

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1116 Session of 2021

INTRODUCED BY MIHALEK, HILL-EVANS, MIZGORSKI, MERSKI, SCHLEGEL  
 CULVER, GUZMAN, ROZZI, MADDEN, DRISCOLL, CIRESI, R. BROWN,  
 PISCIOTTANO, ZABEL AND O'MARA, APRIL 7, 2021

REFERRED TO COMMITTEE ON APPROPRIATIONS, APRIL 7, 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,

1 every State depository and every debtor or creditor of the  
2 Commonwealth," in emergency COVID-19 response, providing for  
3 appropriations from the account and for Nonprofit Economic  
4 Emergency Delivery System Grants Program.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Article 1-C of the act of April 9, 1929 (P.L.343,  
8 No.176), known as The Fiscal Code, is amended by adding a  
9 subarticle to read:

10 SUBARTICLE B.1

11 APPROPRIATIONS FROM THE ACCOUNT

12 Section 115-C. Definitions.

13 The following words and phrases when used in this subarticle  
14 shall have the meanings given to them in this section unless the  
15 context clearly indicates otherwise:

16 "Current fiscal year." The fiscal year beginning July 1,  
17 2020, and ending June 30, 2021.

18 Section 116-C. Construction with the General Appropriation Act  
19 of 2020.

20 All appropriations contained in this subarticle from the  
21 General Fund shall be in addition to any appropriation under the  
22 act of May 29, 2020 (P.L. , No.1A), known as the General  
23 Appropriation Act of 2020, and the act of May 29, 2020 (P.L. ,  
24 No.2A), known as the COVID-19 Emergency Supplement to the  
25 General Appropriation Act of 2019.

26 Section 117-C. Appropriations from the account.

27 To the Department of Community and Economic Development for  
28 the current fiscal year, \$200,000,000 of Federal amounts is  
29 appropriated from the COVID-19 Response Restricted Account for  
30 COVID Relief - Nonprofit Economic Emergency Delivery System  
31 Grants Program under section 135-C.

32 Section 2. The act is amended by adding a section to read:

1 Section 135-C. Nonprofit Economic Emergency Delivery System  
2 Grants Program.

3 (a) Use of funds.--From money appropriated to the department  
4 for COVID Relief - Nonprofit Economic Emergency Delivery System  
5 Grants Program, \$200,000,000 shall be transferred to the  
6 authority and shall be used to make grants under this section.

7 (b) Establishment of program.--The authority shall establish  
8 the program as a Statewide competitive grant program.

9 (c) Purpose of program.--The program shall receive  
10 applications and award grants to eligible community-based  
11 nonprofit organizations in accordance with this section.

12 (d) Application.--The authority shall develop an application  
13 for eligible community-based nonprofit organizations to apply  
14 for grants under this section within 30 days of the effective  
15 date of this section. The application shall be made available  
16 and posted on the authority's publicly accessible Internet  
17 website and shall be in a form that can be completed  
18 electronically or through the United States mail.

19 (e) Deadline.--No application for a grant under this section  
20 may be submitted 30 days after the date the authority makes the  
21 application available and posted on the authority's publicly  
22 accessible Internet website.

23 (f) Guidelines.--The authority shall establish guidelines  
24 that are consistent with the provisions of this section within  
25 30 days of the effective date of this section. The guidelines  
26 shall be:

27 (1) Submitted to the Legislative Reference Bureau for  
28 publication as a notice in the Pennsylvania Bulletin.

29 (2) Posted on the authority's publicly accessible  
30 Internet website.

1 (g) Program requirements.--

2 (1) An eligible community-based nonprofit organization  
3 must be one of the following categories:

4 (i) Child-care centers, early childhood learning  
5 centers and after-school programs.

6 (ii) Community-based, federally qualified health  
7 centers and rural health clinics.

8 (iii) Substance abuse treatment facilities.

9 (iv) Domestic violence centers.

10 (v) Organizations operating transportation and food  
11 distribution systems.

12 (vi) Employment and workforce training and  
13 educational centers.

14 (vii) Alternative learning and career training  
15 institutions.

16 (viii) Organizations serving intellectual or  
17 developmental disabilities.

18 (ix) Early intervention service providers.

19 (x) Mental health and substance abuse counseling.

20 (xi) Food banks, food pantries and soup kitchens.

21 (2) An eligible community-based nonprofit organization  
22 must provide one or more of the following services:

23 (i) Child care.

24 (ii) Education and safety net services for  
25 vulnerable youth, including child welfare, youth  
26 development programs and crisis intervention.

27 (iii) Homelessness and housing insecurity assistance  
28 services, including mortgage and rent relief, emergency  
29 quarantine housing, transitional housing, rapid rehousing  
30 and warming shelters.

1           (iv) Mental health treatment programs and substance  
2           abuse counseling services.

3           (v) Facility and home-based or community-based  
4           services for individuals with intellectual or  
5           developmental disabilities.

6           (vi) Early intervention services.

7           (vii) Medical treatment for chronic conditions.

8           (viii) Procurement and distribution of personal  
9           protective equipment and testing.

10          (ix) Employment readiness, including career  
11          readiness, placement and retraining programs.

12          (x) Procurement, distribution or transportation of  
13          food.

14          (3) An eligible community-based nonprofit organization  
15          that has already received public funding during the COVID-19  
16          pandemic must explain in its application why additional  
17          funding is necessary above and beyond the public funding  
18          already received.

19          (h) Grant limits.--The authority may award a grant to an  
20          eligible community-based nonprofit organization not to exceed  
21          \$500,000.

22          (i) Award of grants.--The authority shall award grants and  
23          make grant payments under this section no later than two months  
24          after the deadline for submitting the grant application or 30  
25          days prior to any Federal or State imposed deadline established  
26          for the use of such funds, whichever is sooner.

27          (j) Expiration.--This section shall expire after the money  
28          transferred to the authority under subsection (a) has been  
29          exhausted. The authority shall transmit notice of the date that  
30          the money is exhausted to the Legislative Reference Bureau for

1 publication in the Pennsylvania Bulletin.

2 (k) Definitions.--As used in this section, the following  
3 words and phrases shall have the meanings given to them in this  
4 subsection unless the context clearly indicates otherwise:

5 "Authority. " The Commonwealth Financing Authority.

6 "Eligible community-based nonprofit organization." A tax-  
7 exempt 501(c)(3) institution that meets the criteria for grants  
8 under subsection (g) and that was subject to financial strain  
9 due to closure, increased service delivery or a loss of revenue  
10 as a result of the COVID-19 pandemic and the proclamation of  
11 disaster emergency issued by the Governor on March 6, 2020,  
12 published at 50 Pa.B. 1644 (March 21, 2020), and any renewal of  
13 the state of disaster emergency.

14 "Program." The Nonprofit Economic Emergency Delivery System  
15 (NEEDS) Grants Program established under this section.

16 Section 3. This act shall take effect immediately.