

116TH CONGRESS  
2D SESSION

# H. R. 7027

Making additional supplemental appropriations for disaster relief requirements for the fiscal year ending September 30, 2020, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 27, 2020

Ms. DELAURO (for herself, Mr. SCOTT of Virginia, Ms. CLARK of Massachusetts, Ms. BONAMICI, Mrs. LOWEY, Ms. STEVENS, Ms. FINKENAUER, Mrs. HAYES, Ms. HAALAND, Ms. ROYBAL-ALLARD, Mrs. DAVIS of California, Ms. LEE of California, Mr. GRIJALVA, Mr. POCAN, Mr. COURTNEY, Ms. FRANKEL, Ms. FUDGE, Mrs. BUSTOS, Mr. SABLAN, Mrs. WATSON COLEMAN, Ms. WILSON of Florida, Mr. TAKANO, Ms. ADAMS, Mr. DESAULNIER, Mr. NORCROSS, Ms. JAYAPAL, Mr. MORELLE, Ms. WILD, Mrs. MCBATH, Ms. SHALALA, Mr. LEVIN of Michigan, Ms. OMAR, Mr. TRONE, Mrs. TRAHAN, and Mr. CASTRO of Texas) introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

Making additional supplemental appropriations for disaster relief requirements for the fiscal year ending September 30, 2020, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       The following sums in this Act are appropriated, out of  
4       any money in the Treasury not otherwise appropriated,

1 for the fiscal year ending September 30, 2020, and for  
2 other purposes, namely:

3 TITLE I—DEPARTMENT OF HEALTH AND  
4 HUMAN SERVICES  
5 ADMINISTRATION FOR CHILDREN AND FAMILIES  
6 PAYMENTS TO STATES FOR THE CHILD CARE AND  
7 DEVELOPMENT BLOCK GRANT

8 For an additional amount for “Payments to States  
9 for the Child Care and Development Block Grant”,  
10 \$50,000,000,000, to remain available until September 30,  
11 2021, for necessary expenses to carry out the Child Care  
12 Stabilization Fund grants program, as authorized by sec-  
13 tion 1 of this Act: *Provided*, That such funds shall be  
14 available without regard to the requirements in subpara-  
15 graphs (C) through (E) of section 658E(c)(3) or section  
16 658G of the Child Care and Development Block Grant  
17 Act: *Provided further*, That funds appropriated under this  
18 heading in this Act may be made available to restore  
19 amounts, either directly or through reimbursement, for ob-  
20 ligations incurred prior to the date of enactment of this  
21 Act for the purposes provided herein: *Provided further*,  
22 That such amount is designated by the Congress as being  
23 for an emergency requirement pursuant to section  
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
25 Deficit Control Act of 1985 and shall be available only

1 if the President subsequently so designates such amount  
2 and transmits such designation to the Congress.

3 CHILD CARE STABILIZATION FUND

4 SEC. 1. (a) DEFINITIONS.—In this section:

5 (1) CCDBG TERMS.—The terms “eligible child  
6 care provider”, “Indian tribe”, “lead agency”, “trib-  
7 al organization”, “Secretary”, and “State” have the  
8 meanings given the terms in section 658P of the  
9 Child Care and Development Block Grant Act of  
10 1990 (42 U.S.C. 9858n) except as otherwise pro-  
11 vided in this section.

12 (2) COVID–19 PUBLIC HEALTH EMERGENCY.—  
13 The term “COVID–19 public health emergency”  
14 means the public health emergency declared by the  
15 Secretary of Health and Human Services under sec-  
16 tion 319 of the Public Health Service Act (42  
17 U.S.C. 247d) on January 31, 2020, with respect to  
18 COVID–19, including any renewal of the declara-  
19 tion.

20 (b) GRANTS.—From the amounts appropriated to  
21 carry out this section and under the authority of section  
22 658O of the Child Care and Development Block Grant Act  
23 of 1990 (42 U.S.C. 9858m) and this section, the Secretary  
24 shall award child care stabilization grants to the lead  
25 agency of each State (as defined in that section 658O),  
26 territory described in subsection (a)(1) of such section, In-

1 dian tribe, and tribal organization from allotments and  
2 payments made under subsection (c)(2), not later than 30  
3 days after the date of enactment of this Act.

4 (c) SECRETARIAL RESERVATION AND ALLOT-  
5 MENTS.—

6 (1) RESERVATION.—The Secretary shall reserve  
7 not more than 1 percent of the funds appropriated  
8 to carry out this section for the Federal administra-  
9 tion of grants described in subsection (b).

10 (2) ALLOTMENTS.—The Secretary shall use the  
11 remainder of the funds appropriated to carry out  
12 this section to award allotments to States, as defined  
13 in section 6580 of the Child Care Development  
14 Block Grant Act of 1990 (42 U.S.C. 9858m), and  
15 payments to territories, Indian tribes, and tribal or-  
16 ganizations in accordance with paragraphs (1) and  
17 (2) of subsection (a), and subsection (b), of section  
18 6580 of the Child Care and Development Block  
19 Grant Act of 1990 (42 U.S.C. 9858m).

20 (d) STATE RESERVATIONS AND SUBGRANTS.—

21 (1) RESERVATION.—A lead agency for a State  
22 that receives a child care stabilization grant pursu-  
23 ant to subsection (b) shall reserve not more than 10  
24 percent of such grant funds—

1 (A) to administer subgrants made to quali-  
2 fied child care providers under paragraph (2),  
3 including to carry out data systems building  
4 and other activities that enable the disburse-  
5 ment of payments of such subgrants;

6 (B) to provide technical assistance and  
7 support in applying for and accessing the  
8 subgrant opportunity under paragraph (2), to  
9 eligible child care providers (including to family  
10 child care providers, group home child care pro-  
11 viders, and other non-center-based child care  
12 providers and providers with limited administra-  
13 tive capacity), either directly or through re-  
14 source and referral agencies or staffed family  
15 child care networks;

16 (C) to publicize the availability of sub-  
17 grants under this section and conduct wide-  
18 spread outreach to eligible child care providers,  
19 including family child care providers, group  
20 home child care providers, and other non-cen-  
21 ter-based child care providers and providers  
22 with limited administrative capacity, either di-  
23 rectly or through resource and referral agencies  
24 or staffed family child care networks, to ensure

1 eligible child care providers are aware of the  
2 subgrants available under this section;

3 (D) to carry out the reporting require-  
4 ments described in subsection (f); and

5 (E) to carry out activities to improve the  
6 supply and quality of child care during and  
7 after the COVID–19 public health emergency,  
8 such as conducting community needs assess-  
9 ments, carrying out child care cost modeling,  
10 making improvements to child care facilities, in-  
11 creasing access to licensure or participation in  
12 the State’s tiered quality rating system, and  
13 carrying out other activities described in section  
14 658G(b) of the Child Care and Development  
15 Block Grant Act of 1990 (42 U.S.C. 9858e(b)),  
16 to the extent that the lead agency can carry out  
17 activities described in this subparagraph with-  
18 out preventing the lead agency from fully con-  
19 ducting the activities described in subpara-  
20 graphs (A) through (D).

21 (2) SUBGRANTS TO QUALIFIED CHILD CARE  
22 PROVIDERS.—

23 (A) IN GENERAL.—The lead agency shall  
24 use the remainder of the grant funds awarded  
25 pursuant to subsection (b) to make subgrants

1 to qualified child care providers described in  
2 subparagraph (B), to support the stability of  
3 the child care sector during and after the  
4 COVID–19 public health emergency. The lead  
5 agency shall provide the subgrant funds in ad-  
6 vance of provider expenditures for costs de-  
7 scribed in subsection (e), except as provided in  
8 subsection (e)(2).

9 (B) QUALIFIED CHILD CARE PROVIDER.—

10 To be qualified to receive a subgrant under this  
11 paragraph, a provider shall be an eligible child  
12 care provider that—

13 (i) was providing child care services  
14 on or before March 1, 2020; and

15 (ii) on the date of submission of an  
16 application for the subgrant, was either—

17 (I) open and available to provide  
18 child care services; or

19 (II) closed due to the COVID–19  
20 public health emergency.

21 (C) SUBGRANT AMOUNT.—The lead agency  
22 shall make subgrants, from amounts awarded  
23 pursuant to subsection (b), to qualified child  
24 care providers, and the amount of such a  
25 subgrant to such a provider shall—

1 (i) be based on the provider’s stated  
2 average operating expenses during the pe-  
3 riod (of not longer than 6 months) before  
4 March 1, 2020 and at minimum cover such  
5 operating expenses for the intended length  
6 of the subgrant;

7 (ii) account for increased costs of pro-  
8 viding or preparing to provide child care as  
9 a result of the COVID–19 public health  
10 emergency, such as provider and employee  
11 compensation and existing benefits (exist-  
12 ing as of March 1, 2020) and the imple-  
13 mentation of new practices related to sani-  
14 tization, group size limits, and social  
15 distancing;

16 (iii) be adjusted for payments or reim-  
17 bursements made to an eligible child care  
18 provider to carry out the Child Care and  
19 Development Block Grant Act of 1990 (42  
20 U.S.C. 9858 et seq.) or the Head Start  
21 Act (42 U.S.C. 9831 et seq.); and

22 (iv) be adjusted for payments or reim-  
23 bursements made to an eligible child care  
24 provider through the Paycheck Protection  
25 Program set forth in section 7(a)(36) of



1 the Small Business Act (15 U.S.C.  
2 636(a)(36)), as added by section 1102 of  
3 the Coronavirus Aid, Relief, and Economic  
4 Security Act (Public Law 116–136).

5 (D) APPLICATION.—

6 (i) ELIGIBILITY.—To be eligible to re-  
7 ceive a subgrant under this paragraph, a  
8 child care provider shall submit an applica-  
9 tion to a lead agency at such time and in  
10 such manner as the lead agency may re-  
11 quire. Such application shall include—

12 (I) a good-faith certification that  
13 the ongoing operations of the child  
14 care provider have been impacted as a  
15 result of the COVID–19 public health  
16 emergency;

17 (II) for a provider described in  
18 subparagraph (B)(ii)(I), an assurance  
19 that, for the duration of the COVID–  
20 19 public health emergency—

21 (aa) the provider will give  
22 priority for available slots (in-  
23 cluding slots that are only tempo-  
24 rarily available) to—

1 (AA) children of essen-  
2 tial workers (such as health  
3 care sector employees, emer-  
4 gency responders, sanitation  
5 workers, farmworkers, child  
6 care employees, and other  
7 workers determined to be es-  
8 sential during the response  
9 to coronavirus by public offi-  
10 cials), children of workers  
11 whose places of employment  
12 require their attendance,  
13 children experiencing home-  
14 lessness, children with dis-  
15 abilities, children at risk of  
16 child abuse or neglect, and  
17 children in foster care, in  
18 States where stay-at-home  
19 or related orders are in ef-  
20 fect; or

21 (BB) children of work-  
22 ers whose places of employ-  
23 ment require their attend-  
24 ance, children experiencing  
25 homelessness, children with

1 disabilities, children at risk  
2 of child abuse or neglect,  
3 children in foster care, and  
4 children whose parents are  
5 in school or a training pro-  
6 gram, in States where stay-  
7 at-home or related orders  
8 are not in effect;

9 (bb) the provider will imple-  
10 ment policies in line with guid-  
11 ance from the Centers for Dis-  
12 ease Control and Prevention and  
13 the corresponding State and local  
14 authorities, and in accordance  
15 with State and local orders, for  
16 child care providers that remain  
17 open, including guidance on sani-  
18 tization practices, group size lim-  
19 its, and social distancing;

20 (cc) for each employee, the  
21 provider will pay the full com-  
22 pensation described in subsection  
23 (e)(1)(C), including any benefits,  
24 that was provided to the em-  
25 ployee as of March 1, 2020 (re-

1           ferred to in this clause as “full  
2           compensation”), and will not take  
3           any action that reduces the week-  
4           ly amount of the employee’s com-  
5           pensation below the weekly  
6           amount of full compensation, or  
7           that reduces the employee’s rate  
8           of compensation below the rate of  
9           full compensation; and

10           (dd) the provider will pro-  
11           vide relief from copayments and  
12           tuition payments for the families  
13           enrolled in the provider’s pro-  
14           gram and prioritize such relief  
15           for families struggling to make  
16           either type of payments;

17           (III) for a provider described in  
18           subparagraph (B)(ii)(II), an assur-  
19           ance that—

20           (aa) for the duration of the  
21           provider’s closure due to the  
22           COVID–19 public health emer-  
23           gency, for each employee, the  
24           provider will pay full compensa-  
25           tion, and will not take any action

1 that reduces the weekly amount  
2 of the employee's compensation  
3 below the weekly amount of full  
4 compensation, or that reduces  
5 the employee's rate of compensa-  
6 tion below the rate of full com-  
7 pensation;

8 (bb) children enrolled as of  
9 March 1, 2020, will maintain  
10 their slots, unless their families  
11 choose to disenroll the children;

12 (cc) for the duration of the  
13 provider's closure due to the  
14 COVID-19 public health emer-  
15 gency, the provider will provide  
16 relief from copayments and tui-  
17 tion payments for the families  
18 enrolled in the provider's pro-  
19 gram and prioritize such relief  
20 for families struggling to make  
21 either type of payments; and

22 (dd) the provider will re-  
23 sume operations when the pro-  
24 vider is able to safely implement  
25 policies in line with guidance

1 from the Centers for Disease  
2 Control and Prevention and the  
3 corresponding State and local au-  
4 thorities, and in accordance with  
5 State and local orders;

6 (IV) information about the child  
7 care provider's—

8 (aa) program characteristics  
9 sufficient to allow the lead agen-  
10 cy to establish the child care pro-  
11 vider's priority status, as de-  
12 scribed in subparagraph (F);

13 (bb) program operational  
14 status on the date of submission  
15 of the application;

16 (cc) type of program, includ-  
17 ing whether the program is a  
18 center-based child care, family  
19 child care, group home child care,  
20 or other non-center-based child  
21 care type program;

22 (dd) total enrollment on the  
23 date of submission of the applica-  
24 tion and total capacity as allowed  
25 by the State; and

1 (ee) receipt of assistance,  
2 and amount of assistance,  
3 through a payment or reimburse-  
4 ment described in subparagraph  
5 (C)(iv), and the time period for  
6 which the assistance was made;

7 (V) information necessary to de-  
8 termine the amount of the subgrant,  
9 such as information about the pro-  
10 vider's stated average operating ex-  
11 penses over the period before March  
12 1, 2020, described in subparagraph  
13 (C)(i); and

14 (VI) such other limited informa-  
15 tion as the lead agency shall deter-  
16 mine to be necessary to make sub-  
17 grants to qualified child care pro-  
18 viders.

19 (ii) FREQUENCY.—The lead agency  
20 shall accept and process applications sub-  
21 mitted under this subparagraph on a roll-  
22 ing basis.

23 (iii) UPDATES.—The lead agency  
24 shall—

1 (I) at least once a month, verify  
2 by obtaining a self-attestation from  
3 each qualified child care provider that  
4 received such a subgrant from the  
5 agency, whether the provider is open  
6 and available to provide child care  
7 services or is closed due to the  
8 COVID–19 public health emergency;

9 (II) allow the qualified child care  
10 provider to update the information  
11 provided in a prior application; and

12 (III) adjust the qualified child  
13 care provider’s subgrant award as  
14 necessary, based on changes to the  
15 application information, including  
16 changes to the provider’s operational  
17 status.

18 (iv) EXISTING APPLICATIONS.—If a  
19 lead agency has established and imple-  
20 mented a grant program for child care pro-  
21 viders that is in effect on the date of en-  
22 actment of this Act, and an eligible child  
23 care provider has already submitted an ap-  
24 plication for such a grant to the lead agen-  
25 cy containing the information specified in



1 clause (i), the lead agency shall treat that  
2 application as an application submitted  
3 under this subparagraph. If an eligible  
4 child care provider has already submitted  
5 such an application containing part of the  
6 information specified in clause (i), the pro-  
7 vider may submit to the lead agency an ab-  
8 breviated application that contains the re-  
9 maining information, and the lead agency  
10 shall treat the 2 applications as an applica-  
11 tion submitted under this subparagraph.

12 (E) MATERIALS.—

13 (i) IN GENERAL.—The lead agency  
14 shall provide the materials and other re-  
15 sources related to such subgrants, includ-  
16 ing a notification of subgrant opportunities  
17 and application materials, to qualified child  
18 care providers in the most commonly spo-  
19 ken languages in the State.

20 (ii) APPLICATION.—The application  
21 shall be accessible on the website of the  
22 lead agency within 30 days after the lead  
23 agency receives grant funds awarded pur-  
24 suant to subsection (b) and shall be acces-  
25 sible to all eligible child care providers, in-

1 including family child care providers, group  
2 home child care providers, and other non-  
3 center-based child care providers and pro-  
4 viders with limited administrative capacity.

5 (F) PRIORITY.—In making subgrants  
6 under this section, the lead agency shall give  
7 priority to qualified child care providers that,  
8 prior to or on March 1, 2020—

9 (i) provided child care during non-  
10 traditional hours;

11 (ii) served dual language learners,  
12 children with disabilities, children experi-  
13 encing homelessness, children in foster  
14 care, children from low-income families, or  
15 infants and toddlers;

16 (iii) served a high proportion of chil-  
17 dren whose families received subsidies  
18 under the Child Care and Development  
19 Block Grant Act of 1990 (42 U.S.C. 9858  
20 et seq.) for the child care; or

21 (iv) operated in communities, includ-  
22 ing rural communities, with a low supply  
23 of child care.

24 (G) PROVIDERS RECEIVING OTHER ASSIST-  
25 ANCE.—The lead agency, in determining wheth-

1 er a provider is a qualified child care provider,  
2 shall not take into consideration receipt of a  
3 payment or reimbursement described in sub-  
4 paragraph (C)(iii) or subparagraph (C)(iv).

5 (H) AWARDS.—The lead agency shall equi-  
6 tably make subgrants under this paragraph to  
7 center-based child care providers, family child  
8 care providers, group home child care providers,  
9 and other non-center-based child care providers,  
10 such that qualified child care providers are able  
11 to access the subgrant opportunity under this  
12 paragraph regardless of the providers' setting,  
13 size, or administrative capacity.

14 (I) OBLIGATION.—The lead agency shall  
15 obligate at least 50 percent of funds available  
16 to carry out this section for subgrants described  
17 in this paragraph, by December 31, 2020.

18 (e) USES OF FUNDS.—

19 (1) IN GENERAL.—A qualified child care pro-  
20 vider that receives funds through such a subgrant  
21 may use the funds for the costs of—

22 (A) payroll;

23 (B) employee benefits, including group  
24 health plan benefits during periods of paid sick,

1 medical, or family leave, and insurance pre-  
2 miums;

3 (C) employee salaries or similar compensa-  
4 tion, including any income or other compensa-  
5 tion to a sole proprietor or independent con-  
6 tractor that is a wage, commission, income, net  
7 earnings from self-employment, or similar com-  
8 pensation;

9 (D) payment on any mortgage obligation;

10 (E) rent (including rent under a lease  
11 agreement);

12 (F) utilities;

13 (G) insurance;

14 (H) providing premium pay for child care  
15 providers and other employees who provide  
16 services during the COVID–19 public health  
17 emergency;

18 (I) sanitization and other costs associated  
19 with cleaning;

20 (J) personal protective equipment and  
21 other equipment necessary to carry out the  
22 functions of the child care provider;

23 (K) training and professional development  
24 related to health and safety practices, including  
25 the proper implementation of policies in line

1 with guidance from the Centers for Disease  
2 Control and Prevention and the corresponding  
3 State and local authorities, and in accordance  
4 with State and local orders;

5 (L) modifications to child care services as  
6 a result of the COVID–19 public health emer-  
7 gency, such as limiting group sizes, adjusting  
8 staff-to-child ratios, and implementing other  
9 heightened health and safety measures;

10 (M) mental health supports for children  
11 and employees; and

12 (N) other goods and services necessary to  
13 maintain or resume operation of the child care  
14 program, or to maintain the viability of the  
15 child care provider as a going concern during  
16 and after the COVID–19 public health emer-  
17 gency.

18 (2) REIMBURSEMENT.—The qualified child care  
19 provider may use the subgrant funds to reimburse  
20 the provider for sums obligated or expended before  
21 the date of enactment of this Act for the cost of a  
22 good or service described in paragraph (1) to re-  
23 spond to the COVID–19 public health emergency.

24 (f) REPORTING.—

1           (1) INITIAL REPORT.—A lead agency receiving  
2 a grant under this section shall, within 60 days after  
3 making the agency’s first subgrant under subsection  
4 (d)(2) to a qualified child care provider, submit a re-  
5 port to the Secretary that includes—

6           (A) data on qualified child care providers  
7 that applied for subgrants and qualified child  
8 care providers that received such subgrants, in-  
9 cluding—

10           (i) the number of such applicants and  
11 the number of such recipients;

12           (ii) the number and proportion of  
13 such applicants and recipients that re-  
14 ceived priority and the characteristic or  
15 characteristics of such applicants and re-  
16 cipients associated with the priority;

17           (iii) the number and proportion of  
18 such applicants and recipients that are—

19           (I) center-based child care pro-  
20 viders;

21           (II) family child care providers;

22           (III) group home child care pro-  
23 viders; or

24           (IV) other non-center-based child  
25 care providers; and

1 (iv) within each of the groups listed in  
2 clause (iii), the number of such applicants  
3 and recipients that are, on the date of sub-  
4 mission of the application—

5 (I) open and available to provide  
6 child care services; or

7 (II) closed due to the COVID-19  
8 public health emergency;

9 (B) the total capacity of child care pro-  
10 viders that are licensed, regulated, or registered  
11 in the State on the date of the submission of  
12 the report;

13 (C) a description of—

14 (i) the efforts of the lead agency to  
15 publicize the availability of subgrants  
16 under this section and conduct widespread  
17 outreach to eligible child care providers  
18 about such subgrants, including efforts to  
19 make materials available in languages  
20 other than English;

21 (ii) the lead agency's methodology for  
22 determining amounts of subgrants under  
23 subsection (d)(2);

24 (iii) the lead agency's timeline for dis-  
25 bursing the subgrant funds; and

1                   (iv) the lead agency’s plan for ensur-  
2                   ing that qualified child care providers that  
3                   receive funding through such a subgrant  
4                   comply with assurances described in sub-  
5                   section (d)(2)(D) and use funds in compli-  
6                   ance with subsection (e); and

7                   (D) such other limited information as the  
8                   Secretary may require.

9                   (2) QUARTERLY REPORT.—The lead agency  
10                  shall, following the submission of such initial report,  
11                  submit to the Secretary a report that contains the  
12                  information described in subparagraphs (A), (B),  
13                  and (D) of paragraph (1) once a quarter until all  
14                  funds allotted for activities authorized under this  
15                  section are expended.

16                  (3) FINAL REPORT.—Not later than 60 days  
17                  after a lead agency receiving a grant under this sec-  
18                  tion has obligated all of the grant funds (including  
19                  funds received under subsection (h)), the lead agen-  
20                  cy shall submit a report to the Secretary, in such  
21                  manner as the Secretary may require, that in-  
22                  cludes—

23                         (A) the total number of eligible child care  
24                         providers who were providing child care services  
25                         on or before March 1, 2020, in the State and



1 the number of such providers that submitted an  
2 application under subsection (d)(2)(D);

3 (B) the number of qualified child care pro-  
4 viders in the State that received funds through  
5 the grant;

6 (C) the lead agency's methodology for de-  
7 termining amounts of subgrants under sub-  
8 section (d)(2);

9 (D) the average and range of the subgrant  
10 amounts by provider type (center-based child  
11 care, family child care, group home child care,  
12 or other non-center-based child care provider);

13 (E) the percentages of the child care pro-  
14 viders that received such a subgrant, that, on or  
15 before March 1, 2020—

16 (i) provided child care during non-  
17 traditional hours;

18 (ii) served dual language learners,  
19 children with disabilities, children experi-  
20 encing homelessness, children in foster  
21 care, children from low-income families, or  
22 infants and toddlers;

23 (iii) served a high proportion of chil-  
24 dren whose families received subsidies  
25 under the Child Care and Development

1 Block Grant Act of 1990 (42 U.S.C. 9858  
2 et seq.) for the child care; and

3 (iv) operated in communities, includ-  
4 ing rural communities, with a low supply  
5 of child care;

6 (F) the number of children served by the  
7 child care providers that received such a  
8 subgrant, for the duration of the subgrant;

9 (G) the percentages, of the child care pro-  
10 viders that received such a subgrant, that are—

11 (i) center-based child care providers;

12 (ii) family child care providers;

13 (iii) group home child care providers;

14 or

15 (iv) other non-center-based child care  
16 providers;

17 (H) the percentages, of the child care pro-  
18 viders listed in subparagraph (G) that are, on  
19 the date of submission of the application—

20 (i) open and available to provide child  
21 care services; or

22 (ii) closed due to the COVID–19 pub-  
23 lic health emergency;

1 (I) information about how child care pro-  
2 viders used the funds received under such a  
3 subgrant;

4 (J) information about how the lead agency  
5 used funds reserved under subsection (d)(1);  
6 and

7 (K) information about how the subgrants  
8 helped to stabilize the child care sector.

9 (4) REPORTS TO CONGRESS.—

10 (A) FINDINGS FROM INITIAL REPORTS.—

11 Not later than 60 days after receiving all re-  
12 ports required to be submitted under paragraph  
13 (1), the Secretary shall provide a report to the  
14 Committee on Education and Labor of the  
15 House of Representatives, to the Committee on  
16 Health, Education, Labor and Pensions of the  
17 Senate, and to the Committees on Appropria-  
18 tions of the House of Representatives and the  
19 Senate, summarizing the findings from the re-  
20 ports received under paragraph (1).

21 (B) FINDINGS FROM FINAL REPORTS.—

22 Not later than 36 months after the date of en-  
23 actment of this Act, the Secretary shall provide  
24 a report to the Committee on Education and  
25 Labor of the House of Representatives, to the

1           Committee on Health, Education, Labor and  
2           Pensions of the Senate, and to the Committees  
3           on Appropriations of the House of Representa-  
4           tives and the Senate, summarizing the findings  
5           from the reports received under paragraph (3).

6           (g) SUPPLEMENT NOT SUPPLANT.—Amounts made  
7 available to carry out this section shall be used to supple-  
8 ment and not supplant other Federal, State, and local  
9 public funds expended to provide child care services for  
10 eligible individuals, including funds provided under the  
11 Child Care and Development Block Grant Act of 1990 (42  
12 U.S.C. 9858 et seq.) and State child care programs.

13          (h) REALLOTMENT OF UNOBLIGATED FUNDS.—

14           (1) UNOBLIGATED FUNDS.—A State, Indian  
15           tribe, or tribal organization shall return to the Sec-  
16           retary any grant funds received under this section  
17           that the State, Indian tribe, or tribal organization  
18           does not obligate by September 30, 2021.

19           (2) REALLOTMENT.—The Secretary shall award  
20           new allotments and payments, in accordance with  
21           subsection (c)(2), to covered States, Indian tribes, or  
22           tribal organizations from funds that are returned  
23           under paragraph (1) within 60 days of receiving  
24           such funds. Funds made available through the new  
25           allotments and payments shall remain available to

1 each covered State, Indian tribe, or tribal organiza-  
2 tion until September 30, 2022.

3 (3) COVERED STATE, INDIAN TRIBE, OR TRIBAL  
4 ORGANIZATION.—For purposes of paragraph (2), a  
5 covered State, Indian tribe, or tribal organization is  
6 a State, Indian tribe, or tribal organization that re-  
7 ceived an allotment or payment under this section  
8 and was not required to return grant funds under  
9 paragraph (1).

10 (i) EXCEPTIONS.—The Child Care and Development  
11 Block Grant Act of 1990 (42 U.S.C. 9858 et seq.), exclud-  
12 ing requirements in subparagraphs (C) through (E) of sec-  
13 tion 658E(c)(3), section 658G, and section 658J(c) of  
14 such Act (42 U.S.C. 9858c(c)(3), 9858e, 9858h(c)), shall  
15 apply to child care services provided under this section to  
16 the extent the application of such Act does not conflict  
17 with the provisions of this section. Nothing in this Act  
18 shall be construed to require a State to submit an applica-  
19 tion, other than the application described in section 658E  
20 or 658O(e) of the Child Care and Development Block  
21 Grant Act of 1990 (42 U.S.C. 9858c, 9858m(c)), to re-  
22 ceive a grant under this Act.

23 (j) AUTHORIZATION OF APPROPRIATION.—

1           (1) IN GENERAL.—There is authorized to be  
2           appropriated to carry out this Act \$50,000,000,000  
3           for fiscal year 2020.

4           (2) APPLICATION.—In carrying out the Child  
5           Care and Development Block Grant Act of 1990  
6           with funds other than the funds appropriated under  
7           paragraph (1), the Secretary shall calculate the  
8           amounts of appropriated funds described in sub-  
9           sections (a) and (b) of section 6580 of such Act (42  
10          U.S.C. 9858m) by excluding funds appropriated  
11          under paragraph (1).

12          SEC. 2. Each amount appropriated or made available  
13          by this Act is in addition to any amounts otherwise appro-  
14          priated for the fiscal year involved.

15          SEC. 3. Unless otherwise provided for by this Act,  
16          the additional amounts appropriated by this Act to appro-  
17          priations accounts shall be available under the authorities  
18          and conditions applicable to such appropriations accounts  
19          for fiscal year 2020.

20          This Act may be cited as the “Child Care Is Essential  
21          Act”.

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