 330, and for necessary expenses for awarding grants and cooperative agreements for capital projects to Federally qualified health centers, as described in section 1861(aa)(4)(B) of the Social Security Act (42 U.S.C. 1395x(aa)(4)(B)).~~ The Secretary shall take such steps as may be necessary to expedite the awarding of such grants to Federally qualified health centers for capital projects. (b) Use of funds.—Amounts made available to a recipient of a grant or cooperative agreement pursuant to subsection (a) shall be used for health center facility alteration, renovation, remodeling, expansion, construction, and other capital improvement costs;

including the costs of amortizing the principal of, and paying interest on, loans for such purposes carrying out title XXIX of the Public Health Service Act.

**Sec. 31060. Funding to increase research capacity at certain institutions**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$75,000,000, to remain available until expended, for the purposes described in subsection (b).

(b) USE OF FUNDS.— The Secretary, acting through the Director of the National Institutes of Health, shall use amounts made available under subsection (a) to—

(1) maintain and expand programs to increase research capacity at minority-serving institutions (as described in section 371 of the Higher Education Act of 1965 (20 U.S.C. 1067g)), including by supporting the Path to Excellence and Innovation program of the National Institutes of Health;

(2) support centers of excellence under sections 464z–4 and 736 of the Public Health Service Act (42 U.S.C. 285t–1, 293);

(3) support efforts to diversify the national scientific workforce and expand recruitment and retention of individuals who are—

(A) underrepresented in the biomedical, clinical, behavioral, and social sciences; and

(B) from disadvantaged backgrounds; and

(4) support and expand the activities of the Scientific Workforce Diversity Office of the National Institutes of Health.

[NOTE-- DELETED /tVIII/s80005: ~~Sec. 80005. National Archives and Records Administration~~]

[NOTE-- DELETED /tVIII/s80006: ~~Sec. 80006. Funding for Government Accountability Office~~]

[NOTE-- DELETED /tVIII/s80007: ~~Sec. 80007. Funding for the Office of Management and Budget for implementation of Justice40~~]

[NOTE-- MOVED /tVIII/s80008 to /tIII/stI/p4/s31061 ]

[NOTE-- MOVED /tVIII/s80009 to /tVII/stA/s70106 ]

[NOTE-- MOVED /tVIII/s80010 to /tVIII/s80002 ]

**Sec. 80008. District of Columbia clean vehicle fleet**  
**31061. Funding for research related to developmental delays**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the ~~District of Columbia~~ Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$10,000,000, to remain available until expended, for the

~~procurement of electric vehicles and related infrastructure for the District of Columbia and the management and acquisition of such electric vehicles and infrastructure~~purpose described in subsection (b).

(b) USE OF FUNDS.— The Secretary, acting through the Director of the National Institutes of Health, shall use amounts appropriated by subsection (a) to conduct or support research related to developmental delays, including speech and language delays in infants and toddlers, characterizing speech and language development and outcomes in infants and toddlers through early adolescence. Such research shall include studies, including longitudinal studies, conducted or supported by the National Institute on Deafness and Other Communication Disorders, the Eunice Kennedy Shriver National Institute of Child Health and Human Development, and other relevant institutes and centers of the National Institutes of Health.

(c) SUPPLEMENT, NOT SUPPLANT.— Amounts made available to carry out this section shall be used to supplement and not supplant other Federal, State, and local public funds expended to conduct or support research related to developmental delays, including speech and language delays, in infants, toddlers, and children.

## **Sec. 310672. Supplemental funding for the World Trade Center Health Program**

(a) Supplemental Fund.—~~(1)~~ IN GENERAL.—

Title XXXIII of the Public Health Service Act (~~42 U.S.C. 300mm et seq.~~) is amended by adding at the end the following:

### **"Sec. 3352. Supplemental Fund**

"(a) IN GENERAL.— There is established a fund to be known as the World Trade Center Health Program Supplemental Fund (referred to in this section as the 'Supplemental Fund'), consisting of amounts deposited into the Supplemental Fund under subsection (b).

"(b) AMOUNT.— Out of any money in the Treasury not otherwise appropriated, there is appropriated for fiscal year 2022, \$2,860,000,000, for deposit into the Supplemental Fund, which amounts shall remain available through fiscal year 2031.

"(c) USES OF FUNDS.— Amounts deposited into the Supplemental Fund under subsection (b) shall be available, without further appropriation and without regard to any spending limitation under section 3351(c), to the WTC Program Administrator as needed at the discretion of such Administrator for carrying out any provision in this title, including sections 3303 and 3341(c).

"(d) RETURN OF FUNDS.— Any amounts that remain in the Supplemental Fund on September 30, 2031, shall be deposited into the Treasury as miscellaneous receipts."

~~(2b)~~ CONFORMING AMENDMENTS.— Title XXXIII of the Public Health Service Act (~~42 U.S.C. 300mm et seq.~~) is amended—

~~(A 2)~~ in section 3311(a)(4)(B)(i)(II) (42 U.S.C. 300mm–21(a)(4)(B)(i)(II)), by striking "section 3351" and inserting "sections 3351 and 3352";

(B2) in section 3321(a)(3)(B)(i)(II) (42 U.S.C. 300mm-31(a)(3)(B)(i)(II)), by striking "section 3351" and inserting "sections 3351 and 3352";

(E3) in section 3331 (42 U.S.C. 300mm-41)—

(iA) in subsection (a), by inserting "and the World Trade Center Health Program Supplemental Fund" before the period at the end; and

(iiB) in subsection (d)—

(i) in paragraph (1)(B), by inserting "(excluding any expenditures from amounts in the World Trade Center Health Program Supplemental Fund under section 3352)" before the period at the end; and

(Hii) in paragraph (2), in the flush text following subparagraph (C), by inserting "(excluding any expenditures from amounts in the World Trade Center Health Program Supplemental Fund under section 3352)" before the period at the end; and

(D4) in section 3351(b) (42 U.S.C. 300mm-61(b))—

(iA) in paragraph (2), by inserting "or as available from the World Trade Center Health Program Supplemental Fund under section 3352" before the period at the end; and

(iiB) in paragraph (3), by inserting "or as available from the World Trade Center Health Program Supplemental Fund under section 3352" before the period at the end. ~~(b) Research cohort for emerging health impacts on youth.—(1) In general.—Section 3341 of the Public Health Service Act (42 U.S.C. 300mm-51) is amended—(A) by redesignating subsections (c) and (d) as subsections (d) and (e), respectively; and (B) by inserting after subsection (b) the following: "(c) Research cohort for emerging health impacts on youth.—The WTC Program Administrator shall establish a research cohort of sufficient size to conduct research studies on the health and educational impacts of exposure to airborne toxins, or any other hazard or adverse condition, resulting from the September 11, 2001, terrorist attacks on the population of individuals who were 21 years of age or younger at the time of exposure and who are enrolled in the WTC Program or otherwise eligible for enrollment in the Program under section 3321." (2) Spending limitation exemption.—Section 3351(c)(5) of such Act (42 U.S.C. 300mm-61(c)(5)) is amended in the matter preceding subparagraph (A), by inserting "(other than subsection (c) of such section)" after "section 3341". (3) Conforming amendment.—Section 3301(f)(2)(E) of such Act (42 U.S.C. 300mm(f)(2)(E)) is amended by striking "section 3341(a)" and inserting "subsection (a) or (c) of section 3341".~~

[NOTE-- MOVED /tlll/stK to /tlll/stJ ]

**Sec. 31071. Native Hawaiian health care systems**

(a) IN GENERAL.—In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise

appropriated, \$50,000,000, to remain available until September 30, 2031, for the Secretary, not later than 180 days after the date of enactment of this Act, to award grants to, or enter into contracts with, Papa Ola Lokahi to support services described in section 6(c) of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11705(c)) in accordance with this section.

(b) USE OF FUNDS.— Amounts made available to an awardee pursuant to subsection (a) shall be used for—

(1) the purchase, construction, alteration, renovation, or equipping of health facilities;

(2) maintenance and improvement projects;

(3) information technology, telehealth infrastructure, electric health records systems, and medical equipment; and

(4) awarding grants to, or entering into contracts with, Native Hawaiian health care systems (directly, or through subgrants or subcontracts) to support services described in section 6(c) of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11705(c)), on the condition that such grants or contracts may only be used for the purposes and uses described in paragraphs (1) through (3).

(c) WAIVER OF CERTAIN RESTRICTIONS.— Subsections (e) and (f)(4) of section 6 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11705(e), 11705(f)(4)) shall not apply to grants (or subgrants) made using amounts made available under subsection (a).

(d) DEFINITIONS.— In this section:

(1) NATIVE HAWAIIAN HEALTH CARE SYSTEM.— The term "Native Hawaiian health care system" has the meaning given the term in section 12 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11711).

(2) PAPA OLA LOKAHI.— The term "Papa Ola Lokahi" has the meaning given the term in section 12 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11711).

### **Sec. 31072. Native Hawaiian health improvement grants**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$224,000,000, to remain available until September 30, 2031, to award grants to eligible Native Hawaiian entities to improve the health status of Native Hawaiians, including by providing to Native Hawaiians comprehensive health promotion services, disease prevention services, and primary health services, as described in section 6(c) of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11705(c)).

(b) DEFINITION OF ELIGIBLE NATIVE HAWAIIAN ENTITY.— In this section, the term "eligible Native Hawaiian entity" means—

(1) Papa Ola Lokahi (as defined in section 12 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11711));

(2) a Native Hawaiian health care system (as defined in section 12 of that Act (42 U.S.C. 11711));

(3) a Native Hawaiian organization (as defined in section 12 of that Act (42 U.S.C. 11711));

(4) a consortium of 2 or more entities described in paragraphs (1) through (3); and

(5) a consortium that contains at least 1 entity described in any of paragraphs (1) through (3).

**Sec. 31073. Native Hawaiian health care systems liability coverage**

(a) IN GENERAL.— Subject to subsections (b) and (c), the Secretary shall apply section 102(d) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5321(d)) to—

(1) a Native Hawaiian health care system that receives a grant from or enters into a contract with the Secretary under section 6 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11705) to the same extent as section 102(d) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5321(d)) applies to an Indian Tribe, a Tribal organization, and an Indian contractor that carries out a contract, grant agreement, or cooperative agreement, as applicable, under section 102 or 103 of that Act (25 U.S.C. 5321, 5322); and

(2) the employees of a Native Hawaiian health care system that receives a grant from or enters into a contract with the Secretary under section 6 of the Native Hawaiian Health Care Improvement Act (42 U.S.C. 11705) to the same extent as section 102(d) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5321(d)) applies to the employees of an Indian Tribe, a Tribal organization, or an Indian contractor that carries out a contract, grant agreement, or cooperative agreement, as applicable, under section 102 or 103 of that Act (25 U.S.C. 5321, 5322).

(b) EFFECTIVE DATE.— For purposes of subsection (a), each reference to December 22, 1987, and the reference to the date of enactment of the Indian Self-Determination and Education Assistance Act Amendments of 1990 contained in section 102(d) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5321(d)) shall be deemed to be a reference to the date of enactment of this section.

(c) SUNSET.— This section shall cease to have force or effect on October 1, 2031.

**Subtitle ~~K~~J— Next Generation 9–1–1**

**Sec. 31101. Deployment of Next Generation 9–1–1**

(a) APPROPRIATION.— (l)



(1) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Assistant Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$40,000~~470,000,000, to remain available until September 30, 2030, to make grants to eligible entities for implementing Next Generation 9-1-1, operating and maintaining Next Generation 9-1-1, training directly related to implementing, maintaining, and operating Next Generation 9-1-1, if the cost related to such training does not exceed 3 percent of the total grant award, and planning and implementation activities, if the cost related to such planning and implementation does not exceed 1 percent of the total grant award. (2) Administrative expenses.— Of the amount appropriated in this subsec in accordance with subsection (b).

~~(2) ADMINISTRATIVE EXPENSES.— In addition, the Assistant Secretary may use not more than 2 percent to implement and administer this section. (3) Rulemaking required.— Not later than 180 days after the date of the enactment of this Act, the Assistant Secretary shall, after public notice and opportunity for comment, issue rules to implement this section. (b) Eligibility.— (1) In general.— The Assistant Secretary shall not make a grant under this section to any eligible entity unless such entity certifies to the Assistant Secretary that— (A) no portion of any 9-1-1 fee or charge imposed by the eligio amounts otherwise available, there is appropriated to the Assistant Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$20,000,000, to remain available entity, or (in the case that the eligible entity is not a covered State or Tribal organization) any State or taxing jurisdiction within which the eligible entity will carry out activities using grant funds, will be obligated or expended for any purpose or function other than a purpose or function for which the obligation or expenditure of such a fee or charge is acceptable (as determined by the Federal Communications Commission pursuant to the rules issued under section 6(f)(3) of the Wireless Communications and Public Safety Act of 1999 (47 U.S.C. 615a-1(f)(3)), as such rules are in effect on the date on which the eligible entity makes the certification) during any period during which the funds from the grant are available to the eligible entity/ September 30, 2030, to administer this section.~~

~~(b) USE OF FUNDS.— An eligible entity may use grant funds received under this section for—~~

~~(1) reasonable costs associated with planning, implementation, and development activities, including such activities related to the grant application;~~

~~(B2) any funds received by the eligible entity will be used to support the deployment, of Next Generation 9-1-1 in a manner that ensures reliability, peration, and maintenance of interoperability; le and requires the use of commonly accepted standards; (C) the eligible entity has established, or commits to establish not later than 3 years after the date on which the funds are distributed to the eligible entity, a sustainable funding mechanism for Next Generation 9-1-1 and effectivliable Next Generation 9-1-1, including ensuring the cybersecurity offor Next Generation 9-1-1; and~~

~~(D3) no funds received by the eligible entity will be used to purchase, rent, lease, or otherwise obtain covered communications equipment or services (as defined in section 9 of the Secure and Trusted Communications Networks Act of 2019 (47 U.S.C. 1608)) training of personnel related to Next Generation 9-1-1.~~

~~(2c) Other requirements CLAWBACK.— The Assistant Secretary shall not make a grant under this section to an eligible entity unless such entity certifies to the Assistant Secretary that— (A) the eligible entity, and (in the case that the eligible entity is not a covered State or Tribal organization) any covered State within which the eligible entity will carry out activities using grant funds, has designated a single officer or governmental body to serve as the point of contact to coordinate recover some or all of the grant funds made available to an eligible entity under this section if—~~

~~(1) the eligible entity uses the funds for any other purpose than those set for the implementation of Next Generation 9-1-1 for such covered State or Tribal organization; and (B) the eligible entity has developed and submitted a plan for the coordination and implementation of Next Generation 9-1-1 consistent with the requirements of the Assistant Secretary that, at a minimum— (i) ensures interoperability, reliability, resiliency, and the use of commonly accepted standards; (ii) enables emergency communications centers to process, analyze, and store multimedia, data, and other information; (iii) incorporates cybersecurity tools, including intrusion detection and prevention measures; (iv) includes strategies for coordinating cybersecurity information sharing between Federal, covered State, Tribal, and local government partners; (v) includes a governance body or bodies, either by creation of a new body or bodies or use of an existing body or bodies, for the development and deployment of Next Generation 9-1-1; (vi) creates efficiencies related to Next Generation 9-1-1 functions, including the virtualization and sharing of infrastructure, equipment, and services; and (vii) utilizes an effective, competitive approach to establishing authentication, credentialing, secure connections, and access in deploying Next Generation 9-1-1, including by— (I) requiring certificate authorities to be capable of cross-certification with other authorities; (II) avoiding risk of a single point of failure or vulnerability; and (III) adhering to Federal agency best practices such as those promulgated by the National Institute of Standards and Technology. (3) Return of funding.— If, after making a grant award to an eligible entity under subsection (a), the Assistant Secretary determines that such eligible entity has acted in a manner not in accordance with the certifications required under this subsection, the Assistant Secretary shall, after affording due process, rescind such grant award and recoup funds from such eligible entity. (c) Oversight.— In addition to amount subsection (b);~~

~~(2) the eligible entity fails to establish a funding mechanism for Next Generation 9-1-1 sufficient to cover operations, maintenance, and upgrade costs within 3 years of the establishment of the grant program;~~

~~(3) the eligible entity engages in the diversion of any 9-1-1 fee or charge imposed by the eligible entity; or~~

~~(4) the eligible entity uses funds to purchase, rent, lease, or otherwise obtain covered communications equipments otherwise available, there is appropriated to the Inspector General of the Department of Commerce for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$10,000,000, to remain available until September 30, 2030, to conduct oversight to combat waste, fraud, and abuse of grant awards made under this section~~ services (as defined in section 9 of the Secure and Trusted Communications Networks Act of 2019 (47 U.S.C. 1608)).

#### **Sec. 31102. Establishment of Next Generation 9–1–1 Cybersecurity Center**

In addition to amounts otherwise available, there is appropriated to the ~~Assistant Secretary~~ National Telecommunications and Information Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$800,000,000~~, to remain available until September 30, 2030, ~~to~~ for the ~~establishment of~~ a Next Generation 9–1–1 Cybersecurity Center to coordinate with ~~covered~~ State, local, and regional governments on the sharing of cybersecurity information about, the analysis of cybersecurity threats to, and ~~guidelines for~~ strategies to detect and prevent cybersecurity intrusions relating to, Next Generation 9–1–1.

#### **Sec. 31103. Public Safety Next Generation 9–1–1 Advisory Board**

In addition to amounts otherwise available, there is appropriated to the ~~Assistant Secretary~~ National Telecommunications and Information Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$10,000,000, to remain available until September 30, 2030, to establish a 16-member Public Safety Next Generation 9–1–1 Advisory Board (in this section referred to as the "Board"), ~~to be comprised of representatives of public safety organizations,~~ consisting of public safety officials and 9–1–1 professionals from diverse backgrounds and with the necessary technical expertise, to provide recommendations to the Assistant Secretary with respect to carrying out the duties and responsibilities of the Assistant Secretary related to Next Generation 9–1–1, including with respect to the grant program established ~~pursuant to~~ under section 31101.

#### **Sec. 31104. Definitions**

In this subtitle:

(1) 9–1–1 FEE OR CHARGE.— The term "9–1–1 fee or charge" has the meaning given ~~such~~ the term in section 6(f)(3)(D) of the Wireless Communications and Public Safety Act of 1999 (47 U.S.C. 615a–1(f)(3)(D)).

(2) ASSISTANT SECRETARY.— The term "Assistant Secretary" means the Assistant Secretary of Commerce for Communications and Information.

(3) COMMONLY ACCEPTED STANDARDS.— The term "commonly accepted standards" means the technical standards followed by the communications industry for network, device, and Internet Protocol connectivity that—

(A) ~~enable~~sure interoperability; and (B) are ~~—~~ (i) ~~developed and approved by a standards development organization~~ by enabling emergency communication that is accredited by a United States or international standards body in a process that ~~—~~ (I) is open to the public, including open for participation by any organization; and (II) provides for a conflict resolution process; (ii) subject to an open comment and input ~~proes~~ centers to receive, process, and analyze all types of 9-1-1 requests before being finalized by the standards development organization; (iii) consensus-based; and (iv) made publicly available once approved. (4) Cost related to planning and implementation. ~~—~~ The term "cost related to planning and implementation" means any cost incurred by an eligible entity related to planning for and preparing an application and related materials as required under the emergency assistance (including multimedia and data) and share such requests ~~title~~. (5) Covered State. ~~—~~ The term "covered State" means any State of the United States, the District of Columbia, Puerto Rico, American Samoa, Guam, the United States Virgin Islands, the Northern Mariana Islands, and any other territory or possession of the United States. (6) Eligible entity. ~~—~~ The term "eligible entity" ~~—~~ (A) means a covered State or a Tribal organization; and (B) may be an entity, including a public authority, board, or commission, established by one or more entities described in subparagraph (A). (7) Emergency communications center. ~~—~~ (A) In general. ~~—~~ The term "emergency communications center" ~~—~~ (i) means a ~~facilit~~ other emergency communications centers and emergency response providers without the need for proprietary interfaces and regardless of jurisdiction, equipment, device, software, service provider, or any other ~~—~~ (I) is designated to receive a 9-1-1 request for emergency assistance; and (II) performs one or more of the functions described in subparagraph (B); and (ii) may be a public safety answering point, as defined in section 222 of the Commuer factor; and

~~(B) are developed and approved by a standards development organizations~~ Act of 1934 (47 U.S.C. 222). (B) Functions described. ~~—~~ The functions described in this subparagraph are the following: (i) Process and analyze 9-1-1 request that is accredited by a United States for emergency assistance and information and data related to such requests international standards body through a process ~~—~~

(ii) ~~Dispatch appropriate emergency response providers.~~ (iii) ~~Transfer or exchange 9-1-1 requests for emergency assistance and information and data related to such requests with one or more facit~~ that is consensus-based and open for participation, provides conflict resolution, and invities described under this paragraph and emergency response providers. (iv) ~~Analyze any communications received from emergency response providers~~ comment; and

(ii) through which standards are made publicly available once approved.

~~(v4) Support incident command functions. (8) Interoperable; interoperability. ~~—~~ The term "interoperable" or "interoperability" means the capability of emergency~~ ELIGIBLE ENTITY. ~~—~~ The <sup>(1)</sup>term "eligible entity" means a State or a Tribal organizations centers to receive 9-1-1 requests for emergency that has ~~—~~

~~(A) named as assistance and information and data related to such requests, such as location information and callback numbers from a person initiating the request, and then process and share the 9-1-1 requests for emergency assistance and information and data related to such requests with other emergency communications centers and emergency response providers without the need for proprietary interfaces~~ ngle point of contact to coordinate the implementation of Next Generation 9-1-1; and

~~(B) developed and submitted a plan for the coordination and implementation of Next Generation 9-1-1 consistent with any, regardless of jurisdiction, equipment, device, software, service provider, or other factors~~ requirements of the Assistant Secretary.

~~(95) NEXT GENERATION 9-1-1.—~~ The term "Next Generation 9-1-1" means an interoperable, secure, Internet Protocol-based system that—

(A) employs commonly accepted standards;

(B) enables emergency communications centers to receive, process, and analyze all types of 9-1-1 requests for emergency assistance;

(C) acquires and integrates additional information useful to handling 9-1-1 requests for emergency assistance; ~~and~~

(D) supports sharing information related to 9-1-1 requests for emergency assistance among emergency communications centers and emergency response providers.

~~(10) Public safety organization.—~~ The term "public safety organization" means an organization that represents the inter without the need for proprietary interfaces and regardless of personnel in— (A) local law enforcement; (B) fire and rescue; (C) emergency medical service; or (D) 9-1-1 services. ~~(11) Reliability.—~~ The term "reliability" means the employment of sufficient measures to ensure the ongoing operation of Next Generation 9-1-1 jurisdiction, equipment, device, software, service provider, or any other factor; and

~~(E) ensures reliability by enabling ongoing operation,~~ including through the use of geo-diverse; device- and network-agnostic elements that provide more than ~~one~~ 1 physical route between end points with no common points where a single failure at that point would cause the operation of Next Generation 9-1-1 to fail.

~~(126) STATE OR TAXING JURISDICTION.—~~ THE TERM "STATE OR TAXING JURISDICTION" HAS THE MEANING GIVEN SUCH TERM IN SECTION 6(F)(3)(D) OF THE WIRELESS COMMUNICATIONS AND PUBLIC SAFETY ACT OF 1999 (47 U.S.C. 615A-1(F)(3)(D)). ~~(13) SUSTAINABLE FUNDING MECHANISM.—~~ THE TERM "SUSTAINABLE FUNDING MECHANISM" MEANS A FUNDING MECHANISM THAT PROVIDES ADEQUATE REVENUES TO COVER ONGOING EXPENSES, INCLUDING OPERATIONS, MAINTENANCE, AND UPGRAD.— The term "State" means any State of the United States, the District of Columbia, Puerto Rico, American Samoa, Guam, the United States Virgin Islands, the Northern Mariana Islands, and any other territory or possession of the United States.

[NOTE-- MOVED /tIII/stN to /tIII/stK ]

**Subtitle ~~NK~~— Manufacturing Supply Chain Other Matters Related to Connectivity**

[NOTE-- DELETED /tIII/stN/s31401: ~~Sec. 31401. Critical manufacturing Supply Chain Resilience~~]

[NOTE-- MOVED /tIII/stO to /tIII/stN ]

**Sec. 30472. Federal Energy Regulatory Commission 1201. Outreach**

In addition to amounts otherwise available, there is appropriated to the Federal Energy Regulatory ~~Communications~~ Commission for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2031 ~~(except that no amounts may be disbursed after September 30, 2031)~~, to provide for more efficient and more effective environmental reviews under the National Environmental Policy Act of 1969 through the hiring and training of additional personnel, the development of programmatic assessments or templates, the procurement of technical or scientific services, the development of data or technology systems, stakeholder and community engagement, to conduct outreach and provide education to the public regarding the broadband and communications affordability programs of the Federal Communications Commission to raise awareness about the programs and the purchase of new equipment. ~~lp consumers access the programs.~~

**Sec. 31202. Future of Telecommunications Council**

In addition to amounts otherwise available, there is appropriated to the Secretary of Commerce for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$7,000,000, to remain available until September 30, 2031, to establish a council of 14 members in coordination with the Committee on Commerce, Science, and Transportation of the Senate, the Committee on Energy and Commerce of the House of Representatives, the Deputy Secretary of Commerce, the Assistant Secretary of Commerce for Communications and Information, the Under Secretary of Commerce for Standards and Technology, the Chair of the Federal Communications Commission, the Director of the National Science Foundation, the Majority Leader of the Senate, and the Speaker of the House of Representatives, to be known as the "Future of Telecommunications Council", to advise Congress on the development and adoption of 6G and other advanced wireless communications technologies, including ensuring equity in access to those technologies for communities of color and rural communities.

**Sec. 31203. Affordability** (l)

(a) DEFINITIONS.— In this section:

(1) BROADBAND; BROADBAND SERVICE.— The term "broadband" or "broadband service" has the meaning given the term "broadband internet access service" in section 8.1 of title 47, Code of Federal Regulations, or any successor regulation.

(2) COVERED BROADBAND SERVICE.— The term "covered broadband service" means broadband service being delivered through a broadband network that can easily scale speeds over time to—

(A) meet the evolving connectivity needs of households and businesses; and

(B) support the deployment of 5G, successor wireless technologies, and other advanced services.

(3) COVERED PUBLIC-PRIVATE PARTNERSHIP.— The term "covered public-private partnership" means a partnership between—

(A) a State, 1 or more political subdivisions of a State, a utility (including a utility cooperative), a public utility district, a nonprofit organization, a regional planning council, or an economic development authority; and

(B) a provider of covered broadband service.

(4) STATE.— The term "State" means any State of the United States, the District of Columbia, Puerto Rico, American Samoa, Guam, the United States Virgin Islands, the Northern Mariana Islands, and any other territory or possession of the United States.

(b) FUNDING.—

(1) PILOT PROJECTS.— In addition to amounts otherwise available, there is appropriated to the National Telecommunications and Information Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$295,000,000, to remain available until September 30, 2031, for grants to covered public-private partnerships for pilot projects to increase access to affordable covered broadband service in urban communities, including communities of color and for low- and middle-income consumers, through long-term solutions for such affordability.

(2) ADVISORY COMMITTEE.— In addition to amounts otherwise available, there is appropriated to the National Telecommunications and Information Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$5,000,000, to remain available until September 30, 2031, to establish an advisory committee of 12 members consisting of experts on broadband affordability from diverse backgrounds, to be known as the "Affordable Urban and Suburban Broadband Advisory Committee", to advise the National Telecommunications and Information Administration, the Federal Communications Commission, and Congress on ways to make broadband more affordable for urban and suburban broadband subscribers, including for communities of color and low- and middle-income consumers, through long-term solutions for such affordability.

**Sec 31204 Access to devices** (l)

(a) DEFINITIONS.— In this section:

(1) ASSISTANT SECRETARY.— The term "Assistant Secretary" means the Assistant Secretary of Commerce for Communications and Information.

(2) CONNECTED DEVICE.— The term "connected device" means any of the following devices that meets minimum standards established by the Assistant Secretary:

(A) A WiFi-enabled desktop computer.

(B) A WiFi-enabled laptop computer.

(C) A WiFi-enabled tablet computer.

(D) Any similar WiFi-enabled device (except for a telephone or smartphone).

(3) CONNECTED DEVICE DISTRIBUTION PROGRAM.— The term "connected device distribution program" means a program approved by the Assistant Secretary that makes available connected devices for free or at a low cost to an eligible household.

(4) ELIGIBLE HOUSEHOLD.— The term "eligible household" means a household in which—

(A) at least one member of the household meets the qualifications for the Lifeline program of the Federal Communications Commission, except that a household shall be deemed to meet the income component of those qualifications if the household's income is at or below 200 percent of the Federal Poverty Guidelines for a household of that size;

(B) at least one member of the household has applied for and been approved to receive benefits under the free and reduced price lunch program or the school breakfast program;

(C) at least one member of the household has received a Federal Pell Grant in the current award year, if such award is verifiable through the National Verifier or National Lifeline Accountability Database or a connected device distribution program verifies eligibility; or

(D) at least one member of the household receives assistance through the special supplemental nutritional program for women, infants, and children.

(b) CONNECTED DEVICE GRANT PROGRAM.—

(1) APPROPRIATIONS.—

(A) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Assistant Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$475,000,000, to remain available until September 30, 2031, for the awarding of grants to connected device distribution programs in accordance with this section.

(B) ADMINISTRATION.— In addition to amounts otherwise available, there is appropriated to the Assistant Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$20,000,000, to remain available until September 30, 2031, to administer this section, including providing technical assistance to a connected device distribution program.



(C) OUTREACH.— In addition to amounts otherwise available, there is appropriated to the Assistant Secretary for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$5,000,000, to remain available until September 30, 2031, to conduct outreach related to the availability of grants under this section.

(2) USE OF FUNDS.—

(A) IN GENERAL.— A connected device distribution program shall use grant funds received under this section for—

(i) the reasonable purchase or refurbishment cost of connected devices for distribution to eligible households consistent with this section; and

(ii) the reasonable administrative costs associated with the distribution of connected devices described in clause (i).

(B) LIMITATION.— A connected device distribution program may use grant funds received under this section to provide not more than—

(i) 1 connected device to an eligible household that includes not more than 2 members over the age of 6; or

(ii) 2 connected devices to an eligible household that includes not fewer than 3 members over the age of 6.

(3) CLAWBACK.— If a connected device distribution program is found to have used grant funds awarded under this section in a manner not permitted under this section or is found to have otherwise violated a requirement under this section, the Assistant Secretary shall recover from the program some or all of the grant funds awarded to the program.

## Subtitle ML— Distance Learning

[NOTE-- MOVED /tIV/stC/s40204 to /tIV/stC/s40203 ]

### Sec. 31301. Additional support for distance learning

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, ~~out of any money in the Treasury not otherwise appropriated—(1) \$4,000,000,000~~ to the Emergency Connectivity Fund established under subsection (c)(1) of section 7402 of the American Rescue Plan Act of 2021 (Public Law 117–2) for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$300,000,000, to remain available until September 30, 2030, to provide support under the covered regulations promulgated under subsection (a) of ~~such that~~ section, except that ~~such that~~ amount shall be used to provide support under the covered regulations for costs incurred after the date of enactment of this Act but before June 30, 2030, regardless of whether those costs are incurred during a COVID–19 emergency period (as defined in subsection (d) of ~~such section~~); and ~~(2) \$500,000 to the Inspector General of the Federal~~

~~Communications Commission to conduct oversight of support provided under the covered regulations. Amounts appropriated by this subsection shall remain available until September 30, 2030~~*(that section)*.

(b) LIMITATION.— None of the funds appropriated ~~by~~*under* subsection (a)~~(4)~~ may be used to purchase, rent, lease, or otherwise obtain any covered communications equipment or service (as defined in section 9 of the Secure and Trusted Communications Networks Act of 2019 (47 U.S.C. 1608)).

[NOTE-- DELETED /tIV/stC/s40205: ~~Sec. 40205. Self-help homeownership opportunity program~~]

[NOTE-- MOVED /tIV/stD to /tIII/stM ]

## ~~Subtitle DM— HUD and Community Capacity Building~~ **Manufacturing Supply Chain and Tourism**

### ~~Sec. 30302. Community water system risk and~~ **1401. Manufacturing supply chain resilience**

In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$5,000,000,000, to remain available until expended, ~~for grants under section 1433(g) of the Safe Drinking Water Act (42 U.S.C. 300i-2(g))~~*September 30, 2026, to the Office of the Secretary of Commerce, to support the resilience of manufacturing supply chains affecting interstate commerce and related administrative costs, by—*

- (1) mapping and monitoring manufacturing supply chains;*
- (2) facilitating and supporting the establishment of voluntary standards, guidelines, and best practices;*
- (3) identifying, accelerating, promoting, demonstrating, and deploying technological advances for manufacturing supply chains; and*
- (4) providing grants, loans, and loan guarantees to maintain and improve manufacturing supply chain resiliency.*

### **Sec. 31402. Destination marketing organization grant program to promote safe domestic travel**

*(a) GRANTS FOR DOMESTIC MARKETING ORGANIZATIONS.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$47,500,000, to remain available until September 30, 2024, to the Secretary of Commerce to award grants to destination marketing organizations, including public or public-private entities that perform the functions of a destination marketing organization as determined by the Secretary, to conduct marketing*

activities to promote domestic travel within the United States, including with respect to current travel requirements and safe travel practices, with preference to destination marketing organizations promoting a town, city, State, or region where the civilian labor force in the accommodation, leisure, and hospitality sector has suffered, and continues to suffer, significant job losses as a result of the COVID-19 pandemic, as determined by the Secretary.

(b) ADMINISTRATIVE COSTS.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,500,000, to remain available until September 30, 2027, to the Secretary of Commerce for administrative costs associated with providing grants under subsection (a).

(c) DATA ON DOMESTIC TRAVEL AND TOURISM.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,000,000, to remain available until September 30, 2027, to the Secretary of Commerce to collect data on domestic travel and tourism in the United States, including the impact of the COVID-19 pandemic on domestic travel and tourism.

## Subtitle ~~ON~~— FTC Privacy Enforcement

### **Sec. 31501. Federal Trade Commission funding for a privacy bureau and related expenses—(a) Appropriation.—**

In addition to amounts otherwise available, there is appropriated to the Federal Trade Commission for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,050,000,000, to remain available until September 30, 2031, for carrying out this section. (b) Purposes.— The Federal Trade Commission shall use the funds appropriated under subsection (a) ~~29~~, to the Federal Trade Commission to create and operate a bureau, including by hiring and retaining technologists, user experience designers, and other experts as the Commission considers appropriate, to accomplish the ~~its~~ work of the Commission related to unfair or deceptive acts or practices relating to privacy, data security, identity theft, data abuses, and related matters.

[NOTE-- MOVED /tIII/stP to /tIII/stO ]

## Subtitle ~~PO~~— Department of Commerce Inspector General

### **Sec. 31601. Funding for the Office of the Inspector General of the Department of Commerce.**

(I)

In addition to amounts otherwise available, there is appropriated ~~to the Office of the Inspector General of the Department of Commerce~~ for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$405,000,000, to remain available until September 30, 2034, to the Office of Inspector General of the Department of Commerce for oversight of activities supported with funds appropriated to the Department of Commerce in this Act.

## Title IV—Committee on Financial Services

### Subtitle A—Creating and Preserving Affordable, Equitable and Accessible Housing for the 21st Century

#### Sec. 40001. Public housing investments

(a) APPROPRIATION.— In addition to amounts otherwise made available, there is appropriated to the Secretary of Housing and Urban Development (in this section referred to as the "Secretary") for fiscal year 2022, out of any money in the Treasury not otherwise appropriated—

(1) \$10,000,000,000, to remain available until September 30, 2031, for the Capital Fund under section 9(d) of the United States Housing Act of 1937 (42 U.S.C. 1437g(d)) pursuant to the same formula as in fiscal year 2021, to be made available within 60 days of the date of the enactment of this Act;

(2) \$66,553,000,000,000, to remain available until September 30, 2026, for eligible activities under section 9(d)(1) of the United States Housing Act of 1937 (42 U.S.C. 1437g(d)(1)) for priority investments as determined by the Secretary, to repair, replace, or construct properties assisted under such section 9;

(3) \$2,750,000,000,1,200,000,000, to remain available until September 30, 2026, for competitive grants under section 24 of the United States Housing Act of 1937 (42 U.S.C. 1437v) (in this section referred to as "section 24"), under the terms and conditions in subsection (b), for transformation, rehabilitation, and replacement housing needs of public and assisted housing, and to transform neighborhoods of poverty into functioning, sustainable mixed-income neighborhoods; ~~and~~;

(4) \$750,000,000, to remain available until September 30, 2031, for the costs to the Secretary of administering and overseeing the implementation of this section and the Public Housing Capital Fund and the section 24 grant program generally, including information technology, financial reporting, research and evaluation, other cross-program costs in support of programs administered by the Secretary in this title, and other costs; ~~the Secretary may transfer and merge amounts set aside under this subparagraph to section 40301. Amounts appropriated by this section shall remain available until September 30, 2031 and~~

~~(5) \$50,000,000, to remain available until September 30, 2031, to make new awards or increase prior awards to existing technical assistance providers to provide an increase in capacity building and technical assistance available to entities eligible for funding for activities or projects consistent with this section.~~

(b) TERMS AND CONDITIONS FOR SECTION 24 GRANTS.— Grants awarded under subsection (a)(3) shall be subject to terms and conditions determined by the Secretary, which shall include the following:

(1) USE.— Grant funds may be used for resident and community services, community development and revitalization, and affordable housing needs in the community.

(2) APPLICANTS.— Eligible recipients of grants shall include lead applicants and joint applicants, as follows:

(A) LEAD APPLICANTS.— A lead applicant shall be a local government ~~or~~, a public housing agency, or an owner of an assisted housing property.

(B) JOINT APPLICANTS.— A nonprofit organization or a for-profit developer may apply jointly as a joint applicant with such public entities specified in subparagraph (A).

(3) PERIOD OF AFFORDABILITY.— Grantees shall commit to a period of affordability determined by the Secretary of not fewer than 20 years, but the Secretary may specify a period of affordability that is fewer than 20 years with respect to homeownership units developed with section 24 grants.

(4) ENVIRONMENTAL REVIEW.— For purposes of environmental review, a grantee shall be treated as a public housing agency under section 26 of the United States Housing Act of 1937 (42 U.S.C. 1437x) ~~and grants from amounts made available under this heading shall be subject to the regulations issued by the Secretary to implement such section.~~ (5) Partnerships.— ~~Grantees shall create partnerships with other local organizations, included assisted housing owners, service agencies, and resident organizations.~~ (6) Unobligated balances.— ~~The Secretary may, until September 30, 2031, obligate any available unobligated balances made available under subsection (a)(3).~~ (7) Low-income.

~~(5) LOW-INCOME AND AFFORDABLE HOUSING.— Amounts made available under this section shall be used for low-income housing (as such term is defined under section 3(b) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b))), assisted housing, and affordable housing, which shall be housing for which the owner ~~or purchaser~~ of the project ~~has~~ recorded an affordability use restriction approved by the Secretary for households earning up to 120 percent of the area median income ~~for no fewer than 20 years~~ and is subject to the period of affordability under paragraph (3) of this subsection.~~

(c) OTHER TERMS AND CONDITIONS.— Grants awarded under this section shall be subject to the following terms and conditions:

(1) LIMITATION.— Amounts <sup>(1)</sup> provided pursuant to this section may not be used for operating costs or rental assistance.

(2) DEVELOPMENT OF NEW UNITS.— Paragraph (3) of section 9(g) of the United States Housing Act of 1937 (42 U.S.C. 1437g(g)(3)) shall not apply to new funds made available under this section.

(3) HEALTH AND SAFETY.— Amounts made available under this section shall be used to address health, safety, and environmental hazards, including lead, fire, carbon monoxide, mold, asbestos, radon, pest infestation, and other hazards as defined by the Secretary.

(4) ENERGY EFFICIENCY AND RESILIENCE.— Amounts made available under this section shall advance improvements to energy and water efficiency or climate and disaster resilience in housing assisted under this section.

~~(5) Alternative deadlines.— The Secretary shall establish, by notice, alternative deadlines to those established in section 9(j) of the United States Housing Act of 1937 (42 U.S.C. 1437g(j)) to provide public housing agencies reasonable periods of time to obligate and expend funds provided under paragraphs (1) and (2) of subsection (a).~~

(6) RECAPTURE.— If the Secretary recaptures funding allocated by formula from a public housing agency under ~~paragraph~~subsection (a)(1), such recaptured amounts shall be added to the amounts available under ~~paragraph~~subsection (a)(2), and shall be obligated by the Secretary prior to the expiration of such funds.

~~(7)~~ SUPPLEMENTATION OF FUNDS.— The Secretary shall ensure that amounts provided pursuant to this section shall serve to supplement and not supplant other amounts generated by a recipient of such amounts or amounts provided by other Federal, State, or local sources.

~~(8)~~ WAIVERS AND ALTERNATIVE REQUIREMENTS.— The Secretary may waive or specify alternative requirements for subsections (d)(1), (d)(2), (e), and (j) of section 9 of the United States Housing Act of 1937 (42 U.S.C. 1437g) and associated regulations in connection with the use of amounts made available under this section other than requirements related to tenant rights and protections, fair housing, nondiscrimination, labor standards, and the environment, upon a finding that the waiver or alternative requirement is necessary to facilitate the use of amounts made available under this section.

(d) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations or ~~notheices, or notices, her~~ guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, including to ensure that such programs, projects, or activities are completed in a timely and effective manner.

#### **Sec. 40002. Investments in affordable and accessible housing production**

(a) APPROPRIATION.— In addition to amounts otherwise made available, there is appropriated to the Secretary of Housing and Urban Development (in this section referred to as the "Secretary") for fiscal year ~~(2022)~~, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$34,770,000,000~~ 9,925,000,000, to remain available until September 30, 2026, for activities and assistance for the HOME Investment Partnerships Program (in this section referred to as the "HOME program"), as authorized under ~~title II sections 201 through 253 and 255 through 290~~ of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12721 ~~et seq.~~ 12753, 42 U.S.C. 12755-12840) (in this section referred to as "NAHA"); (2) ~~\$36,770,000,000~~ for activities and assistance for the HOME Investment Partnerships Program, as authorized under title II of NAHA, subject to the terms and conditions paragraph (1)(A) of subsection (b);

(2) \$14,925,000,000, to remain available until September 30, 2026, for activities and assistance for the HOME Investment Partnerships Program, as authorized under sections 201 through 253 and 255 through 290 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12721-12753, 42 U.S.C. 12755-12840), subject to the terms and conditions in paragraphs (1)(B) and (2) of subsection (b);

(3) ~~\$4050,000,000~~, to remain available until September 30, 2031, to make new awards or increase prior awards to existing technical assistance providers, ~~except that increases to prior awards do not exceed 10 percent of the amount made available under this subparagraph~~; to provide an increase in capacity building and technical assistance available to any grantees implementing activities or projects consistent with this section, ~~except that the Secretary may use not more than 10 percent of the amount made available under this paragraph to increase prior awards to existing technical assistance providers to provide an immediate increase in capacity building and technical assistance~~; and (4) ~~\$360,000,000~~; and

(4) \$100,000,000, to remain available until September 30, 2031, for the costs to the Secretary of administering and overseeing the implementation of this section and the HOME and Housing Trust Fund programs generally, including information technology, financial reporting, research and evaluations, and other cross-program costs in support of programs administered by the Secretary in this title, and other costs. ~~The Secretary may transfer and merge amounts appropriated under this paragraph to section 40301. Amounts appropriated by this section shall remain available until September 30, 2031. (b) Terms and condition.— (1) Formula.—~~

(b) TERMS AND CONDITIONS.—

(1) FORMULAS.—

(A) The Secretary shall allocate amounts made available under subsection (a)(1) pursuant to section 217 of NAHA (42 U.S.C. 12747) to grantees that received allocations pursuant to that same formula in fiscal year 2021 and shall make such allocations within 60 days of the enactment of this Act.

(B) The Secretary shall allocate amounts made available under subsection (a)(2) pursuant to the formula specified in section 1338(c)(3) of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4568(c)(3)) to grantees that received Housing Trust Fund allocations pursuant to that same formula in fiscal year 2021 and shall make such allocations within 60 days of the date of the enactment of this Act.

(2) ELIGIBLE ACTIVITIES.— Other than as provided in paragraph (5) of this subsection, funds made available under subsection (a)(2) may only be used for eligible activities described in subparagraphs (A) through (B)(i) of section 1338(c)(7) of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4568(c)(7)), except that not more than 10 percent of funds made available may be used for activities under such subparagraph (B)(i).

(3) FUNDING RESTRICTIONS.— The commitment requirements in section 218(g) (42 U.S.C. 12748(g)) of NAHA, the matching requirements in section 220 (42 U.S.C. 12750) of NAHA, and the set-aside for housing developed, sponsored, or owned by community housing development organizations required in section 231 of NAHA (42 U.S.C. 12771) shall not apply for amounts made available under this section.

(4) REALLOCATION.— For funds provided under paragraphs (1) and (2) of subsection (a), the Secretary may recapture certain amounts remaining available to a grantee under this section or amounts declined by a grantee, and reallocate such amounts to other grantees under that paragraph to ensure fund expenditure, geographic diversity, and availability of funding to communities within the State from which the funds have been recaptured.

(5) ADMINISTRATION.— Notwithstanding subsections (c) and (d)(1) of section 212 of NAHA (42 U.S.C. 12742), eligible grantees may use not more than 15 percent of their allocations under this section for administrative and planning costs.

(c) WAIVERS.— The Secretary may waive or specify alternative requirements for any provision of NAHA (~~42 U.S.C. 12701 et seq.~~ subsection (a)(1) or (a)(2)) or regulation for the administration of the amounts made available under this section other than requirements related to tenant rights and protections, 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.

(d) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations ~~or~~ the, notices, or notices, her guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

### Sec. 40003. Housing Investment Fund

(a) Establishment.— ~~There is established in the Treasury of the United States a fund to be known as the Housing Investment Fund, which shall be within the Community Development Financial Institutions Fund (in this section referred to as the "CDFI Fund"), to — (1) increase and preserve the affordability and quality of housing; (2) increase the availability of affordable, accessible housing; (3) improve the energy and water efficiency and resiliency of affordable housing; (4) enhance economic opportunities for residents, by financing or supporting affordable housing located within proximity to public transportation, as defined in section 5302 of title 49, United States Code, or centers of employment, and education, and critical community services; (5) match~~ APPROPRIATION.— In addition to



~~amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the creation of housing supply to existing demand and projected demand growth in the area, to the benefit of existing residents and with attention to preventing displacement of residents; and (6) further fair housing purposes addressing historic disinvestment, the concentration of poverty, and housing segregation on the basis of race, color, religion, natural origin, sex, disability, or familial status, surv not otherwise appropriated, to remain available until September 30, 2026—~~

~~(b1) Appropriation.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated— (1) \$9,640,000,000 to the Housing Investment Fund established by this section; and (2) \$360,000,000 for the costs to the CDFI Fund of administering and oversee \$200,000,000 to the Department of the Treasury to establish the Housing Investment Fund established by this section with the implementation of this section; including information technology, financial reporting, research and evaluations, fair housing compliance, and other costs. Amounts appropriated by this section shall remain available until September 30, 2031. (c) Expenditures from Fund.— Amounts in the Housing Investment Fund shall be available to Community Development Financial Institutions Fund (in this section referred to as the "CDFI Fund") to make grants to increase investment in the development, preservation, rehabilitation, financing, or purchase of affordable housing primarily for low-, very-low-, and extremely low-income families who are renters, and for homeowners with incomes up to 120 percent of the area median income. The CDFI Fund may impose such conditions as it deems necessary to achieve the program goals, including coordinating with the Secretary of Housing and Urban Development to housing achieve the purposes of subsection (a) (6), and for economic development and community facilities related to such housing and to further fair housing; and~~

~~(2) \$50,000,000 for the costs to the CDFI Fund of administering and overseeing the implementation of this section, including information technology, financial reporting, research and evaluations, and other costs.~~

~~(eb) ELIGIBLE GRANTEES.— A grant under this section may be made, pursuant to such requirements as the CDFI Fund shall establish for experience and success in carrying out the types of activities proposed under the application of the grantee, only to—~~

~~(1) a CDFI Fund certified community development financial institution, as such term is defined in section 103 of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4702) that is not found to be out of compliance with the obligation to affirmatively further fair housing, as applicable;~~

~~(2) a nonprofit organization having as one of its principal purposes the creation, development, or preservation of affordable housing and that is not found to be out of compliance with the obligation to affirmatively further fair housing, as applicable, including a subsidiary of a public housing authority; or~~

~~(3) a consortium comprised of certified community development financial institutions, eligible nonprofit housing organizations, or a combination of both.~~

~~(e)~~ ELIGIBLE USES.— ~~Eligible uses for grant~~ amounts awarded from the Housing Investment Fund pursuant to this section may be used for the purposes described in subsection (c), including for the following uses: shall—

(1) be reasonably expected to result in eligible affordable housing activities that support or sustain affordable housing funded by a grant under this section and capital from other public and private sources; and

~~(42) To provide loan loss reserve~~ include activities:—

~~(2A) To~~ capitalize an acquisition fund to acquire residential, industrial, or commercial property and land for the purpose of the preservation, development, or rehabilitation of affordable, ~~accessible~~ housing, including to support the creation, preservation, or rehabilitation of resident-owned manufactured housing communities;:

~~(3B) To~~ capitalize an affordable housing fund—, for development, preservation, rehabilitation, or financing of affordable housing and economic development activities, including community facilities, if part of a mixed-use project, or activities described in this paragraph related to transit-oriented development, which may also be designated as a focus of such a fund;: and

~~(4C) To~~ capitalize an affordable housing mortgage fund, to facilitate the origination of mortgages to buyers that may experience significant barriers to accessing affordable mortgage credit, including mortgages having low original principal obligations;:

~~(5D) For~~ risk-sharing loans;:

~~(6E) To~~ provide loan guarantees. ~~(7) To fund rental housing operations.~~ (f) Applications.— ~~The CDFI Fund shall provide, an application process, for eligible grantees under subsection (d) to submit applications for Housing Investment Fund grants to the CDFI Fund at such time and in such manner as the CDFI Fund shall determine.~~ (g) Grant limitation.— ~~(1) In general.— The CDFI Fund shall establish limitations on aggregate funds available for an eligible grantee and its subsidiaries and affiliates, and eligible uses and activities as appropriate. (2) Leverage of funds.— Each grant from the Housing Investment Fund awarded under this section shall be reasonably expected to result in eligible affordable housing activities that support or sustain affordable housing funded by a grant under this section and capital from other public and private sources. (h) Direct hiring authority.— The CDFI Fund may use direct hiring authority to hire employees to administer the Housing Investment Fund. (i; and~~

(E) to fund rental housing operations.

(d) IMPLEMENTATION.— The CDFI Fund shall have the authority to issue such regulations, notice, or other guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including to ensure that such programs, projects, or activities are completed in a timely and effective manner.~~ <sup>(l)</sup>

**Sec. 40004. Section 811 supportive housing for people with disabilities**

(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 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$898,450,000,000~~ \$450,000,000 for capital advances, including amendments to capital advance contracts, for supportive housing for persons with disabilities, as authorized by section 811(b)(2) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013(b)(2)) (in this section referred to as the "Act"), and subject to subsections (a) through (h)(4), (h)(6) through (i)(1)(C), and (i)(2) through (m) of such section 811 (42 U.S.C. 8013(a)-42 U.S.C. 8013(h)(4), 42 U.S.C. 8013(h)(6)-42 U.S.C. 8013(i)(1)(C), 42 U.S.C. 8013(i)(2)-42 U.S.C. 8013(m)), and for project rental assistance for supportive housing for persons with disabilities under section 811(d)(2) of the Act and for project assistance contracts pursuant to section 202(h) of the Housing Act of 1959 (Public Law 86-372; 73 Stat. 667), for project rental assistance to State housing finance agencies and other appropriate entities as authorized under section 811(b)(3) of the Act, for State housing finance agencies;

(2) ~~\$45,07,500,000~~ \$45,07,500,000 for providing technical assistance to support State-level efforts to integrate housing assistance and voluntary supportive services for residents of housing receiving such assistance, which funding may also be used to provide technical assistance to applicants and potential applicants to understand program requirements and develop effective applications, and the Secretary may use ~~up to 10 percent of such amounts~~ made available under this paragraph to increase prior awards to existing technical assistance providers to provide an immediate increase in capacity building and technical assistance; and

(3) ~~\$87,042,500,000~~ \$87,042,500,000 for the costs to the Secretary of administering and overseeing the implementation of this section and the Supportive Housing for Persons with Disabilities program generally, including information technology, financial reporting, research and evaluations, other cross-program costs in support of programs administered by the Secretary in this title, and other costs; ~~the Secretary may transfer and merge amounts appropriated under this paragraph to section 40301. Amounts appropriated by this section shall remain available until September 30, 2031. (b) Waivers.— The Secretary may waive or specify alternative requirements for any provis.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) LIMITATIONS ON COSTS.— When awarding grants under paragraph (1) of subsection (a), the Secretary shall establish and assess reasonable development cost limitations by market area for various types and sizes of supportive housing for persons with disabilities. The Secretary shall not count owner or sponsor contributions of section 811(b)(3) of the Act (42 U.S.C. 8013(b)(3)), or regulation that the Secretary administers that is applicable to such statute (1) other than requirements related to fair housing,

~~nondiscrimination, labor standards, and the environment, other funding or assistance against the overall cost of a project.~~

(c) OCCUPANCY STANDARDS.— The owner or sponsor of housing assisted with funds provided under this section may, with the approval of the Secretary, limit occupancy with the housing to persons with disabilities who can benefit from the supportive services offered in connection with the housing.

(d) WAIVERS.— The Secretary may waive or specify alternative requirements for subsection (c) or (bb) of section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f (c), 1437f(bb)) upon a finding that the waiver or alternative requirement is necessary to facilitate the use of amounts made available under this section.

~~(ee) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations or other, notices, or notices, her guidance, forms, instructions, and publications as may be necessary or appropriate to carry out the programs, projects, or activities authorized under this section, including to ensure that such programs, projects, or activities are completed in a timely and effective manner.~~

#### **Sec. 40005. Section 202 supportive housing for the elderly program**

(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 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$2,364~~50,000,000 for the Supportive Housing for the Elderly Program authorized under section 202 of the Housing Act of 1959 ~~(42 U.S.C. 1701q, and subject to subsections (a) through (g), (h)(2) through (h)(5), and (i) through (m) of such section 202 (12 U.S.C. 1701q(a)-12 U.S.C. 1701q(g), 12 U.S.C. 1701q(h)(2)-12 U.S.C. 1701q(h)(5), 12 U.S.C. 1701q(i)-12 U.S.C. 1701q(m))~~ (in this section referred to as the "Act"), which shall be used—

(A) for capital advance awards in accordance with section 202(c)(1) of the Act to recipients that are eligible under the Act;

(B) for new section 8 project-based rental assistance contracts in accordance with ~~sub~~under section 8(b) ~~of this section and section 8~~ of the United States Housing Act of 1937 Act (42 U.S.C. 1437f), ~~(in this section referred to as the "1937 Act") for capital advance projects, including new project-based rental assistance contracts under section 8 of the 1937 Act for capital advance projects notwithstanding subsections (b) and (c) of section 202 of the Act (42 U.S.C. 1701q) and section 8 of the 1937 Act (42 U.S.C. 1437f)(b)), subject to subsection (c) of this section,~~ with the Secretary setting the terms of such project-based rental assistance contracts, including the duration and provisions regarding rent setting and rent adjustment, to support the capital advance projects funded under this section; and (I)

(C) for service coordinators;

(2) ~~\$15,07,500,000~~, to provide technical assistance to support State-level efforts to improve the design and delivery of voluntary supportive services for residents of any housing assisted under the Act and other housing supporting low-income older adults, in order to support residents to age-in-place and avoid institutional care, as well as to assist applicants and potential applicants with project-specific design, and the Secretary may use ~~up to 10 percent of such amounts~~ made available under this paragraph to increase prior awards to existing technical assistance providers to provide an immediate increase in capacity building and technical assistance; and

(3) ~~\$125,042,500,000~~ for the costs to the Secretary of administering and overseeing the implementation of this section and the Supportive Housing for the Elderly program generally, including information technology, financial reporting, research and evaluation, other cross-program costs in support of programs administered by the Secretary in this title, and other costs; ~~the Secretary may transfer and merge amounts appropriated under this paragraph to section 40304. Amounts appropriated by this section shall remain available until September 30, 2031.~~ (b) ~~Waivers.— The Secretary may waive or specify alternative requirements for any provision of section 202 of the Act (12 U.S.C. 1701q), see.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) LIMITATION ON COSTS.— When awarding grants under paragraph (1) of subsection (a), the Secretary shall establish and assess reasonable development cost limitations by market area for various types and sizes of supportive housing for the elderly. The Secretary shall not count owner or sponsor contribution—8s of othe 1937 Act (42 U.S.C. 1437f), or regulation that the Secretary administers that is applicable to such statutes other than requirements related to fair housing, nondiscrimination, labor standards, and the environment; r funding or assistance against the overall cost of a project.

(c) WAIVERS.— The Secretary may waive or specify alternative requirements for any provision of subsection (c) or (bb) of section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f(c), 1437f(bb)) upon a finding that the waiver or alternative requirement is necessary to facilitate the use of amounts made available under this section.

(ed) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, notices, or other notices, guidance, forms, instructions, and publications as may be necessary or appropriate to carry out the programs, projects, or activities authorized under this section, including to ensure that such programs, projects, or activities are completed in a timely and effective manner.

#### **Sec. 40006. Improving energy efficiency or water efficiency or climate resilience of affordable housing**

(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 ~~2022~~ <sup>(7)</sup>, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$5,314,01,770,000~~ for providing direct loans, which may be forgivable, to remain available until September 30, 2028, for the cost of providing direct loans, including the costs of modifying such loans, and for grants, as provided for and subject to terms and conditions, ~~including affordability requirements, determined by the Secretary in subsection (b), including to subsidize gross obligations for the principal amount of direct loans, not to exceed \$4,000,000,000,~~ to fund projects that improve the energy or water efficiency, indoor air quality and sustainability improvements, implement low-emission technologies, materials, or processes, including zero-emission electricity generation, energy storage, or building electrification, electric car charging station installations, or address climate resilience of multifamily properties;

(2) ~~\$7625,000,000,~~ to remain available until September 30, 2030, for the costs to the Secretary of administering and overseeing the implementation of this section, including information technology, financial reporting, research and evaluation, other cross-program costs in support of programs administered by the Secretary in this title, and other costs; ~~and the Secretary may transfer and merge amounts appropriated under this paragraph to section 40301;~~ (3) ~~\$360,000,000~~

(3) \$120,000,000, to remain available until September 30, 2029, for expenses of contracts administered by the Secretary, including to carry out property climate risk, energy, or water assessments, due diligence, and underwriting functions for such grant and direct loan program; and

(4) ~~\$25085,000,000,~~ to remain available until September 30, 2028, for energy and water benchmarking of properties eligible to receive grants or loans under this section, regardless of whether they actually received such grants, along with associated data analysis and evaluation at the property and portfolio level, including the development of information technology systems necessary for the collection, evaluation, and analysis of such data. ~~Amounts appropriated by this section shall remain available until September 30, 2031.~~ (b) Eligible recipient

(b) LOAN AND GRANT TERMS AND CONDITIONS.— Amounts made available under this section shall be for direct loans, grants, and direct loans that can be converted to grants to properties eligible recipients that agree to an extended period of affordability for the property.

(c) DEFINITIONS.— As used in this section—

(1) the term "eligible recipient" means any owner or sponsor of an eligible property; and

(2) the term "eligible property" means a property receiving—

(A) project-based assistance pursuant to section 202 of the Housing Act of 1959 (12 U.S.C. 1701q);;

(B) section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013);; or

(C) section 8(b) of the United States Housing Act of 1937 (42 U.S.C. 1437f(b)). ~~(e) Costs.— The costs of direct loans provided under this section, including the cost of modifying such direct loans or converting direct loans into~~

~~grants, shall be as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a).~~

(d) ~~WAIVER.— The Secretary may waive or specify alternative requirements for any provision of subsection 202 of the Housing Act of 1959 (42 U.S.C. 1701a), section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), (c) or (bb) of section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f(c), or any regulation applicable to such statutes other than requirements related 1437f(bb)) upon a finding that the waiver or alternative requirement is necessary to facilitate to tenant rights and protections, rent setting, fair housing, nondiscriminhe use of amounts made available under this section.~~

~~(e) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, labor standards, and the environment, upon a finding that the waiver or alternative requirement notices, or other guidance, forms, instructions, and publications to carry out the programs, projects, or activities authorized under this necessary to facilitate the use of such amountstion to ensure that such programs, projects, or activities are completed in a timely and effective manner.~~

#### **Sec. 40007. Revitalization of distressed multifamily properties**

(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 2022, out of any money in the Treasury not otherwise appropriated—~~

~~(1) \$3,871,450,000,000 for providing direct loans, which may be forgivable, to owners of distressed properties for the purpose of making necessary physical improvements, including to subsidize gross obligations for the principal amount of direct loans not to exceed \$6,000,000,000, subject to the terms and conditions in subsection (b); and~~

~~(2) \$4350,000,000 for the costs to the Secretary of administering and overseeing the implementation of this section and the Office of Housing programs generally, including information technology, financial reporting, research and evaluations, other cross-program costs in support of programs administered by the Secretary in this title, and other costs; the Secretary may transfer and merge amounts appropriated under this paragraph to section 40304.~~

~~Amounts appropriated by this section shall remain available until September 30, 203429.~~

~~(b) LOAN TERMS AND CONDITIONS.—~~

~~(1) ELIGIBILITY.— Owners of distressed sponsors of multifamily housing projects who meet each of the following requirements shall be eligible for loan assistance under this section:~~

~~(A) The multifamily housing project, including any project from which assistance has been approved to be transferred has deficiencies that cause the project to be at risk of physical obsolescence or economic non-viability.~~

(B) The actual rents received by the owner or sponsor of the distressed property would not adequately sustain the debt needed to make necessary physical improvements.

(BC) ~~A~~The owner or sponsor meets any such additional eligibility criteria as the Secretary determines to be appropriate, ~~include~~considering factors that contributed to the property's distressed state ~~subject's deficiencies~~.

(2) USE OF LOAN FUNDS.— Each recipient of loan assistance under this section may only use such loan assistance to make necessary physical improvements ~~to a distressed property~~.

(3) LOAN AVAILABILITY.— The Secretary shall only provide loan assistance to an owner ~~of a distressed property~~ sponsor of a multifamily housing project when such assistance, considered with other financial resources available to the owner, ~~is necessary to remove the property from a distressed state. The Secretary may provide assistance in any amount that the Secretary determines is needed to make the necessary physical improvements that will correct the deficiencies of the distressed property or sponsor, is needed to make the necessary physical improvements.~~

(4) INTEREST RATES AND LENGTH.— Loans provided under this section shall bear interest at 1 percent, and at origination shall have a repayment period coterminous with the affordability period established under paragraph (56), with the frequency and amount of repayments to be determined by requirements established by the Secretary.

(5) LOAN MODIFICATIONS OR FORGIVENESS.— With respect to loans provided under this section, the Secretary may take any of the following actions if the Secretary determines that doing so will preserve affordability of the property:

- (A) Waive any due on sale or due on refinancing restriction.
- (B) Consent to the terms of new ~~owner~~ debt to which the loans may be subordinate, even if such new debt would impact the ~~rate of~~ repayment of the loans.
- (C) Extend the term of the loan.
- (D) Forgive the loan in whole or in part.

(6) EXTENDED AFFORDABILITY PERIOD.— Each recipient of loan assistance under this section shall agree to an extended affordability period for the property that is subject to the loan by extending any existing affordable housing use agreements for an additional 30 years or, if the property is not currently subject to a use agreement establishing affordability requirements, by establishing a use agreement for 30 years.

(7) MATCHING CONTRIBUTION.— Each recipient of loan assistance under this section shall secure at least 20 percent of the total cost needed to make the necessary physical improvements from non-Federal sources ~~other than under this section~~, except in cases where the Secretary determines that a lack of financial resources qualifies a loan recipient for—

- (A) a reduced contribution below 20 percent; or
- (B) an exemption to the matching contribution requirement.



(8) ADDITIONAL LOAN CONDITIONS.— The Secretary may establish additional conditions for loan eligibility provided under this section as the Secretary determines to be appropriate.

~~(9) PROPERTIES INSURED UNDER NATIONAL HOUSING ACT.— IN THE CASE OF A LOAN ISSUED UNDER THIS SECTION THAT IS SECURED BY A PROPERTY WITH INSURANCE UNDER TITLE II OF THE NATIONAL HOUSING ACT (12 U.S.C. 1707 ET SEQ.), THE SECRETARY MAY USE FUNDS AVAILABLE UNDER THIS SECTION AS NECESSARY TO PAY FOR THE COSTS OF MODIFYING SUCH LOAN IN ACCORDANCE WITH SECTION 502 OF THE CONGRESSIONAL BUDGET ACT OF 1974 (2 U.S.C. 661A).~~ (10) COSTS.— THE COSTS OF DIRECT LOANS PROVIDED UNDER THIS SECTION, INCLUDING THE COST OF MODIFYING SUCH DIRECT LOANS, SHALL BE AS DEFINED IN SECTION 502 OF THE CONGRESSIONAL BUDGET ACT OF 1974 (2 U.S.C. 661A) BY THE SECRETARY.— In the case of any property with respect to which assistance is provided under this section that has a mortgage insured by the Secretary, the Secretary may use funds available under this section as necessary to pay for the costs of modifying such loan.

(c) DEFINITIONS.— As used in this section—

(1) the term "multifamily housing project" means a project consisting of ~~more than four~~ five or more dwelling units ~~assisted or approved to receive a transfer of assistance,~~ insured, or with a loan held by the Secretary or a State or State agency in part or in whole pursuant to—

(A) section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), not including ~~under~~ subsection (o)(13) of such section;

(B) section 202 of the Housing Act of 1959 (12 U.S.C. 1701q), as amended by section 801 of the Cranston-Gonzalez National Affordable Housing Act;

(C) section 202 of the Housing Act of 1959 (former 12 U.S.C. 1701q), as such section existed before the enactment of the Cranston-Gonzalez National Affordable Housing Act;

(D) section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013); or

(E) section 236 of the National Housing Act (12 U.S.C. 1715z-1); and

(2) the term "~~distressed property~~" ~~means a multifamily housing project that has deficiencies that cause the property to be at risk of physical obsolescence or economic non-viability;~~ (3) the term "~~Secretary~~ necessary physical improvements" ~~means the Secretary of Housing and Urban Development; and~~ (4) the term "necessary physical improvements" ~~means capital improvements~~ new construction or capital improvements to an existing multifamily housing project that the Secretary determines are necessary to address the ~~conditions making a property a distressed property~~ deficiencies or that rise to such a level that delaying physical improvements to the ~~property~~ ject would be detrimental to the longevity of the ~~property~~ ject as suitable housing for occupancy.

(d) <sup>(1)</sup> WAIVER.— The Secretary may waive or specify alternative requirements for any provision of subsection (c) or (bb) of section 8 of the United States Housing Act of 1937

(42 U.S.C. 1437f(c), 1437f(bb)) upon a finding that the waiver or alternative requirement is necessary to facilitate the use of amounts made available under this section.

(e) IMPLEMENTATION.— The Secretary shall have the authority to issue such regulations, notices, or other ~~notices~~; guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

### Sec. 40008. Investments in rural rental housing

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated to the ~~Secretary of Agriculture (in this section referred to as the "Secretary")~~ Rural Housing Service of the Department of Agriculture for fiscal year 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$4,361,800,000,000~~, to remain available until ~~expended~~ September 30, 2029, for carrying out new construction, improvements to energy and water efficiency or climate resilience, the removal of health and safety hazards, and the preservation and revitalization of housing authorized under sections 514, ~~515, and 516~~ of the Housing Act of 1949 (42 U.S.C. 1484, ~~1485, and 1486~~), ~~subject to the terms and conditions in subsection (b);~~ (2) ~~\$200,000,000~~, to remain available until ~~September 30, 2024~~, to provide grants under section 521(a)(2) of the Housing Act of 1949 ~~(ions (a)(1) through (a)(2), (b)(1) through (b)(3), (b)(5) through (aa)(2)(A), and (aa)(4) of section 515 of such Act (42 U.S.C. 1485(a)(1)-42 U.S.C. 1485(a)(2), 42 U.S.C. 1485(b)(1)-(b)(3), 42 U.S.C. 1485(b)(5)-42 U.S.C. 1490a(85(aa)(2)) or agreements entered into in lieu of debt forgiveness or payments for eligible households as authorized by section 502(e)(5)(D) of the Housing Act of 1949 (42 U.S.C. 1472(e)(5)(D))(A), 42 U.S.C. 1485(aa)(4)), and 516 of such act (42 U.S.C. 1486), subject to the terms and conditions in subsection (b);~~

(2) ~~\$100,000,000~~, to remain available until ~~September 30, 2029~~, to provide continued assistance ~~to households assisted pursuant to §section 3203 of the American Rescue Plan Act of 2021; and~~

(3) ~~\$24100,000,000~~, to remain available until ~~expended~~ September 30, 2030, for the costs to the ~~Secretary~~ Rural Housing Service of the Department of Agriculture of administering and overseeing the implementation of this section, including information technology, financial reporting, research and evaluations, other cross-program costs in support of programs administered by the Secretary in this title, and other costs.

(b) PRESERVATION AND REVITALIZATION TERMS AND CONDITIONS.—

(1) LOANS AND GRANTS AND OTHER ASSISTANCE.— The ~~Secretary~~ Administrator of the Rural Housing Service of the Department of Agriculture shall provide direct loans and grants, including the cost of modifying loans, ~~as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a)~~, to restructure existing Department of Agriculture multi-family housing loans expressly for the purposes of ensuring the

project has sufficient resources to preserve the project for the purpose of providing safe and affordable housing for low-income residents and farm laborers, including—

- (A) reducing or eliminating interest;
- (B) deferring loan payments;
- (C) subordinating, reducing, or re-amortizing loan debt; and
- (D) providing other financial assistance, including advances, payments, and incentives (including the ability of owners to obtain reasonable returns on investment) required by the Secretary, including such assistance to non-profit entities and public housing authorities.

(2) RESTRICTIVE USE AGREEMENT.— The ~~Secretary~~*Administrator of the Rural Housing Service of the Department of Agriculture* shall as part of the preservation and revitalization agreement obtain a restrictive use agreement consistent with the terms of the restructuring.

(c) IMPLEMENTATION.— The ~~Secretary~~*Administrator of the Rural Housing Service of the Department of Agriculture* shall have authority to issue such regulations ~~or other, notices, or other~~ guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section; ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

#### **Sec. 40009. Housing vouchers**

(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 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$48,461,000~~\$48,15,000,000,000 for—

(A) incremental tenant-based rental assistance for extremely low-income families under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o));

(B) renewals of such tenant-based rental assistance; and

(C) fees for the costs of administering tenant-based rental assistance and other eligible expenses, ~~as determined by the Secretary, such as security deposit assistance and other costs related to the retention and support of participating owners~~*which may include the cost of facilitating the use of voucher assistance provided under paragraph (5)*;

(2) ~~\$24,07,100~~\$24,07,100,000,000 for—

(A) incremental tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)) for households experiencing or at risk of ~~homelessness~~*homelessness, survivors of domestic violence, dating violence, sexual assault, and stalking, and survivors of trafficking families*;

(B) renewals of such tenant-based rental assistance; and

(C) fees for the costs of administering tenant-based rental assistance and other eligible expenses, ~~as determined by the Secretary, such as security deposit assistance and other costs related to the retention and support of participating owners~~which may include the cost of facilitating the use of voucher assistance provided under paragraph (5);

(3) \$~~51,000,000,000~~ for—

(A) tenant protection vouchers for relocation and replacement of public housing units demolished or disposed of pursuant to ~~section 18 of the United States Housing Act of 1937 (42 U.S.C. 1437p)~~ as part of a public housing preservation or project-based replacement transaction using funds made available under this ~~Act~~title;

(B) renewals of such tenant-based rental assistance; and

(C) fees for the costs of administering tenant-based rental assistance and other eligible expenses, ~~as determined by the Secretary, such as security deposit assistance and other costs related to the retention and support of participating owners~~which may include the cost of facilitating the use of voucher assistance provided under paragraph (5);

(4) \$~~75300,000,000~~ for competitive grants, subject to terms and conditions determined by the Secretary, to public housing agencies for mobility-related services for voucher families, including families with children, and service coordination;

(5) \$~~50230,000,000~~ for eligible expenses to facilitate the use of voucher assistance under this section and for other voucher assistance under section 8(o) of the United States Housing Act of 1937, as determined by the Secretary, in addition to amounts otherwise available for such expenses, including property owner outreach and retention activities such as incentive payments, security deposit payments and loss reserves, landlord liaisons, and other uses of funds designed primarily—

(A) to recruit owners of dwelling units, particularly dwelling units in census tracts with a poverty rate of less than 20 percent, to enter into housing assistance payment contracts; and

(B) to encourage owners that enter into housing assistance payment contracts as described in subparagraph (A) to continue to lease their dwelling units to tenants assisted under section 8(o) of the United States Housing Act of 1937;

(6) \$~~75300,000,000~~ for the costs to the Secretary of administering and overseeing the implementation of this section and the Housing Choice Voucher program generally, including information technology, financial reporting, research and evaluations, other cross-program costs in support of programs administered by the Secretary in this title, and other costs; and

(7) \$~~470,000,000~~ for making new awards or increasing prior awards to existing technical assistance providers to provide an increase in capacity building and technical assistance available to public housing agencies, ~~except that the Secretary~~

~~may use not more than 10 percent of the amount made available under this paragraph to increase prior awards to existing technical assistance providers to provide an immediate increase in capacity building and technical assistance.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) TERMS AND CONDITIONS.—

(1) ALLOCATION.— The Secretary shall allocate initial incremental assistance provided for rental assistance under subsection (a)(1) and (2) in each fiscal year commencing in 2022 and ending in 2026 in accordance with a formula or formulas that includes measures of severe housing need among extremely low-income renters and public housing agency capacity, and ensures geographic diversity among public housing agencies administering the Housing Choice Voucher program.

(2) ELECTION TO ADMINISTER.— The Secretary shall establish a procedure for public housing agencies to accept or decline the incremental vouchers made available under this section.

(3) FAILURE TO USE VOUCHERS PROMPTLY.— If a public housing agency fails to lease the authorized vouchers it has received under this subsection on behalf of eligible families within a reasonable period of time, the Secretary may offset the agency's voucher renewal allocations and may revoke and redistribute any unleased vouchers and associated funds, which may including administrative fees and ~~other expenses referred to in~~ amounts allocated under subsections (a)(3) and (a)(4), to other public housing agencies.

~~(4) Prohibi~~ LIMITATION OF USE UNDER MOVING TO WORK PROGRAM.— PUBLIC HOUSING AGENCIES DESIGNATED AS MOVING TO WORK AGENCIES SHALL BE ELIGIBLE FOR AN ALLOCATION UNDER THIS SECTION, BUT MAY ONLY USE SUCH AMOUNTS OF FUNDS.— Public housing agencies may use funds received under this section only for the activities listed in subsections (a) for which the funds were provided to such agency.

(5) CAP ON PROJECT-BASED VOUCHERS FOR VULNERABLE POPULATIONS.— Upon request by a public housing agency, the Secretary may designate a number of the public housing agency's vouchers allocated under this section as excepted units that do not count against the percentage limitation on the number of authorized units a public housing agency may project-base under section 8(o)(13)(B) of the United States Housing Act of 1937, in accordance with the conditions established by the Secretary. This paragraph may not be construed to waive, limit, or specify alternative requirements, or permit such waivers, limitations, or alternative requirements, related to fair housing and nondiscrimination, including the requirement to provide housing and services to individuals with disabilities in integrated settings.

~~(e) Implementation.— The Secretary shall have authority to issue such regulations or other notices, guidance, forms, instructions, and publications as may be necessary or appropriate~~ HOMELESS WAIVER AUTHORITY.— In administering the voucher assistance targeted for households experiencing or at risk of homelessness, survivors of domestic violence, dating violence sexual assault, and stalking, and

survivors of trafficking under subsection (a)(1), the Secretary may, upon a finding that a waiver or alternative requirement is necessary to facilitate the use of such assistance, waive or specify alternative requirements for—

(A) section 8(o)(6)(A) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(6)(A)) and regulatory provisions related to the administration of waiting lists and local preferences;

(B) section 214(d)(2) of the Housing and Community Development Act of 1980 (42 U.S.C. 1436a(d)(2)), section 576(a), (b), and (c) of the Quality Housing and Work Responsibility Act of 1998 (42 U.S.C. 13661(a), (b), and (c)), and regulatory provisions related to the verification of eligibility, eligibility requirements, and the admissions process;

(C) section 8(o)(7)(A) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(7)(A)) and regulatory provisions related to the initial lease term;

(D) section 8(r)(B)(i) of the United States Housing Act of 1937 (42 U.S.C. 1437f(r)(B)(i)) and regulatory provisions related to portability moves by non-resident applicants; and

(E) regulatory provisions related to the establishment of payment standards.

(c) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, notices, or other guidance, forms, instructions, and publications to carry out the programs, projects, or activities authorized under this section, including to ensure that such programs, projects, or activities are completed in a timely and effective manner.

#### **Sec. 40010. Project-based rental assistance**

(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 2022, out of any money in the Treasury not otherwise appropriated—

(1) \$14,768,800,000 for the project-based rental assistance program, as authorized under section 8(b) of the United States Housing Act of 1937 (42 U.S.C. 1437f(b)), (in this section referred to as the "Act"), subject to the terms and conditions of subsection (b) of this section;

(2) \$420,000,000 for providing technical assistance to recipients of or applicants for project-based rental assistance or to States allocating the project-based rental assistance; and

(3) \$2100,000,000 for the costs to the Secretary of administering and overseeing the implementation of this section and the section 8 project-based rental assistance program generally, including information technology, financial reporting, research and evaluations, and other cross-program costs in support of programs administered by the Secretary in this title, and other costs; ~~and the Secretary may transfer and merge amounts appropriated under this subparagraph to section 40304.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

## (b) TERMS AND CONDITIONS.—

(1) AUTHORITY.— Notwithstanding section 8(a) the Act (42 U.S.C. 1437f(a)), the Secretary may use amounts made available under this section to provide assistance payments with respect to newly constructed housing, existing housing, or substantially rehabilitated non-housing structures for use as new multifamily housing in accordance with this section and the provisions of section 8 of the Act. In addition, the Secretary may use amounts made available under this section for performance-based contract administrators for section 8 project-based assistance, for carrying out this section and section 8 of the Act.

(2) PROJECT-BASED RENTAL ASSISTANCE.— The Secretary may make assistance payments using amounts made available under this section pursuant to contracts with owners or prospective owners who agree to construct housing, to substantially rehabilitate existing housing, to substantially rehabilitate non-housing structures for use as new multifamily housing, or to attach the assistance to newly constructed housing in which some or all of the units shall be available for occupancy by very low-income families in accordance with the provisions of section 8 of the Act. In awarding contracts pursuant to this section, the Secretary shall give priority to owners or prospective owners of multifamily housing projects located or to be located in areas of high opportunity, as defined by the Secretary, in areas experiencing economic growth or rising housing prices to prevent displacement or secure affordable housing for low-income households, or that serve people at risk of homelessness or that integrate additional units that are accessible for persons with mobility impairments and persons with hearing or visual impairments beyond those required by applicable Federal accessibility standards.

(3) ALLOCATION.— ~~The Secretary may use various mechanisms, alone or in combination, to award grants with amounts made available under this section, including—~~ (A) using *shall make awards with amounts made available under this section using the following mechanisms, alone or in combination:*

~~(A)~~ (A) A competitive process, which the Secretary may carry out in multiple rounds of competition, each of which may have its own selection, performance, and reporting criteria as established by the Secretary;

~~(B)~~ (B) Selecting proposals submitted through FHA loan applications that meet specified criteria;

~~(C)~~ (C) Delegating to States and territories the awarding of contracts, including related determinations such as the maximum monthly rent, subject to the requirements of section 8 of the Act, as determined by the Secretary; ~~and (D) using any other means that the Secretary determines to be reasonable to accomplish the purposes of this section.~~

(4) CONTRACT TERM, RENT SETTING, AND RENT ADJUSTMENTS.— The Secretary may set the terms of the contract, including the duration and provisions regarding rent setting and rent adjustments. (l)

(c) **WAIVERS.**— The Secretary may waive or specify alternative requirements for any provision of ~~subsection 8 of the Act (42 U.S.C. 1437f) or regulation that the Secretary administers that is applicable to such statute other than requirements related to tenant rights and protections, rent setting, fair housing, nondiscrimination, labor standards, and the environment,~~(c) or (bb) of section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f(c), 1437f(bb)), upon a finding that the waiver or alternative requirement is necessary to expedite or facilitate the use of amounts made available under this section.

(d) **IMPLEMENTATION.**— The Secretary shall have the authority to issue such regulations, notices, or other ~~notices~~, guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, including to ensure that such programs, projects, or activities are completed in a timely and effective manner.

### **Sec. 40011. Investments in Native American Communities**

(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 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$784,375~~277,500,000 for grants ~~under title I authorized under of section 101(a)~~ of the Native American Housing Assistance and Self-Determination Act of 1996 (in this section referred to as "NAHASDA") (25 U.S.C. 4101 ~~et seq.~~)11(a), and the Secretary shall distribute such amount according to the same funding formula used in fiscal year 2021;

(2) ~~\$7200,000,000~~ for grants ~~under title VIII authorized under section 802(a)~~ of NAHASDA (25 U.S.C. 4221 ~~et seq.~~)2(a));

(3) ~~\$784,375~~277,500,000 for competitive grants to eligible recipients authorized under ~~title I section 101(a)~~ of NAHASDA (25 U.S.C. 4111 ~~et seq.~~)(a), which may be used for—

(A) new construction and rehabilitation of affordable housing;

(B) improving water or energy efficiency or increasing resilience to natural hazards for housing assisted by amounts made available under this subsection; or

(C) ~~other eligible affordable housing activities under NAHASDA;~~

(4) ~~\$334,25~~200,000,000 for—

(A) competitive single-purpose Indian community development block grants for Indian tribes under ~~title I section 106(a)(1)~~ of the Housing and Community Development Act of 1974 (42 U.S.C. 5304 ~~et seq.~~)6(a)(1)); and

(B) imminent threat ~~grants under title I Indian community development block grants under section 106(a)(1)~~ of the Housing and Community Development Act of 1974 (42 U.S.C. 5304 ~~et seq.~~)6(a)(1)) for Indian tribes, or a tribal organization,



governmental entity, or nonprofit organization designated by the Indian tribe to apply for a grant on its behalf, which may be used to—

(i) address environmental threats, including long-term environmental threats;

(ii) assist Indian tribes with relocating a portion of or entire communities due to changes to the local environment; or

(iii) assist Indian tribes with addressing other threats to health and safety;

(5) ~~\$250,000,000~~ for the costs to the Secretary of administering and overseeing the implementation of this section and Native American *and Native Hawaiian* programs generally, including information technology, financial reporting, research and evaluations, other cross-program costs in support of programs administered by the Secretary in this ~~Act~~*title*, and other costs; and

(6) ~~\$420,000,000~~ to make new awards or increase prior awards to existing technical assistance providers to provide an immediate increase in capacity building and technical assistance to grantees; ~~and the Secretary may use not more than 10 percent of the amount under this paragraph to increase prior awards to existing technical assistance providers to provide an immediate increase in capacity building and technical assistance. Amounts appropriated by this section shall remain available until September 30, 2031. (b) Grantee eligibility.— Notwithstanding any other provision of this section, of NAHASDA (25 U.S.C. 4101 et seq.), or of the provisions of title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq) applicable to the Indian community development block grant program, an Indian tribe shall be ineligible to receive grants with amounts made available under this section if the Secretary determines that the Indian tribe is not in compliance with obligations under its 1866 treaty with the United States as it relates to the inclusion of persons who are lineal descendants of Freedmen as having the rights of the citizens of such tribes, unless a Federal court has issued a final order that determines the treaty obligations with respect to including Freedmen as citizens. For purposes of this subsection, a court order is not considered final if time remains for an appeal or application for discretionary review with respect to the order. (c.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) PRELIMINARY FUNDING.—

(1) USE OF IMMINENT THREAT GRANT AMOUNTS.— Of any amounts made available in subsection (a)(4)(B), and in consultation with the Department of the Interior, the Secretary may award preliminary grants of up to \$2,000,000 each to applicants that have applied for a grant under subsection (a)(4)(B) before making a final determination as to whether to award a grant under subsection (a)(4)(B) to such applicant.

(2) NEED AND CAPACITY.— Prior to awarding a preliminary grant under this subsection, the Secretary must <sup>(1)</sup> determine, based on a preliminary assessment of need and administrative capacity, that the applicant is likely able to carry out the grant

successfully but would need additional administrative and planning resources to develop a comprehensive implementation plan and additional administrative capacity in order to successfully administer a grant under subsection (a)(4)(B).

~~(3) Eligible activities.— Such preliminary grants shall be used for eligible program activities, as defined by the Secretary, that the Secretary determines will allow the applicant to successfully implement the grant. (4) Inapplicability.— Such preliminary grants are not subject to administrative and planning caps. (5) Funding determinations.— The determination of whether to award a final grant under subsection (a)(4)(B) to an applicant after preliminary funding was granted to an applicant shall not be subject to review. (d) NAPPLICABILITY.— Such preliminary grants are not subject to administrative and planning caps.~~

~~(c) REALLOCATION.— Amounts made available under subsection (a)(1) that are not accepted within a time specified by the Secretary, are voluntarily returned, or are otherwise recaptured for any reason may be used to fund grants under paragraph (3) or (4) of subsection (a).~~

~~(e) Waivers.— The Secretary may waive or specify alternative requirements for any provision of NAHASDA (25 U.S.C. 4101 et seq.), title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq), or regulation that the Secretary administers that is applicable to such statutes other than requirements related to fair housing, nondiscrimination, labor standards, and the environment, upon a finding that the waiver or alternative requirement is UNDISBURSED FUNDS.— Amounts provided under this Act that remain undisbursed may not be used as a basis to reduce any grant allocation under section 302 of NAHASDA (25 U.S.C. 4152) to an Indian tribe in any fiscal year.~~

~~(e) PROHIBITION ON INVESTMENTS.— Amounts made available under this section may not be invested in investment securities and other obligations.~~

~~(f) WAIVERS.— With respect to amounts made available under this section, the Secretary may, upon a finding that a waiver or alternative requirement is necessary to facilitate the use of such amounts, waive or specify alternative requirements for—~~

~~(1) sections 101(b), 102, and 103 of NAHASDA (25 U.S.C. 4111(b), 4112, 4113) and regulatory provisions related to the submission and review of Indian Housing Plans;~~

~~(2) regulatory provisions related to exceeding the maximum caps on total development costs; and~~

~~(3) with respect to amounts made available under subsection (a)(4)—~~

~~(A) regulatory provisions related to the application process and funding criteria necessary to expedite or facilitate the use of such amounts made available under this section; and~~

~~(B) section 105(a) of the Housing and Community Development Act of 1974 (42 U.S.C. 5305(a)) and regulatory provisions related to new housing construction and the purchase of equipment.~~

~~(f)g) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, notices, or other notices, guidance, forms, instructions, and publications as may be~~

~~necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

## Subtitle B—21st Century Sustainable and Equitable Communities

### Sec. 40101. Community development block grant funding for affordable housing and infrastructure

(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 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$61,600,850,000~~ for grants ~~to grantees~~ under section ~~406s~~ 101, 102, 103, 104(a) through 104(i), 104(l), 104(m), 105(a) through 105(g), 106(a)(2), 106(a)(4), 106(b) through 106(f), 109, 110, 111, 113, 115, 116, 120, and 122 of the Housing and Community Development Act of 1974 (42 U.S.C. 5306) ~~under the community development block grant program under title I of such Act, subject to subsection (b) of this section, except that for purposes of amounts made available by this paragraph, paragraph (2) of such section 106(a) shall be applied by substituting "\$70,000,000" for "\$7,000,000"; (2) \$1,000,000,000 for assistance~~ 1, 5302, 5303, 5304(a)-(i), 5304(l), 5304(m), 5305(a)-(g), 5306(a)(2), 5306(a)(4), 5306(b)-(f), 5309, 5310, 5311, 5313, 5314, 5315, 5316, 5319, and 5321) to grantees under subsections (a)(2) and (4) of section 106 of such Act (42 U.S.C. 5306(a)(2), (4)), subject to subsection (b) of this section, except that for purposes of amounts made available by this paragraph, paragraph (2) of such section 106(a) shall be applied by substituting "\$70,000,000" for "\$7,000,000".

(2) \$700,000,000 for grants under sections 101, 102, 103, 104(a) through 104(i), 104(l), 104(m), 105(a) through 105(g), 106(a)(2), 106(a)(4), 106(b) through 106(f), 109, 110, 111, 113, 115, 116, 120, and 122 of title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301, 5302, 5303, 5304(a)-(i), 5304(l), 5304(m), 5305(a)-(g), 5306(a)(2), 5306(a)(4), 5306(b)-(f), 5309, 5310, 5311, 5313, 5314, 5315, 5316, 5319, and 5321) for assistance under the community development block grant program under title I of the Housing and Community Development Act of 1974 to community development block grant grantees, as determined by the Secretary, under subsection 106 of the Housing and Community Development Act of 1974 (42 U.S.C. 5306s (a)(2), (a)(4), and (b) through (f) of section 106 of such Act (5306(a)(2), 5306(a)(4), and 5306(b)-(f)), only for colonias, to address the community and housing infrastructure needs of existing colonia residents based on a formula that takes into account persons in poverty in the colonia areas, except that grantees may use funds in colonias outside of the 150-mile border area upon approval of the Secretary;

(3) ~~\$500,000,000 for grants under the community development block grant program under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) sections 101, 102, 103, 104(a) through 104(i), 104(l), 104(m), 105(a) through 105(g), 106(a)(2), 106(a)(4), 106(b) through 106(f), 109, 110, 111, 113, 115, 116, 120, and 122 of title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301, 5302, 5303, 5304(a)-(i), 5304(l), 5304(m), 5305(a)-(g), 5306(a)(2), 5306(a)(4), 5306(b)-(f), 5309, 5310, 5311, 5313, 5314, 5315, 5316, 5319, and 5321), to eligible recipients under subsection (d)~~ of this section for manufactured housing infrastructure improvements in eligible manufactured home communities;

(4) ~~\$300,087,500,000 for the costs to the Secretary of administering and overseeing the implementation of this section, the Community Development Block Grant program, and the manufactured home construction and safety standards program generally, including information technology, financial reporting, research and evaluations, fair housing compliance; other cross-program costs in support of programs administered by the Secretary in this title, and other costs; and the Secretary may transfer and merge amounts set aside under this paragraph to section 40301; and (5) \$100,0~~

(5) ~~\$27,500,000 for providing technical assistance to recipients of or applicants for grants under this section.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) HOUSING CONSTRUCTION.— Expenditures on new construction of housing shall be an eligible expense for a recipient of funds made available under this section that is not a recipient of funds under ~~title II of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 42 U.S.C. 12721 et seq.)~~ section 40002 of this title.

(c) MANUFACTURED HOUSING COMMUNITY IMPROVEMENT GRANT PROGRAM.—

(1) ESTABLISHMENT.— The Secretary of Housing and Urban Development shall carry out a competitive grant program to award funds appropriated under subsection (a)(43) to eligible recipients to carry out eligible projects for improvements in eligible manufactured home communities.

(2) ELIGIBLE PROJECTS.— Amounts from grants under this subsection shall be used ~~only~~ to assist in carrying out a project for construction, reconstruction, repair, or clearance of housing, facilities and improvements in or serving a manufactured housing community that— (A) ~~is critically needed~~ is necessary to protect the health and safety of the residents of the manufactured housing community and the long-term sustainability of the community; (B) ~~can be commenced expeditiously assisted by a grant under this subsection; and (C) includes activities—~~ (i) ~~eligible under the community development block grant program under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.); (ii) to facilitate installation, including foundation construction for new manufactured homes, as defined in section 603 of the National Manufactured Construction and Safety Standards Act of 1974 (42 U.S.C. 5402) and regulated under associated regulations, and previously sold certified manufactured homes; or (iii) to mitigate flood risk. (3) Criteria.— The~~

~~Secretary shall prioritize awards under this section by the extent to which the project will assist low-income families and preserve long-term housing affordability for residents of an eligible manufactured home community.~~

(d) WAIVERS.— The Secretary may waive or specify alternative requirements for any provision of title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) ~~subsection (a)(1), (a)(2), or (a)(3),~~ or regulation that the Secretary administers in connection with use of 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~~ not inconsistent with the overall purposes of such Act and that the waiver or alternative requirement is necessary to facilitate the use of amounts made available under this section.

(e) DEFINITIONS.— For purposes of this section, the following definitions shall apply:

(1) COLONIA AREA.— The term "colonia area" means any census tract that—

(A) is an area of the United States within 150 miles of the contiguous border between the United States and Mexico, except as otherwise determined by the Secretary; and

(B) lacks potable water supply, adequate sewage systems, ~~and lack of or~~ decent, safe, sanitary housing, ~~and/or~~ other objective criteria as approved by the Secretary.

(2) ELIGIBLE MANUFACTURED HOME COMMUNITY.— The term "eligible manufactured home community" means a community that—

(A) ~~meets the~~ is affordable housing safe harbor requirements of the Internal Revenue Service under section 601.201 of title 26, Code of Federal Regulations to low- and moderate-income persons (as such term is defined in section 102(a) of the Housing and Community Development Act of 1974 (42 U.S.C. 5302(a)); and

(B)

(i) is owned by the residents of the manufactured housing community through a resident-controlled entity, as defined by the Secretary, in which at least two-thirds of residents are member-owners of the land-owning entity; or

(ii) ~~the Secretary otherwise determines is subject to such binding agreements as are necessary to ensure that the manufactured housing community will be maintained as such a community, and~~ remain affordable for low- and moderate-income families ~~(as such term is defined in section 404 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 42704)), on a long-term basis,~~ to the maximum extent practicable and for the longest period feasible.

(3) ELIGIBLE RECIPIENT.— The term "eligible recipient" means a partnership of—

(A) a grantee under paragraph (2) or (4) of section 106(a) of the Housing and Community Development Act of 1974 (42 U.S.C. 5306(a)); and

(B) an eligible manufactured home community, a nonprofit entity, or a consortia of nonprofit entities working with an eligible manufactured home community.

(4) MANUFACTURED HOME COMMUNITY.— The term "manufactured home community" means any community, court, or park equipped to accommodate manufactured homes for which pad sites, with or without existing manufactured homes or other allowed homes, or other suitable sites, are used primarily for residential purposes, with any additional requirements as determined by the Secretary, including any manufactured housing community as such term is used for purposes of the program of the Federal National Mortgage Association for multifamily loans for manufactured housing communities and the program of the Federal Home Loan Mortgage Corporation for loans for manufactured housing communities.

(f) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, notices, or other ~~notices~~, guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

#### **Sec. 40102. Lead-based paint hazard control and housing-related health and safety hazard mitigation in housing of families with lower incomes**

(a) APPROPRIATION.— In addition to amounts otherwise made available, there is appropriated to the Secretary of Housing and Urban Development (in this section referred to as the "Secretary") for fiscal year 2022, out of any money in the Treasury not otherwise appropriated—

(1) \$~~63,430~~25,000,000 for grants to States, units of general local government, Indian tribes or their tribally designated housing entities, and nonprofit organizations for the activities under subsection (c) in target housing units, ~~and common areas servicing such units, where low-income families reside or are expected to reside that is not public housing, housing assisted by project-based rental~~ that do not receive Federal housing assistance other than assistance provided under subsection 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), ~~including under subsection paragraph (o)(13) of such section, nor housing assisted under section 202 of the Housing Act of 1959 (42 U.S.C. 1701q) or section 844 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8043) and common areas servicing such units, where low-income families reside or are expected to reside;~~

(2) \$~~2500,000,000~~ for grants to States or units of general local governments or nonprofit entities for the activities in subsection (c) in target housing units, and common areas servicing such units, that are being assisted under the Weatherization Assistance Program authorized under part A of title IV of the Energy Conservation and Production Act (42 U.S.C. 6851 ~~et seq. 61-6872~~) but are not ~~public housing, housing assisted by project-based rental~~ assisted under any other Federal housing program other than subsection 8(o) of the United States Housing Act of 1937

(42 U.S.C. 1437f(o)), ~~in~~excluding under ~~subsection paragraph 8(o)(13)~~ of such section, nor housing-assisted under section 202 of the Housing Act of 1959 (42 U.S.C. 1701q) or section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013);

(3) \$~~21,000,000,000~~ for grants to owners of a property receiving project-based rental assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), including under subsection (o)(13) of such section, that meets the definition of target housing and that has not received a grant for similar purposes under this Act for the activities in subsection (c), except ~~subsection (c)(2);~~ for abatement of lead-based paint by enclosure or encapsulation, or interim controls of lead-based paint hazards in target housing units receiving such assistance and common areas servicing such units;

(4) \$~~4075,000,000~~ for costs related to training and technical assistance to support identification and mitigation of lead and housing-related health and safety hazards, research, and evaluation ~~related to activities under this section;~~ and

(5) \$~~2650,000,000~~ for the costs to the Secretary of administering and overseeing the implementation of this section, and the Secretary's lead hazard reduction and related programs generally including information technology, financial reporting, research and evaluations, other cross-program costs in support of programs administered by the Secretary in this Act ~~title~~, and other costs; ~~the Secretary may transfer and merge amounts appropriated under this paragraph to section 40301.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) TERMS AND CONDITIONS.—

(1) INCOME ELIGIBILITY DETERMINATIONS.— ~~Notwithstanding any inconsistent requirements, t~~The Secretary may make income determinations of eligibility for enrollment of housing units for ~~grants awarded under~~ (A) subsection (a)(1) using criteria under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.), title II of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12701 et seq.), section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), title IV of the Energy Conservation and Production Act (42 U.S.C. 6854 et seq.), section 2605 of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8624), or section 2044 of title 38, United States Code, as determined appropriate by the Secretary; (B) subsection (a)(2) using criteria under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) or title IV of the Energy Conservation and Production Act (42 U.S.C. 6851 et seq.) assistance under this section that are consistent with eligibility requirements for grants awarded under other Federal means-tested programs, provided such determination does not require additional action by other Federal agencies.

(2) HOUSING FAMILIES WITH YOUNG CHILDREN.— An owner of rental property that receives assistance under subsection (a)(3) shall give priority in renting units for which the lead-based paint has been ~~ab~~ated pursuant to subsection (a)(3), for not less than

3 years following the completion of lead abatement activities, to families with a child under the age of 6 years.

(3) ADMINISTRATIVE EXPENSES.— A recipient of a grant under this section may use up to 10 percent of the grant for administrative expenses associated with the activities funded by this section.

(c) ELIGIBLE ACTIVITIES.— Grants awarded under this section shall be used for—~~(1) abatement of lead-based paint in target housing; (2) interim controls of lead-based paint hazards in target housing; (3) lead-based paint inspections; (4) lead risk assessments; (5) lead hazard control clearance examinations; (6) testing for housing-related health and safety hazards; (7) mitigation of housing-related health and safety hazards, including lead faucets, fixtures, and interior lines; (8) technical assistance; (9) providing work practices training to local residents; (10) outreach purposes of building capacity and conducting activities relating to testing, evaluating, and mitigating lead-based paint, lead-based paint hazards, and housing-related health and safety hazards; outreach, education, and engagement with community stakeholders, including stakeholders in disadvantaged communities; (11) capacity building; (12) program evaluation and research; (13) environmental reviews; or (14) grant administration, and other~~ activities that directly or indirectly support the work under this section, as applicable, that without which such activities could not be conducted.

(d) Environmental review.— ~~For purposes of environmental review pursuant to the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) and other provisions of law that further the purposes of such Act, a grant under subsection (a) of this section shall be considered funds for a special project for purposes of section 305(c) of the Multifamily Housing Property Disposition Reform Act of 1994 (42 U.S.C. 3547), provided that references in such section 305(c) to "State or unit of general local government" shall be deemed to include Indian tribes.~~ (e) DEFINITIONS.— For purposes of this section, the following definitions, and definitions in paragraphs (1), (2), (3), (5), (6), (7), (10) through (17), and (20) through (27) of section 1004 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (42 U.S.C. 4851b(1)-(3), 42 U.S.C. 4851b(5)-(7), 42 U.S.C. 4851b(10)-(17), 42 U.S.C. 4851b(20)-(27), shall apply:

(1) NONPROFIT; NONPROFIT ORGANIZATION.— The terms "nonprofit" and "nonprofit organization" mean a corporation, community chest, fund, or foundation not organized for profit, but organized and operated exclusively for religious, charitable, scientific, testing for public safety, literary, or educational purposes; or an organization not organized for profit but operated exclusively for the promotion of social welfare.

(2) PUBLIC HOUSING; PUBLIC HOUSING AGENCY; LOW-INCOME FAMILY.— The terms "public housing", "public housing agency", and "low-income family" have the same meaning given such terms in section 3(b) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b)).

(3) STATE; UNIT OF GENERAL LOCAL GOVERNMENT.— The terms "State" and "unit of general local government" have the same meaning given such terms in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302).



(4) TRIBALLY DESIGNATED HOUSING ENTITY; INDIAN TRIBE.— The terms "tribally designated housing entity" and "Indian tribe" have the same meaning given such terms in section 4 of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4103).

~~(4e) Unit of general local government.— The term "unit of general local government" has the same meaning given such term in GRANT COMPLIANCE.— For any grant of assistance under this section, a State or unit of general local government may assume responsibilities for elements of grant compliance, regardless of whether it is the grant recipient, if the State or unit of general local government is permitted to assume responsibility for the applicable element of grant compliance for grants for which it is the recipient under section 10211 of the Housing and Community Development Residential Lead-Based Paint Hazard Reduction Act of 1974 (42 U.S.C. 5304852).~~

(f) IMPLEMENTATION.— The Secretary shall have the authority to issue such regulations, ~~notices~~, or other ~~notices~~, guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

#### Sec. 40103. Unlocking possibilities program

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated to the Secretary of Housing and Urban Development for fiscal year 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$4,260,646,000,000~~ for awarding ~~planning grants under this section to develop and evaluate~~ 101, 102, 103, 104(a) through 104(i), 104(l), 104(m), 105(a) through 105(g), 106(a)(2), 106(a)(4), 106(b) through 106(f), 109, 110, 111, 113, 115, 116, 120, and 122 of the Housing policy plans and substantially improve housing strategies and Community Development Act of 1974 (42 U.S.C. 5301, 5302, 5303, 5304(a)-(i), 5304(l), 5304(m), 5305(a)-(g), 5306(a)(2), 5306(a)(4), 5306(b)-(f), 5309, 5310, 5311, 5313, 5314, 5315, 5316, 5319, and 5321) awarded on a competitive basis to eligible recipients to carry out grants under subsection (c) of this section;

(2) ~~\$208,000,000~~ for research and evaluation related to housing ~~policy~~ planning and other associated costs;

(3) ~~\$730,000,000~~ to provide technical assistance to grantees or applicants for grants made available by this section; and

(4) ~~\$15066,000,000~~ for the costs to the Secretary of administering and overseeing the implementation of this section and community and economic development programs overseen by the Secretary generally, including information technology, financial reporting, research and evaluations, ~~fair housing compliance~~, and other cross-program costs in support of programs administered by the Secretary in this title; ~~the Secretary may transfer and merge amounts appropriated under this paragraph to section 40304, and other costs.~~

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) PROGRAM ESTABLISHMENT.— The Secretary of Housing and Urban Development shall establish a competitive grant program for—

- (1) planning grants to develop and evaluate housing ~~policy~~ plans and substantially improve housing strategies;
- (2) streamlining regulatory requirements and shorten processes, reform zoning codes, increasing capacity to conduct housing inspections, or other initiatives that reduce barriers to housing supply elasticity and affordability;
- (3) developing and evaluating local or regional plans for ~~urban~~community development to substantially improve ~~urban~~community development strategies related to sustainability, fair housing, and location efficiency;
- (4) implementation and livable community investment grants; and
- (5) research and evaluation.

(c) GRANTS.—

(1) PLANNING GRANTS.— The Secretary shall, under selection criteria determined by the Secretary, award grants under this paragraph on a competitive basis to eligible entities to ~~finance~~assist planning activities, including administration of such activities, engagement with community stakeholders and housing practitioners, to—

- (A) develop housing ~~policy~~ plans;
- (B) substantially improve State or local housing strategies;
- (C) develop new regulatory requirements and processes, reform zoning codes, increasing capacity to conduct housing inspections, or undertake other initiatives to reduce barriers to housing supply elasticity and affordability;
- (D) develop local or regional plans for ~~urban~~community development; and
- (E) substantially improve ~~urban~~community development strategies, including strategies to increase availability and access to affordable housing, to further access to public transportation or to advance other sustainable or location-efficient ~~urban~~community development goals.

(2) IMPLEMENTATION AND LIVABLE COMMUNITY INVESTMENT GRANTS.— The Secretary shall award implementation grants under this paragraph on a competitive basis to eligible entities for the purpose of implementing and administering—

- (A) completed housing strategies and housing ~~policy~~ plans and any planning to affirmatively further fair housing within the meaning of subsections (d) and (e) of section 808 of the Fair Housing Act (42 U.S.C. 608) and applicable regulations and for community investments that support the goals identified in such housing strategies or housing ~~policy~~ plans;
- (B) new regulatory requirements and processes, reformed zoning codes, increased capacity to conduct housing inspections, or other initiatives to reduce barriers to housing supply elasticity and affordability that are consistent with a plan under subparagraph (A);

(C) completed local or regional plans for ~~urban~~community development and any planning to increase availability and access to affordable housing, access to public transportation and other sustainable or location-efficient ~~urban~~community development goals.

(d) COORDINATION WITH FTA ADMINISTRATOR.— To the extent practicable, the Secretary shall coordinate with the Federal Transit Administrator in carrying out this section.

(e) DEFINITIONS.— For purposes of this section, the following definitions apply:

(1) ELIGIBLE ENTITY.— The term "eligible entity" means—

(A) a State, insular area, metropolitan city, or urban county, as such terms are defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302); or

(B) for purposes of grants under subsection (b)(1), a regional planning agency or consortia.

(2) HOUSING ~~POLICY-PLAN~~; HOUSING STRATEGY.—

(A) HOUSING ~~POLICY-PLAN~~.— The term "housing ~~policy-plan~~" means a plan of an eligible entity to, with respect to the area within the jurisdiction of the eligible entity—

(i) match the creation of housing supply to existing demand and projected demand growth in the area, with attention to preventing displacement of residents, reducing the concentration of poverty, and meaningfully reducing and not perpetuating housing segregation on the basis of race, color, religion, natural origin, sex, disability, or familial status;

(ii) increase the affordability of housing in the area, increase the accessibility of housing in the area for people with disabilities, including location-efficient housing, and preserve or improve the quality of housing in the area;

(iii) reduce barriers to housing development in the area, with consideration for location efficiency, affordability, and accessibility; and

(iv) coordinate with the metropolitan transportation plan of the area under the jurisdiction of the eligible entity, or other regional plan.

(B) HOUSING STRATEGY.— The term "housing strategy" means the housing strategy required under section 105 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12705).

(f) COSTS TO GRANTEES.— Up to 15 percent of a recipient's grant may be used for administrative costs.

(g) RULES OF CONSTRUCTION.—

(1) IN GENERAL.— Except as otherwise provided by this section, amounts appropriated or otherwise made available under this section shall be subject to the community development block grant program requirements under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 ~~et seq.~~ 5321).

(2) EXCEPTIONS.—

(A) HOUSING CONSTRUCTION.— Expenditures on new construction of housing shall be an eligible expense under this section.

(B) BUILDINGS FOR GENERAL CONDUCT OF GOVERNMENT.— Expenditures on building for the general conduct of government, other than the Federal Government, shall be eligible under this section when necessary and appropriate as a part of a natural hazard mitigation project.

(h) WAIVERS.— The Secretary may waive or specify alternative requirements for any provision of ~~title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.~~ subsection (a)(1) 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~~ inconsistent with the overall purposes of such Act and that the waiver or alternative requirement is necessary to facilitate the use of amounts made available under this section.

(i) IMPLEMENTATION.— The Secretary shall have the authority to issue such regulations ~~or other notices,~~ notices, or other guidance, forms, instructions, and publications ~~as may be necessary or appropriate to carry out the programs, projects, or activities authorized under this section,~~ including to ensure that such programs, projects, or activities are completed in a timely and effective manner.

**Sec. 40104. Strengthening resilience under national flood insurance program**

(a) ~~PNFIP PROGRAM DEBT~~ ACTIVITIES.—

(1) CANCELLATION.— ~~Subject only to paragraphs (2) and (3) and notwithstanding any other provision of law, a~~ All indebtedness of the Administrator of the Federal Emergency Management Agency under any notes or other obligations issued pursuant to section 1309(a) of the National Flood Insurance Act of 1968 (42 U.S.C. 74016(a)) and section 15(e) of the Federal Insurance Act of 1956 (42 U.S.C. 2414(e)), and outstanding as of the date of the enactment of this Act, is hereby cancel~~ed~~, the Administrator and the National Flood Insurance Fund are relieved of all liability to the Secretary of the Treasury under any such notes or other obligations, including for any ~~capitalized interest due under such notes or other obligations~~ interest due, including capitalized interest, and any other fees and charges payable in connection with such notes and obligations, and the total amount of notes and obligations issued by the Administrator pursuant to such section shall be considered to be reduced by such amount for purposes of the limitation on such total amount under ~~such section.~~ (2) ~~Use of savings.—~~ Effective on and after October 1, 2031, the Administrator of the Federal Emergency Management Agency shall use any savings accruing from the cancellation of debt under paragraph (1), including any amounts of interest payments avoided from such ~~cancellation,~~ only for deposit in and use under the National Flood Insurance Reserve Fund under section 1310A of the National Flood Insurance Act of 1968 (42

~~U.S.C. 4017A). (3) Treatment of canceled debt.— The amount of the indebtedness 1309(a). (42 U.S.C. 4016(a)).~~

~~(2) USE OF SAVINGS FOR FLOOD MAPPING.— In addition to amounts otherwise available, for each of fiscal years 2022 and 2023, an amount equal to the interest the National Flood Insurance Program would have accrued from servicing the canceled debt under paragraph (1) may be treated as a public debt of the United States. (b) Flood hazard mapping and risk analysis.— In addition to amounts otherwise available, there is appropriated to the Administrator of the Federal Emergency Management Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$3,000,000,000, to in that fiscal year, which shall be derived from offsetting amounts collected under section 1310(d) of the National Flood Insurance Act of 1968 (42 U.S.C. 4017(d)), shall remain available until expended; for necessary expenses for flood hazard mapping and risk analysis, which shall be in addition to, and shall supplement— (1) amounts otherwise available for those purposes, including amounts appropriated to the National Flood Insurance Fund established under section 1310 of such Act activities identified in section 100216 (b)(1) (A) of the Biggert-Waters Flood Insurance Reform Act of 2012 (42 U.S.C. 41017); and (2) any funds provided to the Administrator by States and local governments under section 1360(f)(2) of such Act (42 U.S.C. 4101(f)(2)). (e)(b)(1)(A)) and related salaries and administrative expenses.~~

~~(b) MEANS-TESTED ASSISTANCE FOR NATIONAL FLOOD INSURANCE PROGRAM POLICYHOLDERS.—~~

~~(1) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated to the Administrator of the Federal Emergency Management Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,000,000,000, to remain available until September 30, 2026, to carry out a means-tested program under which the Administrator provides assistance to eligible policyholders in the form of graduated discounts for insurance costs with respect to covered properties.~~

~~(2) TERMS AND CONDITIONS.—~~

~~(A) DISCOUNTS.— The Administrator shall use funds provided under this subsection to establish graduated discounts available to eligible policyholders under this subsection, with respect to covered properties, which may be based on the following factors:~~

~~(i) The percentage by which the household income of the eligible policyholder is equal to, or less than, 120 percent of the area median income for the area in which the property to which the policy applies is located.~~

~~(ii) The number of eligible policyholders participating in the program authorized under this subsection.~~

~~(iii) The availability of funding. (iv) Any other factor that the Administrator finds reasonable and necessary to carry out the purposes of this subsection~~

(B) DISTRIBUTION OF PREMIUM.— With respect to the amount of the discounts provided under this subsection in a fiscal year, and any administrative expenses incurred in carrying out this subsection for that fiscal year, the Administrator shall, from amounts made available to carry out this subsection for that fiscal year, deposit in the National Flood Insurance Fund established under section 1310 of the National Flood Insurance Act of 1968 (42 U.S.C. 4017) an amount equal to those discounts and administrative expenses, except to the extent that section 1310A of the National Flood Insurance Act of 1968 (42 U.S.C. 4017a) applies to any portion of those discounts or administrative expenses, in which case the Administrator shall deposit an amount equal to those amounts to which such section 1310A applies in the National Flood Insurance Reserve Fund established under such section 1310A.

(C) REQUIREMENT ON TIMING.— Not later than 21 months after the date of the enactment of this section, the Administrator shall issue interim guidance to implement this subsection which shall expire on the later of—

(i) the date that is 60 months after the date of the enactment of this section; or

(ii) the date on which a final rule issued to implement this subsection takes effect.

(3) DEFINITIONS.— In this subsection:

(A) ADMINISTRATOR.— The term "Administrator" means the Administrator of the Federal Emergency Management Agency.

(B) COVERED PROPERTY.— The term "covered property" means—

(i) a primary residential dwelling designed for the occupancy of from 1 to 4 families; or

(ii) personal property relating to a dwelling described in clause (i) or personal property in the primary residential dwelling of a renter.

(C) ELIGIBLE POLICYHOLDER.— The term "eligible policyholder" means a policyholder with a household income that is not more than 120 percent of the area median income for the area in which the property to which the policy applies is located.

(D) INSURANCE COSTS.— The term "insurance costs" means, ~~with respect to a covered property for a year—(i) risk insurance premiums and, fees estimated under section 1307 of the National Flood Insurance Act of 1968 (42 U.S.C. 4014) and charged under section 1308 of such Act (42 U.S.C. 4015); (ii) surcharges assessed under sections 1304 and 1308A of such Act (42 U.S.C. 4011, 4015a); and (iii) any amount established under section 1310A(c) of such Act (42 U.S.C. 4017a),~~ and surcharges charged under the National Flood Insurance Program, with respect to a covered property for a year.

(I)

## Sec. 40105. Community Restoration and Revitalization Fund

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated to the Community Restoration and Revitalization Fund established under subsection (b) for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, to remain available until September 30, 2031—

(1) ~~\$5,72,000,000,000~~ for awards of planning and implementation grants to ~~eligible recipients to carry out community-led projects to stabilize neighborhoods and increase access to economic opportunity for residents~~ under section 101, 102, 103, 104(a) through 104(i), 104(l), 104(m), 105(a) through 105(g), 106(a)(2), 106(a)(4), 106(b) through 106(f), 109, 110, 111, 113, 115, 116, 120, and 122 of the Housing and Community Development Act of 1974 (42 U.S.C. 5301, 5302, 5303, 5304(a)-(i), 5304(l), 5304(m), 5305(a)-(g), 5306(a)(2), 5306(a)(4), 5306(b)-(f), 5309, 5310, 5311, 5313, 5314, 5315, 5316, 5319, and 5321), awarded on a competitive basis to eligible recipients, as defined under subsection (c)(2) of this section, to carry out community-led projects by ~~to~~ creating equitable civic infrastructure and ~~creating~~ or preserving affordable, accessible housing; (2) ~~\$500,000,000~~ for awards of grant, including creating, expanding, and maintaining community land trusts and shared equity homeownership programs;

(2) ~~\$500,000,000~~ for planning and implementation grants under section 101, 102, 103, 104(a) through 104(i), 104(l), 104(m), 105(a) through 105(g), 106(a)(2), 106(a)(4), 106(b) through 106(f), 109, 110, 111, 113, 115, 116, 120, and 122 of the Housing and Community Development Act of 1974 (42 U.S.C. 5301, 5302, 5303, 5304(a)-(i), 5304(l), 5304(m), 5305(a)-(g), 5306(a)(2), 5306(a)(4), 5306(b)-(f), 5309, 5310, 5311, 5313, 5314, 5315, 5316, 5319, and 5321), awarded on a competitive basis to eligible recipients to create, expand, and maintain community land trusts and shared equity homeownership, including through the acquisition, rehabilitation, and new construction of affordable, accessible housing;

(3) ~~\$4,040,000,000~~ for the Secretary to provide technical assistance, capacity building, and program support to applicants, potential applicants, and recipients of amounts appropriated for grants under this section; and

(4) ~~\$3100,000,000~~ for the costs to the Secretary of administering and overseeing the implementation of this section and community and economic development programs overseen by the Secretary generally, including information technology, financial reporting, research and evaluations, ~~fair housing compliance~~, and other cross-program costs in support of programs administered by the Secretary in this title; ~~the Secretary may transfer and merge amounts appropriated under this paragraph to section 40301. Amounts appropriated by this section shall remain available until September 30, 2031, and other costs.~~

(b) ESTABLISHMENT OF FUND.— The Secretary of Housing and Urban Development (in this section referred to as the "Secretary") shall establish a Community Restoration and Revitalization Fund (in this section referred to as the "Fund") to award planning and implementation grants on a competitive basis to eligible recipients as defined in this section for activities authorized under title 1 ~~subsections (a) through (g) of section 105~~ of the Housing and Community Development Act of 1974 (42 U.S.C. 5304 ~~et seq.~~) for

~~community-led projects that create civic infrastructure to support a community's social, economic, and civic fabric, create fair, affordable and accessible housing opportunities, prevent residential displacement, acquire and remediate blighted properties, and promote quality job creation and retention. (c) Or 5) and under this section for community-led affordable housing and civic infrastructure projects.~~

(C) ELIGIBLE GEOGRAPHICAL AREAS, RECIPIENTS, AND APPLICANTS.—

(1) GEOGRAPHICAL AREAS.— The Secretary shall award grants from the Fund to eligible recipients within geographical areas at the neighborhood, county, ~~census tract,~~ or census tract level, including census tracts adjacent to the project area that are areas in need of investment, and ~~that have at least two of the following indicators:~~ demonstrated by two or more of the following factors:

(A) High and persistent rates of poverty.

(B) Population at risk of displacement due to rising housing costs.

~~(AC)~~ Dwelling unit sales prices that are lower than the cost to acquire and rehabilitate, or build, a new dwelling unit.

~~(BD)~~ High proportions of residential and commercial properties that are vacant due to foreclosure, eviction, abandonment, or other causes.

~~(GE)~~ Low rates of homeownership. ~~(D) Disparities in by~~ raciate and ethnic homeownership rates. ~~(E) High and persistent rates of poverty,~~ relative to the national homeownership rate.

~~(F2) High rates of unemployment and underemployment. (G) Population at risk of displacement due to rising housing costs. (H) Historic population loss. (I) Lack of private sector lending on fair and competitive terms for individuals to purchase homes or start small businesses. (J) Other indicators of economic distress. (d) Eligible recipients and applicants.— (1) Eligible recipient.— An eligible recipient of a~~ ELIGIBLE RECIPIENT.— An eligible recipient of a planning or implementation grant under subsection (b)(1) or an implementation grant under subsection (b)(42) shall be a local partnership of a lead applicant and one or more joint applicants with the ability to administer the grant. An eligible recipient of a planning grant under subsection (b)(2) shall be a lead applicant with the ability to administer the grant, including a regional, State, or national nonprofit, ~~that may include a joint.~~

(d) ELIGIBLE RECIPIENTS AND APPLICANTS.—

~~(21)~~ LEAD APPLICANT.— An eligible lead applicant for a grant awarded under this section shall be—

(A)

(i) a nonprofit organization that ~~(I) demonstrates a commitment to anti-displacement efforts and has expertise in community planning, engagement, organizing, housing and community development, or neighborhood revitalization; and (II) is located within or serves the geographical area of the project or that derives its mission and operational priorities from the needs of the geographical area of the project; or,~~ demonstrates a commitment to anti-



displacement efforts, and has expertise in community planning, engagement, organizing, housing and community development;

(ii) if the geographical area of the project is located in any area where no such local nonprofit organization exists, a national nonprofit organization with such expertise;

(B) a community development corporation, that is located within or serves the geographical area of the project and can demonstrate a track record of making investments in the geographical area of the project, and demonstrates a commitment to anti-displacement efforts;

(C) a community housing development organization, defined in section 104 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12704) or a community-based development organization, that is located within or serves the geographical area of the project and experienced in neighborhood revitalization, community-based economic development, housing development activities, and demonstrates a commitment to anti-displacement efforts; or

(D) a community development financial institution, as defined by section 103 of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4702), that is located within or serves the geographical area of the project, demonstrates a commitment to anti-displacement efforts, and has a track record of making investments in the geographic project area.

~~(32) JOINT APPLICANTS.— A joint applicant shall be a local, regional or national entity that is— (A) an organization that qualifies as a lead applicant; (B) a unit of general local government, as defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302); (C) an Indian tribe, as defined in section 402 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302); (D) a nonprofit organization; (E) a community development corporation; (F) an anchor institution; (G) a State housing finance agency (as such term is defined in section 406(h) of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701x(h))) or a related State agency; (H) a land bank; (I) a fair housing enforcement organization (as such term is defined in section 561 of the Housing and Community Development Act of 1987 (42 U.S.C. 3616a)); (J) a public housing agency (as such term is defined in section 3(b) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b))); (K) a community development financial institution, as defined by section 103 of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4702); or (L) a philanthropic organization. (e) Eligible uses.— (1) In general.— G an eligible lead applicant or a local, regional, or national nonprofit, governmental, special purpose nonprofit, or public housing entity.~~

(e) USES OF FUNDS.—

(1) IN GENERAL.— Planning and implementation grants awarded under this section ~~may~~shall be used to support civic infrastructure and housing-related activities. ~~Projects must include at least one of the civic infrastructure and at least one housing-related activity.~~ (2) Planning grants.— Planning grants awarded under this section may be

~~used for civic infrastructure and housing-related activities, including— (A) fair housing planning, to affirmatively further fair housing; (B) planning to prevent displacement especially of extremely-low, very-low, low- and moderate-income homeowners, renters, and people experiencing homelessness; (C) community planning and outreach; (D) neighborhood engagement with resident leaders and community groups; (E) pre-development activities; (F) community engagement processes; (G) market analysis; (H) financial planning and feasibility; and (I) site surveys. (3) Implementation grants.— Implementation grants awarded under this section may be used for activities eligible under~~

~~(2) IMPLEMENTATION GRANTS.— Implementation grants awarded under this section may be used for activities eligible under subsections (a) through (g) of section 105 of the Housing and Community Development Act of 1974 (42 U.S.C. 5305) and other activities to support civic infrastructure and housing-related activities, including—~~

~~(A) new construction of housing;~~

~~(B) demolition of abandoned or distressed structures, but only if such activity is part of a strategy that incorporates rehabilitation or new construction, anti-displacement efforts such as tenants' right to return and right of first refusal to purchase, and efforts to increase affordable, accessible housing and homeownership, except that not more than 10 percent of any grant made under this section may be used for activities under this subparagraph unless the Secretary determines that such use is to the benefit of existing residents;~~

~~(C) facilitating the creation, maintenance, or availability of rental units, including units in mixed-use properties, affordable and accessible to a household whose income does not exceed 80 percent of the median income for the area, as determined by the Secretary, for a period of not less than 30 years;~~

~~(D) facilitating the creation, maintenance, or availability of homeownership units affordable and accessible to households whose incomes do not exceed 120 percent of the median income for the area, as determined by the Secretary;~~

~~(E) establishing or operating land banks; and~~

~~(F) providing assistance to existing residents experiencing economic distress or at risk of displacement, including purchasing nonperforming mortgages and clearing and obtaining formal title.~~

~~(4) COMMUNITY LAND TRUST GRANTS AND SHARED EQUITY HOMEOWNERSHIP GRANTS.— An eligible recipient of a community land trust grant awarded under this section may use such grant for establishing and operating a community land trust for activities to support civic infrastructure, including the pre-shared equity homeownership program; creation, subsidization, construction, acquisition, and rehabilitation, and preservation of housing for use in a community land trust or shared equity homeownership program, and expanding the capacity of the recipient to carry out the grant.~~

~~(5) Costs of grantees.— Up to <sup>(1)</sup>20 percent of a recipient's grant may be used for administrative costs. (f) Rules of construction.— Except as otherwise provided by this~~

~~section, amounts appropriated or otherwise made available under this section shall be subject to the community development block grant program requirements under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.).~~ (gf) WAIVERS.— The Secretary may waive or specify alternative requirements for any provision of title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) subsection (a)(1) or (a)(2)., 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 not inconsistent with the overall purposes of such Act and that the waiver or alternative requirement is necessary to expedite or facilitate the use of amounts made available under this section.

(hg) DEFINITIONS.— For purposes of this section, the following definitions shall apply:

~~(1) Anchor institution.— The term "anchor institution" means a school, a library, a healthcare provider, a community college or other institution of higher education, museum or cultural institution, or another community support organization or entity.~~ (2) COMMUNITY LAND TRUST.— The term "community land trust" means a nonprofit organization or State or local governments or instrumentalities that—

(A) use a ground lease or deed covenant with an affordability period of at least 30 years or more to—

(i) make rental and homeownership units affordable to households; and

(ii) stipulate a preemptive option to purchase the affordable rentals or homeownership units so that the affordability of the units is preserved for successive income-eligible households; and

(B) monitor properties to ensure affordability is preserved.

~~(3) LAND BANK.— The term "land bank" means a government entity, agency, or program, or a special purpose nonprofit entity formed by one or more units of government in accordance with State or local land bank enabling law, that has been designated by one or more State or local governments to acquire, steward, and dispose of vacant, abandoned, or other problem properties in accordance with locally-determined priorities and goals.~~

~~(4) SHARED EQUITY HOMEOWNERSHIP PROGRAM.— The term "shared equity homeownership program" means a program to facilitate affordable homeownership preservation through a resale restriction program administered by a community land trust, other nonprofit organization, or State or local government or instrumentalities and that utilizes a ground lease, deed restriction, subordinate loan, or similar legal mechanism that includes provisions ensuring that the program shall—~~

(A) maintain the home as affordable for subsequent very low-, low-, or moderate-income families for an affordability term of at least 30 years after recordation;

(B) apply a resale formula that limits the homeowner's proceeds upon resale; and

(C) provide the program administrator or such administrator's assignee a preemptive option to purchase the homeownership unit from the homeowner at resale.

(h) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, notices, or other guidance, forms, instructions, and publications to carry out the programs, projects, or activities authorized under this section to ensure that such programs, projects, or activities are completed in a timely and effective manner.

#### **Sec. 40106. Fair housing activities and investigations**

(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 2022, out of any money in the Treasury not otherwise appropriated—

(1) ~~\$77540,000,000~~, to remain available until September 30, 2026, 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 existing and new fair housing organizations have expanded and strengthened capacity to address fair housing inquiries and complaints, conduct local, regional, and national testing and investigations, conduct education and outreach activities, and address costs of delivering or adapting services to meet increased housing market activity and evolving business practices in the housing, housing-related, and lending markets. Amounts made available under this section shall support greater organizational continuity and capacity, including through up to 10-year grants; and

(2) ~~\$23160,000,000~~, to remain available until September 30, 2031, for the costs to the Secretary of administering and overseeing the implementation of this section and the Fair Housing Initiatives and Fair Housing Assistance Programs generally, including information technology, financial reporting, research and evaluations, other cross-program costs in support of programs administered by the Secretary in this title, and other costs. ~~The Secretary may transfer and merge amounts set aside under this paragraph to section 40301. Amounts appropriated by this section shall remain available until September 30, 2031.~~

(b) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, notices, or other ~~notices~~, guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

[NOTE-- DELETED /tIV/stB/s40107: ~~Sec. 40107. Intergovernmental fair housing activities and investigations~~]

(i)

### **Subtitle C— Homeownership Investments**

### Sec. 40201. First-Generation Downpayment Assistance

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated to the First Generation Downpayment Fund to increase equal access to homeownership, established under subsection (b) for fiscal year 2022, out of any money in the Treasury not otherwise appropriated—

(1) \$6,825,000,000, to remain available until September 30, 2026, for the First-Generation Downpayment Assistance Fund under this section for allocation among States that the Secretary of Housing and Urban Development has not found to be out of compliance with the obligation to affirmatively further fair housing, in accordance with a formula established by the Secretary, which shall take into consideration adult population size excluding homeowners, median area home prices, and racial disparities in homeownership in accordance with a formula established by the Secretary, which shall take into consideration best available data to approximate the number of potential qualified homebuyers as defined in subsection (e)(5) as well as median area home prices, to carry out the eligible uses of the Fund as described in subsection (c);

(2) \$2,275,000,000, to remain available until September 30, 2026, for the First-Generation Downpayment Assistance Program under this section for competitive grants to eligible entities that the Secretary has not found to be out of compliance with the obligation to affirmatively further fair housing, to carry out the eligible uses of the Fund as described in subsection (d);

(3) \$500,000,000, to remain available until September 30, 2031, for the costs of providing housing counseling required under the First-Generation Downpayment Assistance Program under subsection (c)(1); and

(4) \$400,000,000 ~~for the costs to the Secretary, to remain available until September 30, 2031, for the costs to the Secretary of Housing and Urban Development~~ of administering and overseeing the implementation of the First-Generation Downpayment Assistance Program, including information technology, financial reporting, programmatic reporting, ensuring fair housing and fair lending compliance, research and evaluations, which shall include the program's impact on racial and ethnic disparities in homeownership rates, technical assistance to recipients of amounts under this section, and other cross-program costs in support to programs administered by the Secretary in this Act, and other costs; ~~the Secretary may transfer and merge accounts set aside under this clause to section 40301. Amounts appropriated by this section shall remain available until September 30, 2031.~~

(b) ESTABLISHMENT.— The Secretary of Housing and Urban Development shall establish and manage a fund to be known as the First Generation Downpayment Fund (in this section referred to as the "Fund") for the uses set forth in subsection (d).

(c) ALLOCATION OF FUNDS.—

(1) INITIAL ALLOCATION.— <sup>(1)</sup> The Secretary shall allocate and award funding provided by subsection (a) as provided under such subsection not later than 12

months after the date of the enactment of this section.

(2) ~~REALLOCATION OF FUNDS.~~— If a State or eligible entity does not demonstrate the capacity to expend grant funds provided under this section, the Secretary shall ~~reallocate~~ may recapture amounts remaining available to a grantee that has not demonstrated the grant funds of such grantee among capacity to expend such funds in a manner that furthers the purposes of this section and shall reallocate such amounts among any other States and/or eligible entities that have demonstrated to the Secretary the capacity to expend such amounts and that are satisfactorily meeting the goal in a manner that furthers the purposes of this section.

(d) ~~TERMS AND CONDITIONS OF GRANTS ALLOCATED OR AWARDED FROM FUND.~~—

(1) ~~USES OF FUNDS.~~— States and eligible entities receiving grants from the Fund shall—~~(A) use such grants to provide assistance to or on behalf of a qualified homebuyer who has completed a program of housing counseling before entering into a sales purchase agreement, as the Secretary shall require, provided through a housing counseling agency approved by the Secretary provided through a housing counseling agency approved by the Secretary or other adequate homebuyer education before entering into a sales purchase agreement for—~~

~~(iA) costs in connection with the acquisition, involving an eligible mortgage loan, of an eligible home, including downpayment costs, closing costs, and costs to reduce the rates of interest on eligible mortgage loans;~~

~~(iiB) subsidies to make shared equity homes affordable to eligible homebuyers by discounting the price for which the home will be sold and to preserve the home's affordability for subsequent homebuyers; and~~

~~(iiiC) pre-occupancy home modifications that may be necessary to meet required property standards or to accommodate qualified homebuyers or members of their household with disabilities;~~

~~(B2) use not more than 10 percent of their grant allocation or award for administrative costs and training for carrying out the program of the State or eligible entity to provide assistance with such grant amounts, as well as to develop the capacity to track and monitor program outcomes in consultation with community-based and nonprofit organizations that have as their mission to advance fair housing and fair lending; and (C) comply with the obligation to affirmatively further fair housing; as de~~  
AMOUNT OF ASSISTANCE.— Assistance under this section—

(A) may be provided to or on behalf of any qualified by the Secretary to implement section 808(e)(5) of the Fair Housing Act (42 U.S.C. 3608(e)(5)), in any program or activity related to the use of such funds. (2) Amount and layering of assistance.— Assistance under this section— (A) may be provided to or on behalf of any qualified homebuyer only once; homebuyer only once in the form of forgivable grants or non-amortizing, non-interest-bearing loans; and

(B) may not exceed the greater of \$20,000 or 10 percent of the purchase price in the case of a qualified homebuyer, not to include assistance received under subsection (d)(1)(A)(iii) for disability related home modifications, except that

the Secretary may increase such maximum limitation amounts in the case of a qualified homebuyer who is economically disadvantaged; ~~and (G) may be provided to or on behalf of a qualified homebuyer who is receiving assistance from other sources, including other State, Federal, local, private, public, and nonprofit sources, for acquisition of an eligible home.~~

(3) PROHIBITION OF PRIORITY.— In selecting qualified homebuyers for assistance with grant amounts under this section, a State or eligible entity may not provide any priority or preference for homebuyers who are acquiring eligible homes with a mortgage loan made, insured, guaranteed, or otherwise assisted by the State housing finance agency for the State, any other housing agency of the State, or an eligible entity when applicable.

(4) REPAYMENT OF ASSISTANCE.—

(A) REQUIREMENT.— The Secretary shall require that, if a homebuyer to or on behalf of whom assistance is provided from grant amounts under this section fails or ceases to occupy the property acquired using such assistance as the primary residence of the homebuyer, except in the case of assistance ~~is provided in connection with the purchase of a principal residence through a shared equity homeownership program,~~ the homebuyer shall repay to the State or eligible entity, as applicable, in a proportional amount of the assistance the homebuyer receives based on the number of years they have occupied the eligible home up to 5 years, except that no assistance shall be repaid if the qualified homebuyer occupies the eligible home as a primary residence for 5 years or more.

(B) LIMITATION.— Notwithstanding subparagraph (A), a homebuyer to or on behalf of whom assistance is provided from grant amounts under this section shall not be liable to the State or eligible entity for the repayment of the amount of such shortage if the homebuyer fails or ceases to occupy the property acquired using such assistance as the principal residence of the homebuyer at least in part because of a hardship, ~~such as death or military deployment; a financial hardship, such as a significant reduction in income, or increase in medical expenses; relocation for a reason related to domestic violence, dating violence, sexual assault, or stalking, as defined in the Secretary's regulations implementing the Violence Against Women Act; or relocation for a reason related to the homebuyer or a member of the household's disabilities; or another hardships based on criteria established by the Secretary, or sells the property acquired with such assistance before the expiration of the 60-month period beginning on such date of acquisition and the capital gains from such sale to a bona fide purchaser in an arm's length transaction are less than the amount the homebuyer is required to repay the State or eligible entity under subparagraph (A).~~ (5) Community land trusts and shared equity homeownership programs.— If assistance from grant amounts under this section is provided in connection with an eligible home made available through a community land trust or shared equity homeownership program, such assistance shall remain in the community land trust or shared equity property upon transfer of the property to keep the home affordable to the

~~next-eligible community land trust or shared equity homebuyer. (6) Reliance on borrower attestations.— No additional documentation beyond the borrower's attestation shall be required to demonstrate eligibility under subparagraphs (B) and (C) of subsection (e)(6) and no State, eligible entity, or creditor shall be subject to liability, including monetary penalties or requirements to indemnify a Federal agency or repurchase a loan that has been sold or securitized, based on the provision of assistance under this section to or on behalf of a borrower who does not meet the eligibility requirements under such subparagraphs if the creditor does so in good faith reliance on borrower attestations of eligibility required under such subparagraphs. (7) Reporting.— The Secretary may require the reporting of such information on the use of grants provided from the Fund as the Secretary may require to carry out this subsection. (e) Definitions.— For purposes of this section, the following definitions shall apply: (1) Community land trust.— The term "community land trust" means a nonprofit organization or State or local government, agencies or instrumentalities thereof, that— (A) use a ground lease or deed covenant with an affordability period of at least 30 years to— (i) make homeownership units affordable to households; and (ii) stipulate a preemptive option to purchase the affordable homeownership units so that the affordability of the units is preserved for successive income-eligible households; and (B) monitor properties to ensure affordability is preserved. (2) sells the property acquired with such assistance before the expiration of the 60-month period beginning on such date of acquisition and the capital gains from such sale to a bona fide purchaser in an arm's length transaction are less than the amount the homebuyer is required to repay the State or eligible entity under subparagraph (A).~~

(5) RELIANCE ON BORROWER ATTESTATIONS.— No additional documentation beyond the borrower's attestation shall be required to demonstrate eligibility under subparagraphs (B) and (C) of subsection (e)(6) and no State, eligible entity, or creditor shall be subject to liability based on the accuracy of such attestation.

(e) DEFINITIONS.— For purposes of this section, the following definitions shall apply:

(1) ELIGIBLE ENTITY.— The term "eligible entity" means—

(A) a minority depository institution, as such term is defined in section 308 of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (12 U.S.C. 1463 note);

(B) a community development financial institution, as such term is defined in section 103 of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4702), that is certified by the Secretary of the Treasury and targets services to low-income and socially disadvantaged populations and provides services in neighborhoods having high concentrations of minority, low-income and, or socially disadvantaged populations; ~~and~~

(C) any other nonprofit, ~~mission-driven~~ entity that the Secretary finds has a track record of providing assistance to homeowners, targets services to low-income and socially disadvantaged populations, and provides services in



neighborhoods having high concentrations of minority, low-income, or socially disadvantaged populations; and

(D) a unit of general local government, as such term is defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302).

~~(32) ELIGIBLE HOME.— The term "eligible home" means a residential dwelling; including a unit in a condominium or cooperative project or a manufactured housing unit; that—~~

~~(A) consists of 1 to 4 dwelling units; and~~

~~(B) will be occupied by the qualified homebuyer, in accordance with such assurances and commitments as the Secretary shall require; as the primary residence of the homebuyer.~~

~~(43) ELIGIBLE MORTGAGE LOAN.— The term "eligible mortgage loan" means a single-family residential mortgage loan that—~~

~~(A) meets the underwriting requirements and dollar amount limitations for acquisition by the Federal National Mortgage Association or the Federal Home Loan Mortgage Corporation;~~

~~(B) is made, insured, or guaranteed under any program administered by the Secretary;~~

~~(C) is made, insured, or guaranteed under title V of the Housing Act of 1949 (42 U.S.C. 1471 et seq.) by the Rural Housing Administrator of the Department of Agriculture;~~

~~(D) is a qualified mortgage, as such term is defined in section 129C(b)(2) of the Truth in Lending Act (15 U.S.C. 1639c(b)(2)); or~~

~~(E) is made, insured, or guaranteed for the benefit of a veteran.~~

~~(54) FIRST GENERATION HOMEBUYER.— The term "first-generation homebuyer" means a homebuyer that is, as attested by the homebuyer—~~

~~(A) an individual—~~

~~(i) whose living parents or legal guardians do not, or did not at the time of their death, to the best of the individual's knowledge, have any present fee simple ownership interest in a principal residence in any State, excluding ownership of heir property; and~~

~~(ii) who, if no parents or legal guardians are live spouse or domestic partner has not, during the 3-year period ending upon acquisition of the eligible home to be acquired using such assistance, to the best of the individual's knowledge, their parents or legal guardians did not have any had any present ownership interest in a principal residence in any State at the time of their death, excluding ownership of heir property; and (iii), whether the individual is a co-borrower on the loan or not; or~~

~~(B) an individual who, has at any time been placed in foster care or institutional care whose spouse or domestic partner has not, during the 3-year period ending upon acquisition of the eligible home to be acquired using such~~

assistance, had any ~~present~~ ownership interest in a principal residence in any State, excluding ownership of heir property, whether ~~the~~such individual ~~is~~ are co-borrowers on the loan or not; or ~~(B) an individual who has at any time been placed in foster care or institutional care whose spouse or domestic partner has not, during the 3-year period ending upon acquisition of the eligible home to be acquired using such assistance, had any ownership.~~

(5) HEIR PROPERTY.— The term "heir property" means residential property for which title passed by operation of law through intestacy and is held by two or more heirs as tenants in common.

(6) OWNERSHIP INTEREST .— The term "ownership interest" means any ownership, excluding any interest in heir property, in—

(A) real estate in fee simple;

(B) a leasehold on real estate under a lease for not less than ninety-nine years which is renewable; or

(C) a fee interest in, or long-term leasehold interest in a principal, real residence in any State, excluding ownership of heir property, whether such individuals are co-borrowers on the loan or not ate consisting of a one-family unit in a multifamily project, including a project in which the dwelling units are attached, or are manufactured housing units, semi-detached, or detached, and an undivided interest in the common areas and facilities which serve the project.

(6Z) QUALIFIED HOMEBUYER.— The term "qualified homebuyer" means a homebuyer—

(A) having an annual household income that is less than or equal to—

(i) 120 percent of median income, as determined by the Secretary, for—

(I) the area in which the home to be acquired using such assistance is located; or

(II) the area in which the place of residence of the homebuyer is located; or

(ii) 140 percent of the median income, as determined by the Secretary, for the area within which the eligible home to be acquired using such assistance is located if the homebuyer is acquiring an eligible home located in a high-cost area;

(B) who is a first-time homebuyer, as such term is defined ~~at~~in section 104 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12704), except that for the purposes of this section the reference in such section 104 to title II shall be considered to refer to this section, and except that ownership of heir property shall not be treated as owning a home for purposes of determining whether a borrower qualifies as a first-time homebuyer; and

(C) who is a first-generation homebuyer.

(1.9) SECRETARY.— <sup>(1)</sup>The term "Secretary" means the Secretary of Housing and Urban Development.

(89) SHARED EQUITY HOMEOWNERSHIP PROGRAM.—

(A) IN GENERAL.— The term "shared equity homeownership program" means affordable homeownership preservation through a resale restriction program administered by a community land trust, other nonprofit organization, or State or local government or instrumentalities.

(B) AFFORDABILITY REQUIREMENTS.— Any such program under subparagraph (A) shall—

- (i) provide affordable homeownership opportunities to households; and
- (ii) utilize a ground lease, deed restriction, subordinate loan, or similar legal mechanism that includes provisions ensuring that the program shall—

(I) maintain the homeownership unit as affordable for subsequent very low-, low-, or moderate-income families for an affordability term of at least 30 years after recordation;

(II) apply a resale formula that limits the homeowner's proceeds upon resale; and

(III) provide the program administrator or such administrator's assignee a preemptive option to purchase the homeownership unit from the homeowner at resale.

(910) STATE.— The term "State" means any State of the United 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. (10) Heir property.— The term "heir property" means residential property for which title passed by operation of law through intestacy and is held by two or more heirs as tenants in common.

(f) IMPLEMENTATION.— The Secretary shall have authority to issue such regulations, notices, or other notices, guidance, forms, instructions, and publications as may be necessary or appropriate to carry out the programs, projects, or activities authorized under this section, including to ensure that such programs, projects, or activities are completed in a timely and effective manner.

**Sec. 40202. Wealth building Home loan program**

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any amounts in the Treasury not otherwise appropriated, to remain available until September 30, 2031—

(1) \$48,000,000,000 to the Secretary of Housing and Urban Development for carrying out the program established under subsection (b) the cost of guaranteed or insured loans and other obligations, including the cost of modifying such loans, under subsection (e)(1)(A);

(?) \$500,000,000 to the Secretary of Housing and Urban Development for costs of carrying out the program under paragraph (1) and programs of the Federal Housing

Administration and the Government National Mortgage Association generally, including information technology, financial reporting, and other cross-program costs in support of programs administered by the Secretary in this Act, other costs, and;

(3) \$150,000,000 to the Secretary of Agriculture for the cost of guaranteed and insured loans and other obligations; and (2, including the cost of modifying such loans, under subsection (e)(1)(B);

(4) \$250,000,000 to the Secretary of Agriculture for the costs of carrying out the program established under subsection under paragraph (b3) and programs of the Rural Housing Service generally, including information technology and financial reporting in support of the Program administered by the Secretary of Agriculture in this Act, other costs, and for the cost of guaranteed loans and other obligations. Amounts appropriated by this section shall remain available until September 30, 2031. (b) Establishment of LIFT HOME FUNDS.—(1) In general.—There is established in each Loan Guarantee Agency a fund to be known as the LIFT HOME Fund, into which amounts appropriated under this section shall be deposited and which shall be used by each Department for carrying out the purposes of this section. (2) Management of Fund.—The LIFT HOME Fund of each Loan Guarantee Agency shall be administered and managed by the respective Secretary, who shall establish reasonable and prudent criteria for the management and operation of any amounts in the Fund title; and

(5) \$300,000,000 to the Secretary of Treasury for the costs of carrying out the program under this section.

(e) USE OF FUNDS.—

(1) Transfer of amounts to Treasury.—Such portions of the appropriation to the Secretary of Housing and Urban Development shall be transferred by the Secretary of Housing and Urban Development to the Department of the Treasury in an amount equal to, as determined by the Secretary of the Treasury, in consultation with the Secretary of Housing and Urban Development—(A) the amount the Secretary of the Treasury estimates to be necessary for the purchase of securities under the Program during the period for which the funds are intended to be available; (B) the difference between—(i) the Secretary of the Treasury's receipts from the sale or other disposition of securities acquired under the Program; and (ii) the Secretary of the Treasury's costs in purchasing such securities; and (C) the Department of the Treasury's administrative expenses related to the Program. (2) Credit subsidy.—Such portion of the appropriation to each Secretary as may be necessary may be used for the cost to the respective Loan Guarantee Agency of guaranteed loans under this section. Such costs, including the costs of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a). (d) Establishment of the LIFT HOME program.—Each Secretary shall establish, and carry out, with respect to any mortgage with a case number issued on or before December 31, 2025, that is subsequently insured or guaranteed by such Secretary, a program to make covered mortgage loans available to eligible homebuyers to purchase a single-family residence for use as their principal residence (referred to in

~~this section as the "Program"), under which— (1) the Secretary of the Treasury~~  
~~GENERAL.—~~

~~(A) The Secretary of Housing and Urban Development and the Secretary of Agriculture shall use the funds provided under subsections (a)(1), (a)(2), (a)(3), and (a)(4) to carry out the programs under subsections (a)(1) and (a)(3) to make covered mortgage loans.~~

~~(B) The Secretary of the Treasury shall use the funds provided under subsections (a)(5) and (b)(2) to—~~

~~(A) shall act as a purchaser, on behalf of the Secretary of Housing and Urban Development, of securities that are secured by covered mortgage loans; (B) may designate financial institutions, including banks, savings associations, trust companies, security brokers or dealers, asset managers, investment advisers, and other institutions and such institutions shall— (i) perform all reasonable duties related to this section as a financial agent of the United States as may be required; and (ii) be paid for such duties using appropriations available to the Secretary of the Treasury to reimburse financial institutions in their capacity as financial agents of the United States; (C) may use the services of any agency or instrumentality of the United States or component thereof on a reimbursable basis, and any such agency or instrumentality or component thereof is authorized to provide services as requested by the Secretary using all authorities vested in or delegated to that agency, instrumentality, or component; (D) may, and sell, manage, and exercise any rights received in connection with, any financial instruments or assets purchased or acquired pursuant to the authorities granted under this section; (E) may, including, as appropriate, establishing and using vehicles to purchase, hold, and sell such financial instruments and other assets; and (F) may issue such regulations and other guidance as may be necessary or appropriate to carry out the authorities or purposes of this section; (2) each Secretary of a Loan Guarantee Agency shall— (A) establish pricing terms for covered mortgage loans such that the covered mortgage loans carry a monthly mortgage payment of principal and interest that is not more than 110 percent and not less than 100 percent of the monthly payment of principal, interest, and periodic mortgage insurance premium or loan guarantee fee associated with a newly originated 30-year mortgage loan with the same loan balance insured or gua~~

~~(ii) designate one or more banks, security brokers or dealers, asset managers, or investment advisers, as a financial agent of the Federal Government to perform duties related to authorities granted by the Loan Guarantee Agency as determined by each Secretary, or such pricing terms as are determined by each Secretary to be necessary to develop liquidity for securities backed by covered mortgage loans and expand Program participation by eligible homebuyers; and (B) establish an outreach and counseling program to increase stakeholder awareness of the Program; and~~

~~(3) the Secretary of Housing and Urban Development shall— (A) in consultation with the Secretary of Treasury, establish the pricing terms for the purchase of securities guaranteed by the Association secured by covered mortgage loans such that the covered mortgage loans carry a monthly mortgage payment of principal and interest that is not more than 110 percent and not less than 100 percent of the monthly payment of principal, interest, and periodic mortgage insurance premium or loan guarantee fee associated with a newly originated 30-year mortgage loan with the same loan balance insured or guaranteed by the Loan Guarantee Agency, or such pricing terms as are determined by the Secretaries to be necessary to develop liquidity for securities backed by covered mortgage loans and expand Program participation by eligible homebuyers; (B) have the authority to designate mortgage bankers, financial institutions, including banks, savings associations, trust companies, securit~~under this section; and

(iii) use the services of the Department of Housing and Urban Development on a reimbursable basis, and the Secretary of Housing and Urban Development is authorized to provide services as requested by the Secretary of Treasury using all authorities vested in or delegated to the Department of Housing and Urban Development.

(2) TRANSFER OF AMOUNTS TO TREASURY.— Such portions of the appropriation to the Secretary of Housing and Urban Development shall be transferred by the Secretary of Housing and Urban Development to the Department of the Treasury~~brokers or dealers, asset managers, investment advisers, and other institutions and such institutions shall— (i) perform all reasonable duties relat~~m time-to-time in an amount equal to, as determined to~~by this section as an agent of the United States as may be required; and (ii) be paid for such duties using appropriations available under this section to the Secretary of Housing and Urban Development to reimburse these entities in their capacity as agents of the United States; (C) have the authority to use the services of any agency or instrumentality of the United States or component thereof on a reimbursable basis, and any such agency or instrumentality or component thereof is authorized to provide services as requested by the Secretary of Housing and Urban Development using all authorities vested in or delegated to that agency, instrumentality, or component; Secretary of the Treasury in consultation with the Secretary of Housing and Urban Development, the amount necessary for the purchase of securities under the Program during the period for which the funds are intended to be available.~~

~~(D) operate the Program in coordination with the Association, the Federal Housing Administration, the Rural Housing Service, and the Secretary of the Treasury so as to demonstrate feasibility and workability to mark~~USE OF PROCEEDS.— Revenues of and proceeds from the sale, exercise, or surrender of assets~~participants, including— (i) originators and servicers of mortgages; (ii) issuers of mortgage-backed securities; and (iii) investors; and (E) gain price discovery experience by instructing the Secretary of the Treasury, following consultation with the Secretary of Treasury to~~

~~self-acquired securities described in subparagraph (A) as soon as practicable, thereby hastening the development of liquidity for securities backed by covered mortgage loans purchased or acquired under the Program under this section shall be available to the Secretary of the Treasury through September 30, 2031, for purposes of purchases under subsection (b)(1)(B)(i).~~

~~(3c) LIMITATION ON AGGREGATE LOAN INSURANCE OR GUARANTEE AUTHORITY.—~~ The aggregate original principal obligation of all covered mortgage loans ~~under this section for each Loan Guarantee Agency insured or guaranteed under subsection (e)(1)(A) of this section may not exceed \$48,000,000,000, and under section (e)(1)(B) may not exceed \$512,000,000,000.~~

~~(4d) GNMA GUARANTEE AUTHORITY AND FEE.—~~ To carry out the purposes of this section, the Government National Mortgage Association may enter into new commitments to issue guarantees of securities based on or backed by mortgages insured or guaranteed under this section, not exceeding \$460,000,000,000. ~~(5) GNMA guaranty fee.—~~ To carry out the purposes of this section, ~~the Association may, and shall~~ collect guaranty fees consistent with section 306(g)(1) of the National Housing Act (12 U.S.C. 1721(g)(1)) that are paid at securitization.

(e) DEFINITIONS.— In this section:

~~(1) Association.— The term "Association" means the Government National Mortgage Association.~~ (2) COVERED MORTGAGE LOAN.—

(A) IN GENERAL.— The term "covered mortgage loan" means, for purposes of the Program established by the Secretary of Housing and Urban Development, a mortgage loan that—

(i) is insured ~~or guaranteed~~ by the Federal Housing Administration pursuant to section 203(b) of the National Housing Act, subject to the eligibility criteria set forth in this subsection, and has a case number issued on or before December 31, 2025;

(ii) is made for an original term of 20 years ~~or for an original term determined by the Secretary to be necessary to develop liquidity for securities backed by covered mortgage loans and expand Program participation by eligible homebuyers~~ with a monthly mortgage payment of principal and interest that is not more than 110 percent and not less than 100 percent of the monthly payment of principal, interest, and periodic mortgage insurance premium associated with a newly originated 30-year mortgage loan with the same loan balance insured by the agency as determined by the Secretary;

(iii) subject to subparagraph (C) of this paragraph and notwithstanding section 203(~~bc~~)(2)(~~C~~) of the National Housing Act (12 U.S.C. 1709(~~bc~~)(2)(~~C~~)), has a mortgage insurance premium of not more than 4 percent of the loan balance that is paid at closing, financed into the principal balance of the loan, paid through an annual ~~premium~~, or a combination thereof;

(iv) involves a rate of interest that is fixed over the term of the mortgage loan; and

(v) is secured by a single-family residence that is the principal residence of an eligible homebuyer.

(B) The term "covered mortgage loan" means, for purposes of the Program established by the Secretary of Agriculture, a loan guaranteed under section 502(h) of the Housing Act of 1949 (42 U.S.C. 1472(h)) that—

(i) notwithstanding section 502(h)(7)(A) of the Housing Act of 1949 (42 U.S.C. 1472(h)(7)(A)), is made for an original term of 20 years ~~or for an original term determined by the Secretary to be necessary to develop liquidity for securities backed by covered mortgage loans and expand Program participation by eligible homebuyers~~ with a monthly mortgage payment of principal and interest that is not more than 110 percent and not less than 100 percent of the monthly payment of principal, interest, and loan guarantee fee associated with a newly originated 30-year mortgage loan with the same loan balance guaranteed by the agency as determined by the Secretary; and

(ii) subject to subparagraph (C) of this paragraph and notwithstanding section 502(h)(8)(A) of the Housing Act of 1949 (42 U.S.C. 1472(h)(8)(A)), has a loan guarantee fee of not more than 4 percent of the principal obligation of the loan.

(C) ~~WAIVER OF MORTGAGE INSURANCE AND ALTERNATIVE PREMIUM REQUIREMENT.— EACH SECRETARY REQUIREMENTS.—~~ The Secretary of Housing and Urban Development and the Secretary of Agriculture, in consultation with the Secretary of the Treasury, and notwithstanding paragraph (8)(A) of section 502(h) (8)(A) of the Housing Act of 1949 (42 U.S.C. 1472(h)(8)(A)) for purposes of the Program established by the Secretary of Agriculture, may waive the mortgage insurance premium cap or loan guarantee fee cap under subparagraphs or specify alternative requirements for subsection (A)(iii) and (B)(ii) with respect to covered mortgage loans insured or guaranteed by the Loan Guarantee Agency of which that Secretary is the head if necessary to protect the solvency of the associated insurance fund. (3) Department.— Unless otherwise specified, the term "Department" means the Department of Housing and Urban Development or the Department of Agriculture, as appropriate 1)(A)(ii) for covered mortgage loans in connection with the use of amounts made available under this section upon a finding that the waiver or alternative requirement is necessary to facilitate the use of amounts made available under this section.

(42) ELIGIBLE HOMEBUYER.— The term "eligible homebuyer" means an individual who—

(A) for purposes of the Program established by the Secretary of Housing and Urban Development—

(i) has an annual household income that is less than or equal to—



(I) 120 percent of median income for the area, as determined by the Secretary of Housing and Urban Development for—

(aa) the area in which the home to be acquired using such assistance is located; or

(bb) the area in which the place of residence of the homebuyer is located; or

(II) if the homebuyer is acquiring an eligible home that is located in a high-cost area, 140 percent of the median income, as determined by the Secretary, for the area within which the eligible home to be acquired using assistance provided under this section is located;

(ii) is a first-time homebuyer, as defined in paragraph (64) of this subsection; and

(iii)-(iii) is a first-generation homebuyer as defined in paragraph (53) of this subsection;

(B) for purposes of the Program established by the Secretary of Agriculture—

(i) meets the applicable requirements in section 502(h) of the Housing Act of 1949 (42 U.S.C. 1472(h)); and

(ii) is a first-time homebuyer as defined in paragraph (64) of this subsection and a first-generation homebuyer as defined in paragraph (53) of this subsection.

(53) FIRST-GENERATION HOMEBUYER.— The term "first-generation homebuyer" means a homebuyer that, as attested by the homebuyer, is—

(A) an individual—

(i) whose ~~living~~ parents or legal guardians do not, ~~to the best of the individual's knowledge, have any present fee simple ownership interest in a principal residence in any State, excluding ownership~~ or did not at the time of their property; (ii) if no parents or legal guardians are living upon acquisition of the eligible home to be acquired using such assistance, ~~to the best of the individual's knowledge, whose parents or legal guardians did not have any death, to the best of the individual's knowledge, have any present~~ ownership interest in a principal residence in any State ~~at the time of their death,~~ excluding ownership of heir property; and

(iii) whose spouse, or domestic partner has not, during the 3-year period ending upon acquisition of the eligible home to be acquired using such assistance, ~~had~~ ve any present ownership interest in a principal residence in any State, excluding ownership of heir property, whether the individual is a co-borrower on the loan or not; or

(B) an individual who has at any time been placed in foster care or institutional care whose spouse or domestic partner has not, during the 3-year period ending upon acquisition of the eligible home to be acquired using such assistance, had any ownership interest in a principal residence in any State,

excluding ownership of heir property, whether such individuals are co-borrowers on the loan or not.

(64) FIRST-TIME HOMEBUYER.— The term "first-time homebuyer" means a homebuyer as defined in section 104 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12704), except that for the purposes of this section the reference in such section 12704(14) to title II shall be considered to refer to this section, and except that ownership of heir property shall not be treated as owning a home for purposes of determining whether a borrower qualifies as a first-time homebuyer.

(75) HEIR PROPERTY.— The term "heir property" means residential property for which title passed by operation of law through intestacy and is held by two or more heirs as tenants in common.

~~(86) Loan guarantee agency.— Unless otherwise specified, the term "Loan Guarantee Agency" m~~OWNERSHIP INTEREST.— The term "ownership interest" means any ownership, excluding any interest in heir property, in—

(A) real estate in fee simple;

(B) a leasehold on real estate under a lease for not less than ninety-nine years ~~the Federal Housing Administration of the Department of Housing and Urban Development or the Rural Housing Service of the Department of Agriculture, as appropriate. (9) Secretary.— Unless otherwise specified, which is renewable; or~~

(C) a fee interest in, or long-term leasehold interest in, real estate consisting of a one-family unit in a multifamily project, including a project in which the dwelling units are attached, or are manufactured housing units, semi-detached, or detached, and an undivided interest in the common areas and facilities which serve the project.

(Z) STATE.— The term "Secretary<sup>(1)</sup>ate" means the Secretary of Housing and Urban Development or the Secretary of Agriculture, as appropriate ~~of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, Guam, the Virgin Islands, American Samoa, the Trust Territory of the Pacific Islands, and any other territory or possession of the United States.~~

(f) RELIANCE ON BORROWER ATTESTATIONS.— No additional documentation beyond the borrower's attestation shall be required to demonstrate eligibility under ~~paragraph (4) clauses (ii) and (iii) of subsection (e)(2)(A) and clause (ii) of subsection (e)(2)(B)~~ and no State, eligible entity, or creditor shall be subject to liability, including monetary penalties or requirements to indemnify a Federal agency or repurchase a loan that has been sold or securitized, based on the provision of assistance under this section to a borrower who does not meet the eligibility requirements under paragraph (4) of subsection (e) if the creditor does so in good faith reliance on borrower attestations of eligibility required under ~~such paragraph~~ based on the accuracy<sup>(1)</sup> of such attestation.

(g) IMPLEMENTATION.— The Secretary of Housing and Urban Development, the Secretary of Agriculture, and the Secretary of Treasury shall have authority to issue such regulations, ~~notices~~, or other ~~notices~~, guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects, or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

[NOTE-- DELETED /tIV/stC/s40203: ~~Sec. 40203. HUD-insured small dollar mortgage demonstration program~~]

**Sec. 402043. Investments in rural homeownership**

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated to the Secretary of Agriculture (in this section referred to as the "Secretary"), ~~out of any money in the Treasury not otherwise appropriated—~~ (1) \$70,000,000 for direct loans made under section 502 of the Housing Act of 1949 (42 U.S.C. 1472); ~~(2) Rural Housing Service of the Department of Agriculture, out of any money in the Treasury not otherwise appropriated, to remain available until expended—~~

(1) \$950,000,000 for providing single family housing repair grants under section 504 of the Housing Act of 1949 (42 U.S.C. 1474), subject to the terms and conditions in subsection (b) of this section;

(32) \$2510,000,000 for ~~grants under section 523~~ administrative expenses of the Rural Housing Act of 1949 (42 U.S.C. 1490e); and (4) \$10,000,000 for ~~administrative expenses of the Secretary~~ Service of the Department of Agriculture that in whole or in part support activities funded by this section and related activities. ~~Amounts appropriated by this section shall remain available until expended.~~

(b) TERMS AND CONDITIONS.—

(1) ELIGIBILITY.— Eligibility for grants from amounts made available by subsection (a)(21) shall not be subject to the limitations in section 3550.103(b) of title 7, Code of Federal Regulations.

(2) Uses.— Notwithstanding the limitations in section 3550.102(a) of title 7, Code of Federal Regulations, grants from amounts made available by subsection (a)(2) shall be available for the eligible purposes in section 3550.102(b) of title 7, Code of Federal Regulations.

(c) IMPLEMENTATION.— The Administrator of the Rural Housing Service shall have authority to issue such regulations, notices, or other guidance, forms, instructions, and publications to carry out the programs, projects, or activities authorized under this section to ensure that such programs, projects, or activities are completed in a timely and effective manner.

(l)

**Subtitle ~~AD~~— Bureau of Indian Affairs and Indian Health Service HUD**  
**Administration, Capacity Building, Technical**  
**Assistance, and Agency Oversight**

[NOTE-- MOVED /tVII/stA/s70101 to /tVII/stF/s70601 ]

[NOTE-- MOVED /tVII/stA/s70102 to /tVIII/s80007 ]

**Sec. 40301. Program administration, training, technical assistance, capacity building, and ~~USICH~~oversight**

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated,—

(1) ~~\$1,985,009~~49,250,000 to the Secretary of Housing and Urban Development for—

(A) the costs to the Secretary of administering and overseeing the implementation of this title and the Department's programs generally, including information technology, inspections of housing units, research and evaluation, financial reporting, and other costs; and

(B) new awards or increasing prior awards to provide training, technical assistance, and capacity building related to the Department's programs, including direct program support to program recipients throughout the country, including insular areas, that require such assistance with daily operations;

(2) ~~\$5,0043,250,000~~ to the ~~United States Interagency Council on Homelessness~~ for necessary expenses in carrying out the functions of the Council pursuant to title II of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11311 et seq.); and Office of Inspector General of the Department of Housing and Urban Development for necessary salaries and expenses for conducting oversight of amounts provided by this title;

(3) ~~\$405,000,000~~ to the ~~Secretary of Housing and Urban Development~~ for necessary salaries and expenses of Office of Inspector General of the Department of the Treasury for necessary salaries and expenses for conducting oversight of amounts provided by this title; and

(4) \$2,500,000 to the Office of the ~~Inspector General of the Department of Housing and Urban Development~~ in carrying out the ~~Inspector General Act of 1978~~the Agriculture for necessary salaries and expenses for conducting oversight of amounts provided by this title.

Amounts appropriated by this section shall remain available until September 30, 2031.

(b) IMPLEMENTATION.— The Secretary of Housing and Urban Development shall have authority to issue such regulations, notices, or other ~~notices~~; guidance, forms, instructions, and publications ~~as may be necessary or appropriate~~ to carry out the programs, projects,

or activities authorized under this section, ~~including~~ to ensure that such programs, projects, or activities are completed in a timely and effective manner.

[NOTE-- DELETED /tIV/stD/s40302: ~~Sec. 40302. Community-led capacity building~~]

## Subtitle E— Economic Development

### **Sec. 40401. Minority Business Development Agency ~~(a) Appropriation.~~**

In addition to amounts otherwise available, there is appropriated to the Minority Business Development Agency of the Department of Commerce for fiscal year 2022, out of amounts any money in the Treasury not otherwise appropriated—

(1) \$200,000,000, to remain available until September 30, 2026, for ~~carrying out subsection (b)(1); (2) \$1,200,000,000, to remain available until September 30, 2029, for carrying out subparagraphs (A), (B), (C), (D), (E), (F), and (H) of subsection (b)(2); (3) \$50,000,000, to remain available until September 30, 2026, for carrying out subparagraph (C) of subsection (b)(2); (4) \$1,500,000,000, to remain available until September 30, 2026, for carrying out subsection (b)(3); and (5) \$150,000,000, to remain available until September 30, 2029, for administrative costs associated with carrying out subsection (b)(3).~~ (b) Minority business development agency.— (1) Rural business centers.— The Director of the Minority Business Development Agency may enter into agreements with one or more rural Business Centers of the Agency that are operated by ~~a~~ entering into agreements with minority-serving institutions of higher education or by ~~a~~ consortium of institutions of higher education that ~~is~~ are led by a minority-serving institutions of higher education. Under such an agreement, to operate a rural ~~B~~ business ~~C~~ center shall provide assistance primarily to eligible to assist ~~minority~~ business enterprises located within ~~an~~ a rural area, as defined by the Director. (2) Other activities.— The Director of the Minority Business Development Agency shall — (A) pay salaries and related costs for employees; (B) pay for ~~adms,~~ priority for ~~which shall be given to~~ administrative and other costs to support initiatives that assist the formation, growth, and expansion of eligible business enterprises; (C) establish and provide assistance to Business Centers and specialty Business Centers, prioritizing for such establishment in States or regions that lack a Business Center and have a significant population of members of an underrepresented community; (D) establish not fewer than 5 regional offices, in locations determined by the Director; (E) conduct an annual forum between the Federal Government and businesses to review existing programs and current challenges relating to capital formation by eligible business enterprises; (F) establish a program to assist small, underserved manufacturers in accessing private capital by accelerating technology adoption and providing training and support in supply chain ~~(i)ntegration;~~ (G) provide grants to minority-serving institutions of higher education to develop and implement entrepreneurship

curricula institutions that have financial need and are located in areas that have a significant population of socially or economically disadvantaged individuals; and

~~(H2) collect data and develop research and policies regarding the needs and development of eligible business enterprises. (3) Grants.— (A) In general.— The Director of the Minority Business Development Agency may provide grants to— (i) a eligible business enterprise; and (ii) an eligible nonprofit organization that will make subgrants to eligible business enterprises located in areas with significant populations of members of underrepresented communities. (B) Application.— In making grants and subgrants to eligible business enterprises and eligible nonprofit organizations under this section, the Director shall establish an application process and selection criteria, which shall include \$1,000,000,000, to remain available until September 30, 2026, for entering into grants and agreements to—~~

~~(iA) assurances that the eligible business enterprise and eligible nonprofit organization will use such grants and subgrants to address gaps in access to capital, assist with startup costs, or support business expansion; (ii) criteria for determining the size of grant or subgrant award for the eligible business enterprise and eligible nonprofit organization; and (iii) other criteria as determined by the Director. (C) Eligible nonprofit organizations.— An eligible nonprofit organization that receives a grant under this section shall, when making a subgrant to an eligible business enterprise described under subparagraph (A)(ii), also use such grant to provide support to the eligible business enterprise in one or more of the following ways: (i) Providing resources, which may include physical workspace and facilities, to startups and established eligible business enterprises; (ii) Providing supports to accelerate the growth and success of eligible business enterprises through a vast the formation and growth of minority business enterprises;~~

~~(B) establish and provide Federal assistance to minority of services; including— (I) access to capital, business education, and counseling; (II) networking opportunities; (III) mentorship opportunities; (IV) advising on market analysis, company strategy, revenue, growth, commercialization, and securing funding; and (V) other services intended to aid in developing eligible business centers, specialty centers, and minority business enterprises;.~~

~~(DC) Business identifiers.— In accepting applications for grants to eligible business enterprises or subgrants to eligible business enterprises under this subsection, the Director shall allow each grantee or subgrantee to use existing business identifiers of the subgrantee instead of other forms of registration or identification. (E) Eligible nonprofit organization.— In this paragraph, the term "eligible nonprofit organization" means an organization that is described in paragraph (3) or (6) of section 501(c) of the Internal Revenue Code of 1986 and that is exempt from taxation under section 501(a) of such Code for which a primary activity of the organization is to provide services or financial support to eligible business enterprises located in areas with significant populations of members of underrepresented communities. (4) Returning funds.— If an entity~~

that receives a grant or assistance under this subsection fails to use all the funds or permanently ceases operations on or before September 30, 2031, the entity shall return the funds to the Minority Business Development Agency. The Minority Business Development Agency shall return all such funds to the Treasury if not expended by September 30, 2031. (5) Penalties for failure to abide by terms or conditions of award.— At the discretion of the Director and in addition to any other civil or criminal consequences, the Director shall withhold payments to an eligible applicant or order the eligible applicant to return any assistance provided under this section for failure to abide by the terms and conditions of such assistance. (e) Definitions.— In this section: (1) Business center.— The term "Business Center" means any business center that— (A) is established by make grants to private, nonprofit organizations that can demonstrate that a primary activity of the organization is to provide services to minority business enterprises, priority for which shall be given to organizations located in a Federally recognized area of economic distress; and

(D) provide grants and assistance to minority-serving institutions of higher education to develop and implement entrepreneurship curricula and participate in the business center program of the Minority Business Development Agency; and

(B3) provides technical business assistance to minority business enterprises. (2) Eligible business enterprise.— The term "eligible business enterprise" means a business owned or controlled by one or more members of an underrepresented community. \$400,000,000, to remain available until September 30, 2029, to—

(3A) Member of an underrepresented community.— The term "member of an underrepresented community" means an individual who is— (A) a resident of— (i) a low-income community, as defined in section 45D(e) of the Internal Revenue Code of 1986; (ii) a low-income rural community; or (iii) a HUBZone, as defined in section 31(b) of the Small Business Act (15 U.S.C. 657a); (B) a member of an Indian or Alaska Native tribe, band, nation, pueblo, village, community, component band, or component reservation, individually identified (including parenthetically) in the most recent list published pursuant to section 104 of the Federally Recognized Indian Tribe List Act of 1994 (25 U.S.C. 5134); (C) an individual with a disestablish not less than 5 regional offices of the Minority Business Development Agency, 1 of which shall be establistability, as defined in section 3 of the Americans with Disabilities Act of 1990 (42 U.S.C. 12102); (D) a veteran, as defined in section 101 of title 38, United States Code; (E) an individual who completed a term of imprisonment; (F) an Afghan refugee, including an individual who has received ashed in each region of the United States, as determined by the Special Immigrant Visa, a P-2 classification, or special parole status; or (G) aretary;

(B) assist the formation individual otherwise identified by the Director. (4) Minority-serving institution of higher education.— The term "minority-serving institution of higher education" <sup>(1)</sup> means growth of minority business enterprises;

~~(A) an institution described in section 371(a) of the Higher Education Act of 1965 (20 U.S.C. 1067q(a)); or (B) a junior or community college, as defined in section 312 of the Higher Education Act of 1965 (20 U.S.C. 1058). (5) Special collect data relating to the needs and development of minority business center.— The term "specialty Business Center" means a Business Center that provides specialty services focusing on specific business needs, including assistance prizes; and~~

~~(D) annually review the status of problems and programs relating to— (A) capital access; (B) Federal procurement; (C) entrepreneurship; (D) technology transfer; or (E) any other area determined necessary or appropriate based on the priorities of the Director of the Minority Business Development Agency formation by minority business enterprises.~~

[NOTE-- DELETED /tIV/stE/s40402: See: 40402. Manufacturing facility]

**Sec. 40402. Enhanced use of Defense Production Act of 1950**

(a) APPROPRIATION.— In addition to amounts otherwise available, there is appropriated for fiscal year 2022, out of any money at the Treasury not otherwise appropriated, \$500,000,000, to remain available until September 30, 2025, to carry out the Defense Production Act of 1950 in accordance with subsection (b).

(b) USE.— Amounts appropriated by subsection (a) shall be used to create, maintain, protect, expand, or restore the domestic industrial base capabilities essential for the national defense.

## **Title V—Committee on Homeland Security**

**Sec. 50001. Cybersecurity and Infrastructure Security Agency**

(a) IMPROVING FEDERAL SYSTEM CYBERSECURITY.— In addition to amounts otherwise made available, there is appropriated to the Cybersecurity and Infrastructure Security Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2031—~~(1) \$50,000,000 to, for improving, the Cybersecurity and Infrastructure Security Agency for support of the Multi-State Information Sharing and Analysis Center; of Federal information systems that are not national security systems (as defined in paragraph (6) of section 3552 of title 44, United States Code) and necessary mission support activities.~~

~~(2) \$25,000,000 to the Cybersecurity and Infrastructure Security Agency for operating a cyber range; (3) \$25,000,000 to the Cybersecurity and Infrastructure Security Agency for the execution of a national multi-factor authentication campaign; (4) \$400,000,000 to the Cybersecurity and Infrastructure Security Agency for the implementation of Executive Order 14028 (86 Fed. Reg. 26633; relating to improving the~~



cybersecurity of the United States), including the implementation of multi-factor authentication, endpoint detection and response, improved logging, and securing cloud systems; (5) \$50,000,000 to the Cybersecurity and Infrastructure Security Agency for expansion and operation of the Crossfeed program; (6) \$75 CYBERSECURITY TRAINING.— In addition to amounts otherwise made available, there is appropriated to the Cybersecurity and Infrastructure Security Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$15,000,000, to remain available until September 30, 2031, for the Cybersecurity Education and Training Assistance Program, Federal assistance grants under the Cybersecurity Education and Training Assistance Program, and necessary mission support activities.

(c) CYBERSECURITY AWARENESS, TRAINING, AND WORKFORCE DEVELOPMENT.— In addition to amounts otherwise made available, there is appropriated to the Cybersecurity and Infrastructure Security Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to the Cybersecurity and Infrastructure Security Agency for expansion and operation of the CyberSentry program; (7) \$10,000,000 to the Cybersecurity and Infrastructure Security Agency for performing activities in support of the development of the continuity of the economy plan required under section 9603(a) of title XCVI of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 (Public Law 116–283; 6 U.S.C. 322); (8) \$20,000,000 to the Cybersecurity and Infrastructure Security Agency for expanding programs working with international partners on the protection of critical infrastructure; (9) remain available until September 30, 2031, for improving cybersecurity awareness, training, and workforce development, including necessary mission support activities.

(d) MULTI-STATE INFORMATION SHARING AND ANALYSIS CENTER.— In addition to amounts otherwise made available, there is appropriated to the Cybersecurity and Infrastructure Security Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$35,000,000, to remain available until September 30, 2031, for Federal assistance through cooperative agreements with the Multi-State Information Sharing and Analysis Center.

(e) CYBERSENTRY.— In addition to amounts otherwise made available, there is appropriated to the Cybersecurity and Infrastructure Security Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to the Cybersecurity and Infrastructure Agency for researching and developing means to secure operational technology, including remain available until September 30, 2031, for the purpose of protecting critical infrastructure industrial control systems; against cybersecurity vulnerabilities; (10) \$100,000,000 to the Cybersecurity and Infrastructure Security Agency for cybersecurity workforce development and education, including providing education, training, and capacity development, including in collaboration with historically Black colleges and universities, other minority-serving institutions, and community colleges, and to the Cybersecurity Education and Training Program, to be used for purposes that include — (A) cybersecurity training and upskilling veterans; (B) implementing cybersecurity apprenticeships at the Agency; (C) cybersecurity programs for underserved

communities, as a focus for activities authorized under section 2217 of the Homeland Security Act of 2002 (6 U.S.C. 665f); and (11) nd the CyberSentry program.

(f) CLOUD SECURITY.— In addition to amounts otherwise made available, there is appropriated to the Cybersecurity and Infrastructure Security Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until September 30, 2031, for the purpose of executing the secure cloud architecture activities, migration advisory services, and cloud threat hunting capabilities of the Cybersecurity and Infrastructure Security Agency.

(g) INDUSTRIAL CONTROL SYSTEMS SECURITY.— In addition to amounts otherwise made available, there is appropriated to the Cybersecurity and Infrastructure Security Agency for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$650,000,000, to the Cybersecurity and Infrastructure Security Agency for enhancing the cloud architremain available until September 30, 2031, for the purpose of researching and developing the means by which to secture, mig operation advisory services, and cloud threat hunting capabilities of the Agencyal technology and industrial control systems against security vulnerabilities (as such term is defined in section 102(17) of the Cybersecurity Information Sharing Act of 2015 (6 U.S.C. 1501(17)).

#### **Sec. 50002. Cybersecurity assistance**

(a) STATE AND LOCAL CYBERSECURITY RECRUITMENT AND TRAINING.— In addition to amounts otherwise made available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$80,000,000, to remain available until September 30, 2031, to the Administrator of the Federal Emergency Management Agency, in consultation with the Cybersecurity and Infrastructure Security Agency, to award grants, contracts, or cooperative agreements to State, local, Tribal, and territorial governments for cybersecurity recruitment and training to enhance efforts to address cybersecurity risks (as defined in paragraph (2) of section 2201 of the Homeland Security Act) and cybersecurity threats (as defined in paragraph (3) of section 2201 of the Homeland Security Act).

(b) MIGRATION TO .GOV DOMAIN.— In addition to amounts otherwise made available, there is appropriated for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$20,000,000, to remain available until September 30, 2031, to the Administrator of the Federal Emergency Management Agency, in consultation with the Cybersecurity and Infrastructure Security Agency, to award grants, contracts, or cooperative agreements to State, local, Tribal, and territorial governments to carry out activities to migrating the online services of such governments to the .gov internet domain.

(c) LIMITATION.— The Administrator of the Federal Emergency Management Agency may not use amounts appropriated under this section for activities under the National Flood Insurance Act of 1968 or a function of the Federal Emergency Management Agency relating to that Act.

(I)

#### **Sec. 50003. Nonprofit security grant program**

(a) HIGH-RISK URBAN AREAS.— In addition to amounts otherwise available, there is appropriated, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until expended, to the Administrator of Federal Emergency Management Agency for the Nonprofit Security Grant Program for grants to nonprofits under the Urban Area Security Initiative.

(b) OTHER AREAS.— In addition to amounts otherwise available, there is appropriated, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until expended, to the Administrator of the Federal Emergency Management Agency for the Nonprofit Security Grant Program for grants to nonprofits under the State Homeland Security Grant Program.

(c) LIMITATION.— The Administrator of the Federal Emergency Management Agency may not use amounts appropriated under this section for activities under the National Flood Insurance Act of 1968 or a function of the Federal Emergency Management Agency relating to that Act.

**Sec. 42500034.** ~~Subsidy for certain USDA rural development loan payments (a) Appropriation.—~~**Office of Chief Readiness Support Officer**

~~In addition to the amounts otherwise available, there is appropriated to the Secretary of Homeland Security for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$3900,000,000, to remain available until September 30, 2031, to carry out this section. (b) Use of funds.— (1) Payment.— The Secretary shall make a payment to the lender on a covered loan equal to half of the total of the installment amounts owed by the borrower on the loan for 1 year, if the borrower has the opportunity to opt out of the payment. (2) Additional payments.— To the extent that amounts made available by subsection (a) remain after making the payments under paragraph (1), the Secretary shall make additional loan payments on a covered loan. (c) Terms and conditions.— (1) Waiver.— The Secretary shall waive statutory limits on maximum loan maturities for any covered loan durations, including those where the lender provides a deferral and extends the maturity of a covered loan during the 1-year period beginning with the date of enactment of this Act. (2) Extension.— The Secretary shall, when necessary to provide more time because of the potential of higher volumes, travel restrictions, and the inability to access some properties during the COVID-19 pandemic, extend lender site visit requirements to— (A) not more than 60 days (which may be extended at the discretion of the Secretary) after the occurrence of an adverse event, other than a payment default, that causes a loan to be classified as in liquidation; and (B) not more than 90 days after a payment default. (d) Definition.— In this section, the term "covered loan" means— (1) a business and industry loan made or guaranteed before January 1, 2021, under subsection (a) or (g) of section 310B of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932(a) or (g)); (2) a loan that is made by an intermediary lender before January 1, 2021, to an ultimate recipient using a loan received under section 1323 of the Food Security Act of 1985 (7 U.S.C. 1932) or section 310H of the Consolidated Farm and Rural Development Act (7 U.S.C. 1936b); and (3) a loan that is made by a microenterprise development organization before January 1, 2021, to a microentrepreneur under section~~

~~379E of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008s)28, for the Office of the Chief Readiness Support Officer to carry out sustainability and environmental programs.~~

## Title VI—Committee on the Judiciary

### Subtitle A—Immigration Provisions

[NOTE-- DELETED /tVI/stA/s60001: Sec. 60001. Lawful permanent residence for certain entrants]

#### **Sec. 60001. Registry**

(a) IN GENERAL.— Section 249 of the Immigration and Nationality Act (8 U.S.C. 1259) is amended—

(1) in the heading, by striking "1972"; and inserting "2010"; and

(2) in paragraph (a), by striking "1972" and inserting "2010".

(b) FEES.— In addition to any administrative processing fee collected in connection with an application described in section 249 of the Immigration and Nationality Act (8 U.S.C. 1259), the Secretary of Homeland Security shall collect, in the case of any alien who entered the United States during the period beginning on January 1, 1972, and ending on December 31, 2009, a supplemental fee of \$1,500 in connection with each such application.

(c) EFFECTIVE DATE.— This section and the amendments made by this section shall take effect on the earlier of the date that is—

(1) 180 days after the date of the enactment of this Act; or

(2) May 1, 2022.

#### **Sec. 60002. Recapture of unused immigrant visa numbers**

~~(a) Recapture of unused immigrant visa numbers.— (1) ENSURING FUTURE USE OF ALL IMMIGRANT VISAS.—~~

~~Section 201(c)(1)(B)(ii) of the Immigration and Nationality Act (8 U.S.C. 1151(c)(1)(B)(ii)) is amended to read as follows:~~

~~"(ii) In no case shall the number computed under subparagraph (A) be less than the sum of—~~

~~"(I) 226,000; and~~

~~"(II) the number computed under paragraph (3)."~~

~~(2) RECAPTURING UNUSED VISAS.—~~

Section 201 of the Immigration and Nationality Act (8 U.S.C. 1151) is amended by adding at the end the following:

"(g) RECAPTURING UNUSED VISAS.—

"(1) FAMILY-SPONSORED VISAS.—

"(A) IN GENERAL.— Notwithstanding the numerical limitations set forth in this section or in sections 202 or 203, beginning in fiscal year 2022, the number of family-sponsored immigrant visas that may be issued under section 203(a) shall be increased by the number computed under subparagraph (B).

"(B) UNUSED VISAS.— The number computed under this subparagraph is the difference, if any, between—

"(i) the difference, if any, between—

"(I) the number of visas that were originally made available to family-sponsored immigrants under section 201(c)(1) for fiscal years 1992 through 2021, setting aside any unused visas made available to such immigrants in such fiscal years under section 201(c)(3); and

"(II) the number of visas described in subclause (I) that were issued under section 203(a), or, in accordance with section 201(d)(2)(C), under section 203(b); and

"(ii) the number of visas resulting from the calculation under clause (i) issued under section 203(a) after fiscal year 2021.

"(2) EMPLOYMENT-BASED VISAS.—

"(A) IN GENERAL.— Notwithstanding the numerical limitations set forth in this section or in sections 202 or 203, beginning in fiscal year 2022, the number of employment-based immigrant visas that may be issued under section 203(b) shall be increased by the number computed under subparagraph (B).

"(B) UNUSED VISAS.— The number computed under this paragraph is the difference, if any, between—

"(i) the difference, if any, between—

"(I) the number of visas that were originally made available to employment-based immigrants under section 201(d)(1) for fiscal years 1992 through 2021, setting aside any unused visas made available to such immigrants in such fiscal years under section 201(d)(2); and

"(II) the number of visas described in subclause (I) that were issued under section 203(b), or, in accordance with section 201(c)(3)(C), under section 203(a); and

"(ii) the number of visas resulting from the calculation under clause (i) issued under section 203(b) after fiscal year 2021.

"(3) DIVERSITY VISAS.— Notwithstanding section 204(a)(1)(I)(ii)(II), an immigrant visa for an alien selected in accordance with section 203(e)(2) in fiscal year 2017,

2018, 2019, 2020, or 2021 shall remain available to such alien (and the spouse and children of such alien) if—

"(A) the alien was refused a visa, prevented from seeking admission, or denied admission to the United States solely because of Executive Order 13769, Executive Order 13780, Presidential Proclamation 9645, or Presidential Proclamation 9983; or

"(B) because of restrictions or limitations on visa processing, visa issuance, travel, or other effects associated with the COVID-19 public health emergency—

"(i) the alien was unable to receive a visa interview despite submitting an Online Immigrant Visa and Alien Registration Application (Form DS-260) to the Secretary of State; or

"(ii) the alien was unable to seek admission or was denied admission to the United States despite being approved for a visa under section 203(c)."

### Sec. 60003. Adjustment of status

Section 245 of the Immigration and Nationality Act (8 U.S.C. 1255) is amended by adding at the end the following:

"(n) VISA AVAILABILITY.—

"(1) IN GENERAL.— Notwithstanding subsection (a)(3), the Secretary of Homeland Security may accept for filing an application for adjustment of status from an alien (and the spouse and children of such alien), if such alien—

"(A) is the beneficiary of an approved petition under section 204(a)(1);

"(B) pays a supplemental fee of \$1,500, plus \$250 for each derivative beneficiary; and

"(C) is otherwise eligible for such adjustment.

"(2) EXEMPTION.— The Secretary of State shall exempt an alien (and the spouse and children of such alien) from the numerical limitations described in sections 201, 202, and 203, and the Secretary of Homeland Security may adjust the status of such alien (and the spouse and children of such alien) to lawful permanent resident, if such alien submits or has submitted an application for adjustment of status and—

"(A) such alien—

"(i) is the beneficiary of an approved petition under subparagraph (A)(i) or (B)(i)(I) of section 204(a)(1) that bears a priority date that is more than 2 years before the date the alien requests a ~~waiver of~~ an exemption from the numerical limitations; and

"(ii) pays a supplemental fee of \$2,500;

"(B) such alien—

"(i) is the beneficiary <sup>(1)</sup> of an approved petition under subparagraph (E) or (F) of section 204(a)(1) that bears a priority date that is more than 2 years

before the date the alien requests a ~~waiver of~~ exemption from the numerical limitations; and

"(ii) pays a supplemental fee of \$5,000; or

"(C) such alien—

"(i) is the beneficiary of an approved petition under subparagraph (H) of section 204(a)(1) that bears a priority date that is more than 2 years before the date the alien requests a ~~waiver of~~ exemption from the numerical limitations; and

"(ii) pays a supplemental fee of \$50,000.

"(3) EFFECTIVE DATE.—

"(A) IN GENERAL.— The provisions of this subsection—

"(i) shall take effect on the earlier of the date that is—

"(I) 180 days after the date of the enactment of this subsection; or

"(II) May 1, 2022; and

"(ii) except as provided in subparagraph (B), shall cease to have effect on September 30, 2031.

"(B) CONTINUATION.— Paragraph (2) shall continue in effect with respect to an alien who requested a ~~waiver~~ exemption of the numerical limitations and paid the requisite fee prior to the date described in subparagraph (A)(ii), until the Secretary of Homeland Security renders a final administrative decision on such application."

#### **Sec. 60004. Additional supplemental fees**

(a) TREASURY.— The ~~supplemental fees described in subthis section (b) of this, section 60001, and in sections 245B(a)(2) and 245(n) of the Immigration and Nationality Act, as added by this subtitle;—~~

~~(1) shall be deposited in the general fund of the Treasury of the United States. (b) Supplemental petition fee.—S; and~~

~~(2) may not be waived, in whole or in part, by the Secretary of Homeland Security.~~

~~(b) IMMIGRANT VISA PETITIONS.— In addition to any other fee collected in connection with a petition described in this subsection, the Secretary of Homeland Security shall collect a supplemental fee in the amount of—~~

~~(1) \$100 in connection with each petition filed under—~~

~~(A) section 204(a)(1)(A)(i) of the Immigration and Nationality Act (8 U.S.C. 1154(a)(1)) is amended— (1) in subparagraph (A)(i), by adding at the end the following: "A petition for classification by reason (A)(i) for classification by reason of a relationship described under paragraph (1), (3), or (4) of section 203(a) of such Act: (8 U.S.C. 1153(a)); and (1)~~

~~(B) section 204(a)(1)(B)(i)(I) of such Act (8 U.S.C. 1154(a)(1)(B)(i)(I));~~

(2) \$800 in connection with each petition filed under subparagraph (E) or (F) of section 204(a)(1) of the Immigration and Nationality Act (8 U.S.C. 1154(a)(1)); and

(3) \$15,000 in connection with each petition filed under subparagraph (H) of section 204(a)(1) of the Immigration and Nationality Act (8 U.S.C. 1154(a)(1)).

(c) FORM I-94 OR FORM I-94W.— The Secretary of Homeland Security shall collect from each individual who is admitted to the United States as a nonimmigrant, and is issued an electronic or paper arrival/departure record (Form I-94 or Form I-94W, or any successor form), a fee of \$19.

(d) STUDENT AND EXCHANGE VISITORS.— In addition to any other fee collected from an approved institution of higher education, other approved educational institution, of a relationship designated exchange visitor program in the United States, in connection with nonimmigrants described in subparagraph (4E), (3J), or (4M) of section 203(a) shall be accompanied by a supplemental fee in the amount of \$100."; (2) in subparagraph (B)(i)(I); by adding at the end the following: "Such petition shall be accompanied by a supplemental fee in the amount of \$100."; (3) in subparagraph (E), by adding at the end 101(a)(15) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)) enrolled in such institution or program, the Secretary of Homeland Security shall collect a supplemental fee of \$250 for each such nonimmigrant.

(e) PERMANENT RESIDENT CARD REPLACEMENT.— In addition to any other fee collected in connection with each Application to Replace Permanent Resident Card (Form I-90, or any successor form), filed for purposes of replacing an expired or expiring permanent resident card, the Secretary of Homeland Security shall collect a supplemental fee of \$500.

(f) NONIMMIGRANT VISA PETITIONS.— In addition to any other fee collected in connection with a petition filed under section 214 of the Immigration and Nationality Act (8 U.S.C. 1184), the Secretary of Homeland Security shall collect a supplemental fee of \$500 in connection with each such petition for classification as a nonimmigrant under subparagraph (E), (H)(i)(b), (L), (O), or (P) of section 101(a)(15) of such Act (8 U.S.C. 1101(a)(15)).

(g) EXTEND/CHANGE STATUS.— In addition to any other following: "Such petition shall be accompanied by ee collected in connection with each Application to Extend/Change Nonimmigrant Status (Form I-539, or any successor form), the Secretary of Homeland Security shall collect a supplemental fee in the amount of \$8500.";

(4h) in subparagraph (F), by adding at the end EMPLOYMENT AUTHORIZATION.— In addition to any other following: "Such petition shall be accompanied by a supplemental fee in the amount of \$800."; and (5) in subparagraph (H), by adding at the end ee collected in connection with an application for employment authorization (Form I-765, or any successor form), the Secretary of Homeland Security shall collect a supplemental fee of \$500 for each such application filed by an individual seeking such authorization as—

(1) the spouse of a nonimmigrant described in subparagraph (E), (H), or (L) of section 101(a)(15) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15));

(2) a nonimmigrant described in <sup>(1)</sup> section 101(a)(15)(E) of such Act (8 U.S.C. 1101(a)(15)(E)) to engage in optional practical training; or



(3) as an applicant for adjustment of status under section 245(a) of such Act (8 U.S.C. 1255(a)).

(i) NONIMMIGRANT VISAS.— In addition to any other following: "Such petition shall be accompanied by a supplemental fee in the amount of \$15,000." ~~ee collected in connection with the issuance of a nonimmigrant visa, the Secretary of State shall collect a supplemental fee in the amount of \$75 in connection with each such visa that is issued for a classification under section 101(a)(15) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)).~~

(j) EFFECTIVE DATE.— The fees authorized by this section shall take effect on the earlier of the date that is—

(1) 180 days after the date of the enactment of this Act; and

(2) May 1, 2022.

### **Sec. 60005. U.S. Citizenship and Immigration Services**

In addition to amounts otherwise available, there is appropriated to U.S. Citizenship and Immigration Services for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$2,800,000,000, to remain available until expended, for the purpose of increasing the capacity of U.S. Citizenship and Immigration Services to adjudicate ~~efficiently—adjudicate~~ applications described in sections 245B ~~and 245(n)2~~ of the Immigration and Nationality Act (8 U.S.C. 1259), as ~~amended~~ amended by sections 60001 and ~~60003~~ of this Act, ~~respectively~~ and section 245(n) of the Immigration and Nationality Act (8 U.S.C. 1255(n)), as ~~added by 60003 of this Act~~, and to reduce case processing backlogs.

## **Subtitle B— Community Violence Prevention**

### **Sec. 61001. Funding for community-based violence intervention initiatives**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Attorney General for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$2,500,000,000, to remain available until September 30, 2031, for the purposes described in subsection (b).

(b) USE OF FUNDING.— The Attorney General, acting through the Assistant Attorney General of the Office of Justice Programs, the Director of the Office of Community Oriented Policing Services, and the Director of the Office on Violence Against Women, shall use amounts appropriated by subsection (a)—

(1) to award competitive grants or contracts to units of local government, States, the District of Columbia, Indian Tribes, nonprofit community-based organizations, victim services providers, or other entities as determined by the Attorney General, to support evidence-informed ~~intervention~~ intervention strategies to reduce community violence;

(2) to support training, technical assistance, research, evaluation, and data collection on strategies to effectively reduce community violence and ensure public safety; and

(3) to support research, evaluation, and data collection on the differing impact of community violence on demographic categories. ~~(c) Expenditure requirement.— All expenditures made pursuant to subsection (a) shall be made on or before September 30, 2031.~~

[NOTE-- DELETED /tVII/stA/s70103: ~~Sec. 70103. Indian Health Service~~]

[NOTE-- MOVED /tVII/stB to /tVI/stC ]

**Subtitle BC**— ~~Subcommittee on National Parks, Forests, and Public Lands~~ **Antitrust**

[NOTE-- DELETED /tVII/stB/s70201: ~~Sec. 70201. Oak flat withdrawal~~]

[NOTE-- MOVED /tVII/stB/s70202 to /tVII/stC/s70301 ]

[NOTE-- DELETED /tVII/stB/s70203: ~~Sec. 70203. Presidio trust~~]

[NOTE-- DELETED /tVII/stB/s70204: ~~Sec. 70204. Grand Canyon~~]

~~**Sec. 70205. Wildfire (a) Protecting communities and ecosystems from wildfire.—**~~  
**62001. Antitrust division**

In addition to amounts otherwise available, there is appropriated to the Bureau of Land Management Attorney General for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$900,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, to reduce wildfire risk on landscapes and communities through fire preparedness, fire science and research (including improved fireshed mapping and management), emergency rehabilitation, rural fire assistance, noncommercial fuels management activities in the wildland-urban interface, the renovation or construction of fire facilities, and for expenses necessary to support firefighter workforce reforms. None of the funds provided by this subsection shall be used for salvage logging. (b) Tribal wildfire prevention.— In addition to amounts otherwise available, there is appropriated to the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$400,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for carrying out the National Indian Forest Resources Management Act (25 U.S.C. 3401 et seq.) for renewable and manageable resources, communications, economic and cultural benefits, improved fireshed mapping and management, and to protect Tribal forest lands from wildfire. (c) Forest technology improvements.— In addition to amounts otherwise available, there is appropriated to the Office of Wildland Fire Management for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,000,000, to remain available until September 30, 2031, except that no amounts may be expended

~~after September 30, 2031, for carrying out a research, development, and testing pilot program to— (1) assess new technologies, including unmanned aircraft system, geospatial, or remote sensing technologies, across all reforestation activities; (2) accelerate the deployment and integration of such technologies into the operations of the Secretary of the Interior; and (3) collaborate and cooperate with State, Tribal, and private geospatial information system organizations with respect to such technologies~~for necessary expenses for the Department of Justice Antitrust Division for carrying out work of the Division related to competition or enforcement of the antitrust laws.

[NOTE-- DELETED /tVII/stB/s70206: Sec. 70206. Urban parks]

[NOTE-- DELETED /tVII/stB/s70207: Sec. 70207. Every kid outdoors]

[NOTE-- DELETED /tVII/stB/s70208: Sec. 70208. National Park Service climate resilience]

[NOTE-- DELETED /tVII/stB/s70209: Sec. 70209. Bureau of Land Management climate resilience]

[NOTE-- MOVED /tVII/stB/s70210 to /tVII/stG/s70706 ]

**Sec. 62002. Federal trade commission funding for unfair competition and antitrust enforcement work**

In addition to amounts otherwise available, there is appropriated to the Federal Trade Commission for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000 to remain available until September 30, 2031, for carrying out work of the Commission related to unfair methods of competition or enforcement of the antitrust laws.

**~~Title VII—Committee on Natural Resources~~OMMITTEE ON NATURAL RESOURCES**

[NOTE-- MOVED /tVII/stA to /tIV/stD ]

[NOTE-- MOVED /tVII/stD to /tVII/stA ]

**~~Subtitle DA— Efficient and Effective NEPA Implementation~~Native American and Native Hawaiian Affairs**

[NOTE-- DELETED /tVII/stD/s770401: Sec. 70401. Efficient and effective NEPA implementation]

[NOTE-- MOVED /tVII/stH/s70807 to /tVII/stK/s71101 ]

[NOTE-- MOVED /tVII/stE to /tVII/stB ]

[NOTE-- MOVED /tVII/stI to /tVII/stE ]

**Sec. 70101. Tribal climate resilience**

(a) TRIBAL CLIMATE RESILIENCE AND ADAPTATION.— In addition to amounts otherwise available, there is appropriated to the Director of the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$441,000,000, to remain available until September 30, 2031, for Tribal climate resilience and adaptation programs.

(b) BUREAU OF INDIAN AFFAIRS FISH HATCHERIES.— In addition to amounts otherwise available, there is appropriated to the Director of the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$19,600,000, to remain available until September 30, 2031, for fish hatchery operations and maintenance programs of the Bureau of Indian Affairs.

(c) ADMINISTRATION.— In addition to amounts otherwise available, there is appropriated to the Director of the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$9,400,000, to remain available until September 30, 2031, for the administrative costs of carrying out this section. None of the funds provided by this section shall be subject to cost-sharing or matching requirements

(d) SMALL AND NEEDY PROGRAM.— Amounts made available under this section shall be excluded from the calculation of funds received by those Tribal governments that participate in the "Small and Needy" program.

(e) DISTRIBUTION; USE OF FUNDS.— Amounts made available under this section that are distributed to Indian Tribes and Tribal organizations—

(1) shall be distributed on a 1-time basis; and

(2) shall only be used for the purposes identified under the applicable subsection.

[NOTE-- MOVED /tVII/stI/s70901 to /tVII/stA/s70102 ]

**Sec. 70904102. Native Hawaiian climate resilience**

(a) NATIVE HAWAIIAN CLIMATE RESILIENCE AND ADAPTATION.— In addition to amounts otherwise available, there is appropriated to the Senior Program Director of the Office of Native Hawaiian Relations for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$349,000,000, to remain available until September 30, 2031, except that no amounts may be expended after to carry out, through financial assistance, technical assistance, direct expenditure, grants, contracts, or cooperative agreements, climate resilience and adaptation activities that serve the Native Hawaiian Community.

(b) ADMINISTRATION.— In addition to amounts otherwise available, there is appropriated to the Senior Program Director of the Office of Native Hawaiian Relations for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,000,000,

to remain available until September 30, 2031, for the ~~purpose~~ administrative costs of conducting consultations with the Native Hawaiian people. ~~arrying out this section. None of the funds provided by this section shall be subject to cost-sharing or matching requirements.~~

[NOTE-- DELETED /tVII/stI/s70902: ~~Sec. 70902. Native Hawaiian climate resilience~~]

[NOTE-- MOVED /tVII/stJ to /tVII/stF ]

**Sec. 70103. Tribal electrification program**

(a) TRIBAL ELECTRIFICATION PROGRAM.— In addition to amounts otherwise available, there is appropriated to the Director of the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$294,000,000, to remain available until September 30, 2031, for—

(1) the provision of electricity to unelectrified Tribal homes through renewable energy systems;

(2) transitioning electrified Tribal homes to renewable energy systems; and

(3) associated home repairs and retrofitting necessary to install the renewable energy systems authorized under paragraphs (1) and (2).

(b) ADMINISTRATION.— In addition to amounts otherwise available, there is appropriated to the Director of the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$6,000,000, to remain available until September 30, 2031, for the administrative costs of carrying out this section.

(c) SMALL AND NEEDY PROGRAM.— Amounts made available under this section shall be excluded from the calculation of funds received by those Tribal governments that participate in the "Small and Needy" program.

(d) DISTRIBUTION; USE OF FUNDS.— Amounts made available under this section that are distributed to Indian Tribes and Tribal organizations—

(1) shall be distributed on a 1-time basis; and

(2) shall only be used for the purposes identified under the applicable subsection.

[NOTE-- DELETED /tVII/stC/s70302: ~~Sec. 70302. Emergency drought relief~~]

[NOTE-- MOVED /tVII/stC/s70303 to /tVII/stA/s70104 ]

**Sec. 70303104. Emergency drought relief for ~~t~~Tribes**

In addition to amounts otherwise available, there is appropriated to the Commissioner of the Bureau of Reclamation for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$450~~25,000,000, to remain available until September 30, 2026, ~~except that no amounts may be expended after September 30, 2026,~~ for near-term drought

relief actions to mitigate drought impacts for Indian Tribes ~~(as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304))~~ that are impacted by the operation of a Bureau of Reclamation water project, including through direct financial assistance to address drinking water shortages and to mitigate for the loss of Tribal trust resources.

[NOTE-- DELETED /tVII/stC/s70304: ~~Sec. 70304. Salton Sea projects~~]

[NOTE-- MOVED /tVII/stC/s70305 to /tVII/stO/s71502 ]

**Sec. 70105. Native American Consultation Resource Center**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$33,000,000, to remain available until September 30, 2031, to establish and administer a Native American Consultation Resource Center (the authority for which shall expire on September 30, 2031) to provide training and technical assistance to support Federal consultation and coordination responsibilities relating to—

(1) the protection of the natural and cultural resources of Native Americans;

(2) land use planning and development that impacts Indian Tribes and the Native Hawaiian Community; and

(3) infrastructure projects that impact Indian Tribes and the Native Hawaiian Community.

(b) DEFINITION.— In this section, the term "Native American" means—

(1) an Indian;

(2) a Native Hawaiian (as defined in paragraph (10) of section 2 of the Native American Graves Protection and Repatriation Act (25 U.S.C. 3001)); and

(3) a Native (as defined in subsection (b) of section 3 of the Alaska Native Claims Settlement Act (43 U.S.C. 1602)).

**~~Sec. 80009. Funding for Technology Modernization Fund~~ In addition to amounts otherwise available, there is appropriated to the Technology Modernization Fund **70106. Indian Health Service****

(a) MAINTENANCE AND IMPROVEMENT.— In addition to amounts otherwise available, there is appropriated to the Director of the Indian Health Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$945,000,000, to remain available until September 30, 2031, for maintenance and improvement of facilities operated by the Indian Health Service or an Indian Tribe or Tribal organization.

(b) MENTAL HEALTH AND SUBSTANCE USE DISORDERS.— In addition to amounts otherwise available, there is appropriated to the Director of the Indian Health Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$123,716,000, to remain available until September 30, 2031, for mental health and

substance use prevention and treatment services, including facility renovation, construction, or expansion relating to mental health and substance use prevention and treatment services.

(c) PRIORITY HEALTH CARE FACILITIES.— In addition to amounts otherwise available, there is appropriated to the Director of the Indian Health Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,000,000,000, to remain available until September 30, 2031, for projects identified through the health care facility priority system.

(d) SMALL AMBULATORY.— In addition to amounts otherwise available, there is appropriated to the Director of the Indian Health Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$40,000,000, to remain available until September 30, 2031, for small ambulatory construction.

(e) URBAN INDIAN ORGANIZATIONS.— In addition to amounts otherwise available, there is appropriated to the Director of the Indian Health Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2031, for the renovation, construction, expansion, equipping, and improvement of facilities owned or leased by an Urban Indian organization.

(f) EPIDEMIOLOGY CENTERS.— In addition to amounts otherwise available, there is appropriated to the Director of the Indian Health Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$425,000,000, to remain available until September 30, 2031, for the epidemiology centers.

(g) ENVIRONMENTAL HEALTH AND FACILITIES SUPPORT ACTIVITIES.— In addition to amounts otherwise available, there is appropriated to the Director of the Indian Health Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$113,284,000, to remain available until September 30, 2031, for environmental health and facilities support activities of the Indian Health Service.

(h) DISTRIBUTION; USE OF FUNDS.— Amounts appropriated under this section that are distributed to Indian Tribes and Tribal organizations—

(1) shall be distributed on a 1-time basis; and

(2) shall only be used for the purposes identified under the applicable subsection.

#### **Sec. 70107. Tribal public safety**

(a) PUBLIC SAFETY AND JUSTICE.— In addition to amounts otherwise available, there is appropriated to the Assistant Secretary for Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$490,000,000, to remain available until September 30, 2031, for public safety and justice programs and construction.

(b) ADMINISTRATION.— In addition to amounts otherwise available, there is appropriated to the Assistant Secretary for Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$10,000,000, to remain available until September 30, 2031, for the administrative costs of carrying out this section.

(c) SMALL AND NEEDY PROGRAM.— Amounts made available under this section shall be excluded from the calculation of funds received by those Tribal governments that participate in the "Small and Needy" program.

(d) DISTRIBUTION; USE OF FUNDS.— Amounts made available under this section that are distributed to Indian Tribes and Tribal organizations—

(1) shall be distributed on a 1-time basis; and

(2) shall only be used for the purposes identified under the applicable subsection.

**Sec. 70108. Bureau of Indian Affairs and Tribal roads**

(a) ROADS.— In addition to amounts otherwise available, there is appropriated to the Director of the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$715,400,000, to remain available until September 30, 2026, for the Bureau of Indian Affairs Road System and Tribal transportation facilities—

(1) for road maintenance;

(2) for planning, design, construction, and reconstruction activities; and

(3) to address the deferred road maintenance backlog at the Bureau of Indian Affairs.

(b) ADMINISTRATION.— In addition to amounts otherwise available, there is appropriated to the Director of the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$14,600,000, to remain available until September 30, 2026, for the administrative costs of carrying out this section.

## **Subtitle EB— National Oceanic and Atmospheric Administration**

[NOTE-- DELETED /tVII/stE/s70501: ~~Sec. 70501. Coastal and Great Lakes restoration and technical assistance~~]

[NOTE-- DELETED /tVII/stE/s70502: ~~Sec. 70502. Pacific Coastal Salmon Recovery Fund~~]

[NOTE-- MOVED /tVII/stE/s70503 to /tIX/s90010 ]

**Sec. 70201. Investing in coastal communities and climate resilience**

In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$6,000,000,000, to remain available until September 30, 2026, to provide funding through direct expenditure, contracts, grants, cooperative agreements, or technical assistance to coastal states<sup>(1)</sup> (as defined in paragraph (4) of section 304 of the Coastal Zone Management Act of 1972 (16 U.S.C. 1453(4))), the District of Columbia,



Indian Tribes, nonprofit organizations, local governments, and institutions of higher education (as defined in subsection (a) of section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001(a))), for the conservation, restoration, and protection of coastal and marine habitats and resources, including fisheries, to enable coastal communities to prepare for extreme storms and other changing climate conditions, and for projects that support natural resources that sustain coastal and marine resource dependent communities, and for related administrative expenses. None of the funds provided by this section shall be subject to cost-sharing or matching requirements.

[NOTE-- DELETED /tVII/stE/s70509: ~~Sec. 70509. Civilian Climate Corps at NOAA~~]

[NOTE-- DELETED /tVII/stE/s70510: ~~Sec. 70510. NOAA hatcheries~~]

**~~Sec. 70511. Electronic monitoring (a) Electronic monitoring.—202. Pacific salmon restoration and conservation~~**

~~In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$751,000,000,000, to remain available until September 30, 2034, except that no amounts may be expended after September 30, 2031, for the purposes of supporting the continued and timely implementation of electronic monitoring and fishing effort reporting. (b) Administrative expenses.—Of the funds provided by this section, no more than 2 percent shall be used for administrative costs to carry out this section~~26, for the purposes of supporting the restoration and conservation of Pacific salmon and steelhead populations and the habitat of those populations, including by improving climate resilience and climate adaptation, and for related administrative expenses.

[NOTE-- DELETED /tVII/stE/s70512: ~~Sec. 70512. Working waterfronts~~]

[NOTE-- DELETED /tVII/stE/s70513: ~~Sec. 70513. Marine Sanctuary and National Estuarine Research Reserve Maintenance Backlog~~]

**Sec. 70203. Marine fisheries infrastructure**

In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$400,000,000, to remain available until September 30, 2026, for grants to States and Indian Tribes, to repair, replace, and upgrade hatchery infrastructure for the production of a fishery (as defined in paragraph (13) of section 3 of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1802(13))) that is included in a fishery management plan or plan amendment approved by the Secretary of Commerce under subsection (a) of section 301 of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1851(a)), and for related administrative expenses.

(1)

**Sec. 705204. Coastal hazards and sea level ~~Marine fisheries and marine mammal stock assessments, surveys, and research and management~~**

In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$500,000,000, to remain available until September 30, 2034, except that no amounts may be expended after September 30, 2031, for carrying out the provisions of section 12304 of the Integrated Coastal and Ocean Observation System Act of 2009 (33 U.S.C. 3603), section 4 of the Digital Coast Act (16 U.S.C. 1467), section 310 of the Coastal Zone Management Act of 1972 (16 U.S.C. 1456e), section 303 of the Hydrographic Services Improvement Act of 1988 (33 U.S.C. 892a), and the first section and section 2 of the Act of August 6, 1947 (chapter 504; 33 U.S.C. 883a and 33 U.S.C. 883b), popularly known as the Coast and Geodetic Survey Act of 1947; for the purposes of making upgrades to the Integrated Ocean Observing System; making upgrades to the Shoreline Mapping Program; developing products, services, and ~~equipment~~ 26, for purposes of Federal fisheries management, marine fisheries conservation, and marine mammal research, including fisheries and marine mammal stock assessments, marine fisheries data collection, surveys, scientific research, and management, acquisition of electronic monitoring ~~decision-support frameworks with respect to coastal floods, sea level rise, Great Lakes water level, and vertical land motion data and conducting the~~ equipment for fishery participants, transitional gear research, and development necessary to support such products and services; producing and maintaining authoritative and timely data, maps, charts, tidal and water level ~~ecosystem-based assessments in support of marine fish species, including fisheries managed under section 303 of the Magnuson-Stevens Fishery Conservation and information services for communities to plan for present and future coastal flood risks and to sustain the economic viability of ports and marine transportation system; and providing technical assistance to States, insular areas, local governments, and end user at-risk communities~~ Management Act (16 U.S.C. 1853) and subsection (a) of section 117 of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1386(a)).

[NOTE-- DELETED /tVII/stE/s70505: ~~Sec. 70505. Blue carbon~~]

[NOTE-- DELETED /tVII/stE/s70506: ~~Sec. 70506. Coastal hazards in United States insular areas~~]

[NOTE-- DELETED /tVII/stE/s70507: ~~Sec. 70507. NMFS shoreside facilities~~]

**Sec. 70508. NOAA vessel recapitalization ~~205. Facilities of the National Oceanic and Atmospheric Administration and National Marine Sanctuaries~~**

(a) NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION FACILITIES.— In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year <sup>(1)</sup>2022, out of any money in the ~~t~~ Treasury not otherwise appropriated, \$300,000,000, to remain available until September 30, 2034,

~~except that no amounts may be expended after 26, for the construction of new facilities (including facilities in need of replacement) including piers, marine operations facilities, fisheries laboratories, and other laboratory facilities.~~

~~(b) NATIONAL MARINE SANCTUARIES FACILITIES.— In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2034-26, for vessel recapit~~the~~ construction of facilities to support the National Marine Sanctuary System establishment need~~ed~~sh under subsection (c) of section 301 of the National Marine Sanctuaries Act (16 U.S.C. 1431(c)).~~

#### **Sec. 70206. NOAA Efficient and Effective Reviews**

~~In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$20,000,000, to remain available until September 30, 2026, to provide for the development of more efficient, accurate, and timely reviews for planning, permitting and approval processes through the hiring and training of personnel, the development of programmatic documents, the procurement of technical or scientific services for reviews, the development of environmental data or information systems, stakeholder and community engagement, the purchase of new equipment for environmental analysis, and the development of geographic information systems and other analysis tools, techniques, and guidance to improve agency transparency, accountability, and public engagement.~~

#### **Sec. 70544207. Seafood Import Monitoring Program Expansion**

~~In addition to amounts otherwise available, there is appropriated to the National Oceanic and Atmospheric Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$2,000,000, to remain available until September 30, 2034, except that no amounts may be expended after September 30, 2031, for carrying out the provisions of section 307 of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act (16 U.S.C. 1857(1)(Q)), to expand the Seafood I26, to implement the seafood import Mmonitoring Pprogram to apply to all seafood and seafood products of the National Oceanic and Atmospheric Administration.~~

[NOTE-- MOVED /tVII/stF to /tVII/stC ]

## **Subtitle FC— United States Fish and Wildlife Service**

~~Sec. 70202 Civilian climate corps (a) National Park Service Civilian Climate Corps.— (1) Definitions.— With regard to this subsection: (A) Conservation project.— The term "conservation project" means a project for the conservation, restoration,~~

~~construction, or rehabilitation of natural, cultural, historic, archaeological, recreational, or scenic resources. (B) Corps program.— The term "corps program" means a program established by a Federal, State, Tribal, or local government, or nonprofit organization that performs conservation projects on Public Lands. (C) Public lands.— The term "Public Lands" means lands administered by the National Park Service. (2) In general.— In addition to amounts otherwise available, there is appropriated to the National Park Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,700,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for carrying out education and job training projects and conservation projects on Public Lands, including through the use of direct expenditure, contracts, grants, and cooperative agreements with corps programs. (3) Administrative expenses.— Of the funds provided by this subsection, no more than 2 percent shall be used for administrative costs to carry out this section. (b) Bureau of Land Management Civilian Climate Corps.— (1) Definitions.— With regard to this subsection: (A) Conservation project.— The term "conservation project" means a project for the conservation, restoration, construction, or rehabilitation of natural, cultural, historic, archaeological, recreational, or scenic resources. (B) Corps program.— The term "corps program" means a program established by a Federal, State, Tribal, or local government, or nonprofit organization that performs conservation projects on Public Lands. (C) Public lands.— The term "Public Lands" means lands administered by the Bureau of Land Management. (2) In general.— In addition to amounts otherwise available, there is appropriated to the Bureau of Land Management~~

**301. Endangered Species Act recovery plans**

*In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$96,180,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for carrying out education and job training projects and conservation projects on Public Lands, including through the use of direct expenditure, contracts, grants, and cooperative agreements with corps programs. (3) Administrative expenses.— Of the funds provided by this subsection, no more than 2 percent shall be used for administrative costs to carry out this section. (c) United States Fish and Wildlife Service Civilian Climate Corps.— (1) Definitions.— With regard to this subsection: (A) Conservation project.— The term "conservation project" means a project for the conservation, restoration, construction, or rehabilitation of natural, cultural, historic, archaeological, recreational, or scenic resources. (B) Corps program.— The term "corps program" means a program established by a Federal, State, Tribal, or local government, or nonprofit organization that performs conservation projects on Public Lands. (C) Public lands.— The term "Public Lands" means lands administered by the United States Fish and Wildlife Service. (2) In general.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$400,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for carrying out education and job training projects and conservation*

projects on Public Lands, including through the use of direct expenditure, contracts, grants, and cooperative agreements with corps programs. (3) Administrative expenses.— Of the funds provided by this subsection, no more than 2 percent shall be used for administrative costs to carry out this section. (d) Tribal Civilian Climate Corps.— (1) Definitions.— With regard to this expended, for the purposes of developing and implementing recovery plans under paragraphs (1), (3), and (4) of subsection: (A) Conservation project.— The term "conservation project" means any project for the conservation, restoration, construction, or rehabilitation of natural, cultural, historic, archaeological, recreational, or scenic resources. (B) Corps program.— The term "corps program" means a program established by a Federal, State, Tribal, or local government, or nonprofit organization that performs appropriate conservation projects on Public Lands. (C) Indian land.— The term "Indian land" means land of an Indian Tribe or an Indian individual that is— (i) held in trust by the United States; or (ii) subject to a restriction against alienation imposed by the United States. (D) Indian tribe.— The term "Indian Tribe" has the meaning given the term in section 101 of the Federally Recognized Indian Tribe List Act (25 U.S.C. 5130). (E) Native Hawaiian.— The term "Native Hawaiian" means any individual who is— (i) a citizen of the United States; and (ii) a descendant of the aboriginal people who, before 1778, occupied and exercised sovereignty in the area that now comprises the State of Hawaii, as evidenced by— (i) genealogical records; (ii) Kupuna (elders) or Kamaaina (long-term community residents) verification; or (iii) certified birth records. (F) Native Hawaiian organization.— The term "Native Hawaiian organization" means a private nonprofit organization that— (i) serves the interests of Native Hawaiians; (ii) has Native Hawaiians in substantive and policymaking positions within the organization; and (iii) is recognized by the Governor of Hawaii for the purposes of planning, conducting, or administering programs (or portions of programs) for the benefit of Native Hawaiians. (2) In general.— In addition to amounts otherwise available, there is appropriated to the Bureau of Indian Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$500,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for carrying out education and job training projects and conservation projects, including through the use of direct expenditure, contracts, grants, and cooperative agreements with corps programs, and including projects on Indian lands, pursuant to an agreement between an Indian Tribe or Native Hawaiian organization and a corps program for the benefit of an Indian Tribe or Native Hawaiians. None of the funds provided by this subsection shall be subject to cost-share requirements. (3) Administrative expenses.— Of the funds provided by this subsection, no more than 2 percent shall be used for administrative costs to carry out this section of section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533(f)).

**Sec. 70601. Endangered species act recovery plans 302. Island plant conservation**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, <sup>(1)</sup> \$75,004,850,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031,

for the development and implementation of recovery plans under expended, to make direct expenditures, award grants, and enter into contracts and cooperative agreements for the purposes of conserving endangered species and threatened species of plants in the Hawaiian Islands and the Pacific Island Territories of the United States under paragraphs (1), (3), and (4) of subsection 4(f) of section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533(f)).

~~(b) Candidate conservation~~ADMINISTRATIVE EXPENSES.— In addition to the amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$75,000~~150,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for developing Candidate Conservation Agreements and Candidate Conservation Agreements with Assurances for candidate and other at-risk species pursuant section 10 of the Endangered Species Act (16 U.S.C. 1539) for necessary administrative expenses associated with carrying out this section.

**Sec. 70602. Endangered species act habitat conservation**~~303. Pollinator conservation~~

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$50,000~~850,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for United States Fish and Wildlife Service responsibilities in the development, review, and permitting of Habitat Conservation Plans under expended, to make direct expenditures, award grants, and enter into contracts and cooperative agreements for the purposes of conserving endangered species and threatened species of pollinators in the United States under paragraphs (1), (3), and (4) of subsection (f) of section 40(a)(2)4 of the Endangered Species Act of 1973 (16 U.S.C. 1539(a)(2)) and for State programs under section 6(d) of the Endangered Species Act of 1973 (16 U.S.C. 1535(d))3(f)).

(b) ADMINISTRATIVE EXPENSES.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$150,000, for necessary administrative expenses associated with carrying out this section.

**Sec. 70603. Endangered species act interagency**~~304. Mussel consultations~~

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$40,000~~850,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for carrying out consultations with Federal agencies that undertake agency actions affecting ~~endangered species and threatened species~~ under section 7 of the Endangered Species Act of 1973 (16 U.S.C. 1536) expended, to make direct expenditures, award grants, and

enter into contracts and cooperative agreements for the purposes of conserving endangered species and threatened species of freshwater mussels in the United States under paragraphs (1), (3), and (4) of subsection (f) of section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533(f)).

(b) ADMINISTRATIVE EXPENSES.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$150,000, for necessary administrative expenses associated with carrying out this section.

**Sec. 70604. Funding for island plant ~~305~~. Desert fish conservation**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$25,004,850,000~~, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for the conservation of endangered species and threatened species of plants in the Hawaiian Islands and the Pacific Island Territories of the United States as authorized ~~by~~ expended, to make direct expenditures, award grants, and enter into contracts and cooperative agreements for the purposes of conserving endangered species and threatened species of desert fish in the United States under paragraphs (1), (3), and (4) of subsection (f) of section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533(f)).

~~(b) ADMINISTRATIVE EXPENSES.— Of the funds provided by this section, no more than 2 percent shall be used for administrative costs to~~ otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$150,000, for necessary administrative expenses associated with carrying out this section.

**Sec. 70605 ~~306~~. Funding for pollinator conservation ~~the United States Fish and Wildlife Service to address climate-induced weather events~~**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$25,042,500,000~~, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for the conservation of endangered species and threatened species of pollinators in the United States as authorized by section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533). ~~(b) Administrative expenses.— Of the funds provided,~~ to make direct expenditures, award grants, and enter into contracts and cooperative agreements for the purposes of rebuilding and restoring units of the National Wildlife Refuge System and State wildlife management areas, including by—

- (1) addressing the threat of invasive species;
- (2) increasing the resiliency and capacity of habitats and infrastructure to withstand climate-induced weather events; and

(3) reducing the amount of damage caused by climate-induced weather events.  
The United States Fish and Wildlife Service may provide grants under this subsection with no cost-share requirement.

(b) ADMINISTRATIVE COSTS.— In addition to amounts otherwise available, there is appropriated by to this section, no more than 2 percent shall be used for administrative costs to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$7,500,000, to remain available until September 30, 2026, for necessary administrative expenses associated with carrying out this section.

**Sec. 70606. Funding for mussel ~~307~~. Wildlife corridor conservation**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$25,09,700,000~~, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for the conservation of endangered species and threatened species of freshwater mussels in the United States as authorized by section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533). (b) Administrative expenses.— Of the ~~expended, to carry out, through direct expenditures, contracts, grants, and cooperative agreements, activities necessary for—~~

- (1) mapping wildlife corridors;
- (2) the conservation and restoration of wildlife corridors; and
- (3) addressing the conservation and restoration of wildlife corridors—
  - (A) on land included in the National Wildlife Refuge System; and
  - (B) on private land through—
    - (i) the Partners for Fish and Wildlife Program of the United States Fish and Wildlife Service;
    - (ii) the Coastal Program of the United States Fish and Wildlife Service;
    - and
    - (iii) Migratory Bird Joint Ventures.

(b) ADMINISTRATIVE COSTS.— In addition to amounts provided by this section, no more than 2 percent shall be used for administrative costs to otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$300,000, for necessary administrative expenses associated with carrying out this section.

**Sec. 70607. Funding for desert fish conserv ~~308~~. Grassland restoration**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$25,038,800,000~~, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031,



~~for the conservation of endangered species and threatened species of desert fish in the Southwestern United States as authorized by section 4 of the Endangered Species Act of 1973 (16 U.S.C. 1533). (b) Administrative expenses.— Of the funds provided by this section, no more than 2 percent shall be used for administrative costs to expended to make direct expenditures, award grants, and enter into contracts and cooperative agreements for carrying out the protection and restoration of grassland habitats.~~

~~(b) ADMINISTRATIVE COSTS.— In addition to amounts otherwise available, there is appropriated to the United States Fish and Wildlife Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,200,000, for necessary administrative expenses associated with carrying out this section.~~

[NOTE-- DELETED /tVII/stF/s70608: ~~Sec. 70608. Funding for the united states fish and wildlife service to address climate-induced weather events]~~

[NOTE-- DELETED /tVII/stF/s70609: ~~Sec. 70609. Funding for the united states fish and wildlife service for wildlife corridor conservation]~~

[NOTE-- DELETED /tVII/stF/s70610: ~~Sec. 70610. Funding for the united states fish and wildlife service for grassland restoration]~~

[NOTE-- MOVED /tVII/stG to /tVII/stI ]

[NOTE-- MOVED /tVII/stH to /tVII/stD ]

## **Subtitle HD— Energy and Mineral Resource Water Resources** **Research and Technology Institutes**

[NOTE-- DELETED /tVII/stH/s70801: ~~Sec. 70801. Offshore wind for the territories]~~

[NOTE-- DELETED /tVII/stH/s70802: ~~Sec. 70802. Leasing on the outer continental shelf]~~

### **Sec. 70803. United States geological survey (a) 3D elevation program.— 401. Water Resources Research and Technology Institutes**

~~In addition to amounts otherwise available, there is appropriated to the United States Geological Survey for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, to carry out the 3D elevation program (43 U.S.C. 3104). (b) Climate adaptation science centers.— In addition to amounts otherwise available, there is appropriated to the United States Geological Survey for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2031, except that no amounts may~~

~~be expended after September 30, 2031, for the Regional and National Climate Adaptation Science Centers to provide localized information to help communities respond to climate change for grants and other financial assistance to water resources research and technology institutes, centers, and equivalent agencies.~~

[NOTE-- MOVED /tVII/stH/s70804 to /tVII/stL/s71201 ]

~~Subtitle **IE**— Office of Native Hawaiian Relations~~ **Council on Environmental Quality**

**Sec. 70501. Environmental and climate data collection**

~~*In addition to amounts otherwise available, there is appropriated to the Chair of the Council on Environmental Quality for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$65,000,000, to remain available until September 30, 2026—*~~

~~*(1) to support data collection efforts relating to—*~~

~~*(A) disproportionate negative environmental harms and climate impacts; and*~~

~~*(B) cumulative impacts of pollution and temperature rise;*~~

~~*(2) to establish, expand, and maintain efforts to track disproportionate burdens and cumulative impacts, including academic and workforce support for analytics and informatics infrastructure and data collection systems; and*~~

~~*(3) to support efforts to ensure that any mapping or screening tool is accessible to community-based organizations and community members.*~~

**Sec. 70502. Council on environmental quality efficient and effective environmental reviews**

~~*In addition to amounts otherwise available, there is appropriated to the Chair of the Council on Environmental Quality for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$15,000,000, to remain available until September 30, 2026, to carry out the Council on Environmental Quality's functions and for the purposes of training personnel, developing programmatic environmental documents, and developing tools, guidance, and techniques to improve stakeholder and community engagement.*~~

~~Subtitle **JF**— Accountability for fund~~ **Department of the Interior Efficient and Effective Reviews**

[NOTE-- DELETED /tVII/stJ/s71001: Sec. 71001. Oversight]

[NOTE-- DELETED /tVII/stJ/s<sup>(4)</sup>71002: Sec. 71002. Limitation]

[NOTE-- DELETED /tVII/stJ/s71003: Sec. 71003. Limitation]

**Sec. 704601. ~~Tribal consultation~~Department of the Interior Efficient and Effective Reviews**

In addition to amounts otherwise available, there is appropriated to the Department of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$3100,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for the purposes of conducting consultation with Tribal Govern~~26, to provide for the development of more efficient, accurate, and timely reviews for planning, permitting, and approval processes for the National Park Service, the Bureau of Land Management, the Bureau of Ocean Energy Management, the Bureau of Reclamation, the Bureau of Safety and Environmental Enforcement, and the Office of Surface Mining Reclamation and Enforcement through the hiring and training of personnel, the development of programmatic documents, the procurement of technical or scientific services for reviews, the development of environmental data or information systems, stakeholder and community engagement, the purchase of new equipment for environmental analysis, and the development of geographic information systems and other analysis tools, techniques, and guidance to improve agency transparency, accountability, and public engagements.

[NOTE-- DELETED /tX/s100001: ~~Sec. 100001. Definitions~~]

[NOTE-- MOVED /tX/stA to /tVII/stG ]

**Subtitle ~~AG~~— Increasing Federal contracting opportunities for small businesses**  
**Public Lands**

**Sec. 70701. National parks and public lands ecosystem resilience**

In addition to amounts otherwise available, there is appropriated to the Secretary of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$1,250,000,000, to remain available until September 30, 2031, to carry out projects for the protection and resiliency of lands and resources on lands administered by the National Park Service and Bureau of Land Management. None of the funds provided under this section shall be subject to cost-share or matching requirements.

**Sec. 70702. National parks and public lands ecosystem restoration**

In addition to amounts otherwise available, there is appropriated to the Secretary of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$750,000,000, to remain available until September 30, 2031, to carry out ecosystem and habitat restoration projects on lands administered by the National Park Service and Bureau of Land Management. None of the funds provided under this section shall be subject to cost-share or matching requirements.)

**Sec. 70703. Lands corps**

*(a) DEFINITIONS.— With regard to this section:*

*(1) APPROPRIATE CONSERVATION PROJECTS.— The term "appropriate conservation projects" means any project for the conservation, restoration, construction, or rehabilitation of natural, cultural, historic, archaeological, recreational, or scenic resources on public lands administered by the National Park Service or Bureau of Land Management.*

*(2) CORPS PROGRAMS.— The term "corps programs" means a program established by a Federal, State, Tribal, Territorial, or local government, the District of Columbia, or nonprofit organization that performs appropriate conservation projects.*

*(3) RESILIENCY OR RESTORATION PROJECTS.— The term "restoration or resiliency projects" means any project funded under sections 70701 and 70702.*

*(b) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Secretary of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$500,000,000, to remain available until September 30, 2031, to provide funding, including all expenses necessary to provide funding, through direct expenditure, grants or contracts to, or cooperative agreements with, corps programs to perform appropriate conservation projects or resiliency or restoration projects, including all expenses necessary to carry out such projects, on public lands administered by the National Park Service and Bureau of Land Management. None of the funds provided under this section shall be subject to cost-share or matching requirements.*

**Sec. 70704. Wildfire management**

*In addition to amounts otherwise available, there is appropriated to the Secretary of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$500,000,000, to remain available until September 30, 2031, for wildland fire management by the Bureau of Land Management or National Park Service, including improvement, relocation, renovation, or construction of firefighting facilities; reduction of wildfire hazards to communities through fuels projects within the wildland-urban interface; burned area rehabilitation; rural fire assistance; wildfire-related information technology and geospatial analysis; deployment of remote sensing technologies; wildfire science and research, including fireshed mapping; purchase, lease or contract of fixed-wing aircraft; assessment and deployment of technologies to limit disruptions to firefighting operations at night, in a degraded visual environment, or by unauthorized unmanned aircraft system, including the feasibility of optionally-piloted rotor-wing aircraft and containerized retardant-delivery systems; and for salaries and expenses for wildland firefighters.*

**Sec. 70705. National Park Service Deferred Maintenance and Department of the Interior Ho-sing**

*(1)*

In addition to amounts otherwise available, there is appropriated to the Secretary of the Interior for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$400,000,000, to remain available until September 30, 2026, for carrying out priority deferred maintenance projects, which may include resolving directly-related infrastructure deficiencies, including through direct expenditures or transfer authority, within the boundaries of the National Park System and to provide housing, including expenses necessary to provide housing, for—

(1) field employees of the National Park Service pursuant to subchapter III of chapter 1013 of title 54, United States Code;

(2) field employees of the Bureau of Land Management in a manner similar to the provision of housing under paragraph (1); and

(3) participants in corps programs performing appropriate conservation projects or resiliency and restoration projects under grants, contracts, or cooperative agreements with the National Park Service or the Bureau of Land Management in a manner similar to the provision of housing under paragraph (1).

#### **Sec. 70210. ~~Historic preservation~~706. Urban parks**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Director of the National Park Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$75100,000,000~~, to remain available until September 30, 2031, ~~except that no amounts may be expended after September 30, 2031, to carry out preservation or historic preservation as defined by section 300315 of title 54, United States Code.~~ (b) ~~Administrative expenses.— Of the funds provided,~~ to carry out direct, competitive grants to localities for acquisition of land or interests in land, or for development of recreation facilities to create or significantly enhance access to parks or outdoor recreation in urban areas, subject to the conditions that no property acquired or developed with funding under this section shall be converted to uses other than public outdoor recreation without the approval of the Secretary. Such approval shall require assurances as the Secretary considers necessary to ensure the substitution of other recreational properties of equivalent or greater fair market value and of equivalent usefulness and accessibility.

(b) ADMINISTRATIVE EXPENSES.— In addition to amounts otherwise available, there is appropriated by to this section, no more than 2 percent shall be used for administrative costs to the Director of the National Park Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$10,000,000, to remain available until September 30, 2026, for necessary administrative expenses associated with carrying out this section.

[NOTE-- DELETED /tVII/stB/s70211: ~~Sec. 70211. Thompson Divide~~]

[NOTE-- DELETED /tVII/stB/s70212: ~~Sec. 70212. Chaco canyon~~]

[NOTE-- MOVED /tVII/stC to /tVII/stH ]

**Sec. 70707. Historic preservation**

In addition to amounts otherwise available, there is appropriated to the Director of the National Park Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$25,000,000, to remain available until September 30, 2026, to provide funding through direct expenditure, contracts, grants, cooperative agreements, or technical assistance to States, Indian Tribes, the District of Columbia, and Territories to carry out preservation or historic preservation as defined by section 300315 of title 54, United States Code.

**Sec. 70708. National heritage areas**

In addition to amounts otherwise available, there is appropriated to the Director of the National Park Service for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$50,000,000, to remain available until September 30, 2026, to carry out funding for National Heritage Area Partnerships, including funding in fiscal year 2022 for any national heritage area, national heritage corridor, cultural heritage corridor, national heritage partnership, national heritage canalway, national heritage route, and battlefields national historic district authorized to receive Federal funds as of September 1, 2021.

**Sec. 70709. Withdrawals**

The Secretary of the Interior shall, on or before June 30, 2024, withdraw, permanently or for a set term and subject to valid existing rights, lands or interest in lands administered by the Bureau of Land Management from entry, appropriation, disposal, location, and patent. Withdrawals made under this section shall result in an aggregate reduction of receipts payable to the Treasury between the date of the enactment of this section and the end of fiscal year 2031 of \$10,000,000.

**Subtitle GH— Drought Response and Preparedness**

[NOTE-- MOVED /tVII/stC/s70306 to /tVII/stO/s71501 ]

~~Sec. 703801. Bureau of Reclamation water settlement funding Section 10501 of the Omnibus Public Land Management Act of 2009 (43 U.S.C. 407) is amended as follows: (1) In subsection (b), by adding at the end the following: "(3) Additional deposits.— In addition to amounts otherwise available, there is appropriated— "(A) for fiscal year 2032 and each fiscal year thereafter out of any money in the Treasury not otherwise appropriated, \$370,000,000, for deposit in the Fund, to remain available until expended; and "(B) potable water supply projects~~

(a) FUNDING FOR POTABLE WATER SUPPLY PROJECTS.— In addition to amounts otherwise available, there is appropriated to the Commissioner of the Bureau of Reclamation for fiscal year 2022, out of any money in the Treasury not otherwise

appropriated, ~~\$2,00550,000,000,~~ for deposit in the Fund, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031." (2) In subsection (c)(1) — (A) in subparagraph (A), by striking "for each of fiscal years 2020 through 2034, the Secretary may expend from the Fund an amount not to exceed \$120,000,000," and inserting "for fiscal year 2022 and each fiscal year thereafter, the Secretary may expend from the Fund an amount not to exceed \$370,000,000"; (B) in subparagraph (B), by striking "more than \$120,000,000, for any fiscal year if such amounts are available in the Fund due to expenditures not reaching \$120,000,000" and inserting "more than \$370,000,000 for any fiscal year if such amounts are available in the Fund, for the fiscal year in which expenditures are made pursuant to subparagraph (D) and paragraphs (2) and (3)"; and (C) by adding at the end the following: "(C) The Secretary shall expend all amounts in the Fund available from deposits made under subsection (b)(1) and subsection (b)(3)(B) not later than the end of fiscal year 2031." (D) If, in the judgment of the Secretary on an annual basis, the Secretary is unlikely to expend the amounts as required under subparagraph (C) because expenditures cannot be made for activities authorized under paragraph (2), the Secretary shall expend from the Fund on an annual basis any projected unspent amounts by not later than the end of fiscal year 2031 on grants to disadvantaged communities (identified according to criteria adopted by the Secretary) or on grants to Indian Tribes (as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304)), expended, for grants, contracts, or financial assistance agreements to disadvantaged communities (identified according to criteria adopted by the Commissioner) in a manner as determined by the Secretary, Commissioner for up to 100 percent of the cost of the planning, design, or construction of water projects the primary purpose of which is to provide potable water supplies to communities or households that do not have reliable access to potable water in a State or territory described in the first section of the Act of June 17, 1902 (43 U.S.C. 391; 32 Stat. 388, chapter 1093)."

(3b) In subsection (c), by amending paragraph (2) to read as follows: "(2) Authority. — (A) ~~Non-Tribal Settlement Expenditures.~~ — The Secretary may expend money from the Fund to implement a settlement agreement approved by Congress that resolves, in whole or in part, litigation involving the United States and a party that is not an Indian Tribe (as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304)); ADDITIONAL FUNDING. — In addition to amounts otherwise available, there is appropriated to the Commissioner of the Bureau of Reclamation for fiscal year 2032 and each fiscal year thereafter, out of any money, ifn the settlement agreement or implementing legislation requires the Bureau of Reclamation to provide financial assistance for, or plan, design, and Treasury not otherwise appropriated, \$50,000,000, to remain available until expended, for grants, construct — "(i) water supply infrastructure; or "(ii) a project — "(I) to rehabilitate a water delivery system to conserve water; or "(II) to restore habitat or otherwise improve environmental conditions associated with or affected by, or located with, or financial assistance agreements to disadvantaged communities (identified according to the same criteria as) a Federal reclamation project that is in existence on March 30, 2009." (B) ~~Tribal Expenditures.~~ — The Secretary may expend money from the Fund to implement a settlement agreement approved by Congress that resolves, in whole

~~or in part, claims concerning Indian water resources, if the settlement agreement or implementing legislation authorizes the Secretary to provide financial assistance for, or plans adopted by the Commissioner) in a manner as determined by the Commissioner for up to 100 percent of the cost of the planning, design, and/or construct—"(i) water supply infrastructure; or "(ii) a project— "(i) to rehabilitate a water delivery system to conserve water; or "(ii) to restore habitat or otherwise improve environmental conditions associated with or affected by, or located within the same river basin as, a Federal reclamation project." (5) In subsection (c)(3)(C), by striking "for any authorized use" and injon of water projects the primary purpose of which is to provide potable water supplies to communities or households that do not have reliable access to potable water in a State or territory described in the first section "for any use authorized under paragraph (2) or paragraph (1) (D)". (6) By striking subsection ~~(f)on of the Act of June 17, 1902 (43 U.S.C. 391; 32 Stat. 388, chapter 1093).~~~~

- [NOTE-- DELETED /tVII/stC/s70307: ~~Sec. 70307. Snow water supply forecasting]~~
- [NOTE-- DELETED /tVII/stC/s70308: ~~Sec. 70308. Water technology investment]~~
- [NOTE-- DELETED /tVII/stC/s70309: ~~Sec. 70309. Aquatic ecosystem restoration]~~

**Sec. 70340802. Large scale water reuse**

(a) DEFINITIONS.— In this section:

(1) ELIGIBLE ENTITY.— The term "eligible entity" means—

(A) a State, Indian Tribe, municipality, irrigation district, water district, wastewater district, or other organization with water or power delivery authority;

(B) a State, regional, or local authority, the members of which include 1 or more organizations with water or power delivery authority; or

(C) an agency established under State law for the joint exercise of powers or a combination of entities described in subparagraphs (A) through (B). ~~(2) Indian tribe.— The term "Indian Tribe" has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304 and (B).~~

(3) RECLAMATION STATE.— The term "Reclamation State" means a State or territory described in the first section of the Act of June 17, 1902 (32 Stat. 388, chapter 1093; 43 U.S.C. 391).

(b) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Bureau of Reclamation for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2031, ~~except that 10 amounts may be expended before fiscal year 2027 or after September 30, 2031;~~ <sup>(7)</sup> to provide nonreimbursable grants on a competitive basis to eligible entities that shall not exceed 25 percent of the total cost of an eligible project unless the project



advances at least a proportionate share of authorized nonreimbursable benefits ~~authorized under the reclamation laws (including fish and wildlife)~~ (including benefits provided through measurable reductions in water diversions from imperiled ecosystems a river basin that is associated with or affected by, or located within the same river basin as a Federal reclamation project) up to a maximum 75 percent of the total costs of an eligible project, to carry out the planning, design, and construction of projects to reclaim and reuse municipal, industrial, domestic, or agricultural wastewater or impaired ground or surface waters that have a total estimated cost of more than \$500,000,000 and that provide ~~substantial water supply and other~~ benefits to drought stricken regions within the Reclamation States for the purposes of—

(1) helping to advance water management plans across a multi-state area, such as drought contingency plans in the Colorado River Basin; and

(2) providing multiple benefits, including water supply reliability benefits for drought-stricken States, Tribes, and communities, fish and wildlife benefits, and water quality improvements; ~~and (3) reducing impacts on environmental resources from water projects owned or operated by Federal and State agencies, including through~~ and benefits from measurable reductions in water diversions from imperiled ecosystems.

(c) TOTAL DOLLAR CAP.— The Bureau of Reclamation shall not impose a total dollar cap on Federal contributions that applies to all individual projects funded under this section.

(d) FUNDING ELIGIBILITY.— An eligible project shall not be considered ineligible for assistance under this section because the project has received assistance authorized under title XVI of Public Law 102–575 or section 4009 of Public Law 114–322.

(e) TREATMENT OF CONVEYANCE.— The Bureau of Reclamation shall consider the planning, design, and construction of an eligible project's conveyance system to be eligible for grant funding under this section.

**~~Sec. 70311. Conveyance Repairs and Build Back Better Funds for Solar Canal Integration (a) Conveyance Repairs.—803. Addressing reduced water availability for inland water bodies~~**

In addition to amounts otherwise available, there is appropriated to the Bureau of Reclamation for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2031, ~~except that no amounts may be expended after September 30, 2031, to provide nonreimbursable grants in a manner as determined by the Secretary of the Interior (in this section referred to as the "Secretary") on~~ to provide grants and enter into contracts and ~~competitive basis to eligible entities that in aggregate shall not exceed 33 percent of the total cost of an eligible~~ agreements to carry out projects to carry out the planning, design, and construction of projects to make major, non-recurring maintenance repairs to water conveyance facilities that do not enlarge the carrying capacity of a conveyance facility beyond the capacity as previously constructed for conveyance facilities in need of emergency capacity

~~restoration due to subsidence and experiencing exceptional drought for the purposes of increasing drought resiliency, primarily through groundwater recharge. (b) Build Back Better Funds for Solar Canal Integration.— In addition to amounts otherwise available, there is appropriated to the Bureau of Reclamation for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$100,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for the design, study, and implementation of projects (including pilot and demonstration projects) to cover conveyance facilities receiving grants under subparagraph (a) with solar panels to generate renewable energy in a manner as determined by the Secretary or for other solar projects associated with Bureau of Reclamation projects that increase water efficiency and assist in implementation of clean energy goals.~~ mitigate the impact of reduced water inflows into inland water bodies associated with, affected by, or located within the same river basin as a Bureau of Reclamation water project, up to 50 percent of the total cost of the project, in partnership with a State, Indian Tribe, municipality, irrigation district, water district, wastewater district, nonprofit organization, institution of higher learning, or panels to generate renewable energy in a manner as determined by the Secretary or for other solar projects associated with Bureau of Reclamation projects that increase water efficiency and assist in implementation of clean energy goal. agency established under State law for the joint exercise of powers.

**Sec. 70342. Rio grande pueblos irrigation infrastructure grants** ~~804. Canal repair and improvement projects~~

~~(a) CONVEYANCE REPAIRS.— In addition to amounts otherwise available, there is appropriated to the Bureau of Reclamation for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$2005,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for carrying out section 9106(d) of the Omnibus Public Land Management Act of 2009 (Public Law 441-44) to provide nonreimbursable grants in a manner as determined by the Secretary of the Interior (in this section referred to as the "Secretary") on a competitive basis to eligible entities that in aggregate shall not exceed 33 percent of the total cost of an eligible project to carry out the planning, design, and construction of projects to make major, non-recurring, maintenance repairs to water conveyance facilities that do not enlarge the carrying capacity of a conveyance facility beyond the capacity as previously constructed for conveyance facilities in need of emergency capacity restoration due to subsidence and experiencing exceptional drought for the purposes of increasing drought resiliency, primarily through groundwater recharge.~~

~~(b) SOLAR CANAL INTEGRATION.— In addition to amounts otherwise available, there is appropriated to the Bureau of Reclamation for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$25,000,000, to remain available until September 30, 2031, for the design, study, and implementation of projects (including pilot and demonstration projects) to cover conveyance facilities receiving grants under subsection (a) with solar panels to generate renewable energy in a manner as determined by the Secretary or for other solar projects associated with Bureau of Reclamation projects that increase water efficiency and assist in implementation of clean energy goals.~~

## **Subtitle G— Insular Affairs**

### **Sec. 707901. Insular Affairs hospital and other critical health-infrastructure funding**

In addition to amounts otherwise available, there is appropriated to the Department of the Interior Office of Insular Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$9931,000,000,000~~, to remain available until September 30, 2031, ~~except that no amounts may be expended after September 30, 2031, for hospitals and other~~ for critical health-infrastructure in the territories. Amounts made available under this section shall be divided among the territories in accordance with needs identified by assessments completed by the Department of the Interior, Office of Insular Affairs, of health care facilities in each territory, but not less than 35 percent shall be provided to Guam, not less than 35 percent shall be provided to the United States Virgin Islands, not less than 20 percent shall be provided to the Commonwealth of the Northern Mariana Islands, and not less than 10 percent shall be provided to American Samoa distributed under paragraph (3) of subsection (c) of section 4 of Public Law 94-241 (110 Stat. 1321-178) as amended by section 118 of Public Law 104-134 (48 U.S.C. 1804(C)(3)).

### **Sec. 707902. Office of Insular Affairs climate change technical assistance**

(a) IN GENERAL.— In addition to amounts otherwise available, there is appropriated to the Department of the Interior Office of Insular Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, ~~\$25,09,100,000~~, to remain available until September 30, 2026, to provide technical assistance for climate-change planning, mitigation, adaptation, and resilience to United States-affiliated Insular Areas under the Office of Insular Affairs.

(b) ADMINISTRATIVE EXPENSES.— ~~Of the funds provided~~ in addition to amounts otherwise available, there is appropriated by this section, not more than 2 percent shall be used for administrative costs ~~to the Department of the Interior Office of Insular Affairs for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$900,000, to remain available until September 30, 2026, for necessary administrative expenses associated with~~ carrying out this section.

[NOTE-- DELETED /tVII/stG/s70703: ~~Sec. 70703. Settlement of claims against the United States for certain residents of the island of Vieques, Puerto Rico~~]

[NOTE-- MOVED /tX/stA/s100104 to /tX/stC/s100301 ]

### **Sec. 70704903. Definitions**

For the purposes of this subtitle:

(i)

~~(1) Freely Associated States.— The term "Freely Associated States" means the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau. (2) United States-affiliated Insular Areas.— The term "United States-affiliated Insular Areas" means the territories and Freely Associated States. (3) TERRITORIES.— The term "territories" means American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, Puerto Rico, and the Virgin Islands of the United States.~~

(42) TERRITORY.— The term "territory" means American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, Puerto Rico, or the Virgin Islands of the United States.

[NOTE-- MOVED /tX/stB to /tVII/stJ ]

**Subtitle B~~J~~**— Empowering small business creation and expansion in  
underrepresented communities **Offshore Wind**

[NOTE-- DELETED /tX/stB/s100201: ~~Sec. 100201. Grants for business incubators~~]

**Sec. 71001. Renewable energy leasing on the outer continental shelf**

The Secretary of the Interior shall grant leases, easements, and rights of way to produce or support production, transportation, or transmission of electricity from renewable energy facilities on the Outer Continental Shelf in the Mid Atlantic Planning Area, the South Atlantic Planning Area, the Straits of Florida Planning Area, and the Eastern Gulf of Mexico Planning Area identified on the map entitled "Outer Continental Shelf Lower 48 States Planning Areas" and dated October 18, 2021.

**Sec. 71002. Offshore wind for the territories**

The Secretary of the Interior shall grant leases, easements, and rights-of-way to produce or support production, transportation, or transmission of electricity from renewable energy facilities in submerged lands seaward from the coastline of Puerto Rico, Guam, American Samoa, the Virgin Islands of the United States, and the Commonwealth of the Northern Mariana Islands and of which the subsoil and seabed appertain to the United States and are subject to its jurisdiction and control. The Secretary of the Interior shall conduct wind lease sales in said submerged lands if the Secretary of the Interior has determined that a wind lease sale is feasible and issued a call for information and nominations, determined there is sufficient interest in leasing the area, and consulted with the Governor of the territory regarding the suitability of the area for wind energy development.

[NOTE-- MOVED /tX/stC to /tVII/stK ]

**Subtitle ~~GK~~** — Encouraging small businesses to fully engage in the innovation economy **Hardrock Mining Reclamation**

[NOTE-- DELETED /tX/stC/s100301: ~~Sec. 100301. Growth Accelerator Competition~~]

[NOTE-- DELETED /tX/stC/s100302: ~~Sec. 100302. Building a national innovation support ecosystem network~~]

[NOTE-- MOVED /tX/stD to /tVII/stL ]

[NOTE-- DELETED /tVII/stH/s70805: ~~Sec. 70805. Civil and criminal penalties~~]

[NOTE-- DELETED /tVII/stH/s70806: ~~Sec. 70806. Technical amendments to FOGRMA~~]

**Sec. ~~70807~~1101. Hardrock mining**

(a) ~~Abandoned mine land cleanup.~~— In addition to amounts otherwise available, there is appropriated to the Bureau of Land Management for fiscal year 2022, out of any money in the Treasury not otherwise appropriated \$2,500,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, for all activities necessary to inventory, assess, decommission, reclaim, respond to hazardous substance releases on, and remediate abandoned locatable minerals mine land. (b) ~~Royalty.~~— (1) In general.— Except as provided in paragraph (2) and IN GENERAL. — Except as provided in subsection (b) and subject to ~~paragraphion~~ (3c), production of all locatable minerals from any mining claim located under the general mining laws and maintained in compliance with this Act, or mineral concentrates or products derived from locatable minerals from any such mining claim on Federal lands, as the case may be, shall be subject to a royalty of ~~84~~ percent of the gross income from mining. The claim holder or any operator to whom the claim holder has assigned the obligation to make royalty payments under the claim and any person who controls such claim holder or operator shall be liable for payment of such royalties.

(2b) ROYALTY FOR FEDERAL LANDS SUBJECT TO APPROVED PLAN OF OPERATIONS.— The royalty under ~~paragraph~~ subsection (2a) shall be ~~42~~ percent in the case of any Federal land that is subject to an approved plan of operations on the date of ~~the enactment of this Act~~ section.

(3c) FEDERAL LAND ADDED TO EXISTING PLANS OF OPERATIONS.— Any Federal land added through a plan modification to a mining plan of operations that is submitted after the date of enactment of this Act section shall be subject to the royalty that applies to Federal land under ~~paragraph~~ subsection (4a).

~~(4.) LIMITATION ON APPLICATION~~(4)

(A1) IN GENERAL.— Any royalty under this subsection shall not apply to small miners. In this subparagraph, the term "small miner" means a person (including all related parties thereto) that certifies to the Secretary *of the Interior* in writing that the person had annual gross income in the preceding calendar year from mineral production in an amount less than \$100,000.

(B2) RELATED PARTIES DEFINED.— For the purposes of this paragraph, the term "related parties" means, with respect to a person—

(iA) the spouse and all dependents (as defined in section 152 of the Internal Revenue Code of 1986 (26 U.S.C. 152)) of the person; or

(iiB) another person who is affiliated with the person, including—

(i) another person who controls, is controlled by, or is under common control with the person; and

(ii) a subsidiary or parent company or corporation of the person.

(C3) CONTROL DEFINED.— For purposes of this paragraph, the term "control" includes actual control, legal control, and the power to exercise control, through or by common directors, officers, stockholders, a voting trust, or a holding company or investment company, or any other means.

(5e) DUTIES OF CLAIM HOLDERS, OPERATORS, AND TRANSPORTERS.— (A) Regulation.— ~~The Secretary~~ *The Secretary of the Interior* shall prescribe by rule the time and manner in which—

(i) a person who is required to make a royalty payment under this section shall make such payment; and

(ii) ~~shall notify the Secretary of any assignment that such person may have made of the obligation to make any royalty or other payment under a mining claim under this section.~~ (B) ~~Written instrument.~~— Any person paying royalties under this section shall file a written instrument, together with the first royalty payment, affirming that such person is responsible for making proper payments for all amounts due for all time periods for which such person has a payment responsibility. (C) ~~Additional amounts.~~— Such responsibility for the periods referred to in subparagraph (B) shall include any and all additional amounts billed by the Secretary and determined to be due by final agency or judicial action. (D) ~~Joint and several liability.~~— Any person liable for royalty payments under this section who assigns any payment obligation shall remain jointly and severally liable for all royalty payments due for the period. (E) ~~Obligations.~~— A person conducting mineral activities shall— (i) develop and comply with the site security provisions in the mining plan of operations designed to protect from theft the hardrock minerals, concentrates, or products derived therefrom that are produced or stored on the area subject to a mining claim or lease, and such provisions shall conform with such minimum standards as the Secretary may prescribe by rule, taking into account the variety of circumstances on areas subject to mining claims and leases; and (ii) not later than the 5th business day after production begins anywhere <sup>(1)</sup> on an area subject to a mining claim, or production resumes after more than 90 days after production was suspended, notify the Secretary, in the manner prescribed by the

Secretary, of the date on which such production has begun or resumed<sup>2</sup>) a person is subject to fines or forfeiture of mining claims for failure to comply with said rule.

~~(F) Required documentation.— The Secretary may by rule require any person engaged in transporting a hardrock mineral, concentrate, or product derived therefrom to carry on his or her person, in his or her vehicle, or in his or her immediate control, documentation showing, at a minimum, the amount, origin, and intended destination of the hardrock mineral, concentrate, or product derived therefrom in such circumstances as the Secretary determines is appropriate. (G) Recordkeeping and reporting requirements.— (A) In general.— A claim holder, operator, or GROSS INCOME FROM MINING DEFINED.— For the person directly involved in developing, producing, processing, transporting, purchasing, or selling hardrock minerals, concentrates, or products derived therefrom, subject to this section, shall establish and maintain any records, make any reports, and provide any information that the Secretary may reasonably require for the purposes of implementing this section or determining compliance with rules or orders under this section. Such records shall include periodic reports, records, documents, and other data. Such reports may also include pertinent technical and financial data relating to the quantity, quality, composition volume, weight, and assay of all minerals extracted from the mining claim or lease. (B) Forfeiture.— Failure by a claim holder or operator to cooperate with such an audit, provide data required by the Secretary, or grant access to information may, at the discretion of the Secretary, be declared void. (C) Maintenance of records.— Records required by the Secretary under this section shall be maintained for 7 years after release of financial assurance unless the Secretary notifies the operator that the Secretary has initiated an audit or investigation involving such records and that such records must be maintained for a longer period. In any case when an audit or investigation is underway, records shall be maintained until the Secretary releases the operator of the obligation to maintain such records. (7) Audits.— The Secretary is authorized to conduct such audits of all operators, transporters, purchasers, processors, or other persons directly or indirectly involved in the production or sale of minerals covered by this section, as the Secretary deems necessary for the purposes of ensuring compliance with the requirements of this section. For purposes of performing such audits, the Secretary shall, at reasonable times and upon request, have access to, and may copy, all books, papers and other documents that relate to compliance with any provision of this section by any person. (8) Interest and substantial underreporting assessments.— (A) Payments not received.— In the case of production where royalty payments are not received by the Secretary on the date that such payments are due, the Secretary shall charge interest on such underpayments at the same interest rate as the rate applicable under section 6621(a)(2) of the Internal Revenue Code of 1986. In the case of an underpayment, interest shall be computed and charged only on the amount of the deficiency and not on the total amount. (B) Underreporting.— If there is any underreporting of royalty owed on production for any production month by any person liable for royalty payments under this section, the Secretary shall assess a penalty of not greater than 25 percent of the amount of that underreporting. (C) Self-reporting.— The Secretary may waive or reduce the assessment provided in subparagraph (B) if the person liable for royalty payments under this section corrects the underreporting before the date such person receives notice from the Secretary that an underreporting may have occurred;~~

~~or before 90 days after the date of the enactment of this section, whichever is later. (D) Waiver.—The Secretary shall waive any portion of an assessment under subparagraph (B) attributable to that portion of the underreporting for which the person responsible for paying the royalty demonstrates that—(i) such person had written authorization from the Secretary to report royalty on the value of the production on basis on which it was reported; (ii) such person had substantial authority for reporting royalty on the value of the production on the basis on which it was reported; (iii) such person previously had notified the Secretary, in such manner as the Secretary may by rule prescribe, of relevant reasons or facts affecting the royalty treatment of specific production which led to the underreporting; or (iv) such person meets any other exception which the Secretary may, by rule, establish. (E) Definition.—For the purposes of this subsection, the term "underreporting" means the difference between the royalty on the value of the production that should have been reported and the royalty on the value of the production which was reported, if the value that should have been reported is greater than the value that was reported. (9) Expanded royalty obligations.—Each person liable for royalty payments under this section shall be jointly and severally liable for royalty on all hardrock minerals, concentrates, or products derived therefrom lost or wasted from a mining claim when such loss or waste is due to negligence on the part of any person or due to the failure to comply with any rule, regulation, or order issued under this section. (10) Gross income from mining defined.—For the purposes of this section, for any hardrock mineral, the term "gross income from mining" has the same meaning as the term "gross income" in the Internal Revenue Code of 1986 (26 C.F.R. 61). (11) urposes of this section, the term "gross income from mining" has the same meaning as the term "gross income" in the Internal Revenue Code of 1986 (26 C.F.R. 61) for any hardrock mineral sources.~~

(g) EFFECTIVE DATE.—Royalties under this section shall take effect with respect to the production of hardrock minerals after the enactment of this ~~Act~~section, but any royalty payments attributable to production during the first 12 calendar months after the enactment of this ~~Act~~section shall be payable at the expiration of such 12-month period.

~~(12) Failure to comply with royalty requirements.—Any person who fails to comply with the requirements of this section or any regulation or order issued to implement this section shall be liable for a civil penalty under section 109 of the Federal Oil and Gas Royalty Management Act (30 U.S.C. 1719) to the same extent as if the claim maintained in compliance with this title were a lease under such Act. (c) Reclamation fee.—(1) Imposition of fee.—Except as provided in paragraph (7), each operator conducting hardrock mineral activities shall pay to the Secretary of the Interior a reclamation fee of 7 cents per ton of displaced material. (2) Payment deadline.—Such reclamation fee shall be paid not later than 60 days after the end of each calendar year beginning with the first calendar year occurring after the date of enactment of this Act. (3) Submission of statement.—All operators conducting hardrock mineral activities shall submit to the Secretary a statement of the amount of displaced material produced during mineral activities during the previous calendar year, the accuracy of which shall be sworn to by the operator and notarized. (4) Penalty. (f) Any corporate officer, agent, or director of a person conducting hardrock mineral activities, and any other person acting on behalf of such a~~



person, who knowingly makes any false statement, representation, or certification, or knowingly fails to make any statement, representation, or certification, required under this section with respect to such operation shall, upon conviction, be punished by a fine of not more than \$10,000. (5) Civil action to recover fee.— Any portion of such reclamation fee not properly or promptly paid pursuant to this section shall be recoverable, with statutory interest, from the hardrock mineral activities operator, in any court of competent jurisdiction in any action at law to compel payment of debts. (6) Effect.— Nothing in this section requires a reduction in, or otherwise affects, any similar fee required under any law (including regulations) of any State. (7) Exemption.— The fee under this section shall not apply for small miners. (8) Definitions.— (A) The term "displaced material" means any unprocessed ore and waste dislodged from its location at the time hardrock mineral activities begin at a surface, underground, or in-situ mine. (B) The term "hardrock mineral"— (i) means any mineral that was subject to location under the general mining laws as of the date of enactment of this Act, and that is not subject to disposition under— (I) the Mineral Leasing Act (30 U.S.C. 181 et seq.); (II) the Geothermal Steam Act of 1970 (30 U.S.C. 1001 et seq.); (III) the Act of July 31, 1947, commonly known as the Materials Act of 1947 (30 U.S.C. 601 et seq.); or (IV) the Mineral Leasing for Acquired Lands Act (30 U.S.C. 351 et seq.); and (ii) does not include any mineral that is subject to a restriction against alienation imposed by the United States and is— (I) held in trust by the United States for any Indian or Indian Tribe, as defined in section 2 of the Indian Miner Development Act of 1982 (25 U.S.C. 2104); or (II) owned by any Indian or Indian Tribe, as defined in that section. (C) The term "mineral activities" means any activity on a mining claim, mill site, or tunnel site, or a mining plan of operations, for, related to, or incidental to, mineral exploration, mining, beneficiation, processing, or reclamation activities for any hardrock mineral. (D) The term "operator" means any person authorized at the date of enactment of this Act or proposing after the date of enactment of this Act to conduct mineral activities under the Mining Law of 1872 (30 U.S.C. 22) and any agent of such person. (E) The term "small miner" means a person (including all related parties thereto) that certifies to the Secretary in writing that the person had annual gross income in the preceding calendar year from mineral production in an amount less than \$100,000. (F) The term "displaced material" means any crude ore and waste dislodged from its location at the time hardrock mineral activities begin at a surface, underground, or in-situ mine. h) USE OF FUNDS.— In addition to amounts otherwise appropriated for fiscal year 2022, \$997,000,000 shall remain available until September 30, 2031 to the Secretary of the Interior from all amounts collected as royalties in subsections (a). (db) Claim maintenance fee.— (1) Hardrock mining claim maintenance fee.— (A) Required fees.— (i) For each unpatented mining claim, mill, or tunnel site on federally owned lands, whether located before, on, or after the date of enactment of this Act, each claimant shall pay to the Secretary, on or before September 1 of each year, a claim maintenance fee of \$200 per claim to hold such unpatented mining claim, mill or tunnel site for the assessment year beginning at noon on the next day, September 1. (ii) For each unpatented placer mining claim on federally owned lands, whether located before, on, or after the date of enactment of this Act, each claimant shall pay to the Secretary, on or before September 1 of each year, a claim maintenance fee of \$200 for each 20 acres of the placer claim or portion thereof. (iii) Such

~~claim maintenance fee described in this section shall be in lieu of the assessment work requirement contained in the Mining Law of 1872 (30 U.S.C. 28 et seq.) and the related filing requirements contained in section 314 (a) and (c) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1744 (a) and (c)). (iv) The claim maintenance fee in this section shall be paid for the year in which the location is made, at the time the location notice is recorded with the Bureau of Land Management. (B) Fee adjustments.— (i) The Secretary shall provide claimants notice of any adjustment made under this subsection not later than July 1 of any year in which the adjustment is made. (ii) A fee adjustment under this subsection shall begin to apply the first assessment year which begins after adjustment is made. (C) Exception for small miners.— The claim maintenance fee required under this section may be waived for a claimant who certifies in writing to the Secretary that on the date the payment was due, the claimant and all related parties— (i) held not more than 10 mining claims, mill siting *(c) for all activities necessary to inventory, assess, decommission, reclaim, respond to hazardous substance releases*; or tunnel sites, or any combination thereof, on public lands; and (ii) have performed assessment work required under the Mining Law of 1872 (30 U.S.C. 28–28e) to maintain the mining claims held by the claimant and such related parties for the assessment year ending on noon of September 1 of the calendar year in which payment of the claim maintenance fee was due. (2) Co-ownership.— The co-ownership provisions of the Mining Law of 1872 (30 U.S.C. 28 et seq.) shall remain in effect except that the annual claim maintenance fee, where applicable, shall replace applicable assessment requirements and expenditures. (3) Failure to pay.— Failure to timely pay the claim maintenance fee as required by the Secretary shall conclusively constitute a forfeiture of the unpatented mining claim, mill or tunnel site by the claimant and the claim shall be deemed null and void by operation of law. (e) Funding to prevent environmental damage from mining.— In addition to amounts otherwise available, there is appropriated to the Bureau of Land Management for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$3,000,000, to remain available until September 30, 2031, except that no amounts may be expended after September 30, 2031, to revise rules and regulations to prevent undue degradation of public lands due to hardrock mining activities as authorized by the Federal Land Policy and Management Act (43 U.S.C. 1701) and the Mining Law of 1872 (30 U.S.C. 22)*n, and remediate abandoned locatable minerals mine land, including to revise rules and regulations to prevent undue degradation of public lands due to hardrock mining activities.*~~

## **Subtitle DL— Increasing equity opportunities for small manufacturers Arctic National Wildlife Refuge**

**Sec. 70804. Fossil fuel resources (a) Repeal of the arctic national wildlife refuge oil and gas program.— Section 20001 of Public Law 115–97 is repealed and any leases issued pursuant to section 20001 (b) of Public Law 115–97 are hereby cancelled and all payments related to the leases shall be returned to the lessee(s) within 30 days of**

enactment of this Act. (b) Protection of the eastern gulf, atlantic, and pacific coasts. — Section 8 of the Outer Continental Shelf Lands Act (43 U.S.C. 1337) is amended by adding at the end the following: "(q) Prohibition of oil and gas leasing in certain areas of the outer continental shelf. — The Secretary of the Interior may not issue a lease or any other authorization for the exploration, development, or production of oil or natural gas in the areas of the Outer Continental Shelf designated by section 104(a) of the Gulf of Mexico Energy Security Act of 2006 or in any area within the Atlantic Region planning areas or the Pacific Region planning areas (as such planning areas are described in the document entitled '2017 — 2022 Outer Continental Shelf Oil and Gas Leasing Proposed Final Program' dated November 2016, or a subsequent oil and gas leasing program developed under section 48 of the Outer Continental Shelf Lands Act (43 U.S.C. 1344)).". (c) Onshore fossil fuel royalty rates. — The Mineral Leasing Act (30 U.S.C. 207) is amended — (1) in section 7(a), by striking "12½" and inserting "20"; (2) in section 17, by — (A) striking "12.5" each place such term appears and inserting "20"; and (B) striking "12 ½" each place such term appears and inserting "20"; and (3) in section 31(e), by striking "16 ⅔" both places such term appears and inserting "25". (d) Offshore oil and gas royalty rate. — Section 8 of the Outer Continental Shelf Lands Act (43 U.S.C. 1337) is amended by striking — (1) "12 ½" each place such term appears and inserting "20"; and (2) "12 and ½" each place such term appears and inserting "20". (e) Oil and gas minimum bid. — Section 17 of the Mineral Leasing Act (30 U.S.C. 226) is amended — (1) in subsection (b)(1)(B) — (A) by striking "\$2 per acre" and inserting "\$40 per acre, except as otherwise provided by this paragraph"; and (B) by striking "Federal Onshore Oil and Gas Leasing Reform Act of 1987" and inserting "subtitle H of the Act to provide for reconciliation pursuant to title II of S. Con. Res. 14 of the 117th Congress"; (2) in subsection (b)(2)(C), by striking "\$2 per acre" and inserting "\$10 per acre"; and (3) by adding at the end the following: "(q) Inflation adjustment. — The Secretary shall — (1) by regulation, at least once every 4 years, adjust each of the dollar amounts that apply under subsections (b)(1)(B), (b)(2)(C), and (d) to reflect the change in inflation; and (2) publish each such regulation in the Federal Register.". (f) Deferred coal bonus payments. — Section 2(a) of the Mineral Leasing Act (30 U.S.C. 201(a)) is amended — (1) in paragraph (1), by striking the second and third sentences; and (2) by striking paragraphs (4) and (5). (g) Fossil fuel rental rates. — (1) Section 7(a) of the Mineral Leasing Act (30 U.S.C. 207) is amended in the third sentence by inserting "at a rental rate of not less than \$100 per acre (as reviewed and, if appropriate, adjusted by the Secretary every 4 years)" before the period. (2) Section 17(d) of the Mineral Leasing Act (30 U.S.C. 226(d)) is amended in the first sentence by striking "\$1.50 per acre per year for the first through fifth years of the lease and not less than \$2 per acre per year for each year thereafter" and inserting "\$3 per acre per year during the 2-year period beginning on the date the lease begins for new leases, and after the end of such two-year period not less than \$5 per acre per year". (3) Section 31(e) of the Mineral Leasing Act (30 U.S.C. 188(e)) is amended by striking "\$10" and inserting "\$20". (h) Fossil fuel lease term length. — (1) Section 7 of the Mineral Leasing Act (30 U.S.C. 207) is amended — (A) in

subsection (a) — (i) in the first sentence, by striking "twenty" and inserting "40"; (ii) in the second sentence, by striking "ten" and inserting "5"; and (iii) in the sixth sentence — (i) by striking "twenty" and inserting "40"; and (ii) by striking "ten" and inserting "5"; and (B) in subsection (b)(5), by striking "20" and inserting "40". (2) Section 17(e) of the Mineral Leasing Act (30 U.S.C. 226(e)) is amended by striking "40 years:" and inserting "5 years.". (i) Expression of interest fee. — Section 17 of the Mineral Leasing Act (30 U.S.C. 226), as amended by this subtitle is amended by adding at the end the following: "(r) Fee for expression of interest. — (1) In general. — The Secretary shall charge any person who submits, in accordance with procedures established by the Secretary to carry out this subsection, an expression of interest in leasing land available for disposition under this section for exploration for, and development of, oil or gas a fee in an amount determined by the Secretary under paragraph (2). (2) Amount. — The fee authorized under paragraph (1) shall be established by the Secretary in an amount that is determined by the Secretary to be appropriate to cover the aggregate cost of processing an expression of interest under this subsection, but not less than \$15 per acre of the area covered by the applicable expression of interest. (3) Adjustment of fee. — The Secretary shall, by regulation at least every 4 years, establish a higher expression of interest fee — (A) to reflect the change in inflation; and (B) as the Secretary determines to be necessary to enhance financial returns to the United States.". (j) Elimination of noncompetitive leasing. — The Mineral Leasing Act is amended — (1) in section 17(b) (30 U.S.C. 226(b)), by striking paragraph (3); (2) by amending section 17(c) (30 U.S.C. 226(c)) to read as follows: "(c) Lands made available for leasing under subsection (b)(1) but for which no bid is accepted may be made available by the Secretary for a new round of sealed bidding under such subsection."; (3) in section 17(e) (30 U.S.C. 226(e)) — (A) by striking "Competitive and noncompetitive leases" and inserting "Leases, including leases for tar sand areas,"; and (B) by striking "Provided, however" and all that follows through "ten years."; (4) in section 31(d)(1) (30 U.S.C. 488(d)(1)) by striking "or (c)"; (5) in section 31(e) (30 U.S.C. 488(e)) — (A) in paragraph (2) by striking ", or the inclusion" and all that follows and inserting a semicolon; and (B) in paragraph (3) by striking "(A)" and by striking subparagraph (B); (6) by striking section 31(f) (30 U.S.C. 488(f)); and (7) in section 31(g) (30 U.S.C. 488(g)) — (A) in paragraph (1) by striking "as a competitive" and all that follows through the period and inserting "in the same manner as the original lease issued pursuant to section 17."; (B) by striking paragraph (2) and redesignating paragraphs (3) and (4) as paragraphs (2) and (3), respectively; and (C) in paragraph (2), as redesignated, by striking ", applicable to leases issued under subsection 17(e) of this Act (30 U.S.C. 226(e)) except," and inserting ", except". (k) Oil and gas bonding requirements. — Section 17(g) of the Mineral Leasing Act (30 U.S.C. 226(g)) is amended — (1) by inserting "Each such bond, surety, or other financial arrangement shall be considered inadequate if such bond, surety, or other financial arrangement is for less than \$150,000 in the case of an arrangement for an individual surface-disturbing activity of each entity on an individual oil or gas lease in a State, or \$500,000 in the case of an arrangement for all surface-disturbing activities of each

entity on all oil and gas leases in a State." after "on the lease."; (2) by redesignating existing subsection (g) as paragraph (1); and (3) by adding at the end the following new paragraph: "(2) "(A) Not later than 180 days after the date of enactment of subtitle H of the Act to provide for reconciliation pursuant to title II of S. Con. Res. 14 of the 117th Congress the Secretary concerned shall initiate a rulemaking to require that an adequate bond, surety, or other financial arrangement be provided by the lessee prior to the commencement of surface-disturbing activities on any lease issued under this Act to ensure the complete and timely remediation and reclamation of any land, water, or other resources (including resources with recreation, range, timber, mineral, watershed, fish or wildlife, natural scenic, scientific, or historical value) adversely affected by lease activities and operations after the abandonment or cessation of oil and gas operations on the lease."(B) The Secretary concerned shall find that a bond, surety or other financial arrangement required by regulation under subparagraph (A) is inadequate if it is for less than— "(i) the complete and timely reclamation of the lease tract; "(ii) the restoration of any lands or surface waters adversely affected by lease operations after the abandonment or cessation of oil and gas operations on the lease; and "(iii) in the case of an idled well, the total plugging and reclamation costs for each idled well controlled by the same operator. "(C) The Secretary concerned shall review the adequacy of each such bond, surety, or other financial arrangement at least once every 5 years and anytime a lease issued under this Act is transferred." (l) Per-acre lease fees.— (1) Oil and gas lease fees.— The Secretary of Interior shall charge onshore and offshore oil and gas leaseholders the following annual, non-refundable fees: (A) Conservation of resources fee.— There is established a Conservation of Resources Fee of \$4 per acre per year on new producing Federal onshore and offshore oil and gas leases. (B) Speculative leasing fee.— There is established a Speculative Leasing Fee of \$6 per acre per year on new nonproducing Federal onshore and offshore oil and gas leases. (2) Deposit.— All funds collected pursuant to paragraph (1) shall be deposited into the United States Treasury General Fund. (3) Adjustment for inflation.— The Secretary of the Interior shall, by regulation at least once every four years, adjust each fee created by paragraph (1) to reflect any increase in inflation. (m) Onshore oil and gas inspection fees.— (1) In general.— Section 108 of the Federal Oil and Gas Royalty Management Act of 1982 (30 U.S.C. 1718) is amended by adding at the end the following: "(d) Inspection fees.— "(1) In general.— The designated operator under each oil and gas lease on Federal or Indian lands, or each unit and communitization agreement that includes one or more such Federal or Indian leases, that is subject to inspection under subsection (b) and that is in force at the start of the fiscal year 2021, shall pay a nonrefundable annual inspection fee in an amount that, except as provided in paragraph (2), is established by the Secretary by regulation and is sufficient to recover the full costs incurred by the United States for inspection and enforcement with respect to such leases."(2) Amount.— Until the effective date of regulations under paragraph (1), the amount of the fee shall be— "(A) \$800 for each lease or unit or communitization agreement with no active or inactive wells, but with surface use, disturbance or reclamation;

~~"(B) \$1,400 for each lease or unit or communitization agreement with 1 to 10 wells, with any combination of active or inactive wells; "(C) \$5,600 for each lease or unit or communitization agreement with 11 to 50 wells, with any combination of active or inactive wells; and "(D) \$11,300 for each lease or unit or communitization agreement with more than 50 wells, with any combination of active or inactive wells. "(3) Due date.— Payment of the fee under this section shall be due, annually, not later than 30 days after the Secretary provides notice of the assessment of the fee. "(4) Penalty.— If the designated operator fails to pay the full amount of the fee as prescribed in this section, the Secretary may, in addition to utilizing any other applicable enforcement authority, assess civil penalties against the operator under section 109 in the same manner as if this section were a mineral leasing law. "(5) Exemption for tribal operators.— An operator that is a Tribe or is controlled by a Tribe is not subject to paragraph (1) with respect to a lease, unit, or communitization agreement that is located entirely on the lands of such Tribe." (2) Assessment for fiscal year 2022.— The Secretary of the Interior shall assess the fee under the amendment made by paragraph (1) for fiscal year 2022, and provide notice of such assessment to each designated operator who is liable for such fee, by not later than 60 days after the date of enactment of this Act. (n) Offshore oil and gas inspection fees.— Section 22 of the Outer Continental Shelf Lands Act (43 U.S.C. 1348) is amended by adding at the end the following: "(g) Inspection fees.— "(1) In general.— "(A) Establishment.— The Secretary shall collect from the operators of facilities subject to inspection under subsection (c) nonrefundable fees for such inspections— "(i) at an aggregate level to offset the annual expenses of such inspections; "(ii) using a schedule that reflect the differences in complexity among the classes of facilities to be inspected; and "(iii) in accordance with subparagraph (C). "(B) Adjustment for inflation.— For each fiscal year beginning after fiscal year 2022, the Secretary shall adjust the amount of the fees collected under this paragraph for inflation. "(C) Fees for fiscal year 2022.— "(i) Annual fees.— For fiscal year 2022, the Secretary shall collect annual fees from the operator of facilities that are above the waterline, excluding drilling rigs, and are in place at the start of the fiscal year in the following amounts: "(I) \$11,725 for facilities with no wells, but with processing equipment or gathering lines. "(II) \$18,984 for facilities with 1 to 10 wells, with any combination of active or inactive wells. "(III) \$35,176 for facilities with more than 10 wells, with any combination of active or inactive wells. "(ii) Fees for drilling rigs.— For fiscal year 2022, the Secretary shall collect fees for each inspection from the operators of drilling rigs in the following amounts: "(I) \$34,059 per inspection for rigs operating in water depths of 500 feet or more. "(II) \$18,649 per inspection for rigs operating in water depths of less than 500 feet. "(iii) Fees for non-rig units.— For fiscal year 2022, the Secretary shall collect fees for each inspection from the operators of well operations conducted via non-rig units as outlined in subparts D, E, F, and Q of part 250 of title 30, Code of Federal Regulations (or any successor regulation), in the following amounts: "(I) \$13,260 per inspection for non-rig units operating in water depths of 2,500 feet or more. "(II) \$11,530 per inspection for non-rig units operating in water depths between 500 and 2,499 feet. "(III) \$4,470 per inspection for non-rig~~