

Pub. L. 116-94, div. D, title I, §115, Dec. 20, 2019, 133 Stat. 2714.

§ 6907. State legislation requiring reallocation or redistribution of payments to smaller units of general purpose government

(a) Notwithstanding any other provision of this chapter, a State may enact legislation which requires that any payments which would be made to units of general local government pursuant to this chapter be reallocated and redistributed in whole or part to other smaller units of general purpose government which (1) are located within the boundaries of the larger unit of general local government, (2) provide general governmental services and (3) contain entitlement lands within their boundaries. Such reallocation or redistribution shall generally reflect the level of services provided by, and the number of entitlement acres within, the smaller unit of general local government.

(b) Upon enactment of legislation by a State, described in subsection (a), the Secretary shall make one payment to such State equaling the aggregate amount of payments which he otherwise would have made to units of general local government within such State pursuant to this chapter. It shall be the responsibility of such State to make any further distribution of the payment pursuant to subsection (a). Such redistribution shall be made within 30 days after receipt of such payment. No payment, or portion thereof, made by the Secretary shall be used by any State for the administration of this subsection or subsection (a).

(c) Appropriations made for payments in lieu of taxes for a fiscal year may be used to correct underpayments in the previous fiscal year to achieve equity among all qualified recipients.

(Added Pub. L. 98-63, title I, July 30, 1983, 97 Stat. 324; amended Pub. L. 103-272, §4(f)(1)(U)(ii), July 5, 1994, 108 Stat. 1362.)

Editorial Notes

AMENDMENTS

1994—Pub. L. 103-272 inserted section catchline.

CHAPTER 71—JOINT FUNDING SIMPLIFICATION

Table with 2 columns: Sec. and Description. Rows include 7101. Purposes, 7102. Definitions, 7103. Authority of the President and heads of executive agencies, 7104. Processing project requests to be financed by at least 2 assistance programs, 7105. Prescribing uniform technical and administrative provisions, 7106. Delegation of supervision of assistance, 7107. Joint management funds, 7108. Limitation on authority under sections 7105-7107, 7109. Appropriations available for joint financing, 7110. Use of joint financing provisions for Federal-State assisted projects, 7111. Report to Congress, 7112. Expiration date.

§ 7101. Purposes

The purposes of this chapter are to— (1) enable States, local governments, and private nonprofit organizations to use assist-

ance of the United States Government more effectively and efficiently;

(2) adapt the assistance more readily to particular needs through wider use of projects that are supported by more than one executive agency, assistance program, or appropriation of the United States Government; and

(3) encourage Federal-State arrangements under which local governments and private nonprofit organizations may more effectively and efficiently combine Federal and State resources to support projects of common interest to those local governments and those organizations.

(Pub. L. 97-258, Sept. 13, 1982, 96 Stat. 1035.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 7101, 42:4251, Dec. 5, 1974, Pub. L. 93-510, §2, 88 Stat. 1604.

In the chapter, the words "executive agency" are substituted for "Federal agency" because of the definition in section 102 of the revised title. The words "assistance program" are substituted for "Federal assistance programs" because of the definition in section 7102 of the revised title.

In the section, the words "resources available from" and "It is the further purpose of this chapter" are omitted as unnecessary because of the restatement.

§ 7102. Definitions

In this chapter—

(1) "applicant" means a State, local government, or private nonprofit organization applying for assistance for one project.

(2) "assistance program" means a program of the United States Government providing assistance through a grant or contract but does not include revenue sharing, a loan, a loan guarantee, or insurance.

(3) "local government" means a county, city, political subdivision of a county or city, or other general purpose political subdivision of a State, a school district, a council of governments, or other instrumentality of a local government.

(4) "project" means an undertaking that includes components that contribute materially to carrying out one purpose or closely related purposes and are proposed or approved for assistance under—

(A) more than one United States Government program; or

(B) at least one Government program and at least one State program.

(5) "State" means a State of the United States, the District of Columbia, a territory or possession of the United States, an agency or instrumentality of a State, and a tribe as defined in section 3(c) of the Indian Financing Act of 1974 (25 U.S.C. 1452(c)).

(Pub. L. 97-258, Sept. 13, 1982, 96 Stat. 1035; Pub. L. 103-272, §4(f)(1)(V), July 5, 1994, 108 Stat. 1363.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 7102(1), 42:4261(2), (4), Dec. 5, 1974, Pub. L. 93-510, §12, 88 Stat. 1608.