

1           ment described in subparagraphs (A) through  
2           (E) of that paragraph for any fiscal year other  
3           than fiscal year 2019 or 2020, and those  
4           amounts shall be subject to the period of avail-  
5           ability otherwise applicable to those amounts  
6           under Federal law.

7           **Subtitle D—Extension of Waiver**  
8                                   **Authority**

9           **SEC. 442. EXTENSION OF WAIVER AUTHORITY.**

10          Notwithstanding any other provision of law, in fiscal  
11          year 2021, the Secretary of Transportation may exercise  
12          the authority provided by section 22005 of division B of  
13          the CARES Act (23 U.S.C. 401 note; Public Law 116–  
14          136).

15                                   **TITLE V—BANKING**

16           **Subtitle A—Emergency Rental**  
17                                   **Assistance**

18          **SEC. 501. EMERGENCY RENTAL ASSISTANCE.**

19          (a) APPROPRIATION.—

20               (1) IN GENERAL.—Out of any money in the  
21          Treasury of the United States not otherwise appro-  
22          priated, there are appropriated for making payments  
23          to eligible grantees under this section,  
24          \$25,000,000,000 for fiscal year 2021.

1           (2) RESERVATION OF FUNDS FOR THE TERRI-  
2           TORIES AND TRIBAL COMMUNITIES.—Of the amount  
3           appropriated under paragraph (1), the Secretary  
4           shall reserve—

5                   (A) \$400,000,000 of such amount for  
6                   making payments under this section to the  
7                   Commonwealth of Puerto Rico, the United  
8                   States Virgin Islands, Guam, the Common-  
9                   wealth of the Northern Mariana Islands, and  
10                  American Samoa; and

11                  (B) \$800,000,000 of such amount for  
12                  making payments under this section to eligible  
13                  grantees described in subparagraphs (C) and  
14                  (D) of subsection (k)(2); and

15                  (C) \$15,000,000 for administrative ex-  
16                  penses of the Secretary described in subsection  
17                  (h).

18           (b) PAYMENTS FOR RENTAL ASSISTANCE.—

19                   (1) ALLOCATION AND PAYMENTS TO STATES  
20                   AND UNITS OF LOCAL GOVERNMENT.—

21                           (A) IN GENERAL.—The amount appro-  
22                           priated under paragraph (1) of subsection (a)  
23                           that remains after the application of paragraph  
24                           (2) of such subsection shall be allocated and  
25                           paid to eligible grantees described in subpara-

1 graph (B) in the same manner as the amount  
2 appropriated under subsection (a)(1) of section  
3 601 of the Social Security Act (42 U.S.C. 801)  
4 is allocated and paid to States and units of  
5 local government under subsections (b) and (c)  
6 of such section, and shall be subject to the  
7 same requirements, except that—

8 (i) the deadline for payments under  
9 section 601(b)(1) of such Act shall, for  
10 purposes of payments under this section,  
11 be deemed to be not later than 30 days  
12 after the date of enactment of this section;

13 (ii) the amount referred to in para-  
14 graph (3) of section 601(c) of such Act  
15 shall be deemed to be the amount appro-  
16 priated under paragraph (1) of subsection  
17 (a) of this Act that remains after the ap-  
18 plication of paragraph (2) of such sub-  
19 section;

20 (iii) section 601(c) of the Social Secu-  
21 rity Act shall be applied—

22 (I) by substituting “1 of the 50  
23 States or the District of Columbia”  
24 for “1 of the 50 States” each place it  
25 appears;



1 (II) in paragraph (2)(A), by sub-  
2 stituting “ \$200,000,000” for “  
3 \$1,250,000,000”;

4 (III) in paragraph (2)(B), by  
5 substituting “each of the 50 States  
6 and District of Columbia” for “each  
7 of the 50 States”;

8 (IV) in paragraph (4), by sub-  
9 stituting “excluding the Common-  
10 wealth of Puerto Rico, the United  
11 States Virgin Islands, Guam, the  
12 Commonwealth of the Northern Mar-  
13 iana Islands, and American Samoa”  
14 for “excluding the District of Colum-  
15 bia and territories specified in sub-  
16 section (a)(2)(A)”;

17 (V) without regard to paragraph  
18 (6);

19 (iv) section 601(d) of such Act shall  
20 not apply to such payments; and

21 (v) section 601(e) shall be applied —

22 (I) by substituting “under section  
23 501 of subtitle A of title V of division  
24 N of the Consolidated Appropriations

1 Act, 2021” for “under this section”;  
2 and

3 (II) by substituting “local gov-  
4 ernment elects to receive funds from  
5 the Secretary under section 501 of  
6 subtitle A of title V of division N of  
7 the Consolidated Appropriations Act,  
8 2021 and will use the funds in a man-  
9 ner consistent with such section” for  
10 “local government’s proposed uses of  
11 the funds are consistent with sub-  
12 section (d)”.

13 (B) ELIGIBLE GRANTEES DESCRIBED.—  
14 The eligible grantees described in this subpara-  
15 graph are the following:

16 (i) A State that is 1 of the 50 States  
17 or the District of Columbia.

18 (ii) A unit of local government located  
19 in a State described in clause (i).

20 (2) ALLOCATION AND PAYMENTS TO TRIBAL  
21 COMMUNITIES.—

22 (A) IN GENERAL.—From the amount re-  
23 served under subsection (a)(2)(B), the Sec-  
24 retary shall—

1                   (i) pay the amount equal to 0.3 per-  
2 cent of such amount to the Department of  
3 Hawaiian Home Lands; and

4                   (ii) subject to subparagraph (B), from  
5 the remainder of such amount, allocate  
6 and pay to each Indian tribe (or, if appli-  
7 cable, the tribally designated housing enti-  
8 ty of an Indian tribe) that was eligible for  
9 a grant under title I of the Native Amer-  
10 ican Housing Assistance and Self-Deter-  
11 mination Act of 1996 (NAHASDA) (25  
12 U.S.C. 4111 et seq.) for fiscal year 2020  
13 an amount that bears the same proportion  
14 to the such remainder as the amount each  
15 such Indian tribe (or entity) was eligible to  
16 receive for such fiscal year from the  
17 amount appropriated under paragraph (1)  
18 under the heading “NATIVE AMERICAN  
19 PROGRAMS” under the heading “PUBLIC  
20 AND INDIAN HOUSING” of title II of divi-  
21 sion H of the Further Consolidated Appro-  
22 priations Act, 2020 (Public Law 116–94)  
23 to carry out the Native American Housing  
24 Block Grants program bears to the amount  
25 appropriated under such paragraph for

1           such fiscal year, provided the Secretary  
2           shall be authorized to allocate, in an equi-  
3           table manner as determined by the Sec-  
4           retary, and pay any Indian tribe that opted  
5           out of receiving a grant allocation under  
6           the Native American Housing Block  
7           Grants program formula in fiscal year  
8           2020, including by establishing a minimum  
9           amount of payments to such Indian tribe,  
10          provided such Indian tribe notifies the Sec-  
11          retary not later than 30 days after the  
12          date of enactment of this Act that it in-  
13          tends to receive allocations and payments  
14          under this section.

15                   (B) PRO RATA ADJUSTMENT; DISTRIBUTION OF DECLINED FUNDS.—

17                           (i) PRO RATA ADJUSTMENTS.—The  
18                           Secretary shall make pro rata reductions  
19                           in the amounts of the allocations deter-  
20                           mined under clause (ii) of subparagraph  
21                           (A) for entities described in such clause as  
22                           necessary to ensure that the total amount  
23                           of payments made pursuant to such clause  
24                           does not exceed the remainder amount de-  
25                           scribed in such clause.



1                   (ii) DISTRIBUTION OF DECLINED  
2 FUNDS.—If the Secretary determines as of  
3 30 days after the date of enactment of this  
4 Act that an entity described in clause (ii)  
5 of subparagraph (A) has declined to re-  
6 ceive its full allocation under such clause  
7 then, not later than 15 days after such  
8 date, the Secretary shall redistribute, on a  
9 pro rata basis, such allocation among the  
10 other entities described in such clause that  
11 have not declined to receive their alloca-  
12 tions.

13                   (3) ALLOCATIONS AND PAYMENTS TO TERRI-  
14 TORIES.—

15                   (A) IN GENERAL.—From the amount re-  
16 served under subsection (a)(2)(A), subject to  
17 subparagraph (B), the Secretary shall allocate  
18 and pay to each eligible grantee described in  
19 subparagraph (C) an amount equal to the prod-  
20 uct of—

21                   (i) the amount so reserved; and  
22                   (ii) each such eligible grantee's share  
23 of the combined total population of all  
24 such eligible grantees, as determined by  
25 the Secretary.



1 (B) ALLOCATION ADJUSTMENT.—

2 (i) REQUIREMENT.—The sum of the  
3 amounts allocated under subparagraph (A)  
4 to all of the eligible grantees described in  
5 clause (ii) of subparagraph (C) shall not be  
6 less than the amount equal to 0.3 percent  
7 of the amount appropriated under sub-  
8 section (a)(1).

9 (ii) REDUCTION.—The Secretary shall  
10 reduce the amount of the allocation deter-  
11 mined under subparagraph (A) for the eli-  
12 gible grantee described in clause (i) of sub-  
13 paragraph (C) as necessary to meet the re-  
14 quirement of clause (i).

15 (C) ELIGIBLE GRANTEE DESCRIBED.—  
16 The eligible grantees described in this subpara-  
17 graph are—

18 (i) the Commonwealth of Puerto Rico;  
19 and

20 (ii) the United States Virgin Islands,  
21 Guam, the Commonwealth of the Northern  
22 Mariana Islands, and American Samoa.

23 (c) USE OF FUNDS.—

24 (1) IN GENERAL.—An eligible grantee shall  
25 only use the funds provided from a payment made

1 under this section to provide financial assistance and  
2 housing stability services to eligible households.

3 (2) FINANCIAL ASSISTANCE.—

4 (A) IN GENERAL.—Not less than 90 per-  
5 cent of the funds received by an eligible grantee  
6 from a payment made under this section shall  
7 be used to provide financial assistance to eligi-  
8 ble households, including the payment of

9 (i) rent;

10 (ii) rental arrears;

11 (iii) utilities and home energy costs;

12 (iv) utilities and home energy costs  
13 arrears; and

14 (v) other expenses related to housing  
15 incurred due, directly or indirectly, to the  
16 novel coronavirus disease (COVID-19) out-  
17 break, as defined by the Secretary.

18 Such assistance shall be provided for a period  
19 not to exceed 12 months except that grantees  
20 may provide assistance for an additional 3  
21 months only if necessary to ensure housing sta-  
22 bility for a household subject to the availability  
23 of funds.

24 (B) LIMITATION ON ASSISTANCE FOR PRO-  
25 SPECTIVE RENT PAYMENTS.—

1 (i) IN GENERAL.—Subject to the ex-  
2 ception in clause (ii), an eligible grantee  
3 shall not provide an eligible household with  
4 financial assistance for prospective rent  
5 payments for more than 3 months based  
6 on any application by or on behalf of the  
7 household.

8 (ii) EXCEPTION.—For any eligible  
9 household described in clause (i), such  
10 household may receive financial assistance  
11 for prospective rent payments for addi-  
12 tional months:

13 (I) subject to the availability of  
14 remaining funds currently allocated to  
15 the eligible grantee, and

16 (II) based on a subsequent appli-  
17 cation for additional financial assist-  
18 ance provided that the total months of  
19 financial assistance provided to the  
20 household do not exceed the total  
21 months of assistance allowed under  
22 subparagraph (A).

23 (iii) FURTHER LIMITATION.—To the  
24 extent that applicants have rental arrears,  
25 grantees may not make commitments for

1 prospective rent payments unless they have  
2 also provided assistance to reduce an eligi-  
3 ble household's rental arrears.

4 (C) DISTRIBUTION OF FINANCIAL ASSIST-  
5 ANCE.—

6 (i) PAYMENTS.—

7 (I) IN GENERAL.—With respect  
8 to financial assistance for rent and  
9 rental arrears and utilities and home  
10 energy costs and utility and home en-  
11 ergy costs arrears provided to an eligi-  
12 ble household from a payment made  
13 under this section, an eligible grantee  
14 shall make payments to a lessor or  
15 utility provider on behalf of the eligi-  
16 ble household, except that, if the les-  
17 sor or utility provider does not agree  
18 to accept such payment from the  
19 grantee after outreach to the lessor or  
20 utility provider by the grantee, the  
21 grantee may make such payments di-  
22 rectly to the eligible household for the  
23 purpose of making payments to the  
24 lessor or utility provider.



1 (II) RULE OF CONSTRUCTION.—

2 Nothing in this section shall be con-  
3 strued to invalidate any otherwise le-  
4 gitimate grounds for eviction.

5 (ii) DOCUMENTATION.—For any pay-  
6 ments made by an eligible grantee to a les-  
7 sor or utility provider on behalf of an eligi-  
8 ble household, the eligible grantee shall  
9 provide documentation of such payments to  
10 such household.

11 (3) HOUSING STABILITY SERVICES.—Not more  
12 than 10 percent of funds received by an eligible  
13 grantee from a payment made under this section  
14 may be used to provide eligible households with case  
15 management and other services related to the novel  
16 coronavirus disease (COVID-19) outbreak, as de-  
17 fined by the Secretary, intended to help keep house-  
18 holds stably housed.

19 (4) PRIORITIZATION OF ASSISTANCE.—

20 (A) In reviewing applications for financial  
21 assistance and housing stability services to eligi-  
22 ble households from a payment made under this  
23 section, an eligible grantee shall prioritize con-  
24 sideration of the applications of an eligible

1 household that satisfies any of the following  
2 conditions:

3 (i) The income of the household does  
4 not exceed 50 percent of the area median  
5 income for the household.

6 (ii) 1 or more individuals within the  
7 household are unemployed as of the date of  
8 the application for assistance and have not  
9 been employed for the 90-day period pre-  
10 ceding such date.

11 (B) Nothing in this section shall be con-  
12 strued to prohibit an eligible grantee from pro-  
13 viding a process for the further prioritizing of  
14 applications for financial assistance and hous-  
15 ing stability services from a payment made  
16 under this section, including to eligible house-  
17 holds in which 1 or more individuals within the  
18 household were unable to reach their place of  
19 employment or their place of employment was  
20 closed because of a public health order imposed  
21 as a direct result of the COVID-19 public  
22 health emergency.

23 (5) ADMINISTRATIVE COSTS.—

24 (A) IN GENERAL.—Not more than 10 per-  
25 cent of the amount paid to an eligible grantee

1 under this section may be used for administra-  
2 tive costs attributable to providing financial as-  
3 sistance and housing stability services under  
4 paragraphs (2) and (3), respectively, including  
5 for data collection and reporting requirements  
6 related to such funds.

7 (B) NO OTHER ADMINISTRATIVE COSTS.—  
8 Amounts paid under this section shall not be  
9 used for any administrative costs other than to  
10 the extent allowed under subparagraph (A).

11 (d) REALLOCATION OF UNUSED FUNDS.—Beginning  
12 on September 30, 2021, the Secretary shall recapture ex-  
13 cess funds, as determined by the Secretary, not obligated  
14 by a grantee for the purposes described under subsection  
15 (c) and the Secretary shall reallocate and repay such  
16 amounts to eligible grantees who, at the time of such re-  
17 allocation, have obligated at least 65 percent of the  
18 amount originally allocated and paid to such grantee  
19 under subsection (b)(1), only for the allowable uses de-  
20 scribed under subsection (c). The amount of any such re-  
21 allocation shall be determined based on demonstrated need  
22 within a grantee's jurisdiction, as determined by the Sec-  
23 retary.

24 (e) AVAILABILITY.—



1           (1) IN GENERAL.—Funds provided to an eligi-  
2           ble grantee under a payment made under this sec-  
3           tion shall remain available through December 31,  
4           2021.

5           (2) EXTENSION FOR FUNDS PROVIDED PURSU-  
6           ANT TO A REALLOCATION OF UNUSED FUNDS.—For  
7           funds reallocated to an eligible grantee pursuant to  
8           subsection (d), an eligible grantee may request, sub-  
9           ject to the approval of the Secretary, a 90-day exten-  
10          sion of the deadline established in paragraph (1).

11          (f) APPLICATION FOR ASSISTANCE BY LANDLORDS  
12          AND OWNERS.—

13           (1) IN GENERAL.—Subject to paragraph (2),  
14           nothing in this section shall preclude a landlord or  
15           owner of a residential dwelling from—

16                   (A) assisting a renter of such dwelling in  
17                   applying for assistance from a payment made  
18                   under this section; or

19                   (B) applying for such assistance on behalf  
20                   of a renter of such dwelling.

21          (2) REQUIREMENTS FOR APPLICATIONS SUB-  
22          MITTED ON BEHALF OF TENANTS.—If a landlord or  
23          owner of a residential dwelling submits an applica-  
24          tion for assistance from a payment made under this  
25          section on behalf of a renter of such dwelling—



1 (A) the landlord must obtain the signature  
2 of the tenant on such application, which may be  
3 documented electronically;

4 (B) documentation of such application  
5 shall be provided to the tenant by the landlord;  
6 and

7 (C) any payments received by the landlord  
8 from a payment made under this section shall  
9 be used to satisfy the tenant's rental obligations  
10 to the owner.

11 (g) REPORTING REQUIREMENTS.—

12 (1) IN GENERAL.—The Secretary, in consulta-  
13 tion with the Secretary of Housing and Urban De-  
14 velopment, shall provide public reports not less fre-  
15 quently than quarterly regarding the use of funds  
16 made available under this section, which shall in-  
17 clude, with respect to each eligible grantee under  
18 this section, both for the past quarter and over the  
19 period for which such funds are available—

20 (A) the number of eligible households that  
21 receive assistance from such payments;

22 (B) the acceptance rate of applicants for  
23 assistance;

24 (C) the type or types of assistance pro-  
25 vided to each eligible household;

1 (D) the average amount of funding pro-  
2 vided per eligible household receiving assistance;

3 (E) household income level, with such in-  
4 formation disaggregated for households with in-  
5 come that—

6 (i) does not exceed 30 percent of the  
7 area median income for the household;

8 (ii) exceeds 30 percent but does not  
9 exceed 50 percent of the area median in-  
10 come for the household; and

11 (iii) exceeds 50 percent but does not  
12 exceed 80 percent of area median income  
13 for the household; and

14 (F) the average number of monthly rental  
15 or utility payments that were covered by the  
16 funding amount that a household received, as  
17 applicable.

18 (2) DISAGGREGATION.—Each report under this  
19 subsection shall disaggregate the information relat-  
20 ing to households provided under subparagraphs (A)  
21 through (F) of paragraph (1) by the gender, race,  
22 and ethnicity of the primary applicant for assistance  
23 in such households.

24 (3) ALTERNATIVE REPORTING REQUIREMENTS  
25 FOR CERTAIN GRANTEES.—The Secretary may es-

1        establish alternative reporting requirements for grant-  
2        ees described in subsection (b)(2).

3            (4) PRIVACY REQUIREMENTS.—

4            (A) IN GENERAL.—Each eligible grantee  
5        that receives a payment under this section shall  
6        establish data privacy and security require-  
7        ments for the information described in para-  
8        graph (1) that—

9            (i) include appropriate measures to  
10        ensure that the privacy of the individuals  
11        and households is protected;

12            (ii) provide that the information, in-  
13        cluding any personally identifiable informa-  
14        tion, is collected and used only for the pur-  
15        pose of submitting reports under para-  
16        graph (1); and

17            (iii) provide confidentiality protections  
18        for data collected about any individuals  
19        who are survivors of intimate partner vio-  
20        lence, sexual assault, or stalking.

21            (B) STATISTICAL RESEARCH.—

22            (i) IN GENERAL.—The Secretary—

23            (I) may provide full and  
24        unredacted information provided  
25        under subparagraphs (A) through (F)



1 of paragraph (1), including personally  
2 identifiable information, for statistical  
3 research purposes in accordance with  
4 existing law; and

5 (II) may collect and make avail-  
6 able for statistical research, at the  
7 census tract level, information col-  
8 lected under subparagraph (A).

9 (ii) APPLICATION OF PRIVACY RE-  
10 QUIREMENTS.—A recipient of information  
11 under clause (i) shall establish for such in-  
12 formation the data privacy and security re-  
13 quirements described in subparagraph (A).

14 (5) NONAPPLICATION OF THE PAPERWORK RE-  
15 DUCATION ACT.—Subchapter I of chapter 35 of title  
16 44, United States Code, shall not apply to the collec-  
17 tion of information for the reporting or research re-  
18 quirements specified in this subsection.

19 (h) ADMINISTRATIVE EXPENSES OF THE SEC-  
20 RETARY.—Of the funds appropriated pursuant to sub-  
21 section (a), not more than \$15,000,000 may be used for  
22 administrative expenses of the Secretary in administering  
23 this section, including technical assistance to grantees in  
24 order to facilitate effective use of funds provided under  
25 this section.



1 (i) Inspector General Oversight; Recoupment

2 (1) OVERSIGHT AUTHORITY.—The Inspector  
3 General of the Department of the Treasury shall  
4 conduct monitoring and oversight of the receipt, dis-  
5 bursement, and use of funds made available under  
6 this section.

7 (2) RECOUPMENT.—If the Inspector General of  
8 the Department of the Treasury determines that a  
9 State, Tribal government, or unit of local govern-  
10 ment has failed to comply with subsection (c), the  
11 amount equal to the amount of funds used in viola-  
12 tion of such subsection shall be booked as a debt of  
13 such entity owed to the Federal Government.  
14 Amounts recovered under this subsection shall be de-  
15 posited into the general fund of the Treasury.

16 (3) APPROPRIATION.—Out of any money in the  
17 Treasury of the United States not otherwise appro-  
18 priated, there are appropriated to the Office of the  
19 Inspector General of the Department of the Treas-  
20 ury, \$6,500,000 to carry out oversight and  
21 recoupment activities under this subsection.  
22 Amounts appropriated under the preceding sentence  
23 shall remain available until expended.

24 (4) AUTHORITY OF INSPECTOR GENERAL.—  
25 Nothing in this subsection shall be construed to di-

1       minish the authority of any Inspector General, in-  
2       cluding such authority as provided in the Inspector  
3       General Act of 1978 (5 U.S.C. App.)

4       (j) TREATMENT OF ASSISTANCE.—Assistance pro-  
5       vided to a household from a payment made under this sec-  
6       tion shall not be regarded as income and shall not be re-  
7       garded as a resource for purposes of determining the eligi-  
8       bility of the household or any member of the household  
9       for benefits or assistance, or the amount or extent of bene-  
10      fits or assistance, under any Federal program or under  
11      any State or local program financed in whole or in part  
12      with Federal funds.

13      (k) DEFINITIONS.—In this section:

14           (1) AREA MEDIAN INCOME.—The term “area  
15           median income” means, with respect to a household,  
16           the median income for the area in which the house-  
17           hold is located, as determined by the Secretary of  
18           Housing and Urban Development.

19           (2) ELIGIBLE GRANTEE.—The term “eligible  
20           grantee” means any of the following:

21                   (A) A State (as defined in section  
22                   601(g)(4) of the Social Security Act (42 U.S.C.  
23                   801(g)(4)).

24                   (B) A unit of local government (as defined  
25                   in paragraph (5)).

1           (C) An Indian tribe or its tribally des-  
2           ignated housing entity (as such terms are de-  
3           fined in section 4 of the Native American Hous-  
4           ing Assistance and Self-Determination Act of  
5           1996 (25 U.S.C. 4103)) that was eligible to re-  
6           ceive a grant under title I of such Act (25  
7           U.S.C. 4111 et seq.) for fiscal year 2020 from  
8           the amount appropriated under paragraph (1)  
9           under the heading “NATIVE AMERICAN PRO-  
10          GRAMS” under the heading “PUBLIC AND IN-  
11          DIAN HOUSING” of title II of division H of the  
12          Further Consolidated Appropriations Act, 2020  
13          (Public Law 116–94) to carry out the Native  
14          American Housing Block Grants program. For  
15          the avoidance of doubt, the term Indian tribe  
16          shall include Alaska native corporations estab-  
17          lished pursuant to the Alaska Native Claims  
18          Settlement Act (43 U.S.C. 1601 et seq.).

19           (D) The Department of Hawaiian Home-  
20          lands.

21          (3) ELIGIBLE HOUSEHOLD.—

22           (A) IN GENERAL.—The term “eligible  
23          household” means a household of 1 or more in-  
24          dividuals who are obligated to pay rent on a



1 residential dwelling and with respect to which  
2 the eligible grantee involved determines—

3 (i) that 1 or more individuals within  
4 the household has

5 (I) qualified for unemployment  
6 benefits or

7 (II) experienced a reduction in  
8 household income, incurred significant  
9 costs, or experienced other financial  
10 hardship due, directly or indirectly, to  
11 the novel coronavirus disease  
12 (COVID-19) outbreak, which the ap-  
13 plicant shall attest in writing;

14 (ii) that 1 or more individuals within  
15 the household can demonstrate a risk of  
16 experiencing homelessness or housing in-  
17 stability, which may include—

18 (I) a past due utility or rent no-  
19 tice or eviction notice;

20 (II) unsafe or unhealthy living  
21 conditions; or

22 (III) any other evidence of such  
23 risk, as determined by the eligible  
24 grantee involved; and



1 (iii) the household has a household in-  
2 come that is not more than 80 percent of  
3 the area median income for the household.

4 (B) EXCEPTION.—To the extent feasible,  
5 an eligible grantee shall ensure that any rental  
6 assistance provided to an eligible household  
7 pursuant to funds made available under this  
8 section is not duplicative of any other Federally  
9 funded rental assistance provided to such  
10 household.

11 (C) INCOME DETERMINATION.—

12 (i) In determining the income of a  
13 household for purposes of determining  
14 such household's eligibility for assistance  
15 from a payment made under this section  
16 (including for purposes of subsection  
17 (c)(4)), the eligible grantee involved shall  
18 consider either

19 (I) the household's total income  
20 for calendar year 2020, or

21 (II) subject to clause (ii), suffi-  
22 cient confirmation, as determined by  
23 the Secretary, of the household's  
24 monthly income at the time of appli-  
25 cation for such assistance.

1                   (ii) In the case of income determined  
2                   under subclause (II), the eligible grantee  
3                   shall be required to re-determine the eligi-  
4                   bility of a household's income after each  
5                   such period of 3 months for which the  
6                   household receives assistance from a pay-  
7                   ment made under this section.

8                   (4) INSPECTOR GENERAL.—The term “Inspec-  
9                   tor General” means the Inspector General of the De-  
10                  partment of the Treasury.

11                  (5) SECRETARY.—The term “Secretary” means  
12                  the Secretary of the Treasury.

13                  (6) UNIT OF LOCAL GOVERNMENT.—The term  
14                  “unit of local government” has the meaning given  
15                  such term in paragraph (2) of section 601(g) of the  
16                  Social Security Act (42 U.S.C. 801(g)), except that,  
17                  in applying such term for purposes of this section,  
18                  such paragraph shall be applied by substituting  
19                  “200,000” for “500,000”.

20                  (1) TERMINATION OF PROGRAM.—The authority of  
21                  an eligible grantee to make new obligations to provide pay-  
22                  ments under subsection (c) shall terminate on the date  
23                  established in subsection (e) for that eligible grantee.  
24                  Amounts not expended in accordance with this section  
25                  shall revert to the Department of the Treasury.

1 **SEC. 502. EXTENSION OF EVICTION MORATORIUM.**

2 The order issued by the Centers for Disease Control  
3 and Prevention under section 361 of the Public Health  
4 Service Act (42 U.S.C. 264), entitled “Temporary Halt  
5 in Residential Evictions To Prevent the Further Spread  
6 of COVID–19” (85 Fed. Reg. 55292 (September 4, 2020))  
7 is extended through January 31, 2021, notwithstanding  
8 the effective dates specified in such Order.

9 **Subtitle B—Community**  
10 **Development Investment**

11 **SEC. 520. PURPOSE.**

12 The purpose of this subtitle is to establish emergency  
13 programs to revitalize and provide long-term financial  
14 products and service availability for, and provide invest-  
15 ments in, low- and moderate-income and minority commu-  
16 nities that have disproportionately suffered from the im-  
17 pacts of the COVID–19 pandemic.

18 **SEC. 521. CONSIDERATIONS; REQUIREMENTS FOR CREDI-**  
19 **TORS.**

20 (a) **IN GENERAL.**—In exercising the authorities  
21 under this subtitle and the amendments made by this sub-  
22 title, the Secretary of the Treasury shall take into consid-  
23 eration increasing the availability of affordable credit for  
24 consumers, small businesses, and nonprofit organizations,  
25 including for projects supporting affordable housing, com-  
26 munity-serving real estate, and other projects, that pro-