

109TH CONGRESS
1ST SESSION

H. R. 4020

To authorize the Community Development Financial Institutions Fund to conduct a special round of funding in fiscal year 2006 for assistance in areas affected by Hurricane Katrina, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 7, 2005

Mr. FRANK of Massachusetts (for himself, Mr. SANDERS, Mr. JEFFERSON, and Mr. MELANCON) introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To authorize the Community Development Financial Institutions Fund to conduct a special round of funding in fiscal year 2006 for assistance in areas affected by Hurricane Katrina, 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 “Implementing Katrina
5 Disaster Relief Through the CDFI Fund Act”.

6 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

7 In addition to amounts appropriated to the Commu-
8 nity Development Financial Institutions Fund (hereafter

1 in this Act referred to as the “Fund”) for fiscal year 2006
 2 to carry out the purposes of the Community Development
 3 Banking and Financial Institutions Act of 1994, there are
 4 authorized to be appropriated to the Fund (which may be
 5 derived by transfer from funds appropriated for “Disaster
 6 Relief” in Public Law 109–62), such sums as may be nec-
 7 essary for fiscal year 2006 to carry out such Act for the
 8 purposes of, and in the manner provided in, this Act.

9 **SEC. 3. ASSISTANCE PROVIDED BY THE FUND FOR HURRI-**
 10 **CANE KATRINA ASSISTANCE.**

11 (a) IN GENERAL.—Amounts appropriated pursuant
 12 to the authorization under section 2 shall be available to
 13 the Fund under the Community Development Banking
 14 and Financial Institutions Act of 1994 for the purposes
 15 of such Act, including technical and training assistance,
 16 awards under the Bank Enterprise Act of 1991, equity
 17 investments, deposits, and other forms of financial assist-
 18 ance to community development financial institutions, in
 19 accordance with subsection (b).

20 (b) ADJUSTMENTS TO CRITERIA.—In providing as-
 21 sistance under subsection (a), the Community Develop-
 22 ment Banking and Financial Institutions Act of 1994
 23 shall be applied with the following adjustments:

24 (1) DESIGNATION OF ASSISTED AREAS.—Not-
 25 withstanding section 107(b) of the Community De-

1 velopment Banking and Financial Institutions Act of
2 1994, the Fund shall limit the selection of commu-
3 nity development financial institution applicants for
4 assistance pursuant to this section to any financial
5 institution that—

6 (A) is located in a Hurricane Katrina af-
7 fected area; or

8 (B) demonstrates to the satisfaction of the
9 Fund that the financial institution has the abil-
10 ity to provide capital, credit or financial services
11 within the Hurricane Katrina affected area.

12 (2) WAIVER OF MATCHING REQUIREMENTS.—In
13 the case of an applicant with severe constraints on
14 available sources of matching funds, the Fund may
15 reduce or waive the matching requirements of sec-
16 tion 108(e)(1) of the Community Development
17 Banking and Financial Institutions Act of 1994 for
18 such applicant for purposes of this section.

19 (3) WAIVER OF LIMITATIONS ON CERTAIN
20 FORMS OF ASSISTANCE.—The limitation contained in
21 section 113(c) of the Community Development
22 Banking and Financial Institutions Act of 1994
23 shall not apply to assistance provided under this sec-
24 tion in accordance with section 113 of such Act.

1 (4) APPLICATION OF BANK ENTERPRISE ACT OF
2 1991.—In making assistance under this section avail-
3 able in the manner provided in section 114 of the
4 Community Development Banking and Financial In-
5 stitutions Act of 1994, the Bank Enterprise Act of
6 1991 shall be applied under section 114(a)(2)—

7 (A) by substituting “Hurricane Katrina af-
8 fected area”, as defined in subsection (c), for
9 “qualified distressed community”; and

10 (B) with respect to life line accounts, by
11 taking into account only life line accounts of-
12 fered in an Hurricane Katrina affected area.

13 (c) HURRICANE KATRINA AFFECTED AREA DE-
14 FINED.—For purposes of this section, the term “Hurri-
15 cane Katrina affected area” means any county (as defined
16 in section 2 of title 1, United States Code) that—

17 (1) is within an area in which the President,
18 pursuant to section 401 of the Robert T. Stafford
19 Disaster Relief and Emergency Assistance Act, has
20 determined, on or after August 28, 2005, that a
21 major disaster exists due to Hurricane Katrina; and

22 (2) has been designated by the Federal Emer-
23 gency Management Agency as an area in which pub-

- 1 lic assistance or individual assistance is available as
- 2 a result of Hurricane Katrina.

