

## Committee Print

---

(Providing for reconciliation pursuant to S. Con. Res. 5, the  
Concurrent Resolution on the Budget for Fiscal Year 2021)

---

1 **TITLE VII—COMMITTEE ON**  
2 **TRANSPORTATION AND IN-**  
3 **FRASTRUCTURE**

4 **Subtitle A—Transportation and**  
5 **Infrastructure**

6 **SEC. 7001. FEDERAL EMERGENCY MANAGEMENT AGENCY**  
7 **APPROPRIATION.**

8 In addition to amounts otherwise made available,  
9 there is appropriated for fiscal year 2021 to the Federal  
10 Emergency Management Agency, out of any money in the  
11 Treasury not otherwise appropriated, \$50,000,000,000, to  
12 remain available until September 30, 2025, to the Federal  
13 Emergency Management Agency for major disasters de-  
14 clared pursuant to the Robert T. Stafford Disaster Relief  
15 and Emergency Assistance Act (42 U.S.C. 5121 et sec.).

16 **SEC. 7002. FUNERAL ASSISTANCE.**

17 (a) **IN GENERAL.**—For the emergency declaration  
18 issued by the President on March 13, 2020, pursuant to  
19 section 501(b) of the Robert T. Stafford Disaster Relief

1 and Emergency Assistance Act (42 U.S.C. 5191(b)), and  
2 for any subsequent major disaster declaration under sec-  
3 tion 401 of such Act (42 U.S.C. 5170) that supersedes  
4 such emergency declaration, the President shall provide fi-  
5 nancial assistance to an individual or household to meet  
6 disaster-related funeral expenses under section 408(e)(1)  
7 of the Robert T. Stafford Disaster Relief and Emergency  
8 Assistance Act (42 U.S.C. 5174(e)(1)), for which the Fed-  
9 eral cost share shall be 100 percent.

10 (b) USE OF FUNDS.—Funds appropriated under sec-  
11 tion 7001 may be used to carry out subsection (a) of this  
12 section.

13 **SEC. 7003. ECONOMIC ADJUSTMENT ASSISTANCE.**

14 (a) ECONOMIC DEVELOPMENT ADMINISTRATION AP-  
15 PROPRIATION.—In addition to amounts otherwise made  
16 available, there is appropriated for fiscal year 2021, out  
17 of any money in the Treasury not otherwise appropriated,  
18 \$3,000,000,000, to remain available until September 30,  
19 2022, to the Department of Commerce for economic ad-  
20 justment assistance as authorized by sections 209 and 703  
21 of the Public Works and Economic Adjustment Act of  
22 1965 (42 U.S.C. 3149 and 3233) to prevent, prepare for,  
23 and respond to coronavirus and for necessary expenses for  
24 responding to economic injury as a result of coronavirus.

1 (b) Of the funds provided by this section, up to 2  
2 percent shall be used for Federal costs to administer such  
3 assistance utilizing temporary Federal personnel as may  
4 be necessary consistent with the requirements applicable  
5 to such administrative funding in fiscal year 2020 to pre-  
6 vent, prepare for, and respond to coronavirus and which  
7 shall remain available until September 30, 2027.

8 (c) Of the funds provided by this section, 15 percent  
9 shall be for assistance to communities that have suffered  
10 economic injury as a result of job losses in the travel, tour-  
11 ism, or outdoor recreation sectors.

12 (d) The total amount provided by this section shall  
13 be allocated to eligible recipients in the States and Terri-  
14 tories according to the total level of economic injury of  
15 such States and Territories as a result of coronavirus be-  
16 ginning on March 1, 2020, as measured by the change  
17 in economic activity, demonstrated by current Federal eco-  
18 nomic data sources such as unemployment claims and  
19 gross domestic product, before and after such date.

20 **SEC. 7004. GREAT LAKES ST. LAWRENCE SEAWAY DEVELOP-**  
21 **MENT CORPORATION OPERATIONS AND**  
22 **MAINTENANCE.**

23 In addition to amounts otherwise made available,  
24 there is appropriated, out of amounts not otherwise appro-  
25 priated from the Harbor Maintenance Trust Fund pursu-

1 ant to section 210 of the Water Resources Development  
2 Act of 1986 (33 U.S.C. 2238), \$1,500,000 for fiscal year  
3 2021, to prevent, prepare for, and respond to coronavirus  
4 by conducting the operations, maintenance, and capital in-  
5 frastructure activities of the Seaway International Bridge.

6 **SEC. 7005. GRANTS TO THE NATIONAL RAILROAD PAS-**  
7 **SENGER CORPORATION.**

8 (a) **NORTHEAST CORRIDOR APPROPRIATION.**—In ad-  
9 dition to amounts otherwise made available, there are ap-  
10 propriated for fiscal year 2021, out of any money in the  
11 Treasury not otherwise appropriated, \$820,388,160 to re-  
12 main available until September 30, 2024, for grants as  
13 authorized under section 11101(a) of the FAST Act (Pub-  
14 lic Law 114–94) to prevent, prepare for, and respond to  
15 coronavirus.

16 (b) **NATIONAL NETWORK APPROPRIATION.**—In addi-  
17 tion to amounts otherwise made available, there are appro-  
18 priated for fiscal year 2021, out of any money in the  
19 Treasury not otherwise appropriated, \$679,611,840 to re-  
20 main available until September 30, 2024, for grants as  
21 authorized under section 11101(b) of the FAST Act (Pub-  
22 lic Law 114–94) to prevent, prepare for, and respond to  
23 coronavirus.

24 (c) **LONG-DISTANCE SERVICE RESTORATION AND**  
25 **EMPLOYEE RECALLS.**—Not less than \$165,926,000 of the

1 aggregate amounts made available under subsections (a)  
2 and (b) shall be for use by the National Railroad Pas-  
3 senger Corporation to—

4 (1) restore, not later than 90 days after the  
5 date of enactment of this Act, the frequency of rail  
6 service on long-distance routes (as defined in section  
7 24102 of title 49, United States Code) that the Na-  
8 tional Railroad Passenger Corporation reduced the  
9 frequency of on or after July 1, 2020, and continue  
10 to operate such service at such frequency; and

11 (2) recall and manage employees furloughed on  
12 or after October 1, 2020, as a result of efforts to  
13 prevent, prepare for, and respond to coronavirus.

14 (d) USE OF FUNDS IN LIEU OF CAPITAL PAY-  
15 MENTS.—Not less than \$109,805,000 of the aggregate  
16 amounts made available under subsections (a) and (b)—

17 (1) shall be for use by the National Railroad  
18 Passenger Corporation in lieu of capital payments  
19 from States and commuter rail passenger transpor-  
20 tation providers that are subject to the cost alloca-  
21 tion policy under section 24905(c) of title 49, United  
22 States Code; and

23 (2) notwithstanding sections 24319(g) and  
24 24905(c)(1)(A)(i) of title 49, United States Code,

1 such amounts do not constitute cross-subsidization  
2 of commuter rail passenger transportation.

3 (e) USE OF FUNDS FOR STATE PAYMENTS FOR  
4 STATE-SUPPORTED ROUTES.—

5 (1) IN GENERAL.—Of the amounts made avail-  
6 able under subsection (b), \$174,850,000 shall be for  
7 use by the National Railroad Passenger Corporation  
8 to offset amounts required to be paid by States for  
9 covered State-supported routes.

10 (2) FUNDING SHARE.—The share of funding  
11 provided under paragraph (1) with respect to a cov-  
12 ered State-supported route shall be distributed as  
13 follows:

14 (A) Each covered State-supported route  
15 shall receive 7 percent of the costs allocated to  
16 the route in fiscal year 2019 under the cost al-  
17 location methodology adopted pursuant to sec-  
18 tion 209 of the Passenger Rail Investment and  
19 Improvement Act of 2008 (Public Law 110–  
20 432).

21 (B) Any remaining amounts after the dis-  
22 tribution described in subparagraph (A) shall be  
23 apportioned to each covered State-supported  
24 route in proportion to the passenger revenue of  
25 such route and other revenue allocated to such

1 route in fiscal year 2019 divided by the total  
2 passenger revenue and other revenue allocated  
3 to all covered State-supported routes in fiscal  
4 year 2019.

5 (3) COVERED STATE-SUPPORTED ROUTE DE-  
6 FINED.—In this subsection, the term “covered  
7 State-supported route” means a State-supported  
8 route, as such term is defined in section 24102 of  
9 title 49, United States Code, but does not include a  
10 State-supported route for which service was termi-  
11 nated on or before February 1, 2020.

12 (f) USE OF FUNDS FOR DEBT REPAYMENT OR PRE-  
13 PAYMENT.—Not more than \$100,885,000 of the aggre-  
14 gate amounts made available under subsections (a) and  
15 (b) shall be—

16 (1) for the repayment or prepayment of debt in-  
17 curred by the National Railroad Passenger Corpora-  
18 tion under financing arrangements entered into prior  
19 to the date of enactment of this Act; and

20 (2) to pay required reserves, costs, and fees re-  
21 lated to such debt, including for loans from the De-  
22 partment of Transportation and loans that would  
23 otherwise have been paid from National Railroad  
24 Passenger Corporation revenues.

1 (g) PROJECT MANAGEMENT OVERSIGHT.—Not more  
2 than \$2,000,000 of the aggregate amounts made available  
3 under subsections (a) and (b) shall be for activities author-  
4 ized under section 11101(c) of the FAST Act (Public Law  
5 114–94).

6 **SEC. 7006. FEDERAL TRANSIT ADMINISTRATION GRANTS.**

7 (a) FEDERAL TRANSIT ADMINISTRATION APPRO-  
8 PRIATION.—

9 (1) IN GENERAL.—In addition to amounts oth-  
10 erwise made available, there are appropriated for fis-  
11 cal year 2021, out of any funds in the Treasury not  
12 otherwise appropriated, \$30,000,000,000, to remain  
13 available until September 30, 2024, that shall—

14 (A) be for grants under chapter 53 of title  
15 49, United States Code, to eligible recipients to  
16 prevent, prepare for, and respond to  
17 coronavirus; and

18 (B) not be subject to any prior restriction  
19 on the total amount of funds available for im-  
20 plementation or execution of programs author-  
21 ized under sections 5307, 5310, or 5311 of  
22 such title.

23 (2) AVAILABILITY OF FUNDS FOR OPERATING  
24 EXPENSES.—



1 (A) IN GENERAL.—Notwithstanding sub-  
2 section (a)(1) or (b) of section 5307 of title 49,  
3 United States Code, section 5310(b)(2)(A), or  
4 any other provision of chapter 53 of such title,  
5 funds provided under this section, other than  
6 subsection (b)(4), shall be available for the op-  
7 erating expenses of transit agencies to prevent,  
8 prepare for, and respond to the coronavirus  
9 public health emergency, including, beginning  
10 on January 20, 2020—

11 (i) reimbursement for payroll of public  
12 transportation (including payroll and ex-  
13 penses of private providers of public trans-  
14 portation);

15 (ii) operating costs to maintain service  
16 due to lost revenue due as a result of the  
17 coronavirus public health emergency, in-  
18 cluding the purchase of personal protective  
19 equipment; and

20 (iii) paying the administrative leave of  
21 operations or contractor personnel due to  
22 reductions in service.

23 (B) USE OF FUNDS.—Funds described in  
24 subparagraph (A) shall be—

1 (i) available for immediate obligation,  
2 notwithstanding the requirement for such  
3 expenses to be included in a transportation  
4 improvement program, long-range trans-  
5 portation plan, statewide transportation  
6 plan, or statewide transportation improve-  
7 ment program under sections 5303 and  
8 5304 of title 49, United States Code;

9 (ii) directed to payroll and operations  
10 of public transportation (including payroll  
11 and expenses of private providers of public  
12 transportation), unless the recipient cer-  
13 tifies to the Secretary that the recipient  
14 has not furloughed any employees;

15 (iii) subject to the requirements of  
16 section 5333 of such title, notwithstanding  
17 any waiver authority under section 5324 of  
18 such title; and

19 (iv) used to provide a Federal share of  
20 the costs for any grant made under this  
21 section of 100 percent, notwithstanding  
22 any provision of chapter 53 of such title.

23 (b) ALLOCATION OF FUNDS.—

24 (1) URBANIZED AREA FORMULA GRANTS.—

1 (A) IN GENERAL.—Of the amounts made  
2 available under subsection (a), \$26,086,580,227  
3 shall be for grants to recipients and subrecipi-  
4 ents under section 5307 of title 49, United  
5 States Code, and shall be administered as if  
6 such funds were provided under section 5307 of  
7 such title.

8 (B) ALLOCATION.—Amounts made avail-  
9 able under subparagraph (A) shall be appor-  
10 tioned to urbanized areas based on data con-  
11 tained in the National Transit Database such  
12 that—

13 (i) each urbanized area shall receive  
14 an apportionment of an amount that, when  
15 combined with amounts that were other-  
16 wise made available to such urbanized area  
17 for similar activities to prevent, prepare  
18 for, and respond to coronavirus, is equal to  
19 132 percent of the urbanized area's 2018  
20 operating costs; and

21 (ii) for funds remaining after the ap-  
22 portionment described in clause (i), such  
23 funds shall be apportioned such that—

24 (I) each urbanized area that did  
25 not receive an apportionment under

1 clause (i) shall receive an apporportion-  
2 ment equal to 25 percent of the ur-  
3 banized area's 2018 operating costs;  
4 and

5 (II) each urbanized area under  
6 clause (i), when the amounts that  
7 were otherwise made available, prior  
8 to clause (i) to that urbanized area  
9 for similar activities to prevent, pre-  
10 pare for, and respond to coronavirus  
11 are equal to or greater than 130 per-  
12 cent of the urbanized area's 2018 op-  
13 erating costs but do not exceed 132  
14 percent of such costs, such urbanized  
15 area shall receive an apporportionment  
16 equal to 10 percent of the urbanized  
17 area's 2018 operating costs, in addi-  
18 tion to amounts apportioned to the  
19 urbanized area under clause (i).

20 (2) FORMULA GRANTS FOR THE ENHANCED  
21 MOBILITY OF SENIORS AND INDIVIDUALS WITH DIS-  
22 ABILITIES.—

23 (A) IN GENERAL.—Of the amounts made  
24 available under subsection (a), \$50,000,000  
25 shall be for grants to recipients or subrecipients

1 eligible under section 5310 of title 49, United  
2 States Code, and shall be apportioned in ac-  
3 cordance with such section.

4 (B) ALLOCATION RATIO.—Amounts made  
5 available under subparagraph (A) shall be allo-  
6 cated in the same ratio as funds were provided  
7 under section 5310 of title 49, United States  
8 Code, for fiscal year 2020.

9 (3) FORMULA GRANTS FOR RURAL AREAS.—

10 (A) IN GENERAL.—Of the amounts made  
11 available under subsection (a), \$280,858,479  
12 shall be for grants to recipients or subrecipients  
13 eligible under section 5311 of title 49, United  
14 States Code, other than subsections (b)(3) and  
15 (c)(1)(B) of such section and shall be adminis-  
16 tered as if the funds were provided under sec-  
17 tion 5311 of such title.

18 (B) ALLOCATION RATIO.—Amounts made  
19 available under subparagraph (A) shall be allo-  
20 cated to States, as defined in section 5302 of  
21 title 49, United States Code, based on data con-  
22 tained in the National Transit Database, such  
23 that—

24 (i) any State that received an amount  
25 for similar activities to prevent, prepare

1 for, and respond to coronavirus that is  
2 equal to or greater than 150 percent of the  
3 combined 2018 rural operating costs of the  
4 recipients and subrecipients in such State  
5 shall receive an amount equal to 5 percent  
6 of such State's 2018 rural operating costs;

7 (ii) any State that does not receive an  
8 allocation under clause (i) that received an  
9 amount for similar activities to prevent,  
10 prepare for, and respond to coronavirus  
11 that is equal to or greater than 140 per-  
12 cent of the combined 2018 rural operating  
13 costs of the recipients and subrecipients in  
14 that State shall receive an amount equal to  
15 10 percent of such State's 2018 rural op-  
16 erating costs; and

17 (iii) any State that does not receive an  
18 allocation under clauses (i) or (ii) shall re-  
19 ceive an amount equal to 20 percent of  
20 such State's 2018 rural operating costs.

21 (4) CAPITAL INVESTMENTS.—

22 (A) IN GENERAL.—Of the amounts made  
23 available under subsection (a)—

24 (i) \$1,000,000,000 shall be for grants  
25 administered under subsections (d) and (e)

1 of section 5309 of title 49, United States  
2 Code, and section 3005(b) of the FAST  
3 Act (Public Law 114–94); and

4 (ii) \$250,000,000 shall be for grants  
5 administered under subsection (h) of sec-  
6 tion 5309 of title 49, United States Code.

7 (B) FUNDING DISTRIBUTION.—

8 (i) Amounts made available in sub-  
9 paragraph (A)(i) shall be proportionally  
10 provided to each recipient to all projects  
11 with existing full funding grant agreements  
12 and all projects under section 3005(b) of  
13 Public Law 114–94 that received alloca-  
14 tions for fiscal year 2019 or 2020, except  
15 that recipients with projects open for rev-  
16 enue service are not eligible to receive a  
17 grant under this paragraph.

18 (ii) For amounts made available in  
19 subparagraph (A)(ii), eligible recipients  
20 shall be any recipient of an allocation  
21 under subsection (h) of section 5309 of  
22 title 49, United States Code, or an appli-  
23 cant in the project development phase de-  
24 scribed in paragraph (2) of such sub-  
25 section.

1 (iii) Amounts distributed under  
2 clauses (i) and (ii) of subparagraph (A)  
3 shall be provided notwithstanding the limi-  
4 tation of any calculation of the maximum  
5 amount of Federal financial assistance for  
6 the project under subsection (k)(2)(C)(ii)  
7 or (h)(7) of section 5309 of title 49,  
8 United States Code, or section 3005(b)(9)  
9 of the FAST Act (Public Law 114–94).

10 (5) SECTION 5311(F) SERVICES.—

11 (A) IN GENERAL.—Of the amounts made  
12 available under subsection (a) and in addition  
13 to the amounts made available under paragraph  
14 (3), \$100,000,000 shall be available for grants  
15 to recipients for bus operators that partner with  
16 recipients or subrecipients of funds under sec-  
17 tion 5311(f) of title 49, United States Code.

18 (B) ALLOCATION RATIO.—Notwithstanding  
19 paragraph (3), the Secretary shall allocate  
20 amounts under subparagraph (A) in the same  
21 ratio as funds were provided under section  
22 5311 of title 49, United States Code, for fiscal  
23 year 2020.

24 (C) EXCEPTION.—If a State or territory  
25 does not have bus providers eligible under sec-



1           tion 5311(f) of title 49, United States Code,  
2           funds under this paragraph may be used by  
3           such State or territory for any expense eligible  
4           under section 5311 of title 49, United States  
5           Code.

6           (6) PLANNING.—

7           (A) IN GENERAL.—Of the amounts made  
8           available under subsection (a), \$25,000,000  
9           shall be for grants to recipients eligible under  
10          section 5307 of title 49, United States Code,  
11          for the planning of public transportation associ-  
12          ated with the restoration of services as the  
13          coronavirus public health emergency concludes  
14          and shall be available in accordance with such  
15          section.

16          (B) AVAILABILITY OF FUNDS FOR ROUTE  
17          PLANNING.—Amounts made available under  
18          subparagraph (A) shall be available for route  
19          planning designed to—

20                 (i) increase ridership and reduce trav-  
21                 el times, while maintaining or expanding  
22                 the total level of vehicle revenue miles of  
23                 service provided in the planning period; or

24                 (ii) make service adjustments to in-  
25                 crease the quality or frequency of service

1 provided to low-income riders and dis-  
2 advantaged neighborhoods or communities.

3 (C) LIMITATION.—Amounts made available  
4 under subparagraph (A) shall not be used for  
5 route planning related to transitioning public  
6 transportation service provided as of the date of  
7 receipt of funds to a transportation network  
8 company or other third-party contract provider,  
9 unless the existing provider of public transpor-  
10 tation service is a third-party contract provider.

11 (7) RECIPIENTS AND SUBRECIPIENTS REQUIR-  
12 ING ADDITIONAL ASSISTANCE.—

13 (A) IN GENERAL.—Of the amounts made  
14 available under subsection (a), \$2,207,561,294  
15 shall be for grants to eligible recipients or sub-  
16 recipients of funds under chapter 53 of title 49,  
17 United States Code, that, as a result of  
18 COVID-19, require additional assistance to  
19 maintain operations.

20 (B) ADMINISTRATION.—Funds made avail-  
21 able under subparagraph (A) shall, after alloca-  
22 tion, be administered as if provided under sub-  
23 sections (b)(1) or (b)(3), as applicable.

24 (C) APPLICATION REQUIREMENTS.—

1 (i) IN GENERAL.—The Secretary may  
2 not allocate funds to an eligible recipient  
3 or subrecipient of funds under chapter 53  
4 of title 49, United States Code, unless the  
5 recipient provides to the Secretary—

- 6 (I) estimates of financial need;  
7 (II) data on reductions in farebox  
8 or other sources of local revenue for  
9 sustained operations; and  
10 (III) a spending plan for such  
11 funds.

12 (ii) EVALUATION.—

13 (I) IN GENERAL.—Applications  
14 for assistance under this paragraph  
15 shall be evaluated by the Secretary  
16 based on the level of financial need  
17 demonstrated by an eligible recipient  
18 or subrecipient, including projections  
19 of future financial need to maintain  
20 service as a percentage of the 2018  
21 operating costs that has not been re-  
22 placed by the funds made available to  
23 the eligible recipient or subrecipient  
24 under paragraphs (1) through (5) of  
25 this subsection when combined with

1 the amounts allocated to such eligible  
2 recipient or subrecipient from funds  
3 previously made available for the op-  
4 erating expenses of transit agencies  
5 related to the response to the  
6 COVID–19 public health emergency.

7 (II) RESTRICTION.—Amounts  
8 made available under this paragraph  
9 shall only be available for operating  
10 expenses.

11 (iv) STATE APPLICANTS.—A State  
12 may apply for assistance under this para-  
13 graph on behalf of an eligible recipient or  
14 subrecipient, or a group of eligible recipi-  
15 ents or subrecipients.

16 (D) UNOBLIGATED FUNDS.—If amounts  
17 made available under this paragraph remain  
18 unobligated on September 30, 2023, such  
19 amounts shall be available for any purpose eligi-  
20 ble under section 5324 of title 49, United  
21 States Code.

22 **SEC. 7007. RELIEF FOR AIRPORTS.**

23 (a) IN GENERAL.—

24 (1) IN GENERAL.—In addition to amounts oth-  
25 erwise made available, there is appropriated for fis-

1 cal year 2021, out of any funds in the Treasury not  
2 otherwise appropriated, \$8,000,000,000 for assist-  
3 ance to airports under sections 47101 through  
4 47144 of title 49, United States Code, to remain  
5 available until September 30, 2024, to be made  
6 available to prevent, prepare for, and respond to  
7 coronavirus.

8 (2) REQUIREMENTS AND LIMITATIONS.—  
9 Amounts made available under this section—

10 (A) shall not be subject to the require-  
11 ments of chapter 471 of title 49, United States  
12 Code, except the requirements of chapter 471  
13 (other than eligibility requirements) shall apply  
14 to any contract awarded after the date of enact-  
15 ment of this Act for airport development;

16 (B) may not be used for any purpose not  
17 directly related to the airport; and

18 (C) may not be provided to any airport  
19 that was allocated in excess of 4 years of oper-  
20 ating funds to prevent, prepare for, and re-  
21 spond to coronavirus in fiscal year 2020.

22 (b) ALLOCATIONS.—The following terms shall apply  
23 to the amounts made available under this section:

24 (1) OPERATING EXPENSES AND DEBT SERVICE  
25 PAYMENTS.—

1           (A) IN GENERAL.—Not more than  
2           \$6,492,000,000 shall be made available for pri-  
3           mary airports, as such term is defined in sec-  
4           tion 47102 of title 49, United States Code, and  
5           certain cargo airports, for costs related to oper-  
6           ations, personnel, cleaning, sanitization, jani-  
7           torial services, combating the spread of patho-  
8           gens at the airport, and debt service payments.

9           (B) DISTRIBUTION.— Amounts made  
10          available under this paragraph—

11           (i) shall not be subject to the reduced  
12          apportionments under section 47114(f) of  
13          title 49, United States Code;

14           (ii) shall first be apportioned as set  
15          forth in sections 47114(c)(1)(A),  
16          47114(c)(1)(C)(i), 47114(c)(1)(C)(ii),  
17          47114(c)(2)(A), 47114(c)(2)(B), and  
18          47114(c)(2)(E) of title 49, United States  
19          Code; and

20           (iii) shall not be subject to a max-  
21          imum apportionment limit set forth in sec-  
22          tion 47114(c)(1)(B) of title 49, United  
23          States Code.

24          (C) REMAINING AMOUNTS.—Any amount  
25          remaining after distribution under subpara-

1 graph (B) shall be distributed to the sponsor of  
2 each primary airport (as such term is defined  
3 in section 47102 of title 49, United States  
4 Code) based on each such primary airport's  
5 passenger enplanements compared to the total  
6 passenger enplanements of all such primary air-  
7 ports in calendar year 2019.

8 (2) FEDERAL SHARE FOR DEVELOPMENT  
9 PROJECTS.—

10 (A) IN GENERAL.—Not more than  
11 \$608,000,000 allocated under subsection (a)(1)  
12 shall be available to pay a Federal share of 100  
13 percent of the costs for any grant awarded in  
14 fiscal year 2021, or in fiscal year 2020 with less  
15 than a 100-percent Federal share, for an air-  
16 port development project (as such term is de-  
17 fined in section 47102 of title 49).

18 (B) REMAINING AMOUNTS.—Any amount  
19 remaining under this paragraph shall be distrib-  
20 uted as described in paragraph (1)(C).

21 (3) NONPRIMARY AIRPORTS.—

22 (A) IN GENERAL.—Not more than  
23 \$100,000,000 shall be made available for gen-  
24 eral aviation and commercial service airports  
25 that are not primary airports (as such terms

1 are defined in section 47102 of title 49, United  
2 States Code) for costs related to operations,  
3 personnel, cleaning, sanitization, janitorial serv-  
4 ices, combating the spread of pathogens at the  
5 airport, and debt service payments.

6 (B) DISTRIBUTION.—Amounts made avail-  
7 able under this paragraph shall be apportioned  
8 to each non-primary airport based on the cat-  
9 egories published in the most current National  
10 Plan of Integrated Airport Systems, reflecting  
11 the percentage of the aggregate published eligi-  
12 ble development costs for each such category,  
13 and then dividing the allocated funds evenly  
14 among the eligible airports in each category,  
15 rounding up to the nearest thousand dollars.

16 (C) REMAINING AMOUNTS.—Any amount  
17 remaining under this paragraph shall be distrib-  
18 uted as described in paragraph (1)(C).

19 (4) AIRPORT CONCESSIONS.—

20 (A) IN GENERAL.—Not more than  
21 \$800,000,000 shall be made available for spon-  
22 sors of primary airports to provide relief from  
23 rent and minimum annual guarantees to airport  
24 concessions, of which at least \$640,000,000  
25 shall be available to provide relief to eligible



1 small airport concessions and of which at least  
2 \$160,000,000 shall be available to provide relief  
3 to eligible large airport concessions located at  
4 primary airports.

5 (B) DISTRIBUTION.—The amounts made  
6 available for each set-aside in this paragraph  
7 shall be distributed to the sponsor of each pri-  
8 mary airport (as such term is defined in section  
9 47102 of title 49, United States Code) based on  
10 each such primary airport’s passenger  
11 enplanements compared to the total passenger  
12 enplanements of all such primary airports in  
13 calendar year 2019.

14 (C) CONDITIONS.—As a condition of ap-  
15 proving a grant under this paragraph—

16 (i) the sponsor shall provide such re-  
17 lief from the date of enactment of this Act  
18 until the sponsor has provided relief equal-  
19 ing the total grant amount, to the extent  
20 practicable and to the extent permissible  
21 under State laws, local laws, and applicable  
22 trust indentures; and

23 (ii) for each set-aside, the sponsor  
24 shall provide relief from rent and minimum  
25 annual guarantee obligations to each eligi-

1           ble airport concession in an amount that  
2           reflects each eligible airport concession's  
3           proportional share of the total amount of  
4           the rent and minimum annual guarantees  
5           of those eligible airport concessions at such  
6           airport.

7           (c) ADMINISTRATION.—

8           (1) ADMINISTRATIVE EXPENSES.—The Admin-  
9           istrator of the Federal Aviation Administration may  
10          retain up to 0.1 percent of the funds provided under  
11          this section to fund the award of, and oversight by  
12          the Administrator of, grants made under this sec-  
13          tion.

14          (2) WORKFORCE RETENTION REQUIRE-  
15          MENTS.—

16           (A) REQUIRED RETENTION.—All airports  
17          receiving funds under this section shall continue  
18          to employ, through September 30, 2021, at  
19          least 90 percent of the number of individuals  
20          employed (after making adjustments for retire-  
21          ments or voluntary employee separations) by  
22          the airport as of March 27, 2020.

23           (B) WAIVER OF RETENTION REQUIRE-  
24          MENT.—The Secretary shall waive the work-

1 force retention requirement if the Secretary de-  
2 termines that—

3 (i) the airport is experiencing eco-  
4 nomic hardship as a direct result of the re-  
5 quirement; or

6 (ii) the requirement reduces aviation  
7 safety or security.

8 (C) EXCEPTION.—The workforce retention  
9 requirement shall not apply to nonhub airports  
10 or nonprimary airports receiving funds under  
11 this section.

12 (d) DEFINITIONS.—In this section:

13 (1) ELIGIBLE LARGE AIRPORT CONCESSION.—  
14 The term “eligible large airport concession” means  
15 a concession (as defined in section 23.3 of title 49,  
16 Code of Federal Regulations), that is in-terminal  
17 and has maximum gross receipts, averaged over the  
18 previous three fiscal years, of more than  
19 \$56,420,000.

20 (2) ELIGIBLE SMALL AIRPORT CONCESSION.—  
21 The term “eligible small airport concession” means  
22 a concession (as defined in section 23.3 of title 49,  
23 Code of Federal Regulations), that is in-terminal  
24 and—

1 (A) a small business with maximum gross  
2 receipts, averaged over the previous 3 fiscal  
3 years, of less than \$56,420,000; or

4 (B) is a joint venture (as defined in section  
5 23.3 of title 49, Code of Federal Regulations).

6 **Subtitle B—Aviation**  
7 **Manufacturing Jobs Protection**

8 **SEC. 7101. DEFINITIONS.**

9 In this subtitle:

10 (1) **ELIGIBLE EMPLOYEE GROUP.**—The term  
11 “eligible employee group” means the portion of an  
12 employer’s United States workforce that—

13 (A) does not exceed 25 percent of the em-  
14 ployer’s total United States workforce as of  
15 April 1, 2020; and

16 (B) contains only employees with a total  
17 compensation level of \$200,000 or less per year;  
18 and

19 (C) is engaged in aviation manufacturing  
20 activities and services, or maintenance, repair,  
21 and overhaul activities and services.

22 (2) **AVIATION MANUFACTURING COMPANY.**—  
23 The term “aviation manufacturing company” means  
24 a corporation, firm, or other business entity—

25 (A) that—

1 (i) actively manufactures an aircraft,  
2 aircraft engine, propeller, or a component,  
3 part, or systems of an aircraft or aircraft  
4 engine under a Federal Aviation Adminis-  
5 tration production approval; or

6 (ii) holds a certificate issued under  
7 part 145 of title 14, Code of Federal Regu-  
8 lations, for maintenance, repair, and over-  
9 haul of aircraft, aircraft engines, compo-  
10 nents, or propellers.

11 (B) which, as supported by demonstrable  
12 evidence—

13 (i) is established, created, or orga-  
14 nized in the United States or under the  
15 laws of the United States; and

16 (ii) has significant operations in, and  
17 a majority of its employees engaged in  
18 aviation manufacturing activities and serv-  
19 ices, or maintenance, repair, and overhaul  
20 activities and services based in, the United  
21 States;

22 (C) which, as supported by demonstrable  
23 evidence, has involuntarily furloughed or laid  
24 off at least 10 percent of its workforce in 2020  
25 as compared to 2019 or has experienced at

1 least a 15 percent decline in 2020 revenues as  
2 compared to 2019;

3 (D) that, as supported by sworn financial  
4 statements or other appropriate data, has iden-  
5 tified the eligible employee group and the  
6 amount of total compensation level for the eligi-  
7 ble employee group;

8 (E) that agrees to provide private con-  
9 tributions and maintain the total compensation  
10 level for the eligible employee group for the du-  
11 ration of an agreement under this subtitle;

12 (F) that agrees to provide immediate no-  
13 tice and justification to the Secretary of invol-  
14 untary furloughs or layoffs exceeding 10 per-  
15 cent of the workforce that is not included in an  
16 eligible employee group for the duration of an  
17 agreement and receipt of public contributions  
18 under this subtitle;

19 (G) that has not conducted involuntary  
20 furloughs or reduced pay rates or benefits for  
21 the eligible employee group, subject to the em-  
22 ployer's right to discipline or terminate an em-  
23 ployee in accordance with employer policy, be-  
24 tween the date of application and the date on  
25 which such a corporation, firm, or other busi-

1           ness entity enters into an agreement with the  
2           Secretary under this subtitle; and

3           (H) that—

4                   (i) in the case of a corporation, firm,  
5                   or other business entity including any par-  
6                   ent company or subsidiary of such a cor-  
7                   poration, firm, or other business entity,  
8                   that holds any type or production certifi-  
9                   cate or similar authorization issued under  
10                  section 44704 of title 49, United States  
11                  Code, with respect to a transport-category  
12                  airplane covered under part 25 of title 14,  
13                  Code of Federal Regulations, certificated  
14                  with a passenger seating capacity of 50 or  
15                  more, agrees to refrain from conducting in-  
16                  voluntary layoffs or furloughs, or reducing  
17                  pay rates and benefits, for the eligible em-  
18                  ployee group, subject to the employer's  
19                  right to discipline or terminate an em-  
20                  ployee in accordance with employer policy  
21                  from the date of agreement until Sep-  
22                  tember 30, 2021, or the duration of the  
23                  agreement and receipt of public contribu-  
24                  tions under this subtitle, whichever period  
25                  ends later; or

1                   (ii) in the case of corporation, firm, or  
2                   other business entity not specified under  
3                   subparagraph (i), agrees to refrain from  
4                   conducting involuntary layoffs or fur-  
5                   loughs, or reducing pay rates and benefits,  
6                   for the eligible employee group, subject to  
7                   the employer’s right to discipline or termi-  
8                   nate an employee in accordance with em-  
9                   ployer policy for the duration of the agree-  
10                  ment and receipt of public contributions  
11                  under this subtitle.

12                  (3) COVID–19 PUBLIC HEALTH EMERGENCY.—  
13                  The term “COVID–19 public health emergency”  
14                  means the public health emergency first declared on  
15                  January 31, 2020, by the Secretary of Health and  
16                  Human Services under section 319 of the Public  
17                  Health Service Act (42 U.S.C. 247d) with respect to  
18                  the 2019 Novel Coronavirus (COVID–19) and in-  
19                  cludes any renewal of such declaration pursuant to  
20                  such section 319.

21                  (4) EMPLOYEE.—The term “employee” has the  
22                  meaning given that term in section 3 of the Fair  
23                  Labor Standards Act of 1938 (29 U.S.C. 203).

24                  (5) EMPLOYER.—The term “employer” means  
25                  an aviation manufacturing company that is an em-



1        ployer (as defined in section 3 of the Fair Labor  
2        Standards Act of 1938 (29 U.S.C. 203)).

3            (6) PRIVATE CONTRIBUTION.—The term “pri-  
4        vate contribution” means the contribution funded by  
5        the employer under this subtitle to maintain 50 per-  
6        cent of the eligible employee group’s total compensa-  
7        tion level, and combined with the public contribu-  
8        tion, is sufficient to maintain the total compensation  
9        level for the eligible employee group as of April 1,  
10       2020.

11           (7) PUBLIC CONTRIBUTION.—The term “public  
12        contribution” means the contribution funded by the  
13        Federal Government under this title to provide 50  
14        percent of the eligible employees group’s total com-  
15        pensation level, and combined with the private con-  
16        tribution, is sufficient to maintain the total com-  
17        pensation level for those in the eligible employee  
18        group as of April 1, 2020.

19           (8) SECRETARY.—The term “Secretary” means  
20        the Secretary of Transportation.

21           (9) TOTAL COMPENSATION LEVEL.—The term  
22        “total compensation level” means the level of total  
23        base compensation and benefits being provided to an  
24        eligible employee group employee, excluding overtime

1 and premium pay, and excluding any Federal, State,  
2 or local payroll taxes paid, as of April 1, 2020.

3 **SEC. 7102. PAYROLL SUPPORT PROGRAM.**

4 (a) IN GENERAL.—The Secretary shall establish a  
5 payroll support program and enter into agreements with  
6 employers who meet the eligibility criteria specified in sub-  
7 section (b) and are not ineligible under subsection (c), to  
8 provide public contributions to supplement compensation  
9 of an eligible employee group. There is appropriated, out  
10 of amounts in the Treasury not otherwise appropriated,  
11 \$3,000,000,000 for the Secretary to carry out the payroll  
12 support program authorized under the preceding sentence,  
13 to remain available until September 30, 2023, 1 percent  
14 of the funds to be used for implementation costs and ad-  
15 ministrative expenses.

16 (b) ELIGIBILITY.—The Secretary shall enter into an  
17 agreement and provide public contributions, for a term no  
18 longer than 6 months, solely with an employer that—

19 (1) agrees to use the funds received under an  
20 agreement exclusively for the continuation of em-  
21 ployee wages, salaries, and benefits, to maintain the  
22 total compensation level for the eligible employee  
23 group as of April 1, 2020 for the duration of the  
24 agreement, and to facilitate the retention, rehire, or  
25 recall of employees of the employer, except that such

1 funds may not be used for back pay of returning re-  
2 hired or recalled employees; and

3 (2) agrees that any false, fictitious, misleading,  
4 or fraudulent information made or submitted by the  
5 employer, or the omission of any material fact by the  
6 employer, may subject the employer to criminal,  
7 civil, or administrative penalties for fraud, false  
8 statements, false claims, or otherwise pursuant to  
9 applicable Federal law.

10 (c) INELIGIBILITY.—The Secretary may not enter  
11 into any agreement under this section with an employer  
12 who was allowed a credit under section 2301 of the  
13 CARES Act (26 U.S.C. 3111 note) for any calendar quar-  
14 ter ending before such agreement is entered into, who re-  
15 ceived financial assistance under section 4113 of the  
16 CARES Act (15 U.S.C. 9073), or who is currently expend-  
17 ing financial assistance under the paycheck protection pro-  
18 gram established under section 7(a)(36) of the Small  
19 Business Act (15 U.S.C. 636(a)(36)), as of the date the  
20 employer submits an application under the payroll support  
21 program established under subsection (a).

22 (d) REDUCTIONS.—To address any shortfall in assist-  
23 ance that would otherwise be provided under this subtitle,  
24 the Secretary shall reduce, on a pro rata basis, the finan-  
25 cial assistance provided under this subtitle.

1 (e) AGREEMENT DEADLINE.—No agreement may be  
2 entered into by the Secretary under the payroll support  
3 program established under subsection (a) after the last  
4 day of the 6 month period that begins on the effective  
5 date of the first agreement entered into under such pro-  
6 gram.

7 **Subtitle C—Continued Assistance**  
8 **to Rail Workers**

9 **SEC. 7201. ADDITIONAL ENHANCED BENEFITS UNDER THE**  
10 **RAILROAD UNEMPLOYMENT INSURANCE ACT.**

11 (a) IN GENERAL.—Section 2(a)(5)(A) of the Railroad  
12 Unemployment Insurance Act (45 U.S.C. 352(a)(5)(A)) is  
13 amended—

14 (1) in the first sentence—

15 (A) by striking “March 14, 2021” and in-  
16 sserting “October 3, 2021”;

17 (B) by striking “or July 1, 2020” and in-  
18 sserting “July 1, 2020, or July 1, 2021”; and

19 (2) by adding at the end the following: “For  
20 registration periods beginning after March 14, 2021,  
21 but on or before October 3, 2021, the recovery ben-  
22 efit payable under this subparagraph shall be in the  
23 amount of \$800.”.

24 (b) CLARIFICATION ON AUTHORITY TO USE  
25 FUNDS.—Funds appropriated under subparagraph (B) of

1 section 2(a)(5) of the Railroad Unemployment Insurance  
2 Act (45 U.S.C. 352(a)(5)) shall be available to cover the  
3 cost of recovery benefits provided under such section  
4 2(a)(5) by reason of the amendments made by subsection  
5 (a) as well as to cover the cost of such benefits provided  
6 under such section 2(a)(5) as in effect on the day before  
7 the date of enactment of this Act.

8 **SEC. 7202. EXTENDED UNEMPLOYMENT BENEFITS UNDER**  
9 **THE RAILROAD UNEMPLOYMENT INSURANCE**  
10 **ACT.**

11 (a) IN GENERAL.—Section 2(c)(2)(D) of the Rail-  
12 road Unemployment Insurance Act (45 U.S.C.  
13 352(c)(2)(D)) is amended—

14 (1) in clause (i)—

15 (A) in subclause (I), by striking “185  
16 days” and inserting “330 days”;

17 (B) in subclause (II),

18 (i) by striking “19 consecutive 14-day  
19 periods” and inserting “33 consecutive 14-  
20 day periods”; and

21 (ii) by striking “6 consecutive 14-day  
22 periods” and inserting “20 consecutive 14-  
23 day periods”;

24 (2) in clause (ii)—

1 (A) by striking “120 days of unemploy-  
2 ment” and inserting “265 days of unemploy-  
3 ment”;

4 (B) by striking “12 consecutive 14-day pe-  
5 riods” and inserting “27 consecutive 14-day pe-  
6 riods”; and

7 (C) by striking “6 consecutive 14-day peri-  
8 ods” and inserting “20 consecutive 14-day peri-  
9 ods”; and

10 (3) in clause (iii)—

11 (A) by striking “June 30, 2021” and in-  
12 serting “June 30, 2022”; and

13 (B) by striking “the provisions of clauses  
14 (i) and (ii) shall not apply to any employee  
15 whose extended benefit period under subpara-  
16 graph (B) begins after March 14, 2021, and  
17 shall not apply to any employee with respect to  
18 any registration period beginning after April 5,  
19 2021.” and inserting “the provisions of clauses  
20 (i) and (ii) shall not apply to any employee with  
21 respect to any registration period beginning  
22 after October 3, 2021.”

23 (b) CLARIFICATION ON AUTHORITY TO USE  
24 FUNDS.—Funds appropriated under either the first or  
25 second sentence of clause (v) of section 2(e)(2)(D) of the

1 Railroad Unemployment Insurance Act shall be available  
2 to cover the cost of additional extended unemployment  
3 benefits provided under such section 2(c)(2)(D) by reason  
4 of the amendments made by subsection (a) as well as to  
5 cover the cost of such benefits provided under such section  
6 2(c)(2)(D) as in effect on the day before the date of enact-  
7 ment of this Act.

8 **SEC. 7203. EXTENSION OF WAIVER OF THE 7-DAY WAITING**  
9 **PERIOD FOR BENEFITS UNDER THE RAIL-**  
10 **ROAD UNEMPLOYMENT INSURANCE ACT.**

11 (a) IN GENERAL.—Section 2112(a) of the CARES  
12 Act (15 U.S.C. 9030(a)) is amended by striking “March  
13 14, 2021” and inserting “October 3, 2021”.

14 (b) CLARIFICATION ON AUTHORITY TO USE  
15 FUNDS.—Funds appropriated under section 2112(c) of  
16 the CARES Act (15 U.S.C. 9030(c)) shall be available to  
17 cover the cost of additional benefits payable due to section  
18 2112(a) of such Act by reason of the amendments made  
19 by subsection (a) as well as to cover the cost of such bene-  
20 fits payable due to such section 2112(a) as in effect on  
21 the day before the date of enactment of this Act.

1 **SEC. 7204. RAILROAD RETIREMENT BOARD AND OFFICE OF**  
2 **THE INSPECTOR GENERAL FUNDING.**

3 In addition to amounts otherwise made available,  
4 there are appropriated for fiscal year 2021, out of any  
5 money in the Treasury not otherwise appropriated—

6 (1) \$27,975,000, to remain available until ex-  
7 pended, for the Railroad Retirement Board, to pre-  
8 vent, prepare for, and respond to coronavirus, of  
9 which—

10 (A) \$6,800,000 shall be for additional hir-  
11 ing and overtime bonuses as needed to admin-  
12 ister the Railroad Unemployment Insurance  
13 Act; and

14 (B) \$21,175,000 shall be to supplement,  
15 not supplant, existing resources devoted to op-  
16 erations and improvements for the Information  
17 Technology Investment Initiatives of the Rail-  
18 road Retirement Board; and

19 (2) \$500,000, to remain available until ex-  
20 pended, for the Railroad Retirement Board Office of  
21 Inspector General for audit, investigatory and review  
22 activities, as authorized by the Inspector General  
23 Act of 1978.