

116TH CONGRESS
2D SESSION

H. R. 8430

To promote arts, culture, and humanities.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 29, 2020

Mrs. CAROLYN B. MALONEY of New York (for herself, Mr. NADLER, Mr. COHEN, Ms. NORTON, Mr. SAN NICOLAS, Ms. HAALAND, Mr. COOPER, Mr. LYNCH, Mr. COURTNEY, Mr. CICILLINE, Ms. VELÁZQUEZ, and Mr. MORELLE) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committees on Education and Labor, Small Business, and Financial Services, 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

To promote arts, culture, and humanities.

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 “Culture, Arts, Librar-
5 ies, and Museums Emergency Relief Act of 2020” or as
6 the “CALMER Act of 2020”.

1 **SEC. 2. APPROPRIATIONS FOR ARTS, CULTURE, AND HU-**
2 **MANITIES.**

3 (a) NATIONAL ENDOWMENT FOR THE ARTS.—There
4 is hereby appropriated, out of any amounts in the Treas-
5 ury not otherwise appropriated, \$4,000,000,000 for an ad-
6 ditional amount for the “Department of Health and
7 Human Services—National Foundation On The Arts And
8 Humanities—National Endowment For The Arts—grants
9 and administration” account, to be merged with and sub-
10 ject to the same conditions as amounts made available to
11 such account by division B of the Coronavirus Aid, Relief,
12 and Economic Security Act (Public Law 116–136).

13 (b) NATIONAL ENDOWMENT FOR THE HUMAN-
14 ITIES.—There is hereby appropriated, out of any amounts
15 in the Treasury not otherwise appropriated,
16 \$4,000,000,000 for an additional amount for the “Depart-
17 ment of Health and Human Services—National Founda-
18 tion On The Arts And Humanities—National Endowment
19 For The Humanities—grants and administration” ac-
20 count, to be merged with and subject to the same condi-
21 tions as amounts made available to such account by divi-
22 sion B of the Coronavirus Aid, Relief, and Economic Secu-
23 rity Act.

24 (c) INSTITUTE OF MUSEUM AND LIBRARY SERV-
25 ICES.—There is hereby appropriated, out of any amounts
26 in the Treasury not otherwise appropriated,

1 \$6,000,000,000 for an additional amount for the “Depart-
2 ment of Education—Institute Of Museum And Library
3 Services—office of museum and library services: grants
4 and administration” account, to be merged with and sub-
5 ject to the same conditions as amounts made available to
6 such account by division B of the Coronavirus Aid, Relief,
7 and Economic Security Act.

8 (d) USE OF FUNDS.—Amounts appropriated by sub-
9 sections (a) through (c) of this section may be made avail-
10 able in accordance with such subsections for any purpose
11 for which amounts under the respective headings were
12 made available by the Coronavirus Aid, Relief, and Eco-
13 nomic Security Act to prevent, prepare for, and respond
14 to coronavirus, including through grants to States, muse-
15 ums, territories, and tribes—

16 (1) to expand digital network access;

17 (2) to purchase tablets and other internet-en-
18 abled devices;

19 (3) to provide technical support services;

20 (4) to assist museums with operational ex-
21 penses;

22 (5) to develop and share distance learning con-
23 tent; and

24 (6) for pandemic recovery planning and imple-
25 mentation.

1 (e) ELIGIBILITY FOR FUNDING.—

2 (1) IN GENERAL.—An applicant for a grant or
3 other form of funding for which amounts are made
4 available from any account listed in subsections (a)
5 through (c) of this section may not be determined to
6 be ineligible to receive such grant solely—

7 (A) as a result of a prior rejection for such
8 grant; or

9 (B) by reason of not having previously re-
10 ceived a grant or other form of funding made
11 available from any such account.

12 (2) RECONSIDERATION.—The Chair of the Na-
13 tional Endowment for the Arts, the Chair of the Na-
14 tional Endowment for the Humanities, and the
15 Chair of the Institute of Museum and Library Serv-
16 ices shall take such steps as may be necessary to re-
17 consider each application for a grant or other form
18 of funding—

19 (A) that was submitted on or after the
20 date of the enactment of the Coronavirus Aid,
21 Relief, and Economic Security Act; and

22 (B) that was rejected solely as a result of
23 insufficient amounts available to accept such
24 application.

1 **SEC. 3. EXPANSION OF ABOVE-THE-LINE DEDUCTION FOR**
2 **CHARITABLE CONTRIBUTIONS.**

3 (a) **REPEAL OF DOLLAR LIMITATION.**—Section
4 62(a)(22) of the Internal Revenue Code of 1986 is amend-
5 ed by striking “(not to exceed \$300)”.

6 (b) **EXTENSION TO ADDITIONAL TAXABLE YEARS.**—
7 Section 62(a)(22) of such Code is amended by striking
8 “2020” and inserting “2019, 2020, or 2021”.

9 (c) **EFFECTIVE DATE.**—The amendments made by
10 this section shall apply to taxable years beginning after
11 December 31, 2018.

12 **SEC. 4. EXTENSION OF MODIFICATION OF LIMITATION ON**
13 **CHARITABLE CONTRIBUTIONS.**

14 (a) **IN GENERAL.**—Section 2205(a)(3)(A)(i) of the
15 CARES Act is amended by inserting “or 2021” after
16 “2020”.

17 (b) **EFFECTIVE DATE.**—The amendment made by
18 this section shall apply to contributions made after De-
19 cember 31, 2020.

20 **SEC. 5. PAYROLL TAX HOLIDAY FOR NONPROFIT ORGANI-**
21 **ZATIONS.**

22 (a) **IN GENERAL.**—Subsections (a) and (b) of section
23 3111 of the Internal Revenue Code of 1986 shall not apply
24 with respect to any wages paid during calendar year 2020
25 by any organization described in section 501(c)(3) of such

1 Code and exempt from tax under section 501(a) of such
2 Code.

3 (b) TRUST FUNDS HELD HARMLESS.—The amounts
4 appropriated or transferred to any trust fund shall be de-
5 termined without regard to subsection (a).

6 **SEC. 6. INCLUSION OF NONPROFIT ORGANIZATIONS IN THE**
7 **MAIN STREET LENDING PROGRAM.**

8 The Board of Governors of the Federal Reserve Sys-
9 tem shall issue rules relating to the Main Street Lending
10 Program of the Board of Governors of the Federal Re-
11 serve System to ensure that nonprofit organizations de-
12 scribed in section 501(c) of the Internal Revenue Code and
13 exempt from tax under section 501(a) of such Code—

14 (1) are eligible to receive a loan under such
15 Program, where such loan is not subject to a min-
16 imum loan size; and

17 (2) are eligible for forgiveness of the amount of
18 any loan received under such Program.

19 **SEC. 7. INCLUSION OF ALL NONPROFIT ORGANIZATIONS IN**
20 **THE PAYCHECK PROTECTION PROGRAM.**

21 Section 7(a)(36)(A)(vii) of the Small Business Act
22 (15 U.S.C. 636(a)(36)(A)(vii)) is amended by striking
23 “section 501(c)(3)” and inserting “section 501(c)”.

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