

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 109 Session of 2021

INTRODUCED BY PITTMAN, JANUARY 23, 2021

SENATOR BROWNE, APPROPRIATIONS, RE-REPORTED AS AMENDED, JANUARY 26, 2021

AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled
2 "An act relating to the finances of the State government;
3 providing for cancer control, prevention and research, for
4 ambulatory surgical center data collection, for the Joint
5 Underwriting Association, for entertainment business
6 financial management firms, for private dam financial
7 assurance and for reinstatement of item vetoes; providing for
8 the settlement, assessment, collection, and lien of taxes,
9 bonus, and all other accounts due the Commonwealth, the
10 collection and recovery of fees and other money or property
11 due or belonging to the Commonwealth, or any agency thereof,
12 including escheated property and the proceeds of its sale,
13 the custody and disbursement or other disposition of funds
14 and securities belonging to or in the possession of the
15 Commonwealth, and the settlement of claims against the
16 Commonwealth, the resettlement of accounts and appeals to the
17 courts, refunds of moneys erroneously paid to the
18 Commonwealth, auditing the accounts of the Commonwealth and
19 all agencies thereof, of all public officers collecting
20 moneys payable to the Commonwealth, or any agency thereof,
21 and all receipts of appropriations from the Commonwealth,
22 authorizing the Commonwealth to issue tax anticipation notes
23 to defray current expenses, implementing the provisions of
24 section 7(a) of Article VIII of the Constitution of
25 Pennsylvania authorizing and restricting the incurring of
26 certain debt and imposing penalties; affecting every
27 department, board, commission, and officer of the State
28 government, every political subdivision of the State, and
29 certain officers of such subdivisions, every person,
30 association, and corporation required to pay, assess, or
31 collect taxes, or to make returns or reports under the laws
32 imposing taxes for State purposes, or to pay license fees or
33 other moneys to the Commonwealth, or any agency thereof,
34 every State depository and every debtor or creditor of the

1 Commonwealth," in emergency COVID-19 response, repealing <--
2 provisions relating to Pennsylvania Housing Finance Agency. <--
3 IN EMERGENCY COVID-19 RESPONSE, ESTABLISHING THE HOSPITALITY <--
4 INDUSTRY RECOVERY PROGRAM, PROVIDING FOR EMERGENCY EDUCATION
5 RELIEF TO NONPUBLIC SCHOOLS AND FOR EMERGENCY EDUCATION
6 RELIEF TO AREA CAREER AND TECHNICAL SCHOOLS, INTERMEDIATE
7 UNITS AND OTHER EDUCATIONAL ENTITIES AND REPEALING PROVISIONS
8 RELATING TO PENNSYLVANIA HOUSING FINANCE AGENCY; ESTABLISHING
9 THE RENTAL AND UTILITY ASSISTANCE GRANT PROGRAM; IN
10 ADDITIONAL SPECIAL FUNDS AND RESTRICTED ACCOUNTS, PROVIDING
11 FOR WORKERS' COMPENSATION SECURITY FUND TRANSFER TO COVID-19
12 RESPONSE RESTRICTED ACCOUNT; IN 2020-2021 RESTRICTIONS ON
13 APPROPRIATIONS FOR FUNDS AND ACCOUNTS, FURTHER PROVIDING FOR
14 FUND TRANSFERS; AND MAKING APPROPRIATIONS.

15 The General Assembly of the Commonwealth of Pennsylvania
16 hereby enacts as follows:

17 ~~Section 1. Subarticle J of Article I-C of the act of April <--~~
18 ~~9, 1929 (P.L.343, No.176), known as The Fiscal Code is repealed:~~

19 ~~{SUBARTICLE J~~

20 ~~PENNSYLVANIA HOUSING FINANCE AGENCY~~

21 ~~Section 190 C. Definitions.~~

22 ~~The following words and phrases when used in this subarticle~~
23 ~~shall have the meanings given to them in this section unless the~~
24 ~~context clearly indicates otherwise:~~

25 ~~"Agency." The Pennsylvania Housing Finance Agency.~~

26 ~~"Eligible landlord." An individual or entity owning a place~~
27 ~~of residence that leases the residence to an individual and that~~
28 ~~experienced a loss of rental income because the lessee became~~
29 ~~unemployed after March 1, 2020, or the lessee had their annual~~
30 ~~household income reduced by 30% or more due to reduced work~~
31 ~~hours and wages related to COVID-19. The loss of rental income~~
32 ~~must be at least 30 days past due.~~

33 ~~"Lessee." An individual who leases a place of residence in~~
34 ~~which the individual will permanently reside.~~

35 ~~Section 191 C. Mortgage and Rental Assistance Program.~~

36 ~~(a) Establishment of program. The agency shall establish~~
37 ~~the COVID Relief Mortgage and Rental Assistance Grant Program.~~

1 ~~(b) Purpose of the program. The program shall receive~~
2 ~~applications from lessees, landlords, mortgagees and mortgagors~~
3 ~~and award grants to eligible landlords and mortgagees in~~
4 ~~accordance with this act.~~

5 ~~(c) Use of funds. Money appropriated to the Pennsylvania~~
6 ~~Housing Finance Agency for COVID Relief Mortgage and Rental~~
7 ~~Assistance shall be used to make grants under this subarticle.~~

8 ~~(d) Allocation. The agency shall allocate a minimum of~~
9 ~~\$150,000,000 of the funds received for use under this subarticle~~
10 ~~for rental assistance grants.~~

11 ~~(e) Guidelines. The agency shall establish guidelines that~~
12 ~~are consistent with the provisions of this subarticle within 30~~
13 ~~days of the effective date of this section. The guidelines shall~~
14 ~~be:~~

15 ~~(1) submitted to the Legislative Reference Bureau for~~
16 ~~publication in the Pennsylvania Bulletin; and~~

17 ~~(2) posted on the agency's publicly accessible Internet~~
18 ~~website.~~

19 ~~(f) (Reserved).~~

20 ~~(g) Program requirements. The following shall apply:~~

21 ~~(1) An eligible lessee, mortgagor, landlord or mortgagee~~
22 ~~shall submit to the agency the name of the lessee or~~
23 ~~mortgagor from whom rental or mortgage payments are sought,~~
24 ~~along with any additional information deemed necessary by the~~
25 ~~agency to carry out the agency's responsibilities under this~~
26 ~~section.~~

27 ~~(2) Assistance may be awarded to lessors or mortgagees~~
28 ~~on behalf of lessees or mortgagors who became unemployed~~
29 ~~after March 1, 2020, or had their annual household income~~
30 ~~reduced by 30% or more due to reduced work hours and wages~~

1 ~~related to COVID-19.~~

2 ~~(3) The agency shall develop an application for eligible~~
3 ~~lessees, mortgagors, landlords or mortgagees to apply for~~
4 ~~assistance under this section within 30 days of the effective~~
5 ~~date of this section. The application shall include an~~
6 ~~attestation by the landlord or mortgagee releasing the lessee~~
7 ~~or mortgagor of any remaining obligation for any past due or~~
8 ~~future rent or mortgage payment for which the agency pays the~~
9 ~~landlord or mortgagee. The application shall be made~~
10 ~~available and posted on the agency's publicly accessible~~
11 ~~Internet website and be in a form that can be completed and~~
12 ~~returned by the lessee, mortgagor, landlord or mortgagee~~
13 ~~electronically or through the United States mail. The~~
14 ~~deadline for submitting applications to the agency shall be~~
15 ~~September 30, 2020.~~

16 ~~(4) The agency shall verify the name of the lessee or~~
17 ~~mortgagor with the Department of Labor and Industry's Bureau~~
18 ~~of Unemployment Compensation to ensure the lessee or~~
19 ~~mortgagor became unemployed after March 1, 2020.~~

20 ~~(5) The agency shall require any applicant seeking~~
21 ~~assistance based on reduced work hours or wages related to~~
22 ~~the coronavirus pandemic to submit information verifying such~~
23 ~~information.~~

24 ~~(6) The agency shall make payments only to lessors or~~
25 ~~mortgagees.~~

26 ~~(7) The agency shall make payments only on behalf of~~
27 ~~households with an annualized current income of no more than~~
28 ~~the upper limit of "median income" as defined in guidelines~~
29 ~~published annually by the United States Department of Housing~~
30 ~~and Urban Development.~~

1 ~~(8) The agency shall notify each lessee or mortgagor of~~
2 ~~the amount of payment made to the landlord or mortgagee on~~
3 ~~the lessee's or mortgagor's behalf.~~

4 ~~(9) The agency shall make payments as follows:~~

5 ~~(i) For rental assistance, an amount equal to 100%~~
6 ~~of the lessee's monthly rent, not to exceed \$750 per~~
7 ~~month, for each month for which assistance is sought for~~
8 ~~a maximum of six months. Payments shall be made no later~~
9 ~~than November 30, 2020.~~

10 ~~(ii) For mortgage assistance, an amount equal to~~
11 ~~100% of the mortgagor's monthly mortgage, not to exceed~~
12 ~~\$1,000 per month, for each month for which assistance is~~
13 ~~sought for a maximum of six months. Payments shall be~~
14 ~~made no later than November 30, 2020.~~

15 ~~(h) Report. By December 31, 2020, the agency shall issue a~~
16 ~~report to the chairperson and minority chairperson of the~~
17 ~~Appropriations Committee of the Senate and the chairperson and~~
18 ~~minority chairperson of the Appropriations Committee of the~~
19 ~~House of Representatives and post the report on the agency's~~
20 ~~publicly accessible Internet website. The report shall include~~
21 ~~the following information:~~

22 ~~(1) The total number of landlords who applied for~~
23 ~~assistance under this section.~~

24 ~~(2) The total number of mortgagees who applied for~~
25 ~~assistance under this section.~~

26 ~~(3) The total amount of assistance that was sought.~~

27 ~~(4) The average amount of assistance that was applied~~
28 ~~for under this section.~~

29 ~~(5) The average amount of assistance that was provided~~
30 ~~under this section.~~

1 ~~(6) The total number of landlords and mortgagees who~~
2 ~~received assistance under this section by county.~~

3 ~~(7) The value of payments made by the agency under this~~
4 ~~section by county.]~~

5 ~~Section 2. This act shall take effect immediately.~~

6 SECTION 1. THE ACT OF APRIL 9, 1929 (P.L.343, NO.176), KNOWN <--
7 AS THE FISCAL CODE, IS AMENDED BY ADDING SECTIONS TO READ:

8 SECTION 134-C. HOSPITALITY INDUSTRY RECOVERY PROGRAM.

9 (A) COUNTY BLOCK GRANTS.--FROM MONEY APPROPRIATED TO THE
10 DEPARTMENT FOR COVID RELIEF - COUNTY BLOCK GRANT - HOSPITALITY
11 INDUSTRY RECOVERY PROGRAM, EACH COUNTY SHALL RECEIVE AN AMOUNT
12 EQUAL TO THE POPULATION PROPORTION AMOUNT AS DETERMINED BY
13 PARAGRAPH (2). THE FOLLOWING SHALL APPLY:

14 (1) THE DEPARTMENT SHALL DISTRIBUTE FUNDING TO COUNTIES
15 UNDER THIS SUBSECTION ON OR BEFORE FEBRUARY 28, 2021.

16 (2) FOR PURPOSES OF THIS SUBSECTION, THE POPULATION
17 PROPORTION AMOUNT SHALL BE DETERMINED AS FOLLOWS:

18 (I) DIVIDE:

19 (A) THE POPULATION ESTIMATE OF THE COUNTY; BY

20 (B) THE SUM OF THE POPULATION ESTIMATES OF ALL
21 COUNTIES; AND

22 (II) MULTIPLY THE QUOTIENT UNDER SUBPARAGRAPH (I) BY
23 THE TOTAL AMOUNT APPROPRIATED FOR COVID RELIEF - COUNTY
24 BLOCK GRANT - HOSPITALITY INDUSTRY RECOVERY PROGRAM.

25 (3) FOR PURPOSES OF THIS SUBSECTION, A COUNTY'S
26 POPULATION SHALL BE EQUAL TO THE PUBLISHED ESTIMATE BY THE
27 UNITED STATES CENSUS BUREAU POPULATION ESTIMATES PROGRAM FOR
28 CALENDAR YEAR 2019.

29 (B) COUNTY BLOCK GRANT - HOSPITALITY INDUSTRY RECOVERY
30 PROGRAM.--THE COUNTY BLOCK GRANT - HOSPITALITY INDUSTRY RECOVERY

1 PROGRAM IS ESTABLISHED WITHIN THE DEPARTMENT. THE FOLLOWING
2 SHALL APPLY TO THE PROGRAM:

3 (1) NO LATER THAN MARCH 1, 2021, EACH COUNTY THAT
4 RECEIVES A BLOCK GRANT UNDER THIS SECTION SHALL CONTRACT WITH
5 ONE OR MORE CEDO DESIGNATED TO SERVE THAT COUNTY TO AWARD
6 GRANTS UNDER THIS SUBSECTION.

7 (2) SUBJECT TO THE PROHIBITION UNDER SUBPARAGRAPH (II),
8 GRANTS MAY BE AWARDED TO ELIGIBLE APPLICANTS FOR THE PURPOSE
9 OF ALLEVIATING REVENUE LOSSES AND PAYING ELIGIBLE OPERATING
10 EXPENSES. THE FOLLOWING SHALL APPLY TO GRANTS AWARDED UNDER
11 THIS SUBSECTION:

12 (I) A GRANT AWARDED TO AN ELIGIBLE APPLICANT UNDER
13 THIS SUBSECTION MAY NOT EXCEED \$50,000.

14 (II) A GRANT MAY NOT BE AWARDED TO PAY FOR THE SAME
15 ELIGIBLE OPERATING EXPENSES FOR WHICH AN ELIGIBLE
16 APPLICANT RECEIVES OR RECEIVED PAYMENT, REIMBURSEMENT OR
17 LOAN FORGIVENESS FROM THE FOLLOWING SOURCES:

18 (A) THE CARES ACT OR CONSOLIDATED APPROPRIATIONS
19 ACT, 2021 MONEY THAT IS NOT REQUIRED TO BE REPAID TO
20 THE FEDERAL GOVERNMENT.

21 (B) THE ACT OF MAY 29, 2020 (P.L. , NO.2A),
22 KNOWN AS THE COVID-19 EMERGENCY SUPPLEMENT TO THE
23 GENERAL APPROPRIATION ACT OF 2019.

24 (3) THE RECEIPT OF A LOAN OR GRANT ISSUED UNDER THE
25 AUTHORITY OF THE FEDERAL GOVERNMENT OR THE COMMONWEALTH
26 SHALL NOT DISQUALIFY AN APPLICANT FROM ELIGIBILITY FOR A
27 GRANT UNDER THIS SECTION.

28 (4) PRIORITY IN THE AWARDING OF GRANTS SHALL BE GIVEN TO
29 ELIGIBLE APPLICANTS THAT:

30 (I) HAVE NOT RECEIVED A LOAN OR GRANT ISSUED UNDER

1 THE AUTHORITY OF THE COMMONWEALTH OR THE COMMONWEALTH'S
2 POLITICAL SUBDIVISIONS OR BY THE FEDERAL GOVERNMENT UNDER
3 THE CARES ACT OR CONSOLIDATED APPROPRIATIONS ACT, 2021;

4 (II) WERE SUBJECT TO CLOSURE BY THE PROCLAMATION OF
5 DISASTER EMERGENCY ISSUED BY THE GOVERNOR ON MARCH 6,
6 2020, PUBLISHED AT 50 PA.B. 1644 (MARCH 21, 2020), AND
7 ANY RENEWAL OF THE STATE OF DISASTER EMERGENCY; OR

8 (III) CAN DEMONSTRATE ONE OF THE FOLLOWING:

9 (A) A REDUCTION IN REVENUE OF 50% OR MORE FOR
10 THE PERIOD BEGINNING AFTER MARCH 31, 2020, AND ENDING
11 BEFORE DECEMBER 31, 2020, IN COMPARISON TO THE PERIOD
12 BEGINNING AFTER MARCH 31, 2019, AND ENDING BEFORE
13 DECEMBER 31, 2019.

14 (B) IF THE ELIGIBLE APPLICANT WAS NOT IN
15 OPERATION DURING THE ENTIRE COMPARISON PERIOD UNDER
16 CLAUSE (A), BUT WAS IN OPERATION ON FEBRUARY 15,
17 2020, A MONTHLY AVERAGE REDUCTION IN REVENUE OF 50%
18 OR MORE FOR THE PERIOD BEGINNING AFTER MARCH 31,
19 2020, AND ENDING BEFORE DECEMBER 31, 2020, IN
20 COMPARISON TO THE PERIOD BEGINNING AFTER JANUARY 1,
21 2020, AND ENDING BEFORE APRIL 1, 2020.

22 (5) THE FOLLOWING SHALL APPLY TO APPLICATIONS:

23 (I) APPLICATIONS FOR GRANTS UNDER THIS SECTION SHALL
24 BE IN A FORM DETERMINED BY A COUNTY WITH INPUT FROM A
25 CEDO PROCESSING THE APPLICATIONS ON BEHALF OF A COUNTY
26 AND SHALL CONTAIN DOCUMENTATION AS REQUIRED BY THE
27 COUNTY. APPLICATIONS SHALL BE AVAILABLE ELECTRONICALLY.

28 (II) BY MARCH 15, 2021, EACH CEDO SHALL RECEIVE
29 APPLICATIONS ON A ROLLING BASIS UNTIL FUNDING FOR GRANTS
30 RECEIVED BY THE COUNTY UNDER SUBSECTION (A) IN WHICH THE

1 CEDO IS DESIGNATED TO PERFORM SERVICES HAS BEEN
2 EXHAUSTED, OR JUNE 15, 2021, WHICHEVER OCCURS FIRST.

3 (6) THE FOLLOWING SHALL APPLY TO REVIEWING APPLICATIONS:

4 (I) BY JULY 15, 2021, EACH CEDO SHALL APPROVE OR
5 DISAPPROVE APPLICATIONS FOR GRANTS UNDER THE PROGRAM.

6 (II) UPON APPROVING A GRANT UNDER SUBPARAGRAPH (I),
7 A CEDO SHALL CONTRACT WITH THE ELIGIBLE APPLICANT THROUGH
8 ELECTRONIC MEANS IN ORDER TO AWARD THE GRANT.

9 (III) THE CONTRACT REQUIRED UNDER SUBPARAGRAPH (II)
10 SHALL EXPLAIN THE TERMS AND CONDITIONS OF THE GRANT,
11 INCLUDING EACH APPLICABLE LAW, STATUTE AND REPORTING
12 REQUIREMENT.

13 (IV) THE CONTRACT UNDER SUBPARAGRAPH (II) MUST BE
14 ELECTRONICALLY SIGNED AND RETURNED TO THE CEDO THAT
15 APPROVED THE APPLICATION.

16 (7) AN ELIGIBLE APPLICANT OR AUTHORIZED REPRESENTATIVE
17 OF THE ELIGIBLE APPLICANT MAKING APPLICATION TO THE PROGRAM
18 MUST CERTIFY IN GOOD FAITH TO EACH OF THE FOLLOWING:

19 (I) THE ELIGIBLE APPLICANT WAS IN OPERATION ON
20 FEBRUARY 15, 2020, AND, IF REQUIRED, PAID INCOME TAXES TO
21 THE FEDERAL AND STATE GOVERNMENT, AS REPORTED ON
22 INDIVIDUAL OR BUSINESS TAX RETURNS.

23 (II) THE ELIGIBLE APPLICANT REMAINS IN OPERATION AND
24 DOES NOT INTEND TO PERMANENTLY CEASE OPERATIONS WITHIN
25 ONE YEAR OF THE DATE OF APPLICATION.

26 (III) COVID-19 HAS HAD AN ADVERSE ECONOMIC IMPACT ON
27 THE ELIGIBLE APPLICANT WHICH MAKES THE GRANT REQUEST
28 NECESSARY TO SUPPORT THE ONGOING OPERATIONS OF THE
29 ELIGIBLE APPLICANT.

30 (IV) THE GRANT WILL BE USED TO PAY FOR COVID-19-

1 RELATED ECONOMIC IMPACTS.

2 (V) DURING THE PERIOD BEGINNING ON JANUARY 1, 2021,
3 AND ENDING ON JUNE 30, 2021, THE APPLICANT HAS NOT AND
4 WILL NOT RECEIVE ANOTHER GRANT UNDER THIS PROGRAM.

5 (VI) AN ELIGIBLE APPLICANT OR AUTHORIZED
6 REPRESENTATIVE OF THE ELIGIBLE APPLICANT MUST CERTIFY
7 THAT THE INFORMATION PROVIDED IN AN APPLICATION TO THE
8 PROGRAM AND THE INFORMATION PROVIDED IN ALL SUPPORTING
9 DOCUMENTS AND FORMS IS TRUE AND ACCURATE IN ALL MATERIAL
10 RESPECTS. AN ELIGIBLE APPLICANT OR AN AUTHORIZED
11 REPRESENTATIVE OF THE ELIGIBLE APPLICANT THAT KNOWINGLY
12 MAKES A FALSE STATEMENT TO OBTAIN A GRANT UNDER THE
13 PROGRAM IS PUNISHABLE UNDER PENALTY OF PERJURY AND FINES
14 PURSUANT TO 18 PA.C.S. § 4904 (RELATING TO UNSWORN
15 FALSIFICATION TO AUTHORITIES).

16 (8) THE FOLLOWING SHALL APPLY TO THE AWARDING OF GRANTS
17 UNDER THIS SUBSECTION:

18 (I) A CEDO CONTRACTED TO AWARD GRANTS MAY AWARD
19 GRANTS IN INCREMENTS OF \$5,000, NOT TO EXCEED THE
20 LIMITATION UNDER PARAGRAPH (2) (I).

21 (II) A FULLY EXECUTED CONTRACT AS REQUIRED UNDER
22 PARAGRAPH (6) IS REQUIRED PRIOR TO DISBURSEMENT OF GRANT
23 FUNDS.

24 (III) THE AGGREGATE AMOUNT OF ALL GRANTS AWARDED MAY
25 NOT EXCEED THE AMOUNT OF MONEY RECEIVED BY THE COUNTY
26 UNDER SUBSECTION (A) IN WHICH THE CEDO IS DESIGNATED TO
27 PERFORM SERVICES FOR THE COUNTY BLOCK GRANT - HOSPITALITY
28 INDUSTRY RECOVERY PROGRAM.

29 (9) A CEDO MAY CHARGE A FEE NOT TO EXCEED \$750 PER
30 COMPLETED GRANT APPLICATION AND, IN ADDITION, UP TO 1% OF THE

1 AMOUNT OF A GRANT AWARD. FEES CHARGED UNDER THIS PARAGRAPH
2 SHALL BE DEDUCTED FROM THE TOTAL AMOUNT OF MONEY DISTRIBUTED
3 TO THE COUNTY UNDER SUBSECTION (A) IN WHICH THE CEDO IS
4 DESIGNATED TO PERFORM SERVICES FOR THE COUNTY BLOCK GRANT -
5 HOSPITALITY INDUSTRY RECOVERY PROGRAM AND MAY NOT REDUCE THE
6 AMOUNT OF THE GRANT AWARDED TO AN ELIGIBLE APPLICANT.

7 (10) EACH GRANT AWARDED UNDER THIS SUBSECTION SHALL BE
8 PAID TO ELIGIBLE APPLICANTS BY JULY 31, 2021.

9 (11) A COUNTY PROVIDING GRANTS UNDER THIS SUBSECTION
10 SHALL COMPILE A REPORT, WHICH SHALL INCLUDE THE FOLLOWING:

11 (I) A LIST OF EACH GRANT AWARDED UNDER THE PROGRAM.

12 (II) THE NAME AND ADDRESS OF EACH GRANT RECIPIENT.

13 (III) THE AMOUNT OF THE GRANT AND A DESCRIPTION OF
14 THE FINANCIAL IMPACT TO THE GRANTEE FOR WHICH THE GRANT
15 WAS AWARDED.

16 (IV) THE NAME OF THE CEDO THAT PROCESSED THE GRANT.

17 (12) A REPORT REQUIRED UNDER PARAGRAPH (11) SHALL BE
18 SUBMITTED TO THE DEPARTMENT BY AUGUST 31, 2021. THE
19 DEPARTMENT SHALL PREPARE A CONSOLIDATED REPORT WITH
20 INFORMATION FROM ALL COUNTIES AND SHALL SUBMIT THE REPORT TO
21 THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
22 APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRPERSON
23 AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF
24 THE HOUSE OF REPRESENTATIVES BY SEPTEMBER 30, 2021. THE
25 REPORT SHALL ALSO BE POSTED AND MAINTAINED ON THE COUNTY'S
26 AND DEPARTMENT'S PUBLICLY ACCESSIBLE INTERNET WEBSITE.

27 (13) A CEDO PROCESSING GRANTS ON BEHALF OF A COUNTY
28 UNDER THIS SUBSECTION SHALL PROVIDE DOCUMENTATION TO THE
29 DEPARTMENT OF THE AUDITOR GENERAL, UPON REQUEST, FOR PURPOSES
30 OF AN AUDIT REVIEW.

1 (C) RETURN OF UNUSED FUNDS.--A COUNTY RECEIVING A BLOCK
2 GRANT UNDER SUBSECTION (A) THAT DOES NOT EXPEND ITS ENTIRE
3 DISTRIBUTION ON THE PROGRAM BY AUGUST 1, 2021, SHALL RETURN ANY
4 UNUSED FUNDS TO THE STATE TREASURER FOR DEPOSIT INTO THE
5 WORKERS' COMPENSATION SECURITY FUND.

6 (D) REVIEW.--THIS SECTION SHALL NOT BE SUBJECT TO THE
7 FOLLOWING:

8 (1) ARTICLE II OF THE ACT OF JULY 31, 1968 (P.L.769,
9 NO.240), REFERRED TO AS THE COMMONWEALTH DOCUMENTS LAW.

10 (2) SECTIONS 204(B) AND 301(10) OF THE ACT OCTOBER 15,
11 1980 (P.L.950, NO.164), KNOWN AS THE COMMONWEALTH ATTORNEYS
12 ACT.

13 (3) THE ACT OF JUNE 25, 1982 (P.L.633, NO.181), KNOWN AS
14 THE REGULATORY REVIEW ACT.

15 (E) DEFINITIONS.--THE FOLLOWING WORDS AND PHRASES WHEN USED
16 IN THIS SECTION SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
17 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

18 "CERTIFIED ECONOMIC DEVELOPMENT ORGANIZATION" OR "CEDO." AN
19 ECONOMIC DEVELOPMENT ORGANIZATION THAT HAS BEEN CERTIFIED BY THE
20 PENNSYLVANIA INDUSTRIAL DEVELOPMENT AUTHORITY OR AN ECONOMIC
21 DEVELOPMENT ORGANIZATION THAT SERVES MORE THAN ONE COUNTY AND IS
22 ACCREDITED BY THE INTERNATIONAL ECONOMIC DEVELOPMENT COUNCIL.

23 "CONSOLIDATED APPROPRIATIONS ACT, 2021." THE CONSOLIDATED
24 APPROPRIATIONS ACT, 2021 (P.L.116-260).

25 "DEPARTMENT." THE DEPARTMENT OF COMMUNITY AND ECONOMIC
26 DEVELOPMENT OF THE COMMONWEALTH.

27 "ECONOMIC DEVELOPMENT ORGANIZATION." A LOCAL DEVELOPMENT
28 DISTRICT, AN INDUSTRIAL DEVELOPMENT AGENCY, INDUSTRIAL RESOURCE
29 CENTER, REDEVELOPMENT AUTHORITY, COMMUNITY DEVELOPMENT FINANCIAL
30 INSTITUTION OR ANY OTHER NONPROFIT ECONOMIC DEVELOPMENT

1 ORGANIZATION THAT IS CERTIFIED TO PARTICIPATE IN THE
2 PENNSYLVANIA INDUSTRIAL DEVELOPMENT AUTHORITY LOAN PROGRAM.

3 "ELIGIBLE APPLICANT." A FOR-PROFIT ENTITY THAT MEETS EACH OF
4 THE FOLLOWING:

5 (1) IS NOT PUBLICLY TRADED.

6 (2) EXPERIENCED A REDUCTION IN REVENUE IN CALENDAR YEAR
7 2020, MEASURED AS FOLLOWS:

8 (I) THE APPLICANT HAD GROSS RECEIPTS DURING THE
9 FIRST, SECOND, THIRD OR FOURTH QUARTER IN CALENDAR YEAR
10 2020 THAT DEMONSTRATE AT LEAST A 25% REDUCTION FROM THE
11 APPLICANT'S GROSS RECEIPTS DURING THE SAME QUARTER IN
12 CALENDAR YEAR 2019;

13 (II) IF THE APPLICANT WAS NOT IN BUSINESS DURING THE
14 FIRST OR SECOND QUARTER OF CALENDAR YEAR 2019, BUT WAS IN
15 BUSINESS DURING THE THIRD AND FOURTH QUARTERS OF CALENDAR
16 YEAR 2019, THE APPLICANT HAD GROSS RECEIPTS DURING THE
17 FIRST, SECOND, THIRD OR FOURTH QUARTER OF CALENDAR YEAR
18 2020 THAT DEMONSTRATE AT LEAST A 25% REDUCTION FROM THE
19 APPLICANT'S GROSS RECEIPTS DURING THE THIRD OR FOURTH
20 QUARTER OF CALENDAR YEAR 2019;

21 (III) IF THE APPLICANT WAS NOT IN BUSINESS DURING
22 THE FIRST, SECOND OR THIRD QUARTER OF CALENDAR YEAR 2019,
23 BUT WAS IN BUSINESS DURING THE FOURTH QUARTER OF CALENDAR
24 YEAR 2019, THE APPLICANT HAD GROSS RECEIPTS DURING THE
25 FIRST, SECOND, THIRD OR FOURTH QUARTER OF CALENDAR YEAR
26 2020 THAT DEMONSTRATE AT LEAST A 25% REDUCTION FROM THE
27 FOURTH QUARTER OF CALENDAR YEAR 2019;

28 (IV) IF THE APPLICANT WAS NOT IN BUSINESS DURING
29 CALENDAR YEAR 2019, BUT WAS IN OPERATION ON FEBRUARY 15,
30 2020, THE APPLICANT HAD GROSS RECEIPTS DURING THE SECOND,

1 THIRD OR FOURTH QUARTER OF CALENDAR YEAR 2020 THAT
2 DEMONSTRATE AT LEAST A 25% REDUCTION FROM THE GROSS
3 RECEIPTS OF THE ENTITY DURING THE FIRST QUARTER OF
4 CALENDAR YEAR 2020; OR

5 (V) AN APPLICANT THAT WAS IN OPERATION IN ALL FOUR
6 QUARTERS OF CALENDAR YEAR 2019 IS DEEMED TO HAVE
7 EXPERIENCED THE REVENUE REDUCTION IN SUBPARAGRAPH (I) IF
8 THE APPLICANT EXPERIENCED A REDUCTION IN ANNUAL RECEIPTS
9 OF AT LEAST 25% IN 2020 COMPARED TO 2019 AND THE
10 APPLICANT PROVIDES COPIES OF ITS ANNUAL FEDERAL TAX FORMS
11 SUBSTANTIATING THE REVENUE DECLINE.

12 (VI) IF AN APPLICANT CHANGED OWNERSHIP OR CONTROL IN
13 CALENDAR YEAR 2020, THE APPLICANT MAY MEASURE ITS
14 REDUCTION IN REVENUE IN CALENDAR YEAR 2020 UNDER
15 SUBPARAGRAPHS (I), (II), (III), (IV) OR (V) USING THE
16 GROSS RECEIPTS OF THE ENTITY FOR 2019.

17 (3) MEETS EACH OF THE FOLLOWING CONDITIONS AS OF
18 FEBRUARY 15, 2020:

19 (I) OPERATES A PLACE OF BUSINESS WITHIN THIS
20 COMMONWEALTH HAVING A NAICS DESIGNATION WITHIN THE
21 ACCOMMODATION SUBSECTOR (721) OR FOOD SERVICES AND
22 DRINKING PLACES SUBSECTOR (722) AND WHERE ACCOMMODATIONS,
23 FOOD OR DRINK IS SERVED TO OR PROVIDED FOR THE PUBLIC,
24 WITH OR WITHOUT CHARGE.

25 (II) HAS FEWER THAN 500 FULL-TIME EQUIVALENT
26 EMPLOYEES. FOR PURPOSES OF DETERMINING THE NUMBER OF
27 FULL-TIME EQUIVALENT EMPLOYEES UNDER THIS PARAGRAPH, THE
28 CALCULATION SHALL INCLUDE EACH EMPLOYEE OF THE ELIGIBLE
29 APPLICANT NOTWITHSTANDING WHETHER THE ELIGIBLE APPLICANT
30 HAS EMPLOYEES AT MULTIPLE LOCATIONS.

1 (III) HAS A MAXIMUM TANGIBLE NET WORTH OF NOT MORE
2 THAN \$15,000,000 COMPUTED IN ACCORDANCE WITH GENERALLY
3 ACCEPTED ACCOUNTING PRINCIPLES.

4 "ELIGIBLE OPERATING EXPENSE." AN OPERATING EXPENSE,
5 INCLUDING A PAYROLL AND NONPAYROLL EXPENSE, THAT IS BOTH
6 ORDINARY AND NECESSARY. AN ORDINARY EXPENSE IS ONE THAT IS
7 COMMON AND ACCEPTED IN AN ELIGIBLE APPLICANT'S INDUSTRY. A
8 NECESSARY EXPENSE IS ONE THAT IS HELPFUL AND APPROPRIATE FOR AN
9 ELIGIBLE APPLICANT'S TRADE OR BUSINESS. FOR PURPOSES OF
10 DETERMINING AN ELIGIBLE OPERATING EXPENSE, THE FOLLOWING
11 LIMITATIONS SHALL APPLY:

12 (1) THE OPERATING EXPENSE MUST HAVE BEEN INCURRED
13 BETWEEN MARCH 1, 2020, AND JUNE 15, 2021, OR PRIOR TO
14 SUBMISSION OF AN APPLICATION UNDER SUBSECTION (B), WHICHEVER
15 OCCURS FIRST.

16 (2) FOR A MORTGAGE OBLIGATION, THE MORTGAGE MUST HAVE
17 BEEN IN FORCE BEFORE FEBRUARY 15, 2020.

18 (3) FOR RENT, UNDER LEASE AGREEMENTS, THE LEASE
19 AGREEMENT MUST HAVE BEEN IN FORCE BEFORE FEBRUARY 15, 2020.

20 (4) FOR UTILITY COSTS, SERVICE MUST HAVE BEGUN BEFORE
21 FEBRUARY 15, 2020.

22 (5) IF AN EXISTING MORTGAGE OBLIGATION OR LEASE
23 AGREEMENT IN FORCE BEFORE FEBRUARY 15, 2020, IS REFINANCED OR
24 RESTRUCTURED AFTER FEBRUARY 15, 2020, THE MORTGAGE OBLIGATION
25 OR LEASE AGREEMENT IS DEEMED TO HAVE BEEN IN FORCE BEFORE
26 FEBRUARY 15, 2020.

27 "FULL-TIME EQUIVALENT EMPLOYEE." THE QUOTIENT OBTAINED BY
28 DIVIDING THE TOTAL NUMBER OF HOURS FOR WHICH EMPLOYEES WERE
29 COMPENSATED FOR EMPLOYMENT OVER THE PRECEDING 12-MONTH PERIOD BY
30 2,080.

1 "GROSS RECEIPTS." REVENUE IN WHATEVER FORM RECEIVED OR
2 ACCRUED, IN ACCORDANCE WITH THE ENTITY'S ACCOUNTING METHOD, FROM
3 WHATEVER SOURCE, INCLUDING FROM THE SALES OF PRODUCTS OR
4 SERVICES, INTEREST, DIVIDENDS, RENTS, ROYALTIES, FEES OR
5 COMMISSIONS, REDUCED BY RETURNS AND ALLOWANCES. THE TERM DOES
6 NOT INCLUDE THE FOLLOWING:

7 (1) TAXES COLLECTED FOR AND REMITTED TO A TAXING
8 AUTHORITY IF INCLUDED IN GROSS OR TOTAL INCOME, SUCH AS SALES
9 OR OTHER TAXES COLLECTED FROM CUSTOMERS AND EXCLUDING TAXES
10 LEVIED ON THE CONCERN OR ITS EMPLOYEES;

11 (2) PROCEEDS FROM TRANSACTIONS BETWEEN A CONCERN AND ITS
12 DOMESTIC OR FOREIGN AFFILIATES; AND

13 (3) AMOUNTS COLLECTED FOR ANOTHER BY A TRAVEL AGENT,
14 REAL ESTATE AGENT, ADVERTISING AGENT OR CONFERENCE MANAGEMENT
15 SERVICE PROVIDER.

16 "NAICS." A CLASSIFICATION WITHIN THE NORTH AMERICAN INDUSTRY
17 CLASSIFICATION SYSTEM DEVELOPED FOR USE BY FEDERAL STATISTICAL
18 AGENCIES FOR THE COLLECTION, ANALYSIS AND PUBLICATION OF
19 STATISTICAL DATA RELATED TO THE UNITED STATES ECONOMY.

20 "PROGRAM." THE COUNTY BLOCK GRANT - HOSPITALITY INDUSTRY
21 RECOVERY PROGRAM ESTABLISHED UNDER SUBSECTION (B).
22 SECTION 141-C. EMERGENCY EDUCATION RELIEF TO NONPUBLIC SCHOOLS.

23 (A) APPLICATION AND REPORTING.--FROM MONEY APPROPRIATED FOR
24 COVID RELIEF - GEER - EMERGENCY ASSISTANCE TO NONPUBLIC SCHOOLS
25 DURING THE 2020-2021 FISCAL YEAR, THE FOLLOWING SHALL APPLY:

26 (1) THE DEPARTMENT OF EDUCATION SHALL PROVIDE TO
27 NONPUBLIC SCHOOLS THAT ARE ELIGIBLE TO APPLY FOR MONEY UNDER
28 THIS SECTION A NOTICE AND APPLICATION WHICH INCLUDES THE
29 APPROPRIATE USES OF THE MONEY AND ANY OTHER INFORMATION
30 REQUIRED. THE NOTICE AND APPLICATION SHALL BE PROVIDED NO

1 LATER THAN 30 DAYS AFTER THE COMMONWEALTH RECEIVES THE MONEY
2 FROM THE FEDERAL GOVERNMENT.

3 (2) THE DEPARTMENT OF EDUCATION SHALL APPROVE OR DENY AN
4 APPLICATION UNDER THIS SECTION NO LATER THAN 30 DAYS AFTER
5 THE RECEIPT OF THE APPLICATION.

6 (3) THE DEPARTMENT OF EDUCATION SHALL SUBMIT AN INTERIM
7 REPORT TO THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
8 APPROPRIATIONS COMMITTEE OF THE SENATE, THE CHAIRPERSON AND
9 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
10 HOUSE OF REPRESENTATIVES, THE CHAIRPERSON AND MINORITY
11 CHAIRPERSON OF THE EDUCATION COMMITTEE OF THE SENATE AND THE
12 CHAIRPERSON AND MINORITY CHAIRPERSON OF THE EDUCATION
13 COMMITTEE OF THE HOUSE OF REPRESENTATIVES 90 DAYS AFTER AN
14 AWARD OF MONEY IS MADE UNDER THIS SECTION. THE REPORT SHALL
15 INCLUDE THE NUMBER OF APPROVED AND DENIED APPLICATIONS, THE
16 AMOUNT OF EACH AWARD AND THE INTENDED USES OF THE MONEY AS
17 STATED IN THE APPLICATIONS.

18 (4) THE DEPARTMENT OF EDUCATION SHALL SUBMIT A FINAL
19 REPORT TO THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
20 APPROPRIATIONS COMMITTEE OF THE SENATE, THE CHAIRPERSON AND
21 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
22 HOUSE OF REPRESENTATIVES, THE CHAIRPERSON AND MINORITY
23 CHAIRPERSON OF THE EDUCATION COMMITTEE OF THE SENATE AND THE
24 CHAIRPERSON AND MINORITY CHAIRPERSON OF THE EDUCATION
25 COMMITTEE OF THE HOUSE OF REPRESENTATIVES BY JANUARY 1, 2022.
26 THE REPORT SHALL INCLUDE THE NUMBER OF APPROVED AND DENIED
27 APPLICATIONS UNDER THIS SECTION, THE AMOUNT OF EACH AWARD AND
28 THE INTENDED USES OF THE MONEY AS STATED IN THE APPLICATIONS.

29 (B) DEFINITION.--AS USED IN THIS SECTION, THE TERM "GEER"
30 MEANS THE GOVERNOR'S EMERGENCY EDUCATION RELIEF FUND DESCRIBED

1 UNDER FEDERAL LAW.
2 SECTION 142-C. EMERGENCY EDUCATION RELIEF TO AREA CAREER AND
3 TECHNICAL SCHOOLS, INTERMEDIATE UNITS AND OTHER
4 EDUCATIONAL ENTITIES.

5 (A) GENERAL RULE.--FROM MONEY APPROPRIATED FOR COVID RELIEF
6 - GEER DURING THE 2020-2021 FISCAL YEAR, THE FOLLOWING SHALL
7 APPLY:

8 (1) THE AMOUNT OF \$17,500,000 SHALL BE DISTRIBUTED TO
9 AREA CAREER AND TECHNICAL SCHOOLS AS FOLLOWS:

10 (I) MULTIPLY THE AMOUNT RECEIVED BY THE AREA CAREER
11 AND TECHNICAL SCHOOL FROM THE SECONDARY CAREER AND
12 TECHNICAL EDUCATION SUBSIDY UNDER SECTION 2502.8 OF THE
13 ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS THE
14 PUBLIC SCHOOL CODE OF 1949, FOR SCHOOL YEAR 2019-2020 BY
15 \$17,500,000.

16 (II) DIVIDE THE PRODUCT FROM SUBPARAGRAPH (I) BY THE
17 SUM OF THE AMOUNTS RECEIVED BY AREA CAREER AND TECHNICAL
18 SCHOOLS FROM THE SECONDARY CAREER AND TECHNICAL EDUCATION
19 SUBSIDY UNDER SECTION 2502.8 OF THE PUBLIC SCHOOL CODE OF
20 1949 FOR SCHOOL YEAR 2019-2020.

21 (2) THE AMOUNT OF \$17,500,000 SHALL BE DISTRIBUTED TO
22 INTERMEDIATE UNITS AS FOLLOWS:

23 (I) MULTIPLY THE INTERMEDIATE UNIT'S 2020-2021
24 MARKET VALUE/INCOME AID RATIO BY ITS 2018-2019 AVERAGE
25 DAILY MEMBERSHIP.

26 (II) MULTIPLY THE PRODUCT FROM SUBPARAGRAPH (I) BY
27 \$17,500,000.

28 (III) DIVIDE THE PRODUCT FROM SUBPARAGRAPH (II) BY
29 THE SUM OF THE PRODUCTS OF THE 2020-2021 MARKET
30 VALUE/INCOME AID RATIO MULTIPLIED BY THE 2018-2019

1 AVERAGE DAILY MEMBERSHIP FOR ALL INTERMEDIATE UNITS.

2 (3) THE AMOUNT OF \$7,075,000 SHALL BE DISTRIBUTED TO
3 APPROVED PRIVATE SCHOOLS AND THE CHARTERED SCHOOLS FOR THE
4 EDUCATION OF THE DEAF OR THE BLIND AS FOLLOWS:

5 (I) MULTIPLY THE 2019-2020 FULL-TIME EQUIVALENT
6 ENROLLMENT OF THE APPROVED PRIVATE SCHOOL OR CHARTERED
7 SCHOOL FOR THE EDUCATION OF THE DEAF OR THE BLIND BY
8 \$7,075,000.

9 (II) DIVIDE THE PRODUCT FROM SUBPARAGRAPH (I) BY THE
10 SUM OF THE 2019-2020 FULL-TIME EQUIVALENT ENROLLMENT FOR
11 ALL APPROVED PRIVATE SCHOOLS AND CHARTERED SCHOOLS FOR
12 THE EDUCATION OF THE DEAF OR THE BLIND.

13 (4) THE AMOUNT OF \$5,000,000 SHALL BE DISTRIBUTED TO THE
14 STATE SYSTEM OF HIGHER EDUCATION TO SUPPORT THE ONGOING
15 FUNCTIONALITY OF ITS MEMBER INSTITUTIONS AS DIRECTED BY THE
16 CHANCELLOR.

17 (B) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING
18 WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
19 SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

20 "AVERAGE DAILY MEMBERSHIP." THE SUM OF THE AVERAGE DAILY
21 MEMBERSHIP OF AN INTERMEDIATE UNIT'S COMPONENT SCHOOL DISTRICTS.

22 "FULL-TIME EQUIVALENT ENROLLMENT." THE FULL-TIME EQUIVALENT
23 ENROLLMENT AS DEFINED UNDER SECTION 1376 OF THE PUBLIC SCHOOL
24 CODE OF 1949 FOR AN APPROVED PRIVATE SCHOOL AND THE FULL-TIME
25 EQUIVALENT ENROLLMENT AS DEFINED UNDER SECTION 1376.1 OF THE
26 PUBLIC SCHOOL CODE OF 1949 FOR A CHARTERED SCHOOL FOR THE
27 EDUCATION OF THE DEAF OR THE BLIND.

28 "GEER." THE GOVERNOR'S EMERGENCY EDUCATION RELIEF FUND AS
29 DESCRIBED UNDER FEDERAL LAW.

30 SECTION 2. SUBARTICLE J OF ARTICLE I-C OF THE ACT IS

1 REPEALED:

2 [SUBARTICLE J

3 PENNSYLVANIA HOUSING FINANCE AGENCY

4 SECTION 190-C. DEFINITIONS.

5 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBARTICLE
6 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
7 CONTEXT CLEARLY INDICATES OTHERWISE:

8 "AGENCY." THE PENNSYLVANIA HOUSING FINANCE AGENCY.

9 "ELIGIBLE LANDLORD." AN INDIVIDUAL OR ENTITY OWNING A PLACE
10 OF RESIDENCE THAT LEASES THE RESIDENCE TO AN INDIVIDUAL AND THAT
11 EXPERIENCED A LOSS OF RENTAL INCOME BECAUSE THE LESSEE BECAME
12 UNEMPLOYED AFTER MARCH 1, 2020, OR THE LESSEE HAD THEIR ANNUAL
13 HOUSEHOLD INCOME REDUCED BY 30% OR MORE DUE TO REDUCED WORK
14 HOURS AND WAGES RELATED TO COVID-19. THE LOSS OF RENTAL INCOME
15 MUST BE AT LEAST 30 DAYS PAST DUE.

16 "LESSEE." AN INDIVIDUAL WHO LEASES A PLACE OF RESIDENCE IN
17 WHICH THE INDIVIDUAL WILL PERMANENTLY RESIDE.

18 SECTION 191-C. MORTGAGE AND RENTAL ASSISTANCE PROGRAM.

19 (A) ESTABLISHMENT OF PROGRAM.--THE AGENCY SHALL ESTABLISH
20 THE COVID RELIEF - MORTGAGE AND RENTAL ASSISTANCE GRANT PROGRAM.

21 (B) PURPOSE OF THE PROGRAM.--THE PROGRAM SHALL RECEIVE
22 APPLICATIONS FROM LESSEES, LANDLORDS, MORTGAGEES AND MORTGAGORS
23 AND AWARD GRANTS TO ELIGIBLE LANDLORDS AND MORTGAGEES IN
24 ACCORDANCE WITH THIS ACT.

25 (C) USE OF FUNDS.--MONEY APPROPRIATED TO THE PENNSYLVANIA
26 HOUSING FINANCE AGENCY FOR COVID RELIEF - MORTGAGE AND RENTAL
27 ASSISTANCE SHALL BE USED TO MAKE GRANTS UNDER THIS SUBARTICLE.

28 (D) ALLOCATION.--THE AGENCY SHALL ALLOCATE A MINIMUM OF
29 \$150,000,000 OF THE FUNDS RECEIVED FOR USE UNDER THIS SUBARTICLE
30 FOR RENTAL ASSISTANCE GRANTS.

1 (E) GUIDELINES.--THE AGENCY SHALL ESTABLISH GUIDELINES THAT
2 ARE CONSISTENT WITH THE PROVISIONS OF THIS SUBARTICLE WITHIN 30
3 DAYS OF THE EFFECTIVE DATE OF THIS SECTION. THE GUIDELINES SHALL
4 BE:

5 (1) SUBMITTED TO THE LEGISLATIVE REFERENCE BUREAU FOR
6 PUBLICATION IN THE PENNSYLVANIA BULLETIN; AND

7 (2) POSTED ON THE AGENCY'S PUBLICLY ACCESSIBLE INTERNET
8 WEBSITE.

9 (F) (RESERVED).

10 (G) PROGRAM REQUIREMENTS.--THE FOLLOWING SHALL APPLY:

11 (1) AN ELIGIBLE LESSEE, MORTGAGOR, LANDLORD OR MORTGAGEE
12 SHALL SUBMIT TO THE AGENCY THE NAME OF THE LESSEE OR
13 MORTGAGOR FROM WHOM RENTAL OR MORTGAGE PAYMENTS ARE SOUGHT,
14 ALONG WITH ANY ADDITIONAL INFORMATION DEEMED NECESSARY BY THE
15 AGENCY TO CARRY OUT THE AGENCY'S RESPONSIBILITIES UNDER THIS
16 SECTION.

17 (2) ASSISTANCE MAY BE AWARDED TO LESSORS OR MORTGAGEES
18 ON BEHALF OF LESSEES OR MORTGAGORS WHO BECAME UNEMPLOYED
19 AFTER MARCH 1, 2020, OR HAD THEIR ANNUAL HOUSEHOLD INCOME
20 REDUCED BY 30% OR MORE DUE TO REDUCED WORK HOURS AND WAGES
21 RELATED TO COVID-19.

22 (3) THE AGENCY SHALL DEVELOP AN APPLICATION FOR ELIGIBLE
23 LESSEES, MORTGAGORS, LANDLORDS OR MORTGAGEES TO APPLY FOR
24 ASSISTANCE UNDER THIS SECTION WITHIN 30 DAYS OF THE EFFECTIVE
25 DATE OF THIS SECTION. THE APPLICATION SHALL INCLUDE AN
26 ATTESTATION BY THE LANDLORD OR MORTGAGEE RELEASING THE LESSEE
27 OR MORTGAGOR OF ANY REMAINING OBLIGATION FOR ANY PAST DUE OR
28 FUTURE RENT OR MORTGAGE PAYMENT FOR WHICH THE AGENCY PAYS THE
29 LANDLORD OR MORTGAGEE. THE APPLICATION SHALL BE MADE
30 AVAILABLE AND POSTED ON THE AGENCY'S PUBLICLY ACCESSIBLE

1 INTERNET WEBSITE AND BE IN A FORM THAT CAN BE COMPLETED AND
2 RETURNED BY THE LESSEE, MORTGAGOR, LANDLORD OR MORTGAGEE
3 ELECTRONICALLY OR THROUGH THE UNITED STATES MAIL. THE
4 DEADLINE FOR SUBMITTING APPLICATIONS TO THE AGENCY SHALL BE
5 SEPTEMBER 30, 2020.

6 (4) THE AGENCY SHALL VERIFY THE NAME OF THE LESSEE OR
7 MORTGAGOR WITH THE DEPARTMENT OF LABOR AND INDUSTRY'S BUREAU
8 OF UNEMPLOYMENT COMPENSATION TO ENSURE THE LESSEE OR
9 MORTGAGOR BECAME UNEMPLOYED AFTER MARCH 1, 2020.

10 (5) THE AGENCY SHALL REQUIRE ANY APPLICANT SEEKING
11 ASSISTANCE BASED ON REDUCED WORK HOURS OR WAGES RELATED TO
12 THE CORONAVIRUS PANDEMIC TO SUBMIT INFORMATION VERIFYING SUCH
13 INFORMATION.

14 (6) THE AGENCY SHALL MAKE PAYMENTS ONLY TO LESSORS OR
15 MORTGAGEES.

16 (7) THE AGENCY SHALL MAKE PAYMENTS ONLY ON BEHALF OF
17 HOUSEHOLDS WITH AN ANNUALIZED CURRENT INCOME OF NO MORE THAN
18 THE UPPER LIMIT OF "MEDIAN INCOME" AS DEFINED IN GUIDELINES
19 PUBLISHED ANNUALLY BY THE UNITED STATES DEPARTMENT OF HOUSING
20 AND URBAN DEVELOPMENT.

21 (8) THE AGENCY SHALL NOTIFY EACH LESSEE OR MORTGAGOR OF
22 THE AMOUNT OF PAYMENT MADE TO THE LANDLORD OR MORTGAGEE ON
23 THE LESSEE'S OR MORTGAGOR'S BEHALF.

24 (9) THE AGENCY SHALL MAKE PAYMENTS AS FOLLOWS:

25 (I) FOR RENTAL ASSISTANCE, AN AMOUNT EQUAL TO 100%
26 OF THE LESSEE'S MONTHLY RENT, NOT TO EXCEED \$750 PER
27 MONTH, FOR EACH MONTH FOR WHICH ASSISTANCE IS SOUGHT FOR
28 A MAXIMUM OF SIX MONTHS. PAYMENTS SHALL BE MADE NO LATER
29 THAN NOVEMBER 30, 2020.

30 (II) FOR MORTGAGE ASSISTANCE, AN AMOUNT EQUAL TO

1 100% OF THE MORTGAGOR'S MONTHLY MORTGAGE, NOT TO EXCEED
2 \$1,000 PER MONTH, FOR EACH MONTH FOR WHICH ASSISTANCE IS
3 SOUGHT FOR A MAXIMUM OF SIX MONTHS. PAYMENTS SHALL BE
4 MADE NO LATER THAN NOVEMBER 30, 2020.

5 (H) REPORT.--BY DECEMBER 31, 2020, THE AGENCY SHALL ISSUE A
6 REPORT TO THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
7 APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRPERSON AND
8 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
9 HOUSE OF REPRESENTATIVES AND POST THE REPORT ON THE AGENCY'S
10 PUBLICLY ACCESSIBLE INTERNET WEBSITE. THE REPORT SHALL INCLUDE
11 THE FOLLOWING INFORMATION:

12 (1) THE TOTAL NUMBER OF LANDLORDS WHO APPLIED FOR
13 ASSISTANCE UNDER THIS SECTION.

14 (2) THE TOTAL NUMBER OF MORTGAGEES WHO APPLIED FOR
15 ASSISTANCE UNDER THIS SECTION.

16 (3) THE TOTAL AMOUNT OF ASSISTANCE THAT WAS SOUGHT.

17 (4) THE AVERAGE AMOUNT OF ASSISTANCE THAT WAS APPLIED
18 FOR UNDER THIS SECTION.

19 (5) THE AVERAGE AMOUNT OF ASSISTANCE THAT WAS PROVIDED
20 UNDER THIS SECTION.

21 (6) THE TOTAL NUMBER OF LANDLORDS AND MORTGAGEES WHO
22 RECEIVED ASSISTANCE UNDER THIS SECTION BY COUNTY.

23 (7) THE VALUE OF PAYMENTS MADE BY THE AGENCY UNDER THIS
24 SECTION BY COUNTY.]

25 SECTION 3. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

26 ARTICLE I-D

27 RENTAL AND UTILITY ASSISTANCE GRANT PROGRAM

28 SECTION 101-D. DEFINITIONS.

29 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
30 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE

1 CONTEXT CLEARLY INDICATES OTHERWISE:

2 "CONSOLIDATED APPROPRIATIONS ACT, 2021." THE CONSOLIDATED
3 APPROPRIATIONS ACT, 2021 (P.L.116-260).

4 "DEPARTMENT." THE DEPARTMENT OF HUMAN SERVICES OF THE
5 COMMONWEALTH.

6 "PROGRAM." THE RENTAL AND UTILITY ASSISTANCE GRANT PROGRAM
7 ESTABLISHED UNDER SECTION 102-D.

8 "UTILITIES." INCLUDES SEPARATELY STATED ELECTRICITY, GAS,
9 WATER AND SEWER, TRASH REMOVAL AND ENERGY COSTS, SUCH AS FUEL
10 OIL. TELECOMMUNICATIONS SERVICES, SUCH AS TELEPHONE, CABLE AND
11 INTERNET, DELIVERED TO THE RENTAL DWELLING ARE NOT CONSIDERED TO
12 BE UTILITIES.

13 SECTION 102-D. RENTAL AND UTILITY ASSISTANCE GRANT PROGRAM.

14 (A) ESTABLISHMENT.--THE RENTAL AND UTILITY ASSISTANCE GRANT
15 PROGRAM IS ESTABLISHED WITHIN THE DEPARTMENT. THE PROGRAM SHALL
16 PROVIDE THE FOLLOWING SERVICES TO ELIGIBLE INDIVIDUALS:

17 (1) RENTAL ASSISTANCE, INCLUDING THE FOLLOWING:

18 (I) RENT.

19 (II) RENTAL ARREARS.

20 (III) UTILITIES AND HOME ENERGY COSTS.

21 (IV) UTILITIES AND HOME ENERGY COST ARREARS.

22 (V) OTHER EXPENSES RELATED TO HOUSING INCURRED DUE,
23 DIRECTLY OR INDIRECTLY, TO COVID-19, TO THE EXTENT
24 PERMITTED BY FEDERAL LAW.

25 (2) HOUSING STABILITY SERVICES, INCLUDING CASE
26 MANAGEMENT AND OTHER SERVICES INTENDED TO KEEP HOUSEHOLDS
27 STABLY HOUSED.

28 (B) COUNTY.--EACH COUNTY IS ELIGIBLE TO PARTICIPATE IN THE
29 PROGRAM. THE FOLLOWING SHALL APPLY:

30 (1) GRANT FUNDS RECEIVED BY A COUNTY UNDER THIS ARTICLE

1 SHALL BE USED FOR THE PROVISION OF SERVICES UNDER SUBSECTION
2 (A). ASSOCIATED ADMINISTRATIVE COSTS AND HOUSING STABILITY
3 SERVICES SHALL NOT EXCEED 10% OF THE AMOUNT OF THE GRANT
4 FUNDS. NOT MORE THAN 2% OF THE GRANT FUNDS SHALL BE UTILIZED
5 TO COVER THE COSTS OF ADMINISTERING THE PROGRAM.

6 (2) A COUNTY MAY NOT USE THE GRANT FUNDS RECEIVED AS THE
7 NON-STATE MATCH FOR OTHER STATE FUNDS, PROGRAMS OR GRANTS.

8 (3) COUNTIES THAT PARTICIPATE IN THE HUMAN SERVICES
9 BLOCK GRANT PROGRAM UNDER ARTICLE XIV-B OF THE ACT OF JUNE
10 13, 1967 (P.L.31, NO.21), KNOWN AS THE HUMAN SERVICES CODE,
11 MUST USE THE FUNDS FOR ELIGIBLE SERVICES UNDER THIS ARTICLE.

12 (C) DISTRIBUTION.--GRANT FUNDS SHALL BE DISTRIBUTED AS
13 FOLLOWS:

14 (1) FROM MONEY APPROPRIATED FOR THE PROGRAM, EACH COUNTY
15 SHALL RECEIVE AN AMOUNT EQUAL TO THE POPULATION PROPORTION
16 AMOUNT AS DETERMINED BY PARAGRAPHS (3) AND (4). FOR PURPOSES
17 OF THIS PARAGRAPH, A COUNTY'S POPULATION SHALL BE EQUAL TO
18 THE PUBLISHED ESTIMATE BY THE UNITED STATES CENSUS BUREAU
19 POPULATION ESTIMATES PROGRAM FOR CALENDAR YEAR 2019.

20 (2) THE DEPARTMENT SHALL DISTRIBUTE FUNDING TO COUNTIES
21 BEFORE APRIL 1, 2021, OR 30 DAYS AFTER THE EFFECTIVE DATE OF
22 THIS SECTION, WHICHEVER IS SOONER.

23 (3) FOR THE PURPOSES OF THIS SUBSECTION, THE POPULATION
24 PROPORTION SHALL BE DETERMINED AS FOLLOWS:

25 (I) THE POPULATION ESTIMATE OF THE COUNTY; DIVIDED
26 BY

27 (II) THE SUM OF THE POPULATION ESTIMATES OF ALL
28 COUNTIES.

29 (4) COUNTIES SHALL RECEIVE A DISBURSEMENT IN AN AMOUNT
30 NECESSARY SO THAT THE TOTAL DISBURSEMENT TO A COUNTY IS

1 DETERMINED AS FOLLOWS:

2 (I) ADD:

3 (A) THE AMOUNT OF MONEY RECEIVED BY THE
4 COMMONWEALTH FROM THE FEDERAL GOVERNMENT FOR
5 EMERGENCY RENTAL ASSISTANCE UNDER THE CONSOLIDATED
6 APPROPRIATIONS ACT, 2021; AND

7 (B) THE AMOUNT OF MONEY PAID DIRECTLY BY THE
8 FEDERAL GOVERNMENT TO UNITS OF LOCAL GOVERNMENTS FOR
9 EMERGENCY RENTAL ASSISTANCE UNDER THE CONSOLIDATED
10 APPROPRIATIONS ACT, 2021.

11 (II) MULTIPLY:

12 (A) THE COUNTY'S POPULATION PROPORTION; AND

13 (B) THE SUM UNDER SUBPARAGRAPH (I).

14 (5) AN AMOUNT EQUAL TO A DISBURSEMENT RECEIVED BY A
15 COUNTY DIRECTLY FROM THE FEDERAL GOVERNMENT FOR RENTAL
16 ASSISTANCE THROUGH THE CONSOLIDATED APPROPRIATIONS ACT, 2021
17 SHALL BE DEDUCTED FROM THE AMOUNT CALCULATED UNDER PARAGRAPH
18 (4).

19 (D) HUMAN SERVICES BLOCK GRANT PROGRAM.--FUNDS RECEIVED BY A
20 COUNTY UNDER THE PROGRAM MAY NOT BE INCLUDED IN THE CALCULATION
21 OF THE ALLOCATION OF FUNDS UNDER THE HUMAN SERVICES BLOCK GRANT
22 PROGRAM UNDER SECTION 1405-B OF THE HUMAN SERVICES CODE.

23 (E) REDUCTION OF OBLIGATIONS.--ANY PAYMENTS RECEIVED BY THE
24 LANDLORD OR A UTILITY SERVICE PROVIDER FROM A PAYMENT MADE UNDER
25 THIS SECTION SHALL BE USED TO REDUCE THE AMOUNT OF THE TENANT'S
26 OBLIGATION TO THE LANDLORD OR UTILITY SERVICE PROVIDER. A
27 LANDLORD OR UTILITY SERVICE PROVIDER SHALL NOT BE REQUIRED TO
28 WAIVE ANY OUTSTANDING OBLIGATIONS FOR RENT OR UTILITY PAYMENTS
29 AS A CONDITION TO PARTICIPATE IN THE PROGRAM. IF A LANDLORD OR
30 UTILITY SERVICE PROVIDER REFUSES TO PARTICIPATE IN THE PROGRAM,

1 A PAYMENT RECEIVED BY AN INDIVIDUAL MUST BE FORWARDED TO THE
2 LANDLORD OR UTILITY SERVICE PROVIDER TO REDUCE THE TENANT'S
3 OBLIGATION.

4 (F) TRANSFER PROHIBITED.--THE DEPARTMENT SHALL USE FUNDING
5 FROM THE PROGRAM ONLY FOR THE PURPOSE OF SERVICES PROVIDED UNDER
6 SUBSECTION (A) PROVIDED FOR UNDER THE CONSOLIDATED
7 APPROPRIATIONS ACT, 2021. THE FUNDING MAY NOT BE TRANSFERRED TO
8 OTHER PROGRAMS WITHIN THE DEPARTMENT.
9 SECTION 103-D. DEPARTMENT.

10 (A) POWERS AND DUTIES.--THE DEPARTMENT SHALL HAVE THE POWER
11 AND DUTY TO:

12 (1) IMPLEMENT AND ADMINISTER THE PROGRAM IN ACCORDANCE
13 WITH FEDERAL LAW. THE DEPARTMENT SHALL COMPILE AND TRANSMIT
14 ANY INFORMATION NECESSARY TO IMPLEMENT THE PROGRAM AND COMPLY
15 WITH PROGRAMMATIC AND ELIGIBILITY REQUIREMENTS UNDER FEDERAL
16 LAW AND FEDERAL GUIDANCE. THE DEPARTMENT IS PROHIBITED FROM
17 PLACING ANY ADDITIONAL STIPULATIONS ON COUNTIES THAT ARE IN
18 ADDITION TO FEDERAL LAW OR FEDERAL GUIDANCE. IF A COUNTY
19 FAILS TO PARTICIPATE IN THE PROGRAM OR IF FUNDS ARE NOT
20 EXPENDED WITHIN THE TIME REQUIREMENTS OF THIS ARTICLE, THE
21 DEPARTMENT MAY ADMINISTER THE SERVICES OF THE PROGRAM.

22 (2) MONITOR COUNTY GOVERNMENTS' ADMINISTRATION OF THE
23 GRANT TO ENSURE COMPLIANCE WITH FEDERAL AND STATE
24 REQUIREMENTS.

25 (3) ALLOCATE AND DISBURSE GRANT FUNDS TO COUNTIES.

26 (4) REQUIRE COUNTIES TO SUBMIT REPORTS CONTAINING
27 INFORMATION IN THE FORM AND BY THE DEADLINE PRESCRIBED BY THE
28 DEPARTMENT. THE DEPARTMENT SHALL DEVELOP AN APPLICATION TO
29 PARTICIPATE IN THE PROGRAM.

30 (5) MONITOR, INSPECT OR AUDIT THE FINANCIAL, OPERATING

1 AND ACCOUNTING RECORDS OF A COUNTY AGENCY OR CONTRACTED
2 ENTITY THAT RECEIVES GRANT FUNDS, IF DEEMED NECESSARY BY THE
3 DEPARTMENT.

4 (6) WITHHOLD, RECOVER OR REDUCE GRANT FUNDS OF A COUNTY
5 AGENCY OR CONTRACTED ENTITY DETERMINED TO HAVE ADMINISTERED
6 THE PROGRAM IN VIOLATION OF FEDERAL OR STATE REQUIREMENTS.

7 (7) RECOUP AND REALLOCATE UNOBLIGATED GRANT FUNDS AS
8 IDENTIFIED BY THE COUNTY OF A COUNTY AGENCY OR CONTRACTED
9 ENTITY, AS PROVIDED UNDER SECTION 105-D. THE REALLOCATION
10 SHALL BE BASED UPON THE COUNTIES THAT IDENTIFIED A SHORTFALL
11 AND PRORATED BASED UPON THE 2019 CENSUS POPULATION TO THE
12 EXTENT OF A COUNTY'S IDENTIFIED SHORTFALL.

13 (8) BY MARCH 31, 2022, THE DEPARTMENT SHALL ISSUE A
14 REPORT TO THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
15 APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRPERSON
16 AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF
17 THE HOUSE OF REPRESENTATIVES AND SHALL POST THE REPORT TO THE
18 DEPARTMENT'S PUBLICLY ACCESSIBLE WEBSITE. THE REPORT SHALL
19 INCLUDE THE FOLLOWING INFORMATION:

20 (I) THE TOTAL AMOUNT OF FUNDS RECEIVED BY A COUNTY.

21 (II) THE TOTAL AMOUNT OF FUNDS SPENT BY A COUNTY BY
22 SERVICES UNDER SECTION 102-D(A).

23 (III) THE TOTAL AMOUNT OF EXCESS FUNDING OR
24 SHORTFALL IDENTIFIED BY A COUNTY AS OF DECEMBER 31, 2021.

25 (IV) THE TOTAL NUMBER OF HOUSEHOLDS THAT APPLIED FOR
26 ASSISTANCE.

27 (V) THE TOTAL NUMBER OF HOUSEHOLDS THAT RECEIVED
28 ASSISTANCE.

29 (VI) THE TOTAL AMOUNT OF FUNDING SOUGHT BY SERVICES
30 UNDER SECTION 102-D(A).

1 (VII) THE TOTAL AMOUNT OF ASSISTANCE PROVIDED BY
2 SERVICES UNDER SECTION 201-D(A).
3 (B) COSTS.--TO THE EXTENT PERMITTED BY FEDERAL LAW, THE
4 DEPARTMENT MAY UTILIZE AN AMOUNT NOT TO EXCEED 1% OF THE AMOUNT
5 APPROPRIATED TO COVER THE COSTS ASSOCIATED WITH THE
6 ADMINISTRATION OF THE PROGRAM.
7 SECTION 104-D. COUNTIES.

8 THE LOCAL COUNTY OFFICIALS OF EACH COUNTY GOVERNMENT
9 PARTICIPATING IN THE PROGRAM SHALL HAVE THE POWER AND DUTY TO:

10 (1) ADMINISTER AND DISBURSE GRANT FUNDS FOR THE
11 PROVISION OF RENTAL AND UTILITY ASSISTANCE AND HOUSING
12 STABILITY SERVICES IN ACCORDANCE WITH THIS ARTICLE,
13 INFORMATION FROM THE DEPARTMENT AND FEDERAL REQUIREMENTS.

14 (2) ESTABLISH OR MAINTAIN, IN AGREEMENT WITH ANOTHER
15 COUNTY, LOCAL COLLABORATIVE ARRANGEMENTS FOR THE DELIVERY OF
16 RENTAL AND UTILITY ASSISTANCE AND HOUSING STABILITY SERVICES.

17 (3) DETERMINE AND REDETERMINE, IN ACCORDANCE WITH THE
18 INFORMATION PROVIDED BY THE DEPARTMENT, WHETHER A PERSON IS
19 ELIGIBLE TO PARTICIPATE IN THE PROGRAM, SUBJECT TO APPEAL
20 UNDER 2 PA.C.S. CH. 5 SUBCH. B (RELATING TO PRACTICE AND
21 PROCEDURES OF LOCAL AGENCIES).

22 (4) SUBMIT MONTHLY REPORTS WHICH INCLUDE IDENTIFIED
23 EXCESS OR INSUFFICIENT FUNDING AND BE SUBJECT TO AUDIT AS
24 DETERMINED BY THE DEPARTMENT.

25 SECTION 105-D. REALLOCATION OF GRANTS.

26 (A) OBLIGATED FUNDS.--COUNTIES MUST CERTIFY TO THE
27 DEPARTMENT BY AUGUST 31, 2021:

28 (1) WHETHER THE COUNTY HAS OBLIGATED 65% OF ITS GRANT
29 FUNDS UNDER SECTION 102-D(C).

30 (2) THE AMOUNT OF FUNDING THAT IS EXPECTED TO BE

1 OBLIGATED FOR THE PERIOD SEPTEMBER 1, 2021, THROUGH DECEMBER
2 31, 2021, ALONG WITH PROJECTIONS OF ANY EXCESS FUNDING OR A
3 FUNDING SHORTFALL THROUGH DECEMBER 31, 2021.

4 (B) TIME.--IF THE COUNTY CERTIFIES THAT EXCESS FUNDS WILL
5 REMAIN ON DECEMBER 31, 2021, BEGINNING SEPTEMBER 15, 2021, THE
6 DEPARTMENT MAY RECOUP AND REALLOCATE EXCESS FUNDING TO OTHER
7 COUNTIES THAT HAVE DEMONSTRATED A FUNDING SHORTFALL. ANY FUNDING
8 SHALL BE REALLOCATED BY THE DEPARTMENT ACCORDING TO THE
9 REALLOCATION METHODOLOGY UNDER SECTION 103-D(7).

10 (C) ADDITIONAL ALLOCATION.--IF THE COMMONWEALTH RECEIVES AN
11 ADDITIONAL ALLOCATION UNDER THE CONSOLIDATED APPROPRIATIONS ACT,
12 2021, AS A RESULT OF OTHER STATES NOT HAVING MET THEIR THRESHOLD
13 UNDER FEDERAL LAW, THE DEPARTMENT SHALL DISTRIBUTE REALLOCATED
14 FUNDING TO COUNTIES WHO HAVE OBLIGATED AT LEAST 65% OF THEIR
15 INITIAL ALLOCATION BY AUGUST 31, 2021, ACCORDING TO THE
16 REALLOCATION METHODOLOGY UNDER SECTION 103-D(7) AND HAVE
17 CERTIFIED A SHORTFALL DEMONSTRATING ADDITIONAL NEED UNDER
18 SUBSECTION (A) (2).

19 SECTION 4. SUBARTICLE D OF ARTICLE XVII-A.1 OF THE ACT IS
20 AMENDED BY ADDING A SECTION READ:

21 SECTION 1738-A.1. WORKERS' COMPENSATION SECURITY FUND TRANSFER
22 TO COVID-19 RESPONSE RESTRICTED ACCOUNT.

23 ANY AMOUNT TRANSFERRED FROM THE WORKERS' COMPENSATION
24 SECURITY FUND UNDER SECTION 1726-M(E) SHALL BE REPAYED TO THE
25 WORKERS' COMPENSATION SECURITY FUND BY JULY 1, 2029. IF THE
26 COMMONWEALTH RECEIVES A PAYMENT OF AT LEAST \$145,000,000 FROM
27 THE FEDERAL GOVERNMENT FOR THE MITIGATION OF GENERAL REVENUE
28 LOSSES INCURRED AS A RESULT OF THE PUBLIC HEALTH EMERGENCY WITH
29 RESPECT TO THE CORONAVIRUS DISEASE 2019, \$145,000,000 OF THE
30 PAYMENT SHALL BE USED TO REPAY THE WORKERS' COMPENSATION

1 SECURITY FUND WITHIN 180 DAYS OF RECEIPT FROM THE FEDERAL
2 GOVERNMENT.

3 SECTION 5. SECTION 1726-M OF THE ACT IS AMENDED BY ADDING A
4 SUBSECTION TO READ:

5 SECTION 1726-M. FUND TRANSFERS.

6 * * *

7 (E) TRANSFERS TO COVID-19 RESPONSE RESTRICTED ACCOUNT.--FROM
8 FUNDS DEPOSITED IN THE WORKERS' COMPENSATION SECURITY FUND,
9 \$145,000,000 SHALL BE TRANSFERRED INTO THE COVID-19 RESPONSE
10 RESTRICTED ACCOUNT.

11 SECTION 6. APPROPRIATIONS ARE AS FOLLOWS:

12 (1) THE SUM OF \$145,000,000 IS APPROPRIATED TO THE
13 DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR FISCAL
14 YEAR 2020-2021 FROM THE COVID-19 RESPONSE RESTRICTED ACCOUNT
15 FOR COVID RELIEF - COUNTY BLOCK GRANT - HOSPITALITY INDUSTRY
16 RECOVERY PROGRAM FOR THE PURPOSE OF AWARING GRANTS UNDER
17 SECTION 134-C OF THE ACT.

18 (2) THE FOLLOWING FEDERAL AMOUNTS ARE APPROPRIATED FROM
19 THE COVID-19 RESPONSE RESTRICTED ACCOUNT TO THE DEPARTMENT OF
20 EDUCATION FOR THE 2020-2021 FISCAL YEAR:

21 (I) THE SUM OF \$150,023,000 IS APPROPRIATED TO THE
22 DEPARTMENT OF EDUCATION FOR THE PURPOSE OF COVID RELIEF -
23 GEER - EMERGENCY ASSISTANCE TO NONPUBLIC SCHOOLS FOR
24 DISTRIBUTION IN ACCORDANCE WITH SECTION 141-C OF THE ACT.

25 (II) THE SUM OF \$47,075,000 IS APPROPRIATED TO THE
26 DEPARTMENT OF EDUCATION FOR THE PURPOSE OF COVID RELIEF -
27 GEER FOR DISTRIBUTION IN ACCORDANCE WITH SECTION 142-C OF
28 THE ACT.

29 (3) THE SUM OF \$569,808,000 OF FEDERAL AMOUNTS IS
30 APPROPRIATED TO THE DEPARTMENT OF HUMAN SERVICES FOR FISCAL

1 YEAR 2020-2021 FROM THE COVID-19 RESPONSE RESTRICTED ACCOUNT
2 FOR COVID RELIEF - RENTAL AND UTILITY ASSISTANCE GRANT
3 PROGRAM UNDER ARTICLE I-D OF THE ACT. ANY ADDITIONAL FEDERAL
4 AMOUNTS RECEIVED THROUGH A REALLOCATION PROCESS FROM THE
5 CONSOLIDATED APPROPRIATIONS ACT, 2021 ARE APPROPRIATED TO THE
6 DEPARTMENT OF HUMAN SERVICES FOR THE RENTAL AND UTILITY
7 ASSISTANCE PROGRAM.
8 SECTION 7. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.