



REPORT TO LAW & LEGISLATION COMMITTEE City of Sacramento

915 I Street, Sacramento, CA 95814-2671

Consent
May 4, 2010

**Honorable Members of the
Law and Legislation Committee**

Subject: Legislative position: Support H.R. 4812 (Miller) the Local Jobs for America Act

Location/Council District: Citywide

Recommendation: Adopt a support position on H.R. 4812 (Miller) the Local Jobs for America Act.

Contact: Michelle Heppner, Special Projects Manager, 808-1226.

Presenters: N/A

Department: City Manager's Office

Division: Government Affairs

Organization No: 09200

Description/Analysis

Issue: Our nation is going through one of the most difficult economic times in its history, with the national unemployment rate hovering around 10 percent and Sacramento's at over 12 percent. Despite signs of an economic recovery at the national level, economic conditions in cities and towns across the country continue to worsen, with more municipal governments facing significant budget shortfalls and increased demand for services. The City of Sacramento employs over 4,500 workers who provide critical services to our residents ranging from public safety, community and economic development, infrastructure maintenance, trash collection, and waste water treatment.

The City of Sacramento is facing a \$43 million general fund budget shortfall and may have to choose between laying off employees, eliminating services, and raising taxes to balance its budget. H.R. 4812 would counter the recession's impact on the City of Sacramento, would mitigate an increase in the lack of fiscal stability for this community as municipal challenges further contribute to the nation's unemployment rate - just as the economy begins to recover. Federal aid will be necessary if the City of Sacramento is to avoid public service worker layoffs including fire and police and other important city workers or significant increases in taxes to pay the salaries of these employees.

Environmental Considerations: None

Rationale for Recommendation: The City of Sacramento should endorse H.R. 4812, the Local Jobs for America Act, because it will help create one million public and private jobs in local communities this year, including in the City of Sacramento. The bill will help ensure that our city can continue to provide services essential to families in our community. Additionally, it would help prevent state and local tax increases, while helping governments avoid making the choice between eliminating services and raising taxes. H.R. 4812 would help stimulate local businesses and create more jobs in the local economy. Adopting H.R. 4812 into law immediately will allow cities and towns across America to retain existing employees and provide employment opportunities in both the public and private sectors.

Financial Considerations: None

Emerging Small Business Development (ESBD): None

Respectfully Submitted by: _____



Michelle Heppner
Special Projects Manager

Recommendation Approved:


GUS VINA
Interim City Manager

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Attachment 1

May 4, 2010

The Honorable George Miller
U.S. House of Representatives
2205 Rayburn House Office Building
Washington, D.C. 20515

Dear Representative Miller:

On behalf of the City of Sacramento, I write to express our strong support for your H.R. 4812, the Local Jobs for America Act. If enacted, the Local Jobs for America Act will provide critical, flexible and direct fiscal assistance to cities and towns to save and create over 1 million jobs.

The stark reality is that economic conditions continue to worsen for local governments across the country, with many areas experiencing or projecting record budget shortfalls and being forced to institute layoffs, furloughs, service reductions, and fee increases. At over 12%, Sacramento's unemployment rate is higher than the national average.

The Local Jobs for America Act is an important short-term step towards goals we all share: keeping police officers, firefighters, and teachers on the job, restoring critical services, such as community and economic development, infrastructure maintenance, trash collection, and waste water treatment, that have been cut or scaled back, and creating new jobs that meet local needs. It also importantly recognizes that, in addition to the actions local leaders are taking to steer their communities through the recession, *local governments need help*, and that public sector employees contribute valuable services that are indispensable to our economy and our recovery.

The Local Jobs for America Act is an efficient response that provides just the kind of help our cities need now. The bill would direct \$75 billion to local communities hardest hit by the recession to save jobs and hire vital staff and \$500 million for approximately 50,000 on-the-job private sector training positions. In addition, the bill includes nearly \$25 billion to support education, firefighting and law enforcement jobs.

H.R. 4812 will help governments avoid making the choice between eliminating services and raising taxes. Thank you again for introducing this vital legislation and for all you do to help cities and towns across our nation.

Sincerely,

LAUREN HAMMOND, Chair
Law & Legislation Committee

Attachment 2

LOCAL JOBS FOR AMERICA ACT H.R. 4812

Our nation is going through one of the most difficult economic times in its history. We must do everything to help create jobs for those who are struggling to support their families. At the same time, the recession is forcing states and municipalities to cut jobs that are critically important – teachers, police, firefighters, childcare workers, and others. The Local Jobs for America Act will provide our economy a shot in the arm by putting a million people to work by restoring these services in local communities.

The Local Jobs for America Act will create a million public and private jobs in local communities this year.

Support will be targeted directly to states and municipalities with the greatest number of people out of work to restore important local services.

The Local Jobs for America Act will help ensure that local communities can still operate essential services.

Because of the recession, many local communities have cut back on education, public safety, childcare, health care, education and transportation. As a result, families who rely on these services are suffering the cost of these cutbacks.

This bill will help prevent state and local tax increases.

By supporting the services local communities deem most necessary, the bill will help local governments avoid having to choose between eliminating services and raising taxes.

Creating local jobs will stimulate local businesses and create more jobs in the local economy.

By increasing employment in local communities, families will be able to start spending again at their neighborhood businesses and favorite restaurants. This will help spur additional jobs for local small businesses.

The Local Jobs for America Act will fund salaries for private sector on-the-job training to help local businesses put people back to work.

Specifically, the Local Jobs for America Act invests:

- \$75 billion over two years to local communities to hire vital staff
- Funding for 50,000 on-the-job private-sector training positions

The bill also includes provisions already approved by the House:

- \$23 billion this year to help states support 250,000 education jobs
- \$1.18 billion to put 5,500 law enforcement officers on the beat
- \$500 million to retain, rehire, and hire firefighters

Summary provided by the House Committee on Education and Labor

FACT SHEET

Local Jobs for America Act, H.R. 4812

Key details of the bill are as follows:

- The bill would provide **\$75 billion over two years** (\$37.5 billion in year one, and \$37.5 billion in year two) to local governments, community based organizations, and states to save and create local jobs.
- The U.S. Department of Labor would administer the program.
- The **funding distribution mechanism** is based on the Community Development Block Grant program (CDBG) – every city with a population of 50,000 or more would be eligible to receive DIRECT FUNDING. Cities with a population below 50,000 would also be eligible to receive funding, only passed through the states.
- As with CDBG, 70 percent of the funding would be for direct entitlement cities, and 30 percent would be for state pass-through.
- Though the distribution mechanism is based on CDBG, the formula is **not** the same. This formula is based on unemployment numbers (50 percent), poverty level (25 percent), and population (25 percent).
- Each city could use up to 50 percent of the funding to retain employees that might otherwise lose their jobs because of budget shortfalls.
- Up to 25 percent can be given by a city to local community based organizations to hire employees to provide services or functions not customarily provided by local government employees.
- If a city desires, the remaining funding can be used to hire new city employees or rehire those recently let go. However, there is **no** requirement that a city use this part of the program.
- A city can use up to 5 percent of the funding for administration of the program.
- This program has **NO LOCAL MATCH** requirement.
- There is no requirement to retain employees once the funding runs out. There would be two years of funding, and then it would be up to a city to either retain or not retain employees funded by the program based on need and local budgets.
- Employees would have to be hired full-time with benefits, under existing contracts or agreements. The federal funding can be used to cover all costs, including salaries and benefits.
- There is no cap on per-employee costs, however no more than 20 percent of the funds can be used for management employees.
- The bill also provides \$23 billion to help states support an estimated 250,000 education jobs, provides \$1.18 billion to put 5,500 law enforcement officers on the beat, and allocates \$500 million to hire and retain fire fighters.
- Finally, the bill provides \$500 million for approximately 50,000 additional on-the-job training positions slots to help private business expand employment.



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111TH CONGRESS
2D SESSION

H. R. 4812

To provide funds to States, units of general local government, and community-based organizations to save and create local jobs through the retention, restoration, or expansion of services needed by local communities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2010

Mr. GEORGE MILLER of California (for himself, Mr. LARSON of Connecticut, Mr. HARE, Mr. ELLISON, Ms. SUTTON, Mr. PIERLUISI, Mr. SABLAN, Ms. CLARKE, Mr. HASTINGS of Florida, Mr. LEVIN, Mr. RANGEL, Mr. GARAMENDI, Mr. HOLT, Mr. GRIJALVA, Ms. ESHOO, Mr. KILDEE, Ms. MCCOLLUM, Mr. LOEBSACK, Mr. POLIS of Colorado, Mr. DINGELL, and Mr. TIERNEY) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To provide funds to States, units of general local government, and community-based organizations to save and create local jobs through the retention, restoration, or expansion of services needed by local communities, 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 "Local Jobs for America
5 Act".

1 **TITLE I—LOCAL COMMUNITY**
2 **JOBS**

3 **SEC. 101. STABILIZATION FUNDING FOR LOCAL JOBS.**

4 From the amount appropriated under section 111,
5 the Secretary, acting through the Employment and Train-
6 ing Administration of the Department of Labor and in
7 consultation with the Secretary of Housing and Urban De-
8 velopment, shall provide funds to States, units of general
9 local government, and community-based organizations to
10 save and create local jobs through the retention, restora-
11 tion, or expansion of services needed by local communities.

12 **SEC. 102. ALLOTMENT FORMULA.**

13 (a) **RESERVATIONS BY THE SECRETARY.**—Of the
14 amount appropriated under section 111 for each fiscal
15 year, the Secretary may reserve—

16 (1) not more than 1 percent to administer this
17 title;

18 (2) not more than 0.5 percent to award grants,
19 on a competitive basis, to Indian tribes for purposes
20 of this title.

21 (b) **MAKING FUNDS AVAILABLE FOR ALLOTMENT BY**
22 **THE SECRETARY.**—Of the amounts appropriated under
23 section 111 and not reserved under subsection (a), the
24 Secretary shall make available for allotment the amounts
25 for each fiscal year as follows:

1 (1) Seventy percent to entitlement communities,
2 of which the Secretary shall make available for allot-
3 ment—

4 (A) 25 percent to each entitlement commu-
5 nity in an amount which bears the same ratio
6 to the total amount made available under this
7 subparagraph as the population of the entitle-
8 ment community bears to the total population
9 of all entitlement communities;

10 (B) 25 percent to each entitlement commu-
11 nity in an amount which bears the same ratio
12 to the total amount made available under this
13 subparagraph as the extent of poverty in the
14 entitlement community bears to the extent of
15 poverty in all entitlement communities; and

16 (C) 50 percent to each entitlement commu-
17 nity in an amount which bears the same ratio
18 to the total amount made available under this
19 subparagraph as the number of unemployed in-
20 dividuals in the entitlement community bears to
21 the total number of unemployed individuals in
22 all entitlement communities.

23 (2) Thirty percent to States, of which the Sec-
24 retary shall make available for allotment—

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1 (A) 25 percent to each State in an amount
2 which bears the same ratio to the total amount
3 made available under this subparagraph as the
4 population of the State bears to the total popu-
5 lation of all States;

6 (B) 25 percent to each State in an amount
7 which bears the same ratio to the total amount
8 made available under this subparagraph as the
9 extent of poverty in the State bears to the ex-
10 tent of poverty in all States; and

11 (C) 50 percent to each State in an amount
12 which bears the same ratio to the total amount
13 made available under this subparagraph as the
14 number of unemployed individuals in the State
15 bears to the total number of unemployed indi-
16 viduals in all States.

17 (c) RESERVATION AND ALLOTMENTS BY STATES.—

18 (1) RESERVATION.—Of the amount of funds al-
19 lotted to a State under section 104(c)(1)(A) for each
20 fiscal year, a State may reserve not more than 2
21 percent for administrative purposes.

22 (2) ALLOTMENTS BY STATES.—

23 (A) IN GENERAL.—A State shall provide
24 all of the funds allotted to the State under sec-

1 tion 104(c)(1)(A) that are not reserved under
2 paragraph (1) as follows:

3 (i) Not more than 50 percent of the
4 funds to units of general local government
5 located in nonentitlement areas of the
6 State to continue to provide employee com-
7 pensation to employees employed by the
8 unit, as of the date of the enactment of
9 this Act, in positions that—

10 (I) provide local public services
11 for the unit; and

12 (II) would otherwise be termi-
13 nated or reduced as a result of fiscal
14 constraints of such unit.

15 (ii) Not more than 50 percent of the
16 remainder of the funds (after allotting
17 funds under clause (i)) to community-
18 based organizations to employ individuals
19 newly hired or employed under a contract
20 entered into after the date of the enact-
21 ment of this Act to provide services or
22 functions that are not customarily provided
23 by a unit of general local government lo-
24 cated in a nonentitlement area of the State

6

1 where such services or functions will be
2 provided by the organization.

3 (iii) All of the remainder of the funds
4 (after allotting funds under clauses (i) and
5 (ii)) to units of general local government
6 located in nonentitlement areas of the
7 State to provide employee compensation to
8 individuals newly hired to carry out the
9 local public services described in subclauses
10 (I) and (II) of section 104(c)(1)(B)(i) for
11 the unit.

12 (B) ALLOTMENTS.—In allotting funds
13 under subparagraph (A) for a fiscal year, a
14 State shall—

15 (i) subject to clause (i), provide to
16 units of general local government and com-
17 munity-based organizations located in a
18 non-entitlement area of a Congressional
19 district of the State not less than an
20 amount of funds that bears the same ratio
21 to the total amount made available to be
22 allotted to the State under section
23 102(b)(2) for such fiscal year as the popu-
24 lation of the nonentitlement area of the
25 Congressional district bears to the total

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1 population of all nonentitlement areas of
2 the State;

3 (ii) if the total amount of funds allot-
4 ted by the Secretary to a State under sec-
5 tion 104(c)(1)(A) on behalf of units of
6 general local government and community-
7 based organizations located in the non-
8 entitlement area of a Congressional district
9 of the State is less than the amount to be
10 provided to the units and organizations
11 under clause (i) for such fiscal year, pro-
12 vide to the units and organizations an
13 amount of funds equal to the amount of
14 funds so allotted for such fiscal year; and

15 (iii) consult with local elected officials
16 from among units of general local govern-
17 ment located in nonentitlement areas of
18 such State in determining the method of
19 allotment of such funds.

20 (d) RULE FOR PROVIDING FUNDS TO COMMUNITY-
21 BASED ORGANIZATIONS.—In providing funds under this
22 Act to community-based organizations, a unit of general
23 local government or State shall, to the extent practicable,
24 give priority to community-based organizations that will

1 provide services or functions in accordance with this Act
2 to—

3 (1) public use microdata areas that have a pov-
4 erty rate of 12 percent or more; or

5 (2) units of general local government that have
6 an unemployment rate that is 2 percent higher than
7 the national unemployment rate.

8 **SEC. 103. USES OF FUNDS BY UNITS OF GENERAL LOCAL**
9 **GOVERNMENT AND COMMUNITY-BASED OR-**
10 **GANIZATIONS.**

11 (a) **ENTITLEMENT COMMUNITIES.**—Of the amount of
12 funds received under section 104(c)(2) for each fiscal year,
13 a unit of general local government that is an entitlement
14 community—

15 (1) may use not more than 5 percent for ad-
16 ministrative purposes;

17 (2) may use up to 50 percent of the remainder
18 of such funds (after using the funds pursuant to
19 paragraph (1)) to continue to provide employee com-
20 pensation to employees employed by the unit, as of
21 the date of the enactment of this Act, in positions
22 that—

23 (A) provide local public services for the
24 unit; and

1 (B) would otherwise be terminated or re-
2 duced as a result of fiscal constraints of such
3 unit;

4 (3) may provide up to 50 percent of the remain-
5 der of such funds (after using the funds pursuant to
6 paragraphs (1) and (2)) to community-based organi-
7 zation to employ individuals newly hired or employed
8 under a contract entered into after the date of the
9 enactment of this Act to provide services or func-
10 tions that are not customarily provided by the unit,
11 of which—

12 (A) not less than 93 percent shall be used
13 to provide employee compensation to such indi-
14 viduals;

15 (B) not more than 5 percent may be used
16 by the organization for supportive services; and

17 (C) not more than 2 percent may be used
18 by the organization for administrative purposes;
19 and

20 (4) shall use all of the remainder of such funds
21 (after using the funds pursuant to paragraphs (1)
22 through (3)), to the extent that the unit determines
23 that it has a need for additional employees, to pro-
24 vide employee compensation to individuals newly
25 hired by the unit to carry out the local public serv-

1 ices described in subclauses (I) and (II) of section
2 104(c)(1)(B)(i) for the unit.

3 (b) NONENTITLEMENT AREAS.—Of the amount of
4 funds received under section 104(c)(2)(B) for each fiscal
5 year—

6 (1) a unit of general local government that is
7 located in a nonentitlement area of a State—

8 (A) may use not more than 2 percent for
9 administrative purposes; and

10 (B) shall use all of the remainder of such
11 funds (after using the funds pursuant to sub-
12 paragraph (A)) to provide employee compensa-
13 tion to individuals described in clause (i) or (iii)
14 of section 102(c)(2)(A), as determined by the
15 State; and

16 (2) a community-based organization—

17 (A) shall use not less than 93 percent to
18 provide employee compensation to individuals
19 described in section 102(c)(2)(A)(ii);

20 (B) may use up to 5 percent for supportive
21 services; and

22 (C) may use up to 2 percent for adminis-
23 trative purposes.

24 (c) FUNDED POSITIONS; CONSULTATION BY CHIEF
25 EXECUTIVE OFFICERS.—

1 (1) FUNDED POSITIONS.—

2 (A) FULL-TIME, FULL-YEAR EMPLOY-
3 MENT.—

4 (i) IN GENERAL.—An individual hired
5 under this title by a unit of general local
6 government or community-based organiza-
7 tion shall fill a position that offers full-
8 time, full-year employment.

9 (ii) DEFINITIONS.—For purposes of
10 this subparagraph—

11 (I) the term “full-time” when
12 used in relation to employment has
13 the meaning already established or, if
14 the meaning has not been established,
15 determined to be appropriate for pur-
16 poses of this title, by the unit of gen-
17 eral local government or community-
18 based organization hiring an indi-
19 vidual under this title; and

20 (II) the term “full-year” when
21 used in relation to employment means
22 a position that provides employment
23 for a 12-month period, except that in
24 the case of a position that provides a
25 service required by a unit or organiza-

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1 tion for only the duration of a school
2 year, the term means a position that
3 provides employment for such dura-
4 tion.

5 (B) SERVICES FOR UNITS.—An individual
6 hired under this title—

7 (i) by a unit of general local govern-
8 ment, shall fill a position to assist the unit
9 in—

10 (I) restoring local public services
11 terminated within the preceding 5
12 years;

13 (II) expanding existing local pub-
14 lic services; or

15 (III) retaining local public serv-
16 ices that would otherwise be reduced
17 as a result of the fiscal constraints of
18 such unit; or

19 (ii) by a community-based organiza-
20 tion, shall fill a position to provide services
21 or functions that are not customarily pro-
22 vided by a unit of general local government
23 where such services or functions will be
24 provided by the organization.

1 (2) CONSULTATION BY CHIEF EXECUTIVE OFFI-
2 CERS.—A chief executive officer of a unit of general
3 local government shall consult with the local commu-
4 nity and labor organizations representing employees
5 of such unit in determining the positions that should
6 be funded under this title for such unit for each fis-
7 cal year.

8 **SEC. 104. STATEMENTS OF NEED; APPROVAL AND ALLOT-**
9 **MENT OF FUNDS.**

10 (a) SUBMISSION OF STATEMENTS; NOTICE OF AL-
11 LOTMENT AND INTENT.—

12 (1) IN GENERAL.—

13 (A) NOTICE OF ALLOCATION.—The Sec-
14 retary shall post on a publicly accessible Inter-
15 net Web site of the Department of Labor, the
16 total amount of funds made available for allot-
17 ment under this title for a fiscal year to each
18 unit of general local government that is an enti-
19 tlement community and each State that is eligi-
20 ble to receive funds under this title for such fis-
21 cal year.

22 (B) SUBMISSION.—In order to receive
23 funds under this title for a fiscal year for which
24 funds are appropriated to carry out this title, a
25 unit of general local government, community-

14

1 based organization, or a State shall submit a
2 statement in accordance with paragraph (2) or
3 (3), as applicable, certifying the information de-
4 scribed in subsection (b) for such fiscal year.

5 (C) NOTICE OF INTENT.—

6 (i) IN GENERAL.—Seven days prior to
7 the submission of a statement under sub-
8 paragraph (B), a unit of general local gov-
9 ernment that is an entitlement community
10 or State shall publish public notice of the
11 intent to submit a statement under such
12 subparagraph, which includes a copy of the
13 statement.

14 (ii) INTERNET WEB SITE.—In pub-
15 lishing public notice under clause (i), a
16 unit of general local government or State
17 shall post the notice and information de-
18 scribed in such clause on a publicly avail-
19 able Internet Web site of the unit or State,
20 as applicable.

21 (2) ENTITLEMENT COMMUNITIES.—

22 (A) STATEMENTS FROM UNITS.—In order
23 to receive funds under this title for a fiscal year
24 for which funds are appropriated to carry out
25 this title, a unit of general local government

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1 that is an entitlement community shall submit
2 to the Secretary, at such time and in such man-
3 ner as determined by the Secretary, a state-
4 ment that certifies the information described in
5 subsection (b)—

6 (i) with respect to such unit for such
7 fiscal year; and

8 (ii) with respect to the community-
9 based organizations the unit plans to fund,
10 using funds the unit receives under this
11 title, for such fiscal year.

12 (B) STATEMENTS FROM COMMUNITY-
13 BASED ORGANIZATIONS.—In order to receive
14 funds for a fiscal year from a unit of general
15 local government that is an entitlement commu-
16 nity receiving funds for such fiscal year under
17 this title, a community-based organization shall
18 submit to a unit of general local government
19 that is an entitlement community, at such time
20 and in such manner as determined by the unit,
21 a statement certifying the information described
22 in subsection (b) with respect to such organiza-
23 tion for such fiscal year.

24 (3) NONENTITLEMENT AREAS.—

1 (A) STATEMENT FROM UNITS AND ORGA-
2 NIZATIONS.—In order to receive funds for a fis-
3 cal year from a State receiving funds for such
4 fiscal year under this title, a unit of general
5 local government that is located in a nonentitle-
6 ment area of the State, or a community-based
7 organization, shall submit to the State, at such
8 time and in such manner as determined by the
9 State, a statement certifying the information
10 described in subsection (b)—

11 (i) with respect to such unit for such
12 fiscal year; or

13 (ii) with respect to such organization
14 for such fiscal year.

15 (B) STATEMENTS FROM STATES.—After
16 reviewing the statements received under sub-
17 paragraph (A) for a fiscal year, a State shall
18 submit to the Secretary, at such time and in
19 such manner as determined by the Secretary, a
20 statement certifying the information described
21 in subsection (b) with respect to the units of
22 general local government and community-based
23 organizations that the State plans to fund,
24 using funds the State receives under this title,
25 for such fiscal year.

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1 (b) INFORMATION CERTIFIED.—A statement sub-
2 mitted under subsection (a) shall certify, with respect to
3 a unit of general local government or community-based or-
4 ganization, as applicable, the following information:

5 (1) The amount of funds requested by such
6 unit or organization.

7 (2) The number of individuals who will receive
8 employee compensation with such funds.

9 (3) The job titles of, and the amount of em-
10 ployee compensation and the employers (units or or-
11 ganizations) for, the positions that will be filled by
12 the individuals.

13 (4) Whether the positions will—

14 (A) in the case of employment with a unit,
15 assist in retaining, restoring, or expanding an
16 existing local public service; or

17 (B) in the case of employment with an or-
18 ganization, provide services or functions that
19 are not customarily provided by a unit that is
20 an entitlement community, or a unit located in
21 a nonentitlement area of a State, where such
22 services or functions will be provided by the or-
23 ganization.

24 (5) The estimated date of hiring for the posi-
25 tions.

1 (6) A statement documenting the need for the
2 services to be carried out by the individuals hired for
3 the positions.

4 (7) In the case of a unit that desires to use
5 funds received under this title to continue to provide
6 employee compensation for existing employees of the
7 unit in accordance with section 102(e)(2)(A)(i) or
8 103(a)(2), a statement documenting the fiscal con-
9 straints of the unit that would result in the termi-
10 nation or reduction of the positions of such employ-
11 ees.

12 (8) A description of the unit's or organization's
13 plan to target recruitment efforts for positions fund-
14 ed under this title in accordance with section 105(b).

15 (9) An assurance by the unit or organization
16 that the unit or organization will comply with all
17 provisions of this title.

18 (10) An assurance by the unit or organization
19 that the unit or organization will comply with all ap-
20 plicable Federal, State, and local labor laws, includ-
21 ing laws concerning wages and hours, labor rela-
22 tions, family and medical leave, occupational safety
23 and health, and nondiscrimination.

24 (c) APPROVAL AND ALLOTMENT OF FUNDS.—

1 (1) ENTITLEMENT COMMUNITIES.—Within 30
2 days of receipt of a statement submitted under sub-
3 section (a)(2)(A) by unit of general local government
4 that is an entitlement community, the Secretary
5 shall allot to the unit the amount of funds requested
6 by the unit for a fiscal year, not to exceed the total
7 amount of funds available to be allotted under sec-
8 tion 102(b)(1) to the unit for such fiscal year.

9 (2) NONENTITLEMENT AREAS.—

10 (A) APPROVAL BY THE SECRETARY.—
11 Within 30 days of receipt of a statement sub-
12 mitted under subsection (a)(3)(B) by a State
13 with respect to a unit of general local govern-
14 ment located in a nonentitlement area, or a
15 community-based organization to provide serv-
16 ices or functions that are not customarily pro-
17 vided by a unit of general local government lo-
18 cated in a nonentitlement area where such serv-
19 ices or functions will be provided by the organi-
20 zation, for a fiscal year, the Secretary shall
21 allot to the State the amount of funds re-
22 quested by the State for such unit or organiza-
23 tion for such fiscal year, not to exceed the total
24 amount of funds available to be allotted under

1 section 102(b)(2) to the State for such fiscal
2 year.

3 (B) STATE ALLOTMENT OF FUNDS.—Not
4 later than 15 days after receiving an allotment
5 of funds from the Secretary under subpara-
6 graph (A), the State shall allot, in accordance
7 with section 102(c)(2), all of the funds to the
8 unit or organization for which such funds were
9 provided by the Secretary under subparagraph
10 (A).

11 (3) WITHHELD FUNDS.—Notwithstanding para-
12 graphs (1) and (2), any funds under this title with-
13 held pursuant to a grievance filed under section
14 110(b) shall be withheld until such grievance is re-
15 solved.

16 (d) REALLOTMENT OF FUNDS.—

17 (1) UNITS.—The funds made available for allot-
18 ment under this title for a fiscal year for a unit of
19 general local government that is an entitlement com-
20 munity that does not submit, within 6 months after
21 the date the Secretary publishes a notice of allot-
22 ment under subsection (a)(1)(A) for such unit, to
23 the Secretary a statement under subsection (a) that
24 indicates an intention to hire at least 1 individual
25 under this title for such fiscal year, shall be made