




**DEPARTMENT OF THE TREASURY  
WASHINGTON, D.C.**

**TO:** Alex Goodenough, Office of Information and Regulatory Affairs

**FROM:** Ryan Law, Deputy Assistant Secretary  
Office of Privacy, Transparency, and Records 

**SUBJECT:** Justification for Emergency Processing: Coronavirus State and Local Fiscal Recovery Funds Program

Pursuant to the Office of Management and Budget (OMB) procedures established at 5 C.F.R. § 1320.13, the Department of the Treasury (Treasury) requests emergency processing for the Coronavirus State and Local Fiscal Recovery Funds Program information collection request.

On March 11, 2021, the President signed the American Rescue Plan Act of 2021 (the “Act”), Pub. L. No. 117-2. Sections 602 and 603 of the Social Security Act as added by section 9901 of the Act provides \$350 billion in total funding to Treasury to make payments generally to States (defined to include the District of Columbia), U.S. Territories (defined to include, Puerto Rico, U.S. Virgin Islands, Guam, Northern Mariana Islands, and American Samoa), Tribes, Metropolitan cities, Counties, Consolidated Governments, and Nonentitlement units of local government (through States) (collectively the “eligible entities”) to respond to the COVID-19 public health emergency or its negative economic impact, including provide assistance to households, small business, nonprofits, and impacted industries, such as tourism, travel, and hospitality; respond to workers performing essential work during the COVID-19 pandemic by providing premium pay to eligible workers of the State, territory, tribal government, metropolitan city, county, or nonentitlement units of local government performing essential work or by providing grants to eligible employers that have eligible workers; provide government services, to the extent COVID-19 caused a reduction of revenues collected in the most recent full fiscal year of the State, territory, tribal government, metropolitan city, county, or nonentitlement units of local government; or make necessary investments in water, sewer, or broadband infrastructure.

Sections 602(b)(6)(A) requires Treasury make payments to States and U.S Territories not later than 60 days after the date of receipt of the certification required under section 602(d)(1). Section 602(b)(6)(B) requires Treasury to make payment to Tribal governments no later than 60 days after March 11, 2021 (date Act was enacted). Treasury is required to make the first tranche payment to Counties, Metropolitan cities, and nonentitlement units of local government (through States) no later than 60 days after March 11, 2021 pursuant to section 603(b)(7)(A). Treasury intends to begin making payments as soon as possible given the urgent need for the funds being disbursed.

Due to the need to make payments expeditiously to the eligible entities under sections 602 and 603 of the Social Security Act as added by section 9901 of the Act, Treasury requests emergency processing for the Recipient Payment Information form and Acceptance of Award Terms form by May 7<sup>th</sup> 2021. Given the inability to seek public comment during such a short timeframe, Treasury requests a waiver from the requirement to publish notice in the Federal Register seeking public comment.