

116TH CONGRESS  
2D SESSION

# S. 3740

To assist older Americans and people with disabilities affected by COVID–  
19.

---

## IN THE SENATE OF THE UNITED STATES

MAY 14, 2020

Mr. CASEY (for himself, Mr. BROWN, Mr. JONES, Mrs. SHAHEEN, Mr. VAN HOLLEN, Ms. HARRIS, Mr. MENENDEZ, Mr. REED, Mr. MARKEY, and Mr. BLUMENTHAL) introduced the following bill; which was read twice and referred to the Committee on Finance

---

## A BILL

To assist older Americans and people with disabilities  
affected by COVID–19.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “COVID–19 Recovery for Seniors and People with Dis-  
6 abilities Act of 2020”.

7 (b) TABLE OF CONTENTS.—The table of contents for  
8 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—SOCIAL SECURITY

- Sec. 101. Definitions.
- Sec. 102. Pausing continuing disability reviews during the COVID–19 public health emergency.
- Sec. 103. Pausing all collection of overpayments during the COVID–19 public health emergency.
- Sec. 104. Pausing all suspension of benefits for failure to cooperate during the COVID–19 public health emergency.
- Sec. 105. Update in eligibility thresholds for supplemental security income; elimination of marriage penalty.
- Sec. 106. Elimination of Social Security disability and Medicare waiting periods.
- Sec. 107. Support and maintenance furnished in kind not included as income for purposes of SSI.
- Sec. 108. Suspension of certain regulations.
- Sec. 109. Discharge of student loans.
- Sec. 110. Elimination of separate account requirement for past-due supplemental security income benefits paid to child beneficiaries.
- Sec. 111. Increasing the substantial gainful activity limit.
- Sec. 112. State grants to protect the legal rights of SSI and SSDI applicants and beneficiaries.
- Sec. 113. Social security assistance and representation grants.

## TITLE II—MEDICARE

- Sec. 201. Fairness in Medicare enrollment and coverage periods.
- Sec. 202. Permitting an attestation of employment-based health insurance coverage during the COVID–19 public health emergency.
- Sec. 203. Suspension of the Medicare part D low-income subsidy asset test.

## TITLE III—MEDICAID

- Sec. 301. Suspension of asset test for medical assistance for Medicare cost sharing during COVID–19 emergency period.
- Sec. 302. Temporary increase of Medicaid FMAP for medicare cost-sharing.
- Sec. 303. Delay in reduction of FMAP for medicaid personal care services furnished without an electronic visit verification system.

## TITLE IV—AGRICULTURE

- Sec. 401. Commodity supplemental food program.

## TITLE V—SUPPLEMENTAL APPROPRIATIONS

- Sec. 501. COVID–19 public awareness campaign.
- Sec. 502. Senior legal assistance; services for older individuals with limited English proficiency.
- Sec. 503. Information and translation through statewide independent councils.

# 1      **TITLE I—SOCIAL SECURITY**

## 2      **SEC. 101. DEFINITIONS.**

3      In this title:

1 (1) COMMISSIONER.—The term “Commis-  
 2 sioner” means the Commissioner of Social Security.

3 (2) COVID-19 EMERGENCY PERIOD.—The  
 4 term “COVID-19 emergency period” means the pe-  
 5 riod of months—

6 (A) beginning with the first month that be-  
 7 gins on or after the date of enactment of this  
 8 Act; and

9 (B) ending with the sixth month that be-  
 10 gins on or after the last day of the public health  
 11 emergency described in section 1135(g)(1)(B)  
 12 of such Act (42 U.S.C. 1320b-5(g)(1)(B)).

13 **SEC. 102. PAUSING CONTINUING DISABILITY REVIEWS DUR-**  
 14 **ING THE COVID-19 PUBLIC HEALTH EMER-**  
 15 **GENCY.**

16 (a) IN GENERAL.—Notwithstanding any other provi-  
 17 sion of law and except as provided in subsection (b), the  
 18 Commissioner shall not conduct any continuing disability  
 19 review (as such term is defined in section 201(g)(1)(A)  
 20 of the Social Security Act (42 U.S.C. 401(g)(1)(A))) dur-  
 21 ing the COVID-19 emergency period.

22 (b) EXCEPTION FOR CDR APPEALS.—Subsection (a)  
 23 shall not apply to a continuing disability review that—

24 (1) is in progress on the date of enactment of  
 25 this Act; and

1           (2) is being conducted pursuant to an appeal by  
 2           an individual of an adverse decision of the Commis-  
 3           sioner with respect to the individual's eligibility for  
 4           benefits under title II or XVI of the Social Security  
 5           Act (42 U.S.C. 401 et seq., 1381 et seq.), or the  
 6           amount of such benefits for which the individual is  
 7           eligible.

8   **SEC. 103. PAUSING ALL COLLECTION OF OVERPAYMENTS**  
 9                           **DURING THE COVID-19 PUBLIC HEALTH**  
 10                          **EMERGENCY.**

11       (a) IN GENERAL.—Notwithstanding any other provi-  
 12       sion of law and except as provided in subsection (b), dur-  
 13       ing the COVID-19 emergency period, the Commissioner  
 14       shall not make any downward adjustment to a benefit  
 15       amount payable to an individual under title II or XVI of  
 16       the Social Security Act (42 U.S.C. 401 et seq., 1381 et  
 17       seq.), or take any other action, for the purpose of col-  
 18       lecting an overpayment made to such individual.

19       (b) EXCEPTION FOR FRAUD.—Subsection (a) shall  
 20       not apply to any downward adjustment or any other action  
 21       with respect to a benefit amount payable to an individual  
 22       under title II or XVI of the Social Security Act (42 U.S.C.  
 23       401 et seq., 1381 et seq.) if such adjustment is made, or  
 24       such action taken, on the basis that the individual is in-  
 25       volved in fraud or similar fault.

1 **SEC. 104. PAUSING ALL SUSPENSION OF BENEFITS FOR**  
 2 **FAILURE TO COOPERATE DURING THE**  
 3 **COVID-19 PUBLIC HEALTH EMERGENCY.**

4 Notwithstanding any other provision of law, during  
 5 the COVID-19 emergency period, the Commissioner shall  
 6 not suspend, modify, or terminate an individual's entitle-  
 7 ment to, or eligibility for, benefits under title II or XVI  
 8 of the Social Security Act (42 U.S.C. 401 et seq., 1381  
 9 et seq.) on the basis that the individual has failed to co-  
 10 operate with a request of the Commissioner.

11 **SEC. 105. UPDATE IN ELIGIBILITY THRESHOLDS FOR SUP-**  
 12 **PLEMENTAL SECURITY INCOME; ELIMI-**  
 13 **NATION OF MARRIAGE PENALTY.**

14 (a) UPDATE IN GENERAL INCOME EXCLUSION.—  
 15 Section 1612(b)(2)(A) of the Social Security Act (42  
 16 U.S.C. 1382a(b)(2)(A)) is amended by striking “\$240”  
 17 and inserting “\$1,476 (increased as described in section  
 18 1617(d) for each calendar year after 2020)”.

19 (b) UPDATE IN EARNED INCOME EXCLUSION.—Sec-  
 20 tion 1612(b)(4) of such Act (42 U.S.C. 1382a(b)(4)) is  
 21 amended by striking “\$780” each place it appears and  
 22 inserting “\$4,788 (increased as described in section  
 23 1617(d) for each calendar year after 2020)”.

24 (c) UPDATE IN RESOURCE LIMIT FOR INDIVIDUALS  
 25 AND COUPLES.—Section 1611(a)(3) of such Act (42  
 26 U.S.C. 1382(a)(3)) is amended—

1           (1) in subparagraph (A), by striking “\$2,250”  
 2           and all that follows through the end of the subpara-  
 3           graph and inserting “\$20,000 in calendar year  
 4           2020, and shall be increased as described in section  
 5           1617(d) for each subsequent calendar year.”; and

6           (2) in subparagraph (B), by striking “\$1,500”  
 7           and all that follows through the end of the subpara-  
 8           graph and inserting “\$10,000 in calendar year  
 9           2020, and shall be increased as described in section  
 10          1617(d) for each subsequent calendar year.”.

11          (d) INFLATION ADJUSTMENT.—Section 1617 of such  
 12   Act (42 U.S.C. 1382f) is amended—

13           (1) in the section heading, by inserting “; IN-  
 14          FLATION ADJUSTMENT” after “BENEFITS”; and

15           (2) by adding at the end the following:

16          “(d)(1) In the case of any calendar year after 2020,  
 17          each of the amounts specified in sections 1611(a)(3),  
 18          1612(b)(2)(A), and 1612(b)(4) shall be increased by mul-  
 19          tiplying each such amount by the quotient obtained by di-  
 20          viding—

21                   “(A) the average of the Consumer Price  
 22                   Index for Elderly Consumers (CPI–E, as pub-  
 23                   lished by the Bureau of Labor Statistics of the  
 24                   Department of Labor) for the 12-month period

1 ending with September of the preceding cal-  
 2 endar year, by

3 “(B) such average for the 12-month period  
 4 ending with September 2019.

5 “(2) In no case shall the application of para-  
 6 graph (1) result in a reduction to the amounts speci-  
 7 fied in such paragraph.”.

8 (e) REPEAL OF MARRIAGE PENALTY.—

9 (1) IN GENERAL.—Section 1611(b)(2) of the  
 10 Social Security Act (42 U.S.C. 1382f(b)(2)) is  
 11 amended by striking “payable at the rate of” and all  
 12 that follows through the end of the paragraph and  
 13 inserting “payable—

14 “(A) for calendar years 1974 through 2019, at  
 15 the rate of \$2,628 (or, if greater, the amount deter-  
 16 mined under section 1617); and

17 “(B) for calendar year 2020 and any calendar  
 18 year thereafter, at twice the rate applicable for such  
 19 calendar year under paragraph (1) for an individual  
 20 who does not have an eligible spouse,

21 reduced by the amount of income, not excluded pursuant  
 22 to section 1612(b), of such individual and spouse.”.

23 (2) CONFORMING AMENDMENT.—Section  
 24 1617(a)(1) of the Social Security Act (42 U.S.C.  
 25 1382(a)(1)) is amended by striking “subsections

1 (a)(1)(A), (a)(2)(A), (b)(1), and (b)(2)” and insert-  
 2 ing “subsections (a)(1)(A), (a)(2)(A), and (b)(1)”.

3 (f) EFFECTIVE DATE.—The amendments made by  
 4 this section shall take effect on the date of enactment of  
 5 this Act, and shall apply to eligibility determinations  
 6 made, and benefit amounts payable, under title XVI of  
 7 the Social Security Act (42 U.S.C. 1381 et seq.) on or  
 8 after such date.

9 **SEC. 106. ELIMINATION OF SOCIAL SECURITY DISABILITY**  
 10 **AND MEDICARE WAITING PERIODS.**

11 (a) TEMPORARY ELIMINATION OF WAITING PERIODS  
 12 FOR SOCIAL SECURITY DISABILITY BENEFITS AND RAIL-  
 13 ROAD RETIREMENT ACT DISABILITY BENEFITS.—During  
 14 the period that begins on the date of enactment of this  
 15 Act and ends on the last day of the sixth month that be-  
 16 gins on or after the last day of the public health emer-  
 17 gency described in section 1135(g)(1)(B) of the Social Se-  
 18 curity Act (42 U.S.C. 1320b–5(g)(1)(B))—

19 (1) section 202(e)(5) of the Social Security Act  
 20 (42 U.S.C. 402(e)(5)) shall be applied by striking  
 21 subparagraphs (A) and (B) and inserting the fol-  
 22 lowing: “The waiting period referred to in paragraph  
 23 (1)(F), in the case of any widow or surviving di-  
 24 vorced wife, is zero months.”;



1           (2) section 202(f)(5) of the Social Security Act  
 2           (42 U.S.C. 402(f)(5)) shall be applied by striking  
 3           subparagraphs (A) and (B) and inserting the fol-  
 4           lowing: “The waiting period referred to in paragraph  
 5           (1)(F), in the case of any widower or surviving di-  
 6           vorced husband, is zero months.”;

7           (3) section 223(c)(2) of the Social Security Act  
 8           (42 U.S.C. 423(c)(2)) shall be applied by sub-  
 9           stituting “zero months.” for “the earliest period of  
 10          five consecutive calendar months” and all that fol-  
 11          lows through the period; and

12          (4) section 5(a)(ii) of the Railroad Retirement  
 13          Act of 1974 (45 U.S.C. 231c(a)(ii)) shall be applied  
 14          by striking “the of (A)” and all that follows through  
 15          “(B)”.

16          (b) TEMPORARY ELIMINATION OF MEDICARE WAIT-  
 17          ING PERIOD.—For purposes of applying section 226 of the  
 18          Social Security Act (42 U.S.C. 426) to any individual dur-  
 19          ing the period described in subsection (a), the following  
 20          special rules apply:

21               (1) Subsection (b) of such section shall be ap-  
 22               plied as if there were no requirement for any entitle-  
 23               ment to benefits, or status, for a period longer than  
 24               1 month.

1           (2) The entitlement under such subsection shall  
2       begin with the first month (rather than twenty-fifth  
3       month) of entitlement or status.

4           (3) Subsection (f) of such section shall not be  
5       applied.

6       (c) RULES OF APPLICATION.—

7           (1) SCOPE OF APPLICATION.—The provisions of  
8       the Social Security Act and the Railroad Retirement  
9       Act of 1974 specified in subsections (a) and (b) shall  
10      be applied in the manner described in such sub-  
11      sections with respect to any individual—

12           (A) for whom a waiting period under such  
13      provision began before the date of enactment of  
14      this Act; and

15           (B) for whom a waiting period under such  
16      a provision begins on or after such date of en-  
17      actment.

18           (2) EFFECT OF APPLICATION.—An individual  
19      with respect to whom a waiting period under a pro-  
20      vision specified in subsection (a) or (b) does not  
21      apply as a result of the application of such sub-  
22      section shall, for purposes of applying such provision  
23      to such individual after the end of the period de-  
24      scribed in subsection (a), be deemed to have met the  
25      waiting period requirement under such provision.

1 **SEC. 107. SUPPORT AND MAINTENANCE FURNISHED IN**  
2 **KIND NOT INCLUDED AS INCOME FOR PUR-**  
3 **POSES OF SSI.**

4 (a) IN GENERAL.—Section 1612(a)(2) of such Act  
5 (42 U.S.C. 1382a(a)(2)) is amended—

6 (1) by inserting “(other than support or main-  
7 tenance furnished in kind)” after “all other income”;  
8 and

9 (2) in subparagraph (A)—

10 (A) by striking “or kind”;

11 (B) by striking clause (i) and redesign-  
12 ating clauses (ii) and (iii) as clauses (i) and  
13 (ii), respectively; and

14 (C) in clause (ii) (as so redesignated), by  
15 striking “and the provisions of clause (i) shall  
16 not be applicable”.

17 (b) CONFORMING AMENDMENTS.—

18 (1) Section 1611(c) of such Act (42 U.S.C.  
19 1382(c)) is amended by striking paragraph (6) and  
20 redesignating paragraphs (7) through (10) as para-  
21 graphs (6) through (9), respectively.

22 (2) Section 1612(a)(2) of such Act (42 U.S.C.  
23 1382a(a)(2)) is amended—

24 (A) in subparagraph (F), by inserting  
25 “and” at the end;

1 (B) in subparagraph (G), by striking “;  
2 and” and inserting a period;

3 (C) by moving subparagraph (G) 2 ems to  
4 the right; and

5 (D) by striking subparagraph (H).

6 (3) Section 1621(c) of such Act (42 U.S.C.  
7 1382j(c)) is amended to read as follows:

8 “(c) In determining the amount of income of an alien  
9 during the period of 5 years after such alien’s entry into  
10 the United States, support or maintenance furnished in  
11 cash to the alien by such alien’s sponsor (to the extent  
12 that it reflects income or resources which were taken into  
13 account in determining the amount of income and re-  
14 sources to be deemed to the alien under subsection (a)  
15 or (b) of this section) shall not be considered to be income  
16 of such alien under section 1612(a)(2)(A).”.

17 **SEC. 108. SUSPENSION OF CERTAIN REGULATIONS.**

18 During the COVID–19 emergency period, the Com-  
19 missioner shall not promulgate or revise (and shall sus-  
20 pend any activities related to the promulgation or revision  
21 of) any regulation relating to—

22 (1) the frequency of continuing disability re-  
23 views under title II or XVI of the Social Security  
24 Act (42 U.S.C. 401 et seq., 1381 et seq.);

1           (2) the authority of administrative appeals  
2 judges of the Social Security Administration; or

3           (3) the medical-vocational guidelines for deter-  
4 mining whether an individual is disabled for pur-  
5 poses of title II or XVI of the Social Security Act.

6 **SEC. 109. DISCHARGE OF STUDENT LOANS.**

7           (a) FFEL LOANS AND FEDERAL DIRECT LOANS.—  
8 Section 437(a) of the Higher Education Act of 1965 (20  
9 U.S.C. 1087(a)) is amended—

10           (1) by redesignating paragraph (3) as para-  
11 graph (4); and

12           (2) by inserting after paragraph (2) the fol-  
13 lowing:

14           “(3) MINE DISABILITY DETERMINATIONS.—

15           “(A) IN GENERAL.—A student borrower  
16 whom the Commissioner of Social Security has  
17 classified as ‘medical improvement not expected’  
18 for purposes of entitlement to benefits under  
19 title II of the Social Security Act (42 U.S.C.  
20 401 et seq.) on the basis of a disability—

21           “(i) shall be considered permanently  
22 and totally disabled for the purpose of dis-  
23 charging such borrower’s loans under this  
24 subsection; and

1 “(ii) shall not be required to present  
2 additional documentation for purposes of  
3 this subsection.

4 “(B) PROCEDURES.—The Secretary and  
5 the Commissioner of Social Security shall joint-  
6 ly develop procedures through which the Com-  
7 missioner shall, on not less than a quarterly  
8 basis, provide the Secretary with such informa-  
9 tion regarding individuals who are classified as  
10 ‘medical improvement not expected’ for pur-  
11 poses of entitlement to benefits under title II of  
12 the Social Security Act on the basis of a dis-  
13 ability as the Secretary shall require for pur-  
14 poses of carrying out this paragraph.

15 “(C) OPT-OUT PROCESS.—After receiving  
16 information regarding a borrower from the  
17 Commissioner under subparagraph (B), the  
18 Secretary shall—

19 “(i) identify whether the individual  
20 has any loans under this title;

21 “(ii) if the individual is a student bor-  
22 rower of a loan described in subparagraph  
23 (A) or (B) of section 428(a)(1), or a loan  
24 under part D, notify the borrower, in writ-  
25 ing, that—

1                   “(I) the borrower qualifies for  
2 discharge under this section based on  
3 the determination of the Commis-  
4 sioner;

5                   “(II) unless the borrower re-  
6 quests otherwise within 30 days after  
7 receiving the notification under sub-  
8 clause (I), the Secretary shall dis-  
9 charge the borrower’s liability on the  
10 loan in accordance with the require-  
11 ments of this section; and

12                   “(III) there may be tax implica-  
13 tions to the borrower for a discharge  
14 under this paragraph; and

15                   “(iii) if the borrower does not opt out  
16 of the discharge under this paragraph by  
17 the date specified in the notice, discharge  
18 the borrower’s liability on the loan, in ac-  
19 cordance with the requirements of this sec-  
20 tion.

21                   “(D) GRACE PERIOD.—Any borrower who  
22 receives a discharge under this paragraph may,  
23 during the 1-year period immediately following  
24 the discharge, request that the Secretary re-

store the loan and reverse the discharge without suffering any penalty.

“(E) TREATMENT OF CERTAIN REASSIGNED INDIVIDUALS.—An individual who is classified by the Commissioner of Social Security as ‘medical improvement not expected’ for purposes of entitlement to benefits under title II of the Social Security Act (42 U.S.C. 401 et seq.) on the basis of a disability and who is subsequently reclassified for such purposes as a result of changes to the standards or procedures under which the Commissioner makes such classifications—

“(i) shall, notwithstanding such reclassification, be considered permanently and totally disabled for the purpose of discharging such borrower’s loans under this subsection; and

“(ii) shall, notwithstanding such reclassification, not be required to present additional documentation for purposes of this subsection.”.

(b) PERKINS LOANS.—Section 464(c) of the Higher Education Act of 1965 (20 U.S.C. 1087dd(c)) is amended by adding at the end the following:



1       “(8)(A) A student borrower whom the Commissioner  
2 of Social Security has classified as ‘medical improvement  
3 not expected’ for purposes of entitlement to benefits under  
4 title II of the Social Security Act (42 U.S.C. 401 et seq.)  
5 on the basis of a disability—

6               “(i) shall be considered permanently and totally  
7 disabled for the purpose of cancelling such bor-  
8 rower’s loans under paragraph (1)(F); and

9               “(ii) shall not be required to present additional  
10 documentation for purposes of paragraph (1)(F).

11       “(B) The Secretary and the Commissioner of Social  
12 Security shall jointly develop procedures through which  
13 the Commissioner shall, on not less than a quarterly basis,  
14 provide the Secretary with such information regarding in-  
15 dividuals who are classified as ‘medical improvement not  
16 expected’ for purposes of entitlement to benefits under  
17 title II of the Social Security Act on the basis of a dis-  
18 ability as the Secretary shall require for purposes of car-  
19 rying out this paragraph.

20       “(C) After receiving information regarding a bor-  
21 rower from the Commissioner under subparagraph (B),  
22 the Secretary shall—

23               “(i) identify whether the individual has any  
24 loans under this part;

1           “(ii) if the individual is a student borrower of  
2           a loan under this part, notify the borrower, in writ-  
3           ing, that—

4                   “(I) the borrower qualifies for cancellation  
5                   under this subsection based on the determina-  
6                   tion of the Commissioner;

7                   “(II) unless the borrower requests other-  
8                   wise within 30 days after receiving the notifica-  
9                   tion under subclause (I), the Secretary shall  
10                  cancel the borrower’s liability on the loan in ac-  
11                  cordance with the requirements of this sub-  
12                  section; and

13                  “(III) there may be tax implications to the  
14                  borrower for a loan cancellation under this  
15                  paragraph; and

16                  “(iii) if the borrower does not opt out of the  
17                  cancellation under this paragraph by the date speci-  
18                  fied in the notice, cancel the borrower’s liability on  
19                  the loan, in accordance with the requirements of this  
20                  subsection.

21                  “(D) Any borrower who receives a cancellation under  
22                  this paragraph may, during the 1-year period immediately  
23                  following the cancellation, request that the Secretary re-  
24                  store the loan and reverse the cancellation without suf-  
25                  fering any penalty.”.

1 (c) EFFECTIVE DATE.—The amendments made by  
 2 subsections (a) and (b) shall take effect on the date that  
 3 is 120 days after the date of enactment of this Act.

4 **SEC. 110. ELIMINATION OF SEPARATE ACCOUNT REQUIRE-**  
 5 **MENT FOR PAST-DUE SUPPLEMENTAL SECU-**  
 6 **RITY INCOME BENEFITS PAID TO CHILD**  
 7 **BENEFICIARIES.**

8 (a) IN GENERAL.—Section 1631(a)(2)(F) of the So-  
 9 cial Security Act (42 U.S.C. 1383(a)(2)(F)) is amended—

10 (1) in clause (i)(I), by striking “Each rep-  
 11 resentative payee” and inserting “Subject to clause  
 12 (v), each representative payee”; and

13 (2) by adding at the end the following clause:

14 “(v) Beginning on the date of enact-  
 15 ment of this clause, the requirements of  
 16 clause (i) shall cease to be effective, and  
 17 any amounts maintained in an account es-  
 18 tablished on behalf of an individual under  
 19 clause (i) shall be subject to the same re-  
 20 quirements, and may be used in the same  
 21 manner, as monthly benefits payable to  
 22 such an individual under this title.”.

23 (b) RULE OF CONSTRUCTION.—Amounts transferred  
 24 into the account of an individual pursuant to subsection  
 25 (a) shall not be taken into account as income or resources

1 of such individual for purposes of determining the eligi-  
 2 bility of such individual or any other individual for benefits  
 3 or assistance, or the amount or extent of such benefits  
 4 or assistance, under title XVI of the Social Security Act  
 5 (42 U.S.C. 1381 et seq.), under any other Federal pro-  
 6 gram, or under any State or local program financed in  
 7 whole or in part with Federal funds.

8 **SEC. 111. INCREASING THE SUBSTANTIAL GAINFUL ACTIV-**  
 9 **ITY LIMIT.**

10 Section 223(d)(4) of the Social Security Act (42  
 11 U.S.C. 423(d)(4)) is amended—

12 (1) in subparagraph (A), by striking the second  
 13 sentence; and

14 (2) by adding at the end the following new sub-  
 15 paragraphs:

16 “(D)(i) Earnings derived from services shall  
 17 demonstrate an individual’s ability to engage in sub-  
 18 stantial gainful activity when the amount of such  
 19 earnings exceeds, on a monthly basis—

20 “(I) for calendar year 2020, \$2,400; and

21 “(II) for any calendar year after 2020,  
 22 subject to clause (ii), an amount equal to  
 23 \$2,400 multiplied by the quotient obtained by  
 24 dividing—

1 “(aa) the national average wage index  
 2 (as defined in section 209(k)(1)) for the  
 3 12-month period ending with September of  
 4 such preceding calendar year; by

5 “(bb) the national average wage index  
 6 (as so defined) for the 12-month period  
 7 ending with September 2019.

8 “(ii) In no case shall the amount determined  
 9 for a calendar year under subclause (II) of clause (i)  
 10 be less than the amount that applied under this sub-  
 11 paragraph for the preceding calendar year.”.

12 **SEC. 112. STATE GRANTS TO PROTECT THE LEGAL RIGHTS**  
 13 **OF SSI AND SSDI APPLICANTS AND BENE-**  
 14 **FICIARIES.**

15 Title XI of the Social Security Act (42 U.S.C. 1301  
 16 et seq.) is amended by inserting after section 1150B the  
 17 following new section:

18 **“SEC. 1150C. STATE GRANTS TO PROTECT THE LEGAL**  
 19 **RIGHTS OF SUPPLEMENTAL SECURITY AND**  
 20 **DISABILITY INSURANCE APPLICANTS AND**  
 21 **BENEFICIARIES.**

22 “(a) IN GENERAL.—The Commissioner may make  
 23 payments in each State to the protection and advocacy  
 24 system established pursuant to part C of title I of the De-  
 25 velopmental Disabilities Assistance and Bill of Rights Act

1 for the purpose of protecting the legal rights of bene-  
 2 ficiaries with a disability.

3 “(b) SERVICES PROVIDED.—Services provided to  
 4 beneficiaries with a disability pursuant to a payment made  
 5 under this section may include—

6 “(1) information and advice about accessing  
 7 and applying for benefits under title II or title XVI  
 8 on the basis of a disability and appealing eligibility  
 9 decisions with respect to such benefits;

10 “(2) advocacy and other services that a bene-  
 11 ficiary with a disability may need related to such  
 12 benefits; and

13 “(3) services described in section 1150(b).

14 “(c) APPLICATION.—In order to receive payments  
 15 under this section, a protection and advocacy system shall  
 16 submit an application to the Commissioner, at such time,  
 17 in such form and manner, and accompanied by such infor-  
 18 mation and assurances as the Commissioner may require.

19 “(d) AMOUNT OF PAYMENTS.—

20 “(1) IN GENERAL.—Subject to the amount ap-  
 21 propriated for a fiscal year for making payments  
 22 under this section, a protection and advocacy system  
 23 shall not be paid an amount that is less than—

24 “(A) in the case of a protection and advo-  
 25 cacy system located in one of the 50 States, the

1 District of Columbia, or Puerto Rico, \$200,000;  
2 and

3 “(B) in the case of a protection and advo-  
4 cacy system located in Guam, American Samoa,  
5 the United States Virgin Islands, or the Com-  
6 monwealth of the Northern Mariana Islands,  
7 \$100,000.

8 “(2) INFLATION ADJUSTMENT.—For each fiscal  
9 year in which the total amount appropriated to carry  
10 out this section exceeds the total amount appro-  
11 priated to carry out this section in the preceding fis-  
12 cal year, the Commissioner shall increase each min-  
13 imum payment under subparagraphs (A) and (B) of  
14 paragraph (1) by a percentage equal to the percent-  
15 age increase in the total amount so appropriated to  
16 carry out this section.

17 “(e) ANNUAL REPORT.—Each protection and advo-  
18 cacy system that receives a payment under this section  
19 shall submit an annual report to the Commissioner on the  
20 services provided to individuals by the system.

21 “(f) FUNDING.—

22 “(1) ALLOCATION OF PAYMENTS.—Payments  
23 under this section shall be made from amounts made  
24 available for the administration of title II and  
25 amounts made available for the administration of

1 title XVI, and shall be allocated among those  
2 amounts as appropriate.

3 “(2) CARRYOVER.—Any amounts allotted for  
4 payment to a protection and advocacy system under  
5 this section for a fiscal year shall remain available  
6 for payment to or on behalf of the protection and  
7 advocacy system until the end of the succeeding fis-  
8 cal year.

9 “(g) DEFINITIONS.—In this section:

10 “(1) BENEFICIARY WITH A DISABILITY.—The  
11 term ‘beneficiary with a disability’ means an indi-  
12 vidual who—

13 “(A) is a title II disability beneficiary or a  
14 title XVI disability beneficiary (as such terms  
15 are defined under section 1148(k)); or

16 “(B) is an applicant or prospective appli-  
17 cant for benefits under title II or title XVI on  
18 the basis that such individual has a disability.

19 “(2) COMMISSIONER.—The term ‘Commis-  
20 sioner’ means the Commissioner of Social Security.

21 “(3) PROTECTION AND ADVOCACY SYSTEM.—  
22 The term ‘protection and advocacy system’ means a  
23 protection and advocacy system established pursuant  
24 to part C of title I of the Developmental Disabilities  
25 Assistance and Bill of Rights Act.



1 “(h) AUTHORIZATION OF APPROPRIATIONS.—There  
 2 are authorized to be appropriated to carry out this section  
 3 \$25,000,000 for each of fiscal years 2021 through 2025.”.

4 **SEC. 113. SOCIAL SECURITY ASSISTANCE AND REPRESENTATION GRANTS.**  
 5

6 (a) IN GENERAL.—For each fiscal year during the  
 7 5-year period beginning with fiscal year 2020, the Com-  
 8 missioner shall award not less than 10 grants under this  
 9 section to community-based organizations for the purpose  
 10 of assisting beneficiaries with disabilities—

11 (1) during the process of applying for benefits  
 12 under title II or XVI of the Social Security Act (42  
 13 U.S.C. 401 et seq., 1381 et seq.) on the basis of a  
 14 disability;

15 (2) any appeals processes before the Commis-  
 16 sioner, an administrative judge of the Social Secu-  
 17 rity Administration, or a State Disability Determina-  
 18 tion Services office; and

19 (3) in accessing such benefits.

20 (b) GRANT REQUIREMENTS.—

21 (1) DURATION AND AMOUNT OF GRANTS.—A  
 22 grant awarded to a community-based organization  
 23 under this section—

24 (A) shall be for an amount that is not less  
 25 than \$500,000; and

1 (B) shall be for a period of 5 years.

2 (2) USE OF FUNDS.—Grant funds shall only be  
3 used for a purpose described in subsection (a).

4 (c) APPLICATION.—

5 (1) IN GENERAL.—To receive a grant under  
6 this section, a community-based organization shall  
7 submit an application to the Commissioner, at such  
8 time and in such form and manner and accompanied  
9 by such information and assurances as the Commis-  
10 sioner may require.

11 (2) REQUIRED INFORMATION.—An application  
12 for a grant under this section shall include the fol-  
13 lowing information:

14 (A) The region to be served by the appli-  
15 cant.

16 (B) A description of the needs of bene-  
17 ficiaries with a disability in such region.

18 (C) A description of services to be provided  
19 under such grant.

20 (D) The personnel that would provide such  
21 services.

22 (E) The applicant's plan for disseminating  
23 awareness of the services provided under the  
24 grant to beneficiaries with a disability in the re-  
25 gion.

1           (3) MEMORANDUM OF UNDERSTANDING.—An  
 2           application for a grant under this section shall in-  
 3           clude a memorandum of understanding among any  
 4           collaborating entities as to roles and allocation of  
 5           grant funds for each collaborating agency.

6           (4) ASSURANCE OF AVAILABILITY.—An applica-  
 7           tion for a grant under this section shall include a  
 8           commitment by the applicant that all services pro-  
 9           vided under the grant, including information about  
 10          such services, shall be accessible to beneficiaries with  
 11          a disability.

12          (d) DEFINITIONS.—

13           (1) BENEFICIARY WITH A DISABILITY.—The  
 14           term “beneficiary with a disability” has the meaning  
 15           given such term in section 1150C of the Social Secu-  
 16           rity Act (as added by section 112).

17           (2) COMMISSIONER.—The term “Commis-  
 18           sioner” means the Commissioner of Social Security.

19           (3) COMMUNITY-BASED ORGANIZATION.—The  
 20           term “community-based organization” means a non-  
 21           profit agency or collaboration of non-profit agencies  
 22           that—

23                   (A) serves a region of one or more States;

24                   (B) includes—

1 (i) a legal team of lawyers licensed to  
 2 practice in the State or States served by  
 3 the organization;

4 (ii) experts in disability benefits pro-  
 5 vided under title II and XVI of the Social  
 6 Security Act (42 U.S.C. 401 et seq., 1381  
 7 et seq.), including application, and appeals  
 8 procedures under such titles; and

9 (iii) individuals currently receiving  
 10 benefits on the basis of a disability under  
 11 such a title, or who were beneficiaries  
 12 under such a title on the basis of a dis-  
 13 ability within the past 5 years; and

14 (C) is overseen by a board or advisory  
 15 group composed of at least  $\frac{1}{3}$  members who are  
 16 current or former beneficiaries on the basis of  
 17 a disability under title II or XVI of the Social  
 18 Security Act.

19 (4) STATE.—The term “State” means the 50  
 20 states, the District of Columbia, Puerto Rico, the  
 21 Virgin Islands, Guam, American Samoa, and the  
 22 Commonwealth of Northern Mariana Islands.

23 (e) APPROPRIATION.—There is appropriated to the  
 24 Commissioner, for each of fiscal years 2020 through 2024,  
 25 \$15,000,000 for the purpose of carrying out this section.

1 (f) REPORTS.—

2 (1) IN GENERAL.—Each community-based or-  
3 ganization that receives a grant under this sections  
4 shall provide the Commissioner with—

5 (A) for each year of the grant period, an  
6 annual report on the services provided; and

7 (B) at the conclusion of the grant period,  
8 a final report of activities provided under the  
9 grant.

10 (2) EVALUATION GRANT.—From the adminis-  
11 trative funds of title II and title XVI, there shall be  
12 awarded an evaluation grant to an independent enti-  
13 ty to evaluate the impact of the grants under this  
14 section. The amount to be awarded to the evaluation  
15 entity shall be at least \$500,000 for each of the 5  
16 years of the grant period and at least \$500,000 for  
17 the 2 years following the grant period.

## 18 **TITLE II—MEDICARE**

### 19 **SEC. 201. FAIRNESS IN MEDICARE ENROLLMENT AND COV-** 20 **ERAGE PERIODS.**

21 (a) ELIMINATION OF MEDICARE COVERAGE GAPS  
22 FOR NEW ENROLLEES.—In the case of an individual who  
23 enrolled under part A of title XVIII of the Social Security  
24 Act during the general enrollment period under section  
25 1818 of such Act (42 U.S.C. 1395i–2) or enrolled under

1 part B of such title during the general enrollment period  
2 under section 1837(e) of such Act (42 U.S.C. 1395p(e)),  
3 the following shall apply:

4 (1) COVERAGE PERIOD.—Notwithstanding sub-  
5 section (c) of such section 1818 and subsection  
6 (a)(2)(E) of section 1838 of such Act (42 U.S.C.  
7 1395q), such individual’s coverage period under such  
8 sections 1818 and 1838 shall begin on April 1,  
9 2020, rather than on July 1, 2020.

10 (2) INSTALLMENT PLAN FOR RETROACTIVE  
11 PREMIUM PAYMENTS.—Notwithstanding subsection  
12 (d) of such section 1818 and section 1839 of such  
13 Act (42 U.S.C. 1395r), if the individual is required  
14 to make any back payments of the monthly premium  
15 under such subsection (d) or such section 1839 by  
16 reason of the retroactive coverage period under para-  
17 graph (1), the Secretary of Health and Human  
18 Services shall permit the individual, if requested by  
19 the individual, to pay such back payments in install-  
20 ments, as determined by the Secretary.

21 (b) SPECIAL PART B OPEN ENROLLMENT PERIOD  
22 RELATING TO THE COVID–19 PUBLIC HEALTH EMER-  
23 GENCY.—

1           (1) ENROLLMENT.—Section 1837 of the Social  
2       Security Act (42 U.S.C. 1395p) is amended by add-  
3       ing at the end the following new subsection:

4       “(m) SPECIAL OPEN ENROLLMENT PERIOD RELAT-  
5       ING TO THE COVID–19 PUBLIC HEALTH EMERGENCY.—  
6       In the case of any individual who is eligible to enroll but  
7       who has elected not to enroll (or to be deemed enrolled)  
8       under this part, there shall be a special enrollment period  
9       during the emergency period described in section  
10      1135(g)(1)(B).”.

11           (2) COVERAGE PERIOD.—Section 1838 of the  
12      Social Security Act (42 U.S.C. 1395q) is amended  
13      by adding at the end the following new subsection:

14      “(g) Notwithstanding subsection (a), in the case of  
15      an individual who enrolls during a special enrollment pe-  
16      riod pursuant to section 1837(m), the coverage period  
17      under this part shall begin on the date the individual ap-  
18      plied for such enrollment (but in no case earlier than Jan-  
19      uary 31, 2020).”.

20           (3) CONFORMING AMENDMENT.—Section  
21      1839(b) of the Social Security Act (42 U.S.C.  
22      1395r(b)) is amended, in the first sentence, by strik-  
23      ing “or (l)” and inserting “(l), or (m)”.

1 **SEC. 202. PERMITTING AN ATTESTATION OF EMPLOYMENT-**  
 2 **BASED HEALTH INSURANCE COVERAGE DUR-**  
 3 **ING THE COVID-19 PUBLIC HEALTH EMER-**  
 4 **GENCY.**

5 Subsection (b) of section 1839 of the Social Security  
 6 Act (42 U.S.C. 1395r) is amended by inserting the fol-  
 7 lowing after the second sentence: “With respect to enroll-  
 8 ments under this part during the emergency period de-  
 9 scribed in section 1135(g)(1)(B), for purposes of dem-  
 10 onstrating enrollment in a group health plan or a large  
 11 group health plan for a period of time under the preceding  
 12 sentence, the Secretary shall accept an attestation from  
 13 an individual regarding the individual’s coverage during  
 14 such period in lieu of the individual providing otherwise  
 15 required documentation.”.

16 **SEC. 203. SUSPENSION OF THE MEDICARE PART D LOW-IN-**  
 17 **COME SUBSIDY ASSET TEST.**

18 Section 1860D–14(a)(3) of the Social Security Act  
 19 (42 U.S.C. 1395w–114(a)(3)) is amended—

20 (1) in subparagraph (A)(iii), by striking  
 21 “meets” and inserting “subject to subparagraph  
 22 (H), meets”; and

23 (2) by adding at the end the following new sub-  
 24 paragraph:

25 “(H) SUSPENSION OF THE ASSET TEST.—

26 During the period beginning on the date of en-



actment of this subparagraph and ending on  
 December 31 of the year following the year that  
 includes the date of the end of the emergency  
 period described in section 1135(g)(1)(B), sub-  
 paragraph (A) shall be applied without regard  
 to clause (iii) of such subparagraph.”.

## **TITLE III—MEDICAID**

### **SEC. 301. SUSPENSION OF ASSET TEST FOR MEDICAL AS- SISTANCE FOR MEDICARE COST SHARING DURING COVID-19 EMERGENCY PERIOD.**

(a) IN GENERAL.—During the period described in  
 subsection (b), for purposes of determining eligibility for  
 medical assistance for medicare cost-sharing under section  
 1902(a)(10)(E) of the Social Security Act (42 U.S.C.  
 1396a(a)(10)(E)))—

(1) subsection (p)(1) of section 1905 of the So-  
 cial Security Act (42 U.S.C. 1396d) shall be applied  
 by disregarding subparagraph (C) of such sub-  
 section; and

(2) subsection (s) of such section shall be ap-  
 plied by disregarding paragraph (3) of such sub-  
 section.

(b) COVID-19 EMERGENCY PERIOD.—The period  
 described in this subsection is the period—

1           (1) beginning on the date of enactment of this  
2       Act; and

3           (2) ending with the last day of the twelfth  
4       month that begins on or after the last day of the  
5       public health emergency described in section  
6       1135(g)(1)(B) of such Act (42 U.S.C. 1320b–  
7       5(g)(1)(B)).

8       **SEC. 302. TEMPORARY INCREASE OF MEDICAID FMAP FOR**  
9                               **MEDICARE COST-SHARING.**

10       (a) IN GENERAL.—Notwithstanding any other provi-  
11      sion of law, for each calendar quarter occurring during  
12      the period described in section 301(b), the Federal medical  
13      assistance percentage applicable under section 1903(a) of  
14      the Social Security Act (42 U.S.C. 1396b(a)) for each  
15      State, including the District of Columbia, American  
16      Samoa, Guam, the Northern Mariana Islands, Puerto  
17      Rico, and the Virgin Islands, with respect to amounts ex-  
18      pended by such State on medical assistance for medicare  
19      cost-sharing (as defined in section 1905(p)(3) of such Act  
20      (42 U.S.C. 1396d(p)(3))) provided during such period,  
21      shall be equal to 100 percent.

22       (b) EXCLUSION OF ENHANCED PAYMENTS FROM  
23      TERRITORIAL PAYMENT LIMITS.—To the extent that a  
24      Federal payment for medicare cost-sharing that is made  
25      to American Samoa, Guam, the Northern Mariana Is-

1 lands, Puerto Rico, and the Virgin Islands is increased  
 2 pursuant to subsection (a)—

3 (1) the limitations on payments to territories  
 4 under subsections (f) and (g) of section 1108 of the  
 5 Social Security Act (42 U.S.C. 1308) shall not apply  
 6 to the amount of such increase; and

7 (2) the amount of such increase shall be dis-  
 8 regarded in applying such subsections.

9 **SEC. 303. DELAY IN REDUCTION OF FMAP FOR MEDICAID**

10 **PERSONAL CARE SERVICES FURNISHED**  
 11 **WITHOUT AN ELECTRONIC VISIT**  
 12 **VERIFICATION SYSTEM .**

13 Section 1903(l)(1) of the Social Security Act (42  
 14 U.S.C. 1396b(l)(1)) is amended—

15 (1) by striking “January 1, 2020” and insert-  
 16 ing “the date that is 6 months after the end of the  
 17 emergency period described in section  
 18 1135(g)(1)(B)”;

19 (2) in subparagraph (A), by inserting “(if appli-  
 20 cable)” after “percentage points” each place it ap-  
 21 pears.

22 **TITLE IV—AGRICULTURE**

23 **SEC. 401. COMMODITY SUPPLEMENTAL FOOD PROGRAM.**

24 (a) DEFINITIONS.—In this section:

(1) COVERED PERIOD.—The term “covered period” means the period beginning on the date of enactment of this Act and ending on the date on which the public health emergency declared by the Secretary of Health and Human Services under section 319 of the Public Health Service Act (42 U.S.C. 247d) on January 31, 2020, with respect to COVID–19, is terminated.

(2) PROGRAM.—The term “program” means the commodity supplemental food program established under section 4 of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note; Public Law 93–86).

(3) SECRETARY.—The term “Secretary” means the Secretary of Agriculture.

(b) TEMPORARY MODIFICATIONS TO PROGRAM.—

(1) DELIVERY FLEXIBILITY.—Notwithstanding any other provision of law, during the covered period, the Secretary shall permit each State and State agency to modify practices under the program to achieve contactless delivery of commodities, including by waiving the requirement for signature from program participants at the time of delivery.

(2) MONTHLY DISTRIBUTION.—

(A) IN GENERAL.—Notwithstanding any other provision of law, during the covered period, the Secretary may use appropriated funds under the program to increase by not more than 200 percent the maximum monthly quantity of commodities distributed to each program participant.

(B) SUPPLEMENT NOT SUPPLANT.—The increased commodities described in subparagraph (A) shall supplement and not supplant the regular distribution of commodities under the program.

## **TITLE V—SUPPLEMENTAL APPROPRIATIONS**

### **SEC. 501. COVID-19 PUBLIC AWARENESS CAMPAIGN.**

(a) APPROPRIATIONS.—

(1) FEDERAL COMMUNICATIONS COMMISSION.—

There is appropriated to the Federal Communications Commission, out of any amounts in the Treasury not otherwise appropriated, \$25,000,000 for fiscal year 2020, to remain available until expended, to establish a nationwide campaign to educate the public about COVID-19-related scams that—

(A) promise or offer a cure, treatment, or test for the virus; or

1 (B) seek to steal money or obtain personal  
2 identifiable information from the victim.

3 (2) FEDERAL TRADE COMMISSION.—There is  
4 appropriated to the Federal Trade Commission, out  
5 of any amounts in the Treasury not otherwise appro-  
6 priated, \$25,000,000 for fiscal year 2020, to remain  
7 available until expended, to establish a nationwide  
8 campaign to educate the public about COVID–19-re-  
9 lated scams that—

10 (A) promise or offer a cure, treatment, or  
11 test for the virus; or

12 (B) seek to steal money or obtain personal  
13 identifiable information from the victim.

14 (3) INDEPENDENCE; COLLABORATION.—The  
15 Federal Communications Commission and the Fed-  
16 eral Trade Commission—

17 (A) shall each establish a separate nation-  
18 wide campaign under paragraph (1) or (2), re-  
19 spectively; and

20 (B) shall work in conjunction to establish  
21 the nationwide campaigns described in subpara-  
22 graph (A) of this paragraph, as appropriate.

23 (b) REQUIREMENTS.—In conducting their respective  
24 and joint nationwide campaigns under subsection (a), the

1 Federal Communications Commission and the Federal  
2 Trade Commission shall—

3 (1) conduct live webinars and tele-town halls in  
4 conjunction with relevant organizations with various  
5 constituencies on the national and local levels;

6 (2)(A) create and publish public awareness ma-  
7 terials describing recent scams and ways that the  
8 public can avoid falling victim;

9 (B) post the materials described in subpara-  
10 graph (A) to an easily noticeable location on their  
11 respective websites in various formats, including  
12 written, video, and web-interactive materials; and

13 (C) post the materials described in subpara-  
14 graph (A) on the website of the Federal Communica-  
15 tions Commission or the Federal Trade Commission,  
16 as applicable, in a format that allows the materials  
17 to be easily printed, shared, or posted on external  
18 websites and social media;

19 (3) proactively share with national and local  
20 news outlets materials or web posts created about  
21 any new scam developments;

22 (4) conduct any other related activity in fur-  
23 therance of efforts to make the public aware of co-  
24 rona-virus related scams;

1           (5) collaborate with other Federal agencies,  
2           such as the Consumer Financial Protection Bureau  
3           and the Food and Drug Administration, and rel-  
4           evant State agencies, as appropriate to carry out the  
5           purposes of this subsection;

6           (6) in their collaborations with each other and  
7           in their individual work—

8                   (A) place a special focus on making efforts  
9                   to reach seniors who may not have—

10                          (i) access to information posted on the  
11                          internet or web-based media; or

12                          (ii) the ability to join webinars hosted  
13                          by the Federal Communications Commis-  
14                          sion or the Federal Trade Commission  
15                          (independently or separately); and

16                   (B) in order to reach individuals described  
17                   in subparagraph (A), partner with organiza-  
18                   tions that provide in-person services to seniors  
19                   during the pandemic in order to ensure that  
20                   those seniors regularly receive awareness mate-  
21                   rials about COVID–19-related scams; and

22           (7) in order to ensure that the materials pro-  
23           duced under this subsection are accessible to and  
24           understandable by individuals who have limited  
25           English proficiency—



1 (A) work to ensure that the materials are  
2 translated into non-English languages; and

3 (B) consult with relevant stakeholder  
4 groups representing such communities on the  
5 best ways to ensure they such information is  
6 available to them.

7 **SEC. 502. SENIOR LEGAL ASSISTANCE; SERVICES FOR**  
8 **OLDER INDIVIDUALS WITH LIMITED ENGLISH**  
9 **PROFICIENCY.**

10 The following sums are hereby appropriated, out of  
11 any money in the Treasury not otherwise appropriated,  
12 for the fiscal year ending September 30, 2020, and for  
13 other purposes, namely:

14 **DEPARTMENT OF HEALTH AND HUMAN**  
15 **SERVICES**

16 **ADMINISTRATION FOR COMMUNITY LIVING**  
17 **AGING AND DISABILITY SERVICES PROGRAMS**

18 For an additional amount for “Aging and Disability  
19 Services Programs”, for carrying out the Older Americans  
20 Act of 1965 (42 U.S.C. 3001 et seq.) (“OAA”),  
21 \$40,000,000, to remain available through September 30,  
22 2021, which shall be for making payments under title III  
23 of the OAA (42 U.S.C. 3021 et seq.) to States with State  
24 plans approved under section 307 of the OAA (42 U.S.C.  
25 3027), to be distributed to the States as described in sec-

tion 304(a) of the OAA (42 U.S.C. 3024(a)): *Provided*,  
 That, of such amount appropriated under this heading,  
 \$20,000,000 shall be used to ensure that older individuals  
 have access to legal assistance by supporting the network  
 of statewide legal services for older individuals, including  
 (1) maintaining legal hotlines for older individuals that are  
 in operation on the date of enactment of this Act and ex-  
 panding such hotlines to all requesting States, and (2)  
 supporting legal assistance provided under part B of title  
 III of the OAA (42 U.S.C. 3030d et seq.): *Provided fur-*  
*ther*, That, of such amount appropriated under this head-  
 ing, \$20,000,000 shall be used to provide services to sup-  
 port older individuals with limited English proficiency in  
 addressing concerns as a result of COVID–19: *Provided*  
*further*, That in carrying out the requirements in the sec-  
 ond proviso under this heading, area agencies on aging  
 shall partner or contract with community-based organiza-  
 tions that provide translation and interpretation services  
 for older individuals with limited English proficiency: *Pro-*  
*vided further*, That in seeking organizations with which  
 to enter into such partnerships or contracts, area agencies  
 on aging shall make an effort to include organizations that  
 assist older individuals speaking the most spoken non-  
 English language in the planning and service area served  
 by the area agency on aging and older individuals speaking

1 the least spoken non-English language in such area: *Pro-*  
 2 *vided further*, That the services provided under the second  
 3 proviso under this heading shall include services to provide  
 4 older individuals with limited English proficiency with (1)  
 5 the most up-to-date information on public health concerns  
 6 and suggested precautions related to COVID–19 and re-  
 7 lated issues, (2) one-on-one assistance to help older indi-  
 8 viduals with limited English proficiency understand eligi-  
 9 bility requirements for available Federal, State, and local  
 10 benefits and services, to translate applications and provide  
 11 oral interpretations necessary to receive such benefits and  
 12 services and provide oral interpretations necessary to re-  
 13 ceive such benefits and services, and to provide other sup-  
 14 portive services for such individuals to access such benefits  
 15 and services, and (3) related public awareness campaigns,  
 16 related to COVID–19 and related issues, in non-English  
 17 languages: *Provided further*, That each State agency re-  
 18 ceiving funding described in the second proviso under this  
 19 heading shall report to the Assistant Secretary for Aging  
 20 on the number of individuals receiving the services sup-  
 21 ported by such funding, number of services provided by  
 22 type, and the languages spoken by the individuals receiv-  
 23 ing such services: *Provided further*, That the amount ap-  
 24 propriated under this heading is designated by Congress  
 25 as being for an emergency requirement pursuant to sec-

tion 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

**SEC. 503. INFORMATION AND TRANSLATION THROUGH  
STATEWIDE INDEPENDENT COUNCILS.**

The following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2020, and for other purposes, namely:

**DEPARTMENT OF HEALTH AND HUMAN  
SERVICES**

**ADMINISTRATION FOR COMMUNITY LIVING**

**AGING AND DISABILITY SERVICES PROGRAMS**

**(STATEWIDE INDEPENDENT LIVING COUNCILS)**

For an additional amount for “Aging and Disability Services Programs”, for carrying out title VII of the Rehabilitation Act of 1973 (29 U.S.C. 796 et seq.), \$10,000,000, to remain available through September 30, 2021, which shall be for making payments under that title VII to States with State plans approved under section 704 of that Act (29 U.S.C. 796c), to be distributed as described in section 711 of that Act (29 U.S.C. 796e), to the States for Statewide Independent Living Councils to enable the Councils to support limited English proficient individuals with disabilities and individuals who are deaf

1 or hard of hearing (which 2 types of individuals are re-  
 2 ferred to under this heading as “covered individuals”) in  
 3 addressing concerns as a result of COVID–19 through  
 4 services to provide covered individuals with (1) the most  
 5 up-to-date information on public health concerns and pre-  
 6 cautions related to COVID–19 and related issues; (2) one-  
 7 on-one assistance to understand eligibility requirements  
 8 for available Federal, State, and local benefits and serv-  
 9 ices, to translate applications and provide oral interpreta-  
 10 tion necessary for such individuals to receive such benefits  
 11 and services, and to provide other supports for such indi-  
 12 viduals to access such benefits and services; and (3) re-  
 13 lated public awareness campaigns in languages other than  
 14 English and in American Sign Language (which languages  
 15 and Language are referred to under this heading as “addi-  
 16 tional languages”): *Provided*, that the Councils shall pro-  
 17 vide support with funds appropriated under this heading  
 18 in partnership with, or through contracts with, agencies  
 19 carrying out State disability services programs or commu-  
 20 nity-based organizations that provide translation and in-  
 21 terpretation services for covered individuals: *Provided fur-*  
 22 *ther*, That in seeking agencies or organizations for such  
 23 partnerships or contracts in a geographic area, a Council  
 24 shall make efforts to include entities that assist covered  
 25 individuals that speak the most commonly spoken addi-

1 tional languages, and entities that assist covered individ-  
2 uals that speak the least commonly spoken additional lan-  
3 guages, in that geographical area: *Provided further*, That  
4 the Councils shall report to the Administration about the  
5 number of individuals served, the number of services pro-  
6 vided by type, and the additional languages through which  
7 services are provided, with funds appropriated under this  
8 heading: *Provided further*, That the amount appropriated  
9 under this heading is designated by Congress as being for  
10 an emergency requirement pursuant to section  
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
12 Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

○