

116TH CONGRESS
2D SESSION

H. R. 6379

Making emergency supplemental appropriations for the fiscal year ending
September 30, 2020, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 23, 2020

Mrs. LOWEY (for herself, Mr. NEAL, Mr. PALLONE, Mr. DEFazio, Mr. SCOTT of Virginia, Ms. VELÁZQUEZ, Ms. WATERS, Mrs. CAROLYN B. MALONEY of New York, and Ms. LOFGREN) introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committees on the Budget, and Ways and Means, 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

A BILL

Making emergency supplemental appropriations 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 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Take Responsibility
5 for Workers and Families Act”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents is as follows:

DIVISION A—THIRD CORONAVIRUS PREPAREDNESS AND
RESPONSE SUPPLEMENTAL APPROPRIATIONS ACT, 2020

1 of regulations by the Secretary of Labor, the Secretary
2 of the Treasury, or the Pension Benefit Guaranty Cor-
3 poration, a multiemployer plan shall not be treated as fail-
4 ing to meet the requirements of any such provision prior
5 to the issuance of final regulations or other guidance to
6 carry out such provision if such plan is operated in accord-
7 ance with a reasonable, good faith interpretation of such
8 provision.

9 **SEC. 106. EFFECTIVE DATE.**

10 Unless otherwise specified, the amendments made by
11 this division shall apply to plan years beginning after the
12 date of the enactment of this Act.

13 **DIVISION W—OTHER MATTERS**

14 **SEC. 240001. SMALL BUSINESS DEBTOR REORGANIZATION.**

15 (a) IN GENERAL.—Section 1182(1) of title 11,
16 United States Code, is amended to read as follows:

17 “(1) DEBTOR.—The term ‘debtor’—

18 “(A) subject to subparagraph (B), means a
19 person engaged in commercial or business ac-
20 tivities (including any affiliate of such person
21 that is also a debtor under this title and exclud-
22 ing a person whose primary activity is the busi-
23 ness of owning single asset real estate) that has
24 aggregate noncontingent liquidated secured and
25 unsecured debts as of the date of the filing of

1 the petition or the date of the order for relief
2 in an amount not more than \$7,500,000 (ex-
3 cluding debts owed to 1 or more affiliates or in-
4 siders) not less than 50 percent of which arose
5 from the commercial or business activities of
6 the debtor; and

7 “(B) does not include—

8 “(i) any member of a group of affili-
9 ated debtors that has aggregate noncontin-
10 gent liquidated secured and unsecured
11 debts in an amount greater than
12 \$7,500,000 (excluding debt owed to 1 or
13 more affiliates or insiders);

14 “(ii) any debtor that is a corporation
15 subject to the reporting requirements
16 under section 13 or 15(d) of the Securities
17 Exchange Act of 1934 (15 U.S.C. 78m,
18 78o(d)); or

19 “(iii) any debtor that is an affiliate of
20 an issuer, as defined in section 3 of the Se-
21 curities Exchange Act of 1934 (15 U.S.C.
22 78c).”.

23 (b) APPLICABILITY OF CHAPTERS.—Section 103(i) of
24 title 11, United States Code, is amended by striking

1 “small business debtor” and inserting “debtor (as defined
2 in section 1182)”.

3 (c) APPLICATION OF AMENDMENT.—The amendment
4 made by subsection (a) shall apply only with respect to
5 cases commenced under title 11, United States Code, on
6 or after the date of enactment of this Act.

7 (d) TECHNICAL CORRECTIONS.—

8 (1) DEFINITION OF SMALL BUSINESS DEBT-
9 OR.—Section 101(51D)(B)(iii) of title 11, United
10 States Code, is amended to read as follows:

11 “(iii) any debtor that is an affiliate of
12 an issuer (as defined in section 3 of the
13 Securities Exchange Act of 1934 (15
14 U.S.C. 78c)).”.

15 (2) UNCLAIMED PROPERTY.—Section 347(b) of
16 title 11, United States Code, is amended by striking
17 “1194” and inserting “1191”.

18 (e) SUNSET.—On the date that is 1 year after the
19 date of enactment of this Act, section 1182(1) of title 11,
20 United States Code, is amended to read as follows:

21 “(1) DEBTOR.—The term ‘debtor’ means a
22 small business debtor.”.

23 **SEC. 240002. BANKRUPTCY RELIEF.**

24 (a) IN GENERAL.—

1 (1) EXCLUSION FROM CURRENT MONTHLY IN-
2 COME.—Section 101(10A)(B)(ii) of title 11, United
3 States Code, is amended—

4 (A) in subclause (III), by striking “; and”
5 and inserting a semicolon;

6 (B) in subclause (IV), by striking the pe-
7 riod at the end and inserting “; and”; and

8 (C) by adding at the end the following:

9 “(V) Payments made under Federal law
10 relating to the national emergency declared by
11 the President under the National Emergencies
12 Act (50 U.S.C. 1601 et seq.) with respect to
13 the coronavirus disease 2019 (COVID–19).”.

14 (2) CONFIRMATION OF PLAN.—Section
15 1325(b)(2) of title 11, United States Code, is
16 amended by inserting “payments made under Fed-
17 eral law relating to the national emergency declared
18 by the President under the National Emergencies
19 Act (50 U.S.C. 1601 et seq.) with respect to the
20 coronavirus disease 2019 (COVID–19),” after
21 “other than”.

22 (3) MODIFICATION OF PLAN AFTER CONFIRMA-
23 TION.—Section 1329 of title 11, United States Code,
24 is amended by adding at end the following:

1 “(d)(1) Subject to paragraph (3), for a plan con-
2 firmed prior to the date of enactment of this subsection,
3 the plan may be modified upon the request of the debtor
4 if—

5 “(A) the debtor is experiencing or has ex-
6 perienced a material financial hardship due, di-
7 rectly or indirectly, to the coronavirus disease
8 2019 (COVID–19) pandemic; and

9 “(B) the modification is approved after no-
10 tice and a hearing.

11 “(2) A plan modified under paragraph (1) may
12 not provide for payments over a period that expires
13 more than 7 years after the time that the first pay-
14 ment under the original confirmed plan was due.

15 “(3) Sections 1322(a), 1322(b), 1323(c), and
16 the requirements of section 1325(a) shall apply to
17 any modification under paragraph (1).”.

18 (4) APPLICABILITY.—

19 (A) The amendments made by paragraphs
20 (1) and (2) shall apply to any case commenced
21 before, on, or after the date of enactment of
22 this Act.

23 (B) The amendment made by paragraph
24 (3) shall apply to any case for which a plan has
25 been confirmed under section 1325 of title 11,

1 United States Code, before the date of enact-
2 ment of this Act.

3 (b) SUNSET.—

4 (1) IN GENERAL.—

5 (A) EXCLUSION FROM CURRENT MONTHLY
6 INCOME.—Section 101(10A)(B)(ii) of title 11,
7 United States Code, is amended—

8 (i) in subclause (III), by striking the
9 semicolon at the end and inserting “;
10 and”;

11 (ii) in subclause (IV), by striking “;
12 and” and inserting a period; and

13 (iii) by striking subclause (V).

14 (B) CONFIRMATION OF PLAN.—Section
15 1325(b)(2) of title 11, United States Code, is
16 amended by striking “payments made under
17 Federal law relating to the national emergency
18 declared by the President under the National
19 Emergencies Act (50 U.S.C. 1601 et seq.) with
20 respect to the coronavirus disease 2019
21 (COVID–19),”.

22 (C) MODIFICATION OF PLAN AFTER CON-
23 FIRMATION.—Section 1329 of title 11, United
24 States Code, is amended by striking subsection
25 (d).

1 (2) EFFECTIVE DATE.—The amendments made
2 by paragraph (1) shall take effect on the date that
3 is 1 year after the date of enactment of this Act.

4 **DIVISION X—OTHER MATTERS**

5 **SEC. 199991. HOME ENERGY AND WATER SERVICE CON-** 6 **TINUITY.**

7 Any entity receiving financial assistance pursuant to
8 the Take Responsibility for Workers and Families Act
9 shall, to the maximum extent practicable, establish or
10 maintain in effect policies to ensure that no home energy
11 service or public water system service to an individual or
12 household, which is provided or regulated by such entity,
13 is disconnected or interrupted during the emergency pe-
14 riod described in section 1135(g)(1)(B) of the Social Secu-
15 rity Act. For purposes of this section, the term “home en-
16 ergy service” means a service to provide home energy, as
17 such term is defined in section 2604 of the Low-Income
18 Home Energy Assistance Act of 1981, and electric service,
19 as that term is used in the Public Utility Regulatory Poli-
20 cies Act of 1978, and the term “public water system” has
21 the meaning given that term in section 1401 of the Safe
22 Drinking Water Act. Nothing in this section shall be con-
23 strued to require forgiveness of outstanding debt owed to
24 an entity or to absolve an individual of any obligation to
25 an entity for service.