

**FY26 Congressionally Directed Spending Request Agriculture, Rural
Development, Food and Drug Administration, and Related Agencies
Subcommittee Guidance
Office of Senator Jeanne Shaheen**

The information below reflects the updated guidance received from the Senate Appropriations Committee for fiscal year (FY) 2026 with respect to congressionally directed spending (CDS) requests. Should you have any questions, please contact Senator Shaheen's office at appropriations_shaheen@shaheen.senate.gov or call 202-224-2841.

Guidance on Submitting Requests for Congressionally Directed Spending (CDS)

The Ag Subcommittee will accept CDS requests for the following accounts:

- **Agricultural Research Service, Building and Facilities (ARS B&F)**
- **National Institute of Food and Agriculture, Research and Facilities Act Program (NIFA RFAP)**
- **Animal and Plant Health Inspection Service, Salaries and Expenses (APHIS S&E)**
- **Natural Resources Conservation Service, Watershed and Flood Prevention Operations (WFPO)**
- **Rural Development, Community Facilities Grants**
- **Rural Development, Distance Learning and Telemedicine Grants**

Following enactment of the FY26 funding bill, CDS recipients must apply for funding through the normal agency application process. The Subcommittee will not fund CDS items if a recipient CANNOT meet all program requirements.

Agricultural Research Service, Buildings and Facilities:

Requests for ARS B&F may only include funding for existing facilities or facilities where funding has been provided in the past. Facilities must be ARS-owned.

National Institute of Food and Agriculture, Research and Facilities Act Program

Eligible qualifying institutions (Land Grant Universities, Non-Land-Grant Colleges of Agriculture, and other eligible entities as defined in section [7 U.S.C. 6971\(f\)\(1\)\(C\)](#)) may request funds for constructing, purchasing, updating, renovating, or modifying agricultural research buildings to conduct research in the areas of agriculture and food sciences. Funds may be used to fund site design, purchase and installation of permanently affixed equipment for research, as well as for construction or renovation of buildings or sites for agricultural research facilities or other facilities that store agricultural research experimental samples.

CDS recipients must provide a 100% non-federal match for any RFAP award.

Recipients cannot move forward without a commitment to match funding before obligation. Not more than 3 percent of the CDS funding shall be available to pay for administrative costs. Construction projects are subject National Historic Preservation Act (NHPA) and National Environmental Policy Act (NEPA) review, and must comply with Build America Buy America requirements. Learn more about RFAP [here](#).

APHIS Salaries and Expenses:

Requests for APHIS S&E must align with APHIS' mission and must meet environmental review requirements (i.e. NEPA and ESA). Learn more about APHIS' programs [here](#). The period of availability for APHIS CDS will be one-year funding (i.e. until the end of the fiscal year).

WFPO:

CDS recipients for WFPO must have a local sponsor. Eligible local sponsors can be any State, political subdivision, soil or water conservation district, flood prevention or control district, or combinations thereof; any irrigation or reservoir company or water users' association; or any Indian tribe or tribal organization.

Any individual project may not exceed a watershed or sub-watershed size of 250,000 acres. At least 20 percent of the project's benefits must be directly related to agriculture.

Projects are required to complete a four-step process including:

1. Preliminary feasibility study (PIFR)
2. Watershed Plan development
3. Implementation of Watershed Plan
4. Commencement of construction for authorized watershed conservation

If a project is a "new start" it is eligible only for PIFR funding at a level of \$55,000. Funding cannot be requested for stages 2-4 until the PIFR is completed (this includes projects where the PIFR is in progress). Offices are encouraged to request funding for projects that are nearing the construction stage.

Requests must include the following information in Legi-Mate:

- Local sponsor
- Confirm coordination with the Natural Resources Conservation Service State Conservationist
- Indicate for which phase of the project funding is requested

Community Facilities Grants:

The following project and applicant eligibility criteria must be met **prior to** a congressionally directed spending request being approved:

The Community Facilities (CF) Grant program has a match requirement on a sliding scale based on the community population size of where the project will be located. CF Grants can cover up to 75 percent of the total project costs. Rural Development (RD) verifies an applicant's population size from the most recent census. **In order to determine whether a project is eligible, your office or the applicant is required to reach out to your state RD office.** Contact information for the state offices can be found at this link: <https://www.rd.usda.gov/about-rd/state-offices>.

This program will fund **up to** 75% of total project costs, with match requirements based on population as follows:

- Maximum of **75 percent** when the proposed project is located in a rural community having a population of **5,000** or fewer;
- Maximum of **55 percent** when the proposed project is located in a rural community having a population of **12,000** or fewer;
- Maximum of **35 percent** when the proposed project is located in a rural community having a population of **20,000** or fewer.

Towns with populations over 20,000 are not eligible for this program.

In general, CF matching funds must come from a non-Federal source (must be a cash match; it cannot be in-kind). However, there are two exceptions: (1) sometimes a Federal source will state that it can be used as a match for Federal Grants and (2) when a Federal source loses its Federal identity -- such as CDBG funds that are distributed through a Governor's office (not the CDBG entitlement funding) -- a CF project having these funds as a part of the capital stack can be a part of the applicant required contribution. While an applicant does not need to have its match in hand at the time of submission, they must have their match at the time of obligation. If applicants fail to have their match within three years of enactment of the final bill, funds may be swept back into the general CF account.

The average CF CDS project size funded in FY24 was \$1,000,000.

Funds may not be used for the following activities:

- To reimburse funds for projects already constructed/acquired or projects that will be completed by the passage of the final bill;
- To pay initial operating expenses or annual recurring costs, including purchases or rentals that are generally considered to be operating and maintenance expenses (unless a CF loan is part of the funding package);
- To fund facilities to be used primarily for recreation purposes; and
- To fund facilities to be used primarily for business entrepreneur purposes.

This program is subject to the Build America Buy America Act (BABAA) requirements which will apply to the total project cost, not just the Federal cost-share portion. Applicants must also meet environmental review requirements (i.e., NEPA). Applicants must complete an application if awarded a CDS in the final bill.

Note: there are several set-asides within the CF grant program, but CDS requests will only be eligible for the general CF Grant program

Due to the complexity of these grants, all applications should be vetted through your state RD office – the Subcommittee will not consider projects that are ineligible.

RD publishes its grant awards for all its programs on their website: <https://www.rd.usda.gov/about-rd/grant-awards>. Once you download the excel spreadsheet, you can filter for just CF Grants.

Rural Development, Distance Learning and Telemedicine Grants:

The following project and applicant eligibility criteria must be met **prior to** a congressionally

directed spending request being approved:

- There is a flat 15 percent match (matching funds cannot come from another Federal source).
- Full list of eligible entities, uses, and limitations can be found here: [7 CFR Part 1734 Subpart A and B](#).
- The maximum grant size is \$1,000,000.
- Reminder, even though for-profit entities are eligible for this program, they are not eligible for congressionally directed spending requests.
- **Broadband deployment is not an eligible use of funds for DLT.**
- Applicants must complete an application with RD if awarded a CDS in the final bill.

For both CF and DLT Grants, state directors and local specialists are available to answer specific questions regarding eligibility of a proposed project. You can find their contact information at this link: <https://www.rd.usda.gov/about-rd/state-offices>.

FY26 Congressionally Directed Spending Request Commerce, Justice, Science and Related Agencies Subcommittee Guidance

Office of Senator Jeanne Shaheen

The information below reflects the updated guidance received from the Senate Appropriations Committee for fiscal year (FY) 2026 with respect to congressionally directed spending (CDS) requests. Should you have any questions, please contact Senator Shaheen's office at appropriations_shaheen@shaheen.senate.gov or call 202-224-2841.

Commerce, Justice, Science and Related Agencies

The CJS Subcommittee will accept CDS requests in the following accounts:

- **“Department of Commerce; National Institute of Standards and Technology (NIST); Scientific and Technical Research Services (STRS); External Projects”;**
- **“Department of Commerce; NIST; Construction of Research Facilities; Extramural Construction”;**
- **“Department of Commerce; National Oceanic and Atmospheric Administration (NOAA); Operations, Research, and Facilities (ORF); Special Projects”;**
- **“Department of Justice; Office on Justice Programs; State and Local Law Enforcement Assistance; Byrne Discretionary”;**
- **“Department of Justice; Community Oriented Policing Services (COPS); COPS Law Enforcement Technology and Equipment”;** and
- **“National Aeronautics and Space Administration; Safety, Security and Mission Support”.**

The Subcommittee recommends that CDS projects create private sector jobs, advance research and development, or save lives. CJS CDS projects should not be viewed as continuous funding sources and should be distinct from competitive grant opportunities at the relevant agencies. As a general matter, funding should be for one-time costs that do not create permanent resource requirements for the recipient. CDS projects should be viewed as a way to jump start or complete an activity – not sustain it over time. Requests should budget for only one year of funding and not multiple years.

NIST STRS, External Projects:

The Subcommittee will accept CDS requests for NIST STRS. Projects should address scientific, technological, and standards-related research and technology development, limited to equipment, initial salaries, and limited contracting. There must be a clear, demonstrable nexus to the research component of the project and to a NIST research program. Construction projects will not be accepted. NIST allows minor alterations in terms of “retrofits,” based on how the agency utilizes STRS internally, including electrical and/or HVAC upgrades, and other minor modifications (e.g., expanding a door or putting up a partition wall). Anything that

could be considered new construction (e.g., pouring a foundation or erecting walls or a roof) is not allowable.

NIST Construction of Research Facilities, Extramural Construction:

The Subcommittee will accept CDS requests for NIST Extramural Construction projects for non-Federal research facilities, including for projects at research institutions and colleges and universities. However, given the significant investments necessary for construction projects, only a very limited number of projects will be supported on an annual basis.

NOAA ORF, Special Projects:

The Subcommittee will accept CDS requests for NOAA ORF. Projects should address fisheries, marine mammals, ocean, coastal issues, climate, weather, atmospheric research, data acquisition, and forecasting programs. Construction projects will not be accepted.

DOJ Byrne Discretionary:

The Subcommittee will accept CDS requests for Byrne Discretionary projects. Projects should provide additional personnel, equipment, supplies, contractual support, training, technical assistance, and information systems. All projects must have a nexus to the criminal justice system, and funding cannot be used for land acquisition or construction. For additional guidance on allowable expenses, please refer to the most recent [Byrne Discretionary solicitation](#). CDS requests funded in a final bill will be subject to the requirements of 2 CFR Part 200 and the [DOJ Grants Financial Guide](#).

DOJ COPS Law Enforcement Technology and Equipment:

The Subcommittee will accept CDS requests for COPS Law Enforcement Technology and Equipment for the development of technologies and automated systems to assist law enforcement agencies in investigating, responding to, and preventing crime. Recipients shall include State, local, Tribal, and territorial governments and their public agencies (for example, police and/or sheriff's departments).

Allowable activities are limited to the statutorily allowable purpose areas under the [COPS Office statute](#), including the procurement of equipment, technology, or support systems, and the development of new technologies to assist recipient entities in reorienting the emphasis of their activities from reacting to crime to preventing crime. For additional guidance on allowable expenses, please refer to a recent [COPS Technology and Equipment Program solicitation](#). CDS requests funded in a final bill will be subject to the requirements of 2 CFR Part 200 and the [DOJ Grants Financial Guide](#), and the applicable Award Owner's Manual.

NASA Safety, Security and Mission Support (SSMS):

The Subcommittee will accept CDS requests for NASA SSMS. Projects should focus on science education, research, and technology development related to NASA's

mission. Medical research projects and projects at NASA- owned Visitor Centers or a State's designated Space Grant Consortium will not be funded. This account cannot fund construction but may be used for equipment, research funding, or education programs.

FY26 Congressionally Directed Spending Request Energy and Water Subcommittee Guidance Office of Senator Jeanne Shaheen

The information below reflects the updated guidance received from the Senate Appropriations Committee for fiscal year (FY) 2026 with respect to congressionally directed spending (CDS) requests. Should you have any questions, please contact Senator Shaheen's office at appropriations_shaheen@shaheen.senate.gov or call 202-224-2841.

Energy and Water Development

The Subcommittee will ***only*** consider CDS requests for items in the following accounts:

- **Corps of Engineers: Investigations**
- **Corps of Engineers: Construction**
- **Corps of Engineers: Operation & Maintenance**
- **Corps of Engineers: Mississippi Rivers & Tributaries: Investigations**
- **Corps of Engineers: Mississippi Rivers & Tributaries: Construction**
- **Corps of Engineers: Mississippi Rivers & Tributaries: Operation & Maintenance**
- **Bureau of Reclamation: Water and Related Resources**
- **Department of Energy: “Energy Projects” Account will include the following topic areas:**
 - **Energy Efficiency and Renewable Energy**
 - **Electricity**
 - **Cybersecurity, Energy Security, and Emergency Response**
 - **Nuclear Energy**
 - **Fossil Energy and Carbon Management**

Special Guidance for Corps of Engineers & Bureau of Reclamation Requests:

For the Corps of Engineers and Bureau of Reclamation, only authorized projects and programs will be considered for funding.

Special Guidance for Department of Energy CDS Requests:

- While the Subcommittee will consider requests in the Department of Energy, it is expected to provide ***very few such items***. Requests must fit under at least one of the five topic areas listed above and be submitted to the “Energy Projects” account. Further, please carefully review the list below that lays out what type of CDS projects are not eligible for funding as the Subcommittee has updated this list for FY26. Even if you successfully funded a project in this account in prior fiscal years, new criteria changes may make that project not eligible this year.
- Successful projects will be in line with current Department of Energy missions that focus on transformative science and technology research, development, and demonstration under the five topic areas listed above. This includes requests that are not eligible for funding through tax credits or other federal incentives.
- Further, the Subcommittee ***will not fund*** the following projects:
 - Projects that require multiple years of funding.
 - Construction of new facilities and buildings.
 - Vehicle charging projects, unless the project is connected to larger clean energy sources (like a battery) or has clean energy applications beyond

the charging station.

- Electrical substation replacement or routine grid upgrades that could otherwise be funded under ratepayer contracts or through existing federal incentives.
- Planning studies for a forthcoming project.
- Clean energy projects that do not show transformative or emerging technological solutions. For example, solar panels, battery storage, or light bulb upgrades without any transformative technology or integrated energy system associated with it.
- Planning studies for NetZero goals, for example “City of X seeks \$500K for a NetZero planning document/report.”

**FY26 Congressionally Directed Spending Request Financial Services and
General Government Subcommittee Guidance
Office of Senator Jeanne Shaheen**

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Financial Services and General Government

The Subcommittee will accept requests for CDS items only in the accounts listed below:

- **Small Business Administration, Administrative Provision**
- **National Archives and Records Administration, National Historical Publications and Records Commission**
- **National Archives and Records Administration, Repairs and Restoration**
- **General Services Administration, Federal Buildings Fund, Construction and Acquisition**
- **General Services Administration, Federal Buildings Fund, Repairs and Alterations, Major Repairs**
- **General Services Administration, Federal Buildings Fund, Repairs and Alterations, Basic Repairs**
- **Office of National Drug Control Policy, Administrative Provision (Prevention Grants)**

CDS projects should not be viewed as continuous funding sources and should be distinct from competitive grant opportunities at the relevant agencies. CDS projects should be viewed as a way to jump start an activity, not sustain it over time.

FSGG CDS Eligibility Requirements:

CDS requests must meet all applicable eligibility requirements for the program in which the request is made. Please see below for eligibility criteria for the accounts accepting CDS requests:

Small Business Administration, Administrative Provision:

Projects supporting small businesses, encompassing entrepreneur training, counseling, and research. Please be advised: SBA CDS funding is not intended for the provision of seed capital for small businesses, nor for sub-grants or loans, or the construction or acquisition of facilities.

National Archives and Records Administration, National Historical Publications and Records Commission (NHPRC):

Projects to help ensure online public discovery and use of historical records collections, encourage public engagement with historical records, strengthen the nation's archival network, or publish documentary editions of historical records. This includes initiatives like record digitization, programming, and online availability of records. In considering how to

develop your project, please review the NHPRC "[Eligibility](#)" page on NARA's website.

National Archives and Records Administration, Repairs and Restoration:

Projects that dedicate funding for one or more of the 15 presidential libraries established under the Presidential Libraries Act.

General Services Administration, Federal Buildings Fund, Construction and Acquisition:

CDS projects are projects not in either the FY26 GSA budget request or the Judiciary's budget request. Projects that are in either the FY26 GSA budget request or the Judiciary's budget request or were partially funded in a prior enacted FSGG Appropriations Act are considered programmatic, not CDS. Construction projects are for new GSA-owned federal courthouses, federal office buildings, or land ports-of-entry. ***Please note:*** Eligible projects do not include state or county facilities, DOD facilities, VA facilities, or transportation infrastructure facilities.

General Services Administration, Federal Buildings Fund, Repairs and Alterations:

CDS projects are projects not in either the FY26 GSA budget request or the Judiciary's budget request. Projects that are in either the FY26 GSA budget request or the Judiciary's budget request or were partially funded in a prior enacted FSGG Appropriations Act are considered programmatic, not CDS. Repair projects must be core GSA-owned courthouses, office buildings, or land ports-of-entry in need of either basic or major repairs or alterations. ***Please note:*** Eligible projects do not include state or county facilities, DOD facilities, VA facilities, or transportation infrastructure facilities.

Office of National Drug Control Policy, Administrative Provision (Prevention Grants):

CDS projects should focus on evidence-based drug-related projects, such as primary prevention of substance use disorder. Preferred prevention programs would include community-based coalitions which, as part of their application, propose data-driven, evidence-based prevention interventions; have established measurable objectives; and proposed implementing a comprehensive mix of strategies. Also, Drug-Free Communities (DFC)-funded coalitions recently trained by CDC to implement Adverse Page 5 of 5 Childhood Experiences (ACEs) as part of their substance use prevention efforts are recommended. Among other things, allowable expenses include building rent and equipment. Unallowable expenses include (but are not limited to) real property purchases, and construction or renovation costs. ***Please note:*** Programs should not be substance specific. Treatment programs are not eligible.

**FY26 Congressionally Directed Spending Request Homeland Security
Subcommittee Guidance
Office of Senator Jeanne Shaheen**

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Homeland Security

For FY 2026, the following accounts are eligible for CDS requests:

- **Federal Emergency Management Agency Pre-Disaster Mitigation Projects; and**
- **Federal Emergency Management Agency Emergency Operations Center Grant Program**

Pre-Disaster Mitigation (PDM) Projects:

Requested projects must meet the eligibility requirements of the PDM grant program, including the non-federal cost-share requirement, benefit-cost ratio, hazard mitigation plan, and environmental and historic preservation requirements. Full requirements can be found in the fiscal year 2024 NOFO for the "[Pre-Disaster Mitigation Grant Program](#)." For any projects designated for funding in the final fiscal year 2026 Homeland Security Appropriations Act, the state agency responsible for administering mitigation grants in the requestor's state must submit an application to the Federal Emergency Management Agency, and that entity will serve as the administrative agent for the grant. Therefore, all project proposals must be accompanied by a letter of support from the appropriate state agency affirming that it believes the project is eligible.

Emergency Operations Center (EOC) Grant Program:

Requested projects must meet the eligibility requirements of the EOC grant program, including the non-federal cost-share requirement and environmental and historic preservation requirements. Full requirements can be found in the fiscal year 2024 [NOFO for the "Emergency Operations Center Grant Program."](#) For any projects designated for funding in the final fiscal year 2026 Homeland Security Appropriations Act, the state administrative agency (SAA) must submit an application to the Federal Emergency Management Agency, and that agency will serve as the administrative agent for the grant. Therefore, all project proposals must be accompanied by a letter of support from the appropriate SAA affirming that it believes the project is eligible.

FY26 Congressionally Directed Spending Request Interior, Environment, and Related Agencies Subcommittee Guidance

Office of Senator Jeanne Shaheen

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Interior, Environment and Related Agencies

The following programs are eligible for CDS requests:

- **Clean Water: EPA, STAG, Clean Water SRF, Clean Water CDS**
- **Drinking Water: EPA, STAG, Drinking Water SRF, Drinking Water CDS**
- **Sanitation Facilities Construction: IHS, Sanitation Facilities Construction, Sanitation Facilities Construction CDS**
- **Historic Preservation Fund: NPS, Historic Preservation Fund Projects**
- **State and Private Forestry: USFS, State, Private, and Tribal Forestry, Forest Resource Information and Analysis**

Clean Water and Drinking Water State and Local Projects:

The subcommittee will accept CDS requests for local and/or municipal projects included on a state's most recently finalized Clean Water or Drinking Water State Revolving Fund Intended Use Plan (IUP). The subcommittee may consider projects that are eligible for funding under State Revolving Loan Fund (SRF) guidelines, but are not on the state IUP list.

There is a minimum 20% cost share requirement for any state or local water infrastructure grant funded through congressionally directed spending. In almost all cases, other federal funds cannot be used to meet this 20% cost share. Please note that only the non-federal portion of assistance provided by a State Revolving Loan Fund can be applied towards a project's matching requirement.

Applicants for the Clean Water and Drinking Water accounts are required to provide the following information in their application:

1. What is the project purpose (e.g., drinking water, wastewater, stormwater, and/or water quality protection)?
2. How will the project help the recipient meet applicable water standards (e.g., improve drinking water quality or improve surface/groundwater quality)?
3. Is this project primarily to support existing water needs or to support future growth? Note that projects primarily to support future growth are typically ineligible for State Revolving Funds. Is this request seeking funding for planning and design, construction, or both?
4. Describe the project recipient— Municipality? Public water system? Other public entity?
5. What is the total estimated cost of the project, based on the facilities plan or preliminary engineering report?

6. What is the amount requested for the project?
7. Is the amount requested scalable to a lower amount and if so, what is the minimum amount?
8. Please list any funding received from federal appropriations, including the fiscal year and source of funding (e.g., Clean Water SRF, Drinking Water SRF, STAG grants, USDA Rural Development Program, FEMA, or others).
9. Does the community have a financing plan certified by an authorized local official demonstrating how it will cover the matching funds of 20% or more?
10. What are the anticipated non-federal sources of funding for this project?
11. What is the project's status (e.g., preliminary engineering, initial planning and design, final design completed, construction initiated)?
12. Has the community ever received state or federal funding for water infrastructure projects (not limited to the specific project)?

The following list provides some examples of the types of projects that *are typically eligible* for SRF funding and are most frequently funded. This list is not intended to be exhaustive.

Projects that generally ARE eligible for SRF funding	
Clean Water / Waste Water	Drinking Water
1. Wastewater treatment plants, including sludge handling facilities.	1. Facilitate compliance with national primary drinking water regulations or address serious risks to public health including non-regulated contaminants (i.e. PFAS).
2. Collector Sewers - Small sewers that convey wastewater from residences, commercial establishments, and industrial sites.	2. Rehabilitate or develop water sources (excluding reservoirs, dams, dam rehabilitation and water rights) to replace contaminated sources.
3. Interceptor Sewers - Large sewers that convey wastewater from collector sewers directly to a wastewater treatment facility.	3. Install or upgrade treatment facilities.
4. Sewer Pipes – Rehabilitation is only eligible if the pipes are publicly owned.	4. Install or upgrade storage facilities, including finished water reservoirs, to prevent microbiological contaminants from entering the water system.
5. Outfall Sewer - A sewer that conveys treated wastewater from a wastewater treatment facility to the receiving waters.	5. Install or replace transmission and distribution pipes to prevent contamination caused by leaks or breaks in the pipe, or improve water pressure to safe levels.

<p>6. Storm Water Management – Measures to manage, reduce, treat, or recapture stormwater or subsurface drainage water (i.e. storm sewers, green infrastructure, etc.).</p>	<p>6. Projects to consolidate water supplies – for example, when individual homes or other public water supplies have a water supply that is contaminated, or the system is unable to maintain compliance for financial or managerial reasons – are eligible for DWSRF assistance.</p>
<p>7. Combined sewer overflow (CSO) control and sanitary sewer overflow (SSO) control.</p>	<p>7. Land is eligible only if it is integral to a project that is needed to meet or maintain compliance and further public health protection.</p>
<p>8. Infiltration/Inflow Correction - Construction activities that prevent surface water or groundwater from entering the sewer system.</p>	<p>8. Project planning, design and other related costs</p>
<p>9. Water Security - Installation or upgrade of physical security infrastructure such as lighting, fencing, monitoring and access control. Also, cybersecurity measures, installation of safer 10 treatment technologies, and more secure storage of on-site treatment.</p>	
<p>10. Septic Tanks - Remediation, rehabilitation, removal and replacement of failing tanks are eligible, as well as installation of new tanks.</p>	
<p>11. Land - The leasing and fee-simple purchase of land, including surface and subsurface easements, needed to locate eligible municipal or Tribal projects, and land integral to the treatment process. Municipal purchase of land and/or conservation easements for source water protection are also eligible.</p>	
<p>12. Water Reuse - Projects involving the municipal reuse or recycling of wastewater, stormwater, or subsurface drainage water.</p>	

<p>13. Capital Nonpoint Source Pollution Control Projects – e.g., river or streambank restoration, agricultural best management practices (i.e., buffer strips, manure containment structures), wetlands restoration, etc.</p>	
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Note that SRF projects have very specific eligibility requirements. The following table lists some of the project types that are *ineligible* for SRF funding:

Projects that generally are NOT eligible for SRF funding	
Clean Water / Waste Water	Drinking Water
1. Land, except for projects described in the subsequent table under eligibility #11	1. Dams or rehabilitation of dams
2. Operations and maintenance costs	2. Operations and maintenance costs
3. Non-municipal point source control	3. Water rights, except if the water rights are owned by a system that is being purchased through consolidation as part of a capacity development strategy or if the water rights purchase is covered by EPA’s DWSRF Class Deviation for Water Rights 2019
4. Acid drainage correction	4. Reservoirs, except for finished water reservoirs and those reservoirs that are part of the treatment process and are located on the property where the treatment facility is located
5. Ambient water quality monitoring	5. Laboratory fees for monitoring
6. Flood Control Projects, unless the project is otherwise managing, reducing, treating, or recapturing stormwater	6. Projects needed mainly for fire protection
7. Privately owned sewer pipes	7. Projects for systems that lack adequate technical, managerial, and financial
	capability, unless assistance will ensure compliance

	8. Projects for systems in significant noncompliance, unless funding will ensure compliance
	9. Projects primarily intended to serve future growth

Historic Preservation Fund (HPF):

The Historic Preservation Fund (HPF), established to help fund the programs engendered by the National Historic Preservation Act (Public Law 89-665; 54 USC 300301 et seq.), was designed to preserve historical and archaeological sites in the United States of America.

- The Subcommittee notes that the vast majority of successful HPF projects in prior years have been funded within the Save America's Treasures (SAT) program.
 - For SAT, the Subcommittee will require that the property be listed as an historic place on the National Register of Historic Places or as a National Historic Landmark. Member offices must inquire with their [State Historic Preservation Office](#) to confirm listings and locate the National Register listing number(s).
 - For the purposes of SAT CDS, the listing may be at the national, state, or local level. In addition, a project is eligible if it has received a prior HPF award.
 - SAT projects require a one-to-one match with non-federal cash and/or in-kind contributions.
 - SAT grants are limited to preservation – new construction, reconstruction, and acquisitions of historic properties or historic collections are not eligible. The [SAT website](#) has more information about eligibility.
- Other HPF competitive programs have varied eligibility requirements which will be the basis of the Subcommittee's consideration. Competitive grant programs are limited to preservation – new construction, reconstruction, and acquisitions of historic properties or historic collections are not eligible. The [HPF Competitive Grants website](#) has more information about eligibility for each program.
- For Tribal Heritage Grants, there is no required match.
- The maximum CDS funding amount is \$500,000 for any HPF project.
- Each successful CDS recipient funded in a final bill must complete and submit an application containing a detailed scope of work and budget proposal to the National Park Service for review and approval.
- All HPF grantees, including successful CDS recipients, must meet standards set by the Secretary of the Interior and comply with the [audit requirements](#).

Applicants must answer each of the following questions within their application:

1. For HPF, if the request is for a property, provide the National Register listing number(s) for the property (either as an individual property or as a contributing resource). **Please provide the listing number.**
2. What type of entity is the recipient (e.g., non-profit organization, state or local government, educational institution, federally-recognized Indian Tribe, Alaska Natives, or Native Hawaiian organizations)? **Please specify.**
3. Does the recipient have in place, or a plan to provide, the one-to-one match with non-federal cash and/or in-kind contribution? **Please answer YES or NO.**
4. Would the requested project fund an eligible activity under the HPF? For SAT, please visit here and note that new construction, reconstruction, and acquisitions of historic properties or collections are not eligible. **Please answer YES or NO.**
5. What are the specific activities that the project would fund (e.g., restoring flooring, installing ADA improvements)? **Please provide a list.**

6. Has your state's SHPO or other specialist with experience with the Secretary's standards reviewed the project for consistency with HPF eligibility?
7. Has the recipient been notified that each successful CDS recipient funded in a final bill must submit an application containing a detailed scope of work and budget proposal to the National Park Service for review and approval? **Please answer YES or NO.**

State and Private Forestry (SPF):

The State & Private Forestry account provides technical and financial assistance grants to non-federal forest landowners, including state, Tribal and local governments. Activities within this account include forest health management, cooperative fire protection, wood innovation, and urban and community forestry. Requests must meet USFS eligibility requirements for the appropriate grant program. Project requests should be part of the state's Forest Action Plan, or contribute to meeting the goals of the Forest Action Plan.

Applicants for the State and Private Forestry accounts are required to provide the following information in their application:

- Is the project part of a state Forest Action Plan or otherwise ranked in a prioritized list (provide list name and rank)?
- How does this project contribute to the state Forest Action Plan?
- What is the federal nexus for this project and why should there be a federal funding component?
- Has this project received previous federal funds (provide year, amount, and program)?
- What is the total cost of the project? Are there matching funds or partner contributions?
- Is the amount requested scalable to a lower amount and if so, what is the minimum amount?
- What is the timeline for this project?
- Describe how the project will conserve and steward working forests or open space, protect forest health from insects and disease, meet urban and community forestry goals, create opportunities for innovative wood use, improve fire mitigation efforts, or otherwise benefit communities and forested lands

Projects on Agency Lists

Applications for funding for projects included in the fiscal year 2026 President's Budget should not be submitted as CDS requests if the request is for funding at or below the President's request level. The Subcommittee will only consider CDS requests for projects that are not included in the President's budget request or for funding levels that are above the amounts provided in the President's budget request. The Subcommittee will have a strong preference for projects included on agency-submitted priority lists.

LWCF: Great American Outdoors Act, Land and Water Conservation Fund: Pursuant to the Great American Outdoors Act of 2020 (P.L. 116-152) and the Consolidated Appropriations Act, 2022 (P.L. 117-103), prioritized project lists will accompany the President's budget request in five LWCF accounts. This requirement is delivered in two separate lists: 1) a list of projects proposed for funding in the President's Budget; and 2) a supplemental list of projects that are ready but unfunded. Any funding request for activities not included in the President's Budget must be submitted as CDS. Note that while third party organizations may advocate for specific projects, the Grantee for federal acquisition is the federal agency that will eventually

manage the land (BLM, FWS, NPS, or USFS), or in the case of the Forest Legacy Program, it is the state.

LRF: Great American Outdoors Act, Legacy Restoration Fund: Pursuant to the Great American Outdoors Act of 2020 (P.L. 116-152) and the Consolidated Appropriations Act, 2022 (P.L. 117- 103), prioritized project lists for deferred maintenance projects to be funded by the National Parks and Public Lands Legacy Restoration Fund will accompany the President's budget request

for BLM, FWS, NPS, USFS, and BIE schools. There will be a high bar for considering any projects not present on the current year's lists.

LMCON: Land Management Agency Construction: The four land management agencies (BLM, FWS, NPS, and USFS) receive annual appropriations for new construction and other capital improvement projects and typically include a short list of specific projects in the President's budget request. There will be a high bar for considering any projects not present on the current year's lists.

For Land and Water Conservation Fund (LWCF), Legacy Restoration Fund (LRF), or Land Management Agency Construction (LMCON), please indicate if the project on the relevant list provided by the administration? **Required YES or NO**

The subcommittee may also consider CDS within the following accounts, but only on a case-by-case basis:

Land Management Agencies, Local Projects and Research: In order for requests to be considered within this category, they must be relevant to the specified mission area within the bureaus listed below and contribute to responsible stewardship of land, wildlife, and recreation resources or contribute to priority research areas that inform stewardship of those resources. Proposed projects should contribute to local, state, and federal efforts to benefit species, habitat, and/or enhanced stewardship of land and water resources. Project funding is not intended to primarily fund annual operations and maintenance of existing programs at the state, federal, or local level.

- *BLM, Management of Land and Resources, Habitat Management Priorities* – project requests may be considered for activities related to wildlife and aquatic habitat management.
- *NPS, National Recreation and Preservation, Statutory and Contractual Aid* – project requests may be considered for activities relating to operating, managing, and preserving resources, including as authorized by law.
- *FWS, Resource Management, Stewardship Priorities* – project requests may be considered for fish and aquatic conservation, habitat conservation, recovery, and restoration activities.
- *USGS, Surveys Investigations and Research, Special Initiatives* – project requests may be considered for high priority and core science research, and ecosystem and water resources related activities.

Bureau of Indian Affairs, Operation of Indian Programs, Special Initiatives: BIA provides direct services and funding for compacts and contracts for Tribes to provide programs for a wide range of activities. While the Subcommittee will not consider CDS projects for individual tribes, the Subcommittee may consider requests from other eligible entities that honor the commitment to invest in Tribal communities, create economic opportunities, foster cultural heritage, promote efficient and effective Tribal governance, and conserve natural resources.

EPA, Science and Technology, Research: National Priorities: Project requests may be considered for high priority lines of research related to environmental quality and/or human health.

EPA, State and Tribal Assistance Grants, STAG Infrastructure Grants: Requests will only be considered for projects related to existing funding categories and activities within the STAG account that will result in improvements in environmental quality and/or human health.

FY26 Congressionally Directed Spending Request Labor, Health and Human Services, Education and Related Agencies Subcommittee Guidance

Office of Senator Jeanne Shaheen

The information below reflects the updated guidance received from the Senate Appropriations Committee for fiscal year (FY) 2026 with respect to congressionally directed spending (CDS) requests. Should you have any questions, please contact Senator Shaheen's office at appropriations_shaheen@shaheen.senate.gov or call 202-224-2841.

Labor, Health and Human Services, Education and Related Agencies

The LHHS Subcommittee will only accept CDS requests in the following accounts:

- **Department of Labor—Employment and Training Administration—Training and Employment Services**
- **Department of Health and Human Services—Health Resources and Services Administration—Program Management**
- **Department of Health and Human Services—Substance Abuse and Mental Health Services Administration—Health Surveillance and Program Support**
- **Department of Health and Human Services—Administration for Children and Families—Children and Families Services Programs**
- **Department of Health and Human Services—Administration for Community Living—Aging and Disability Services Programs**
- **Department of Education—Innovation and Improvement—Fund for the Improvement of Education**
- **Department of Education—Higher Education—Fund for the Improvement of Postsecondary Education**

Department of Labor Employment and Training Administration (ETA):

CDS requests under ETA (through the Workforce Innovation and Opportunity Act (WIOA) demonstration authority) should clearly articulate a project purpose and be focused on meeting the employment and training needs of workers. Generally these projects should include direct services which could include career services, training services (including work-based training), supportive services, and other permissible services, as they are defined in WIOA1. Typical activities include training unemployed individuals to increase their skills and obtain employment and enhancing the skills of incumbent workers to get higher-paying jobs.

CDS funding may be used for the purchase of equipment, but generally only if it is an incidental part of the larger project to provide direct services (a similar standard applies to curriculum development). If a larger portion of the CDS funding is expected to be used for equipment or curriculum development, please note that in the Project Detail and provide a detailed justification for why such investments are necessary to meet the employment and training needs of individuals.

CDS funding within ETA cannot be used for construction or renovation of facilities or the purchase of land or buildings.

Finally, CDS projects will be expected to have measurable outcomes and demonstrate a linkage with the state or local workforce investment system.

Department of Health and Human Services – Health Resources and Services Administration (HRSA):

CDS requests within HRSA should be submitted through the Program Management account and must fall under one of the following categories:

- **Health Facilities Construction and Equipment** — CDS requests for the cost of limited-scope construction, renovation, or capital equipment purchase for facilities for health, mental health, or substance use disorder services, training of health professionals, or medical research. Examples of eligible facilities include hospitals, health centers, and clinics; skilled nursing facilities; mental health centers; facilities for schools of medicine, nursing, or other health professions; and medical research laboratories. In addition to construction and renovation, CDS funding can be used to acquire capital equipment, such as lab equipment, x-ray machines, or telehealth and information technology. The Committee will not consider a CDS request for federal funding within this account that exceeds \$15 million. Equipment-only CDS requests—that is, requests not involving construction—are permissible. Generally, any equipment having a useful life of more than one year and a unit cost of at least \$5,000 will be eligible as capital equipment. In addition, equipment with lower costs may also be eligible, provided that it is treated as an item of capital expense under the recipient institution’s pre-existing, written accounting policies. Equipment expenses for health information systems and electronic medical records systems are permitted expenditures. The costs of expendable supplies such as pharmaceuticals, lab chemicals, or office paper are not eligible.
- HRSA Health Facilities funding cannot be used to acquire land or purchase existing buildings, or to pay salaries or other operating costs. Funding cannot be used to pay for work previously completed. CDS requests can be used for architectural and engineering costs associated with an eligible construction project, but cannot be used for general feasibility studies or planning and design. For more information on construction and equipment requests, see: <https://www.hrsa.gov/grants/manage-your-grant/training/community-project-funding-congressionally-directed>.
- **Rural Health** — CDS requests for projects to improve health care in rural areas. Examples of eligible activities include medical, dental, or mental health care services; health promotion and education; chronic disease management; telehealth services; and improvements to emergency medical services. CDS funds can be used for services only in areas that meet HRSA’s definition of rural. For lists of eligible rural areas and further information regarding that definition, see: <https://www.hrsa.gov/rural-health/about-us/definition/index.html>. Please include the address of the project’s activities in the Project Detail, if different than the legal entity recipient address, for purposes of determining project eligibility.

HRSA CDS recipients may not sub-grant to other organizations or agencies.

A General Provision prohibits the award of funding for projects to expend funds for any abortion.

Department of Health and Human Services – Substance Abuse and Mental Health Services Administration (SAMHSA):

CDS requests within SAMHSA should be submitted through the Health Surveillance and Program Support account and must fall under one of the following categories:

- **Mental Health**—funding to support programs that promote the prevention or treatment of mental health disorders, including rehabilitation, outreach, and other support services.
- **Substance Abuse Treatment**—funding to support programs that improve access, reduce barriers, and promote high quality, effective treatment and recovery services.
- **Substance Abuse Prevention**—funding to support programs to prevent the onset of illegal drug use, prescription drug misuse, alcohol misuse, and underage alcohol and tobacco use.

General Provisions prohibit the award of funding for projects which distribute sterile needles or syringes for I.V. drug injection; projects which promote the legalization of illegal drugs or substances; and projects to expend funds for any abortion.

CDS funding within SAMSHA cannot be used for construction (other than a limited amount of renovation necessary to carry out a funded project), and SAMHSA CDS recipients may not sub-grant to other organizations or agencies.

Department of Health and Human Services – Administration for Children and Families (ACF):

CDS requests within ACF should be submitted through the Children and Families Services Programs account and must fall under one of the following categories:

- **Child Abuse Prevention** — Projects to improve the prevention, assessment, identification, and treatment of child abuse and neglect through research, model service improvement, information dissemination, and technical assistance. Projects must serve or target abused and/or neglected children and their families.
- **Social Services Research and Demonstration** — Projects to promote the ability of families to thrive through financial self-sufficiency in order to reduce poverty and to promote the healthy development and greater well-being of children and families. Projects can serve a diverse population including: low-income individuals, children, youth, families, individuals with developmental disabilities, and Native Americans.

CDS funding within ACF cannot be used for construction or renovation of facilities, and ACF CDS recipients may not sub-grant to other organizations or agencies.

Department of Health and Human Services – Administration for Community Living (ACL)

CDS requests within ACL should be submitted through the Aging and Disability Services Programs account and must fall under the following category:

- **Aging and Disability Services Programs** — Projects to improve the ability of older adults and individuals of all ages with disabilities to live independently and

participate fully in their communities. Generally, CDS requests should focus on improving access to, or the quality of, education, training, support services, and independent living services for older adults and individuals with disabilities.

CDS funding within ACL cannot be used for construction or renovation of facilities, cannot be used for the provision of medical care, and ACL CDS recipients may not sub-grant to other organizations or agencies.

Department of Education – Fund for the Improvement of Education (FIE):

Elementary and secondary education CDS requests can be designated under this heading for a wide variety of elementary and secondary education projects, including instructional services, afterschool centers, curricula development, teacher training, acquisition of books and computers, arts education, social and emotional learning activities, full-service community schools, and early childhood education. In general, the focus of elementary and secondary education CDS requests should be providing early childhood or K-12 educational services.

CDS requests to provide and improve special education services at the elementary and secondary levels are also eligible under this heading. These CDS requests may include early intervention services for infants and toddlers, transition services, and postsecondary education services.

Eligible CDS recipients are state education agencies, school districts, colleges and universities, and other public and private nonprofit entities. Generally, CDS requests intended for individual schools are provided to the applicable school district and not directly to the individual school.

CDS funding within FIE cannot be used for construction or renovation of school buildings, except in the case of minor remodeling or minor alterations in a previously completed building, for example as part of technology upgrades. Daycare and childcare projects that do not include educational services are also not eligible under this account.

Department of Education – Fund for the Improvement of Postsecondary Education (FIPSE):

CDS requests through FIPSE should primarily be focused on improving access to, or the quality of, postsecondary education. This can include a range of activities as authorized and specified in section 741(a) of the Higher Education Act ([20 U.S.C. 1138\(a\)](#)). CDS recipients are usually colleges and universities but may include other public and private nonprofit organizations.

Examples of the types of CDS requests that can be funded under FIPSE include projects to hire and train faculty, establish and improve degree programs, improve teacher preparation programs, develop and improve curricula, upgrade technology, equipment, and telecommunications, provide student support, and implement university partnerships with school districts. If a significant portion of CDS funds are expected to be used for the purchase of equipment, make sure to note that in the Project Detail and include a

justification for that use of funds.

CDS funding within FIPSE cannot be used for endowments, or for the construction or renovation of facilities, except in the case of minor remodeling or minor alterations in a previously completed building, for example as part of technology upgrades.

**FY26 Congressionally Directed Spending Request Military Construction,
Veterans Affairs and Related Agencies Subcommittee Guidance
Office of Senator Jeanne Shaheen**

The information below reflects the updated guidance received from the Senate Appropriations Committee for fiscal year (FY) 2026 with respect to congressionally directed spending (CDS) requests. Should you have any questions, please contact Senator Shaheen's office at appropriations_shaheen@shaheen.senate.gov or call 202-224-2841.

Military Construction, Veterans Affairs and Related Agencies

The following accounts are eligible for CDS requests:

- **Military Construction, Army**
- **Military Construction, Navy and Marine Corps**
- **Military Construction, Air Force (including Space Force)**
- **Military Construction, Defense-Wide**
- **Military Construction, Army National Guard**
- **Military Construction, Air National Guard**
- **Military Construction, Army Reserve**
- **Military Construction, Navy Reserve**
- **Military Construction, Air Force Reserve**

Requests may include major construction, unspecified minor military construction, and planning and design, however, only certain major military construction projects within these accounts are eligible for CDS. Eligible projects can be found on three types of lists, outlined below, which are provided to Congress by the Department of Defense, and contain requirements that have been validated and vetted by the appropriate Service or Agency.

Eligible Lists:

- **Future Years Defense Program (FYDP).**—Each military department, to include the Guard and Reserve, as well as Defense-Wide agencies, plans its major military construction program five years into the future. FYDPs identify these future planned projects, which are candidates for CDS requests. Inquiries related to the FYDP or whether a specific project is included should be directed to the Senate Liaison Offices of each military department.
- **Unfunded Requirements/Priorities Lists (UFR/UPL).**—In addition to the annual budget request, and as required by law, each military department submits to the congressional defense committees a document identifying unfunded priorities that could be funded if additional appropriations were provided. Questions about the UFR/UPL lists or whether a specific project is included should be directed to the Senate Liaison Offices of each military department.
- **Cost-to-Complete (CTC).**—Variables such as construction market conditions can affect cost estimating throughout the military construction programming process, and

as such, DOD can experience cost increases that cannot be sufficiently covered by available appropriated funding. In these cases, the military departments may submit a list of projects -- separate from the budget request -- that have received an authorization and appropriation but require additional funding to be completed. Once the full budget request is released, questions about these lists and whether specific projects are included should be directed to the Senate Liaison Offices of each military department.

It is the practice of the Subcommittee to only provide funding that can be executed in the year of appropriation. Therefore CDS eligibility is further limited by the executability of funding, and the amount may be modified based on information provided by the appropriate Service or Agency. Eligible major military construction projects must be:

- Authorized in the Fiscal Year 2026 or prior year National Defense Authorization Act;
- At 35% design or higher with a DD 1391*; and
- Prepared to award a contract in Fiscal Year 2026.

*The DD 1391 form is required by the Department of Defense for any military construction project. It contains scope and cost estimates, an assessment of the current requirements, justification for the project, and anticipated contracting and construction timelines.

FY26 Congressionally Directed Spending Request Transportation, Housing and Urban Development and Related Agencies Subcommittee Guidance **Office of Senator Jeanne Shaheen**

The information below reflects the updated guidance received from the Senate Appropriations Committee for fiscal year (FY) 2026 with respect to congressionally directed spending (CDS) requests. Should you have any questions, please contact Senator Shaheen's office at appropriations_shaheen@shaheen.senate.gov or call 202-224-2841.

Transportation, Housing and Urban Development and Related Agencies

THUD will accept requests for CDS from the following seven accounts for FY 2026, and CDS projects must have a reasonable expectation of being obligated by the end of FY 2028. All THUD CDS funds are provided to grantees on a reimbursement basis – no recipients will receive an upfront disbursement from DOT or HUD.

- **“Transportation Planning, Research, and Development (TPR&D)” for transportation research projects eligible under title 23 or title 49, United States Code (not for project- specific planning that is eligible for funding under HIP, TIG, or CRISI);**
- **“Grants-in-Aid for Airports (Airport Improvement Program or AIP)” for airport projects eligible under chapter 471 of title 49, United States Code;**
- **“Highway Infrastructure Programs (HIP)” for highway projects eligible under title 23, United States Code;**
- **“Transit Infrastructure Grants (TIG)” for transit projects eligible under chapter 53 of title 49, United States Code;**
- **“Consolidated Rail Infrastructure and Safety Improvements (CRISI) Grants” for rail projects eligible under section 22907 of title 49, United States Code;**
- **Port Infrastructure Development Program (PIDP) Grants for port projects eligible under section 54301 of title 46, United States Code; and**
- **“Community Development Fund” for “Economic Development Initiatives (EDI)” for activities eligible under section 5305 of chapter 69 of title 42, United States Code, as well as for affordable housing construction.**

Transportation Planning, Research & Development (TPR&D):

Planning for specific local highway, transit, or rail projects that are eligible under HIP, TIG, CRISI, or PIDP should NOT be included in this account. Applicants are encouraged to use this account for national or regional research and development projects.

Airports (AIP)

Requests may be submitted under the AIP account for airport projects eligible under chapter 471 of title 49, United States Code.

As AIP CDS follows the existing AIP statute, the Federal cost-share requirements still apply to CDS. For large and medium primary hub airports, CDS can cover 75 percent of eligible costs (or 80 percent for noise program implementation). For small primary, reliever,

and general aviation airports, CDS can cover a range of 90-95 percent of eligible costs, based on statutory requirements.

Applicants are required to provide a link to the airport master plan that includes the requested project. Applicants are also required to provide the status of the planning and environmental work so the Subcommittee can assess the readiness of the project, as well as a description of all other sources of funding contributing to the total cost of the project.

Highways (HIP):

CDS requests within the HIP account for highway projects must be eligible under title 23, United States Code, including, but not limited to, highway and bridge construction projects, planning, environmental review, design, and right-of-way acquisition. Operational expenses are not eligible.

All highway CDS funds will be provided directly to your State Department of Transportation. If the local or county level government is requesting the CDS, they will be required to coordinate with the State DOT to receive the funding and ensure a non-Federal match is available.

Requests can receive funding for highway projects that are not currently on the STIP or TIP, but for which a State DOT has provided a letter confirming that: (1) the project is eligible for Federal-aid highway funding under title 23, United States Code; (2) the State DOT is willing to carry out the project if funding is enacted; and (3) the State DOT will include the project on the STIP or TIP once funding for the project is enacted.

Transit (TIG):

CDS request within the TIG account must be for transit projects eligible under chapter 53 of title 49, United States Code. Requests may be submitted for projects that are not currently on the STIP or TIP, but for which a transit agency has provided a letter confirming that: (1) the project is eligible for transit funding under chapter 53 of title 49, United States Code; (2) the transit agency is willing to carry out the project if funding is enacted; and (3) the transit agency will include the project on the STIP or TIP once funding for the project is enacted.

Rail (CRISI):

Requests may be submitted under the CRISI account for rail capital projects eligible under section 22907 of title 49, United States Code. Requests may be submitted for rail projects that are not currently on State rail plan, but for which a State rail agency or State DOT has provided a letter confirming that: (1) the project is eligible for rail funding under section 22907 of title 49, United States Code; (2) the State rail agency, State DOT, or other relevant State agency is willing to carry out the project if funding is enacted; and (3) the State rail agency or State DOT will include the project on the State Rail Plan once funding for the project is enacted.

Port Infrastructure Development Program (PIDP):

Requests may be submitted under the PIDP account for port projects eligible under section

54301 of title 46, United States Code. Applicants are required to provide the status of the planning and environmental work so the Subcommittee can assess the readiness of the project. Applicants must provide a description of all other sources of funding contributing to the total cost of the project. Finally, applicants must denote whether:

- The project is eligible under 46 USC 54301, specifically which eligible use;
- The recipient is eligible under 46 USC 54301, specifically (A) through (F);
- The project is at a small port as described under 46 USC 54301(b); and
- The project is in a rural area as described under 46 USC 54301(a)(12).

Economic Development Initiatives (EDIs)

CDS request for EDIs within the “Community Development Fund” account must fall under activities eligible under section 5305 of chapter 69 of title 42, United States Code, as well as for affordable housing construction.

Examples of eligible EDI projects include, but are not limited to:

- Acquisition of real property;
- Construction, rehabilitation, and improvements to affordable housing;
- Blight removal or remediation;
- Public housing modernization and,
- Construction, rehabilitation, and improvements of public facilities, such as neighborhood centers, parks, and shelter for persons having special needs such as survivors of domestic violence and the homeless, except for buildings for the general conduct of government.

Any expenses incurred prior to the enactment of a final FY 2025 appropriations bill cannot be reimbursed with EDI funds. THUD CDS cannot be used for operational expenses or administrative salaries and benefits for EDIs. Examples of these ineligible expenses are costs that cover an organization’s day-to-day operations, such as utilities, rent, office supplies and equipment, insurance, and an organization's staff salaries and benefits.

For more information on types of eligible activities, applicants should review HUD’s resources on the CDBG program [here](#).

Applicants should identify which of the three National Objectives of the broader CDBG program the EDI project and its activities meets and include relevant data or a description indicating how it meets such National Objective(s). The three CDBG program National Objectives are: (1) benefit low- and moderate-income persons or communities; (2) prevent or eliminate slums or blight; or (3) address community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community for which other funding is not available.

The most common CDBG National Objective that EDI projects will meet is the benefit to low- and moderate-income (LMI) persons, which depending on the type of project, can be demonstrated through a benefit to a specific service area, serving a limited clientele, housing for certain income households, and the creation or retention of jobs for certain income individuals.

- If using the LMI National Objective, please review this HUD resource:
<https://www.hudexchange.info/programs/cdbg/cdbg-low-moderate-income-data/>
- If the project is meeting the LMI National Objective through the service area, use the “Map Application” tool to provide the necessary data points on the LMI population in that service area:
<https://hud.maps.arcgis.com/home/item.html?id=ffd0597e8af24f88b501b7e7f326bedd>
- Use the “Map Application” tool to provide the necessary data points demonstrating the LMI benefit:
<https://hud.maps.arcgis.com/home/item.html?id=ffd0597e8af24f88b501b7e7f326bedd>