

COMMITTEE PRINT

Budget Reconciliation Legislative Recommendations Relating to Other Provisions

1 **Subtitle D—Other Provisions**

2 **CHAPTER 1—ENSURING ENVIRONMENTAL** 3 **HEALTH AND RATEPAYER PROTEC-** 4 **TION DURING THE PANDEMIC**

5 **SEC. 3301. FUNDING FOR POLLUTION AND DISPARATE IM-** 6 **PACTS OF THE COVID-19 PANDEMIC.**

7 (a) IN GENERAL.—In addition to amounts otherwise
8 made available, there is appropriated to the Environ-
9 mental Protection Agency for fiscal year 2021, out of any
10 money in the Treasury not otherwise appropriated,
11 \$100,000,000, to remain available until expended, to ad-
12 dress health outcome disparities from pollution and the
13 COVID-19 pandemic, of which—

14 (1) \$50,000,000, shall be for grants, contracts,
15 and other agency activities that advance the environ-
16 mental justice purposes and objectives described in
17 Executive Order 12898 titled “Federal Actions To
18 Address Environmental Justice in Minority Popu-
19 lations and Low-Income Populations” (59 Fed. Reg.
20 7629), as amended; section 219 of Executive Order
21 14008 titled “Tackling the Climate Crisis at Home

1 and Abroad” (86 Fed. Reg. 7619); and the Environ-
2 mental Protection Agency’s Environmental Justice
3 2020 Action Agenda, published May 22, 2016; and

4 (2) \$50,000,000 shall be for grants and activi-
5 ties authorized in subsections (a) through (c) of sec-
6 tion 103 of the Clean Air Act (42 U.S.C. 7403).

7 (b) ADMINISTRATION OF FUNDS.—

8 (1) Of the funds made available pursuant to
9 subsection (a)(1), the Administrator shall reserve 2
10 percent for administrative costs necessary to carry
11 out activities funded pursuant to such subsection.

12 (2) Of the funds made available pursuant to
13 subsection (a)(2), the Administrator shall reserve 5
14 percent for activities funded pursuant to such sub-
15 section other than grants.

16 **SEC. 3302. FUNDING FOR LIHEAP.**

17 In addition to amounts otherwise available, there is
18 appropriated for fiscal year 2021, out of any amounts in
19 the Treasury not otherwise appropriated, \$4,500,000,000,
20 to remain available through September 30, 2022, for addi-
21 tional funding to provide payments under section 2602(b)
22 of the Low-Income Home Energy Assistance Act of 1981
23 (42 U.S.C. 8621(b)), except that—

24 (1) \$2,250,000,000 of such amounts shall be
25 allocated as though the total appropriation for such

1 payments for fiscal year 2021 was less than
2 \$1,975,000,000;

3 (2) section 2607(b)(2)(B) of such Act (42
4 U.S.C. 8626(b)(2)(B)) shall not apply to funds ap-
5 propriated under this section for fiscal year 2021;
6 and

7 (3) with respect to funds appropriated under
8 this section for fiscal year 2021, amounts reserved
9 under subsection (d) of section 2604 of such Act (42
10 U.S.C. 8623(d)) shall be determined under such
11 subsection as though no other amounts were other-
12 wise appropriated for such payments, and reserved
13 under such subsection, for fiscal year 2021.

14 **SEC. 3303. FUNDING FOR WATER ASSISTANCE PROGRAM.**

15 In addition to amounts otherwise available, there is
16 appropriated for fiscal year 2021, out of any amounts in
17 the Treasury not otherwise appropriated, \$500,000,000,
18 to remain available through September 30, 2023, for the
19 purpose of providing additional funding for the Low-In-
20 come Household Drinking Water and Wastewater Emer-
21 gency Assistance Program, including for Federal adminis-
22 trative expenses, authorized by section 533 of division H
23 of the Consolidated Appropriations Act, 2021 (Public Law
24 116–260).

1 **CHAPTER 2—DISTANCE LEARNING AND**
2 **CONSUMER PROTECTION DURING THE**
3 **COVID-19 PANDEMIC**

4 **SEC. 3311. FUNDING FOR CONSUMER PRODUCT SAFETY**
5 **FUND TO PROTECT CONSUMERS FROM PO-**
6 **TENTIALLY DANGEROUS PRODUCTS RE-**
7 **LATED TO COVID-19.**

8 (a) APPROPRIATION.—In addition to amounts other-
9 wise available, there is appropriated to the Consumer
10 Product Safety Commission for fiscal year 2021, out of
11 any money in the Treasury not otherwise appropriated,
12 \$50,000,000, to remain available until September 30,
13 2026, for the purposes described in subsection (b).

14 (b) PURPOSES.—The funds made available in sub-
15 section (a) shall only be used for purposes of the Con-
16 sumer Product Safety Commission to—

17 (1) carry out the requirements in title XX of di-
18 vision FF of the Consolidated Appropriations Act,
19 2021 (Public Law 116–260);

20 (2) enhance targeting, surveillance, and screen-
21 ing of consumer products, particularly COVID-19
22 products, entering the United States at ports of
23 entry, including ports of entry for de minimis ship-
24 ments;

1 (3) enhance monitoring of internet websites for
2 the offering for sale of new and used violative con-
3 sumer products, particularly COVID–19 products,
4 and coordination with retail and resale websites to
5 improve identification and elimination of listings of
6 such products;

7 (4) increase awareness and communication par-
8 ticularly of COVID–19 product related risks and
9 other consumer product safety information; and

10 (5) improve the Commission’s data collection
11 and analysis system especially with a focus on con-
12 sumer product safety risks resulting from the
13 COVID–19 pandemic to socially disadvantaged indi-
14 viduals and other vulnerable populations.

15 (c) DEFINITIONS.—In this section—

16 (1) the term “Commission” means the Con-
17 sumer Product Safety Commission;

18 (2) the term “de minimis shipments” means ar-
19 ticles containing consumer products entering the
20 United States under the de minimis value exemption
21 in section 321(a)(2)(C) of the Tariff Act of 1930
22 (19 U.S.C. 1321(a)(2)(C));

23 (3) the term “violative consumer products”
24 means consumer products in violation of an applica-
25 ble consumer product safety standard under the

1 Consumer Product Safety Act (15 U.S.C. 2051 et
2 seq.) or any similar rule, regulation, standard, or
3 ban under any other Act enforced by the Commis-
4 sion;

5 (4) the term “COVID–19 emergency period”
6 means the period during which a public health emer-
7 gency declared pursuant to section 319 of the Public
8 Health Service Act (42 U.S.C. 247d) with respect to
9 the 2019 novel coronavirus (COVID–19), including
10 under any renewal of such declaration, is in effect;
11 and

12 (5) the term “COVID–19 products” means
13 products whose risks have been significantly affected
14 by COVID–19 or whose sales have materially in-
15 creased during the COVID–19 emergency period as
16 a result of the COVID–19 pandemic.

17 **SEC. 3312. FUNDING FOR E-RATE SUPPORT FOR EMER-**
18 **GENCY EDUCATIONAL CONNECTIONS AND**
19 **DEVICES.**

20 (a) REGULATIONS REQUIRED.—Not later than 60
21 days after the date of the enactment of this Act, the Com-
22 mission shall promulgate regulations providing for the
23 provision, from amounts made available from the Emer-
24 gency Connectivity Fund, of support under paragraphs
25 (1)(B) and (2) of section 254(h) of the Communications

1 Act of 1934 (47 U.S.C. 254(h)) to an eligible school or
2 library, for the purchase during a COVID–19 emergency
3 period of eligible equipment or advanced telecommuni-
4 cations and information services (or both), for use by—

5 (1) in the case of a school, students and staff
6 of the school at locations that include locations other
7 than the school; and

8 (2) in the case of a library, patrons of the li-
9 brary at locations that include locations other than
10 the library.

11 (b) SUPPORT AMOUNT.—In providing support under
12 the covered regulations, the Commission shall reimburse
13 100 percent of the costs associated with the eligible equip-
14 ment, advanced telecommunications and information serv-
15 ices, or eligible equipment and advanced telecommuni-
16 cations and information services, except that any reim-
17 bursement of a school or library for the costs associated
18 with any eligible equipment may not exceed an amount
19 that the Commission determines, with respect to the re-
20 quest by the school or library for the reimbursement, is
21 reasonable.

22 (c) EMERGENCY CONNECTIVITY FUND.—

23 (1) ESTABLISHMENT.—There is established in
24 the Treasury of the United States a fund to be
25 known as the “Emergency Connectivity Fund”.

1 (2) APPROPRIATION.—In addition to amounts
2 otherwise available, there is appropriated to the
3 Emergency Connectivity Fund for fiscal year 2021,
4 out of any money in the Treasury not otherwise ap-
5 propriated, \$7,600,000,000, to remain available
6 until September 30, 2030, for—

7 (A) the provision of support under the cov-
8 ered regulations; and

9 (B) the Commission to adopt, and the
10 Commission and the Universal Service Adminis-
11 trative Company to administer, the covered reg-
12 ulations.

13 (3) LIMITATION.—Not more than 5 percent of
14 the amounts made available from the Emergency
15 Connectivity Fund may be used for the purposes de-
16 scribed in paragraph (2)(B).

17 (4) RELATIONSHIP TO UNIVERSAL SERVICE
18 CONTRIBUTIONS.—Support provided under the cov-
19 ered regulations shall be provided from amounts
20 made available from the Emergency Connectivity
21 Fund and not from contributions under section
22 254(d) of the Communications Act of 1934 (47
23 U.S.C. 254(d)).

24 (d) DEFINITIONS.—In this section:

1 (1) ADVANCED TELECOMMUNICATIONS AND IN-
2 FORMATION SERVICES.—The term “advanced tele-
3 communications and information services” means
4 advanced telecommunications and information serv-
5 ices, as such term is used in section 254(h) of the
6 Communications Act of 1934 (47 U.S.C. 254(h)).

7 (2) COMMISSION.—The term “Commission”
8 means the Federal Communications Commission.

9 (3) CONNECTED DEVICE.—The term “con-
10 nected device” means a laptop computer, tablet com-
11 puter, or similar end-user device that is capable of
12 connecting to advanced telecommunications and in-
13 formation services.

14 (4) COVERED REGULATIONS.—The term “cov-
15 ered regulations” means the regulations promul-
16 gated under subsection (a).

17 (5) COVID–19 EMERGENCY PERIOD.—The
18 term “COVID–19 emergency period” means a pe-
19 riod that—

20 (A) begins on the date of a determination
21 by the Secretary of Health and Human Services
22 pursuant to section 319 of the Public Health
23 Service Act (42 U.S.C. 247d) that a public
24 health emergency exists as a result of COVID–
25 19; and

1 (B) ends on the June 30 that first occurs
2 after the date that is 1 year after the date on
3 which such determination (including any re-
4 newal thereof) terminates.

5 (6) ELIGIBLE EQUIPMENT.—The term “eligible
6 equipment” means the following:

7 (A) Wi-Fi hotspots.

8 (B) Modems.

9 (C) Routers.

10 (D) Devices that combine a modem and
11 router.

12 (E) Connected devices.

13 (7) ELIGIBLE SCHOOL OR LIBRARY.—The term
14 “eligible school or library” means an elementary
15 school, secondary school, or library (including a
16 Tribal elementary school, Tribal secondary school, or
17 Tribal library) eligible for support under paragraphs
18 (1)(B) and (2) of section 254(h) of the Communica-
19 tions Act of 1934 (47 U.S.C. 254(h)), except as pro-
20 vided in paragraph (10).

21 (8) EMERGENCY CONNECTIVITY FUND.—The
22 term “Emergency Connectivity Fund” means the
23 fund established under subsection (c)(1).

24 (9) LIBRARY.—The term “library” includes a
25 library consortium.

1 (10) TRIBAL LIBRARY.—The term “Tribal li-
2 brary” means, only during a COVID–19 emergency
3 period, a facility owned by an Indian Tribe, serving
4 Indian Tribes, or serving American Indians, Alaskan
5 Natives, or Native Hawaiian communities, includ-
6 ing—

7 (A) a library or library consortium; or

8 (B) a government building, chapter house,
9 longhouse, community center, or other similar
10 public building;

11 and such facility need not comply with the portion
12 of paragraph (4) of section 254(h) of the Commu-
13 nications Act of 1934 (47 U.S.C. 254(h)) relating to
14 eligibility for assistance from a State library admin-
15 istrative agency.

16 (11) WI-FI.—The term “Wi-Fi” means a wire-
17 less networking protocol based on Institute of Elec-
18 trical and Electronics Engineers standard 802.11
19 (or any successor standard).

20 (12) WI-FI HOTSPOT.—The term “Wi-Fi
21 hotspot” means a device that is capable of—

22 (A) receiving advanced telecommunications
23 and information services; and

24 (B) sharing such services with a connected
25 device through the use of Wi-Fi.

1 **CHAPTER 3—OVERSIGHT OF DEPART-**
2 **MENT OF COMMERCE PREVENTION**
3 **AND RESPONSE TO COVID-19**

4 **SEC. 3321. FUNDING FOR DEPARTMENT OF COMMERCE IN-**
5 **SPECTOR GENERAL.**

6 In addition to amounts otherwise available, there is
7 appropriated to the Office of the Inspector General of the
8 Department of Commerce for fiscal year 2021, out of any
9 money in the Treasury not otherwise appropriated,
10 \$3,000,000, to remain available until September 30, 2022,
11 for oversight of activities supported with funds appro-
12 priated to the Department of Commerce to prevent, pre-
13 pare for, and respond to COVID-19, domestically or inter-
14 nationally.

