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116TH CONGRESS
1ST SESSION**H. R. 21**

IN THE SENATE OF THE UNITED STATES

JANUARY 4, 2019

Received; read the first time

JANUARY 8, 2019

Read the second time and placed on the calendar

AN ACT

Making appropriations for the fiscal year ending September 30, 2019, 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 “Consolidated Appro-
5 priations Act, 2019”.

6 **SEC. 2. REFERENCES TO ACT.**

7 Except as expressly provided otherwise, any reference
8 to “this Act” contained in any division of this Act shall
9 be treated as referring only to the provisions of that divi-
10 sion.

1 **SEC. 3. EXPLANATORY STATEMENT.**

2 The explanatory statement regarding this Act, print-
3 ed in the House section of the Congressional Record on
4 or about January 3, 2019 and submitted by the Chair of
5 the Committee on Appropriations of the House of Rep-
6 resentatives, shall have the same effect with respect to al-
7 location of funds and implementation of this Act as if it
8 were a joint explanatory statement of a committee of con-
9 ference.

10 **DIVISION A—DEPARTMENT OF**
11 **THE INTERIOR, ENVIRON-**
12 **MENT, AND RELATED AGEN-**
13 **CIES APPROPRIATIONS ACT,**
14 **2019**

15 That the following sums are appropriated, out of any
16 money in the Treasury not otherwise appropriated, for the
17 Department of the Interior, environment, and related
18 agencies for the fiscal year ending September 30, 2019,
19 and for other purposes, namely:

20 **TITLE I**

21 **DEPARTMENT OF THE INTERIOR**

22 **BUREAU OF LAND MANAGEMENT**

23 **MANAGEMENT OF LANDS AND RESOURCES**

24 For necessary expenses for protection, use, improve-
25 ment, development, disposal, cadastral surveying, classi-
26 fication, acquisition of easements and other interests in

1 lands, and performance of other functions, including main-
2 tenance of facilities, as authorized by law, in the manage-
3 ment of lands and their resources under the jurisdiction
4 of the Bureau of Land Management, including the general
5 administration of the Bureau, and assessment of mineral
6 potential of public lands pursuant to section 1010(a) of
7 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,196,143,000,
8 to remain available until expended, including all such
9 amounts as are collected from permit processing fees, as
10 authorized but made subject to future appropriation by
11 section 35(d)(3)(A)(i) of the Mineral Leasing Act (30
12 U.S.C. 191), except that amounts from permit processing
13 fees may be used for any bureau-related expenses associ-
14 ated with the processing of oil and gas applications for
15 permits to drill and related use of authorizations: *Pro-*
16 *vided*, That of the amounts made available under this
17 heading, \$2,000,000 shall be made available to carry out
18 the Colorado River Basin salinity control program.

19 In addition, \$39,696,000 is for Mining Law Adminis-
20 tration program operations, including the cost of admin-
21 istering the mining claim fee program, to remain available
22 until expended, to be reduced by amounts collected by the
23 Bureau and credited to this appropriation from mining
24 claim maintenance fees and location fees that are hereby
25 authorized for fiscal year 2019, so as to result in a final

1 appropriation estimated at not more than \$1,196,143,000,
2 and \$2,000,000, to remain available until expended, from
3 communication site rental fees established by the Bureau
4 for the cost of administering communication site activities.

5 LAND ACQUISITION

6 For expenses necessary to carry out sections 205,
7 206, and 318(d) of Public Law 94–579, including admin-
8 istrative expenses and acquisition of lands or waters, or
9 interests therein, \$26,016,000, to be derived from the
10 Land and Water Conservation Fund and to remain avail-
11 able until expended.

12 OREGON AND CALIFORNIA GRANT LANDS

13 For expenses necessary for management, protection,
14 and development of resources and for construction, oper-
15 ation, and maintenance of access roads, reforestation, and
16 other improvements on the revested Oregon and California
17 Railroad grant lands, on other Federal lands in the Or-
18 egon and California land-grant counties of Oregon, and
19 on adjacent rights-of-way; and acquisition of lands or in-
20 terests therein, including existing connecting roads on or
21 adjacent to such grant lands; \$106,543,000, to remain
22 available until expended: *Provided*, That 25 percent of the
23 aggregate of all receipts during the current fiscal year
24 from the revested Oregon and California Railroad grant
25 lands is hereby made a charge against the Oregon and

1 California land-grant fund and shall be transferred to the
2 General Fund in the Treasury in accordance with the sec-
3 ond paragraph of subsection (b) of title II of the Act of
4 August 28, 1937 (43 U.S.C. 2605).

5 RANGE IMPROVEMENTS

6 For rehabilitation, protection, and acquisition of
7 lands and interests therein, and improvement of Federal
8 rangelands pursuant to section 401 of the Federal Land
9 Policy and Management Act of 1976 (43 U.S.C. 1751),
10 notwithstanding any other Act, sums equal to 50 percent
11 of all moneys received during the prior fiscal year under
12 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
13 315b, 315m) and the amount designated for range im-
14 provements from grazing fees and mineral leasing receipts
15 from Bankhead-Jones lands transferred to the Depart-
16 ment of the Interior pursuant to law, but not less than
17 \$10,000,000, to remain available until expended: *Pro-*
18 *vided*, That not to exceed \$600,000 shall be available for
19 administrative expenses.

20 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

21 For administrative expenses and other costs related
22 to processing application documents and other authoriza-
23 tions for use and disposal of public lands and resources,
24 for costs of providing copies of official public land docu-
25 ments, for monitoring construction, operation, and termi-

1 nation of facilities in conjunction with use authorizations,
2 and for rehabilitation of damaged property, such amounts
3 as may be collected under Public Law 94–579 (43 U.S.C.
4 1701 et seq.), and under section 28 of the Mineral Leasing
5 Act (30 U.S.C. 185), to remain available until expended:
6 *Provided*, That notwithstanding any provision to the con-
7 trary of section 305(a) of Public Law 94–579 (43 U.S.C.
8 1735(a)), any moneys that have been or will be received
9 pursuant to that section, whether as a result of forfeiture,
10 compromise, or settlement, if not appropriate for refund
11 pursuant to section 305(c) of that Act (43 U.S.C.
12 1735(c)), shall be available and may be expended under
13 the authority of this Act by the Secretary to improve, pro-
14 tect, or rehabilitate any public lands administered through
15 the Bureau of Land Management which have been dam-
16 aged by the action of a resource developer, purchaser, per-
17 mittee, or any unauthorized person, without regard to
18 whether all moneys collected from each such action are
19 used on the exact lands damaged which led to the action:
20 *Provided further*, That any such moneys that are in excess
21 of amounts needed to repair damage to the exact land for
22 which funds were collected may be used to repair other
23 damaged public lands.

1 MISCELLANEOUS TRUST FUNDS

2 In addition to amounts authorized to be expended
3 under existing laws, there is hereby appropriated such
4 amounts as may be contributed under section 307 of Pub-
5 lic Law 94-579 (43 U.S.C. 1737), and such amounts as
6 may be advanced for administrative costs, surveys, ap-
7 praisals, and costs of making conveyances of omitted lands
8 under section 211(b) of that Act (43 U.S.C. 1721(b)), to
9 remain available until expended.

10 ADMINISTRATIVE PROVISIONS

11 The Bureau of Land Management may carry out the
12 operations funded under this Act by direct expenditure,
13 contracts, grants, cooperative agreements and reimburs-
14 able agreements with public and private entities, including
15 with States. Appropriations for the Bureau shall be avail-
16 able for purchase, erection, and dismantlement of tem-
17 porary structures, and alteration and maintenance of nec-
18 essary buildings and appurtenant facilities to which the
19 United States has title; up to \$100,000 for payments, at
20 the discretion of the Secretary, for information or evidence
21 concerning violations of laws administered by the Bureau;
22 miscellaneous and emergency expenses of enforcement ac-
23 tivities authorized or approved by the Secretary and to be
24 accounted for solely on the Secretary's certificate, not to
25 exceed \$10,000: *Provided*, That notwithstanding Public

1 Law 90–620 (44 U.S.C. 501), the Bureau may, under co-
2 operative cost-sharing and partnership arrangements au-
3 thorized by law, procure printing services from cooperators
4 in connection with jointly produced publications for which
5 the cooperators share the cost of printing either in cash
6 or in services, and the Bureau determines the cooperator
7 is capable of meeting accepted quality standards: *Provided*
8 *further*, That projects to be funded pursuant to a written
9 commitment by a State government to provide an identi-
10 fied amount of money in support of the project may be
11 carried out by the Bureau on a reimbursable basis. Appro-
12 priations herein made shall not be available for the de-
13 struction of healthy, unadopted, wild horses and burros
14 in the care of the Bureau or its contractors or for the
15 sale of wild horses and burros that results in their destruc-
16 tion for processing into commercial products.

17 UNITED STATES FISH AND WILDLIFE SERVICE

18 RESOURCE MANAGEMENT

19 For necessary expenses of the United States Fish and
20 Wildlife Service, as authorized by law, and for scientific
21 and economic studies, general administration, and for the
22 performance of other authorized functions related to such
23 resources, \$1,292,067,000, to remain available until Sep-
24 tember 30, 2020: *Provided*, That not to exceed
25 \$17,818,000 shall be used for implementing subsections

1 (a), (b), (c), and (e) of section 4 of the Endangered Spe-
2 cies Act of 1973 (16 U.S.C. 1533) (except for processing
3 petitions, developing and issuing proposed and final regu-
4 lations, and taking any other steps to implement actions
5 described in subsection (c)(2)(A), (c)(2)(B)(i), or
6 (c)(2)(B)(ii)).

7 CONSTRUCTION

8 For construction, improvement, acquisition, or re-
9 moval of buildings and other facilities required in the con-
10 servation, management, investigation, protection, and uti-
11 lization of fish and wildlife resources, and the acquisition
12 of lands and interests therein; \$50,413,000, to remain
13 available until expended.

14 LAND ACQUISITION

15 For expenses necessary to carry out chapter 2003 of
16 title 54, United States Code, including administrative ex-
17 penses, and for acquisition of land or waters, or interest
18 therein, in accordance with statutory authority applicable
19 to the United States Fish and Wildlife Service,
20 \$45,189,000, to be derived from the Land and Water Con-
21 servation Fund and to remain available until expended:
22 *Provided*, That none of the funds appropriated for specific
23 land acquisition projects may be used to pay for any ad-
24 ministrative overhead, planning or other management
25 costs.

1 COOPERATIVE ENDANGERED SPECIES CONSERVATION
2 FUND

3 For expenses necessary to carry out section 6 of the
4 Endangered Species Act of 1973 (16 U.S.C. 1535),
5 \$49,495,000, to remain available until expended, of which
6 \$18,695,000 is to be derived from the Cooperative Endan-
7 gered Species Conservation Fund; and of which
8 \$30,800,000 is to be derived from the Land and Water
9 Conservation Fund.

10 NATIONAL WILDLIFE REFUGE FUND

11 For expenses necessary to implement the Act of Octo-
12 ber 17, 1978 (16 U.S.C. 715s), \$13,228,000.

13 NORTH AMERICAN WETLANDS CONSERVATION FUND

14 For expenses necessary to carry out the provisions
15 of the North American Wetlands Conservation Act (16
16 U.S.C. 4401 et seq.), \$43,000,000, to remain available
17 until expended.

18 NEOTROPICAL MIGRATORY BIRD CONSERVATION

19 For expenses necessary to carry out the Neotropical
20 Migratory Bird Conservation Act (16 U.S.C. 6101 et
21 seq.), \$3,910,000, to remain available until expended.

22 MULTINATIONAL SPECIES CONSERVATION FUND

23 For expenses necessary to carry out the African Ele-
24 phant Conservation Act (16 U.S.C. 4201 et seq.), the
25 Asian Elephant Conservation Act of 1997 (16 U.S.C.

1 4261 et seq.), the Rhinoceros and Tiger Conservation Act
2 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
3 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the
4 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
5 et seq.), \$12,061,000, to remain available until expended.

6 STATE AND TRIBAL WILDLIFE GRANTS

7 For wildlife conservation grants to States and to the
8 District of Columbia, Puerto Rico, Guam, the United
9 States Virgin Islands, the Northern Mariana Islands,
10 American Samoa, and Indian tribes under the provisions
11 of the Fish and Wildlife Act of 1956 and the Fish and
12 Wildlife Coordination Act, for the development and imple-
13 mentation of programs for the benefit of wildlife and their
14 habitat, including species that are not hunted or fished,
15 \$65,571,000, to remain available until expended: *Pro-*
16 *vided*, That of the amount provided herein, \$4,209,000 is
17 for a competitive grant program for Indian tribes not sub-
18 ject to the remaining provisions of this appropriation: *Pro-*
19 *vided further*, That \$6,362,000 is for a competitive grant
20 program to implement approved plans for States, terri-
21 tories, and other jurisdictions and at the discretion of af-
22 fected States, the regional Associations of fish and wildlife
23 agencies, not subject to the remaining provisions of this
24 appropriation: *Provided further*, That the Secretary shall,
25 after deducting \$10,571,000 and administrative expenses,

1 apportion the amount provided herein in the following
2 manner: (1) to the District of Columbia and to the Com-
3 monwealth of Puerto Rico, each a sum equal to not more
4 than one-half of 1 percent thereof; and (2) to Guam,
5 American Samoa, the United States Virgin Islands, and
6 the Commonwealth of the Northern Mariana Islands, each
7 a sum equal to not more than one-fourth of 1 percent
8 thereof: *Provided further*, That the Secretary shall appor-
9 tion the remaining amount in the following manner: (1)
10 one-third of which is based on the ratio to which the land
11 area of such State bears to the total land area of all such
12 States; and (2) two-thirds of which is based on the ratio
13 to which the population of such State bears to the total
14 population of all such States: *Provided further*, That the
15 amounts apportioned under this paragraph shall be ad-
16 justed equitably so that no State shall be apportioned a
17 sum which is less than 1 percent of the amount available
18 for apportionment under this paragraph for any fiscal year
19 or more than 5 percent of such amount: *Provided further*,
20 That the Federal share of planning grants shall not exceed
21 75 percent of the total costs of such projects and the Fed-
22 eral share of implementation grants shall not exceed 65
23 percent of the total costs of such projects: *Provided fur-*
24 *ther*, That the non-Federal share of such projects may not
25 be derived from Federal grant programs: *Provided further*,

1 That any amount apportioned in 2019 to any State, terri-
2 tory, or other jurisdiction that remains unobligated as of
3 September 30, 2020, shall be reapportioned, together with
4 funds appropriated in 2021, in the manner provided here-
5 in.

6 ADMINISTRATIVE PROVISIONS

7 The United States Fish and Wildlife Service may
8 carry out the operations of Service programs by direct ex-
9 penditure, contracts, grants, cooperative agreements and
10 reimbursable agreements with public and private entities.
11 Appropriations and funds available to the United States
12 Fish and Wildlife Service shall be available for repair of
13 damage to public roads within and adjacent to reservation
14 areas caused by operations of the Service; options for the
15 purchase of land at not to exceed \$1 for each option; facili-
16 ties incident to such public recreational uses on conserva-
17 tion areas as are consistent with their primary purpose;
18 and the maintenance and improvement of aquaria, build-
19 ings, and other facilities under the jurisdiction of the Serv-
20 ice and to which the United States has title, and which
21 are used pursuant to law in connection with management,
22 and investigation of fish and wildlife resources: *Provided*,
23 That notwithstanding 44 U.S.C. 501, the Service may,
24 under cooperative cost sharing and partnership arrange-
25 ments authorized by law, procure printing services from

1 cooperators in connection with jointly produced publica-
2 tions for which the cooperators share at least one-half the
3 cost of printing either in cash or services and the Service
4 determines the cooperator is capable of meeting accepted
5 quality standards: *Provided further*, That the Service may
6 accept donated aircraft as replacements for existing air-
7 craft: *Provided further*, That notwithstanding 31 U.S.C.
8 3302, all fees collected for non-toxic shot review and ap-
9 proval shall be deposited under the heading “United
10 States Fish and Wildlife Service—Resource Management”
11 and shall be available to the Secretary, without further
12 appropriation, to be used for expenses of processing of
13 such non-toxic shot type or coating applications and revis-
14 ing regulations as necessary, and shall remain available
15 until expended.

16 NATIONAL PARK SERVICE

17 OPERATION OF THE NATIONAL PARK SYSTEM

18 For expenses necessary for the management, oper-
19 ation, and maintenance of areas and facilities adminis-
20 tered by the National Park Service and for the general
21 administration of the National Park Service,
22 \$2,500,369,000, of which \$10,032,000 for planning and
23 interagency coordination in support of Everglades restora-
24 tion and \$141,961,000 for maintenance, repair, or reha-
25 bilitation projects for constructed assets and

1 \$149,075,000 for cyclic maintenance projects for con-
2 structed assets shall remain available until September 30,
3 2020: *Provided*, That funds appropriated under this head-
4 ing in this Act are available for the purposes of section
5 5 of Public Law 95–348: *Provided further*, That notwith-
6 standing section 9(a) of the United States
7 Semiquincentennial Commission Act of 2016 (Public Law
8 114–196; 130 Stat. 691), \$500,000 of the funds made
9 available under this heading shall be provided to the orga-
10 nization selected under section 9(b) of that Act for ex-
11 penditure by the United States Semiquincentennial Com-
12 mission in accordance with that Act.

13 NATIONAL RECREATION AND PRESERVATION

14 For expenses necessary to carry out recreation pro-
15 grams, natural programs, cultural programs, heritage
16 partnership programs, environmental compliance and re-
17 view, international park affairs, and grant administration,
18 not otherwise provided for, \$64,138,000.

19 HISTORIC PRESERVATION FUND

20 For expenses necessary in carrying out the National
21 Historic Preservation Act (division A of subtitle III of title
22 54, United States Code), \$91,910,000, to be derived from
23 the Historic Preservation Fund and to remain available
24 until September 30, 2020: *Provided* , That of the funds
25 provided for the Historic Preservation Fund, \$500,000 is

1 for competitive grants for the survey and nomination of
2 properties to the National Register of Historic Places and
3 as National Historic Landmarks associated with commu-
4 nities currently under-represented, as determined by the
5 Secretary, \$13,000,000 is for competitive grants to pre-
6 serve the sites and stories of the Civil Rights movement,
7 \$8,000,000 is for grants to Historically Black Colleges
8 and Universities, and \$5,000,000 is for competitive grants
9 for the restoration of historic properties of national, State
10 and local significance listed on or eligible for inclusion on
11 the National Register of Historic Places, to be made with-
12 out imposing the usage or direct grant restrictions of sec-
13 tion 101(e)(3) (54 U.S.C. 302904) of the National Histor-
14 ical Preservation Act: *Provided further*, That such com-
15 petitive grants shall be made without imposing the match-
16 ing requirements in section 302902(b)(3) of title 54,
17 United States Code, to States and Indian tribes as defined
18 in chapter 3003 of such title, Native Hawaiian organiza-
19 tions, local governments, including Certified Local Govern-
20 ments, and non-profit organizations.

21 CONSTRUCTION

22 For construction, improvements, repair, or replace-
23 ment of physical facilities, and compliance and planning
24 for programs and areas administered by the National
25 Park Service, \$364,704,000, to remain available until ex-

1 pended: *Provided*, That notwithstanding any other provi-
2 sion of law, for any project initially funded in fiscal year
3 2019 with a future phase indicated in the National Park
4 Service 5-Year Line Item Construction Plan, a single pro-
5 curement may be issued which includes the full scope of
6 the project: *Provided further*, That the solicitation and
7 contract shall contain the clause availability of funds
8 found at 48 CFR 52.232–18: *Provided further*, That Na-
9 tional Park Service Donations, Park Concessions Fran-
10 chise Fees, and Recreation Fees may be made available
11 for the cost of adjustments and changes within the origi-
12 nal scope of effort for projects funded by the National
13 Park Service Construction appropriation: *Provided further*,
14 That the Secretary of the Interior shall consult with the
15 Committees on Appropriations, in accordance with current
16 reprogramming thresholds, prior to making any charges
17 authorized by this section.

18 LAND ACQUISITION AND STATE ASSISTANCE

19 For expenses necessary to carry out chapter 2003 of
20 title 54, United States Code, including administrative ex-
21 penses, and for acquisition of lands or waters, or interest
22 therein, in accordance with the statutory authority appli-
23 cable to the National Park Service, \$174,444,000, to be
24 derived from the Land and Water Conservation Fund and
25 to remain available until expended, of which \$124,006,000

1 tract at that unit exceed the amount of funds used to ex-
2 tinguish or reduce liability. Franchise fees at the benefit-
3 ting unit shall be credited to the sub-account of the origi-
4 nating unit over a period not to exceed the term of a single
5 contract at the benefitting unit, in the amount of funds
6 so expended to extinguish or reduce liability.

7 For the costs of administration of the Land and
8 Water Conservation Fund grants authorized by section
9 105(a)(2)(B) of the Gulf of Mexico Energy Security Act
10 of 2006 (Public Law 109–432), the National Park Service
11 may retain up to 3 percent of the amounts which are au-
12 thorized to be disbursed under such section, such retained
13 amounts to remain available until expended.

14 National Park Service funds may be transferred to
15 the Federal Highway Administration (FHWA), Depart-
16 ment of Transportation, for purposes authorized under 23
17 U.S.C. 204. Transfers may include a reasonable amount
18 for FHWA administrative support costs.

19 UNITED STATES GEOLOGICAL SURVEY

20 SURVEYS, INVESTIGATIONS, AND RESEARCH

21 For expenses necessary for the United States Geo-
22 logical Survey to perform surveys, investigations, and re-
23 search covering topography, geology, hydrology, biology,
24 and the mineral and water resources of the United States,
25 its territories and possessions, and other areas as author-

1 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
2 to their mineral and water resources; give engineering su-
3 pervision to power permittees and Federal Energy Regu-
4 latory Commission licensees; administer the minerals ex-
5 ploration program (30 U.S.C. 641); conduct inquiries into
6 the economic conditions affecting mining and materials
7 processing industries (30 U.S.C. 3, 21a, and 1603; 50
8 U.S.C. 98g(1)) and related purposes as authorized by law;
9 and to publish and disseminate data relative to the fore-
10 going activities; \$1,148,457,000, to remain available until
11 September 30, 2020; of which \$100,000 shall be made
12 available to the United States Geological Survey Mineral
13 Resources Program for the development of a map depict-
14 ing pyrrhotite occurrences throughout the United States;
15 of which \$84,337,000 shall remain available until ex-
16 pended for satellite operations; and of which \$15,164,000
17 shall be available until expended for deferred maintenance
18 and capital improvement projects that exceed \$100,000 in
19 cost: *Provided*, That none of the funds provided for the
20 ecosystem research activity shall be used to conduct new
21 surveys on private property, unless specifically authorized
22 in writing by the property owner: *Provided further*, That
23 no part of this appropriation shall be used to pay more
24 than one-half the cost of topographic mapping or water
25 resources data collection and investigations carried on in

1 cooperation with States and municipalities: *Provided fur-*
2 *ther*, That of the amounts made available under this head-
3 ing, not less than \$200,000 shall be used for activities to
4 better understand mechanisms that result in toxins being
5 present in harmful algal blooms.

6 ADMINISTRATIVE PROVISIONS

7 From within the amount appropriated for activities
8 of the United States Geological Survey such sums as are
9 necessary shall be available for contracting for the fur-
10 nishing of topographic maps and for the making of geo-
11 physical or other specialized surveys when it is administra-
12 tively determined that such procedures are in the public
13 interest; construction and maintenance of necessary build-
14 ings and appurtenant facilities; acquisition of lands for
15 gauging stations, observation wells, and seismic equip-
16 ment; expenses of the United States National Committee
17 for Geological Sciences; and payment of compensation and
18 expenses of persons employed by the Survey duly ap-
19 pointed to represent the United States in the negotiation
20 and administration of interstate compacts: *Provided*, That
21 activities funded by appropriations herein made may be
22 accomplished through the use of contracts, grants, or co-
23 operative agreements as defined in section 6302 of title
24 31, United States Code: *Provided further*, That the United
25 States Geological Survey may enter into contracts or coop-

1 erative agreements directly with individuals or indirectly
2 with institutions or nonprofit organizations, without re-
3 gard to 41 U.S.C. 6101, for the temporary or intermittent
4 services of students or recent graduates, who shall be con-
5 sidered employees for the purpose of chapters 57 and 81
6 of title 5, United States Code, relating to compensation
7 for travel and work injuries, and chapter 171 of title 28,
8 United States Code, relating to tort claims, but shall not
9 be considered to be Federal employees for any other pur-
10 poses.

11 BUREAU OF OCEAN ENERGY MANAGEMENT

12 OCEAN ENERGY MANAGEMENT

13 For expenses necessary for granting and admin-
14 istering leases, easements, rights-of-way and agreements
15 for use for oil and gas, other minerals, energy, and ma-
16 rine-related purposes on the Outer Continental Shelf and
17 approving operations related thereto, as authorized by law;
18 for environmental studies, as authorized by law; for imple-
19 menting other laws and to the extent provided by Presi-
20 dential or Secretarial delegation; and for matching grants
21 or cooperative agreements, \$179,266,000, of which
22 \$129,450,000 is to remain available until September 30,
23 2020, and of which \$49,816,000 is to remain available
24 until expended: *Provided*, That this total appropriation
25 shall be reduced by amounts collected by the Secretary

1 and credited to this appropriation from additions to re-
2 cepts resulting from increases to lease rental rates in ef-
3 fect on August 5, 1993, and from cost recovery fees from
4 activities conducted by the Bureau of Ocean Energy Man-
5 agement pursuant to the Outer Continental Shelf Lands
6 Act, including studies, assessments, analysis, and miscella-
7 neous administrative activities: *Provided further*, That the
8 sum herein appropriated shall be reduced as such collec-
9 tions are received during the fiscal year, so as to result
10 in a final fiscal year 2019 appropriation estimated at not
11 more than \$129,450,000: *Provided further*, That not to
12 exceed \$3,000 shall be available for reasonable expenses
13 related to promoting volunteer beach and marine cleanup
14 activities.

15 BUREAU OF SAFETY AND ENVIRONMENTAL

16 ENFORCEMENT

17 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT

18 For expenses necessary for the regulation of oper-
19 ations related to leases, easements, rights-of-way and
20 agreements for use for oil and gas, other minerals, energy,
21 and marine-related purposes on the Outer Continental
22 Shelf, as authorized by law; for enforcing and imple-
23 menting laws and regulations as authorized by law and
24 to the extent provided by Presidential or Secretarial dele-
25 gation; and for matching grants or cooperative agree-

1 ments, \$145,475,000, of which \$121,351,000 is to remain
2 available until September 30, 2020, and of which
3 \$24,124,000 is to remain available until expended: *Pro-*
4 *vided*, That this total appropriation shall be reduced by
5 amounts collected by the Secretary and credited to this
6 appropriation from additions to receipts resulting from in-
7 creases to lease rental rates in effect on August 5, 1993,
8 and from cost recovery fees from activities conducted by
9 the Bureau of Safety and Environmental Enforcement
10 pursuant to the Outer Continental Shelf Lands Act, in-
11 cluding studies, assessments, analysis, and miscellaneous
12 administrative activities: *Provided further*, That the sum
13 herein appropriated shall be reduced as such collections
14 are received during the fiscal year, so as to result in a
15 final fiscal year 2019 appropriation estimated at not more
16 than \$121,351,000.

17 For an additional amount, \$41,765,000, to remain
18 available until expended, to be reduced by amounts col-
19 lected by the Secretary and credited to this appropriation,
20 which shall be derived from non-refundable inspection fees
21 collected in fiscal year 2019, as provided in this Act: *Pro-*
22 *vided*, That to the extent that amounts realized from such
23 inspection fees exceed \$41,765,000, the amounts realized
24 in excess of \$41,765,000 shall be credited to this appro-
25 priation and remain available until expended: *Provided*

1 *further*, That for fiscal year 2019, not less than 50 percent
2 of the inspection fees expended by the Bureau of Safety
3 and Environmental Enforcement will be used to fund per-
4 sonnel and mission-related costs to expand capacity and
5 expedite the orderly development, subject to environmental
6 safeguards, of the Outer Continental Shelf pursuant to the
7 Outer Continental Shelf Lands Act (43 U.S.C. 1331 et
8 seq.), including the review of applications for permits to
9 drill.

10 OIL SPILL RESEARCH

11 For necessary expenses to carry out title I, section
12 1016, title IV, sections 4202 and 4303, title VII, and title
13 VIII, section 8201 of the Oil Pollution Act of 1990,
14 \$12,700,000, which shall be derived from the Oil Spill Li-
15 ability Trust Fund, to remain available until expended.

16 OFFICE OF SURFACE MINING RECLAMATION AND
17 ENFORCEMENT

18 REGULATION AND TECHNOLOGY

19 For necessary expenses to carry out the provisions
20 of the Surface Mining Control and Reclamation Act of
21 1977, Public Law 95–87, \$114,900,000, to remain avail-
22 able until September 30, 2020: *Provided*, That appropria-
23 tions for the Office of Surface Mining Reclamation and
24 Enforcement may provide for the travel and per diem ex-
25 penses of State and tribal personnel attending Office of

1 Surface Mining Reclamation and Enforcement sponsored
2 training.

3 In addition, for costs to review, administer, and en-
4 force permits issued by the Office pursuant to section 507
5 of Public Law 95–87 (30 U.S.C. 1257), \$40,000, to re-
6 main available until expended: *Provided*, That fees as-
7 sessed and collected by the Office pursuant to such section
8 507 shall be credited to this account as discretionary off-
9 setting collections, to remain available until expended:
10 *Provided further*, That the sum herein appropriated from
11 the general fund shall be reduced as collections are re-
12 ceived during the fiscal year, so as to result in a fiscal
13 year 2019 appropriation estimated at not more than
14 \$114,900,000.

15 ABANDONED MINE RECLAMATION FUND

16 For necessary expenses to carry out title IV of the
17 Surface Mining Control and Reclamation Act of 1977,
18 Public Law 95–87, \$22,952,000, to be derived from re-
19 ceipts of the Abandoned Mine Reclamation Fund and to
20 remain available until expended: *Provided*, That pursuant
21 to Public Law 97–365, the Department of the Interior is
22 authorized to use up to 20 percent from the recovery of
23 the delinquent debt owed to the United States Government
24 to pay for contracts to collect these debts: *Provided fur-*
25 *ther*, That funds made available under title IV of Public

1 Law 95–87 may be used for any required non-Federal
2 share of the cost of projects funded by the Federal Gov-
3 ernment for the purpose of environmental restoration re-
4 lated to treatment or abatement of acid mine drainage
5 from abandoned mines: *Provided further*, That such
6 projects must be consistent with the purposes and prior-
7 ities of the Surface Mining Control and Reclamation Act:
8 *Provided further*, That amounts provided under this head-
9 ing may be used for the travel and per diem expenses of
10 State and tribal personnel attending Office of Surface
11 Mining Reclamation and Enforcement sponsored training.

12 In addition, \$115,000,000, to remain available until
13 expended, for grants to States and federally recognized In-
14 dian Tribes for reclamation of abandoned mine lands and
15 other related activities in accordance with the terms and
16 conditions in Senate report 115-276: *Provided*, That such
17 additional amount shall be used for economic and commu-
18 nity development in conjunction with the priorities in sec-
19 tion 403(a) of the Surface Mining Control and Reclama-
20 tion Act of 1977 (30 U.S.C. 1233(a)): *Provided further*,
21 That of such additional amount, \$75,000,000 shall be dis-
22 tributed in equal amounts to the 3 Appalachian States
23 with the greatest amount of unfunded needs to meet the
24 priorities described in paragraphs (1) and (2) of such sec-
25 tion, \$30,000,000 shall be distributed in equal amounts

1 to the 3 Appalachian States with the subsequent greatest
2 amount of unfunded needs to meet such priorities, and
3 \$10,000,000 shall be for grants to federally recognized In-
4 dian Tribes without regard to their status as certified or
5 uncertified under the Surface Mining Control and Rec-
6 lamation Act of 1977 (30 U.S.C. 1233(a)), for reclama-
7 tion of abandoned mine lands and other related activities
8 in accordance with the terms and conditions in Senate re-
9 port 115-276 and shall be used for economic and commu-
10 nity development in conjunction with the priorities in sec-
11 tion 403(a) of the Surface Mining Control and Reclama-
12 tion Act of 1977: *Provided further*, That such additional
13 amount shall be allocated to States and Indian Tribes
14 within 60 days after the date of enactment of this Act.

15 BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN
16 EDUCATION

17 OPERATION OF INDIAN PROGRAMS
18 (INCLUDING TRANSFER OF FUNDS)

19 For expenses necessary for the operation of Indian
20 programs, as authorized by law, including the Snyder Act
21 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-
22 termination and Education Assistance Act of 1975 (25
23 U.S.C. 5301 et seq.), the Education Amendments of 1978
24 (25 U.S.C. 2001–2019), and the Tribally Controlled
25 Schools Act of 1988 (25 U.S.C. 2501 et seq.),

1 \$2,403,890,000, to remain available until September 30,
2 2020, except as otherwise provided herein; of which not
3 to exceed \$8,500 may be for official reception and rep-
4 resentation expenses; of which not to exceed \$76,000,000
5 shall be for welfare assistance payments: *Provided*, That
6 in cases of designated Federal disasters, the Secretary
7 may exceed such cap, from the amounts provided herein,
8 to provide for disaster relief to Indian communities af-
9 fected by the disaster: *Provided further*, That federally rec-
10 ognized Indian tribes and tribal organizations of federally
11 recognized Indian tribes may use their tribal priority allo-
12 cations for unmet welfare assistance costs: *Provided fur-*
13 *ther*, That not to exceed \$680,673,000 for school oper-
14 ations costs of Bureau-funded schools and other education
15 programs shall become available on July 1, 2019, and
16 shall remain available until September 30, 2020: *Provided*
17 *further*, That not to exceed \$54,174,000 shall remain
18 available until expended for housing improvement, road
19 maintenance, attorney fees, litigation support, land
20 records improvement, and the Navajo-Hopi Settlement
21 Program: *Provided further*, That notwithstanding any
22 other provision of law, including but not limited to the
23 Indian Self-Determination Act of 1975 (25 U.S.C. 5301
24 et seq.) and section 1128 of the Education Amendments
25 of 1978 (25 U.S.C. 2008), not to exceed \$81,036,000

1 CONSTRUCTION

2 (INCLUDING TRANSFER OF FUNDS)

3 For construction, repair, improvement, and mainte-
4 nance of irrigation and power systems, buildings, utilities,
5 and other facilities, including architectural and engineer-
6 ing services by contract; acquisition of lands, and interests
7 in lands; and preparation of lands for farming, and for
8 construction of the Navajo Indian Irrigation Project pur-
9 suant to Public Law 87-483; \$359,419,000, to remain
10 available until expended: *Provided*, That such amounts as
11 may be available for the construction of the Navajo Indian
12 Irrigation Project may be transferred to the Bureau of
13 Reclamation: *Provided further*, That not to exceed 6 per-
14 cent of contract authority available to the Bureau of In-
15 dian Affairs from the Federal Highway Trust Fund may
16 be used to cover the road program management costs of
17 the Bureau: *Provided further*, That any funds provided for
18 the Safety of Dams program pursuant to the Act of No-
19 vember 2, 1921 (25 U.S.C. 13), shall be made available
20 on a nonreimbursable basis: *Provided further*, That for fis-
21 cal year 2019, in implementing new construction, replace-
22 ment facilities construction, or facilities improvement and
23 repair project grants in excess of \$100,000 that are pro-
24 vided to grant schools under Public Law 100-297, the
25 Secretary of the Interior shall use the Administrative and

1 Audit Requirements and Cost Principles for Assistance
2 Programs contained in part 12 of title 43, Code of Federal
3 Regulations, as the regulatory requirements: *Provided fur-*
4 *ther*, That such grants shall not be subject to section
5 12.61 of title 43, Code of Federal Regulations; the Sec-
6 retary and the grantee shall negotiate and determine a
7 schedule of payments for the work to be performed: *Pro-*
8 *vided further*, That in considering grant applications, the
9 Secretary shall consider whether such grantee would be
10 deficient in assuring that the construction projects con-
11 form to applicable building standards and codes and Fed-
12 eral, tribal, or State health and safety standards as re-
13 quired by section 1125(b) of title XI of Public Law 95-
14 561 (25 U.S.C. 2005(b)), with respect to organizational
15 and financial management capabilities: *Provided further*,
16 That if the Secretary declines a grant application, the Sec-
17 retary shall follow the requirements contained in section
18 5206(f) of Public Law 100-297 (25 U.S.C. 2504(f)): *Pro-*
19 *vided further*, That any disputes between the Secretary
20 and any grantee concerning a grant shall be subject to
21 the disputes provision in section 5208(e) of Public Law
22 107-110 (25 U.S.C. 2507(e)): *Provided further*, That in
23 order to ensure timely completion of construction projects,
24 the Secretary may assume control of a project and all
25 funds related to the project, if, within 18 months of the

1 date of enactment of this Act, any grantee receiving funds
2 appropriated in this Act or in any prior Act, has not com-
3 pleted the planning and design phase of the project and
4 commenced construction: *Provided further*, That this ap-
5 propriation may be reimbursed from the Office of the Spe-
6 cial Trustee for American Indians appropriation for the
7 appropriate share of construction costs for space expan-
8 sion needed in agency offices to meet trust reform imple-
9 mentation: *Provided further*, That of the funds made avail-
10 able under this heading, \$10,000,000 shall be derived
11 from the Indian Irrigation Fund established by section
12 3211 of the WIIN Act (Public Law 114–322; 130 Stat.
13 1749).

14 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
15 MISCELLANEOUS PAYMENTS TO INDIANS

16 For payments and necessary administrative expenses
17 for implementation of Indian land and water claim settle-
18 ments pursuant to Public Laws 99–264, 100–580, 101–
19 618, 111–11, 111–291, and 114–322, and for implemen-
20 tation of other land and water rights settlements,
21 \$55,457,000, to remain available until expended: *Pro-*
22 *vided*, That the Secretary shall make payments in such
23 amounts as necessary to satisfy the total authorized
24 amount for the Navajo Nation Water Rights Trust Fund.

1 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

2 For the cost of guaranteed loans and insured loans,
3 \$9,279,000, of which \$1,252,000 is for administrative ex-
4 penses, as authorized by the Indian Financing Act of
5 1974: *Provided*, That such costs, including the cost of
6 modifying such loans, shall be as defined in section 502
7 of the Congressional Budget Act of 1974: *Provided fur-*
8 *ther*, That these funds are available to subsidize total loan
9 principal, any part of which is to be guaranteed or insured,
10 not to exceed \$123,565,389.

11 ADMINISTRATIVE PROVISIONS

12 The Bureau of Indian Affairs may carry out the oper-
13 ation of Indian programs by direct expenditure, contracts,
14 cooperative agreements, compacts, and grants, either di-
15 rectly or in cooperation with States and other organiza-
16 tions.

17 Notwithstanding Public Law 87-279 (25 U.S.C. 15),
18 the Bureau of Indian Affairs may contract for services in
19 support of the management, operation, and maintenance
20 of the Power Division of the San Carlos Irrigation Project.

21 Notwithstanding any other provision of law, no funds
22 available to the Bureau of Indian Affairs for central office
23 oversight and Executive Direction and Administrative
24 Services (except executive direction and administrative
25 services funding for Tribal Priority Allocations, regional

1 offices, and facilities operations and maintenance) shall be
2 available for contracts, grants, compacts, or cooperative
3 agreements with the Bureau of Indian Affairs under the
4 provisions of the Indian Self-Determination Act or the
5 Tribal Self-Governance Act of 1994 (Public Law 103–
6 413).

7 In the event any tribe returns appropriations made
8 available by this Act to the Bureau of Indian Affairs, this
9 action shall not diminish the Federal Government’s trust
10 responsibility to that tribe, or the government-to-govern-
11 ment relationship between the United States and that
12 tribe, or that tribe’s ability to access future appropria-
13 tions.

14 Notwithstanding any other provision of law, no funds
15 available to the Bureau of Indian Education, other than
16 the amounts provided herein for assistance to public
17 schools under 25 U.S.C. 452 et seq., shall be available to
18 support the operation of any elementary or secondary
19 school in the State of Alaska.

20 No funds available to the Bureau of Indian Edu-
21 cation shall be used to support expanded grades for any
22 school or dormitory beyond the grade structure in place
23 or approved by the Secretary of the Interior at each school
24 in the Bureau of Indian Education school system as of
25 October 1, 1995, except that the Secretary of the Interior

1 may waive this prohibition to support expansion of up to
2 one additional grade when the Secretary determines such
3 waiver is needed to support accomplishment of the mission
4 of the Bureau of Indian Education, or more than one
5 grade to expand the elementary grade structure for Bu-
6 reau-funded schools with a K–2 grade structure on Octo-
7 ber 1, 1996. Appropriations made available in this or any
8 prior Act for schools funded by the Bureau shall be avail-
9 able, in accordance with the Bureau’s funding formula,
10 only to the schools in the Bureau school system as of Sep-
11 tember 1, 1996, and to any school or school program that
12 was reinstated in fiscal year 2012. Funds made available
13 under this Act may not be used to establish a charter
14 school at a Bureau-funded school (as that term is defined
15 in section 1141 of the Education Amendments of 1978
16 (25 U.S.C. 2021)), except that a charter school that is
17 in existence on the date of the enactment of this Act and
18 that has operated at a Bureau-funded school before Sep-
19 tember 1, 1999, may continue to operate during that pe-
20 riod, but only if the charter school pays to the Bureau
21 a pro rata share of funds to reimburse the Bureau for
22 the use of the real and personal property (including buses
23 and vans), the funds of the charter school are kept sepa-
24 rate and apart from Bureau funds, and the Bureau does
25 not assume any obligation for charter school programs of

1 the State in which the school is located if the charter
2 school loses such funding. Employees of Bureau-funded
3 schools sharing a campus with a charter school and per-
4 forming functions related to the charter school's operation
5 and employees of a charter school shall not be treated as
6 Federal employees for purposes of chapter 171 of title 28,
7 United States Code.

8 Notwithstanding any other provision of law, including
9 section 113 of title I of appendix C of Public Law 106-
10 113, if in fiscal year 2003 or 2004 a grantee received indi-
11 rect and administrative costs pursuant to a distribution
12 formula based on section 5(f) of Public Law 101-301, the
13 Secretary shall continue to distribute indirect and admin-
14 istrative cost funds to such grantee using the section 5(f)
15 distribution formula.

16 Funds available under this Act may not be used to
17 establish satellite locations of schools in the Bureau school
18 system as of September 1, 1996, except that the Secretary
19 may waive this prohibition in order for an Indian tribe
20 to provide language and cultural immersion educational
21 programs for non-public schools located within the juris-
22 dictional area of the tribal government which exclusively
23 serve tribal members, do not include grades beyond those
24 currently served at the existing Bureau-funded school,
25 provide an educational environment with educator pres-

1 ence and academic facilities comparable to the Bureau-
2 funded school, comply with all applicable Tribal, Federal,
3 or State health and safety standards, and the Americans
4 with Disabilities Act, and demonstrate the benefits of es-
5 tablishing operations at a satellite location in lieu of incur-
6 ring extraordinary costs, such as for transportation or
7 other impacts to students such as those caused by busing
8 students extended distances: *Provided*, That no funds
9 available under this Act may be used to fund operations,
10 maintenance, rehabilitation, construction or other facili-
11 ties-related costs for such assets that are not owned by
12 the Bureau: *Provided further*, That the term “satellite
13 school” means a school location physically separated from
14 the existing Bureau school by more than 50 miles but that
15 forms part of the existing school in all other respects.

16 DEPARTMENTAL OFFICES

17 OFFICE OF THE SECRETARY

18 DEPARTMENTAL OPERATIONS

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses for management of the De-
21 partment of the Interior and for grants and cooperative
22 agreements, as authorized by law, \$131,673,000, to re-
23 main available until September 30, 2020; of which not to
24 exceed \$15,000 may be for official reception and represen-
25 tation expenses; and of which up to \$1,000,000 shall be

1 available for workers compensation payments and unem-
2 ployment compensation payments associated with the or-
3 derly closure of the United States Bureau of Mines; and
4 of which \$9,000,000 for the Office of Valuation Services
5 is to be derived from the Land and Water Conservation
6 Fund and shall remain available until expended; and of
7 which \$9,704,000 for Indian land, mineral, and resource
8 valuation activities shall remain available until expended:
9 *Provided*, That funds for Indian land, mineral, and re-
10 source valuation activities may, as needed, be transferred
11 to and merged with the Bureau of Indian Affairs and Bu-
12 reau of Indian Education “Operation of Indian Programs”
13 account and the Office of the Special Trustee for Amer-
14 ican Indians “Federal Trust Programs” account: *Provided*
15 *further*, That funds made available through contracts or
16 grants obligated during fiscal year 2019, as authorized by
17 the Indian Self-Determination Act of 1975 (25 U.S.C.
18 5301 et seq.), shall remain available until expended by the
19 contractor or grantee: *Provided further*, That within avail-
20 able amounts provided under this heading, the Secretary
21 of the Interior shall designate the rest area bound by Alex-
22 andria Avenue, West Boulevard Drive, and the George
23 Washington Memorial Parkway on the Mount Vernon
24 Trail within the George Washington Memorial Parkway
25 as the “Peter B. Webster III Memorial Area” and any

1 reference in a law, map regulation, document, paper, or
2 other record of the United States to the rest area shall
3 be deemed to be a reference to the “Peter B. Webster III
4 Memorial Area”; *Provided further*, That the Secretary of
5 the Interior shall accept and expend private contributions
6 for the design, procurement, preparation, and installation
7 of a plaque honoring Peter B. Webster III on the condition
8 that the Director of the National Park Service shall ap-
9 prove the design and placement of the plaque: *Provided*
10 *further*, That of the amounts made available under this
11 heading, \$400,000 shall be made available to the commis-
12 sion established by section 3(a) of the Alyce Spotted Bear
13 and Walter Soboleff Commission on Native Children Act
14 (Public Law 114–244; 130 Stat. 981).

15 ADMINISTRATIVE PROVISIONS

16 For fiscal year 2019, up to \$400,000 of the payments
17 authorized by chapter 69 of title 31, United States Code,
18 may be retained for administrative expenses of the Pay-
19 ments in Lieu of Taxes Program: *Provided*, That the
20 amounts provided under this Act specifically for the Pay-
21 ments in Lieu of Taxes program are the only amounts
22 available for payments authorized under chapter 69 of
23 title 31, United States Code: *Provided further*, That in the
24 event the sums appropriated for any fiscal year for pay-
25 ments pursuant to this chapter are insufficient to make

1 the full payments authorized by that chapter to all units
2 of local government, then the payment to each local gov-
3 ernment shall be made proportionally: *Provided further*,
4 That the Secretary may make adjustments to payment to
5 individual units of local government to correct for prior
6 overpayments or underpayments: *Provided further*, That
7 no payment shall be made pursuant to that chapter to oth-
8 erwise eligible units of local government if the computed
9 amount of the payment is less than \$100.

10

INSULAR AFFAIRS

11

ASSISTANCE TO TERRITORIES

12 For expenses necessary for assistance to territories
13 under the jurisdiction of the Department of the Interior
14 and other jurisdictions identified in section 104(e) of Pub-
15 lic Law 108–188, \$100,688,000, of which: (1)
16 \$91,240,000 shall remain available until expended for ter-
17 ritorial assistance, including general technical assistance,
18 maintenance assistance, disaster assistance, coral reef ini-
19 tiative activities, and brown tree snake control and re-
20 search; grants to the judiciary in American Samoa for
21 compensation and expenses, as authorized by law (48
22 U.S.C. 1661(c)); grants to the Government of American
23 Samoa, in addition to current local revenues, for construc-
24 tion and support of governmental functions; grants to the
25 Government of the Virgin Islands, as authorized by law;

1 grants to the Government of Guam, as authorized by law;
2 and grants to the Government of the Northern Mariana
3 Islands , as authorized by law (Public Law 94–241; 90
4 Stat. 272); and (2) \$9,448,000 shall be available until
5 September 30, 2020, for salaries and expenses of the Of-
6 fice of Insular Affairs: *Provided*, That all financial trans-
7 actions of the territorial and local governments herein pro-
8 vided for, including such transactions of all agencies or
9 instrumentalities established or used by such governments,
10 may be audited by the Government Accountability Office,
11 at its discretion, in accordance with chapter 35 of title
12 31, United States Code: *Provided further*, That Northern
13 Mariana Islands Covenant grant funding shall be provided
14 according to those terms of the Agreement of the Special
15 Representatives on Future United States Financial Assist-
16 ance for the Northern Mariana Islands approved by Public
17 Law 104–134: *Provided further*, That the funds for the
18 program of operations and maintenance improvement are
19 appropriated to institutionalize routine operations and
20 maintenance improvement of capital infrastructure with
21 territorial participation and cost sharing to be determined
22 by the Secretary based on the grantee’s commitment to
23 timely maintenance of its capital assets: *Provided further*,
24 That any appropriation for disaster assistance under this
25 heading in this Act or previous appropriations Acts may

1 be used as non-Federal matching funds for the purpose
2 of hazard mitigation grants provided pursuant to section
3 404 of the Robert T. Stafford Disaster Relief and Emer-
4 gency Assistance Act (42 U.S.C. 5170e).

5 COMPACT OF FREE ASSOCIATION

6 For grants and necessary expenses, \$3,563,000, to
7 remain available until expended, as provided for in sec-
8 tions 221(a)(2) and 233 of the Compact of Free Associa-
9 tion for the Republic of Palau; and section 221(a)(2) of
10 the Compacts of Free Association for the Government of
11 the Republic of the Marshall Islands and the Federated
12 States of Micronesia, as authorized by Public Law 99-
13 658 and Public Law 108-188.

14 ADMINISTRATIVE PROVISIONS

15 (INCLUDING TRANSFER OF FUNDS)

16 At the request of the Governor of Guam, the Sec-
17 retary may transfer discretionary funds or mandatory
18 funds provided under section 104(e) of Public Law 108-
19 188 and Public Law 104-134, that are allocated for
20 Guam, to the Secretary of Agriculture for the subsidy cost
21 of direct or guaranteed loans, plus not to exceed three per-
22 cent of the amount of the subsidy transferred for the cost
23 of loan administration, for the purposes authorized by the
24 Rural Electrification Act of 1936 and section 306(a)(1)
25 of the Consolidated Farm and Rural Development Act for

1 construction and repair projects in Guam, and such funds
2 shall remain available until expended: *Provided*, That such
3 costs, including the cost of modifying such loans, shall be
4 as defined in section 502 of the Congressional Budget Act
5 of 1974: *Provided further*, That such loans or loan guaran-
6 tees may be made without regard to the population of the
7 area, credit elsewhere requirements, and restrictions on
8 the types of eligible entities under the Rural Electrifica-
9 tion Act of 1936 and section 306(a)(1) of the Consolidated
10 Farm and Rural Development Act: *Provided further*, That
11 any funds transferred to the Secretary of Agriculture shall
12 be in addition to funds otherwise made available to make
13 or guarantee loans under such authorities.

14 OFFICE OF THE SOLICITOR

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of the Solicitor,
17 \$65,674,000.

18 OFFICE OF INSPECTOR GENERAL

19 SALARIES AND EXPENSES

20 For necessary expenses of the Office of Inspector
21 General, \$52,486,000.

1 or less: *Provided further*, That the Secretary shall issue
2 an annual account statement and maintain a record of any
3 such accounts and shall permit the balance in each such
4 account to be withdrawn upon the express written request
5 of the account holder: *Provided further*, That not to exceed
6 \$50,000 is available for the Secretary to make payments
7 to correct administrative errors of either disbursements
8 from or deposits to Individual Indian Money or Tribal ac-
9 counts after September 30, 2002: *Provided further*, That
10 erroneous payments that are recovered shall be credited
11 to and remain available in this account for this purpose:
12 *Provided further*, That the Secretary shall not be required
13 to reconcile Special Deposit Accounts with a balance of
14 less than \$500 unless the Office of the Special Trustee
15 receives proof of ownership from a Special Deposit Ac-
16 counts claimant: *Provided further*, That notwithstanding
17 section 102 of the American Indian Trust Fund Manage-
18 ment Reform Act of 1994 (Public Law 103–412) or any
19 other provision of law, the Secretary may aggregate the
20 trust accounts of individuals whose whereabouts are un-
21 known for a continuous period of at least five years and
22 shall not be required to generate periodic statements of
23 performance for the individual accounts: *Provided further*,
24 That with respect to the eighth proviso, the Secretary shall
25 continue to maintain sufficient records to determine the

1 balance of the individual accounts, including any accrued
2 interest and income, and such funds shall remain available
3 to the individual account holders.

4 DEPARTMENT-WIDE PROGRAMS

5 WILDLAND FIRE MANAGEMENT

6 (INCLUDING TRANSFERS OF FUNDS)

7 For necessary expenses for fire preparedness, fire
8 suppression operations, fire science and research, emer-
9 gency rehabilitation, fuels management activities, and
10 rural fire assistance by the Department of the Interior,
11 \$1,116,076,000, to remain available until expended, of
12 which not to exceed \$18,427,000 shall be for the renova-
13 tion or construction of fire facilities: *Provided*, That such
14 funds are also available for repayment of advances to
15 other appropriation accounts from which funds were pre-
16 viously transferred for such purposes: *Provided further*,
17 That of the funds provided \$188,000,000 is for fuels man-
18 agement activities: *Provided further*, That of the funds
19 provided \$20,470,000 is for burned area rehabilitation:
20 *Provided further*, That persons hired pursuant to 43
21 U.S.C. 1469 may be furnished subsistence and lodging
22 without cost from funds available from this appropriation:
23 *Provided further*, That notwithstanding 42 U.S.C. 1856d,
24 sums received by a bureau or office of the Department
25 of the Interior for fire protection rendered pursuant to 42

1 U.S.C. 1856 et seq., protection of United States property,
2 may be credited to the appropriation from which funds
3 were expended to provide that protection, and are avail-
4 able without fiscal year limitation: *Provided further*, That
5 using the amounts designated under this title of this Act,
6 the Secretary of the Interior may enter into procurement
7 contracts, grants, or cooperative agreements, for fuels
8 management activities, and for training and monitoring
9 associated with such fuels management activities on Fed-
10 eral land, or on adjacent non-Federal land for activities
11 that benefit resources on Federal land: *Provided further*,
12 That the costs of implementing any cooperative agreement
13 between the Federal Government and any non-Federal en-
14 tity may be shared, as mutually agreed on by the affected
15 parties: *Provided further*, That notwithstanding require-
16 ments of the Competition in Contracting Act, the Sec-
17 retary, for purposes of fuels management activities, may
18 obtain maximum practicable competition among: (1) local
19 private, nonprofit, or cooperative entities; (2) Youth Con-
20 servation Corps crews, Public Lands Corps (Public Law
21 109–154), or related partnerships with State, local, or
22 nonprofit youth groups; (3) small or micro-businesses; or
23 (4) other entities that will hire or train locally a significant
24 percentage, defined as 50 percent or more, of the project
25 workforce to complete such contracts: *Provided further*,

1 That in implementing this section, the Secretary shall de-
2 velop written guidance to field units to ensure account-
3 ability and consistent application of the authorities pro-
4 vided herein: *Provided further*, That funds appropriated
5 under this heading may be used to reimburse the United
6 States Fish and Wildlife Service and the National Marine
7 Fisheries Service for the costs of carrying out their re-
8 sponsibilities under the Endangered Species Act of 1973
9 (16 U.S.C. 1531 et seq.) to consult and conference, as
10 required by section 7 of such Act, in connection with
11 wildland fire management activities: *Provided further*,
12 That the Secretary of the Interior may use wildland fire
13 appropriations to enter into leases of real property with
14 local governments, at or below fair market value, to con-
15 struct capitalized improvements for fire facilities on such
16 leased properties, including but not limited to fire guard
17 stations, retardant stations, and other initial attack and
18 fire support facilities, and to make advance payments for
19 any such lease or for construction activity associated with
20 the lease: *Provided further*, That the Secretary of the Inte-
21 rior and the Secretary of Agriculture may authorize the
22 transfer of funds appropriated for wildland fire manage-
23 ment, in an aggregate amount not to exceed \$50,000,000,
24 between the Departments when such transfers would fa-
25 cilitate and expedite wildland fire management programs

1 and projects: *Provided further*, That funds provided for
2 wildfire suppression shall be available for support of Fed-
3 eral emergency response actions: *Provided further*, That
4 funds appropriated under this heading shall be available
5 for assistance to or through the Department of State in
6 connection with forest and rangeland research, technical
7 information, and assistance in foreign countries, and, with
8 the concurrence of the Secretary of State, shall be avail-
9 able to support forestry, wildland fire management, and
10 related natural resource activities outside the United
11 States and its territories and possessions, including tech-
12 nical assistance, education and training, and cooperation
13 with United States and international organizations.

14 CENTRAL HAZARDOUS MATERIALS FUND

15 For necessary expenses of the Department of the In-
16 terior and any of its component offices and bureaus for
17 the response action, including associated activities, per-
18 formed pursuant to the Comprehensive Environmental Re-
19 sponse, Compensation, and Liability Act (42 U.S.C. 9601
20 et seq.), \$10,010,000, to remain available until expended.

21 NATURAL RESOURCE DAMAGE ASSESSMENT AND

22 RESTORATION

23 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

24 To conduct natural resource damage assessment, res-
25 toration activities, and onshore oil spill preparedness by

1 the Department of the Interior necessary to carry out the
2 provisions of the Comprehensive Environmental Response,
3 Compensation, and Liability Act (42 U.S.C. 9601 et seq.),
4 the Federal Water Pollution Control Act (33 U.S.C. 1251
5 et seq.), the Oil Pollution Act of 1990 (33 U.S.C. 2701
6 et seq.), and 54 U.S.C. 100721 et seq., \$7,767,000, to
7 remain available until expended.

8 WORKING CAPITAL FUND

9 For the operation and maintenance of a departmental
10 financial and business management system, information
11 technology improvements of general benefit to the Depart-
12 ment, cybersecurity, and the consolidation of facilities and
13 operations throughout the Department, \$56,735,000, to
14 remain available until expended: *Provided*, That none of
15 the funds appropriated in this Act or any other Act may
16 be used to establish reserves in the Working Capital Fund
17 account other than for accrued annual leave and deprecia-
18 tion of equipment without prior approval of the Commit-
19 tees on Appropriations of the House of Representatives
20 and the Senate: *Provided further*, That the Secretary may
21 assess reasonable charges to State, local and tribal govern-
22 ment employees for training services provided by the Na-
23 tional Indian Program Training Center, other than train-
24 ing related to Public Law 93–638: *Provided further*, That
25 the Secretary may lease or otherwise provide space and

1 related facilities, equipment or professional services of the
2 National Indian Program Training Center to State, local
3 and tribal government employees or persons or organiza-
4 tions engaged in cultural, educational, or recreational ac-
5 tivities (as defined in section 3306(a) of title 40, United
6 States Code) at the prevailing rate for similar space, facili-
7 ties, equipment, or services in the vicinity of the National
8 Indian Program Training Center: *Provided further*, That
9 all funds received pursuant to the two preceding provisos
10 shall be credited to this account, shall be available until
11 expended, and shall be used by the Secretary for necessary
12 expenses of the National Indian Program Training Center:
13 *Provided further*, That the Secretary may enter into grants
14 and cooperative agreements to support the Office of Nat-
15 ural Resource Revenue's collection and disbursement of
16 royalties, fees, and other mineral revenue proceeds, as au-
17 thorized by law.

18 ADMINISTRATIVE PROVISION

19 There is hereby authorized for acquisition from avail-
20 able resources within the Working Capital Fund, aircraft
21 which may be obtained by donation, purchase or through
22 available excess surplus property: *Provided*, That existing
23 aircraft being replaced may be sold, with proceeds derived
24 or trade-in value used to offset the purchase price for the
25 replacement aircraft.

1 OFFICE OF NATURAL RESOURCES REVENUE

2 For necessary expenses for management of the collec-
3 tion and disbursement of royalties, fees, and other mineral
4 revenue proceeds, and for grants and cooperative agree-
5 ments, as authorized by law, \$137,505,000, to remain
6 available until September 30, 2020; of which \$41,727,000
7 shall remain available until expended for the purpose of
8 mineral revenue management activities: *Provided*, That
9 notwithstanding any other provision of law, \$15,000 shall
10 be available for refunds of overpayments in connection
11 with certain Indian leases in which the Secretary con-
12 curred with the claimed refund due, to pay amounts owed
13 to Indian allottees or tribes, or to correct prior unrecover-
14 able erroneous payments.

15 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

16 (INCLUDING TRANSFERS OF FUNDS)

17 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

18 SEC. 101. Appropriations made in this title shall be
19 available for expenditure or transfer (within each bureau
20 or office), with the approval of the Secretary, for the emer-
21 gency reconstruction, replacement, or repair of aircraft,
22 buildings, utilities, or other facilities or equipment dam-
23 aged or destroyed by fire, flood, storm, or other unavoid-
24 able causes: *Provided*, That no funds shall be made avail-
25 able under this authority until funds specifically made

1 available to the Department of the Interior for emer-
2 gencies shall have been exhausted: *Provided further*, That
3 all funds used pursuant to this section must be replenished
4 by a supplemental appropriation, which must be requested
5 as promptly as possible.

6 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

7 SEC. 102. The Secretary may authorize the expendi-
8 ture or transfer of any no year appropriation in this title,
9 in addition to the amounts included in the budget pro-
10 grams of the several agencies, for the suppression or emer-
11 gency prevention of wildland fires on or threatening lands
12 under the jurisdiction of the Department of the Interior;
13 for the emergency rehabilitation of burned-over lands
14 under its jurisdiction; for emergency actions related to po-
15 tential or actual earthquakes, floods, volcanoes, storms, or
16 other unavoidable causes; for contingency planning subse-
17 quent to actual oil spills; for response and natural resource
18 damage assessment activities related to actual oil spills or
19 releases of hazardous substances into the environment; for
20 the prevention, suppression, and control of actual or po-
21 tential grasshopper and Mormon cricket outbreaks on
22 lands under the jurisdiction of the Secretary, pursuant to
23 the authority in section 417(b) of Public Law 106–224
24 (7 U.S.C. 7717(b)); for emergency reclamation projects
25 under section 410 of Public Law 95–87; and shall trans-

1 fer, from any no year funds available to the Office of Sur-
2 face Mining Reclamation and Enforcement, such funds as
3 may be necessary to permit assumption of regulatory au-
4 thority in the event a primacy State is not carrying out
5 the regulatory provisions of the Surface Mining Act: *Pro-*
6 *vided*, That appropriations made in this title for wildland
7 fire operations shall be available for the payment of obliga-
8 tions incurred during the preceding fiscal year, and for
9 reimbursement to other Federal agencies for destruction
10 of vehicles, aircraft, or other equipment in connection with
11 their use for wildland fire operations, with such reimburse-
12 ment to be credited to appropriations currently available
13 at the time of receipt thereof: *Provided further*, That for
14 wildland fire operations, no funds shall be made available
15 under this authority until the Secretary determines that
16 funds appropriated for “wildland fire suppression” shall
17 be exhausted within 30 days: *Provided further*, That all
18 funds used pursuant to this section must be replenished
19 by a supplemental appropriation, which must be requested
20 as promptly as possible: *Provided further*, That such re-
21 plenishment funds shall be used to reimburse, on a pro
22 rata basis, accounts from which emergency funds were
23 transferred.

1 AUTHORIZED USE OF FUNDS

2 SEC. 103. Appropriations made to the Department
3 of the Interior in this title shall be available for services
4 as authorized by section 3109 of title 5, United States
5 Code, when authorized by the Secretary, in total amount
6 not to exceed \$500,000; purchase and replacement of
7 motor vehicles, including specially equipped law enforce-
8 ment vehicles; hire, maintenance, and operation of air-
9 craft; hire of passenger motor vehicles; purchase of re-
10 prints; payment for telephone service in private residences
11 in the field, when authorized under regulations approved
12 by the Secretary; and the payment of dues, when author-
13 ized by the Secretary, for library membership in societies
14 or associations which issue publications to members only
15 or at a price to members lower than to subscribers who
16 are not members.

17 AUTHORIZED USE OF FUNDS, INDIAN TRUST

18 MANAGEMENT

19 SEC. 104. Appropriations made in this Act under the
20 headings Bureau of Indian Affairs and Bureau of Indian
21 Education, and Office of the Special Trustee for American
22 Indians and any unobligated balances from prior appro-
23 priations Acts made under the same headings shall be
24 available for expenditure or transfer for Indian trust man-
25 agement and reform activities. Total funding for historical

1 accounting activities shall not exceed amounts specifically
2 designated in this Act for such purpose.

3 REDISTRIBUTION OF FUNDS, BUREAU OF INDIAN
4 AFFAIRS

5 SEC. 105. Notwithstanding any other provision of
6 law, the Secretary of the Interior is authorized to redis-
7 tribute any Tribal Priority Allocation funds, including
8 tribal base funds, to alleviate tribal funding inequities by
9 transferring funds to address identified, unmet needs,
10 dual enrollment, overlapping service areas or inaccurate
11 distribution methodologies. No tribe shall receive a reduc-
12 tion in Tribal Priority Allocation funds of more than 10
13 percent in fiscal year 2019. Under circumstances of dual
14 enrollment, overlapping service areas or inaccurate dis-
15 tribution methodologies, the 10 percent limitation does not
16 apply.

17 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

18 SEC. 106. Notwithstanding any other provision of
19 law, the Secretary of the Interior is authorized to acquire
20 lands, waters, or interests therein including the use of all
21 or part of any pier, dock, or landing within the State of
22 New York and the State of New Jersey, for the purpose
23 of operating and maintaining facilities in the support of
24 transportation and accommodation of visitors to Ellis,
25 Governors, and Liberty Islands, and of other program and

1 administrative activities, by donation or with appropriated
2 funds, including franchise fees (and other monetary con-
3 sideration), or by exchange; and the Secretary is author-
4 ized to negotiate and enter into leases, subleases, conces-
5 sion contracts or other agreements for the use of such fa-
6 cilities on such terms and conditions as the Secretary may
7 determine reasonable.

8 OUTER CONTINENTAL SHELF INSPECTION FEES

9 SEC. 107. (a) In fiscal year 2019, the Secretary shall
10 collect a nonrefundable inspection fee, which shall be de-
11 posited in the “Offshore Safety and Environmental En-
12 forcement” account, from the designated operator for fa-
13 cilities subject to inspection under 43 U.S.C. 1348(c).

14 (b) Annual fees shall be collected for facilities that
15 are above the waterline, excluding drilling rigs, and are
16 in place at the start of the fiscal year. Fees for fiscal year
17 2019 shall be:

18 (1) \$10,500 for facilities with no wells, but with
19 processing equipment or gathering lines;

20 (2) \$17,000 for facilities with 1 to 10 wells,
21 with any combination of active or inactive wells; and

22 (3) \$31,500 for facilities with more than 10
23 wells, with any combination of active or inactive
24 wells.

1 (c) Fees for drilling rigs shall be assessed for all in-
2 spections completed in fiscal year 2019. Fees for fiscal
3 year 2019 shall be:

4 (1) \$30,500 per inspection for rigs operating in
5 water depths of 500 feet or more; and

6 (2) \$16,700 per inspection for rigs operating in
7 water depths of less than 500 feet.

8 (d) The Secretary shall bill designated operators
9 under subsection (b) within 60 days, with payment re-
10 quired within 30 days of billing. The Secretary shall bill
11 designated operators under subsection (c) within 30 days
12 of the end of the month in which the inspection occurred,
13 with payment required within 30 days of billing.

14 BUREAU OF OCEAN ENERGY MANAGEMENT, REGULATION
15 AND ENFORCEMENT REORGANIZATION

16 SEC. 108. The Secretary of the Interior, in order to
17 implement a reorganization of the Bureau of Ocean En-
18 ergy Management, Regulation and Enforcement, may
19 transfer funds among and between the successor offices
20 and bureaus affected by the reorganization only in con-
21 formance with the reprogramming guidelines described in
22 Senate report 115-276.

1 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

2 SEC. 111. Notwithstanding any other provision of
3 law, during fiscal year 2019, in carrying out work involv-
4 ing cooperation with State, local, and tribal governments
5 or any political subdivision thereof, Indian Affairs may
6 record obligations against accounts receivable from any
7 such entities, except that total obligations at the end of
8 the fiscal year shall not exceed total budgetary resources
9 available at the end of the fiscal year.

10 HUMANE TRANSFER OF EXCESS ANIMALS

11 SEC. 112. Notwithstanding any other provision of
12 law, the Secretary of the Interior may transfer excess wild
13 horses or burros that have been removed from the public
14 lands to other Federal, State, and local government agen-
15 cies for use as work animals: *Provided*, That the Secretary
16 may make any such transfer immediately upon request of
17 such Federal, State, or local government agency: *Provided*
18 *further*, That any excess animal transferred under this
19 provision shall lose its status as a wild free-roaming horse
20 or burro as defined in the Wild Free-Roaming Horses and
21 Burros Act: *Provided further*, That any Federal, State, or
22 local government agency receiving excess wild horses or
23 burros as authorized in this section shall not: destroy the
24 horses or burros in a way that results in their destruction
25 into commercial products; sell or otherwise transfer the

1 horses or burros in a way that results in their destruction
2 for processing into commercial products; or euthanize the
3 horses or burros except upon the recommendation of a li-
4 censed veterinarian, in cases of severe injury, illness, or
5 advanced age.

6 DEPARTMENT OF THE INTERIOR EXPERIENCED SERVICES
7 PROGRAM

8 SEC. 113. (a) Notwithstanding any other provision
9 of law relating to Federal grants and cooperative agree-
10 ments, the Secretary of the Interior is authorized to make
11 grants to, or enter into cooperative agreements with, pri-
12 vate nonprofit organizations designated by the Secretary
13 of Labor under title V of the Older Americans Act of 1965
14 to utilize the talents of older Americans in programs au-
15 thorized by other provisions of law administered by the
16 Secretary and consistent with such provisions of law.

17 (b) Prior to awarding any grant or agreement under
18 subsection (a), the Secretary shall ensure that the agree-
19 ment would not—

20 (1) result in the displacement of individuals
21 currently employed by the Department, including
22 partial displacement through reduction of non-over-
23 time hours, wages, or employment benefits;

24 (2) result in the use of an individual under the
25 Department of the Interior Experienced Services

1 Program for a job or function in a case in which a
2 Federal employee is in a layoff status from the same
3 or substantially equivalent job within the Depart-
4 ment; or

5 (3) affect existing contracts for services.

6 PAYMENTS IN LIEU OF TAXES (PILT)

7 SEC. 114. Section 6906 of title 31, United States
8 Code, is amended by striking “fiscal year 2018” and in-
9 serting “fiscal year 2019”.

10 SAGE-GROUSE

11 SEC. 115. None of the funds made available by this
12 or any other Act may be used by the Secretary of the Inte-
13 rior to write or issue pursuant to section 4 of the Endan-
14 gered Species Act of 1973 (16 U.S.C. 1533)—

15 (1) a proposed rule for greater sage-grouse
16 (*Centrocercus urophasianus*);

17 (2) a proposed rule for the Columbia basin dis-
18 tinct population segment of greater sage-grouse.

19 TECHNICAL CORRECTION

20 SEC. 116. Division II of Public Law 104–333 (54
21 U.S.C. 320101 note), as amended by section 116(b)(2) of
22 Public Law 114–113, is amended in each of sections 208,
23 310, and 607, by striking “2017” and inserting “2019”.

1 DAMAGE TO DEPARTMENT OF THE INTERIOR FACILITIES
2 BY VOLCANIC ERUPTION

3 SEC. 117. (a) Not later than 60 days after the date
4 of enactment of this Act, the Secretary of the Interior
5 shall submit to Congress a report on each facility and re-
6 lated infrastructure of the Department of the Interior
7 damaged by a volcanic eruption covered by a major dis-
8 aster declared by the President in calendar year 2018 in
9 accordance with section 401 of the Robert T. Stafford Dis-
10 aster Relief and Emergency Assistance Act (42 U.S.C.
11 5170) (referred to in this section as a “covered facility”).

12 (b) The report submitted under subsection (a) shall
13 include—

14 (1) an inventory of all covered facilities;

15 (2) a description of—

16 (A) any closures of covered facilities; and

17 (B) the estimated impact on visitorship to
18 covered facilities open to the public as a result
19 of a volcanic eruption; and

20 (3) a plan—

21 (A) to restore or replace covered facilities;

22 and

23 (B) to restore visitorship levels to covered
24 facilities open to the public to historic
25 visitorship levels.

1 (c) In preparing the plan required under subsection
2 (b)(3), the Secretary of the Interior shall—

3 (1) engage the community in which the covered
4 facility is located, including the State and units of
5 local government; and

6 (2) include the estimated costs of carrying out
7 the activities described in the plan.

8 SEC. 118. (a) There are appropriated under the head-
9 ing “Operation of Indian Programs” under the heading
10 “Bureau of Indian Affairs and Bureau of Indian Edu-
11 cation”, in addition to any other amounts made available
12 under such heading and in order to provide additional
13 funding for hiring staff for tribal detention facilities, in-
14 cluding addressing the needs of newly funded tribal deten-
15 tion facilities, \$2,000,000, to remain available until Sep-
16 tember 30, 2020.

17 (b) Notwithstanding any other provision of this Act,
18 the total amount appropriated under the heading “Work-
19 ing Capital Fund” for the Department of the Interior is
20 hereby reduced by \$2,000,000.

1 TITLE II
2 ENVIRONMENTAL PROTECTION AGENCY
3 SCIENCE AND TECHNOLOGY
4 (INCLUDING RESCISSION OF FUNDS)

5 For science and technology, including research and
6 development activities, which shall include research and
7 development activities under the Comprehensive Environ-
8 mental Response, Compensation, and Liability Act of
9 1980; necessary expenses for personnel and related costs
10 and travel expenses; procurement of laboratory equipment
11 and supplies; and other operating expenses in support of
12 research and development, \$717,723,000, to remain avail-
13 able until September 30, 2020: *Provided*, That of the
14 funds included under this heading, \$5,000,000 shall be for
15 Research: National Priorities as specified in Senate report
16 115-276: *Provided further*, That of unobligated balances
17 from appropriations made available under this heading,
18 \$11,250,000 are permanently rescinded: *Provided further*,
19 That no amounts may be rescinded pursuant to the pre-
20 ceding proviso from amounts made available in the first
21 proviso for Research: National Priorities: *Provided further*,
22 That of the amounts made available under this heading,
23 not less than \$5,000,000 shall be used to investigate
24 health impacts from exposure to harmful algal blooms and
25 cyanobacteria toxins, and to develop innovative methods

1 to monitor, characterize, and predict blooms for early ac-
2 tion.

3 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

4 (INCLUDING RESCISSION OF FUNDS)

5 For environmental programs and management, in-
6 cluding necessary expenses, not otherwise provided for, for
7 personnel and related costs and travel expenses; hire of
8 passenger motor vehicles; hire, maintenance, and oper-
9 ation of aircraft; purchase of reprints; library member-
10 ships in societies or associations which issue publications
11 to members only or at a price to members lower than to
12 subscribers who are not members; administrative costs of
13 the brownfields program under the Small Business Liabil-
14 ity Relief and Brownfields Revitalization Act of 2002; im-
15 plementation of a coal combustion residual permit pro-
16 gram under section 2301 of the Water and Waste Act of
17 2016; and not to exceed \$9,000 for official reception and
18 representation expenses, \$2,659,675,000, to remain avail-
19 able until September 30, 2020: *Provided*, That of the
20 funds included under this heading, \$15,000,000 shall be
21 for Environmental Protection: National Priorities as speci-
22 fied in Senate report 115-276: *Provided further*, That of
23 the funds included under this heading, \$454,958,000 shall
24 be for Geographic Programs specified in the tables in the
25 explanatory statement described in section 3 (in the mat-

1 ter preceding division A of this consolidated Act): *Provided*
2 *further*, That of the unobligated balances from appropria-
3 tions made available under this heading, \$61,676,000 are
4 permanently rescinded: *Provided further*, That no amounts
5 may be rescinded pursuant to the preceding proviso from
6 amounts made available in the first proviso for Environ-
7 mental Protection: National Priorities, from amounts
8 made available in the second proviso for Geographic Pro-
9 grams, or from the National Estuary Program (33 U.S.C.
10 1330).

11 In addition, \$5,000,000 to remain available until ex-
12 pended, for necessary expenses of activities described in
13 section 26(b)(1) of the Toxic Substances Control Act (15
14 U.S.C. 2625(b)(1)): *Provided*, That fees collected pursu-
15 ant to that section of that Act and deposited in the “TSCA
16 Service Fee Fund” as discretionary offsetting receipts in
17 fiscal year 2019 shall be retained and used for necessary
18 salaries and expenses in this appropriation and shall re-
19 main available until expended: *Provided further*, That the
20 sum herein appropriated in this paragraph from the gen-
21 eral fund for fiscal year 2019 shall be reduced by the
22 amount of discretionary offsetting receipts received during
23 fiscal year 2019, so as to result in a final fiscal year 2019
24 appropriation from the general fund estimated at not more
25 than \$0: *Provided further*, That to the extent that amounts

1 realized from such receipts exceed \$5,000,000, those
2 amount in excess of \$5,000,000 shall be deposited in the
3 “TSCA Service Fee Fund” as discretionary offsetting re-
4 cepts in fiscal year 2019, shall be retained and used for
5 necessary salaries and expenses in this account, and shall
6 remain available until expended: *Provided further*, That of
7 the funds included in the first paragraph under this head-
8 ing, the Chemical Risk Review and Reduction program
9 project shall be allocated for this fiscal year, excluding the
10 amount of any fees appropriated, not less than the amount
11 of appropriations for that program project for fiscal year
12 2014.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector
15 General in carrying out the provisions of the Inspector
16 General Act of 1978, \$41,489,000, to remain available
17 until September 30, 2020.

18 BUILDINGS AND FACILITIES

19 For construction, repair, improvement, extension, al-
20 teration, and purchase of fixed equipment or facilities of,
21 or for use by, the Environmental Protection Agency,
22 \$34,467,000, to remain available until expended.

1 HAZARDOUS SUBSTANCE SUPERFUND
2 (INCLUDING TRANSFERS OF FUNDS)

3 For necessary expenses to carry out the Comprehen-
4 sive Environmental Response, Compensation, and Liabil-
5 ity Act of 1980 (CERCLA), including sections 111(c)(3),
6 (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611)
7 \$1,091,947,000, to remain available until expended, con-
8 sisting of such sums as are available in the Trust Fund
9 on September 30, 2018, as authorized by section 517(a)
10 of the Superfund Amendments and Reauthorization Act
11 of 1986 (SARA) and up to \$1,091,947,000 as a payment
12 from general revenues to the Hazardous Substance Super-
13 fund for purposes as authorized by section 517(b) of
14 SARA: *Provided*, That funds appropriated under this
15 heading may be allocated to other Federal agencies in ac-
16 cordance with section 111(a) of CERCLA: *Provided fur-*
17 *ther*, That of the funds appropriated under this heading,
18 \$8,718,000 shall be paid to the “Office of Inspector Gen-
19 eral” appropriation to remain available until September
20 30, 2020, and \$17,398,000 shall be paid to the “Science
21 and Technology” appropriation to remain available until
22 September 30, 2020.

1 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
2 PROGRAM

3 For necessary expenses to carry out leaking under-
4 ground storage tank cleanup activities authorized by sub-
5 title I of the Solid Waste Disposal Act, \$91,941,000, to
6 remain available until expended, of which \$66,572,000
7 shall be for carrying out leaking underground storage tank
8 cleanup activities authorized by section 9003(h) of the
9 Solid Waste Disposal Act; \$25,369,000 shall be for car-
10 rying out the other provisions of the Solid Waste Disposal
11 Act specified in section 9508(c) of the Internal Revenue
12 Code: *Provided*, That the Administrator is authorized to
13 use appropriations made available under this heading to
14 implement section 9013 of the Solid Waste Disposal Act
15 to provide financial assistance to federally recognized In-
16 dian tribes for the development and implementation of
17 programs to manage underground storage tanks.

18 INLAND OIL SPILL PROGRAMS

19 For expenses necessary to carry out the Environ-
20 mental Protection Agency's responsibilities under the Oil
21 Pollution Act of 1990, \$18,209,000, to be derived from
22 the Oil Spill Liability trust fund, to remain available until
23 expended.

1 STATE AND TRIBAL ASSISTANCE GRANTS

2 For environmental programs and infrastructure as-
3 sistance, including capitalization grants for State revol-
4 ing funds and performance partnership grants,
5 \$3,575,041,000, to remain available until expended, of
6 which—

7 (1) \$1,394,000,000 shall be for making capital-
8 ization grants for the Clean Water State Revolving
9 Funds under title VI of the Federal Water Pollution
10 Control Act; and of which \$864,000,000 shall be for
11 making capitalization grants for the Drinking Water
12 State Revolving Funds under section 1452 of the
13 Safe Drinking Water Act: *Provided*, That for fiscal
14 year 2019, to the extent there are sufficient eligible
15 project applications and projects are consistent with
16 State Intended Use Plans, not less than 10 percent
17 of the funds made available under this title to each
18 State for Clean Water State Revolving Fund capital-
19 ization grants shall be used by the State for projects
20 to address green infrastructure, water or energy effi-
21 ciency improvements, or other environmentally inno-
22 vative activities: *Provided further*, That for fiscal
23 year 2019, funds made available under this title to
24 each State for Drinking Water State Revolving
25 Fund capitalization grants may, at the discretion of

1 each State, be used for projects to address green in-
2 frastructure, water or energy efficiency improve-
3 ments, or other environmentally innovative activities:
4 *Provided further*, That notwithstanding section
5 603(d)(7) of the Federal Water Pollution Control
6 Act, the limitation on the amounts in a State water
7 pollution control revolving fund that may be used by
8 a State to administer the fund shall not apply to
9 amounts included as principal in loans made by such
10 fund in fiscal year 2019 and prior years where such
11 amounts represent costs of administering the fund
12 to the extent that such amounts are or were deemed
13 reasonable by the Administrator, accounted for sepa-
14 rately from other assets in the fund, and used for
15 eligible purposes of the fund, including administra-
16 tion: *Provided further*, That for fiscal year 2019,
17 notwithstanding the provisions of subsections (g)(1),
18 (h), and (l) of section 201 of the Federal Water Pol-
19 lution Control Act, grants made under title II of
20 such Act for American Samoa, Guam, the common-
21 wealth of the Northern Marianas, the United States
22 Virgin Islands, and the District of Columbia may
23 also be made for the purpose of providing assistance:
24 (1) solely for facility plans, design activities, or
25 plans, specifications, and estimates for any proposed

1 project for the construction of treatment works; and
2 (2) for the construction, repair, or replacement of
3 privately owned treatment works serving one or
4 more principal residences or small commercial estab-
5 lishments: *Provided further*, That for fiscal year
6 2019, notwithstanding the provisions of such sub-
7 sections (g)(1), (h), and (l) of section 201 and sec-
8 tion 518(c) of the Federal Water Pollution Control
9 Act, funds reserved by the Administrator for grants
10 under section 518(c) of the Federal Water Pollution
11 Control Act may also be used to provide assistance:
12 (1) solely for facility plans, design activities, or
13 plans, specifications, and estimates for any proposed
14 project for the construction of treatment works; and
15 (2) for the construction, repair, or replacement of
16 privately owned treatment works serving one or
17 more principal residences or small commercial estab-
18 lishments: *Provided further*, That for fiscal year
19 2019, notwithstanding any provision of the Federal
20 Water Pollution Control Act and regulations issued
21 pursuant thereof, up to a total of \$2,000,000 of the
22 funds reserved by the Administrator for grants
23 under section 518(c) of such Act may also be used
24 for grants for training, technical assistance, and
25 educational programs relating to the operation and

1 management of the treatment works specified in sec-
2 tion 518(c) of such Act: *Provided further*, That for
3 fiscal year 2019, funds reserved under section
4 518(c) of such Act shall be available for grants only
5 to Indian tribes, as defined in section 518(h) of such
6 Act and former Indian reservations in Oklahoma (as
7 determined by the Secretary of the Interior) and Na-
8 tive Villages as defined in Public Law 92–203: *Pro-*
9 *vided further*, That for fiscal year 2019, notwith-
10 standing the limitation on amounts in section 518(c)
11 of the Federal Water Pollution Control Act, up to a
12 total of 2 percent of the funds appropriated, or
13 \$30,000,000, whichever is greater, and notwith-
14 standing the limitation on amounts in section
15 1452(i) of the Safe Drinking Water Act, up to a
16 total of 2 percent of the funds appropriated, or
17 \$20,000,000, whichever is greater, for State Revolv-
18 ing Funds under such Acts may be reserved by the
19 Administrator for grants under section 518(c) and
20 section 1452(i) of such Acts: *Provided further*, That
21 for fiscal year 2019, notwithstanding the amounts
22 specified in section 205(c) of the Federal Water Pol-
23 lution Control Act, up to 1.5 percent of the aggre-
24 gate funds appropriated for the Clean Water State
25 Revolving Fund program under the Act less any

1 sums reserved under section 518(c) of the Act, may
2 be reserved by the Administrator for grants made
3 under title II of the Federal Water Pollution Control
4 Act for American Samoa, Guam, the Commonwealth
5 of the Northern Marianas, and United States Virgin
6 Islands: *Provided further*, That for fiscal year 2019,
7 notwithstanding the limitations on amounts specified
8 in section 1452(j) of the Safe Drinking Water Act,
9 up to 1.5 percent of the funds appropriated for the
10 Drinking Water State Revolving Fund programs
11 under the Safe Drinking Water Act may be reserved
12 by the Administrator for grants made under section
13 1452(j) of the Safe Drinking Water Act: *Provided*
14 *further*, That 10 percent of the funds made available
15 under this title to each State for Clean Water State
16 Revolving Fund capitalization grants and 20 percent
17 of the funds made available under this title to each
18 State for Drinking Water State Revolving Fund cap-
19 italization grants shall be used by the State to pro-
20 vide additional subsidy to eligible recipients in the
21 form of forgiveness of principal, negative interest
22 loans, or grants (or any combination of these), and
23 shall be so used by the State only where such funds
24 are provided as initial financing for an eligible re-
25 cipient or to buy, refinance, or restructure the debt

1 obligations of eligible recipients only where such debt
2 was incurred on or after the date of enactment of
3 this Act, or where such debt was incurred prior to
4 the date of enactment of this Act if the State, with
5 concurrence from the Administrator, determines that
6 such funds could be used to help address a threat
7 to public health from heightened exposure to lead in
8 drinking water or if a Federal or State emergency
9 declaration has been issued due to a threat to public
10 health from heightened exposure to lead in a munic-
11 ipal drinking water supply before the date of enact-
12 ment of this Act: *Provided further*, That in a State
13 in which such an emergency declaration has been
14 issued, the State may use more than 20 percent of
15 the funds made available under this title to the
16 State for Drinking Water State Revolving Fund cap-
17 italization grants to provide additional subsidy to eli-
18 gible recipients;

19 (2) \$15,000,000 shall be for architectural, engi-
20 neering, planning, design, construction and related
21 activities in connection with the construction of high
22 priority water and wastewater facilities in the area
23 of the United States-Mexico Border, after consulta-
24 tion with the appropriate border commission: *Pro-*
25 *vided*, That no funds provided by this appropriations

1 Act to address the water, wastewater and other crit-
2 ical infrastructure needs of the colonias in the
3 United States along the United States-Mexico bor-
4 der shall be made available to a county or municipal
5 government unless that government has established
6 an enforceable local ordinance, or other zoning rule,
7 which prevents in that jurisdiction the development
8 or construction of any additional colonia areas, or
9 the development within an existing colonia the con-
10 struction of any new home, business, or other struc-
11 ture which lacks water, wastewater, or other nec-
12 essary infrastructure;

13 (3) \$25,000,000 shall be for grants to the State
14 of Alaska to address drinking water and wastewater
15 infrastructure needs of rural and Alaska Native Vil-
16 lages: *Provided*, That of these funds: (A) the State
17 of Alaska shall provide a match of 25 percent; (B)
18 no more than 5 percent of the funds may be used
19 for administrative and overhead expenses; and (C)
20 the State of Alaska shall make awards consistent
21 with the Statewide priority list established in con-
22 junction with the Agency and the U.S. Department
23 of Agriculture for all water, sewer, waste disposal,
24 and similar projects carried out by the State of Alas-
25 ka that are funded under section 221 of the Federal

1 Water Pollution Control Act (33 U.S.C. 1301) or
2 the Consolidated Farm and Rural Development Act
3 (7 U.S.C. 1921 et seq.) which shall allocate not less
4 than 25 percent of the funds provided for projects
5 in regional hub communities;

6 (4) \$80,000,000 shall be to carry out section
7 104(k) of the Comprehensive Environmental Re-
8 sponse, Compensation, and Liability Act of 1980
9 (CERCLA), including grants, interagency agree-
10 ments, and associated program support costs: *Pro-*
11 *vided*, That not more than 25 percent of the amount
12 appropriated to carry out section 104(k) of
13 CERCLA shall be used for site characterization, as-
14 sessment, and remediation of facilities described in
15 section 101(39)(D)(ii)(II) of CERCLA: *Provided*
16 *further*, That at least 10 percent shall be allocated
17 for assistance in persistent poverty counties: *Pro-*
18 *vided further*, That for purposes of this section, the
19 term “persistent poverty counties” means any coun-
20 ty that has had 20 percent or more of its population
21 living in poverty over the past 30 years, as measured
22 by the 1990 and 2000 decennial censuses and the
23 most recent Small Area Income and Poverty Esti-
24 mates;

1 (5) \$50,000,000 shall be for grants under title
2 VII, subtitle G of the Energy Policy Act of 2005;

3 (6) \$50,000,000 shall be for targeted airshed
4 grants in accordance with the terms and conditions
5 in Senate report 115-276;

6 (7) \$4,000,000 shall be to carry out the water
7 quality program authorized in section 5004(d) of the
8 Water Infrastructure Improvements for the Nation
9 Act (Public Law 114–322); and

10 (8) \$1,093,041,000 shall be for grants, includ-
11 ing associated program support costs, to States, fed-
12 erally recognized tribes, interstate agencies, tribal
13 consortia, and air pollution control agencies for
14 multi-media or single media pollution prevention,
15 control and abatement and related activities, includ-
16 ing activities pursuant to the provisions set forth
17 under this heading in Public Law 104–134, and for
18 making grants under section 103 of the Clean Air
19 Act for particulate matter monitoring and data col-
20 lection activities subject to terms and conditions
21 specified by the Administrator, of which:
22 \$47,745,000 shall be for carrying out section 128 of
23 CERCLA; \$9,646,000 shall be for Environmental
24 Information Exchange Network grants, including as-
25 sociated program support costs; \$1,498,000 shall be

1 for grants to States under section 2007(f)(2) of the
2 Solid Waste Disposal Act, which shall be in addition
3 to funds appropriated under the heading “Leaking
4 Underground Storage Tank Trust Fund Program”
5 to carry out the provisions of the Solid Waste Dis-
6 posal Act specified in section 9508(c) of the Internal
7 Revenue Code other than section 9003(h) of the
8 Solid Waste Disposal Act; \$17,848,000 of the funds
9 available for grants under section 106 of the Federal
10 Water Pollution Control Act shall be for State par-
11 ticipation in national- and State-level statistical sur-
12 veys of water resources and enhancements to State
13 monitoring programs; \$27,000,000 shall be for mul-
14 tipurpose grants, including interagency agreements.

15 WATER INFRASTRUCTURE FINANCE AND INNOVATION

16 PROGRAM ACCOUNT

17 For the cost of direct loans and for the cost of guar-
18 anteed loans, as authorized by the Water Infrastructure
19 Finance and Innovation Act of 2014, \$5,000,000, to re-
20 main available until expended: *Provided*, That such costs,
21 including the cost of modifying such loans, shall be as de-
22 fined in section 502 of the Congressional Budget Act of
23 1974: *Provided further*, That these funds are available to
24 subsidize gross obligations for the principal amount of di-
25 rect loans, including capitalized interest, and total loan

1 principal, including capitalized interest, any part of which
2 is to be guaranteed, not to exceed \$610,000,000.

3 In addition, fees authorized to be collected pursuant
4 to sections 5029 and 5030 of the Water Infrastructure
5 Finance and Innovation Act of 2014 shall be deposited
6 in this account, to remain available until expended.

7 In addition, for administrative expenses to carry out
8 the direct and guaranteed loan programs, notwithstanding
9 section 5033 of the Water Infrastructure Finance and In-
10 novation Act of 2014, \$5,000,000, to remain available
11 until September 30, 2020.

12 ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL

13 PROTECTION AGENCY

14 (INCLUDING TRANSFERS AND RESCISSION OF FUNDS)

15 For fiscal year 2019, notwithstanding 31 U.S.C.
16 6303(1) and 6305(1), the Administrator of the Environ-
17 mental Protection Agency, in carrying out the Agency's
18 function to implement directly Federal environmental pro-
19 grams required or authorized by law in the absence of an
20 acceptable tribal program, may award cooperative agree-
21 ments to federally recognized Indian tribes or Intertribal
22 consortia, if authorized by their member tribes, to assist
23 the Administrator in implementing Federal environmental
24 programs for Indian tribes required or authorized by law,
25 except that no such cooperative agreements may be award-

1 ed from funds designated for State financial assistance
2 agreements.

3 The Administrator of the Environmental Protection
4 Agency is authorized to collect and obligate pesticide reg-
5 istration service fees in accordance with section 33 of the
6 Federal Insecticide, Fungicide, and Rodenticide Act, as
7 amended by Public Law 112–177, the Pesticide Registra-
8 tion Improvement Extension Act of 2012.

9 Notwithstanding section 33(d)(2) of the Federal In-
10 secticide, Fungicide, and Rodenticide Act (FIFRA) (7
11 U.S.C. 136w–8(d)(2)), the Administrator of the Environ-
12 mental Protection Agency may assess fees under section
13 33 of FIFRA (7 U.S.C. 136w–8) for fiscal year 2019.

14 The Administrator is authorized to transfer up to
15 \$300,000,000 of the funds appropriated for the Great
16 Lakes Restoration Initiative under the heading “Environ-
17 mental Programs and Management” to the head of any
18 Federal department or agency, with the concurrence of
19 such head, to carry out activities that would support the
20 Great Lakes Restoration Initiative and Great Lakes
21 Water Quality Agreement programs, projects, or activities;
22 to enter into an interagency agreement with the head of
23 such Federal department or agency to carry out these ac-
24 tivities; and to make grants to governmental entities, non-
25 profit organizations, institutions, and individuals for plan-

1 ning, research, monitoring, outreach, and implementation
2 in furtherance of the Great Lakes Restoration Initiative
3 and the Great Lakes Water Quality Agreement.

4 The Science and Technology, Environmental Pro-
5 grams and Management, Office of Inspector General, Haz-
6 ardous Substance Superfund, and Leaking Underground
7 Storage Tank Trust Fund Program Accounts, are avail-
8 able for the construction, alteration, repair, rehabilitation,
9 and renovation of facilities, provided that the cost does
10 not exceed \$150,000 per project.

11 For fiscal year 2019, and notwithstanding section
12 518(f) of the Federal Water Pollution Control Act (33
13 U.S.C. 1377(f)), the Administrator is authorized to use
14 the amounts appropriated for any fiscal year under section
15 319 of the Act to make grants to Indian tribes pursuant
16 to sections 319(h) and 518(e) of that Act.

17 The Administrator is authorized to use the amounts
18 appropriated under the heading “Environmental Pro-
19 grams and Management” for fiscal year 2019 to provide
20 grants to implement the Southeastern New England Wa-
21 tershed Restoration Program.

22 The Administrator of the Environmental Protection
23 Agency is authorized to collect and obligate fees in accord-
24 ance with section 3024 of the Solid Waste Disposal Act
25 (42 U.S.C. 6939g) for fiscal year 2019.

1 Of the unobligated balances available for the “State
2 and Tribal Assistance Grants” account, \$109,078,000 are
3 hereby permanently rescinded: *Provided*, That no amounts
4 may be rescinded from amounts that were designated by
5 the Congress as an emergency requirement pursuant to
6 the Concurrent Resolution on the Budget or the Balanced
7 Budget and Emergency Deficit Control Act of 1985 or
8 from amounts that were made available by subsection (a)
9 of section 196 of the Continuing Appropriations Act, 2017
10 (division C of Public Law 114–223), as amended by the
11 Further Continuing and Security Assistance Appropria-
12 tions Act, 2017 (Public Law 114–254).

13 Using funds appropriated under this title, the Admin-
14 istrator of the Environmental Protection Agency shall im-
15 plement the recommendations described in the report of
16 the Office of Inspector General of the Environmental Pro-
17 tection Agency entitled “Management Weakness Delayed
18 Response to Flint Water Crisis”, numbered 18–P–0221,
19 and dated July 19, 2018, to ensure clean and safe water
20 compliance under the Safe Drinking Water Act (42 U.S.C.
21 300f et seq.). If the Administrator of the Environmental
22 Protection Agency does not implement 1 or more rec-
23 ommendations required by the preceding sentence, the Ad-
24 ministrator shall submit to the Committees on Appropria-
25 tions and Environment and Public Works of the Senate

1 and the Committees on Appropriations and Energy and
2 Commerce of the House of Representatives a report ex-
3 plaining why the Administrator did not implement the rec-
4 ommendation and identifying specific actions the Adminis-
5 trator is implementing to address the concerns raised in
6 the report.

7 TITLE III

8 RELATED AGENCIES

9 DEPARTMENT OF AGRICULTURE

10 OFFICE OF THE UNDER SECRETARY FOR NATURAL

11 RESOURCES AND ENVIRONMENT

12 For necessary expenses of the Office of the Under
13 Secretary for Natural Resources and Environment,
14 \$875,000: *Provided*, That funds made available by this
15 Act to any agency in the Natural Resources and Environ-
16 ment mission area for salaries and expenses are available
17 to fund up to one administrative support staff for the of-
18 fice.

19 FOREST SERVICE

20 FOREST AND RANGELAND RESEARCH

21 For necessary expenses of forest and rangeland re-
22 search as authorized by law, \$300,000,000, to remain
23 available through September 30, 2022, of which not less
24 than \$500,000 shall be made available for wood utilization
25 research to develop woody and agricultural biomass con-

1 version of low-value woody biomass using microwave-as-
2 sisted liquefaction: *Provided*, That of the funds provided,
3 \$77,000,000 is for the forest inventory and analysis pro-
4 gram: *Provided further*, That all authorities for the use
5 of funds, including the use of contracts, grants, and coop-
6 erative agreements, available to execute the Forest and
7 Rangeland Research appropriation, are also available in
8 the utilization of these funds for Fire Science Research.

9 STATE AND PRIVATE FORESTRY

10 For necessary expenses of cooperating with and pro-
11 viding technical and financial assistance to States, terri-
12 tories, possessions, and others, and for forest health man-
13 agement, and conducting an international program as au-
14 thorized, \$333,990,000, to remain available through Sep-
15 tember 30, 2022, as authorized by law; of which
16 \$65,490,000 is to be derived from the Land and Water
17 Conservation Fund to be used for the Forest Legacy Pro-
18 gram, to remain available until expended.

19 NATIONAL FOREST SYSTEM

20 For necessary expenses of the Forest Service, not
21 otherwise provided for, for management, protection, im-
22 provement, and utilization of the National Forest System,
23 and for hazardous fuels management on or adjacent to
24 such lands, \$1,937,653,000, to remain available through
25 September 30, 2022: *Provided*, That of the funds pro-

1 vided, \$40,000,000 shall be deposited in the Collaborative
2 Forest Landscape Restoration Fund for ecological restora-
3 tion treatments as authorized by 16 U.S.C. 7303(f): *Pro-*
4 *vided further*, That of the funds provided, \$368,000,000
5 shall be for forest products: *Provided further*, That of the
6 funds provided, \$435,000,000 shall be for hazardous fuels
7 management activities, of which not to exceed
8 \$15,000,000 may be used to make grants, using any au-
9 thorities available to the Forest Service under the “State
10 and Private Forestry” appropriation, for the purpose of
11 creating incentives for increased use of biomass from Na-
12 tional Forest System lands: *Provided further*, That
13 \$20,000,000 may be used by the Secretary of Agriculture
14 to enter into procurement contracts or cooperative agree-
15 ments or to issue grants for hazardous fuels management
16 activities, and for training or monitoring associated with
17 such hazardous fuels management activities on Federal
18 land, or on non-Federal land if the Secretary determines
19 such activities benefit resources on Federal land: *Provided*
20 *further*, That funds made available to implement the Com-
21 munity Forestry Restoration Act, Public Law 106–393,
22 title VI, shall be available for use on non-Federal lands
23 in accordance with authorities made available to the For-
24 est Service under the “State and Private Forestry” appro-
25 priations: *Provided further*, That notwithstanding section

1 33 of the Bankhead Jones Farm Tenant Act (7 U.S.C.
2 1012), the Secretary of Agriculture, in calculating a fee
3 for grazing on a National Grassland, may provide a credit
4 of up to 50 percent of the calculated fee to a Grazing As-
5 sociation or direct permittee for a conservation practice
6 approved by the Secretary in advance of the fiscal year
7 in which the cost of the conservation practice is incurred.
8 And, that the amount credited shall remain available to
9 the Grazing Association or the direct permittee, as appro-
10 priate, in the fiscal year in which the credit is made and
11 each fiscal year thereafter for use on the project for con-
12 servation practices approved by the Secretary.

13 CAPITAL IMPROVEMENT AND MAINTENANCE

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses of the Forest Service, not
16 otherwise provided for, \$449,000,000, to remain available
17 through September 30, 2022, for construction, capital im-
18 provement, maintenance and acquisition of buildings and
19 other facilities and infrastructure; and for construction,
20 reconstruction, decommissioning of roads that are no
21 longer needed, including unauthorized roads that are not
22 part of the transportation system, and maintenance of for-
23 est roads and trails by the Forest Service as authorized
24 by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Pro-*
25 *vided*, That funds becoming available in fiscal year 2019

1 under the Act of March 4, 1913 (16 U.S.C. 501) shall
2 be transferred to the General Fund of the Treasury and
3 shall not be available for transfer or obligation for any
4 other purpose unless the funds are appropriated.

5 LAND ACQUISITION

6 (INCLUDING RESCISSION OF FUNDS)

7 For expenses necessary to carry out the provisions
8 of chapter 2003 of title 54, United States Code, including
9 administrative expenses, and for acquisition of land or
10 waters, or interest therein, in accordance with statutory
11 authority applicable to the Forest Service, \$74,099,000,
12 to be derived from the Land and Water Conservation
13 Fund and to remain available until expended.

14 Of the unobligated balances from amounts made
15 available for Land Acquisition and derived from the Land
16 and Water Conservation Fund, \$16,028,000 is hereby per-
17 manently rescinded from projects with cost savings or
18 failed or partially failed projects that had funds returned:
19 *Provided*, That no amounts may be rescinded from
20 amounts that were designated by the Congress as an
21 emergency requirement pursuant to the Concurrent Reso-
22 lution on the Budget or the Balanced Budget and Emer-
23 gency Deficit Control Act of 1985.

1 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
2 ACTS

3 For acquisition of lands within the exterior bound-
4 aries of the Cache, Uinta, and Wasatch National Forests,
5 Utah; the Toiyabe National Forest, Nevada; and the An-
6 geles, San Bernardino, Sequoia, and Cleveland National
7 Forests, California; and the Ozark-St. Francis and
8 Ouachita National Forests, Arkansas; as authorized by
9 law, \$700,000, to be derived from forest receipts.

10 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

11 For acquisition of lands, such sums, to be derived
12 from funds deposited by State, county, or municipal gov-
13 ernments, public school districts, or other public school au-
14 thorities, and for authorized expenditures from funds de-
15 posited by non-Federal parties pursuant to Land Sale and
16 Exchange Acts, pursuant to the Act of December 4, 1967
17 (16 U.S.C. 484a), to remain available through September
18 30, 2021, (16 U.S.C. 516–617a, 555a; Public Law 96–
19 586; Public Law 76–589, 76–591; and Public Law 78–
20 310).

21 RANGE BETTERMENT FUND

22 For necessary expenses of range rehabilitation, pro-
23 tection, and improvement, 50 percent of all moneys re-
24 ceived during the prior fiscal year, as fees for grazing do-
25 mestic livestock on lands in National Forests in the 16

1 Western States, pursuant to section 401(b)(1) of Public
2 Law 94–579, to remain available through September 30,
3 2022, of which not to exceed 6 percent shall be available
4 for administrative expenses associated with on-the-ground
5 range rehabilitation, protection, and improvements.

6 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND
7 RANGELAND RESEARCH

8 For expenses authorized by 16 U.S.C. 1643(b),
9 \$45,000, to remain available through September 30, 2022,
10 to be derived from the fund established pursuant to the
11 above Act.

12 MANAGEMENT OF NATIONAL FOREST LANDS FOR
13 SUBSISTENCE USES

14 For necessary expenses of the Forest Service to man-
15 age Federal lands in Alaska for subsistence uses under
16 title VIII of the Alaska National Interest Lands Conserva-
17 tion Act (16 U.S.C. 3111 et seq.), \$2,500,000, to remain
18 available through September 30, 2022.

19 WILDLAND FIRE MANAGEMENT
20 (INCLUDING TRANSFERS OF FUNDS)

21 For necessary expenses for forest fire presuppression
22 activities on National Forest System lands, for emergency
23 wildland fire suppression on or adjacent to such lands or
24 other lands under fire protection agreement, and for emer-
25 gency rehabilitation of burned-over National Forest Sys-

1 tem lands and water, \$3,229,620,000, to remain available
2 through September 30, 2022: *Provided*, That such funds
3 including unobligated balances under this heading, are
4 available for repayment of advances from other appropria-
5 tions accounts previously transferred for such purposes:
6 *Provided further*, That any unobligated funds appropriated
7 in a previous fiscal year for hazardous fuels management
8 may be transferred to the “National Forest System” ac-
9 count: *Provided further*, That such funds shall be available
10 to reimburse State and other cooperating entities for serv-
11 ices provided in response to wildfire and other emergencies
12 or disasters to the extent such reimbursements by the For-
13 est Service for non-fire emergencies are fully repaid by the
14 responsible emergency management agency: *Provided fur-*
15 *ther*, That funds provided shall be available for support
16 to Federal emergency response: *Provided further*, That the
17 costs of implementing any cooperative agreement between
18 the Federal Government and any non-Federal entity may
19 be shared, as mutually agreed on by the affected parties:
20 *Provided further*, That funds designated for wildfire sup-
21 pression, shall be assessed for cost pools on the same basis
22 as such assessments are calculated against other agency
23 programs.

1 ADMINISTRATIVE PROVISIONS—FOREST SERVICE
2 (INCLUDING TRANSFERS OF FUNDS)

3 Appropriations to the Forest Service for the current
4 fiscal year shall be available for: (1) purchase of passenger
5 motor vehicles; acquisition of passenger motor vehicles
6 from excess sources, and hire of such vehicles; purchase,
7 lease, operation, maintenance, and acquisition of aircraft
8 to maintain the operable fleet for use in Forest Service
9 wildland fire programs and other Forest Service programs;
10 notwithstanding other provisions of law, existing aircraft
11 being replaced may be sold, with proceeds derived or
12 trade-in value used to offset the purchase price for the
13 replacement aircraft; (2) services pursuant to 7 U.S.C.
14 2225, and not to exceed \$100,000 for employment under
15 5 U.S.C. 3109; (3) purchase, erection, and alteration of
16 buildings and other public improvements (7 U.S.C. 2250);
17 (4) acquisition of land, waters, and interests therein pur-
18 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
19 Volunteers in the National Forest Act of 1972 (16 U.S.C.
20 558a, 558d, and 558a note); (6) the cost of uniforms as
21 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
22 lection contracts in accordance with 31 U.S.C. 3718(c).

23 Any appropriations or funds available to the Forest
24 Service may be transferred to the Wildland Fire Manage-
25 ment appropriation for forest firefighting, emergency re-

1 habilitation of burned-over or damaged lands or waters
2 under its jurisdiction, and fire preparedness due to severe
3 burning conditions upon the Secretary's notification of the
4 House and Senate Committees on Appropriations that all
5 fire suppression funds appropriated under the heading
6 "Wildland Fire Management" will be obligated within 30
7 days: *Provided*, That all funds used pursuant to this para-
8 graph must be replenished by a supplemental appropria-
9 tion which must be requested as promptly as possible.

10 Not more than \$50,000,000 of funds appropriated to
11 the Forest Service shall be available for expenditure or
12 transfer to the Department of the Interior for wildland
13 fire management, hazardous fuels management, and State
14 fire assistance when such transfers would facilitate and
15 expedite wildland fire management programs and projects.

16 Notwithstanding any other provision of this Act, the
17 Forest Service may transfer unobligated balances of dis-
18 cretionary funds appropriated to the Forest Service by
19 this Act to or within the National Forest System Account,
20 or reprogram funds to be used for the purposes of haz-
21 ardous fuels management and urgent rehabilitation of
22 burned-over National Forest System lands and water,
23 such transferred funds shall remain available through Sep-
24 tember 30, 2022: *Provided*, That none of the funds trans-
25 ferred pursuant to this section shall be available for obli-

1 gation without written notification to and the prior ap-
2 proval of the Committees on Appropriations of both
3 Houses of Congress: *Provided further*, That this section
4 does not apply to funds appropriated to the FLAME Wild-
5 fire Suppression Reserve Fund or funds derived from the
6 Land and Water Conservation Fund.

7 Funds appropriated to the Forest Service shall be
8 available for assistance to or through the Agency for Inter-
9 national Development in connection with forest and range-
10 land research, technical information, and assistance in for-
11 eign countries, and shall be available to support forestry
12 and related natural resource activities outside the United
13 States and its territories and possessions, including tech-
14 nical assistance, education and training, and cooperation
15 with U.S., private, and international organizations. The
16 Forest Service, acting for the International Program, may
17 sign direct funding agreements with foreign governments
18 and institutions as well as other domestic agencies (includ-
19 ing the U.S. Agency for International Development, the
20 Department of State, and the Millennium Challenge Cor-
21 poration), U.S. private sector firms, institutions and orga-
22 nizations to provide technical assistance and training pro-
23 grams overseas on forestry and rangeland management.

24 Funds appropriated to the Forest Service shall be
25 available for expenditure or transfer to the Department

1 of the Interior, Bureau of Land Management, for removal,
2 preparation, and adoption of excess wild horses and burros
3 from National Forest System lands, and for the perform-
4 ance of cadastral surveys to designate the boundaries of
5 such lands.

6 None of the funds made available to the Forest Serv-
7 ice in this Act or any other Act with respect to any fiscal
8 year shall be subject to transfer under the provisions of
9 section 702(b) of the Department of Agriculture Organic
10 Act of 1944 (7 U.S.C. 2257), section 442 of Public Law
11 106–224 (7 U.S.C. 7772), or section 10417(b) of Public
12 Law 107–171 (7 U.S.C. 8316(b)).

13 None of the funds available to the Forest Service may
14 be reprogrammed without the advance approval of the
15 House and Senate Committees on Appropriations in ac-
16 cordance with the reprogramming procedures contained in
17 Senate report 115-276.

18 Not more than \$82,000,000 of funds available to the
19 Forest Service shall be transferred to the Working Capital
20 Fund of the Department of Agriculture and not more than
21 \$14,500,000 of funds available to the Forest Service shall
22 be transferred to the Department of Agriculture for De-
23 partment Reimbursable Programs, commonly referred to
24 as Greenbook charges. Nothing in this paragraph shall
25 prohibit or limit the use of reimbursable agreements re-

1 requested by the Forest Service in order to obtain services
2 from the Department of Agriculture's National Informa-
3 tion Technology Center and the Department of Agri-
4 culture's International Technology Service.

5 Of the funds available to the Forest Service, up to
6 \$5,000,000 shall be available for priority projects within
7 the scope of the approved budget, which shall be carried
8 out by the Youth Conservation Corps and shall be carried
9 out under the authority of the Public Lands Corps Act
10 of 1993 (16 U.S.C. 1721 et seq.).

11 Of the funds available to the Forest Service, \$4,000
12 is available to the Chief of the Forest Service for official
13 reception and representation expenses.

14 Pursuant to sections 405(b) and 410(b) of Public
15 Law 101-593, of the funds available to the Forest Service,
16 up to \$3,000,000 may be advanced in a lump sum to the
17 National Forest Foundation to aid conservation partner-
18 ship projects in support of the Forest Service mission,
19 without regard to when the Foundation incurs expenses,
20 for projects on or benefitting National Forest System
21 lands or related to Forest Service programs: *Provided*,
22 That of the Federal funds made available to the Founda-
23 tion, no more than \$300,000 shall be available for admin-
24 istrative expenses: *Provided further*, That the Foundation
25 shall obtain, by the end of the period of Federal financial

1 assistance, private contributions to match funds made
2 available by the Forest Service on at least a one-for-one
3 basis: *Provided further*, That the Foundation may transfer
4 Federal funds to a Federal or a non-Federal recipient for
5 a project at the same rate that the recipient has obtained
6 the non-Federal matching funds.

7 Pursuant to section 2(b)(2) of Public Law 98-244,
8 up to \$3,000,000 of the funds available to the Forest
9 Service may be advanced to the National Fish and Wildlife
10 Foundation in a lump sum to aid cost-share conservation
11 projects, without regard to when expenses are incurred,
12 on or benefitting National Forest System lands or related
13 to Forest Service programs: *Provided*, That such funds
14 shall be matched on at least a one-for-one basis by the
15 Foundation or its sub-recipients: *Provided further*, That
16 the Foundation may transfer Federal funds to a Federal
17 or non-Federal recipient for a project at the same rate
18 that the recipient has obtained the non-Federal matching
19 funds.

20 Funds appropriated to the Forest Service shall be
21 available for interactions with and providing technical as-
22 sistance to rural communities and natural resource-based
23 businesses for sustainable rural development purposes.

24 Funds appropriated to the Forest Service shall be
25 available for payments to counties within the Columbia

1 River Gorge National Scenic Area, pursuant to section
2 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–
3 663.

4 Any funds appropriated to the Forest Service may
5 be used to meet the non-Federal share requirement in sec-
6 tion 502(c) of the Older Americans Act of 1965 (42
7 U.S.C. 3056(c)(2)).

8 The Forest Service shall not assess funds for the pur-
9 pose of performing fire, administrative, and other facilities
10 maintenance and decommissioning.

11 Notwithstanding any other provision of law, of any
12 appropriations or funds available to the Forest Service,
13 not to exceed \$500,000 may be used to reimburse the Of-
14 fice of the General Counsel (OGC), Department of Agri-
15 culture, for travel and related expenses incurred as a re-
16 sult of OGC assistance or participation requested by the
17 Forest Service at meetings, training sessions, management
18 reviews, land purchase negotiations and similar matters
19 unrelated to civil litigation. Future budget justifications
20 for both the Forest Service and the Department of Agri-
21 culture should clearly display the sums previously trans-
22 ferred and the sums requested for transfer.

23 An eligible individual who is employed in any project
24 funded under title V of the Older Americans Act of 1965
25 (42 U.S.C. 3056 et seq.) and administered by the Forest

1 Service shall be considered to be a Federal employee for
2 purposes of chapter 171 of title 28, United States Code.

3 Notwithstanding any other provision of this Act,
4 through the Office of Budget and Program Analysis, the
5 Forest Service shall report no later than 30 business days
6 following the close of each fiscal quarter all current and
7 prior year unobligated balances, by fiscal year, budget line
8 item and account, to the House and Senate Committees
9 on Appropriations.

10 DEPARTMENT OF HEALTH AND HUMAN
11 SERVICES

12 INDIAN HEALTH SERVICE

13 INDIAN HEALTH SERVICES

14 For expenses necessary to carry out the Act of Au-
15 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
16 tion and Education Assistance Act, the Indian Health
17 Care Improvement Act, and titles II and III of the Public
18 Health Service Act with respect to the Indian Health Serv-
19 ice, \$4,072,385,000, together with payments received dur-
20 ing the fiscal year pursuant to sections 231(b) and 233
21 of the Public Health Service Act (42 U.S.C. 238(b),
22 238b), for services furnished by the Indian Health Service:
23 *Provided*, That funds made available to tribes and tribal
24 organizations through contracts, grant agreements, or any
25 other agreements or compacts authorized by the Indian

1 Self-Determination and Education Assistance Act of 1975
2 (25 U.S.C. 450), shall be deemed to be obligated at the
3 time of the grant or contract award and thereafter shall
4 remain available to the tribe or tribal organization without
5 fiscal year limitation: *Provided further*, That \$2,000,000
6 shall be available for grants or contracts with public or
7 private institutions to provide alcohol or drug treatment
8 services to Indians, including alcohol detoxification serv-
9 ices: *Provided further*, That \$964,819,000 for Purchased/
10 Referred Care, including \$53,000,000 for the Indian Cat-
11 astrophic Health Emergency Fund, shall remain available
12 until expended: *Provided further*, That of the funds pro-
13 vided, up to \$36,000,000 shall remain available until ex-
14 pended for implementation of the loan repayment program
15 under section 108 of the Indian Health Care Improvement
16 Act: *Provided further*, That of the funds provided,
17 \$15,000,000 shall remain available until expended to sup-
18 plement funds available for operational costs at tribal clin-
19 ics operated under an Indian Self-Determination and Edu-
20 cation Assistance Act compact or contract where health
21 care is delivered in space acquired through a full service
22 lease, which is not eligible for maintenance and improve-
23 ment and equipment funds from the Indian Health Serv-
24 ice, and \$58,000,000 shall be for costs related to or result-
25 ing from accreditation emergencies, of which up to

1 \$4,000,000 may be used to supplement amounts otherwise
2 available for Purchased/Referred Care: *Provided further,*
3 That the amounts collected by the Federal Government
4 as authorized by sections 104 and 108 of the Indian
5 Health Care Improvement Act (25 U.S.C. 1613a and
6 1616a) during the preceding fiscal year for breach of con-
7 tracts shall be deposited to the Fund authorized by section
8 108A of that Act (25 U.S.C. 1616a–1) and shall remain
9 available until expended and, notwithstanding section
10 108A(c) of that Act (25 U.S.C. 1616a–1(c)), funds shall
11 be available to make new awards under the loan repay-
12 ment and scholarship programs under sections 104 and
13 108 of that Act (25 U.S.C. 1613a and 1616a): *Provided*
14 *further,* That the amounts made available within this ac-
15 count for the Substance Abuse and Suicide Prevention
16 Program, for opioid Prevention, Treatment and Recovery
17 Services, for the Domestic Violence Prevention Program,
18 for the Zero Suicide Initiative, for the housing subsidy au-
19 thority for civilian employees, for aftercare pilot programs
20 at Youth Regional Treatment Centers, to improve collec-
21 tions from public and private insurance at Indian Health
22 Service and tribally operated facilities, and for accredita-
23 tion emergencies shall be allocated at the discretion of the
24 Director of the Indian Health Service and shall remain
25 available until expended: *Provided further,* That funds pro-

1 vided in this Act may be used for annual contracts and
2 grants for which the performance period falls within 2 fis-
3 cal years, provided the total obligation is recorded in the
4 year the funds are appropriated: *Provided further*, That
5 the amounts collected by the Secretary of Health and
6 Human Services under the authority of title IV of the In-
7 dian Health Care Improvement Act shall remain available
8 until expended for the purpose of achieving compliance
9 with the applicable conditions and requirements of titles
10 XVIII and XIX of the Social Security Act, except for those
11 related to the planning, design, or construction of new fa-
12 cilities: *Provided further*, That funding contained herein
13 for scholarship programs under the Indian Health Care
14 Improvement Act shall remain available until expended:
15 *Provided further*, That amounts received by tribes and
16 tribal organizations under title IV of the Indian Health
17 Care Improvement Act shall be reported and accounted
18 for and available to the receiving tribes and tribal organi-
19 zations until expended: *Provided further*, That the Bureau
20 of Indian Affairs may collect from the Indian Health Serv-
21 ice, and from tribes and tribal organizations operating
22 health facilities pursuant to Public Law 93-638, such in-
23 dividually identifiable health information relating to dis-
24 abled children as may be necessary for the purpose of car-
25 rying out its functions under the Individuals with Disabil-

ities Education Act (20 U.S.C. 1400 et seq.): *Provided*
further, That the accreditation emergency funds may be
used, as needed, to carry out activities typically funded
under the Indian Health Facilities account.

CONTRACT SUPPORT COSTS

For payments to tribes and tribal organizations for
contract support costs associated with Indian Self-Deter-
mination and Education Assistance Act agreements with
the Indian Health Service for fiscal year 2019, such sums
as may be necessary: *Provided*, That notwithstanding any
other provision of law, no amounts made available under
this heading shall be available for transfer to another
budget account.

INDIAN HEALTH FACILITIES

For construction, repair, maintenance, improvement,
and equipment of health and related auxiliary facilities,
including quarters for personnel; preparation of plans,
specifications, and drawings; acquisition of sites, purchase
and erection of modular buildings, and purchases of trail-
ers; and for provision of domestic and community sanita-
tion facilities for Indians, as authorized by section 7 of
the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
Self-Determination Act, and the Indian Health Care Im-
provement Act, and for expenses necessary to carry out
such Acts and titles II and III of the Public Health Serv-

1 ice Act with respect to environmental health and facilities
2 support activities of the Indian Health Service,
3 \$877,504,000, to remain available until expended: *Pro-*
4 *vided*, That notwithstanding any other provision of law,
5 funds appropriated for the planning, design, construction,
6 renovation or expansion of health facilities for the benefit
7 of an Indian tribe or tribes may be used to purchase land
8 on which such facilities will be located: *Provided further*,
9 That not to exceed \$500,000 may be used by the Indian
10 Health Service to purchase TRANSAM equipment from
11 the Department of Defense for distribution to the Indian
12 Health Service and tribal facilities: *Provided further*, That
13 none of the funds appropriated to the Indian Health Serv-
14 ice may be used for sanitation facilities construction for
15 new homes funded with grants by the housing programs
16 of the United States Department of Housing and Urban
17 Development: *Provided further*, That not to exceed
18 \$2,700,000 from this account and the “Indian Health
19 Services” account may be used by the Indian Health Serv-
20 ice to obtain ambulances for the Indian Health Service
21 and tribal facilities in conjunction with an existing inter-
22 agency agreement between the Indian Health Service and
23 the General Services Administration: *Provided further*,
24 That not to exceed \$500,000 may be placed in a Demoli-
25 tion Fund, to remain available until expended, and be used

1 by the Indian Health Service for the demolition of Federal
2 buildings.

3 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

4 Appropriations provided in this Act to the Indian
5 Health Service shall be available for services as authorized
6 by 5 U.S.C. 3109 at rates not to exceed the per diem rate
7 equivalent to the maximum rate payable for senior-level
8 positions under 5 U.S.C. 5376; hire of passenger motor
9 vehicles and aircraft; purchase of medical equipment; pur-
10 chase of reprints; purchase, renovation and erection of
11 modular buildings and renovation of existing facilities;
12 payments for telephone service in private residences in the
13 field, when authorized under regulations approved by the
14 Secretary of Health and Human Services; uniforms or al-
15 lowances therefor as authorized by 5 U.S.C. 5901–5902;
16 and for expenses of attendance at meetings that relate to
17 the functions or activities of the Indian Health Service:
18 *Provided*, That in accordance with the provisions of the
19 Indian Health Care Improvement Act, non-Indian patients
20 may be extended health care at all tribally administered
21 or Indian Health Service facilities, subject to charges, and
22 the proceeds along with funds recovered under the Federal
23 Medical Care Recovery Act (42 U.S.C. 2651–2653) shall
24 be credited to the account of the facility providing the
25 service and shall be available without fiscal year limitation:

1 *Provided further*, That notwithstanding any other law or
2 regulation, funds transferred from the Department of
3 Housing and Urban Development to the Indian Health
4 Service shall be administered under Public Law 86–121,
5 the Indian Sanitation Facilities Act and Public Law 93–
6 638: *Provided further*, That funds appropriated to the In-
7 dian Health Service in this Act, except those used for ad-
8 ministrative and program direction purposes, shall not be
9 subject to limitations directed at curtailing Federal travel
10 and transportation: *Provided further*, That none of the
11 funds made available to the Indian Health Service in this
12 Act shall be used for any assessments or charges by the
13 Department of Health and Human Services unless identi-
14 fied in the budget justification and provided in this Act,
15 or approved by the House and Senate Committees on Ap-
16 propriations through the reprogramming process: *Pro-*
17 *vided further*, That notwithstanding any other provision
18 of law, funds previously or herein made available to a tribe
19 or tribal organization through a contract, grant, or agree-
20 ment authorized by title I or title V of the Indian Self-
21 Determination and Education Assistance Act of 1975 (25
22 U.S.C. 5321 et seq. (title I), 5381 et seq. (title V)), may
23 be deobligated and reobligated to a self-determination con-
24 tract under title I, or a self-governance agreement under
25 title V of such Act and thereafter shall remain available

1 to the tribe or tribal organization without fiscal year limi-
2 tation: *Provided further*, That none of the funds made
3 available to the Indian Health Service in this Act shall
4 be used to implement the final rule published in the Fed-
5 eral Register on September 16, 1987, by the Department
6 of Health and Human Services, relating to the eligibility
7 for the health care services of the Indian Health Service
8 until the Indian Health Service has submitted a budget
9 request reflecting the increased costs associated with the
10 proposed final rule, and such request has been included
11 in an appropriations Act and enacted into law: *Provided*
12 *further*, That with respect to functions transferred by the
13 Indian Health Service to tribes or tribal organizations, the
14 Indian Health Service is authorized to provide goods and
15 services to those entities on a reimbursable basis, includ-
16 ing payments in advance with subsequent adjustment, and
17 the reimbursements received therefrom, along with the
18 funds received from those entities pursuant to the Indian
19 Self-Determination Act, may be credited to the same or
20 subsequent appropriation account from which the funds
21 were originally derived, with such amounts to remain
22 available until expended: *Provided further*, That reim-
23 bursements for training, technical assistance, or services
24 provided by the Indian Health Service will contain total
25 costs, including direct, administrative, and overhead costs

1 associated with the provision of goods, services, or tech-
2 nical assistance: *Provided further*, That the Indian Health
3 Service may provide to civilian medical personnel serving
4 in hospitals operated by the Indian Health Service housing
5 allowances equivalent to those that would be provided to
6 members of the Commissioned Corps of the United States
7 Public Health Service serving in similar positions at such
8 hospitals: *Provided further*, That the appropriation struc-
9 ture for the Indian Health Service may not be altered
10 without advance notification to the House and Senate
11 Committees on Appropriations.

12 NATIONAL INSTITUTES OF HEALTH

13 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH

14 SCIENCES

15 For necessary expenses for the National Institute of
16 Environmental Health Sciences in carrying out activities
17 set forth in section 311(a) of the Comprehensive Environ-
18 mental Response, Compensation, and Liability Act of
19 1980 (42 U.S.C. 9660(a)) and section 126(g) of the
20 Superfund Amendments and Reauthorization Act of 1986,
21 \$78,349,000.

1 OTHER RELATED AGENCIES

2 EXECUTIVE OFFICE OF THE PRESIDENT

3 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF
4 ENVIRONMENTAL QUALITY

5 For necessary expenses to continue functions as-
6 signed to the Council on Environmental Quality and Office
7 of Environmental Quality pursuant to the National Envi-
8 ronmental Policy Act of 1969, the Environmental Quality
9 Improvement Act of 1970, and Reorganization Plan No.
10 1 of 1977, and not to exceed \$750 for official reception
11 and representation expenses, \$3,005,000: *Provided*, That
12 notwithstanding section 202 of the National Environ-
13 mental Policy Act of 1970, the Council shall consist of
14 one member, appointed by the President, by and with the
15 advice and consent of the Senate, serving as chairman and
16 exercising all powers, functions, and duties of the Council.

17 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

18 SALARIES AND EXPENSES

19 For necessary expenses in carrying out activities pur-
20 suant to section 112(r)(6) of the Clean Air Act, including
21 hire of passenger vehicles, uniforms or allowances there-
22 for, as authorized by 5 U.S.C. 5901–5902, and for serv-
23 ices authorized by 5 U.S.C. 3109 but at rates for individ-
24 uals not to exceed the per diem equivalent to the maximum
25 rate payable for senior level positions under 5 U.S.C.

1 5376, \$11,000,000: *Provided*, That the Chemical Safety
2 and Hazard Investigation Board (Board) shall have not
3 more than three career Senior Executive Service positions:
4 *Provided further*, That notwithstanding any other provi-
5 sion of law, the individual appointed to the position of In-
6 spector General of the Environmental Protection Agency
7 (EPA) shall, by virtue of such appointment, also hold the
8 position of Inspector General of the Board: *Provided fur-*
9 *ther*, That notwithstanding any other provision of law, the
10 Inspector General of the Board shall utilize personnel of
11 the Office of Inspector General of EPA in performing the
12 duties of the Inspector General of the Board, and shall
13 not appoint any individuals to positions within the Board.

14 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of Navajo and
17 Hopi Indian Relocation as authorized by Public Law 93-
18 531, \$7,400,000, to remain available until expended: *Pro-*
19 *vided*, That funds provided in this or any other appropria-
20 tions Act are to be used to relocate eligible individuals and
21 groups including evictees from District 6, Hopi-partitioned
22 lands residents, those in significantly substandard hous-
23 ing, and all others certified as eligible and not included
24 in the preceding categories: *Provided further*, That none
25 of the funds contained in this or any other Act may be

1 used by the Office of Navajo and Hopi Indian Relocation
2 to evict any single Navajo or Navajo family who, as of
3 November 30, 1985, was physically domiciled on the lands
4 partitioned to the Hopi Tribe unless a new or replacement
5 home is provided for such household: *Provided further*,
6 That no relocatee will be provided with more than one new
7 or replacement home: *Provided further*, That the Office
8 shall relocate any certified eligible relocatees who have se-
9 lected and received an approved homesite on the Navajo
10 reservation or selected a replacement residence off the
11 Navajo reservation or on the land acquired pursuant to
12 section 11 of Public Law 93–531 (88 Stat. 1716).

13 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
14 CULTURE AND ARTS DEVELOPMENT

15 PAYMENT TO THE INSTITUTE

16 For payment to the Institute of American Indian and
17 Alaska Native Culture and Arts Development, as author-
18 ized by part A of title XV of Public Law 99–498 (20
19 U.S.C. 4411 et seq.), \$9,960,000, which shall become
20 available on July 1, 2019, and shall remain available until
21 September 30, 2020.

22 SMITHSONIAN INSTITUTION

23 SALARIES AND EXPENSES

24 For necessary expenses of the Smithsonian Institu-
25 tion, as authorized by law, including research in the fields

1 of art, science, and history; development, preservation, and
2 documentation of the National Collections; presentation of
3 public exhibits and performances; collection, preparation,
4 dissemination, and exchange of information and publica-
5 tions; conduct of education, training, and museum assist-
6 ance programs; maintenance, alteration, operation, lease
7 agreements of no more than 30 years, and protection of
8 buildings, facilities, and approaches; not to exceed
9 \$100,000 for services as authorized by 5 U.S.C. 3109; and
10 purchase, rental, repair, and cleaning of uniforms for em-
11 ployees, \$739,894,000, to remain available until Sep-
12 tember 30, 2020, except as otherwise provided herein; of
13 which not to exceed \$6,917,000 for the instrumentation
14 program, collections acquisition, exhibition reinstallation,
15 and the repatriation of skeletal remains program shall re-
16 main available until expended; and including such funds
17 as may be necessary to support American overseas re-
18 search centers: *Provided*, That funds appropriated herein
19 are available for advance payments to independent con-
20 tractors performing research services or participating in
21 official Smithsonian presentations.

22 FACILITIES CAPITAL

23 For necessary expenses of repair, revitalization, and
24 alteration of facilities owned or occupied by the Smithso-
25 nian Institution, by contract or otherwise, as authorized

1 by section 2 of the Act of August 22, 1949 (63 Stat. 623),
2 and for construction, including necessary personnel,
3 \$303,503,000, to remain available until expended, of
4 which not to exceed \$10,000 shall be for services as au-
5 thorized by 5 U.S.C. 3109.

6 NATIONAL GALLERY OF ART

7 SALARIES AND EXPENSES

8 For the upkeep and operations of the National Gal-
9 lery of Art, the protection and care of the works of art
10 therein, and administrative expenses incident thereto, as
11 authorized by the Act of March 24, 1937 (50 Stat. 51),
12 as amended by the public resolution of April 13, 1939
13 (Public Resolution 9, Seventy-sixth Congress), including
14 services as authorized by 5 U.S.C. 3109; payment in ad-
15 vance when authorized by the treasurer of the Gallery for
16 membership in library, museum, and art associations or
17 societies whose publications or services are available to
18 members only, or to members at a price lower than to the
19 general public; purchase, repair, and cleaning of uniforms
20 for guards, and uniforms, or allowances therefor, for other
21 employees as authorized by law (5 U.S.C. 5901–5902);
22 purchase or rental of devices and services for protecting
23 buildings and contents thereof, and maintenance, alter-
24 ation, improvement, and repair of buildings, approaches,
25 and grounds; and purchase of services for restoration and

1 repair of works of art for the National Gallery of Art by
2 contracts made, without advertising, with individuals,
3 firms, or organizations at such rates or prices and under
4 such terms and conditions as the Gallery may deem prop-
5 er, \$144,202,000, to remain available until September 30,
6 2020, of which not to exceed \$3,620,000 for the special
7 exhibition program shall remain available until expended.

8 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

9 For necessary expenses of repair, restoration and
10 renovation of buildings, grounds and facilities owned or
11 occupied by the National Gallery of Art, by contract or
12 otherwise, for operating lease agreements of no more than
13 10 years, with no extensions or renewals beyond the 10
14 years, that address space needs created by the ongoing
15 renovations in the Master Facilities Plan, as authorized,
16 \$23,000,000, to remain available until expended: *Pro-*
17 *vided*, That contracts awarded for environmental systems,
18 protection systems, and exterior repair or renovation of
19 buildings of the National Gallery of Art may be negotiated
20 with selected contractors and awarded on the basis of con-
21 tractor qualifications as well as price.

1 JOHN F. KENNEDY CENTER FOR THE PERFORMING
2 ARTS
3 OPERATIONS AND MAINTENANCE

4 For necessary expenses for the operation, mainte-
5 nance and security of the John F. Kennedy Center for
6 the Performing Arts, \$24,490,000.

7 CAPITAL REPAIR AND RESTORATION

8 For necessary expenses for capital repair and restora-
9 tion of the existing features of the building and site of
10 the John F. Kennedy Center for the Performing Arts,
11 \$16,800,000, to remain available until expended.

12 WOODROW WILSON INTERNATIONAL CENTER FOR
13 SCHOLARS

14 SALARIES AND EXPENSES

15 For expenses necessary in carrying out the provisions
16 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
17 1356) including hire of passenger vehicles and services as
18 authorized by 5 U.S.C. 3109, \$12,000,000, to remain
19 available until September 30, 2020.

20 NATIONAL FOUNDATION ON THE ARTS AND THE
21 HUMANITIES

22 NATIONAL ENDOWMENT FOR THE ARTS
23 GRANTS AND ADMINISTRATION

24 For necessary expenses to carry out the National
25 Foundation on the Arts and the Humanities Act of 1965,

1 \$155,000,000 shall be available to the National Endow-
2 ment for the Arts for the support of projects and produc-
3 tions in the arts, including arts education and public out-
4 reach activities, through assistance to organizations and
5 individuals pursuant to section 5 of the Act, for program
6 support, and for administering the functions of the Act,
7 to remain available until expended.

8 NATIONAL ENDOWMENT FOR THE HUMANITIES

9 GRANTS AND ADMINISTRATION

10 For necessary expenses to carry out the National
11 Foundation on the Arts and the Humanities Act of 1965,
12 \$155,000,000 to remain available until expended, of which
13 \$143,700,000 shall be available for support of activities
14 in the humanities, pursuant to section 7(c) of the Act and
15 for administering the functions of the Act; and
16 \$11,300,000 shall be available to carry out the matching
17 grants program pursuant to section 10(a)(2) of the Act,
18 including \$9,100,000 for the purposes of section 7(h):
19 *Provided*, That appropriations for carrying out section
20 10(a)(2) shall be available for obligation only in such
21 amounts as may be equal to the total amounts of gifts,
22 bequests, devises of money, and other property accepted
23 by the chairman or by grantees of the National Endow-
24 ment for the Humanities under the provisions of sections
25 11(a)(2)(B) and 11(a)(3)(B) during the current and pre-

1 ceding fiscal years for which equal amounts have not pre-
2 viously been appropriated.

3 ADMINISTRATIVE PROVISIONS

4 None of the funds appropriated to the National
5 Foundation on the Arts and the Humanities may be used
6 to process any grant or contract documents which do not
7 include the text of 18 U.S.C. 1913: *Provided*, That none
8 of the funds appropriated to the National Foundation on
9 the Arts and the Humanities may be used for official re-
10 ception and representation expenses: *Provided further*,
11 That funds from nonappropriated sources may be used as
12 necessary for official reception and representation ex-
13 penses: *Provided further*, That the Chairperson of the Na-
14 tional Endowment for the Arts may approve grants of up
15 to \$10,000, if in the aggregate the amount of such grants
16 does not exceed 5 percent of the sums appropriated for
17 grantmaking purposes per year: *Provided further*, That
18 such small grant actions are taken pursuant to the terms
19 of an expressed and direct delegation of authority from
20 the National Council on the Arts to the Chairperson.

21 COMMISSION OF FINE ARTS

22 SALARIES AND EXPENSES

23 For expenses of the Commission of Fine Arts under
24 chapter 91 of title 40, United States Code, \$2,771,000:
25 *Provided*, That the Commission is authorized to charge

1 fees to cover the full costs of its publications, and such
2 fees shall be credited to this account as an offsetting col-
3 lection, to remain available until expended without further
4 appropriation: *Provided further*, That the Commission is
5 authorized to accept gifts, including objects, papers, art-
6 work, drawings and artifacts, that pertain to the history
7 and design of the Nation's Capital or the history and ac-
8 tivities of the Commission of Fine Arts, for the purpose
9 of artistic display, study, or education: *Provided further*,
10 That one-tenth of one percent of the funds provided under
11 this heading may be used for official reception and rep-
12 resentation expenses.

13 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

14 For necessary expenses as authorized by Public Law
15 99-190 (20 U.S.C. 956a), \$2,750,000.

16 ADVISORY COUNCIL ON HISTORIC PRESERVATION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Advisory Council on
19 Historic Preservation (Public Law 89-665), \$6,440,000.

20 NATIONAL CAPITAL PLANNING COMMISSION

21 SALARIES AND EXPENSES

22 For necessary expenses of the National Capital Plan-
23 ning Commission under chapter 87 of title 40, United
24 States Code, including services as authorized by 5 U.S.C.
25 3109, \$7,948,000: *Provided*, That one-quarter of 1 per-

1 cent of the funds provided under this heading may be used
2 for official reception and representational expenses associ-
3 ated with hosting international visitors engaged in the
4 planning and physical development of world capitals.

5 UNITED STATES HOLOCAUST MEMORIAL MUSEUM
6 HOLOCAUST MEMORIAL MUSEUM

7 For expenses of the Holocaust Memorial Museum, as
8 authorized by Public Law 106–292 (36 U.S.C. 2301–
9 2310), \$59,500,000, of which \$1,715,000 shall remain
10 available until September 30, 2021, for the Museum’s
11 equipment replacement program; and of which \$4,000,000
12 for the Museum’s repair and rehabilitation program and
13 \$1,500,000 for the Museum’s outreach initiatives program
14 shall remain available until expended.

15 DWIGHT D. EISENHOWER MEMORIAL COMMISSION
16 SALARIES AND EXPENSES

17 For necessary expenses of the Dwight D. Eisenhower
18 Memorial Commission, \$1,800,000, to remain available
19 until expended.

20 WOMEN’S SUFFRAGE CENTENNIAL COMMISSION

21 For necessary expenses for the Women’s Suffrage
22 Centennial Commission, as authorized by the Women’s
23 Suffrage Centennial Commission Act (section 431(a)(3) of
24 division G of Public Law 115–31), \$1,000,000, to remain
25 available until expended.

1 WORLD WAR I CENTENNIAL COMMISSION

2 SALARIES AND EXPENSES

3 Notwithstanding section 9 of the World War I Cen-
4 tennial Commission Act, as authorized by the World War
5 I Centennial Commission Act (Public Law 112–272) and
6 the Carl Levin and Howard P. “Buck” McKeon National
7 Defense Authorization Act for Fiscal Year 2015 (Public
8 Law 113–291), for necessary expenses of the World War
9 I Centennial Commission, \$7,000,000, to remain available
10 until expended: *Provided*, That in addition to the authority
11 provided by section 6(g) of such Act, the World War I
12 Commission may accept money, in-kind personnel services,
13 contractual support, or any appropriate support from any
14 executive branch agency for activities of the Commission.

15 TITLE IV

16 GENERAL PROVISIONS

17 (INCLUDING TRANSFERS OF FUNDS)

18 RESTRICTION ON USE OF FUNDS

19 SEC. 401. No part of any appropriation contained in
20 this Act shall be available for any activity or the publica-
21 tion or distribution of literature that in any way tends to
22 promote public support or opposition to any legislative
23 proposal on which Congressional action is not complete
24 other than to communicate to Members of Congress as
25 described in 18 U.S.C. 1913.

1 OBLIGATION OF APPROPRIATIONS

2 SEC. 402. No part of any appropriation contained in
3 this Act shall remain available for obligation beyond the
4 current fiscal year unless expressly so provided herein.

5 DISCLOSURE OF ADMINISTRATIVE EXPENSES

6 SEC. 403. The amount and basis of estimated over-
7 head charges, deductions, reserves or holdbacks, including
8 working capital fund and cost pool charges, from pro-
9 grams, projects, activities and subactivities to support gov-
10 ernment-wide, departmental, agency, or bureau adminis-
11 trative functions or headquarters, regional, or central op-
12 erations shall be presented in annual budget justifications
13 and subject to approval by the Committees on Appropria-
14 tions of the House of Representatives and the Senate.
15 Changes to such estimates shall be presented to the Com-
16 mittees on Appropriations for approval.

17 MINING APPLICATIONS

18 SEC. 404. (a) LIMITATION OF FUNDS.—None of the
19 funds appropriated or otherwise made available pursuant
20 to this Act shall be obligated or expended to accept or
21 process applications for a patent for any mining or mill
22 site claim located under the general mining laws.

23 (b) EXCEPTIONS.—Subsection (a) shall not apply if
24 the Secretary of the Interior determines that, for the claim
25 concerned (1) a patent application was filed with the Sec-

1 retary on or before September 30, 1994; and (2) all re-
2 quirements established under sections 2325 and 2326 of
3 the Revised Statutes (30 U.S.C. 29 and 30) for vein or
4 lode claims, sections 2329, 2330, 2331, and 2333 of the
5 Revised Statutes (30 U.S.C. 35, 36, and 37) for placer
6 claims, and section 2337 of the Revised Statutes (30
7 U.S.C. 42) for mill site claims, as the case may be, were
8 fully complied with by the applicant by that date.

9 (c) REPORT.—On September 30, 2020, the Secretary
10 of the Interior shall file with the House and Senate Com-
11 mittees on Appropriations and the Committee on Natural
12 Resources of the House and the Committee on Energy and
13 Natural Resources of the Senate a report on actions taken
14 by the Department under the plan submitted pursuant to
15 section 314(c) of the Department of the Interior and Re-
16 lated Agencies Appropriations Act, 1997 (Public Law
17 104–208).

18 (d) MINERAL EXAMINATIONS.—In order to process
19 patent applications in a timely and responsible manner,
20 upon the request of a patent applicant, the Secretary of
21 the Interior shall allow the applicant to fund a qualified
22 third-party contractor to be selected by the Director of the
23 Bureau of Land Management to conduct a mineral exam-
24 ination of the mining claims or mill sites contained in a
25 patent application as set forth in subsection (b). The Bu-

1 reau of Land Management shall have the sole responsi-
2 bility to choose and pay the third-party contractor in ac-
3 cordance with the standard procedures employed by the
4 Bureau of Land Management in the retention of third-
5 party contractors.

6 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

7 SEC. 405. Sections 405 and 406 of division F of the
8 Consolidated and Further Continuing Appropriations Act,
9 2015 (Public Law 113–235) shall continue in effect in fis-
10 cal year 2019.

11 CONTRACT SUPPORT COSTS, FISCAL YEAR 2019

12 LIMITATION

13 SEC. 406. Amounts provided by this Act for fiscal
14 year 2019 under the headings “Department of Health and
15 Human Services, Indian Health Service, Contract Support
16 Costs” and “Department of the Interior, Bureau of Indian
17 Affairs and Bureau of Indian Education, Contract Sup-
18 port Costs” are the only amounts available for contract
19 support costs arising out of self-determination or self-gov-
20 ernance contracts, grants, compacts, or annual funding
21 agreements for fiscal year 2019 with the Bureau of Indian
22 Affairs or the Indian Health Service: *Provided*, That such
23 amounts provided by this Act are not available for pay-
24 ment of claims for contract support costs for prior years,

1 or for repayments of payments for settlements or judg-
2 ments awarding contract support costs for prior years.

3 FOREST MANAGEMENT PLANS

4 SEC. 407. The Secretary of Agriculture shall not be
5 considered to be in violation of subparagraph 6(f)(5)(A)
6 of the Forest and Rangeland Renewable Resources Plan-
7 ning Act of 1974 (16 U.S.C. 1604(f)(5)(A)) solely because
8 more than 15 years have passed without revision of the
9 plan for a unit of the National Forest System. Nothing
10 in this section exempts the Secretary from any other re-
11 quirement of the Forest and Rangeland Renewable Re-
12 sources Planning Act (16 U.S.C. 1600 et seq.) or any
13 other law: *Provided*, That if the Secretary is not acting
14 expeditiously and in good faith, within the funding avail-
15 able, to revise a plan for a unit of the National Forest
16 System, this section shall be void with respect to such plan
17 and a court of proper jurisdiction may order completion
18 of the plan on an accelerated basis.

19 PROHIBITION WITHIN NATIONAL MONUMENTS

20 SEC. 408. No funds provided in this Act may be ex-
21 pended to conduct preleasing, leasing and related activities
22 under either the Mineral Leasing Act (30 U.S.C. 181 et
23 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.
24 1331 et seq.) within the boundaries of a National Monu-
25 ment established pursuant to the Act of June 8, 1906 (16

1 be made available to domestic processors in the contiguous
2 48 United States at prevailing domestic prices. All addi-
3 tional western red cedar volume not sold to Alaska or con-
4 tiguous 48 United States domestic processors may be ex-
5 ported to foreign markets at the election of the timber sale
6 holder. All Alaska yellow cedar may be sold at prevailing
7 export prices at the election of the timber sale holder.

8 PROHIBITION ON NO-BID CONTRACTS

9 SEC. 411. None of the funds appropriated or other-
10 wise made available by this Act to executive branch agen-
11 cies may be used to enter into any Federal contract unless
12 such contract is entered into in accordance with the re-
13 quirements of Chapter 33 of title 41, United States Code,
14 or Chapter 137 of title 10, United States Code, and the
15 Federal Acquisition Regulation, unless—

16 (1) Federal law specifically authorizes a con-
17 tract to be entered into without regard for these re-
18 quirements, including formula grants for States, or
19 federally recognized Indian tribes; or

20 (2) such contract is authorized by the Indian
21 Self-Determination and Education Assistance Act
22 (Public Law 93–638, 25 U.S.C. 450 et seq.) or by
23 any other Federal laws that specifically authorize a
24 contract within an Indian tribe as defined in section
25 4(e) of that Act (25 U.S.C. 450b(e)); or

1 (3) such contract was awarded prior to the date
2 of enactment of this Act.

3 POSTING OF REPORTS

4 SEC. 412. (a) Any agency receiving funds made avail-
5 able in this Act, shall, subject to subsections (b) and (c),
6 post on the public website of that agency any report re-
7 quired to be submitted by the Congress in this or any
8 other Act, upon the determination by the head of the agen-
9 cy that it shall serve the national interest.

10 (b) Subsection (a) shall not apply to a report if—

11 (1) the public posting of the report com-
12 promises national security; or

13 (2) the report contains proprietary information.

14 (c) The head of the agency posting such report shall
15 do so only after such report has been made available to
16 the requesting Committee or Committees of Congress for
17 no less than 45 days.

18 NATIONAL ENDOWMENT FOR THE ARTS GRANT

19 GUIDELINES

20 SEC. 413. Of the funds provided to the National En-
21 dowment for the Arts—

22 (1) The Chairperson shall only award a grant
23 to an individual if such grant is awarded to such in-
24 dividual for a literature fellowship, National Herit-

1 age Fellowship, or American Jazz Masters Fellow-
2 ship.

3 (2) The Chairperson shall establish procedures
4 to ensure that no funding provided through a grant,
5 except a grant made to a State or local arts agency,
6 or regional group, may be used to make a grant to
7 any other organization or individual to conduct ac-
8 tivity independent of the direct grant recipient.
9 Nothing in this subsection shall prohibit payments
10 made in exchange for goods and services.

11 (3) No grant shall be used for seasonal support
12 to a group, unless the application is specific to the
13 contents of the season, including identified programs
14 or projects.

15 NATIONAL ENDOWMENT FOR THE ARTS PROGRAM

16 PRIORITIES

17 SEC. 414. (a) In providing services or awarding fi-
18 nancial assistance under the National Foundation on the
19 Arts and the Humanities Act of 1965 from funds appro-
20 priated under this Act, the Chairperson of the National
21 Endowment for the Arts shall ensure that priority is given
22 to providing services or awarding financial assistance for
23 projects, productions, workshops, or programs that serve
24 underserved populations.

25 (b) In this section:

1 (1) The term “underserved population” means
2 a population of individuals, including urban minori-
3 ties, who have historically been outside the purview
4 of arts and humanities programs due to factors such
5 as a high incidence of income below the poverty line
6 or to geographic isolation.

7 (2) The term “poverty line” means the poverty
8 line (as defined by the Office of Management and
9 Budget, and revised annually in accordance with sec-
10 tion 673(2) of the Community Services Block Grant
11 Act (42 U.S.C. 9902(2))) applicable to a family of
12 the size involved.

13 (c) In providing services and awarding financial as-
14 sistance under the National Foundation on the Arts and
15 Humanities Act of 1965 with funds appropriated by this
16 Act, the Chairperson of the National Endowment for the
17 Arts shall ensure that priority is given to providing serv-
18 ices or awarding financial assistance for projects, produc-
19 tions, workshops, or programs that will encourage public
20 knowledge, education, understanding, and appreciation of
21 the arts.

22 (d) With funds appropriated by this Act to carry out
23 section 5 of the National Foundation on the Arts and Hu-
24 manities Act of 1965—

1 (1) the Chairperson shall establish a grant cat-
2 egory for projects, productions, workshops, or pro-
3 grams that are of national impact or availability or
4 are able to tour several States;

5 (2) the Chairperson shall not make grants ex-
6 ceeding 15 percent, in the aggregate, of such funds
7 to any single State, excluding grants made under the
8 authority of paragraph (1);

9 (3) the Chairperson shall report to the Con-
10 gress annually and by State, on grants awarded by
11 the Chairperson in each grant category under sec-
12 tion 5 of such Act; and

13 (4) the Chairperson shall encourage the use of
14 grants to improve and support community-based
15 music performance and education.

16 STATUS OF BALANCES OF APPROPRIATIONS

17 SEC. 415. The Department of the Interior, the Envi-
18 ronmental Protection Agency, the Forest Service, and the
19 Indian Health Service shall provide the Committees on
20 Appropriations of the House of Representatives and Sen-
21 ate quarterly reports on the status of balances of appro-
22 priations including all uncommitted, committed, and unob-
23 ligated funds in each program and activity.

1 PROHIBITION ON USE OF FUNDS

2 SEC. 416. Notwithstanding any other provision of
3 law, none of the funds made available in this Act or any
4 other Act may be used to promulgate or implement any
5 regulation requiring the issuance of permits under title V
6 of the Clean Air Act (42 U.S.C. 7661 et seq.) for carbon
7 dioxide, nitrous oxide, water vapor, or methane emissions
8 resulting from biological processes associated with live-
9 stock production.

10 GREENHOUSE GAS REPORTING RESTRICTIONS

11 SEC. 417. Notwithstanding any other provision of
12 law, none of the funds made available in this or any other
13 Act may be used to implement any provision in a rule,
14 if that provision requires mandatory reporting of green-
15 house gas emissions from manure management systems.

16 FUNDING PROHIBITION

17 SEC. 418. None of the funds made available by this
18 or any other Act may be used to regulate the lead content
19 of ammunition, ammunition components, or fishing tackle
20 under the Toxic Substances Control Act (15 U.S.C. 2601
21 et seq.) or any other law.

22 CONTRACTING AUTHORITIES

23 SEC. 419. Section 412 of Division E of Public Law
24 112–74 is amended by striking “fiscal year 2019” and in-
25 serting “fiscal year 2020”.

1 EXTENSION OF GRAZING PERMITS

2 SEC. 420. The terms and conditions of section 325
3 of Public Law 108–108 (117 Stat. 1307), regarding graz-
4 ing permits issued by the Forest Service on any lands not
5 subject to administration under section 402 of the Federal
6 Lands Policy and Management Act (43 U.S.C. 1752),
7 shall remain in effect for fiscal year 2019.

8 FUNDING PROHIBITION

9 SEC. 421. (a) None of the funds made available in
10 this Act may be used to maintain or establish a computer
11 network unless such network is designed to block access
12 to pornography websites.

13 (b) Nothing in subsection (a) shall limit the use of
14 funds necessary for any Federal, State, tribal, or local law
15 enforcement agency or any other entity carrying out crimi-
16 nal investigations, prosecution, or adjudication activities.

17 FOREST SERVICE FACILITY REALIGNMENT AND
18 ENHANCEMENT ACT

19 SEC. 422. Section 503(f) of the Forest Service Facil-
20 ity Realignment and Enhancement Act of 2005 (16 U.S.C.
21 580d note; Public Law 109–54) is amended by striking
22 “2018” and inserting “2019”.

23 USE OF AMERICAN IRON AND STEEL

24 SEC. 423. (a)(1) None of the funds made available
25 by a State water pollution control revolving fund as au-

1 thorized by section 1452 of the Safe Drinking Water Act
2 (42 U.S.C. 300j-12) shall be used for a project for the
3 construction, alteration, maintenance, or repair of a public
4 water system or treatment works unless all of the iron and
5 steel products used in the project are produced in the
6 United States.

7 (2) In this section, the term “iron and steel” products
8 means the following products made primarily of iron or
9 steel: lined or unlined pipes and fittings, manhole covers
10 and other municipal castings, hydrants, tanks, flanges,
11 pipe clamps and restraints, valves, structural steel, rein-
12 forced precast concrete, and construction materials.

13 (b) Subsection (a) shall not apply in any case or cat-
14 egory of cases in which the Administrator of the Environ-
15 mental Protection Agency (in this section referred to as
16 the “Administrator”) finds that—

17 (1) applying subsection (a) would be incon-
18 sistent with the public interest;

19 (2) iron and steel products are not produced in
20 the United States in sufficient and reasonably avail-
21 able quantities and of a satisfactory quality; or

22 (3) inclusion of iron and steel products pro-
23 duced in the United States will increase the cost of
24 the overall project by more than 25 percent.

1 (c) If the Administrator receives a request for a waiv-
2 er under this section, the Administrator shall make avail-
3 able to the public on an informal basis a copy of the re-
4 quest and information available to the Administrator con-
5 cerning the request, and shall allow for informal public
6 input on the request for at least 15 days prior to making
7 a finding based on the request. The Administrator shall
8 make the request and accompanying information available
9 by electronic means, including on the official public Inter-
10 net Web site of the Environmental Protection Agency.

11 (d) This section shall be applied in a manner con-
12 sistent with United States obligations under international
13 agreements.

14 (e) The Administrator may retain up to 0.25 percent
15 of the funds appropriated in this Act for the Clean and
16 Drinking Water State Revolving Funds for carrying out
17 the provisions described in subsection (a)(1) for manage-
18 ment and oversight of the requirements of this section.

19 MIDWAY ISLAND

20 SEC. 424. None of the funds made available by this
21 Act may be used to destroy any buildings or structures
22 on Midway Island that have been recommended by the
23 United States Navy for inclusion in the National Register
24 of Historic Places (54 U.S.C. 302101).

1 JOHN F. KENNEDY CENTER REAUTHORIZATION

2 SEC. 425. Section 13 of the John F. Kennedy Center
3 Act (20 U.S.C. 76r) is amended by striking subsections
4 (a) and (b) and inserting the following:

5 “(a) MAINTENANCE, REPAIR, AND SECURITY.—
6 There is authorized to be appropriated to the Board to
7 carry out section 4(a)(1)(H), \$24,490,000 for fiscal year
8 2019.

9 “(b) CAPITAL PROJECTS.—There is authorized to be
10 appropriated to the Board to carry out subparagraphs (F)
11 and (G) of section 4(a)(1), \$16,800,000 for fiscal year
12 2019.”.

13 LOCAL COOPERATOR TRAINING AGREEMENTS AND TRANS-
14 FERS OF EXCESS EQUIPMENT AND SUPPLIES FOR
15 WILDFIRES

16 SEC. 426. The Secretary of the Interior is authorized
17 to enter into grants and cooperative agreements with vol-
18 unteer fire departments, rural fire departments, rangeland
19 fire protection associations, and similar organizations to
20 provide for wildland fire training and equipment, including
21 supplies and communication devices. Notwithstanding
22 121(c) of title 40, United States Code, or section 521 of
23 title 40, United States Code, the Secretary is further au-
24 thorized to transfer title to excess Department of the Inte-
25 rior firefighting equipment no longer needed to carry out

1 the functions of the Department’s wildland fire manage-
2 ment program to such organizations.

3 INFRASTRUCTURE

4 SEC. 427. (a) For an additional amount for “Envi-
5 ronmental Protection Agency—Hazardous Substance
6 Superfund”, \$43,000,000, of which \$38,000,000 shall be
7 for the Superfund Remedial program and \$5,000,000
8 shall be for the Superfund Emergency Response and Re-
9 moval program, to remain available until expended, con-
10 sisting of such sums as are available in the Trust Fund
11 on September 30, 2018, as authorized by section 517(a)
12 of the Superfund Amendments and Reauthorization Act
13 of 1986 (SARA) and up to \$43,000,000 as a payment
14 from general revenues to the Hazardous Substance Super-
15 fund for purposes as authorized by section 517(b) of
16 SARA.

17 (b) For an additional amount for “Environmental
18 Protection Agency—State and Tribal Assistance Grants,”
19 for environmental programs and infrastructure assistance,
20 including capitalization grants for State revolving funds
21 and performance partnership grants, \$670,000,000 to re-
22 main available until expended, of which—

23 (1) \$300,000,000 shall be for making capital-
24 ization grants for the Clean Water State Revolving
25 Funds under title VI of the Federal Water Pollution

1 Control Act; and of which \$300,000,000 shall be for
2 making capitalization grants for the Drinking Water
3 State Revolving Funds under section 1452 of the
4 Safe Drinking Water Act;

5 (2) \$30,000,000 shall be for grants for small
6 and disadvantaged communities authorized in sec-
7 tion 2104 of the Water Infrastructure Improvements
8 for the Nation Act (Public Law 114–322);

9 (3) \$25,000,000 shall be for grants for lead
10 testing in school and child care program drinking
11 water authorized in section 2107 of the Water Infra-
12 structure Improvements for the Nation Act (Public
13 Law 114–322);

14 (4) \$15,000,000 shall be for grants for reduc-
15 ing lead in drinking water authorized in section
16 2105 of the Water Infrastructure Improvements for
17 the Nation Act (Public Law 114–322).

18 (c) For an additional amount for “Environmental
19 Protection Agency—Water Infrastructure Finance and In-
20 novation Program Account”, \$53,000,000, to remain
21 available until expended, for the cost of direct loans, for
22 the cost of guaranteed loans, and for administrative ex-
23 penses to carry out the direct and guaranteed loan pro-
24 grams, of which \$3,000,000, to remain available until Sep-
25 tember 30, 2020, may be used for such administrative ex-

1 penses: *Provided*, That these additional funds are available
2 to subsidize gross obligations for the principal amount of
3 direct loans, including capitalized interest, and total loan
4 principal, including capitalized interest, any part of which
5 is to be guaranteed, not to exceed \$6,100,000,000.

6 POLICIES RELATING TO BIOMASS ENERGY

7 SEC. 428. To support the key role that forests in the
8 United States can play in addressing the energy needs of
9 the United States, the Secretary of Energy, the Secretary
10 of Agriculture, and the Administrator of the Environ-
11 mental Protection Agency shall, consistent with their mis-
12 sions, jointly—

13 (1) ensure that Federal policy relating to forest
14 bioenergy—

15 (A) is consistent across all Federal depart-
16 ments and agencies; and

17 (B) recognizes the full benefits of the use
18 of forest biomass for energy, conservation, and
19 responsible forest management; and

20 (2) establish clear and simple policies for the
21 use of forest biomass as an energy solution, includ-
22 ing policies that—

23 (A) reflect the carbon-neutrality of forest
24 bioenergy and recognize biomass as a renewable
25 energy source, provided the use of forest bio-

1 mass for energy production does not cause con-
2 version of forests to non-forest use;

3 (B) encourage private investment through-
4 out the forest biomass supply chain, including
5 in—

6 (i) working forests;

7 (ii) harvesting operations;

8 (iii) forest improvement operations;

9 (iv) forest bioenergy production;

10 (v) wood products manufacturing; or

11 (vi) paper manufacturing;

12 (C) encourage forest management to im-
13 prove forest health; and

14 (D) recognize State initiatives to produce
15 and use forest biomass.

16 CLARIFICATION OF EXEMPTIONS

17 SEC. 429. None of the funds made available in this
18 Act may be used to require a permit for the discharge
19 of dredged or fill material under the Federal Water Pollu-
20 tion Control Act (33 U.S.C. 1251 et seq.) for the activities
21 identified in subparagraphs (A) and (C) of section
22 404(f)(1) of the Act (33 U.S.C. 1344(f)(1)(A), (C)).

23 SMALL REMOTE INCINERATORS

24 SEC. 430. None of the funds made available in this
25 Act may be used to implement or enforce the regulation

1 issued on March 21, 2011 at 40 CFR part 60 subparts
2 CCCC and DDDD with respect to units in the State of
3 Alaska that are defined as “small, remote incinerator”
4 units in those regulations and, until a subsequent regula-
5 tion is issued, the Administrator shall implement the law
6 and regulations in effect prior to such date.

7 RECREATION FEES

8 SEC. 431. Section 810 of the Federal Lands Recre-
9 ation Enhancement Act (16 U.S.C. 6809) shall be applied
10 by substituting “October 1, 2020” for “September 30,
11 2019”.

12 SEC. 432. (a) None of the funds appropriated or oth-
13 erwise made available under this Act may be used by the
14 Department of the Interior, the Environmental Protection
15 Agency, the Forest Service, the Indian Health Service, or
16 the Smithsonian Institution to acquire telecommunications
17 equipment produced by Huawei Technologies Company,
18 ZTE Corporation or a high-impact or moderate-impact in-
19 formation system, as defined for security categorization in
20 the National Institute of Standards and Technology’s
21 (NIST) Federal Information Processing Standard Publi-
22 cation 199, “Standards for Security Categorization of
23 Federal Information and Information Systems” unless the
24 agency has—

1 (1) reviewed the supply chain risk for the infor-
2 mation systems against criteria developed by NIST
3 to inform acquisition decisions for high-impact and
4 moderate-impact information systems within the
5 Federal Government;

6 (2) reviewed the supply chain risk from the pre-
7 sumptive awardee against available and relevant
8 threat information provided by the Federal Bureau
9 of Investigation and other appropriate agencies; and

10 (3) in consultation with the Federal Bureau of
11 Investigation or other appropriate Federal entity,
12 conducted an assessment of any risk of cyber-espio-
13 nage or sabotage associated with the acquisition of
14 such system, including any risk associated with such
15 system being produced, manufactured, or assembled
16 by one or more entities identified by the United
17 States Government as posing a cyber threat, includ-
18 ing but not limited to, those that may be owned, di-
19 rected, or subsidized by the People's Republic of
20 China, the Islamic Republic of Iran, the Democratic
21 People's Republic of Korea, or the Russian Federa-
22 tion.

23 (b) None of the funds appropriated or otherwise
24 made available under this Act may be used to acquire a
25 high-impact or moderate impact information system re-

1 viewed and assessed under subsection (a) unless the head
2 of the assessing entity described in subsection (a) has—

3 (1) developed, in consultation with NIST and
4 supply chain risk management experts, a mitigation
5 strategy for any identified risks;

6 (2) determined, in consultation with NIST and
7 the Federal Bureau of Investigation, that the acqui-
8 sition of such system is in the vital national security
9 interest of the United States; and

10 (3) reported that determination to the Commit-
11 tees on Appropriations of the House of Representa-
12 tives and the Senate in a manner that identifies the
13 system intended for acquisition and a detailed de-
14 scription of the mitigation strategies identified in
15 (1), provided that such report may include a classi-
16 fied annex as necessary.

17 SEC. 433. Within available funds, not later than 180
18 days after the date of enactment of this Act, the Comp-
19 troller General of the United States shall issue a report
20 on efforts by the Department of Housing and Urban De-
21 velopment and the Environmental Protection Agency re-
22 lating to the removal of lead-based paint and other haz-
23 ardous materials, which shall include—

1 (1) a description of direct removal efforts by
2 the Department of Housing and Urban Development
3 and the Environmental Protection Agency;

4 (2) a description of education provided by the
5 Department of Housing and Urban Development
6 and the Environmental Protection Agency to other
7 Federal agencies, local governments and commu-
8 nities, recipients of grants made by either entity,
9 and the general public relating to the removal of
10 lead-based paint and other hazardous materials;

11 (3) a description of assistance received from
12 other Federal agencies relating to the removal of
13 lead-based paint and other hazardous materials; and

14 (4) any best practices developed or provided by
15 the Department of Housing and Urban Development
16 and the Environmental Protection Agency relating
17 to the removal of lead-based paint and other haz-
18 ardous materials.

19 SEC. 434. (a) Within available funds for the National
20 Forest System, the Secretary of Agriculture shall conduct
21 an inventory and evaluation of certain land, as generally
22 depicted on the map entitled “Flatside Wilderness Adja-
23 cent Inventory Areas” and dated November 30, 2017, to
24 determine the suitability of that land for inclusion in the
25 National Wilderness Preservation System.

1 (b) The Chief of the Forest Service shall submit to
2 the Committees on Agriculture, Nutrition, and Forestry,
3 Appropriations, and Energy and Natural Resources of the
4 Senate the results of the inventory and evaluation required
5 under subsection (a).

6 ADDRESSING PEDIATRIC CANCER RATES IN THE UNITED
7 STATES

8 SEC. 435. (a) REPORT IDENTIFYING GEOGRAPHIC
9 VARIATION OF TYPES OF PEDIATRIC CANCER.—Using
10 funds appropriated under the heading “Toxic Substances
11 and Environmental Health” for the Agency for Toxic Sub-
12 stances and Disease Registry, the Secretary of Health and
13 Human Services, not later than 180 days after the date
14 of enactment of this Act, shall submit to the Committee
15 on Health, Education, Labor, and Pensions of the Senate,
16 the Committee on Appropriations of the Senate, the Com-
17 mittee on Energy and Commerce of the House of Rep-
18 resentatives, and the Committee on Appropriations of the
19 House of Representatives, a report that provides details
20 on the geographic variation in pediatric cancer incidence
21 in the United States, including—

22 (1) the types of pediatric cancer within each of
23 the 10 States with the highest age-adjusted inci-
24 dence rate of cancer among persons aged 20 years
25 or younger;

1 (2) geographic concentrations of types and
2 prevalence of pediatric cancers within each such
3 State, in accordance with Centers for Disease Con-
4 trol and Prevention guidelines; and

5 (3) an update on current activities related to
6 pediatric cancer, including with respect to carrying
7 out section 399V–6 of the Public Health Service Act
8 (42 U.S.C. 280g–17).

9 (b) SUPPORT FOR STATES WITH HIGH INCIDENCE
10 OF PEDIATRIC CANCER.—Using funds appropriated under
11 the heading “Toxic Substances and Environmental Public
12 Health” for the Agency for Toxic Substances and Disease
13 Registry, the Secretary of Health and Human Services
14 may conduct public outreach, in collaboration with State
15 departments of health, particularly in the 10 States with
16 the highest age-adjusted incidence rate of cancer among
17 persons aged 20 years or younger, to improve awareness
18 by residents, clinicians, and others, as appropriate, of pos-
19 sible contributing factors to pediatric cancer, including en-
20 vironmental exposures, in a manner that is complementary
21 of, and does not conflict with, ongoing pediatric cancer-
22 related activities supported by the Department of Health
23 and Human Services.

24 (c) PRIVACY.—The Secretary of Health and Human
25 Services shall ensure that all information with respect to

1 patients that is contained in the reports under this section
2 is de-identified and protects personal privacy of such pa-
3 tients in accordance with applicable Federal and State pri-
4 vacy law.

5 This division may be cited as the “Department of the
6 Interior, Environment, and Related Agencies Appropria-
7 tions Act, 2019”.

8 **DIVISION B—FINANCIAL SERV-**
9 **ICES AND GENERAL GOVERN-**
10 **MENT APPROPRIATIONS ACT,**
11 **2019**

12 That the following sums are appropriated, out of any
13 money in the Treasury not otherwise appropriated, for fi-
14 nancial services and general government for the fiscal year
15 ending September 30, 2019, and for other purposes,
16 namely:

17 TITLE I

18 DEPARTMENT OF THE TREASURY

19 DEPARTMENTAL OFFICES

20 SALARIES AND EXPENSES

21 For necessary expenses of the Departmental Offices
22 including operation and maintenance of the Treasury
23 Building and Freedman’s Bank Building; hire of pas-
24 senger motor vehicles; maintenance, repairs, and improve-
25 ments of, and purchase of commercial insurance policies

1 for, real properties leased or owned overseas, when nec-
2 essary for the performance of official business; executive
3 direction program activities; international affairs and eco-
4 nomic policy activities; domestic finance and tax policy ac-
5 tivities, including technical assistance to Puerto Rico; and
6 Treasury-wide management policies and programs activi-
7 ties, \$208,751,000: *Provided*, That of the amount appro-
8 priated under this heading—

9 (1) not to exceed \$700,000 is for official recep-
10 tion and representation expenses, of which necessary
11 amounts shall be available for expenses to support
12 activities of the Financial Action Task Force, and
13 not to exceed \$350,000 shall be for other official re-
14 ception and representation expenses;

15 (2) not to exceed \$258,000 is for unforeseen
16 emergencies of a confidential nature to be allocated
17 and expended under the direction of the Secretary of
18 the Treasury and to be accounted for solely on the
19 Secretary's certificate; and

20 (3) not to exceed \$24,000,000 shall remain
21 available until September 30, 2020, for—

22 (A) the Treasury-wide Financial Statement
23 Audit and Internal Control Program;

24 (B) information technology modernization
25 requirements;

1 (C) the audit, oversight, and administra-
2 tion of the Gulf Coast Restoration Trust Fund;

3 (D) the development and implementation
4 of programs within the Office of Critical Infra-
5 structure Protection and Compliance Policy, in-
6 cluding entering into cooperative agreements;

7 (E) operations and maintenance of facili-
8 ties; and

9 (F) international operations.

10 OFFICE OF TERRORISM AND FINANCIAL INTELLIGENCE

11 SALARIES AND EXPENSES

12 For the necessary expenses of the Office of Terrorism
13 and Financial Intelligence to safeguard the financial sys-
14 tem against illicit use and to combat rogue nations, ter-
15 rorist facilitators, weapons of mass destruction
16 proliferators, money launderers, drug kingpins, and other
17 national security threats, \$159,000,000: *Provided*, That of
18 the amount appropriated under this heading: (1) up to
19 \$33,500,000 may be transferred to the Departmental Of-
20 fices Salaries and Expenses appropriation and shall be
21 available for administrative support to the Office of Ter-
22 rorism and Financial Intelligence; and (2) up to
23 \$10,000,000 shall remain available until September 30,
24 2020: *Provided further*, That of the amount appropriated
25 under this heading, not less than \$1,000,000 shall be used

1 to support and augment new and ongoing investigations
2 into the illicit trade of synthetic opioids, particularly
3 fentanyl and its analogues, originating from the People's
4 Republic of China: *Provided further*, That not later than
5 180 days after the date of the enactment of this Act, the
6 Secretary of the Treasury, in coordination with the Ad-
7 ministrator of the Drug Enforcement Administration and
8 the heads of other Federal agencies, as appropriate, shall
9 submit a comprehensive report (which shall be submitted
10 in unclassified form, but may include a classified annex)
11 summarizing efforts by actors in the People's Republic of
12 China to subvert United States laws and to supply illicit
13 synthetic opioids to persons in the United States, includ-
14 ing up-to-date estimates of the scale of illicit synthetic
15 opioids flows from the People's Republic of China, to the
16 Committee on Appropriations, the Committee on Home-
17 land Security, and the Committee on Financial Services
18 of the House of Representatives and the Committee on
19 Appropriations, the Committee on Homeland Security and
20 Governmental Affairs, and the Committee on Banking,
21 Housing, and Urban Affairs of the Senate.

22 CYBERSECURITY ENHANCEMENT ACCOUNT

23 For salaries and expenses for enhanced cybersecurity
24 for systems operated by the Department of the Treasury,
25 \$25,208,000, to remain available until September 30,

1 2021: *Provided*, That such funds shall supplement and not
2 supplant any other amounts made available to the Treas-
3 ury offices and bureaus for cybersecurity: *Provided fur-*
4 *ther*, That the Chief Information Officer of the individual
5 offices and bureaus shall submit a spend plan for each
6 investment to the Treasury Chief Information Officer for
7 approval: *Provided further*, That the submitted spend plan
8 shall be reviewed and approved by the Treasury Chief In-
9 formation Officer prior to the obligation of funds under
10 this heading: *Provided further*, That of the total amount
11 made available under this heading \$1,000,000 shall be
12 available for administrative expenses for the Treasury
13 Chief Information Officer to provide oversight of the in-
14 vestments made under this heading: *Provided further*,
15 That such funds shall supplement and not supplant any
16 other amounts made available to the Treasury Chief Infor-
17 mation Officer.

18 DEPARTMENT-WIDE SYSTEMS AND CAPITAL

19 INVESTMENTS PROGRAMS

20 (INCLUDING TRANSFER OF FUNDS)

21 For development and acquisition of automatic data
22 processing equipment, software, and services and for re-
23 pairs and renovations to buildings owned by the Depart-
24 ment of the Treasury, \$4,000,000, to remain available
25 until September 30, 2021: *Provided*, That these funds

1 shall be transferred to accounts and in amounts as nec-
2 essary to satisfy the requirements of the Department's of-
3 fices, bureaus, and other organizations: *Provided further,*
4 That this transfer authority shall be in addition to any
5 other transfer authority provided in this Act: *Provided fur-*
6 *ther,* That none of the funds appropriated under this head-
7 ing shall be used to support or supplement "Internal Rev-
8 enue Service, Operations Support" or "Internal Revenue
9 Service, Business Systems Modernization".

10 OFFICE OF INSPECTOR GENERAL

11 SALARIES AND EXPENSES

12 For necessary expenses of the Office of Inspector
13 General in carrying out the provisions of the Inspector
14 General Act of 1978, \$37,044,000, including hire of pas-
15 senger motor vehicles; of which not to exceed \$100,000
16 shall be available for unforeseen emergencies of a con-
17 fidential nature, to be allocated and expended under the
18 direction of the Inspector General of the Treasury; of
19 which up to \$2,800,000 to remain available until Sep-
20 tember 30, 2020, shall be for audits and investigations
21 conducted pursuant to section 1608 of the Resources and
22 Ecosystems Sustainability, Tourist Opportunities, and Re-
23 vived Economies of the Gulf Coast States Act of 2012 (33
24 U.S.C. 1321 note); and of which not to exceed \$1,000

1 shall be available for official reception and representation
2 expenses.

3 TREASURY INSPECTOR GENERAL FOR TAX

4 ADMINISTRATION

5 SALARIES AND EXPENSES

6 For necessary expenses of the Treasury Inspector
7 General for Tax Administration in carrying out the In-
8 spector General Act of 1978, as amended, including pur-
9 chase and hire of passenger motor vehicles (31 U.S.C.
10 1343(b)); and services authorized by 5 U.S.C. 3109, at
11 such rates as may be determined by the Inspector General
12 for Tax Administration; \$169,634,000, of which
13 \$5,000,000 shall remain available until September 30,
14 2020; of which not to exceed \$6,000,000 shall be available
15 for official travel expenses; of which not to exceed
16 \$500,000 shall be available for unforeseen emergencies of
17 a confidential nature, to be allocated and expended under
18 the direction of the Inspector General for Tax Administra-
19 tion; and of which not to exceed \$1,500 shall be available
20 for official reception and representation expenses.

21 SPECIAL INSPECTOR GENERAL FOR THE TROUBLED

22 ASSET RELIEF PROGRAM

23 SALARIES AND EXPENSES

24 For necessary expenses of the Office of the Special
25 Inspector General in carrying out the provisions of the

1 Emergency Economic Stabilization Act of 2008 (Public
2 Law 110–343), \$17,500,000.

3 FINANCIAL CRIMES ENFORCEMENT NETWORK

4 SALARIES AND EXPENSES

5 For necessary expenses of the Financial Crimes En-
6 forcement Network, including hire of passenger motor ve-
7 hicles; travel and training expenses of non-Federal and
8 foreign government personnel to attend meetings and
9 training concerned with domestic and foreign financial in-
10 telligence activities, law enforcement, and financial regula-
11 tion; services authorized by 5 U.S.C. 3109; not to exceed
12 \$10,000 for official reception and representation expenses;
13 and for assistance to Federal law enforcement agencies,
14 with or without reimbursement, \$117,800,000, of which
15 not to exceed \$34,335,000 shall remain available until
16 September 30, 2021.

17 BUREAU OF THE FISCAL SERVICE

18 SALARIES AND EXPENSES

19 For necessary expenses of operations of the Bureau
20 of the Fiscal Service, \$338,280,000; of which not to ex-
21 ceed \$4,210,000, to remain available until September 30,
22 2021, is for information systems modernization initiatives;
23 and of which \$5,000 shall be available for official reception
24 and representation expenses.

1 In addition, \$165,000, to be derived from the Oil
2 Spill Liability Trust Fund to reimburse administrative
3 and personnel expenses for financial management of the
4 Fund, as authorized by section 1012 of Public Law 101–
5 380.

6 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

7 SALARIES AND EXPENSES

8 For necessary expenses of carrying out section 1111
9 of the Homeland Security Act of 2002, including hire of
10 passenger motor vehicles, \$111,439,000; of which not to
11 exceed \$6,000 for official reception and representation ex-
12 penses; not to exceed \$50,000 for cooperative research and
13 development programs for laboratory services; and provi-
14 sion of laboratory assistance to State and local agencies
15 with or without reimbursement: *Provided*, That of the
16 amount appropriated under this heading, \$5,000,000 shall
17 be for the costs of accelerating the processing of formula
18 and label applications: *Provided further*, That of the
19 amount appropriated under this heading, \$5,000,000, to
20 remain available until September 30, 2020.

21 UNITED STATES MINT

22 UNITED STATES MINT PUBLIC ENTERPRISE FUND

23 Pursuant to section 5136 of title 31, United States
24 Code, the United States Mint is provided funding through
25 the United States Mint Public Enterprise Fund for costs

1 associated with the production of circulating coins, numis-
2 matic coins, and protective services, including both oper-
3 ating expenses and capital investments: *Provided*, That
4 the aggregate amount of new liabilities and obligations in-
5 curred during fiscal year 2019 under such section 5136
6 for circulating coinage and protective service capital in-
7 vestments of the United States Mint shall not exceed
8 \$30,000,000.

9 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS
10 FUND PROGRAM ACCOUNT

11 To carry out the Riegle Community Development and
12 Regulatory Improvements Act of 1994 (subtitle A of title
13 I of Public Law 103–325), including services authorized
14 by section 3109 of title 5, United States Code, but at rates
15 for individuals not to exceed the per diem rate equivalent
16 to the rate for EX–3, \$250,000,000. Of the amount ap-
17 propriated under this heading—

18 (1) not less than \$182,000,000, notwith-
19 standing section 108(e) of Public Law 103–325 (12
20 U.S.C. 4707(e)) with regard to Small and/or Emerg-
21 ing Community Development Financial Institutions
22 Assistance awards, is available until September 30,
23 2020, for financial assistance and technical assist-
24 ance under subparagraphs (A) and (B) of section
25 108(a)(1), respectively, of Public Law 103–325 (12

1 U.S.C. 4707(a)(1)(A) and (B)), of which up to
2 \$2,680,000 may be used for the cost of direct loans:
3 *Provided*, That the cost of direct and guaranteed
4 loans, including the cost of modifying such loans,
5 shall be as defined in section 502 of the Congres-
6 sional Budget Act of 1974: *Provided further*, That
7 these funds are available to subsidize gross obliga-
8 tions for the principal amount of direct loans not to
9 exceed \$25,000,000;

10 (2) not less than \$16,000,000, notwithstanding
11 section 108(e) of Public Law 103–325 (12 U.S.C.
12 4707(e)), is available until September 30, 2020, for
13 financial assistance, technical assistance, training,
14 and outreach programs designed to benefit Native
15 American, Native Hawaiian, and Alaska Native com-
16 munities and provided primarily through qualified
17 community development lender organizations with
18 experience and expertise in community development
19 banking and lending in Indian country, Native
20 American organizations, tribes and tribal organiza-
21 tions, and other suitable providers;

22 (3) not less than \$25,000,000 is available until
23 September 30, 2020, for the Bank Enterprise Award
24 program;

1 (4) up to \$27,000,000 is available until Sep-
2 tember 30, 2019, for administrative expenses, in-
3 cluding administration of CDFI fund programs and
4 the New Markets Tax Credit Program, of which not
5 less than \$1,000,000 is for development of tools to
6 better assess and inform CDFI investment perform-
7 ance, and up to \$300,000 is for administrative ex-
8 penses to carry out the direct loan program; and

9 (5) during fiscal year 2019, none of the funds
10 available under this heading are available for the
11 cost, as defined in section 502 of the Congressional
12 Budget Act of 1974, of commitments to guarantee
13 bonds and notes under section 114A of the Riegle
14 Community Development and Regulatory Improve-
15 ment Act of 1994 (12 U.S.C. 4713a): *Provided*,
16 That commitments to guarantee bonds and notes
17 under such section 114A shall not exceed
18 \$500,000,000: *Provided further*, That such section
19 114A shall remain in effect until December 31,
20 2019: *Provided further*, That of the funds awarded
21 under this heading, not less than 10 percent shall be
22 used for awards that support investments that serve
23 populations living in persistent poverty counties:
24 *Provided further*, That for the purposes of this sec-
25 tion, the term “persistent poverty counties” means

1 any county that has had 20 percent or more of its
2 population living in poverty over the past 30 years,
3 as measured by the 1990 and 2000 decennial cen-
4 suses and the 2011–2015 5-year data series avail-
5 able from the American Community Survey of the
6 Census Bureau.

7 INTERNAL REVENUE SERVICE

8 TAXPAYER SERVICES

9 For necessary expenses of the Internal Revenue Serv-
10 ice to provide taxpayer services, including pre-filing assist-
11 ance and education, filing and account services, taxpayer
12 advocacy services, and other services as authorized by 5
13 U.S.C. 3109, at such rates as may be determined by the
14 Commissioner, \$2,506,554,000, of which not less than
15 \$9,890,000 shall be for the Tax Counseling for the Elderly
16 Program, of which not less than \$12,000,000 shall be
17 available for low-income taxpayer clinic grants, of which
18 not less than \$20,000,000, to remain available until Sep-
19 tember 30, 2020, shall be available for a Community Vol-
20 unteer Income Tax Assistance matching grants program
21 for tax return preparation assistance, and of which not
22 less than \$206,000,000 shall be available for operating ex-
23 penses of the Taxpayer Advocate Service: *Provided*, That
24 of the amounts made available for the Taxpayer Advocate

1 Service, not less than \$5,500,000 shall be for identity
2 theft and refund fraud casework.

3 ENFORCEMENT

4 For necessary expenses for tax enforcement activities
5 of the Internal Revenue Service to determine and collect
6 owed taxes, to provide legal and litigation support, to con-
7 duct criminal investigations, to enforce criminal statutes
8 related to violations of internal revenue laws and other fi-
9 nancial crimes, to purchase and hire passenger motor vehi-
10 cles (31 U.S.C. 1343(b)), and to provide other services
11 as authorized by 5 U.S.C. 3109, at such rates as may be
12 determined by the Commissioner, \$4,860,000,000, of
13 which not to exceed \$50,000,000 shall remain available
14 until September 30, 2020, and of which not less than
15 \$60,257,000 shall be for the Interagency Crime and Drug
16 Enforcement program.

17 OPERATIONS SUPPORT

18 For necessary expenses of the Internal Revenue Serv-
19 ice to support taxpayer services and enforcement pro-
20 grams, including rent payments; facilities services; print-
21 ing; postage; physical security; headquarters and other
22 IRS-wide administration activities; research and statistics
23 of income; telecommunications; information technology de-
24 velopment, enhancement, operations, maintenance, and se-
25 curity; the hire of passenger motor vehicles (31 U.S.C.

1 1343(b)); the operations of the Internal Revenue Service
2 Oversight Board; and other services as authorized by 5
3 U.S.C. 3109, at such rates as may be determined by the
4 Commissioner; \$3,709,000,000, of which not to exceed
5 \$50,000,000 shall remain available until September 30,
6 2020; of which not to exceed \$10,000,000 shall remain
7 available until expended for acquisition of equipment and
8 construction, repair and renovation of facilities; of which
9 not to exceed \$1,000,000 shall remain available until Sep-
10 tember 30, 2021, for research; of which not to exceed
11 \$20,000 shall be for official reception and representation
12 expenses: *Provided*, That not later than 30 days after the
13 end of each quarter, the Internal Revenue Service shall
14 submit a report to the Committees on Appropriations of
15 the House of Representatives and the Senate and the
16 Comptroller General of the United States detailing the
17 cost and schedule performance for its major information
18 technology investments, including the purpose and life-
19 cycle stages of the investments; the reasons for any cost
20 and schedule variances; the risks of such investments and
21 strategies the Internal Revenue Service is using to miti-
22 gate such risks; and the expected developmental mile-
23 stones to be achieved and costs to be incurred in the next
24 quarter: *Provided further*, That the Internal Revenue Serv-
25 ice shall include, in its budget justification for fiscal year

1 2020, a summary of cost and schedule performance infor-
2 mation for its major information technology systems.

3 BUSINESS SYSTEMS MODERNIZATION

4 For necessary expenses of the Internal Revenue Serv-
5 ice's business systems modernization program,
6 \$110,000,000, to remain available until September 30,
7 2021, for the capital asset acquisition of information tech-
8 nology systems, including management and related con-
9 tractual costs of said acquisitions, including related Inter-
10 nal Revenue Service labor costs, and contractual costs as-
11 sociated with operations authorized by 5 U.S.C. 3109:
12 *Provided*, That not later than 30 days after the end of
13 each quarter, the Internal Revenue Service shall submit
14 a report to the Committees on Appropriations of the
15 House of Representatives and the Senate and the Comp-
16 troller General of the United States detailing the cost and
17 schedule performance for major information technology in-
18 vestments, including the purposes and life-cycle stages of
19 the investments; the reasons for any cost and schedule
20 variances; the risks of such investments and the strategies
21 the Internal Revenue Service is using to mitigate such
22 risks; and the expected developmental milestones to be
23 achieved and costs to be incurred in the next quarter.

1 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

2 SERVICE

3 (INCLUDING TRANSFERS OF FUNDS)

4 SEC. 101. Not to exceed 5 percent of any appropria-
5 tion made available in this Act to the Internal Revenue
6 Service may be transferred to any other Internal Revenue
7 Service appropriation upon the advance approval of the
8 Committees on Appropriations.

9 SEC. 102. The Internal Revenue Service shall main-
10 tain an employee training program, which shall include the
11 following topics: taxpayers' rights, dealing courteously
12 with taxpayers, cross-cultural relations, ethics, and the im-
13 partial application of tax law.

14 SEC. 103. The Internal Revenue Service shall insti-
15 tute and enforce policies and procedures that will safe-
16 guard the confidentiality of taxpayer information and pro-
17 tect taxpayers against identity theft.

18 SEC. 104. Funds made available by this or any other
19 Act to the Internal Revenue Service shall be available for
20 improved facilities and increased staffing to provide suffi-
21 cient and effective 1–800 help line service for taxpayers.
22 The Commissioner shall continue to make improvements
23 to the Internal Revenue Service 1–800 help line service
24 a priority and allocate resources necessary to enhance the

1 response time to taxpayer communications, particularly
2 with regard to victims of tax-related crimes.

3 SEC. 105. None of the funds made available to the
4 Internal Revenue Service by this Act may be used to make
5 a video unless the Service-Wide Video Editorial Board de-
6 termines in advance that making the video is appropriate,
7 taking into account the cost, topic, tone, and purpose of
8 the video.

9 SEC. 106. The Internal Revenue Service shall issue
10 a notice of confirmation of any address change relating
11 to an employer making employment tax payments, and
12 such notice shall be sent to both the employer's former
13 and new address and an officer or employee of the Internal
14 Revenue Service shall give special consideration to an
15 offer-in-compromise from a taxpayer who has been the vic-
16 tim of fraud by a third party payroll tax preparer.

17 SEC. 107. None of the funds made available under
18 this Act may be used by the Internal Revenue Service to
19 target citizens of the United States for exercising any
20 right guaranteed under the First Amendment to the Con-
21 stitution of the United States.

22 SEC. 108. None of the funds made available in this
23 Act may be used by the Internal Revenue Service to target
24 groups for regulatory scrutiny based on their ideological
25 beliefs.

1 SEC. 109. None of funds made available by this Act
2 to the Internal Revenue Service shall be obligated or ex-
3 pended on conferences that do not adhere to the proce-
4 dures, verification processes, documentation requirements,
5 and policies issued by the Chief Financial Officer, Human
6 Capital Office, and Agency-Wide Shared Services as a re-
7 sult of the recommendations in the report published on
8 May 31, 2013, by the Treasury Inspector General for Tax
9 Administration entitled “Review of the August 2010 Small
10 Business/Self-Employed Division’s Conference in Ana-
11 heim, California” (Reference Number 2013–10–037).

12 SEC. 110. None of the funds made available in this
13 Act to the Internal Revenue Service may be obligated or
14 expended—

15 (1) to make a payment to any employee under
16 a bonus, award, or recognition program; or

17 (2) under any hiring or personnel selection
18 process with respect to re-hiring a former employee,
19 unless such program or process takes into account
20 the conduct and Federal tax compliance of such em-
21 ployee or former employee.

22 SEC. 111. None of the funds made available by this
23 Act may be used in contravention of section 6103 of the
24 Internal Revenue Code of 1986 (relating to confidentiality
25 and disclosure of returns and return information).

1 insurance for official motor vehicles operated in foreign
2 countries; purchase of motor vehicles without regard to the
3 general purchase price limitations for vehicles purchased
4 and used overseas for the current fiscal year; entering into
5 contracts with the Department of State for the furnishing
6 of health and medical services to employees and their de-
7 pendants serving in foreign countries; and services author-
8 ized by 5 U.S.C. 3109.

9 SEC. 115. Not to exceed 2 percent of any appropria-
10 tions in this title made available under the headings “De-
11 partmental Offices—Salaries and Expenses”, “Office of
12 Terrorism and Financial Intelligence”, “Office of Inspec-
13 tor General”, “Special Inspector General for the Troubled
14 Asset Relief Program”, “Financial Crimes Enforcement
15 Network”, “Bureau of the Fiscal Service”, and “Alcohol
16 and Tobacco Tax and Trade Bureau” may be transferred
17 between such appropriations upon the advance approval
18 of the Committees on Appropriations of the House of Rep-
19 resentatives and the Senate: *Provided*, That no transfer
20 under this section may increase or decrease any such ap-
21 propriation by more than 2 percent.

22 SEC. 116. Not to exceed 2 percent of any appropria-
23 tion made available in this Act to the Internal Revenue
24 Service may be transferred to the Treasury Inspector Gen-
25 eral for Tax Administration’s appropriation upon the ad-

1 vance approval of the Committees on Appropriations of
2 the House of Representatives and the Senate: *Provided*,
3 That no transfer may increase or decrease any such appro-
4 priation by more than 2 percent.

5 SEC. 117. None of the funds appropriated in this Act
6 or otherwise available to the Department of the Treasury
7 or the Bureau of Engraving and Printing may be used
8 to redesign the \$1 Federal Reserve note.

9 SEC. 118. The Secretary of the Treasury may trans-
10 fer funds from the “Bureau of the Fiscal Service-Salaries
11 and Expenses” to the Debt Collection Fund as necessary
12 to cover the costs of debt collection: *Provided*, That such
13 amounts shall be reimbursed to such salaries and expenses
14 account from debt collections received in the Debt Collec-
15 tion Fund.

16 SEC. 119. None of the funds appropriated or other-
17 wise made available by this or any other Act may be used
18 by the United States Mint to construct or operate any mu-
19 seum without the explicit approval of the Committees on
20 Appropriations of the House of Representatives and the
21 Senate, the House Committee on Financial Services, and
22 the Senate Committee on Banking, Housing, and Urban
23 Affairs.

24 SEC. 120. None of the funds appropriated or other-
25 wise made available by this or any other Act or source

1 to the Department of the Treasury, the Bureau of Engrav-
2 ing and Printing, and the United States Mint, individually
3 or collectively, may be used to consolidate any or all func-
4 tions of the Bureau of Engraving and Printing and the
5 United States Mint without the explicit approval of the
6 House Committee on Financial Services; the Senate Com-
7 mittee on Banking, Housing, and Urban Affairs; and the
8 Committees on Appropriations of the House of Represent-
9 atives and the Senate.

10 SEC. 121. Funds appropriated by this Act, or made
11 available by the transfer of funds in this Act, for the De-
12 partment of the Treasury's intelligence or intelligence re-
13 lated activities are deemed to be specifically authorized by
14 the Congress for purposes of section 504 of the National
15 Security Act of 1947 (50 U.S.C. 414) during fiscal year
16 2019 until the enactment of the Intelligence Authorization
17 Act for Fiscal Year 2019.

18 SEC. 122. Not to exceed \$5,000 shall be made avail-
19 able from the Bureau of Engraving and Printing's Indus-
20 trial Revolving Fund for necessary official reception and
21 representation expenses.

22 SEC. 123. The Secretary of the Treasury shall submit
23 a Capital Investment Plan to the Committees on Appro-
24 priations of the Senate and the House of Representatives
25 not later than 30 days following the submission of the an-

1 nual budget submitted by the President: *Provided*, That
2 such Capital Investment Plan shall include capital invest-
3 ment spending from all accounts within the Department
4 of the Treasury, including but not limited to the Depart-
5 ment-wide Systems and Capital Investment Programs ac-
6 count, Treasury Franchise Fund account, and the Treas-
7 ury Forfeiture Fund account: *Provided further*, That such
8 Capital Investment Plan shall include expenditures occur-
9 ring in previous fiscal years for each capital investment
10 project that has not been fully completed.

11 SEC. 124. Within 45 days after the date of enactment
12 of this Act, the Secretary of the Treasury shall submit
13 an itemized report to the Committees on Appropriations
14 of the House of Representatives and the Senate on the
15 amount of total funds charged to each office by the Fran-
16 chise Fund including the amount charged for each service
17 provided by the Franchise Fund to each office, a detailed
18 description of the services, a detailed explanation of how
19 each charge for each service is calculated, and a descrip-
20 tion of the role customers have in governing in the Fran-
21 chise Fund.

22 SEC. 125. During fiscal year 2019—

23 (1) none of the funds made available in this or
24 any other Act may be used by the Department of
25 the Treasury, including the Internal Revenue Serv-

1 ice, to issue, revise, or finalize any regulation, rev-
2 enue ruling, or other guidance not limited to a par-
3 ticular taxpayer relating to the standard which is
4 used to determine whether an organization is oper-
5 ated exclusively for the promotion of social welfare
6 for purposes of section 501(c)(4) of the Internal
7 Revenue Code of 1986 (including the proposed regu-
8 lations published at 78 Fed. Reg. 71535 (November
9 29, 2013)); and

10 (2) the standard and definitions as in effect on
11 January 1, 2010, which are used to make such de-
12 terminations shall apply after the date of the enact-
13 ment of this Act for purposes of determining status
14 under section 501(c)(4) of such Code of organiza-
15 tions created on, before, or after such date.

16 SEC. 126. (a) Not later than 60 days after the end
17 of each quarter, the Office of Financial Stability and the
18 Office of Financial Research shall submit reports on their
19 activities to the Committees on Appropriations of the
20 House of Representatives and the Senate, the Committee
21 on Financial Services of the House of Representatives and
22 the Senate Committee on Banking, Housing, and Urban
23 Affairs.

24 (b) The reports required under subsection (a) shall
25 include—

1 (1) the obligations made during the previous
2 quarter by object class, office, and activity;

3 (2) the estimated obligations for the remainder
4 of the fiscal year by object class, office, and activity;

5 (3) the number of full-time equivalents within
6 each office during the previous quarter;

7 (4) the estimated number of full-time equiva-
8 lents within each office for the remainder of the fis-
9 cal year; and

10 (5) actions taken to achieve the goals, objec-
11 tives, and performance measures of each office.

12 (c) At the request of any such Committees specified
13 in subsection (a), the Office of Financial Stability and the
14 Office of Financial Research shall make officials available
15 to testify on the contents of the reports required under
16 subsection (a).

17 SEC. 127. Amounts made available under the heading
18 “Office of Terrorism and Financial Intelligence” shall be
19 available to reimburse the “Departmental Offices—Sala-
20 ries and Expenses” account for expenses incurred in such
21 account for reception and representation expenses to sup-
22 port activities of the Financial Action Task Force.

23 SEC. 128. Amounts in the Bureau of Engraving and
24 Printing Fund may be used for the acquisition of nec-

1 essary land for, and construction of, a replacement cur-
2 rency production facility.

3 SEC. 129. Not later than 180 days after the date of
4 enactment of this Act, the Financial Crimes Enforcement
5 Network and the appropriate divisions of the Department
6 of the Treasury shall submit to Congress a report on any
7 Geographic Targeting Orders issued since 2016, includ-
8 ing—

9 (1) the type of data collected;

10 (2) how the Financial Crimes Enforcement Net-
11 work uses the data;

12 (3) whether the Financial Crimes Enforcement
13 Network needs more authority to combat money
14 laundering through high-end real estate;

15 (4) how a record of beneficial ownership would
16 improve and assist law enforcement efforts to inves-
17 tigate and prosecute criminal activity and prevent
18 the use of shell companies to facilitate money laun-
19 dering, tax evasion, terrorism financing, election
20 fraud, and other illegal activity; and

21 (5) the feasibility of implementing Geographic
22 Targeting Orders on a permanent basis on all real
23 estate transactions in the United States greater than
24 \$300,000.

1 counted for as provided by 3 U.S.C. 105, 109, 110, and
2 112–114.

3 REIMBURSABLE EXPENSES

4 For the reimbursable expenses of the Executive Resi-
5 dence at the White House, such sums as may be nec-
6 essary: *Provided*, That all reimbursable operating expenses
7 of the Executive Residence shall be made in accordance
8 with the provisions of this paragraph: *Provided further*,
9 That, notwithstanding any other provision of law, such
10 amount for reimbursable operating expenses shall be the
11 exclusive authority of the Executive Residence to incur ob-
12 ligations and to receive offsetting collections, for such ex-
13 penses: *Provided further*, That the Executive Residence
14 shall require each person sponsoring a reimbursable polit-
15 ical event to pay in advance an amount equal to the esti-
16 mated cost of the event, and all such advance payments
17 shall be credited to this account and remain available until
18 expended: *Provided further*, That the Executive Residence
19 shall require the national committee of the political party
20 of the President to maintain on deposit \$25,000, to be
21 separately accounted for and available for expenses relat-
22 ing to reimbursable political events sponsored by such
23 committee during such fiscal year: *Provided further*, That
24 the Executive Residence shall ensure that a written notice
25 of any amount owed for a reimbursable operating expense

1 under this paragraph is submitted to the person owing
2 such amount within 60 days after such expense is in-
3 curred, and that such amount is collected within 30 days
4 after the submission of such notice: *Provided further*, That
5 the Executive Residence shall charge interest and assess
6 penalties and other charges on any such amount that is
7 not reimbursed within such 30 days, in accordance with
8 the interest and penalty provisions applicable to an out-
9 standing debt on a United States Government claim under
10 31 U.S.C. 3717: *Provided further*, That each such amount
11 that is reimbursed, and any accompanying interest and
12 charges, shall be deposited in the Treasury as miscella-
13 neous receipts: *Provided further*, That the Executive Resi-
14 dence shall prepare and submit to the Committees on Ap-
15 propriations, by not later than 90 days after the end of
16 the fiscal year covered by this Act, a report setting forth
17 the reimbursable operating expenses of the Executive Res-
18 idence during the preceding fiscal year, including the total
19 amount of such expenses, the amount of such total that
20 consists of reimbursable official and ceremonial events, the
21 amount of such total that consists of reimbursable political
22 events, and the portion of each such amount that has been
23 reimbursed as of the date of the report: *Provided further*,
24 That the Executive Residence shall maintain a system for
25 the tracking of expenses related to reimbursable events

1 within the Executive Residence that includes a standard
2 for the classification of any such expense as political or
3 nonpolitical: *Provided further*, That no provision of this
4 paragraph may be construed to exempt the Executive Res-
5 idence from any other applicable requirement of sub-
6 chapter I or II of chapter 37 of title 31, United States
7 Code.

8 WHITE HOUSE REPAIR AND RESTORATION

9 For the repair, alteration, and improvement of the
10 Executive Residence at the White House pursuant to 3
11 U.S.C. 105(d), \$750,000, to remain available until ex-
12 pended, for required maintenance, resolution of safety and
13 health issues, and continued preventative maintenance.

14 COUNCIL OF ECONOMIC ADVISERS

15 SALARIES AND EXPENSES

16 For necessary expenses of the Council of Economic
17 Advisers in carrying out its functions under the Employ-
18 ment Act of 1946 (15 U.S.C. 1021 et seq.), \$4,187,000.

19 NATIONAL SECURITY COUNCIL AND HOMELAND

20 SECURITY COUNCIL

21 SALARIES AND EXPENSES

22 For necessary expenses of the National Security
23 Council and the Homeland Security Council, including
24 services as authorized by 5 U.S.C. 3109, \$11,800,000.

1 OFFICE OF ADMINISTRATION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Administra-
4 tion, including services as authorized by 5 U.S.C. 3109
5 and 3 U.S.C. 107, and hire of passenger motor vehicles,
6 \$100,000,000, of which not to exceed \$12,800,000 shall
7 remain available until expended for continued moderniza-
8 tion of information resources within the Executive Office
9 of the President.

10 OFFICE OF MANAGEMENT AND BUDGET

11 SALARIES AND EXPENSES

12 For necessary expenses of the Office of Management
13 and Budget, including hire of passenger motor vehicles
14 and services as authorized by 5 U.S.C. 3109, to carry out
15 the provisions of chapter 35 of title 44, United States
16 Code, and to prepare and submit the budget of the United
17 States Government, in accordance with section 1105(a) of
18 title 31, United States Code, \$101,000,000, of which not
19 to exceed \$3,000 shall be available for official representa-
20 tion expenses: *Provided*, That none of the funds appro-
21 priated in this Act for the Office of Management and
22 Budget may be used for the purpose of reviewing any agri-
23 cultural marketing orders or any activities or regulations
24 under the provisions of the Agricultural Marketing Agree-
25 ment Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*,

1 That none of the funds made available for the Office of
2 Management and Budget by this Act may be expended for
3 the altering of the transcript of actual testimony of wit-
4 nesses, except for testimony of officials of the Office of
5 Management and Budget, before the Committees on Ap-
6 propriations or their subcommittees: *Provided further*,
7 That none of the funds made available for the Office of
8 Management and Budget by this Act may be expended for
9 the altering of the annual work plan developed by the
10 Corps of Engineers for submission to the Committees on
11 Appropriations: *Provided further*, That of the funds made
12 available for the Office of Management and Budget by this
13 Act, no less than three full-time equivalent senior staff po-
14 sition shall be dedicated solely to the Office of the Intellec-
15 tual Property Enforcement Coordinator: *Provided further*,
16 That none of the funds provided in this or prior Acts shall
17 be used, directly or indirectly, by the Office of Manage-
18 ment and Budget, for evaluating or determining if water
19 resource project or study reports submitted by the Chief
20 of Engineers acting through the Secretary of the Army
21 are in compliance with all applicable laws, regulations, and
22 requirements relevant to the Civil Works water resource
23 planning process: *Provided further*, That the Office of
24 Management and Budget shall have not more than 60
25 days in which to perform budgetary policy reviews of water

1 resource matters on which the Chief of Engineers has re-
2 ported: *Provided further*, That the Director of the Office
3 of Management and Budget shall notify the appropriate
4 authorizing and appropriating committees when the 60-
5 day review is initiated: *Provided further*, That if water re-
6 source reports have not been transmitted to the appro-
7 priate authorizing and appropriating committees within
8 15 days after the end of the Office of Management and
9 Budget review period based on the notification from the
10 Director, Congress shall assume Office of Management
11 and Budget concurrence with the report and act accord-
12 ingly.

13 In addition, \$2,000,000 for the Office of Information
14 and Regulatory Affairs to hire additional personnel dedi-
15 cated to regulatory review and reforms: *Provided*, That
16 these amounts shall be in addition to any other amounts
17 available for such purpose: *Provided further*, That these
18 funds may not be used to backfill vacancies.

19 OFFICE OF NATIONAL DRUG CONTROL POLICY

20 SALARIES AND EXPENSES

21 For necessary expenses of the Office of National
22 Drug Control Policy; for research activities pursuant to
23 the Office of National Drug Control Policy Reauthoriza-
24 tion Act of 2006 (Public Law 109–469); not to exceed
25 \$10,000 for official reception and representation expenses;

1 and for participation in joint projects or in the provision
2 of services on matters of mutual interest with nonprofit,
3 research, or public organizations or agencies, with or with-
4 out reimbursement, \$18,400,000: *Provided*, That the Of-
5 fice is authorized to accept, hold, administer, and utilize
6 gifts, both real and personal, public and private, without
7 fiscal year limitation, for the purpose of aiding or facili-
8 tating the work of the Office.

9 FEDERAL DRUG CONTROL PROGRAMS

10 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Office of National
13 Drug Control Policy's High Intensity Drug Trafficking
14 Areas Program, \$280,000,000, to remain available until
15 September 30, 2020, for drug control activities consistent
16 with the approved strategy for each of the designated
17 High Intensity Drug Trafficking Areas ("HIDTAs"), of
18 which not less than 51 percent shall be transferred to
19 State and local entities for drug control activities and shall
20 be obligated not later than 120 days after enactment of
21 this Act: *Provided*, That up to 49 percent may be trans-
22 ferred to Federal agencies and departments in amounts
23 determined by the Director of the Office of National Drug
24 Control Policy, of which up to \$2,700,000 may be used
25 for auditing services and associated activities: *Provided*

1 *further*, That, notwithstanding the requirements of Public
2 Law 106–58, any unexpended funds obligated prior to fis-
3 cal year 2017 may be used for any other approved activi-
4 ties of that HIDTA, subject to reprogramming require-
5 ments: *Provided further*, That each HIDTA designated as
6 of September 30, 2018, shall be funded at not less than
7 the fiscal year 2018 base level, unless the Director submits
8 to the Committees on Appropriations of the House of Rep-
9 resentatives and the Senate justification for changes to
10 those levels based on clearly articulated priorities and pub-
11 lished Office of National Drug Control Policy performance
12 measures of effectiveness: *Provided further*, That the Di-
13 rector shall notify the Committees on Appropriations of
14 the initial allocation of fiscal year 2019 funding among
15 HDTAs not later than 45 days after enactment of this
16 Act, and shall notify the Committees of planned uses of
17 discretionary HIDTA funding, as determined in consulta-
18 tion with the HIDTA Directors, not later than 90 days
19 after enactment of this Act: *Provided further*, That upon
20 a determination that all or part of the funds so transferred
21 from this appropriation are not necessary for the purposes
22 provided herein and upon notification to the Committees
23 on Appropriations of the House of Representatives and the
24 Senate, such amounts may be transferred back to this ap-
25 propriation.

1 OTHER FEDERAL DRUG CONTROL PROGRAMS

2 (INCLUDING TRANSFERS OF FUNDS)

3 For other drug control activities authorized by the
4 Office of National Drug Control Policy Reauthorization
5 Act of 2006 (Public Law 109–469), \$117,327,000, to re-
6 main available until expended, which shall be available as
7 follows: \$99,000,000 for the Drug-Free Communities Pro-
8 gram, of which \$2,000,000 shall be made available as di-
9 rected by section 4 of Public Law 107–82, as amended
10 by Public Law 109–469 (21 U.S.C. 1521 note);
11 \$2,000,000 for drug court training and technical assist-
12 ance; \$9,500,000 for anti-doping activities; \$2,577,000 for
13 the United States membership dues to the World Anti-
14 Doping Agency; and \$1,250,000 shall be made available
15 as directed by section 1105 of Public Law 109–469; and
16 \$3,000,000, to remain available until expended, shall be
17 for activities authorized by section 103 of Public Law
18 114–198: *Provided*, That amounts made available under
19 this heading may be transferred to other Federal depart-
20 ments and agencies to carry out such activities.

21 UNANTICIPATED NEEDS

22 For expenses necessary to enable the President to
23 meet unanticipated needs, in furtherance of the national
24 interest, security, or defense which may arise at home or
25 abroad during the current fiscal year, as authorized by

1 3 U.S.C. 108, \$1,000,000, to remain available until Sep-
2 tember 30, 2020.

3 INFORMATION TECHNOLOGY OVERSIGHT AND REFORM
4 (INCLUDING TRANSFER OF FUNDS)

5 For necessary expenses for the furtherance of inte-
6 grated, efficient, secure, and effective uses of information
7 technology in the Federal Government, \$19,000,000, to
8 remain available until expended: *Provided*, That the Direc-
9 tor of the Office of Management and Budget may transfer
10 these funds to one or more other agencies to carry out
11 projects to meet these purposes.

12 SPECIAL ASSISTANCE TO THE PRESIDENT
13 SALARIES AND EXPENSES

14 For necessary expenses to enable the Vice President
15 to provide assistance to the President in connection with
16 specially assigned functions; services as authorized by 5
17 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
18 penses as authorized by 3 U.S.C. 106, which shall be ex-
19 pended and accounted for as provided in that section; and
20 hire of passenger motor vehicles, \$4,288,000.

21 OFFICIAL RESIDENCE OF THE VICE PRESIDENT
22 OPERATING EXPENSES
23 (INCLUDING TRANSFER OF FUNDS)

24 For the care, operation, refurnishing, improvement,
25 and to the extent not otherwise provided for, heating and

1 lighting, including electric power and fixtures, of the offi-
2 cial residence of the Vice President; the hire of passenger
3 motor vehicles; and not to exceed \$90,000 pursuant to 3
4 U.S.C. 106(b)(2), \$302,000: *Provided*, That advances, re-
5 payments, or transfers from this appropriation may be
6 made to any department or agency for expenses of car-
7 rying out such activities.

8 ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF
9 THE PRESIDENT AND FUNDS APPROPRIATED TO
10 THE PRESIDENT

11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 201. From funds made available in this Act
13 under the headings “The White House”, “Executive Resi-
14 dence at the White House”, “White House Repair and
15 Restoration”, “Council of Economic Advisers”, “National
16 Security Council and Homeland Security Council”, “Of-
17 fice of Administration”, “Special Assistance to the Presi-
18 dent”, and “Official Residence of the Vice President”, the
19 Director of the Office of Management and Budget (or
20 such other officer as the President may designate in writ-
21 ing), may, with advance approval of the Committees on
22 Appropriations of the House of Representatives and the
23 Senate, transfer not to exceed 10 percent of any such ap-
24 propriation to any other such appropriation, to be merged
25 with and available for the same time and for the same

1 purposes as the appropriation to which transferred: *Pro-*
2 *vided*, That the amount of an appropriation shall not be
3 increased by more than 50 percent by such transfers: *Pro-*
4 *vided further*, That no amount shall be transferred from
5 “Special Assistance to the President” or “Official Resi-
6 dence of the Vice President” without the approval of the
7 Vice President.

8 SEC. 202. (a) During fiscal year 2019, any Executive
9 order or Presidential memorandum issued or revoked by
10 the President shall be accompanied by a written statement
11 from the Director of the Office of Management and Budg-
12 et on the budgetary impact, including costs, benefits, and
13 revenues, of such order or memorandum.

14 (b) Any such statement shall include—

15 (1) a narrative summary of the budgetary im-
16 pact of such order or memorandum on the Federal
17 Government;

18 (2) the impact on mandatory and discretionary
19 obligations and outlays as the result of such order
20 or memorandum, listed by Federal agency, for each
21 year in the 5-fiscal-year period beginning in fiscal
22 year 2019; and

23 (3) the impact on revenues of the Federal Gov-
24 ernment as the result of such order or memorandum

1 over the 5-fiscal-year period beginning in fiscal year
2 2019.

3 (c) If an Executive order or Presidential memo-
4 randum is issued during fiscal year 2019 due to a national
5 emergency, the Director of the Office of Management and
6 Budget may issue the statement required by subsection
7 (a) not later than 15 days after the date that such order
8 or memorandum is issued.

9 (d) The requirement for cost estimates for Presi-
10 dential memoranda shall only apply for Presidential
11 memoranda estimated to have a regulatory cost in excess
12 of \$100,000,000.

13 This title may be cited as the “Executive Office of
14 the President Appropriations Act, 2019”.

15 TITLE III

16 THE JUDICIARY

17 SUPREME COURT OF THE UNITED STATES

18 SALARIES AND EXPENSES

19 For expenses necessary for the operation of the Su-
20 preme Court, as required by law, excluding care of the
21 building and grounds, including hire of passenger motor
22 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
23 to exceed \$10,000 for official reception and representation
24 expenses; and for miscellaneous expenses, to be expended

1 as the Chief Justice may approve, \$84,703,000, of which
2 \$1,500,000 shall remain available until expended.

3 In addition, there are appropriated such sums as may
4 be necessary under current law for the salaries of the chief
5 justice and associate justices of the court.

6 CARE OF THE BUILDING AND GROUNDS

7 For such expenditures as may be necessary to enable
8 the Architect of the Capitol to carry out the duties im-
9 posed upon the Architect by 40 U.S.C. 6111 and 6112,
10 \$15,999,000, to remain available until expended.

11 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
12 CIRCUIT

13 SALARIES AND EXPENSES

14 For salaries of officers and employees, and for nec-
15 essary expenses of the court, as authorized by law,
16 \$32,016,000.

17 In addition, there are appropriated such sums as may
18 be necessary under current law for the salaries of the chief
19 judge and judges of the court.

20 UNITED STATES COURT OF INTERNATIONAL TRADE

21 SALARIES AND EXPENSES

22 For salaries of officers and employees of the court,
23 services, and necessary expenses of the court, as author-
24 ized by law, \$19,450,000.

1 the National Childhood Vaccine Injury Act of 1986 (Pub-
2 lic Law 99–660), not to exceed \$8,475,000, to be appro-
3 priated from the Vaccine Injury Compensation Trust
4 Fund.

5 DEFENDER SERVICES

6 For the operation of Federal Defender organizations;
7 the compensation and reimbursement of expenses of attor-
8 neys appointed to represent persons under 18 U.S.C.
9 3006A and 3599, and for the compensation and reim-
10 bursement of expenses of persons furnishing investigative,
11 expert, and other services for such representations as au-
12 thorized by law; the compensation (in accordance with the
13 maximums under 18 U.S.C. 3006A) and reimbursement
14 of expenses of attorneys appointed to assist the court in
15 criminal cases where the defendant has waived representa-
16 tion by counsel; the compensation and reimbursement of
17 expenses of attorneys appointed to represent jurors in civil
18 actions for the protection of their employment, as author-
19 ized by 28 U.S.C. 1875(d)(1); the compensation and reim-
20 bursement of expenses of attorneys appointed under 18
21 U.S.C. 983(b)(1) in connection with certain judicial civil
22 forfeiture proceedings; the compensation and reimburse-
23 ment of travel expenses of guardians ad litem appointed
24 under 18 U.S.C. 4100(b); and for necessary training and

1 general administrative expenses, \$1,140,846,000 to re-
2 main available until expended.

3 FEES OF JURORS AND COMMISSIONERS

4 For fees and expenses of jurors as authorized by 28
5 U.S.C. 1871 and 1876; compensation of jury commis-
6 sioners as authorized by 28 U.S.C. 1863; and compensa-
7 tion of commissioners appointed in condemnation cases
8 pursuant to rule 71.1(h) of the Federal Rules of Civil Pro-
9 cedure (28 U.S.C. Appendix Rule 71.1(h)), \$49,750,000,
10 to remain available until expended: *Provided*, That the
11 compensation of land commissioners shall not exceed the
12 daily equivalent of the highest rate payable under 5 U.S.C.
13 5332.

14 COURT SECURITY

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses, not otherwise provided for,
17 incident to the provision of protective guard services for
18 United States courthouses and other facilities housing
19 Federal court operations, and the procurement, installa-
20 tion, and maintenance of security systems and equipment
21 for United States courthouses and other facilities housing
22 Federal court operations, including building ingress-egress
23 control, inspection of mail and packages, directed security
24 patrols, perimeter security, basic security services provided
25 by the Federal Protective Service, and other similar activi-

1 ties as authorized by section 1010 of the Judicial Improve-
2 ment and Access to Justice Act (Public Law 100–702),
3 \$604,460,000, of which not to exceed \$20,000,000 shall
4 remain available until expended, to be expended directly
5 or transferred to the United States Marshals Service,
6 which shall be responsible for administering the Judicial
7 Facility Security Program consistent with standards or
8 guidelines agreed to by the Director of the Administrative
9 Office of the United States Courts and the Attorney Gen-
10 eral.

11 ADMINISTRATIVE OFFICE OF THE UNITED STATES

12 COURTS

13 SALARIES AND EXPENSES

14 For necessary expenses of the Administrative Office
15 of the United States Courts as authorized by law, includ-
16 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
17 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
18 advertising and rent in the District of Columbia and else-
19 where, \$92,413,000, of which not to exceed \$8,500 is au-
20 thorized for official reception and representation expenses.

21 FEDERAL JUDICIAL CENTER

22 SALARIES AND EXPENSES

23 For necessary expenses of the Federal Judicial Cen-
24 ter, as authorized by Public Law 90–219, \$29,819,000;
25 of which \$1,800,000 shall remain available through Sep-

1 tember 30, 2020, to provide education and training to
2 Federal court personnel; and of which not to exceed
3 \$1,500 is authorized for official reception and representa-
4 tion expenses.

5 UNITED STATES SENTENCING COMMISSION

6 SALARIES AND EXPENSES

7 For the salaries and expenses necessary to carry out
8 the provisions of chapter 58 of title 28, United States
9 Code, \$18,548,000, of which not to exceed \$1,000 is au-
10 thorized for official reception and representation expenses.

11 ADMINISTRATIVE PROVISIONS—THE JUDICIARY

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 301. Appropriations and authorizations made in
14 this title which are available for salaries and expenses shall
15 be available for services as authorized by 5 U.S.C. 3109.

16 SEC. 302. Not to exceed 5 percent of any appropria-
17 tion made available for the current fiscal year for the Judi-
18 ciary in this Act may be transferred between such appro-
19 priations, but no such appropriation, except “Courts of
20 Appeals, District Courts, and Other Judicial Services, De-
21 fender Services” and “Courts of Appeals, District Courts,
22 and Other Judicial Services, Fees of Jurors and Commis-
23 sioners”, shall be increased by more than 10 percent by
24 any such transfers: *Provided*, That any transfer pursuant
25 to this section shall be treated as a reprogramming of

1 funds under sections 604 and 608 of this Act and shall
2 not be available for obligation or expenditure except in
3 compliance with the procedures set forth in section 608.

4 SEC. 303. Notwithstanding any other provision of
5 law, the salaries and expenses appropriation for “Courts
6 of Appeals, District Courts, and Other Judicial Services”
7 shall be available for official reception and representation
8 expenses of the Judicial Conference of the United States:
9 *Provided*, That such available funds shall not exceed
10 \$11,000 and shall be administered by the Director of the
11 Administrative Office of the United States Courts in the
12 capacity as Secretary of the Judicial Conference.

13 SEC. 304. Section 3315(a) of title 40, United States
14 Code, shall be applied by substituting “Federal” for “exec-
15 utive” each place it appears.

16 SEC. 305. In accordance with 28 U.S.C. 561–569,
17 and notwithstanding any other provision of law, the
18 United States Marshals Service shall provide, for such
19 courthouses as its Director may designate in consultation
20 with the Director of the Administrative Office of the
21 United States Courts, for purposes of a pilot program, the
22 security services that 40 U.S.C. 1315 authorizes the De-
23 partment of Homeland Security to provide, except for the
24 services specified in 40 U.S.C. 1315(b)(2)(E). For build-
25 ing-specific security services at these courthouses, the Di-

1 rector of the Administrative Office of the United States
2 Courts shall reimburse the United States Marshals Service
3 rather than the Department of Homeland Security.

4 SEC. 306. (a) Section 203(c) of the Judicial Improve-
5 ments Act of 1990 (Public Law 101–650; 28 U.S.C. 133
6 note), is amended in the matter following paragraph 12—

7 (1) in the second sentence (relating to the Dis-
8 trict of Kansas), by striking “27 years and 6
9 months” and inserting “28 years and 6 months”;
10 and

11 (2) in the sixth sentence (relating to the Dis-
12 trict of Hawaii), by striking “24 years and 6
13 months” and inserting “25 years and 6 months”.

14 (b) Section 406 of the Transportation, Treasury,
15 Housing and Urban Development, the Judiciary, the Dis-
16 trict of Columbia, and Independent Agencies Appropria-
17 tions Act, 2006 (Public Law 109–115; 119 Stat. 2470;
18 28 U.S.C. 133 note) is amended in the second sentence
19 (relating to the eastern District of Missouri) by striking
20 “25 years and 6 months” and inserting “26 years and
21 6 months”.

22 (c) Section 312(c)(2) of the 21st Century Depart-
23 ment of Justice Appropriations Authorization Act (Public
24 Law 107–273; 28 U.S.C. 133 note), is amended—

1 (1) in the first sentence by striking “16 years”
2 and inserting “17 years”;

3 (2) in the second sentence (relating to the cen-
4 tral District of California), by striking “15 years
5 and 6 months” and inserting “16 years and 6
6 months”; and

7 (3) in the third sentence (relating to the west-
8 ern district of North Carolina), by striking “14
9 years” and inserting “15 years”.

10 This title may be cited as the “Judiciary Appropria-
11 tions Act, 2019”.

12 TITLE IV

13 DISTRICT OF COLUMBIA

14 FEDERAL FUNDS

15 FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

16 For a Federal payment to the District of Columbia,
17 to be deposited into a dedicated account, for a nationwide
18 program to be administered by the Mayor, for District of
19 Columbia resident tuition support, \$30,000,000, to remain
20 available until expended: *Provided*, That such funds, in-
21 cluding any interest accrued thereon, may be used on be-
22 half of eligible District of Columbia residents to pay an
23 amount based upon the difference between in-State and
24 out-of-State tuition at public institutions of higher edu-
25 cation, or to pay up to \$2,500 each year at eligible private

1 institutions of higher education: *Provided further*, That the
2 awarding of such funds may be prioritized on the basis
3 of a resident's academic merit, the income and need of
4 eligible students and such other factors as may be author-
5 ized: *Provided further*, That the District of Columbia gov-
6 ernment shall maintain a dedicated account for the Resi-
7 dent Tuition Support Program that shall consist of the
8 Federal funds appropriated to the Program in this Act
9 and any subsequent appropriations, any unobligated bal-
10 ances from prior fiscal years, and any interest earned in
11 this or any fiscal year: *Provided further*, That the account
12 shall be under the control of the District of Columbia
13 Chief Financial Officer, who shall use those funds solely
14 for the purposes of carrying out the Resident Tuition Sup-
15 port Program: *Provided further*, That the Office of the
16 Chief Financial Officer shall provide a quarterly financial
17 report to the Committees on Appropriations of the House
18 of Representatives and the Senate for these funds show-
19 ing, by object class, the expenditures made and the pur-
20 pose therefor.

21 FEDERAL PAYMENT FOR EMERGENCY PLANNING AND

22 SECURITY COSTS IN THE DISTRICT OF COLUMBIA

23 For a Federal payment of necessary expenses, as de-
24 termined by the Mayor of the District of Columbia in writ-
25 ten consultation with the elected county or city officials

1 of surrounding jurisdictions, \$12,000,000, to remain
2 available until expended, for the costs of providing public
3 safety at events related to the presence of the National
4 Capital in the District of Columbia, including support re-
5 quested by the Director of the United States Secret Serv-
6 ice in carrying out protective duties under the direction
7 of the Secretary of Homeland Security, and for the costs
8 of providing support to respond to immediate and specific
9 terrorist threats or attacks in the District of Columbia or
10 surrounding jurisdictions.

11 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

12 COURTS

13 For salaries and expenses for the District of Colum-
14 bia Courts, \$244,939,000 to be allocated as follows: for
15 the District of Columbia Court of Appeals, \$13,379,000,
16 of which not to exceed \$2,500 is for official reception and
17 representation expenses; for the Superior Court of the
18 District of Columbia, \$121,251,000, of which not to ex-
19 ceed \$2,500 is for official reception and representation ex-
20 penses; for the District of Columbia Court System,
21 \$71,909,000, of which not to exceed \$2,500 is for official
22 reception and representation expenses; and \$38,400,000,
23 to remain available until September 30, 2020, for capital
24 improvements for District of Columbia courthouse facili-
25 ties: *Provided*, That funds made available for capital im-

1 improvements shall be expended consistent with the District
2 of Columbia Courts master plan study and facilities condi-
3 tion assessment: *Provided further*, That notwithstanding
4 any other provision of law, all amounts under this heading
5 shall be apportioned quarterly by the Office of Manage-
6 ment and Budget and obligated and expended in the same
7 manner as funds appropriated for salaries and expenses
8 of other Federal agencies: *Provided further*, That 30 days
9 after providing written notice to the Committees on Ap-
10 propriations of the House of Representatives and the Sen-
11 ate, the District of Columbia Courts may reallocate not
12 more than \$9,000,000 of the funds provided under this
13 heading among the items and entities funded under this
14 heading: *Provided further*, That the Joint Committee on
15 Judicial Administration in the District of Columbia may,
16 by regulation, establish a program substantially similar to
17 the program set forth in subchapter II of chapter 35 of
18 title 5, United States Code, for employees of the District
19 of Columbia Courts.

20 FEDERAL PAYMENT FOR DEFENDER SERVICES IN

21 DISTRICT OF COLUMBIA COURTS

22 (INCLUDING TRANSFER OF FUNDS)

23 For payments authorized under section 11–2604 and
24 section 11–2605, D.C. Official Code (relating to represen-
25 tation provided under the District of Columbia Criminal

1 Justice Act), payments for counsel appointed in pro-
2 ceedings in the Family Court of the Superior Court of the
3 District of Columbia under chapter 23 of title 16, D.C.
4 Official Code, or pursuant to contractual agreements to
5 provide guardian ad litem representation, training, tech-
6 nical assistance, and such other services as are necessary
7 to improve the quality of guardian ad litem representation,
8 payments for counsel appointed in adoption proceedings
9 under chapter 3 of title 16, D.C. Official Code, and pay-
10 ments authorized under section 21–2060, D.C. Official
11 Code (relating to services provided under the District of
12 Columbia Guardianship, Protective Proceedings, and Du-
13 rable Power of Attorney Act of 1986), \$46,005,000, to
14 remain available until expended: *Provided*, That not more
15 than \$20,000,000 in unobligated funds provided in this
16 account may be transferred to and merged with funds
17 made available under the heading “Federal Payment to
18 the District of Columbia Courts,” to be available for the
19 same period and purposes as funds made available under
20 that heading for capital improvements to District of Co-
21 lumbia courthouse facilities: *Provided further*, That funds
22 provided under this heading shall be administered by the
23 Joint Committee on Judicial Administration in the Dis-
24 trict of Columbia: *Provided further*, That, notwithstanding
25 any other provision of law, this appropriation shall be ap-

1 portioned quarterly by the Office of Management and
2 Budget and obligated and expended in the same manner
3 as funds appropriated for expenses of other Federal agen-
4 cies.

5 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-
6 FENDER SUPERVISION AGENCY FOR THE DISTRICT
7 OF COLUMBIA

8 For salaries and expenses, including the transfer and
9 hire of motor vehicles, of the Court Services and Offender
10 Supervision Agency for the District of Columbia, as au-
11 thorized by the National Capital Revitalization and Self-
12 Government Improvement Act of 1997, \$256,724,000, of
13 which not to exceed \$2,000 is for official reception and
14 representation expenses related to Community Supervision
15 and Pretrial Services Agency programs, and of which not
16 to exceed \$25,000 is for dues and assessments relating
17 to the implementation of the Court Services and Offender
18 Supervision Agency Interstate Supervision Act of 2002:
19 *Provided*, That, of the funds appropriated under this head-
20 ing, \$183,166,000 shall be for necessary expenses of Com-
21 munity Supervision and Sex Offender Registration, to in-
22 clude expenses relating to the supervision of adults subject
23 to protection orders or the provision of services for or re-
24 lated to such persons, of which \$5,919,000 shall remain
25 available until September 30, 2021 for costs associated

1 with relocation under a replacement lease for headquarters
2 offices, field offices, and related facilities: *Provided further*,
3 That, of the funds appropriated under this heading,
4 \$73,558,000 shall be available to the Pretrial Services
5 Agency, of which \$7,304,000 shall remain available until
6 September 30, 2021 for costs associated with relocation
7 under a replacement lease for headquarters offices, field
8 offices, and related facilities: *Provided further*, That not-
9 withstanding any other provision of law, all amounts
10 under this heading shall be apportioned quarterly by the
11 Office of Management and Budget and obligated and ex-
12 pended in the same manner as funds appropriated for sal-
13 aries and expenses of other Federal agencies: *Provided fur-*
14 *ther*, That amounts under this heading may be used for
15 programmatic incentives for defendants to successfully
16 complete their terms of supervision.

17 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

18 PUBLIC DEFENDER SERVICE

19 For salaries and expenses, including the transfer and
20 hire of motor vehicles, of the District of Columbia Public
21 Defender Service, as authorized by the National Capital
22 Revitalization and Self-Government Improvement Act of
23 1997, \$45,858,000, of which \$4,471,000 shall be available
24 until September 30, 2021 for costs associated with reloca-
25 tion under a replacement lease for headquarters offices,

1 field offices, and related facilities: *Provided*, That notwith-
2 standing any other provision of law, all amounts under
3 this heading shall be apportioned quarterly by the Office
4 of Management and Budget and obligated and expended
5 in the same manner as funds appropriated for salaries and
6 expenses of Federal agencies.

7 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE

8 COORDINATING COUNCIL

9 For a Federal payment to the Criminal Justice Co-
10 ordinating Council, \$2,150,000, to remain available until
11 expended, to support initiatives related to the coordination
12 of Federal and local criminal justice resources in the Dis-
13 trict of Columbia.

14 FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

15 For a Federal payment, to remain available until
16 September 30, 2020, to the Commission on Judicial Dis-
17 abilities and Tenure, \$295,000, and for the Judicial Nomi-
18 nation Commission, \$270,000.

19 FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

20 For a Federal payment for a school improvement pro-
21 gram in the District of Columbia, \$52,500,000, to remain
22 available until expended, for payments authorized under
23 the Scholarship for Opportunity and Results Act (division
24 C of Public Law 112–10): *Provided*, That, to the extent
25 that funds are available for opportunity scholarships and

1 following the priorities included in section 3006 of such
2 Act, the Secretary of Education shall make scholarships
3 available to students eligible under section 3013(3) of such
4 Act (Public Law 112–10; 125 Stat. 211) including stu-
5 dents who were not offered a scholarship during any pre-
6 vious school year: *Provided further*, That within funds pro-
7 vided for opportunity scholarships up to \$1,200,000 shall
8 be for the activities specified in sections 3007(b) through
9 3007(d) of the Act and up to \$500,000 shall be for the
10 activities specified in section 3009 of the Act.

11 FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA

12 NATIONAL GUARD

13 For a Federal payment to the District of Columbia
14 National Guard, \$435,000, to remain available until ex-
15 pended for the Major General David F. Wherley, Jr. Dis-
16 trict of Columbia National Guard Retention and College
17 Access Program.

18 FEDERAL PAYMENT FOR TESTING AND TREATMENT OF

19 HIV/AIDS

20 For a Federal payment to the District of Columbia
21 for the testing of individuals for, and the treatment of in-
22 dividuals with, human immunodeficiency virus and ac-
23 quired immunodeficiency syndrome in the District of Co-
24 lumbia, \$2,000,000.

1 DISTRICT OF COLUMBIA FUNDS

2 Local funds are appropriated for the District of Co-
3 lumbia for the current fiscal year out of the General Fund
4 of the District of Columbia (“General Fund”) for pro-
5 grams and activities set forth under the heading “PART
6 A—SUMMARY OF EXPENSES” and at the rate set forth
7 under such heading, as included in the Fiscal Year 2019
8 Budget Request Act of 2018 submitted to Congress by
9 the District of Columbia, as amended as of the date of
10 enactment of this Act: *Provided*, That notwithstanding
11 any other provision of law, except as provided in section
12 450A of the District of Columbia Home Rule Act (section
13 1–204.50a, D.C. Official Code), sections 816 and 817 of
14 the Financial Services and General Government Appro-
15 priations Act, 2009 (secs. 47–369.01 and 47–369.02, D.C.
16 Official Code), and provisions of this Act, the total amount
17 appropriated in this Act for operating expenses for the
18 District of Columbia for fiscal year 2019 under this head-
19 ing shall not exceed the estimates included in the Fiscal
20 Year 2019 Budget Request Act of 2018 submitted to Con-
21 gress by the District of Columbia, as amended as of the
22 date of enactment of this Act or the sum of the total reve-
23 nues of the District of Columbia for such fiscal year: *Pro-*
24 *vided further*, That the amount appropriated may be in-
25 creased by proceeds of one-time transactions, which are

1 expended for emergency or unanticipated operating or
2 capital needs: *Provided further*, That such increases shall
3 be approved by enactment of local District law and shall
4 comply with all reserve requirements contained in the Dis-
5 trict of Columbia Home Rule Act: *Provided further*, That
6 the Chief Financial Officer of the District of Columbia
7 shall take such steps as are necessary to assure that the
8 District of Columbia meets these requirements, including
9 the apportioning by the Chief Financial Officer of the ap-
10 propriations and funds made available to the District dur-
11 ing fiscal year 2019, except that the Chief Financial Offi-
12 cer may not reprogram for operating expenses any funds
13 derived from bonds, notes, or other obligations issued for
14 capital projects.

15 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

16 WATER AND SEWER AUTHORITY

17 For a Federal payment to the District of Columbia
18 Water and Sewer Authority, \$10,000,000, to remain avail-
19 able until expended, to continue implementation of the
20 Combined Sewer Overflow Long-Term Plan: *Provided*,
21 That the District of Columbia Water and Sewer Authority
22 provides a 100 percent match for this payment.

23 This title may be cited as the “District of Columbia
24 Appropriations Act, 2019”.

1 TITLE V
2 INDEPENDENT AGENCIES
3 ADMINISTRATIVE CONFERENCE OF THE UNITED STATES
4 SALARIES AND EXPENSES

5 For necessary expenses of the Administrative Con-
6 ference of the United States, authorized by 5 U.S.C. 591
7 et seq., \$3,100,000, to remain available until September
8 30, 2020, of which not to exceed \$1,000 is for official re-
9 ception and representation expenses.

10 COMMODITY FUTURES TRADING COMMISSION

11 For necessary expenses to carry out the provisions
12 of the Commodity Exchange Act (7 U.S.C. 1 et seq.), in-
13 cluding the purchase and hire of passenger motor vehicles,
14 and the rental of space (to include multiple year leases),
15 in the District of Columbia and elsewhere, \$281,500,000,
16 including not to exceed \$3,000 for official reception and
17 representation expenses, and not to exceed \$25,000 for the
18 expenses for consultations and meetings hosted by the
19 Commission with foreign governmental and other regu-
20 latory officials, of which not less than \$57,000,000, to re-
21 main available until September 30, 2020, shall be for the
22 purchase of information technology and of which not less
23 than \$3,302,509 shall be for expenses of the Office of the
24 Inspector General: *Provided*, That notwithstanding the
25 limitations in 31 U.S.C. 1553, amounts provided under

1 this heading are available for the liquidation of obligations
2 equal to current year payments on leases entered into
3 prior to the date of enactment of this Act: *Provided fur-*
4 *ther*, That for the purpose of recording and liquidating any
5 lease obligations that should have been recorded and liq-
6 uidated against accounts closed pursuant to 31 U.S.C.
7 1552, and consistent with the preceding proviso, such
8 amounts shall be transferred to and recorded in a no-year
9 account in the Treasury, which has been established for
10 the sole purpose of recording adjustments for and liqui-
11 dating such unpaid obligations.

12 CONSUMER PRODUCT SAFETY COMMISSION

13 SALARIES AND EXPENSES

14 For necessary expenses of the Consumer Product
15 Safety Commission, including hire of passenger motor ve-
16 hicles, services as authorized by 5 U.S.C. 3109, but at
17 rates for individuals not to exceed the per diem rate equiv-
18 alent to the maximum rate payable under 5 U.S.C. 5376,
19 purchase of nominal awards to recognize non-Federal offi-
20 cials' contributions to Commission activities, and not to
21 exceed \$4,000 for official reception and representation ex-
22 penses, \$126,000,000.

1 ADMINISTRATIVE PROVISIONS—CONSUMER PRODUCT
2 SAFETY COMMISSION

3 SEC. 501. During fiscal year 2019, none of the
4 amounts made available by this Act may be used to final-
5 ize or implement the Safety Standard for Recreational
6 Off-Highway Vehicles published by the Consumer Product
7 Safety Commission in the Federal Register on November
8 19, 2014 (79 Fed. Reg. 68964) until after—

9 (1) the National Academy of Sciences, in con-
10 sultation with the National Highway Traffic Safety
11 Administration and the Department of Defense,
12 completes a study to determine—

13 (A) the technical validity of the lateral sta-
14 bility and vehicle handling requirements pro-
15 posed by such standard for purposes of reduc-
16 ing the risk of Recreational Off-Highway Vehi-
17 cle (referred to in this section as “ROV”) roll-
18 overs in the off-road environment, including the
19 repeatability and reproducibility of testing for
20 compliance with such requirements;

21 (B) the number of ROV rollovers that
22 would be prevented if the proposed require-
23 ments were adopted;

24 (C) whether there is a technical basis for
25 the proposal to provide information on a point-

1 of-sale hangtag about a ROV's rollover resist-
2 ance on a progressive scale; and

3 (D) the effect on the utility of ROVs used
4 by the United States military if the proposed
5 requirements were adopted; and

6 (2) a report containing the results of the study
7 completed under paragraph (1) is delivered to—

8 (A) the Committee on Commerce, Science,
9 and Transportation of the Senate;

10 (B) the Committee on Energy and Com-
11 merce of the House of Representatives;

12 (C) the Committee on Appropriations of
13 the Senate; and

14 (D) the Committee on Appropriations of
15 the House of Representatives.

16 ELECTION ASSISTANCE COMMISSION

17 SALARIES AND EXPENSES

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses to carry out the Help Amer-
20 ica Vote Act of 2002 (Public Law 107–252), \$9,200,000,
21 of which \$1,500,000 shall be transferred to the National
22 Institute of Standards and Technology for election reform
23 activities authorized under the Help America Vote Act of
24 2002.

1 FEDERAL COMMUNICATIONS COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Federal Communica-
4 tions Commission, as authorized by law, including uni-
5 forms and allowances therefor, as authorized by 5 U.S.C.
6 5901–5902; not to exceed \$4,000 for official reception and
7 representation expenses; purchase and hire of motor vehi-
8 cles; special counsel fees; and services as authorized by
9 5 U.S.C. 3109, \$333,118,000, to remain available until
10 expended: *Provided*, That \$333,118,000 of offsetting col-
11 lections shall be assessed and collected pursuant to section
12 9 of title I of the Communications Act of 1934, shall be
13 retained and used for necessary expenses and shall remain
14 available until expended: *Provided further*, That the sum
15 herein appropriated shall be reduced as such offsetting
16 collections are received during fiscal year 2019 so as to
17 result in a final fiscal year 2019 appropriation estimated
18 at \$0: *Provided further*, That any offsetting collections re-
19 ceived in excess of \$333,118,000 in fiscal year 2019 shall
20 not be available for obligation: *Provided further*, That re-
21 maining offsetting collections from prior years collected in
22 excess of the amount specified for collection in each such
23 year and otherwise becoming available on October 1, 2018,
24 shall not be available for obligation: *Provided further*,
25 That, notwithstanding 47 U.S.C. 309(j)(8)(B), proceeds

1 from the use of a competitive bidding system that may
2 be retained and made available for obligation shall not ex-
3 ceed \$130,284,000 for fiscal year 2019: *Provided further*,
4 That, of the amount appropriated under this heading, not
5 less than \$11,064,000 shall be for the salaries and ex-
6 penses of the Office of Inspector General.

7 ADMINISTRATIVE PROVISIONS—FEDERAL

8 COMMUNICATIONS COMMISSION

9 SEC. 510. None of the funds appropriated by this Act
10 may be used by the Federal Communications Commission
11 to modify, amend, or change its rules or regulations for
12 universal service support payments to implement the Feb-
13 ruary 27, 2004 recommendations of the Federal-State
14 Joint Board on Universal Service regarding single connec-
15 tion or primary line restrictions on universal service sup-
16 port payments.

17 FEDERAL DEPOSIT INSURANCE CORPORATION

18 OFFICE OF THE INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector
20 General in carrying out the provisions of the Inspector
21 General Act of 1978, \$42,982,000, to be derived from the
22 Deposit Insurance Fund or, only when appropriate, the
23 FSLIC Resolution Fund.

1 FEDERAL ELECTION COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses to carry out the provisions
4 of the Federal Election Campaign Act of 1971,
5 \$71,250,000, of which not to exceed \$5,000 shall be avail-
6 able for reception and representation expenses.

7 FEDERAL LABOR RELATIONS AUTHORITY

8 SALARIES AND EXPENSES

9 For necessary expenses to carry out functions of the
10 Federal Labor Relations Authority, pursuant to Reorga-
11 nization Plan Numbered 2 of 1978, and the Civil Service
12 Reform Act of 1978, including services authorized by 5
13 U.S.C. 3109, and including hire of experts and consult-
14 ants, hire of passenger motor vehicles, and including offi-
15 cial reception and representation expenses (not to exceed
16 \$1,500) and rental of conference rooms in the District of
17 Columbia and elsewhere, \$26,200,000: *Provided*, That
18 public members of the Federal Service Impasses Panel
19 may be paid travel expenses and per diem in lieu of sub-
20 sistence as authorized by law (5 U.S.C. 5703) for persons
21 employed intermittently in the Government service, and
22 compensation as authorized by 5 U.S.C. 3109: *Provided*
23 *further*, That, notwithstanding 31 U.S.C. 3302, funds re-
24 ceived from fees charged to non-Federal participants at
25 labor-management relations conferences shall be credited

1 to and merged with this account, to be available without
2 further appropriation for the costs of carrying out these
3 conferences.

4 FEDERAL TRADE COMMISSION

5 SALARIES AND EXPENSES

6 For necessary expenses of the Federal Trade Com-
7 mission, including uniforms or allowances therefor, as au-
8 thorized by 5 U.S.C. 5901–5902; services as authorized
9 by 5 U.S.C. 3109; hire of passenger motor vehicles; and
10 not to exceed \$2,000 for official reception and representa-
11 tion expenses, \$309,700,000, to remain available until ex-
12 pended: *Provided*, That not to exceed \$300,000 shall be
13 available for use to contract with a person or persons for
14 collection services in accordance with the terms of 31
15 U.S.C. 3718: *Provided further*, That, notwithstanding any
16 other provision of law, not to exceed \$136,000,000 of off-
17 setting collections derived from fees collected for
18 premerger notification filings under the Hart-Scott-Ro-
19 dino Antitrust Improvements Act of 1976 (15 U.S.C.
20 18a), regardless of the year of collection, shall be retained
21 and used for necessary expenses in this appropriation:
22 *Provided further*, That, notwithstanding any other provi-
23 sion of law, not to exceed \$17,000,000 in offsetting collec-
24 tions derived from fees sufficient to implement and enforce
25 the Telemarketing Sales Rule, promulgated under the

1 Telemarketing and Consumer Fraud and Abuse Preven-
2 tion Act (15 U.S.C. 6101 et seq.), shall be credited to this
3 account, and be retained and used for necessary expenses
4 in this appropriation: *Provided further*, That the sum here-
5 in appropriated from the general fund shall be reduced
6 as such offsetting collections are received during fiscal
7 year 2019, so as to result in a final fiscal year 2019 appro-
8 priation from the general fund estimated at not more than
9 \$156,700,000: *Provided further*, That none of the funds
10 made available to the Federal Trade Commission may be
11 used to implement subsection (e)(2)(B) of section 43 of
12 the Federal Deposit Insurance Act (12 U.S.C. 1831t).

13 GENERAL SERVICES ADMINISTRATION

14 REAL PROPERTY ACTIVITIES

15 FEDERAL BUILDINGS FUND

16 LIMITATIONS ON AVAILABILITY OF REVENUE

17 (INCLUDING TRANSFERS OF FUNDS)

18 Amounts in the Fund, including revenues and collec-
19 tions deposited into the Fund, shall be available for nec-
20 essary expenses of real property management and related
21 activities not otherwise provided for, including operation,
22 maintenance, and protection of federally owned and leased
23 buildings; rental of buildings in the District of Columbia;
24 restoration of leased premises; moving governmental agen-
25 cies (including space adjustments and telecommunications

1 relocation expenses) in connection with the assignment, al-
2 location, and transfer of space; contractual services inci-
3 dent to cleaning or servicing buildings, and moving; repair
4 and alteration of federally owned buildings, including
5 grounds, approaches, and appurtenances; care and safe-
6 guarding of sites; maintenance, preservation, demolition,
7 and equipment; acquisition of buildings and sites by pur-
8 chase, condemnation, or as otherwise authorized by law;
9 acquisition of options to purchase buildings and sites; con-
10 version and extension of federally owned buildings; pre-
11 liminary planning and design of projects by contract or
12 otherwise; construction of new buildings (including equip-
13 ment for such buildings); and payment of principal, inter-
14 est, and any other obligations for public buildings acquired
15 by installment purchase and purchase contract; in the ag-
16 gregate amount of \$9,633,450,000, of which—

17 (1) \$1,080,068,000 shall remain available until
18 expended for construction and acquisition (including
19 funds for sites and expenses, and associated design
20 and construction services) as follows:

21 (A) \$767,900,000 shall be for the Depart-
22 ment of Transportation Lease Purchase Option,
23 Washington, District of Columbia;

1 (B) \$100,000,000 shall be for the DHS
2 Consolidation at St. Elizabeths, Washington,
3 District of Columbia;

4 (C) \$27,268,000 shall be for the Former
5 Hardesty Federal Complex, Kansas City, Mis-
6 souri;

7 (D) \$9,000,000 shall be for the Southeast
8 Federal Center Remediation, Washington, Dis-
9 trict of Columbia; and

10 (E) \$175,900,000 shall be for the Calexico
11 West Land Port of Entry, Calexico, California:

12 *Provided*, That each of the foregoing limits of costs
13 on new construction and acquisition projects may be
14 exceeded to the extent that savings are effected in
15 other such projects, but not to exceed 10 percent of
16 the amounts included in a transmitted prospectus, if
17 required, unless advance approval is obtained from
18 the Committees on Appropriations of a greater
19 amount;

20 (2) \$890,419,000 shall remain available until
21 expended for repairs and alterations, including asso-
22 ciated design and construction services, of which—

23 (A) \$424,690,000 is for Major Repairs and
24 Alterations;

1 (B) \$373,556,000 is for Basic Repairs and
2 Alterations; and

3 (C) \$92,173,000 is for Special Emphasis
4 Programs, of which—

5 (i) \$30,000,000 is for Fire and Life
6 Safety;

7 (ii) \$11,500,000 is for Judiciary Cap-
8 ital Security; and

9 (iii) \$50,673,000 is for Consolidation
10 Activities: *Provided*, That consolidation
11 projects result in reduced annual rent paid
12 by the tenant agency: *Provided further*,
13 That no consolidation project exceed
14 \$10,000,000 in costs: *Provided further*,
15 That consolidation projects are approved
16 by each of the committees specified in sec-
17 tion 3307(a) of title 40, United States
18 Code: *Provided further*, That preference is
19 given to consolidation projects that achieve
20 a utilization rate of 130 usable square feet
21 or less per person for office space: *Pro-*
22 *vided further*, That the obligation of funds
23 under this paragraph for consolidation ac-
24 tivities may not be made until 10 days
25 after a proposed spending plan and expla-

1 nation for each project to be undertaken,
2 including estimated savings, has been sub-
3 mitted to the Committees on Appropria-
4 tions of the House of Representatives and
5 the Senate:

6 *Provided*, That funds made available in this or any
7 previous Act in the Federal Buildings Fund for Re-
8 pairs and Alterations shall, for prospectus projects,
9 be limited to the amount identified for each project,
10 except each project in this or any previous Act may
11 be increased by an amount not to exceed 10 percent
12 unless advance approval is obtained from the Com-
13 mittees on Appropriations of a greater amount: *Pro-*
14 *vided further*, That additional projects for which
15 prospectuses have been fully approved may be fund-
16 ed under this category only if advance approval is
17 obtained from the Committees on Appropriations:
18 *Provided further*, That the amounts provided in this
19 or any prior Act for “Repairs and Alterations” may
20 be used to fund costs associated with implementing
21 security improvements to buildings necessary to
22 meet the minimum standards for security in accord-
23 ance with current law and in compliance with the re-
24 programming guidelines of the appropriate Commit-
25 tees of the House and Senate: *Provided further*, That

1 the difference between the funds appropriated and
2 expended on any projects in this or any prior Act,
3 under the heading “Repairs and Alterations”, may
4 be transferred to Basic Repairs and Alterations or
5 used to fund authorized increases in prospectus
6 projects: *Provided further*, That the amount provided
7 in this or any prior Act for Basic Repairs and Alter-
8 ations may be used to pay claims against the Gov-
9 ernment arising from any projects under the heading
10 “Repairs and Alterations” or used to fund author-
11 ized increases in prospectus projects;

12 (3) \$5,418,845,000 for rental of space to re-
13 main available until expended; and

14 (4) \$2,244,118,000 for building operations to
15 remain available until expended: *Provided*, That the
16 total amount of funds made available from this
17 Fund to the General Services Administration shall
18 not be available for expenses of any construction, re-
19 pair, alteration and acquisition project for which a
20 prospectus, if required by 40 U.S.C. 3307(a), has
21 not been approved, except that necessary funds may
22 be expended for each project for required expenses
23 for the development of a proposed prospectus: *Pro-*
24 *vided further*, That funds available in the Federal
25 Buildings Fund may be expended for emergency re-

1 pairs when advance approval is obtained from the
2 Committees on Appropriations: *Provided further*,
3 That amounts necessary to provide reimbursable
4 special services to other agencies under 40 U.S.C.
5 592(b)(2) and amounts to provide such reimbursable
6 fencing, lighting, guard booths, and other facilities
7 on private or other property not in Government own-
8 ership or control as may be appropriate to enable
9 the United States Secret Service to perform its pro-
10 tective functions pursuant to 18 U.S.C. 3056, shall
11 be available from such revenues and collections: *Pro-*
12 *vided further*, That revenues and collections and any
13 other sums accruing to this Fund during fiscal year
14 2019, excluding reimbursements under 40 U.S.C.
15 592(b)(2), in excess of the aggregate new
16 obligational authority authorized for Real Property
17 Activities of the Federal Buildings Fund in this Act
18 shall remain in the Fund and shall not be available
19 for expenditure except as authorized in appropria-
20 tions Acts.

21 GENERAL ACTIVITIES

22 GOVERNMENT-WIDE POLICY

23 For expenses authorized by law, not otherwise pro-
24 vided for, for Government-wide policy and evaluation ac-
25 tivities associated with the management of real and per-

1 sonal property assets and certain administrative services;
2 Government-wide policy support responsibilities relating to
3 acquisition, travel, motor vehicles, information technology
4 management, and related technology activities; and serv-
5 ices as authorized by 5 U.S.C. 3109; \$58,499,000.

6 OPERATING EXPENSES

7 For expenses authorized by law, not otherwise pro-
8 vided for, for Government-wide activities associated with
9 utilization and donation of surplus personal property; dis-
10 posal of real property; agency-wide policy direction, man-
11 agement, and communications; and services as authorized
12 by 5 U.S.C. 3109; \$49,440,000, of which not less than
13 \$26,890,000 is for Real and Personal Property Manage-
14 ment and Disposal; and up to \$22,550,000 is for the Of-
15 fice of the Administrator, of which not to exceed \$7,500
16 is for official reception and representation expenses.

17 CIVILIAN BOARD OF CONTRACT APPEALS

18 For expenses authorized by law, not otherwise pro-
19 vided for, for the activities associated with the Civilian
20 Board of Contract Appeals, \$9,301,000.

21 OFFICE OF INSPECTOR GENERAL

22 (INCLUDING TRANSFER OF FUNDS)

23 For necessary expenses of the Office of Inspector
24 General and service authorized by 5 U.S.C. 3109,
25 \$65,000,000: *Provided*, That not to exceed \$50,000 shall

1 be available for payment for information and detection of
2 fraud against the Government, including payment for re-
3 covery of stolen Government property: *Provided further*,
4 That not to exceed \$2,500 shall be available for awards
5 to employees of other Federal agencies and private citizens
6 in recognition of efforts and initiatives resulting in en-
7 hanced Office of Inspector General effectiveness.

8 In addition to the foregoing appropriation,
9 \$2,000,000, to remain available until expended, shall be
10 transferred to the Council of the Inspectors General on
11 Integrity and Efficiency for enhancements to
12 www.oversight.gov: *Provided*, That these amounts shall be
13 in addition to any other amounts available to the Council
14 of the Inspectors General on Integrity and Efficiency for
15 such purpose.

16 ALLOWANCES AND OFFICE STAFF FOR FORMER
17 PRESIDENTS

18 For carrying out the provisions of the Act of August
19 25, 1958 (3 U.S.C. 102 note), and Public Law 95–138,
20 \$4,796,000.

21 FEDERAL CITIZEN SERVICES FUND
22 (INCLUDING TRANSFERS OF FUNDS)

23 For necessary expenses of the Office of Products and
24 Programs, including services authorized by 40 U.S.C. 323
25 and 44 U.S.C. 3604; and for necessary expenses in sup-

1 port of interagency projects that enable the Federal Gov-
2 ernment to enhance its ability to conduct activities elec-
3 tronically, through the development and implementation of
4 innovative uses of information technology; \$55,000,000, to
5 be deposited into the Federal Citizen Services Fund: *Pro-*
6 *vided*, That the previous amount may be transferred to
7 Federal agencies to carry out the purpose of the Federal
8 Citizen Services Fund: *Provided further*, That the appro-
9 priations, revenues, reimbursements, and collections de-
10 posited into the Fund shall be available until expended for
11 necessary expenses of Federal Citizen Services and other
12 activities that enable the Federal Government to enhance
13 its ability to conduct activities electronically in the aggre-
14 gate amount not to exceed \$100,000,000: *Provided fur-*
15 *ther*, That appropriations, revenues, reimbursements, and
16 collections accruing to this Fund during fiscal year 2019
17 in excess of such amount shall remain in the Fund and
18 shall not be available for expenditure except as authorized
19 in appropriations Acts: *Provided further*, That the transfer
20 authorities provided herein shall be in addition to any
21 other transfer authority provided in this Act.

22 ASSET PROCEEDS AND SPACE MANAGEMENT FUND

23 For carrying out the purposes of the Federal Assets
24 Sale and Transfer Act of 2016 (Public Law 114–287),
25 \$15,500,000, to be deposited into the Asset Proceeds and

1 Space Management Fund, to remain available until ex-
2 pended.

3 ENVIRONMENTAL REVIEW IMPROVEMENT FUND

4 For necessary expenses of the Environmental Review
5 Improvement Fund established pursuant to 42 U.S.C.
6 4370m-8(d), \$6,070,000, to remain available until ex-
7 pended.

8 ADMINISTRATIVE PROVISIONS—GENERAL SERVICES

9 ADMINISTRATION

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 520. Funds available to the General Services
12 Administration shall be available for the hire of passenger
13 motor vehicles.

14 SEC. 521. Funds in the Federal Buildings Fund
15 made available for fiscal year 2019 for Federal Buildings
16 Fund activities may be transferred between such activities
17 only to the extent necessary to meet program require-
18 ments: *Provided*, That any proposed transfers shall be ap-
19 proved in advance by the Committees on Appropriations
20 of the House of Representatives and the Senate.

21 SEC. 522. Except as otherwise provided in this title,
22 funds made available by this Act shall be used to transmit
23 a fiscal year 2020 request for United States Courthouse
24 construction only if the request: (1) meets the design guide
25 standards for construction as established and approved by

1 the General Services Administration, the Judicial Con-
2 ference of the United States, and the Office of Manage-
3 ment and Budget; (2) reflects the priorities of the Judicial
4 Conference of the United States as set out in its approved
5 Courthouse Project Priorities plan; and (3) includes a
6 standardized courtroom utilization study of each facility
7 to be constructed, replaced, or expanded.

8 SEC. 523. None of the funds provided in this Act may
9 be used to increase the amount of occupiable square feet,
10 provide cleaning services, security enhancements, or any
11 other service usually provided through the Federal Build-
12 ings Fund, to any agency that does not pay the rate per
13 square foot assessment for space and services as deter-
14 mined by the General Services Administration in consider-
15 ation of the Public Buildings Amendments Act of 1972
16 (Public Law 92–313).

17 SEC. 524. From funds made available under the
18 heading Federal Buildings Fund, Limitations on Avail-
19 ability of Revenue, claims against the Government of less
20 than \$250,000 arising from direct construction projects
21 and acquisition of buildings may be liquidated from sav-
22 ings effected in other construction projects with prior noti-
23 fication to the Committees on Appropriations of the House
24 of Representatives and the Senate.

1 SEC. 525. In any case in which the Committee on
2 Transportation and Infrastructure of the House of Rep-
3 resentatives and the Committee on Environment and Pub-
4 lic Works of the Senate adopt a resolution granting lease
5 authority pursuant to a prospectus transmitted to Con-
6 gress by the Administrator of the General Services Admin-
7 istration under 40 U.S.C. 3307, the Administrator shall
8 ensure that the delineated area of procurement is identical
9 to the delineated area included in the prospectus for all
10 lease agreements, except that, if the Administrator deter-
11 mines that the delineated area of the procurement should
12 not be identical to the delineated area included in the pro-
13 spectus, the Administrator shall provide an explanatory
14 statement to each of such committees and the Committees
15 on Appropriations of the House of Representatives and the
16 Senate prior to exercising any lease authority provided in
17 the resolution.

18 SEC. 526. With respect to each project funded under
19 the heading “Major Repairs and Alterations” or “Judici-
20 ary Capital Security Program”, and with respect to E-
21 Government projects funded under the heading “Federal
22 Citizen Services Fund”, the Administrator of General
23 Services shall submit a spending plan and explanation for
24 each project to be undertaken to the Committees on Ap-
25 propriations of the House of Representatives and the Sen-

1 ate not later than 60 days after the date of enactment
2 of this Act.

3 HARRY S TRUMAN SCHOLARSHIP FOUNDATION

4 SALARIES AND EXPENSES

5 For payment to the Harry S Truman Scholarship
6 Foundation Trust Fund, established by section 10 of Pub-
7 lic Law 93–642, \$1,000,000, to remain available until ex-
8 pended.

9 MERIT SYSTEMS PROTECTION BOARD

10 SALARIES AND EXPENSES

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses to carry out functions of the
13 Merit Systems Protection Board pursuant to Reorganiza-
14 tion Plan Numbered 2 of 1978, the Civil Service Reform
15 Act of 1978, and the Whistleblower Protection Act of
16 1989 (5 U.S.C. 5509 note), including services as author-
17 ized by 5 U.S.C. 3109, rental of conference rooms in the
18 District of Columbia and elsewhere, hire of passenger
19 motor vehicles, direct procurement of survey printing, and
20 not to exceed \$2,000 for official reception and representa-
21 tion expenses, \$44,490,000, to remain available until Sep-
22 tember 30, 2020, and in addition not to exceed
23 \$2,345,000, to remain available until September 30, 2020,
24 for administrative expenses to adjudicate retirement ap-
25 peals to be transferred from the Civil Service Retirement

1 and Disability Fund in amounts determined by the Merit
2 Systems Protection Board.

3 MORRIS K. UDALL AND STEWART L. UDALL

4 FOUNDATION

5 MORRIS K. UDALL AND STEWART L. UDALL TRUST FUND

6 (INCLUDING TRANSFER OF FUNDS)

7 For payment to the Morris K. Udall and Stewart L.
8 Udall Trust Fund, pursuant to the Morris K. Udall and
9 Stewart L. Udall Foundation Act (20 U.S.C. 5601 et
10 seq.), \$1,875,000, to remain available until expended, of
11 which, notwithstanding sections 8 and 9 of such Act: (1)
12 up to \$50,000 shall be used to conduct financial audits
13 pursuant to the Accountability of Tax Dollars Act of 2002
14 (Public Law 107–289); and (2) up to \$1,000,000 shall
15 be available to carry out the activities authorized by sec-
16 tion 6(7) of Public Law 102–259 and section 817(a) of
17 Public Law 106–568 (20 U.S.C. 5604(7)): *Provided*, That
18 of the total amount made available under this heading
19 \$200,000 shall be transferred to the Office of Inspector
20 General of the Department of the Interior, to remain
21 available until expended, for audits and investigations of
22 the Morris K. Udall and Stewart L. Udall Foundation,
23 consistent with the Inspector General Act of 1978 (5
24 U.S.C. App.).

1 ENVIRONMENTAL DISPUTE RESOLUTION FUND

2 For payment to the Environmental Dispute Resolu-
3 tion Fund to carry out activities authorized in the Envi-
4 ronmental Policy and Conflict Resolution Act of 1998,
5 \$3,200,000, to remain available until expended.

6 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

7 OPERATING EXPENSES

8 For necessary expenses in connection with the admin-
9 istration of the National Archives and Records Adminis-
10 tration and archived Federal records and related activities,
11 as provided by law, and for expenses necessary for the re-
12 view and declassification of documents, the activities of
13 the Public Interest Declassification Board, the operations
14 and maintenance of the electronic records archives, the
15 hire of passenger motor vehicles, and for uniforms or al-
16 lowances therefor, as authorized by law (5 U.S.C. 5901),
17 including maintenance, repairs, and cleaning,
18 \$375,105,000.

19 OFFICE OF INSPECTOR GENERAL

20 For necessary expenses of the Office of Inspector
21 General in carrying out the provisions of the Inspector
22 General Reform Act of 2008, Public Law 110–409, 122
23 Stat. 4302–16 (2008), and the Inspector General Act of
24 1978 (5 U.S.C. App.), and for the hire of passenger motor
25 vehicles, \$4,801,000.

1 REPAIRS AND RESTORATION

2 For the repair, alteration, and improvement of ar-
3 chives facilities, and to provide adequate storage for hold-
4 ings, \$7,500,000, to remain available until expended.

5 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

6 COMMISSION

7 GRANTS PROGRAM

8 For necessary expenses for allocations and grants for
9 historical publications and records as authorized by 44
10 U.S.C. 2504, \$6,000,000, to remain available until ex-
11 pended.

12 NATIONAL CREDIT UNION ADMINISTRATION

13 COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

14 For the Community Development Revolving Loan
15 Fund program as authorized by 42 U.S.C. 9812, 9822
16 and 9910, \$2,000,000 shall be available until September
17 30, 2020, for technical assistance to low-income des-
18 ignated credit unions.

19 OFFICE OF GOVERNMENT ETHICS

20 SALARIES AND EXPENSES

21 For necessary expenses to carry out functions of the
22 Office of Government Ethics pursuant to the Ethics in
23 Government Act of 1978, the Ethics Reform Act of 1989,
24 and the Stop Trading on Congressional Knowledge Act of
25 2012, including services as authorized by 5 U.S.C. 3109,

1 rental of conference rooms in the District of Columbia and
2 elsewhere, hire of passenger motor vehicles, and not to ex-
3 ceed \$1,500 for official reception and representation ex-
4 penses, \$16,439,000.

5 OFFICE OF PERSONNEL MANAGEMENT

6 SALARIES AND EXPENSES

7 (INCLUDING TRANSFER OF TRUST FUNDS)

8 For necessary expenses to carry out functions of the
9 Office of Personnel Management (OPM) pursuant to Re-
10 organization Plan Numbered 2 of 1978 and the Civil Serv-
11 ice Reform Act of 1978, including services as authorized
12 by 5 U.S.C. 3109; medical examinations performed for
13 veterans by private physicians on a fee basis; rental of con-
14 ference rooms in the District of Columbia and elsewhere;
15 hire of passenger motor vehicles; not to exceed \$2,500 for
16 official reception and representation expenses; advances
17 for reimbursements to applicable funds of OPM and the
18 Federal Bureau of Investigation for expenses incurred
19 under Executive Order No. 10422 of January 9, 1953,
20 as amended; and payment of per diem and/or subsistence
21 allowances to employees where Voting Rights Act activities
22 require an employee to remain overnight at his or her post
23 of duty, \$132,172,000: *Provided*, That of the total amount
24 made available under this heading, not to exceed
25 \$14,000,000 shall remain available until September 30,

1 2020, for information technology infrastructure mod-
2 ernization and Trust Fund Federal Financial System mi-
3 gration or modernization, and shall be in addition to funds
4 otherwise made available for such purposes: *Provided fur-*
5 *ther*, That of the total amount made available under this
6 heading, \$639,018 may be made available for strength-
7 ening the capacity and capabilities of the acquisition work-
8 force (as defined by the Office of Federal Procurement
9 Policy Act, as amended (41 U.S.C. 4001 et seq.)), includ-
10 ing the recruitment, hiring, training, and retention of such
11 workforce and information technology in support of acqui-
12 sition workforce effectiveness or for management solutions
13 to improve acquisition management; and in addition
14 \$133,483,000 for administrative expenses, to be trans-
15 ferred from the appropriate trust funds of OPM without
16 regard to other statutes, including direct procurement of
17 printed materials, for the retirement and insurance pro-
18 grams: *Provided further*, That the provisions of this appro-
19 priation shall not affect the authority to use applicable
20 trust funds as provided by sections 8348(a)(1)(B),
21 8958(f)(2)(A), 8988(f)(2)(A), and 9004(f)(2)(A) of title
22 5, United States Code: *Provided further*, That no part of
23 this appropriation shall be available for salaries and ex-
24 penses of the Legal Examining Unit of OPM established
25 pursuant to Executive Order No. 9358 of July 1, 1943,

1 or any successor unit of like purpose: *Provided further,*
2 That the President's Commission on White House Fel-
3 lows, established by Executive Order No. 11183 of Octo-
4 ber 3, 1964, may, during fiscal year 2019, accept dona-
5 tions of money, property, and personal services: *Provided*
6 *further,* That such donations, including those from prior
7 years, may be used for the development of publicity mate-
8 rials to provide information about the White House Fel-
9 lows, except that no such donations shall be accepted for
10 travel or reimbursement of travel expenses, or for the sala-
11 ries of employees of such Commission.

12 OFFICE OF INSPECTOR GENERAL

13 SALARIES AND EXPENSES

14 (INCLUDING TRANSFER OF TRUST FUNDS)

15 For necessary expenses of the Office of Inspector
16 General in carrying out the provisions of the Inspector
17 General Act of 1978, including services as authorized by
18 5 U.S.C. 3109, hire of passenger motor vehicles,
19 \$5,000,000, and in addition, not to exceed \$25,265,000
20 for administrative expenses to audit, investigate, and pro-
21 vide other oversight of the Office of Personnel Manage-
22 ment's retirement and insurance programs, to be trans-
23 ferred from the appropriate trust funds of the Office of
24 Personnel Management, as determined by the Inspector
25 General: *Provided,* That the Inspector General is author-

1 ized to rent conference rooms in the District of Columbia
2 and elsewhere.

3 OFFICE OF SPECIAL COUNSEL

4 SALARIES AND EXPENSES

5 For necessary expenses to carry out functions of the
6 Office of Special Counsel pursuant to Reorganization Plan
7 Numbered 2 of 1978, the Civil Service Reform Act of
8 1978 (Public Law 95–454), the Whistleblower Protection
9 Act of 1989 (Public Law 101–12) as amended by Public
10 Law 107–304, the Whistleblower Protection Enhancement
11 Act of 2012 (Public Law 112–199), and the Uniformed
12 Services Employment and Reemployment Rights Act of
13 1994 (Public Law 103–353), including services as author-
14 ized by 5 U.S.C. 3109, payment of fees and expenses for
15 witnesses, rental of conference rooms in the District of Co-
16 lumbia and elsewhere, and hire of passenger motor vehi-
17 cles; \$26,535,000.

18 POSTAL REGULATORY COMMISSION

19 SALARIES AND EXPENSES

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses of the Postal Regulatory
22 Commission in carrying out the provisions of the Postal
23 Accountability and Enhancement Act (Public Law 109–
24 435), \$15,200,000, to be derived by transfer from the

1 Postal Service Fund and expended as authorized by sec-
2 tion 603(a) of such Act.

3 PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD

4 SALARIES AND EXPENSES

5 For necessary expenses of the Privacy and Civil Lib-
6 erties Oversight Board, as authorized by section 1061 of
7 the Intelligence Reform and Terrorism Prevention Act of
8 2004 (42 U.S.C. 2000ee), \$5,000,000, to remain available
9 until September 30, 2020.

10 SECURITIES AND EXCHANGE COMMISSION

11 SALARIES AND EXPENSES

12 For necessary expenses for the Securities and Ex-
13 change Commission, including services as authorized by
14 5 U.S.C. 3109, the rental of space (to include multiple
15 year leases) in the District of Columbia and elsewhere, and
16 not to exceed \$3,500 for official reception and representa-
17 tion expenses, \$1,658,302,000, to remain available until
18 expended; of which not less than \$15,206,269 shall be for
19 the Office of Inspector General; of which not to exceed
20 \$75,000 shall be available for a permanent secretariat for
21 the International Organization of Securities Commissions;
22 and of which not to exceed \$100,000 shall be available
23 for expenses for consultations and meetings hosted by the
24 Commission with foreign governmental and other regu-
25 latory officials, members of their delegations and staffs to

1 exchange views concerning securities matters, such ex-
2 penses to include necessary logistic and administrative ex-
3 penses and the expenses of Commission staff and foreign
4 invitees in attendance including: (1) incidental expenses
5 such as meals; (2) travel and transportation; and (3) re-
6 lated lodging or subsistence; and of which not less than
7 \$75,081,000 shall be for the Division of Economic and
8 Risk Analysis.

9 In addition to the foregoing appropriation, for costs
10 associated with relocation under a replacement lease for
11 the Commission's New York regional office facilities, not
12 to exceed \$37,188,942, to remain available until expended:
13 *Provided*, That for purposes of calculating the fee rate
14 under section 31(j) of the Securities Exchange Act of
15 1934 (15 U.S.C. 78ee(j)) for fiscal year 2019, all amounts
16 appropriated under this heading shall be deemed to be the
17 regular appropriation to the Commission for fiscal year
18 2019: *Provided further*, That fees and charges authorized
19 by section 31 of the Securities Exchange Act of 1934 (15
20 U.S.C. 78ee) shall be credited to this account as offsetting
21 collections: *Provided further*, That not to exceed
22 \$1,658,302,000 of such offsetting collections shall be
23 available until expended for necessary expenses of this ac-
24 count and not to exceed \$37,188,942 of such offsetting
25 collections shall be available until expended for costs under

1 this heading associated with relocation under a replace-
2 ment lease for the Commission's New York regional office
3 facilities: *Provided further*, That the total amount appro-
4 priated under this heading from the general fund for fiscal
5 year 2019 shall be reduced as such offsetting fees are re-
6 ceived so as to result in a final total fiscal year 2019 ap-
7 propriation from the general fund estimated at not more
8 than \$0: *Provided further*, That if any amount of the ap-
9 propriation for costs associated with relocation under a re-
10 placement lease for the Commission's New York regional
11 office facilities is subsequently de-obligated by the Com-
12 mission, such amount that was derived from the general
13 fund shall be returned to the general fund, and such
14 amounts that were derived from fees or assessments col-
15 lected for such purpose shall be paid to each national secu-
16 rities exchange and national securities association, respec-
17 tively, in proportion to any fees or assessments paid by
18 such national securities exchange or national securities as-
19 sociation under section 31 of the Securities Exchange Act
20 of 1934 (15 U.S.C. 78ee) in fiscal year 2019.

21 SELECTIVE SERVICE SYSTEM

22 SALARIES AND EXPENSES

23 For necessary expenses of the Selective Service Sys-
24 tem, including expenses of attendance at meetings and of
25 training for uniformed personnel assigned to the Selective

1 Service System, as authorized by 5 U.S.C. 4101–4118 for
2 civilian employees; hire of passenger motor vehicles; serv-
3 ices as authorized by 5 U.S.C. 3109; and not to exceed
4 \$750 for official reception and representation expenses;
5 \$26,000,000: *Provided*, That during the current fiscal
6 year, the President may exempt this appropriation from
7 the provisions of 31 U.S.C. 1341, whenever the President
8 deems such action to be necessary in the interest of na-
9 tional defense: *Provided further*, That none of the funds
10 appropriated by this Act may be expended for or in con-
11 nection with the induction of any person into the Armed
12 Forces of the United States.

13 SMALL BUSINESS ADMINISTRATION

14 SALARIES AND EXPENSES

15 For necessary expenses, not otherwise provided for,
16 of the Small Business Administration, including hire of
17 passenger motor vehicles as authorized by sections 1343
18 and 1344 of title 31, United States Code, and not to ex-
19 ceed \$3,500 for official reception and representation ex-
20 penses, \$267,500,000, of which not less than \$12,000,000
21 shall be available for examinations, reviews, and other
22 lender oversight activities: *Provided*, That the Adminis-
23 trator is authorized to charge fees to cover the cost of pub-
24 lications developed by the Small Business Administration,
25 and certain loan program activities, including fees author-

1 ized by section 5(b) of the Small Business Act: *Provided*
2 *further*, That, notwithstanding 31 U.S.C. 3302, revenues
3 received from all such activities shall be credited to this
4 account, to remain available until expended, for carrying
5 out these purposes without further appropriations: *Pro-*
6 *vided further*, That the Small Business Administration
7 may accept gifts in an amount not to exceed \$4,000,000
8 and may co-sponsor activities, each in accordance with sec-
9 tion 132(a) of division K of Public Law 108–447, during
10 fiscal year 2019: *Provided further*, That \$6,100,000 shall
11 be available for the Loan Modernization and Accounting
12 System, to be available until September 30, 2020: *Pro-*
13 *vided further*, That \$3,000,000 shall be for the Federal
14 and State Technology Partnership Program under section
15 34 of the Small Business Act (15 U.S.C. 657d).

16 ENTREPRENEURIAL DEVELOPMENT PROGRAMS

17 For necessary expenses of programs supporting en-
18 trepreneurial and small business development,
19 \$241,600,000, to remain available until September 30,
20 2020: *Provided*, That \$130,000,000 shall be available to
21 fund grants for performance in fiscal year 2019 or fiscal
22 year 2020 as authorized by section 21 of the Small Busi-
23 ness Act: *Provided further*, That \$31,000,000 shall be for
24 marketing, management, and technical assistance under
25 section 7(m) of the Small Business Act (15 U.S.C.

1 636(m)(4)) by intermediaries that make microloans under
2 the microloan program: *Provided further*, That
3 \$18,000,000 shall be available for grants to States to
4 carry out export programs that assist small business con-
5 cerns authorized under section 22(l) of the Small Business
6 Act (15 U.S.C. 649(l)).

7 OFFICE OF INSPECTOR GENERAL

8 For necessary expenses of the Office of Inspector
9 General in carrying out the provisions of the Inspector
10 General Act of 1978, \$21,900,000.

11 OFFICE OF ADVOCACY

12 For necessary expenses of the Office of Advocacy in
13 carrying out the provisions of title II of Public Law 94-
14 305 (15 U.S.C. 634a et seq.) and the Regulatory Flexi-
15 bility Act of 1980 (5 U.S.C. 601 et seq.), \$9,120,000, to
16 remain available until expended.

17 BUSINESS LOANS PROGRAM ACCOUNT

18 (INCLUDING TRANSFER OF FUNDS)

19 For the cost of direct loans, \$4,000,000, to remain
20 available until expended: *Provided*, That such costs, in-
21 cluding the cost of modifying such loans, shall be as de-
22 fined in section 502 of the Congressional Budget Act of
23 1974: *Provided further*, That subject to section 502 of the
24 Congressional Budget Act of 1974, during fiscal year
25 2019 commitments to guarantee loans under section 503

1 of the Small Business Investment Act of 1958 shall not
2 exceed \$7,500,000,000: *Provided further*, That during fis-
3 cal year 2019 commitments for general business loans au-
4 thorized under section 7(a) of the Small Business Act
5 shall not exceed \$30,000,000,000 for a combination of
6 amortizing term loans and the aggregated maximum line
7 of credit provided by revolving loans: *Provided further*,
8 That during fiscal year 2019 commitments for loans au-
9 thorized under subparagraph (C) of section 502(7) of The
10 Small Business Investment Act of 1958 (15 U.S.C.
11 696(7)) shall not exceed \$7,500,000,000: *Provided further*,
12 That during fiscal year 2019 commitments to guarantee
13 loans for debentures under section 303(b) of the Small
14 Business Investment Act of 1958 shall not exceed
15 \$4,000,000,000: *Provided further*, That during fiscal year
16 2019, guarantees of trust certificates authorized by sec-
17 tion 5(g) of the Small Business Act shall not exceed a
18 principal amount of \$12,000,000,000. In addition, for ad-
19 ministrative expenses to carry out the direct and guaran-
20 teed loan programs, \$155,150,000, which may be trans-
21 ferred to and merged with the appropriations for Salaries
22 and Expenses.

1 ADMINISTRATIVE PROVISIONS—SMALL BUSINESS

2 ADMINISTRATION

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 530. Not to exceed 5 percent of any appropria-
5 tion made available for the current fiscal year for the
6 Small Business Administration in this Act may be trans-
7 ferred between such appropriations, but no such appro-
8 priation shall be increased by more than 10 percent by
9 any such transfers: *Provided*, That any transfer pursuant
10 to this paragraph shall be treated as a reprogramming of
11 funds under section 608 of this Act and shall not be avail-
12 able for obligation or expenditure except in compliance
13 with the procedures set forth in that section.

14 SEC. 531. None of the funds made available to the
15 Small Business Administration in this Act may be pro-
16 vided to a company—

17 (1) that is headquartered in the People's Republic
18 of China; or

19 (2) for which more than 25 percent of the vot-
20 ing stock of the company is owned by affiliates that
21 are citizens of the People's Republic of China.

22 SEC. 532. Not later than 180 days after the date of
23 enactment of this Act, the Small Business Administration
24 shall conduct a study on whether the provision of match-
25 making services that, using data collected through outside

1 entities such as local chambers of commerce, link veteran
2 entrepreneurs to business leads in given industry sectors
3 or geographic regions, would enhance the existing veterans
4 entrepreneurship programs of the Administration.

5 SEC. 533. The Administrator of the Small Business
6 Administration shall—

7 (1) work with Federal agencies to review each
8 Office of Small and Disadvantaged Business Utiliza-
9 tion's efforts to comply with the requirements under
10 section 15(k) of the Small Business Act (15 U.S.C.
11 644(k)); and

12 (2) not later than 180 days after the date of
13 enactment of this Act, submit to the Committee on
14 Small Business and Entrepreneurship and the Com-
15 mittee on Appropriations of the Senate and the
16 Committee on Small Business and the Committee on
17 Appropriations of the House of Representatives—

18 (A) a report on Federal agency compliance
19 with the requirements under such section 15(k);
20 and

21 (B) a report detailing the status of
22 issuance by the Small Business Administration
23 of detailed guidance for the peer review process
24 of the Small Business Procurement Advisory
25 Council in order to facilitate a more in depth

1 review of Federal agency compliance with the
2 requirements under such section 15(k).

3 UNITED STATES POSTAL SERVICE

4 PAYMENT TO THE POSTAL SERVICE FUND

5 For payment to the Postal Service Fund for revenue
6 forgone on free and reduced rate mail, pursuant to sub-
7 sections (c) and (d) of section 2401 of title 39, United
8 States Code, \$55,235,000: *Provided*, That mail for over-
9 seas voting and mail for the blind shall continue to be free:
10 *Provided further*, That 6-day delivery and rural delivery
11 of mail shall continue at not less than the 1983 level: *Pro-*
12 *vided further*, That none of the funds made available to
13 the Postal Service by this Act shall be used to implement
14 any rule, regulation, or policy of charging any officer or
15 employee of any State or local child support enforcement
16 agency, or any individual participating in a State or local
17 program of child support enforcement, a fee for informa-
18 tion requested or provided concerning an address of a
19 postal customer: *Provided further*, That none of the funds
20 provided in this Act shall be used to consolidate or close
21 small rural and other small post offices.

1 OFFICE OF INSPECTOR GENERAL
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, \$250,000,000, to be derived by
7 transfer from the Postal Service Fund and expended as
8 authorized by section 603(b)(3) of the Postal Account-
9 ability and Enhancement Act (Public Law 109–435).

10 UNITED STATES TAX COURT
11 SALARIES AND EXPENSES

12 For necessary expenses, including contract reporting
13 and other services as authorized by 5 U.S.C. 3109,
14 \$51,515,000, of which \$1,000,000 shall remain available
15 until expended: *Provided*, That travel expenses of the
16 judges shall be paid upon the written certificate of the
17 judge.

18 TITLE VI
19 GENERAL PROVISIONS—THIS ACT

20 SEC. 601. None of the funds in this Act shall be used
21 for the planning or execution of any program to pay the
22 expenses of, or otherwise compensate, non-Federal parties
23 intervening in regulatory or adjudicatory proceedings
24 funded in this Act.

1 SEC. 602. None of the funds appropriated in this Act
2 shall remain available for obligation beyond the current
3 fiscal year, nor may any be transferred to other appropria-
4 tions, unless expressly so provided herein.

5 SEC. 603. The expenditure of any appropriation
6 under this Act for any consulting service through procure-
7 ment contract pursuant to 5 U.S.C. 3109, shall be limited
8 to those contracts where such expenditures are a matter
9 of public record and available for public inspection, except
10 where otherwise provided under existing law, or under ex-
11 isting Executive order issued pursuant to existing law.

12 SEC. 604. None of the funds made available in this
13 Act may be transferred to any department, agency, or in-
14 strumentality of the United States Government, except
15 pursuant to a transfer made by, or transfer authority pro-
16 vided in, this Act or any other appropriations Act.

17 SEC. 605. None of the funds made available by this
18 Act shall be available for any activity or for paying the
19 salary of any Government employee where funding an ac-
20 tivity or paying a salary to a Government employee would
21 result in a decision, determination, rule, regulation, or pol-
22 icy that would prohibit the enforcement of section 307 of
23 the Tariff Act of 1930 (19 U.S.C. 1307).

24 SEC. 606. No funds appropriated pursuant to this
25 Act may be expended by an entity unless the entity agrees

1 that in expending the assistance the entity will comply
2 with chapter 83 of title 41, United States Code.

3 SEC. 607. No funds appropriated or otherwise made
4 available under this Act shall be made available to any
5 person or entity that has been convicted of violating chap-
6 ter 83 of title 41, United States Code.

7 SEC. 608. Except as otherwise provided in this Act,
8 none of the funds provided in this Act, provided by pre-
9 vious appropriations Acts to the agencies or entities fund-
10 ed in this Act that remain available for obligation or ex-
11 penditure in fiscal year 2019, or provided from any ac-
12 counts in the Treasury derived by the collection of fees
13 and available to the agencies funded by this Act, shall be
14 available for obligation or expenditure through a re-
15 programming of funds that: (1) creates a new program;
16 (2) eliminates a program, project, or activity; (3) increases
17 funds or personnel for any program, project, or activity
18 for which funds have been denied or restricted by the Con-
19 gress; (4) proposes to use funds directed for a specific ac-
20 tivity by the Committee on Appropriations of either the
21 House of Representatives or the Senate for a different
22 purpose; (5) augments existing programs, projects, or ac-
23 tivities in excess of \$5,000,000 or 10 percent, whichever
24 is less; (6) reduces existing programs, projects, or activi-
25 ties by \$5,000,000 or 10 percent, whichever is less; or (7)

1 creates or reorganizes offices, programs, or activities un-
2 less prior approval is received from the Committees on Ap-
3 propriations of the House of Representatives and the Sen-
4 ate: *Provided*, That prior to any significant reorganization
5 or restructuring of offices, programs, or activities, each
6 agency or entity funded in this Act shall consult with the
7 Committees on Appropriations of the House of Represent-
8 atives and the Senate: *Provided further*, That not later
9 than 60 days after the date of enactment of this Act, each
10 agency funded by this Act shall submit a report to the
11 Committees on Appropriations of the House of Represent-
12 atives and the Senate to establish the baseline for applica-
13 tion of reprogramming and transfer authorities for the
14 current fiscal year: *Provided further*, That at a minimum
15 the report shall include: (1) a table for each appropriation
16 with a separate column to display the President's budget
17 request, adjustments made by Congress, adjustments due
18 to enacted rescissions, if appropriate, and the fiscal year
19 enacted level; (2) a delineation in the table for each appro-
20 priation both by object class and program, project, and
21 activity as detailed in the budget appendix for the respec-
22 tive appropriation; and (3) an identification of items of
23 special congressional interest: *Provided further*, That the
24 amount appropriated or limited for salaries and expenses
25 for an agency shall be reduced by \$100,000 per day for

1 each day after the required date that the report has not
2 been submitted to the Congress.

3 SEC. 609. Except as otherwise specifically provided
4 by law, not to exceed 50 percent of unobligated balances
5 remaining available at the end of fiscal year 2019 from
6 appropriations made available for salaries and expenses
7 for fiscal year 2019 in this Act, shall remain available
8 through September 30, 2020, for each such account for
9 the purposes authorized: *Provided*, That a request shall
10 be submitted to the Committees on Appropriations of the
11 House of Representatives and the Senate for approval
12 prior to the expenditure of such funds: *Provided further*,
13 That these requests shall be made in compliance with re-
14 programming guidelines.

15 SEC. 610. (a) None of the funds made available in
16 this Act may be used by the Executive Office of the Presi-
17 dent to request—

18 (1) any official background investigation report
19 on any individual from the Federal Bureau of Inves-
20 tigation; or

21 (2) a determination with respect to the treat-
22 ment of an organization as described in section
23 501(c) of the Internal Revenue Code of 1986 and
24 exempt from taxation under section 501(a) of such

1 Code from the Department of the Treasury or the
2 Internal Revenue Service.

3 (b) Subsection (a) shall not apply—

4 (1) in the case of an official background inves-
5 tigation report, if such individual has given express
6 written consent for such request not more than 6
7 months prior to the date of such request and during
8 the same presidential administration; or

9 (2) if such request is required due to extraor-
10 dinary circumstances involving national security.

11 SEC. 611. The cost accounting standards promul-
12 gated under chapter 15 of title 41, United States Code
13 shall not apply with respect to a contract under the Fed-
14 eral Employees Health Benefits Program established
15 under chapter 89 of title 5, United States Code.

16 SEC. 612. For the purpose of resolving litigation and
17 implementing any settlement agreements regarding the
18 nonforeign area cost-of-living allowance program, the Of-
19 fice of Personnel Management may accept and utilize
20 (without regard to any restriction on unanticipated travel
21 expenses imposed in an Appropriations Act) funds made
22 available to the Office of Personnel Management pursuant
23 to court approval.

24 SEC. 613. No funds appropriated by this Act shall
25 be available to pay for an abortion, or the administrative

1 expenses in connection with any health plan under the
2 Federal employees health benefits program which provides
3 any benefits or coverage for abortions.

4 SEC. 614. The provision of section 613 shall not
5 apply where the life of the mother would be endangered
6 if the fetus were carried to term, or the pregnancy is the
7 result of an act of rape or incest.

8 SEC. 615. In order to promote Government access to
9 commercial information technology, the restriction on pur-
10 chasing nondomestic articles, materials, and supplies set
11 forth in chapter 83 of title 41, United States Code (popu-
12 larly known as the Buy American Act), shall not apply
13 to the acquisition by the Federal Government of informa-
14 tion technology (as defined in section 11101 of title 40,
15 United States Code), that is a commercial item (as defined
16 in section 103 of title 41, United States Code).

17 SEC. 616. Notwithstanding section 1353 of title 31,
18 United States Code, no officer or employee of any regu-
19 latory agency or commission funded by this Act may ac-
20 cept on behalf of that agency, nor may such agency or
21 commission accept, payment or reimbursement from a
22 non-Federal entity for travel, subsistence, or related ex-
23 penses for the purpose of enabling an officer or employee
24 to attend and participate in any meeting or similar func-
25 tion relating to the official duties of the officer or em-

1 ployee when the entity offering payment or reimbursement
2 is a person or entity subject to regulation by such agency
3 or commission, or represents a person or entity subject
4 to regulation by such agency or commission, unless the
5 person or entity is an organization described in section
6 501(c)(3) of the Internal Revenue Code of 1986 and ex-
7 empt from tax under section 501(a) of such Code.

8 SEC. 617. Notwithstanding section 708 of this Act,
9 funds made available to the Commodity Futures Trading
10 Commission and the Securities and Exchange Commission
11 by this or any other Act may be used for the interagency
12 funding and sponsorship of a joint advisory committee to
13 advise on emerging regulatory issues.

14 SEC. 618. (a)(1) Notwithstanding any other provision
15 of law, an Executive agency covered by this Act otherwise
16 authorized to enter into contracts for either leases or the
17 construction or alteration of real property for office, meet-
18 ing, storage, or other space must consult with the General
19 Services Administration before issuing a solicitation for of-
20 fers of new leases or construction contracts, and in the
21 case of succeeding leases, before entering into negotiations
22 with the current lessor.

23 (2) Any such agency with authority to enter into an
24 emergency lease may do so during any period declared by

1 the President to require emergency leasing authority with
2 respect to such agency.

3 (b) For purposes of this section, the term “Executive
4 agency covered by this Act” means any Executive agency
5 provided funds by this Act, but does not include the Gen-
6 eral Services Administration or the United States Postal
7 Service.

8 SEC. 619. (a) There are appropriated for the fol-
9 lowing activities the amounts required under current law:

10 (1) Compensation of the President (3 U.S.C.
11 102).

12 (2) Payments to—

13 (A) the Judicial Officers’ Retirement Fund
14 (28 U.S.C. 377(o));

15 (B) the Judicial Survivors’ Annuities Fund
16 (28 U.S.C. 376(c)); and

17 (C) the United States Court of Federal
18 Claims Judges’ Retirement Fund (28 U.S.C.
19 178(l)).

20 (3) Payment of Government contributions—

21 (A) with respect to the health benefits of
22 retired employees, as authorized by chapter 89
23 of title 5, United States Code, and the Retired
24 Federal Employees Health Benefits Act (74
25 Stat. 849); and

1 (B) with respect to the life insurance bene-
2 fits for employees retiring after December 31,
3 1989 (5 U.S.C. ch. 87).

4 (4) Payment to finance the unfunded liability of
5 new and increased annuity benefits under the Civil
6 Service Retirement and Disability Fund (5 U.S.C.
7 8348).

8 (5) Payment of annuities authorized to be paid
9 from the Civil Service Retirement and Disability
10 Fund by statutory provisions other than subchapter
11 III of chapter 83 or chapter 84 of title 5, United
12 States Code.

13 (b) Nothing in this section may be construed to ex-
14 empt any amount appropriated by this section from any
15 otherwise applicable limitation on the use of funds con-
16 tained in this Act.

17 SEC. 620. In addition to amounts made available in
18 prior fiscal years, the Public Company Accounting Over-
19 sight Board (Board) shall have authority to obligate funds
20 for the scholarship program established by section
21 109(c)(2) of the Sarbanes-Oxley Act of 2002 (Public Law
22 107–204) in an aggregate amount not exceeding the
23 amount of funds collected by the Board between January
24 1, 2018 and December 31, 2018, including accrued inter-
25 est, as a result of the assessment of monetary penalties.

1 Funds available for obligation in fiscal year 2019 shall re-
2 main available until expended.

3 SEC. 621. None of the funds made available in this
4 Act may be used by the Federal Trade Commission to
5 complete the draft report entitled “Interagency Working
6 Group on Food Marketed to Children: Preliminary Pro-
7 posed Nutrition Principles to Guide Industry Self-Regu-
8 latory Efforts” unless the Interagency Working Group on
9 Food Marketed to Children complies with Executive Order
10 No. 13563.

11 SEC. 622. None of the funds in this Act may be used
12 for the Director of the Office of Personnel Management
13 to award a contract, enter an extension of, or exercise an
14 option on a contract to a contractor conducting the final
15 quality review processes for background investigation
16 fieldwork services or background investigation support
17 services that, as of the date of the award of the contract,
18 are being conducted by that contractor.

19 SEC. 623. (a) The head of each executive branch
20 agency funded by this Act shall ensure that the Chief In-
21 formation Officer of the agency has the authority to par-
22 ticipate in decisions regarding the budget planning process
23 related to information technology.

24 (b) Amounts appropriated for any executive branch
25 agency funded by this Act that are available for informa-

1 tion technology shall be allocated within the agency, con-
2 sistent with the provisions of appropriations Acts and
3 budget guidelines and recommendations from the Director
4 of the Office of Management and Budget, in such manner
5 as specified by, or approved by, the Chief Information Of-
6 ficer of the agency in consultation with the Chief Financial
7 Officer of the agency and budget officials.

8 SEC. 624. None of the funds made available in this
9 Act may be used in contravention of chapter 29, 31, or
10 33 of title 44, United States Code.

11 SEC. 625. None of the funds made available in this
12 Act may be used by a governmental entity to require the
13 disclosure by a provider of electronic communication serv-
14 ice to the public or remote computing service of the con-
15 tents of a wire or electronic communication that is in elec-
16 tronic storage with the provider (as such terms are defined
17 in sections 2510 and 2711 of title 18, United States Code)
18 in a manner that violates the Fourth Amendment to the
19 Constitution of the United States.

20 SEC. 626. None of the funds appropriated by this Act
21 may be used by the Federal Communications Commission
22 to modify, amend, or change the rules or regulations of
23 the Commission for universal service high-cost support for
24 competitive eligible telecommunications carriers in a way
25 that is inconsistent with paragraph (e)(5) or (e)(6) of sec-

1 tion 54.307 of title 47, Code of Federal Regulations, as
2 in effect on July 15, 2015: *Provided*, That this section
3 shall not prohibit the Commission from considering, devel-
4 oping, or adopting other support mechanisms as an alter-
5 native to Mobility Fund Phase II.

6 SEC. 627. No funds provided in this Act shall be used
7 to deny an Inspector General funded under this Act timely
8 access to any records, documents, or other materials avail-
9 able to the department or agency over which that Inspec-
10 tor General has responsibilities under the Inspector Gen-
11 eral Act of 1978, or to prevent or impede that Inspector
12 General's access to such records, documents, or other ma-
13 terials, under any provision of law, except a provision of
14 law that expressly refers to the Inspector General and ex-
15 pressly limits the Inspector General's right of access. A
16 department or agency covered by this section shall provide
17 its Inspector General with access to all such records, docu-
18 ments, and other materials in a timely manner. Each In-
19 spector General shall ensure compliance with statutory
20 limitations on disclosure relevant to the information pro-
21 vided by the establishment over which that Inspector Gen-
22 eral has responsibilities under the Inspector General Act
23 of 1978. Each Inspector General covered by this section
24 shall report to the Committees on Appropriations of the

1 House of Representatives and the Senate within 5 cal-
2 endar days any failures to comply with this requirement.

3 SEC. 628. (a) None of the funds made available in
4 this Act may be used to maintain or establish a computer
5 network unless such network blocks the viewing,
6 downloading, and exchanging of pornography.

7 (b) Nothing in subsection (a) shall limit the use of
8 funds necessary for any Federal, State, tribal, or local law
9 enforcement agency or any other entity carrying out crimi-
10 nal investigations, prosecution, adjudication activities, or
11 other law enforcement- or victim assistance-related activ-
12 ity.

13 SEC. 629. None of the funds made available by this
14 Act shall be used by the Securities and Exchange Commis-
15 sion to finalize, issue, or implement any rule, regulation,
16 or order regarding the disclosure of political contributions,
17 contributions to tax exempt organizations, or dues paid
18 to trade associations.

19 SEC. 630. None of the funds appropriated or other-
20 wise made available by this Act may be used to pay award
21 or incentive fees for contractors whose performance has
22 been judged to be below satisfactory, behind schedule, over
23 budget, or has failed to meet the basic requirements of
24 a contract, unless the Agency determines that any such
25 deviations are due to unforeseeable events, government-

1 driven scope changes, or are not significant within the
2 overall scope of the project and/or program and unless
3 such awards or incentive fees are consistent with
4 16.401(e)(2) of the FAR.

5 SEC. 631. (a) None of the funds made available under
6 this Act may be used to pay for travel and conference ac-
7 tivities that result in a total cost to an Executive branch
8 department, agency, board or commission of more than
9 \$500,000 at any single conference unless the head of the
10 Executive branch department, agency, board, or commis-
11 sion determines that such attendance is in the national
12 interest and advance notice is transmitted to the Commit-
13 tees on Appropriations of the House of Representatives
14 and the Senate that includes the basis of that determina-
15 tion.

16 (b) None of the funds made available under this Act
17 may be used to pay for the travel to or attendance of more
18 than 50 employees, who are stationed in the United
19 States, at any single conference occurring outside the
20 United States unless the head of the Executive branch de-
21 partment, agency, board, or commission determines that
22 such attendance is in the national interest and advance
23 notice is transmitted to the Committees on Appropriations
24 of the House of Representatives and the Senate that in-
25 cludes the basis of that determination.

1 SEC. 632. (a) None of the funds appropriated or oth-
2 erwise made available under this Act may be used by de-
3 partments and agencies funded in this Act to acquire tele-
4 communications equipment produced by Huawei Tech-
5 nologies Company, ZTE Corporation or a high-impact or
6 moderate-impact information system, as defined for secu-
7 rity categorization in the National Institute of Standards
8 and Technology’s (NIST) Federal Information Processing
9 Standard Publication 199, “Standards for Security Cat-
10 egorization of Federal Information and Information Sys-
11 tems” unless the agency has—

12 (1) reviewed the supply chain risk for the infor-
13 mation systems against criteria developed by NIST
14 to inform acquisition decisions for high-impact and
15 moderate-impact information systems within the
16 Federal Government;

17 (2) reviewed the supply chain risk from the pre-
18 sumptive awardee against available and relevant
19 threat information provided by the Federal Bureau
20 of Investigation and other appropriate agencies; and

21 (3) in consultation with the Federal Bureau of
22 Investigation or other appropriate Federal entity,
23 conducted an assessment of any risk of cyber-espio-
24 nage or sabotage associated with the acquisition of
25 such system, including any risk associated with such

1 system being produced, manufactured, or assembled
2 by one or more entities identified by the United
3 States Government as posing a cyber threat, includ-
4 ing but not limited to, those that may be owned, di-
5 rected, or subsidized by the People’s Republic of
6 China, the Islamic Republic of Iran, the Democratic
7 People’s Republic of Korea, or the Russian Federa-
8 tion.

9 (b) None of the funds appropriated or otherwise
10 made available under this Act may be used to acquire a
11 high-impact or moderate impact information system re-
12 viewed and assessed under subsection (a) unless the head
13 of the assessing entity described in subsection (a) has—

14 (1) developed, in consultation with NIST and
15 supply chain risk management experts, a mitigation
16 strategy for any identified risks;

17 (2) determined, in consultation with NIST and
18 the Federal Bureau of Investigation, that the acqui-
19 sition of such system is in the vital national security
20 interest of the United States; and

21 (3) reported that determination to the Commit-
22 tees on Appropriations of the House of Representa-
23 tives and the Senate in a manner that identifies the
24 system intended for acquisition and a detailed de-
25 scription of the mitigation strategies identified in

1 (1), provided that such report may include a classi-
2 fied annex as necessary.

3 SEC. 633. None of the funds made available by this
4 Act shall be used for airline accommodations for any offi-
5 cer (as defined in section 2104 of title 5, United States
6 Code) or employee (as defined in section 2105 of title 5,
7 United States Code) in the executive branch that are not
8 coach-class accommodations (which term is defined, for
9 purposes of this section, as the basic class of accommoda-
10 tion by airlines that is normally the lowest fare offered
11 regardless of airline terminology used, and (as referred to
12 by airlines) may include tourist class or economy class,
13 as well as single class when the airline offers only one class
14 of accommodations to all travelers), unless such accom-
15 modations are consistent with section 301–10.123 of title
16 41, Code of Federal Regulations (as in effect on the date
17 of enactment of this Act) and, with respect to subsection
18 (a)(3) and (b)(2) of such section, written authorization is
19 provided by the head of the agency (or, if the accommoda-
20 tions are for the head of the agency, by the Inspector Gen-
21 eral of the agency).

22 SEC. 634. The Comptroller General of the United
23 States, in consultation with relevant regulators, shall con-
24 duct a study that—

1 (1) examines the financial impact of the min-
2 eral pyrrhotite in concrete home foundations; and

3 (2) provides recommendations on regulatory
4 and legislative actions needed to help mitigate the fi-
5 nancial impact described in paragraph (1) on banks,
6 mortgage lenders, tax revenues, and homeowners.

7 TITLE VII

8 GENERAL PROVISIONS—GOVERNMENT-WIDE

9 DEPARTMENTS, AGENCIES, AND CORPORATIONS

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 701. No department, agency, or instrumentality
12 of the United States receiving appropriated funds under
13 this or any other Act for fiscal year 2019 shall obligate
14 or expend any such funds, unless such department, agen-
15 cy, or instrumentality has in place, and will continue to
16 administer in good faith, a written policy designed to en-
17 sure that all of its workplaces are free from the illegal
18 use, possession, or distribution of controlled substances
19 (as defined in the Controlled Substances Act (21 U.S.C.
20 802)) by the officers and employees of such department,
21 agency, or instrumentality.

22 SEC. 702. Unless otherwise specifically provided, the
23 maximum amount allowable during the current fiscal year
24 in accordance with subsection 1343(c) of title 31, United
25 States Code, for the purchase of any passenger motor ve-

1 hicle (exclusive of buses, ambulances, law enforcement ve-
2 hicles, protective vehicles, and undercover surveillance ve-
3 hicles), is hereby fixed at \$19,947 except station wagons
4 for which the maximum shall be \$19,997: *Provided*, That
5 these limits may be exceeded by not to exceed \$7,250 for
6 police-type vehicles: *Provided further*, That the limits set
7 forth in this section may not be exceeded by more than
8 5 percent for electric or hybrid vehicles purchased for
9 demonstration under the provisions of the Electric and
10 Hybrid Vehicle Research, Development, and Demonstra-
11 tion Act of 1976: *Provided further*, That the limits set
12 forth in this section may be exceeded by the incremental
13 cost of clean alternative fuels vehicles acquired pursuant
14 to Public Law 101-549 over the cost of comparable con-
15 ventionally fueled vehicles: *Provided further*, That the lim-
16 its set forth in this section shall not apply to any vehicle
17 that is a commercial item and which operates on alter-
18 native fuel, including but not limited to electric, plug-in
19 hybrid electric, and hydrogen fuel cell vehicles.

20 SEC. 703. Appropriations of the executive depart-
21 ments and independent establishments for the current fis-
22 cal year available for expenses of travel, or for the ex-
23 penses of the activity concerned, are hereby made available
24 for quarters allowances and cost-of-living allowances, in
25 accordance with 5 U.S.C. 5922-5924.

1 SEC. 704. Unless otherwise specified in law during
2 the current fiscal year, no part of any appropriation con-
3 tained in this or any other Act shall be used to pay the
4 compensation of any officer or employee of the Govern-
5 ment of the United States (including any agency the ma-
6 jority of the stock of which is owned by the Government
7 of the United States) whose post of duty is in the conti-
8 nental United States unless such person: (1) is a citizen
9 of the United States; (2) is a person who is lawfully admit-
10 ted for permanent residence and is seeking citizenship as
11 outlined in 8 U.S.C. 1324b(a)(3)(B); (3) is a person who
12 is admitted as a refugee under 8 U.S.C. 1157 or is grant-
13 ed asylum under 8 U.S.C. 1158 and has filed a declaration
14 of intention to become a lawful permanent resident and
15 then a citizen when eligible; or (4) is a person who owes
16 allegiance to the United States: *Provided*, That for pur-
17 poses of this section, affidavits signed by any such person
18 shall be considered prima facie evidence that the require-
19 ments of this section with respect to his or her status are
20 being complied with: *Provided further*, That for purposes
21 of subsections (2) and (3) such affidavits shall be sub-
22 mitted prior to employment and updated thereafter as nec-
23 essary: *Provided further*, That any person making a false
24 affidavit shall be guilty of a felony, and upon conviction,
25 shall be fined no more than \$4,000 or imprisoned for not

1 more than 1 year, or both: *Provided further*, That the
2 above penal clause shall be in addition to, and not in sub-
3 stitution for, any other provisions of existing law: *Provided*
4 *further*, That any payment made to any officer or em-
5 ployee contrary to the provisions of this section shall be
6 recoverable in action by the Federal Government: *Provided*
7 *further*, That this section shall not apply to any person
8 who is an officer or employee of the Government of the
9 United States on the date of enactment of this Act, or
10 to international broadcasters employed by the Broad-
11 casting Board of Governors, or to temporary employment
12 of translators, or to temporary employment in the field
13 service (not to exceed 60 days) as a result of emergencies:
14 *Provided further*, That this section does not apply to the
15 employment as Wildland firefighters for not more than
16 120 days of nonresident aliens employed by the Depart-
17 ment of the Interior or the USDA Forest Service pursuant
18 to an agreement with another country.

19 SEC. 705. Appropriations available to any depart-
20 ment or agency during the current fiscal year for nec-
21 essary expenses, including maintenance or operating ex-
22 penses, shall also be available for payment to the General
23 Services Administration for charges for space and services
24 and those expenses of renovation and alteration of build-
25 ings and facilities which constitute public improvements

1 performed in accordance with the Public Buildings Act of
2 1959 (73 Stat. 479), the Public Buildings Amendments
3 of 1972 (86 Stat. 216), or other applicable law.

4 SEC. 706. In addition to funds provided in this or
5 any other Act, all Federal agencies are authorized to re-
6 ceive and use funds resulting from the sale of materials,
7 including Federal records disposed of pursuant to a
8 records schedule recovered through recycling or waste pre-
9 vention programs. Such funds shall be available until ex-
10 pended for the following purposes:

11 (1) Acquisition, waste reduction and prevention,
12 and recycling programs as described in Executive
13 Order No. 13693 (March 19, 2015), including any
14 such programs adopted prior to the effective date of
15 the Executive order.

16 (2) Other Federal agency environmental man-
17 agement programs, including, but not limited to, the
18 development and implementation of hazardous waste
19 management and pollution prevention programs.

20 (3) Other employee programs as authorized by
21 law or as deemed appropriate by the head of the
22 Federal agency.

23 SEC. 707. Funds made available by this or any other
24 Act for administrative expenses in the current fiscal year
25 of the corporations and agencies subject to chapter 91 of

1 title 31, United States Code, shall be available, in addition
2 to objects for which such funds are otherwise available,
3 for rent in the District of Columbia; services in accordance
4 with 5 U.S.C. 3109; and the objects specified under this
5 head, all the provisions of which shall be applicable to the
6 expenditure of such funds unless otherwise specified in the
7 Act by which they are made available: *Provided*, That in
8 the event any functions budgeted as administrative ex-
9 penses are subsequently transferred to or paid from other
10 funds, the limitations on administrative expenses shall be
11 correspondingly reduced.

12 SEC. 708. No part of any appropriation contained in
13 this or any other Act shall be available for interagency
14 financing of boards (except Federal Executive Boards),
15 commissions, councils, committees, or similar groups
16 (whether or not they are interagency entities) which do
17 not have a prior and specific statutory approval to receive
18 financial support from more than one agency or instru-
19 mentality.

20 SEC. 709. None of the funds made available pursuant
21 to the provisions of this or any other Act shall be used
22 to implement, administer, or enforce any regulation which
23 has been disapproved pursuant to a joint resolution duly
24 adopted in accordance with the applicable law of the
25 United States.

1 SEC. 710. During the period in which the head of
2 any department or agency, or any other officer or civilian
3 employee of the Federal Government appointed by the
4 President of the United States, holds office, no funds may
5 be obligated or expended in excess of \$5,000 to furnish
6 or redecorate the office of such department head, agency
7 head, officer, or employee, or to purchase furniture or
8 make improvements for any such office, unless advance
9 notice of such furnishing or redecoration is transmitted
10 to the Committees on Appropriations of the House of Rep-
11 resentatives and the Senate. For the purposes of this sec-
12 tion, the term “office” shall include the entire suite of of-
13 fices assigned to the individual, as well as any other space
14 used primarily by the individual or the use of which is
15 directly controlled by the individual.

16 SEC. 711. Notwithstanding 31 U.S.C. 1346, or sec-
17 tion 708 of this Act, funds made available for the current
18 fiscal year by this or any other Act shall be available for
19 the interagency funding of national security and emer-
20 gency preparedness telecommunications initiatives which
21 benefit multiple Federal departments, agencies, or enti-
22 ties, as provided by Executive Order No. 13618 (July 6,
23 2012).

24 SEC. 712. (a) None of the funds made available by
25 this or any other Act may be obligated or expended by

1 any department, agency, or other instrumentality of the
2 Federal Government to pay the salaries or expenses of any
3 individual appointed to a position of a confidential or pol-
4 icy-determining character that is excepted from the com-
5 petitive service under section 3302 of title 5, United
6 States Code, (pursuant to schedule C of subpart C of part
7 213 of title 5 of the Code of Federal Regulations) unless
8 the head of the applicable department, agency, or other
9 instrumentality employing such schedule C individual cer-
10 tifies to the Director of the Office of Personnel Manage-
11 ment that the schedule C position occupied by the indi-
12 vidual was not created solely or primarily in order to detail
13 the individual to the White House.

14 (b) The provisions of this section shall not apply to
15 Federal employees or members of the armed forces de-
16 tailed to or from an element of the intelligence community
17 (as that term is defined under section 3(4) of the National
18 Security Act of 1947 (50 U.S.C. 3003(4))).

19 SEC. 713. No part of any appropriation contained in
20 this or any other Act shall be available for the payment
21 of the salary of any officer or employee of the Federal
22 Government, who—

23 (1) prohibits or prevents, or attempts or threat-
24 ens to prohibit or prevent, any other officer or em-
25 ployee of the Federal Government from having any

1 direct oral or written communication or contact with
2 any Member, committee, or subcommittee of the
3 Congress in connection with any matter pertaining
4 to the employment of such other officer or employee
5 or pertaining to the department or agency of such
6 other officer or employee in any way, irrespective of
7 whether such communication or contact is at the ini-
8 tiative of such other officer or employee or in re-
9 sponse to the request or inquiry of such Member,
10 committee, or subcommittee; or

11 (2) removes, suspends from duty without pay,
12 demotes, reduces in rank, seniority, status, pay, or
13 performance or efficiency rating, denies promotion
14 to, relocates, reassigns, transfers, disciplines, or dis-
15 criminate in regard to any employment right, enti-
16 tlement, or benefit, or any term or condition of em-
17 ployment of, any other officer or employee of the
18 Federal Government, or attempts or threatens to
19 commit any of the foregoing actions with respect to
20 such other officer or employee, by reason of any
21 communication or contact of such other officer or
22 employee with any Member, committee, or sub-
23 committee of the Congress as described in paragraph
24 (1).

1 SEC. 714. (a) None of the funds made available in
2 this or any other Act may be obligated or expended for
3 any employee training that—

4 (1) does not meet identified needs for knowl-
5 edge, skills, and abilities bearing directly upon the
6 performance of official duties;

7 (2) contains elements likely to induce high lev-
8 els of emotional response or psychological stress in
9 some participants;

10 (3) does not require prior employee notification
11 of the content and methods to be used in the train-
12 ing and written end of course evaluation;

13 (4) contains any methods or content associated
14 with religious or quasi-religious belief systems or
15 “new age” belief systems as defined in Equal Em-
16 ployment Opportunity Commission Notice N-
17 915.022, dated September 2, 1988; or

18 (5) is offensive to, or designed to change, par-
19 ticipants’ personal values or lifestyle outside the
20 workplace.

21 (b) Nothing in this section shall prohibit, restrict, or
22 otherwise preclude an agency from conducting training
23 bearing directly upon the performance of official duties.

24 SEC. 715. No part of any funds appropriated in this
25 or any other Act shall be used by an agency of the execu-

1 tive branch, other than for normal and recognized execu-
2 tive-legislative relationships, for publicity or propaganda
3 purposes, and for the preparation, distribution or use of
4 any kit, pamphlet, booklet, publication, radio, television,
5 or film presentation designed to support or defeat legisla-
6 tion pending before the Congress, except in presentation
7 to the Congress itself.

8 SEC. 716. None of the funds appropriated by this or
9 any other Act may be used by an agency to provide a Fed-
10 eral employee's home address to any labor organization
11 except when the employee has authorized such disclosure
12 or when such disclosure has been ordered by a court of
13 competent jurisdiction.

14 SEC. 717. None of the funds made available in this
15 or any other Act may be used to provide any non-public
16 information such as mailing, telephone or electronic mail-
17 ing lists to any person or any organization outside of the
18 Federal Government without the approval of the Commit-
19 tees on Appropriations of the House of Representatives
20 and the Senate.

21 SEC. 718. No part of any appropriation contained in
22 this or any other Act shall be used directly or indirectly,
23 including by private contractor, for publicity or propa-
24 ganda purposes within the United States not heretofore
25 authorized by Congress.

1 SEC. 719. (a) In this section, the term “agency”—

2 (1) means an Executive agency, as defined
3 under 5 U.S.C. 105; and

4 (2) includes a military department, as defined
5 under section 102 of such title, the United States
6 Postal Service, and the Postal Regulatory Commis-
7 sion.

8 (b) Unless authorized in accordance with law or regu-
9 lations to use such time for other purposes, an employee
10 of an agency shall use official time in an honest effort
11 to perform official duties. An employee not under a leave
12 system, including a Presidential appointee exempted under
13 5 U.S.C. 6301(2), has an obligation to expend an honest
14 effort and a reasonable proportion of such employee’s time
15 in the performance of official duties.

16 SEC. 720. Notwithstanding 31 U.S.C. 1346 and sec-
17 tion 708 of this Act, funds made available for the current
18 fiscal year by this or any other Act to any department
19 or agency, which is a member of the Federal Accounting
20 Standards Advisory Board (FASAB), shall be available to
21 finance an appropriate share of FASAB administrative
22 costs.

23 SEC. 721. Notwithstanding 31 U.S.C. 1346 and sec-
24 tion 708 of this Act, the head of each Executive depart-
25 ment and agency is hereby authorized to transfer to or

1 reimburse “General Services Administration, Government-
2 wide Policy” with the approval of the Director of the Of-
3 fice of Management and Budget, funds made available for
4 the current fiscal year by this or any other Act, including
5 rebates from charge card and other contracts: *Provided*,
6 That these funds shall be administered by the Adminis-
7 trator of General Services to support Government-wide
8 and other multi-agency financial, information technology,
9 procurement, and other management innovations, initia-
10 tives, and activities, including improving coordination and
11 reducing duplication, as approved by the Director of the
12 Office of Management and Budget, in consultation with
13 the appropriate interagency and multi-agency groups des-
14 ignated by the Director (including the President’s Man-
15 agement Council for overall management improvement ini-
16 tiatives, the Chief Financial Officers Council for financial
17 management initiatives, the Chief Information Officers
18 Council for information technology initiatives, the Chief
19 Human Capital Officers Council for human capital initia-
20 tives, the Chief Acquisition Officers Council for procure-
21 ment initiatives, and the Performance Improvement Coun-
22 cil for performance improvement initiatives): *Provided fur-*
23 *ther*, That the total funds transferred or reimbursed shall
24 not exceed \$15,000,000 to improve coordination, reduce
25 duplication, and for other activities related to Federal

1 Government Priority Goals established by 31 U.S.C. 1120,
2 and not to exceed \$17,000,000 for Government-Wide inno-
3 vations, initiatives, and activities: *Provided further*, That
4 the funds transferred to or for reimbursement of “General
5 Services Administration, Government-wide Policy” during
6 fiscal year 2019 shall remain available for obligation
7 through September 30, 2020: *Provided further*, That such
8 transfers or reimbursements may only be made after 15
9 days following notification of the Committees on Appro-
10 priations of the House of Representatives and the Senate
11 by the Director of the Office of Management and Budget.

12 SEC. 722. Notwithstanding any other provision of
13 law, a woman may breastfeed her child at any location
14 in a Federal building or on Federal property, if the woman
15 and her child are otherwise authorized to be present at
16 the location.

17 SEC. 723. Notwithstanding 31 U.S.C. 1346, or sec-
18 tion 708 of this Act, funds made available for the current
19 fiscal year by this or any other Act shall be available for
20 the interagency funding of specific projects, workshops,
21 studies, and similar efforts to carry out the purposes of
22 the National Science and Technology Council (authorized
23 by Executive Order No. 12881), which benefit multiple
24 Federal departments, agencies, or entities: *Provided*, That
25 the Office of Management and Budget shall provide a re-

1 port describing the budget of and resources connected with
2 the National Science and Technology Council to the Com-
3 mittees on Appropriations, the House Committee on
4 Science and Technology, and the Senate Committee on
5 Commerce, Science, and Transportation 90 days after en-
6 actment of this Act.

7 SEC. 724. Any request for proposals, solicitation,
8 grant application, form, notification, press release, or
9 other publications involving the distribution of Federal
10 funds shall comply with any relevant requirements in part
11 200 of title 2, Code of Federal Regulations: *Provided*,
12 That this section shall apply to direct payments, formula
13 funds, and grants received by a State receiving Federal
14 funds.

15 SEC. 725. (a) PROHIBITION OF FEDERAL AGENCY
16 MONITORING OF INDIVIDUALS' INTERNET USE.—None of
17 the funds made available in this or any other Act may
18 be used by any Federal agency—

19 (1) to collect, review, or create any aggregation
20 of data, derived from any means, that includes any
21 personally identifiable information relating to an in-
22 dividual's access to or use of any Federal Govern-
23 ment Internet site of the agency; or

24 (2) to enter into any agreement with a third
25 party (including another government agency) to col-

1 lect, review, or obtain any aggregation of data, de-
2 rived from any means, that includes any personally
3 identifiable information relating to an individual's
4 access to or use of any nongovernmental Internet
5 site.

6 (b) EXCEPTIONS.—The limitations established in
7 subsection (a) shall not apply to—

8 (1) any record of aggregate data that does not
9 identify particular persons;

10 (2) any voluntary submission of personally iden-
11 tifiable information;

12 (3) any action taken for law enforcement, regu-
13 latory, or supervisory purposes, in accordance with
14 applicable law; or

15 (4) any action described in subsection (a)(1)
16 that is a system security action taken by the oper-
17 ator of an Internet site and is necessarily incident
18 to providing the Internet site services or to pro-
19 tecting the rights or property of the provider of the
20 Internet site.

21 (c) DEFINITIONS.—For the purposes of this section:

22 (1) The term “regulatory” means agency ac-
23 tions to implement, interpret or enforce authorities
24 provided in law.

1 (2) The term “supervisory” means examina-
2 tions of the agency’s supervised institutions, includ-
3 ing assessing safety and soundness, overall financial
4 condition, management practices and policies and
5 compliance with applicable standards as provided in
6 law.

7 SEC. 726. (a) None of the funds appropriated by this
8 Act may be used to enter into or renew a contract which
9 includes a provision providing prescription drug coverage,
10 except where the contract also includes a provision for con-
11 traceptive coverage.

12 (b) Nothing in this section shall apply to a contract
13 with—

14 (1) any of the following religious plans:

15 (A) Personal Care’s HMO; and

16 (B) OSF HealthPlans, Inc.; and

17 (2) any existing or future plan, if the carrier
18 for the plan objects to such coverage on the basis of
19 religious beliefs.

20 (c) In implementing this section, any plan that enters
21 into or renews a contract under this section may not sub-
22 ject any individual to discrimination on the basis that the
23 individual refuses to prescribe or otherwise provide for
24 contraceptives because such activities would be contrary
25 to the individual’s religious beliefs or moral convictions.

1 (d) Nothing in this section shall be construed to re-
2 quire coverage of abortion or abortion-related services.

3 SEC. 727. The United States is committed to ensur-
4 ing the health of its Olympic, Pan American, and
5 Paralympic athletes, and supports the strict adherence to
6 anti-doping in sport through testing, adjudication, edu-
7 cation, and research as performed by nationally recognized
8 oversight authorities.

9 SEC. 728. Notwithstanding any other provision of
10 law, funds appropriated for official travel to Federal de-
11 partments and agencies may be used by such departments
12 and agencies, if consistent with Office of Management and
13 Budget Circular A-126 regarding official travel for Gov-
14 ernment personnel, to participate in the fractional aircraft
15 ownership pilot program.

16 SEC. 729. Notwithstanding any other provision of
17 law, none of the funds appropriated or made available
18 under this or any other appropriations Act may be used
19 to implement or enforce restrictions or limitations on the
20 Coast Guard Congressional Fellowship Program, or to im-
21 plement the proposed regulations of the Office of Per-
22 sonnel Management to add sections 300.311 through
23 300.316 to part 300 of title 5 of the Code of Federal Reg-
24 ulations, published in the Federal Register, volume 68,

1 number 174, on September 9, 2003 (relating to the detail
2 of executive branch employees to the legislative branch).

3 SEC. 730. Notwithstanding any other provision of
4 law, no executive branch agency shall purchase, construct,
5 or lease any additional facilities, except within or contig-
6 uous to existing locations, to be used for the purpose of
7 conducting Federal law enforcement training without the
8 advance approval of the Committees on Appropriations of
9 the House of Representatives and the Senate, except that
10 the Federal Law Enforcement Training Center is author-
11 ized to obtain the temporary use of additional facilities
12 by lease, contract, or other agreement for training which
13 cannot be accommodated in existing Center facilities.

14 SEC. 731. Unless otherwise authorized by existing
15 law, none of the funds provided in this or any other Act
16 may be used by an executive branch agency to produce
17 any prepackaged news story intended for broadcast or dis-
18 tribution in the United States, unless the story includes
19 a clear notification within the text or audio of the pre-
20 packaged news story that the prepackaged news story was
21 prepared or funded by that executive branch agency.

22 SEC. 732. None of the funds made available in this
23 Act may be used in contravention of section 552a of title
24 5, United States Code (popularly known as the Privacy
25 Act), and regulations implementing that section.

1 SEC. 733. (a) IN GENERAL.—None of the funds ap-
2 propriated or otherwise made available by this or any
3 other Act may be used for any Federal Government con-
4 tract with any foreign incorporated entity which is treated
5 as an inverted domestic corporation under section 835(b)
6 of the Homeland Security Act of 2002 (6 U.S.C. 395(b))
7 or any subsidiary of such an entity.

8 (b) WAIVERS.—

9 (1) IN GENERAL.—Any Secretary shall waive
10 subsection (a) with respect to any Federal Govern-
11 ment contract under the authority of such Secretary
12 if the Secretary determines that the waiver is re-
13 quired in the interest of national security.

14 (2) REPORT TO CONGRESS.—Any Secretary
15 issuing a waiver under paragraph (1) shall report
16 such issuance to Congress.

17 (c) EXCEPTION.—This section shall not apply to any
18 Federal Government contract entered into before the date
19 of the enactment of this Act, or to any task order issued
20 pursuant to such contract.

21 SEC. 734. During fiscal year 2019, for each employee
22 who—

23 (1) retires under section 8336(d)(2) or
24 8414(b)(1)(B) of title 5, United States Code; or

1 (2) retires under any other provision of sub-
2 chapter III of chapter 83 or chapter 84 of such title
3 5 and receives a payment as an incentive to sepa-
4 rate, the separating agency shall remit to the Civil
5 Service Retirement and Disability Fund an amount
6 equal to the Office of Personnel Management's aver-
7 age unit cost of processing a retirement claim for
8 the preceding fiscal year. Such amounts shall be
9 available until expended to the Office of Personnel
10 Management and shall be deemed to be an adminis-
11 trative expense under section 8348(a)(1)(B) of title
12 5, United States Code.

13 SEC. 735. (a) None of the funds made available in
14 this or any other Act may be used to recommend or re-
15 quire any entity submitting an offer for a Federal contract
16 to disclose any of the following information as a condition
17 of submitting the offer:

18 (1) Any payment consisting of a contribution,
19 expenditure, independent expenditure, or disburse-
20 ment for an electioneering communication that is
21 made by the entity, its officers or directors, or any
22 of its affiliates or subsidiaries to a candidate for
23 election for Federal office or to a political com-
24 mittee, or that is otherwise made with respect to any
25 election for Federal office.

1 (2) Any disbursement of funds (other than a
2 payment described in paragraph (1)) made by the
3 entity, its officers or directors, or any of its affiliates
4 or subsidiaries to any person with the intent or the
5 reasonable expectation that the person will use the
6 funds to make a payment described in paragraph
7 (1).

8 (b) In this section, each of the terms “contribution”,
9 “expenditure”, “independent expenditure”, “election-
10 eering communication”, “candidate”, “election”, and
11 “Federal office” has the meaning given such term in the
12 Federal Election Campaign Act of 1971 (52 U.S.C. 30101
13 et seq.).

14 SEC. 736. None of the funds made available in this
15 or any other Act may be used to pay for the painting of
16 a portrait of an officer or employee of the Federal govern-
17 ment, including the President, the Vice President, a mem-
18 ber of Congress (including a Delegate or a Resident Com-
19 missioner to Congress), the head of an executive branch
20 agency (as defined in section 133 of title 41, United States
21 Code), or the head of an office of the legislative branch.

22 SEC. 737. (a)(1) Notwithstanding any other provision
23 of law, and except as otherwise provided in this section,
24 no part of any of the funds appropriated for fiscal year
25 2019, by this or any other Act, may be used to pay any

1 prevailing rate employee described in section
2 5342(a)(2)(A) of title 5, United States Code—

3 (A) during the period from the date of expira-
4 tion of the limitation imposed by the comparable sec-
5 tion for the previous fiscal years until the normal ef-
6 fective date of the applicable wage survey adjust-
7 ment that is to take effect in fiscal year 2019, in an
8 amount that exceeds the rate payable for the appli-
9 cable grade and step of the applicable wage schedule
10 in accordance with such section; and

11 (B) during the period consisting of the remain-
12 der of fiscal year 2019, in an amount that exceeds,
13 as a result of a wage survey adjustment, the rate
14 payable under subparagraph (A) by more than the
15 sum of—

16 (i) the percentage adjustment taking effect
17 in fiscal year 2019 under section 5303 of title
18 5, United States Code, in the rates of pay
19 under the General Schedule; and

20 (ii) the difference between the overall aver-
21 age percentage of the locality-based com-
22 parability payments taking effect in fiscal year
23 2019 under section 5304 of such title (whether
24 by adjustment or otherwise), and the overall av-
25 erage percentage of such payments which was

1 effective in the previous fiscal year under such
2 section.

3 (2) Notwithstanding any other provision of law, no
4 prevailing rate employee described in subparagraph (B) or
5 (C) of section 5342(a)(2) of title 5, United States Code,
6 and no employee covered by section 5348 of such title,
7 may be paid during the periods for which paragraph (1)
8 is in effect at a rate that exceeds the rates that would
9 be payable under paragraph (1) were paragraph (1) appli-
10 cable to such employee.

11 (3) For the purposes of this subsection, the rates pay-
12 able to an employee who is covered by this subsection and
13 who is paid from a schedule not in existence on September
14 30, 2018, shall be determined under regulations pre-
15 scribed by the Office of Personnel Management.

16 (4) Notwithstanding any other provision of law, rates
17 of premium pay for employees subject to this subsection
18 may not be changed from the rates in effect on September
19 30, 2018, except to the extent determined by the Office
20 of Personnel Management to be consistent with the pur-
21 pose of this subsection.

22 (5) This subsection shall apply with respect to pay
23 for service performed after September 30, 2018.

24 (6) For the purpose of administering any provision
25 of law (including any rule or regulation that provides pre-

1 mium pay, retirement, life insurance, or any other em-
2 ployee benefit) that requires any deduction or contribu-
3 tion, or that imposes any requirement or limitation on the
4 basis of a rate of salary or basic pay, the rate of salary
5 or basic pay payable after the application of this sub-
6 section shall be treated as the rate of salary or basic pay.

7 (7) Nothing in this subsection shall be considered to
8 permit or require the payment to any employee covered
9 by this subsection at a rate in excess of the rate that would
10 be payable were this subsection not in effect.

11 (8) The Office of Personnel Management may provide
12 for exceptions to the limitations imposed by this sub-
13 section if the Office determines that such exceptions are
14 necessary to ensure the recruitment or retention of quali-
15 fied employees.

16 (b) Notwithstanding subsection (a), the adjustment
17 in rates of basic pay for the statutory pay systems that
18 take place in fiscal year 2019 under sections 5344 and
19 5348 of title 5, United States Code, shall be—

20 (1) not less than the percentage received by em-
21 ployees in the same location whose rates of basic pay
22 are adjusted pursuant to the statutory pay systems
23 under sections 5303 and 5304 of title 5, United
24 States Code: *Provided*, That prevailing rate employ-
25 ees at locations where there are no employees whose

1 pay is increased pursuant to sections 5303 and 5304
2 of title 5, United States Code, and prevailing rate
3 employees described in section 5343(a)(5) of title 5,
4 United States Code, shall be considered to be located
5 in the pay locality designated as “Rest of United
6 States” pursuant to section 5304 of title 5, United
7 States Code, for purposes of this subsection; and

8 (2) effective as of the first day of the first ap-
9 plicable pay period beginning after September 30,
10 2018.

11 SEC. 738. (a) The Vice President may not receive a
12 pay raise in calendar year 2019, notwithstanding the rate
13 adjustment made under section 104 of title 3, United
14 States Code, or any other provision of law.

15 (b) An employee serving in an Executive Schedule po-
16 sition, or in a position for which the rate of pay is fixed
17 by statute at an Executive Schedule rate, may not receive
18 a pay rate increase in calendar year 2019, notwith-
19 standing schedule adjustments made under section 5318
20 of title 5, United States Code, or any other provision of
21 law, except as provided in subsection (g), (h), or (i). This
22 subsection applies only to employees who are holding a po-
23 sition under a political appointment.

24 (c) A chief of mission or ambassador at large may
25 not receive a pay rate increase in calendar year 2019, not-

1 withstanding section 401 of the Foreign Service Act of
2 1980 (Public Law 96–465) or any other provision of law,
3 except as provided in subsection (g), (h), or (i).

4 (d) Notwithstanding sections 5382 and 5383 of title
5 5, United States Code, a pay rate increase may not be
6 received in calendar year 2019 (except as provided in sub-
7 section (g), (h), or (i)) by—

8 (1) a noncareer appointee in the Senior Execu-
9 tive Service paid a rate of basic pay at or above level
10 IV of the Executive Schedule; or

11 (2) a limited term appointee or limited emer-
12 gency appointee in the Senior Executive Service
13 serving under a political appointment and paid a
14 rate of basic pay at or above level IV of the Execu-
15 tive Schedule.

16 (e) Any employee paid a rate of basic pay (including
17 any locality-based payments under section 5304 of title
18 5, United States Code, or similar authority) at or above
19 level IV of the Executive Schedule who serves under a po-
20 litical appointment may not receive a pay rate increase
21 in calendar year 2019, notwithstanding any other provi-
22 sion of law, except as provided in subsection (g), (h), or
23 (i). This subsection does not apply to employees in the
24 General Schedule pay system or the Foreign Service pay
25 system, or to employees appointed under section 3161 of

1 title 5, United States Code, or to employees in another
2 pay system whose position would be classified at GS-15
3 or below if chapter 51 of title 5, United States Code, ap-
4 plied to them.

5 (f) Nothing in subsections (b) through (e) shall pre-
6 vent employees who do not serve under a political appoint-
7 ment from receiving pay increases as otherwise provided
8 under applicable law.

9 (g) A career appointee in the Senior Executive Serv-
10 ice who receives a Presidential appointment and who
11 makes an election to retain Senior Executive Service basic
12 pay entitlements under section 3392 of title 5, United
13 States Code, is not subject to this section.

14 (h) A member of the Senior Foreign Service who re-
15 ceives a Presidential appointment to any position in the
16 executive branch and who makes an election to retain Sen-
17 ior Foreign Service pay entitlements under section 302(b)
18 of the Foreign Service Act of 1980 (Public Law 96-465)
19 is not subject to this section.

20 (i) Notwithstanding subsections (b) through (e), an
21 employee in a covered position may receive a pay rate in-
22 crease upon an authorized movement to a different cov-
23 ered position with higher-level duties and a pre-established
24 higher level or range of pay, except that any such increase

1 must be based on the rates of pay and applicable pay limi-
2 tations in effect on December 31, 2013.

3 (j) Notwithstanding any other provision of law, for
4 an individual who is newly appointed to a covered position
5 during the period of time subject to this section, the initial
6 pay rate shall be based on the rates of pay and applicable
7 pay limitations in effect on December 31, 2013.

8 (k) If an employee affected by subsections (b)
9 through (e) is subject to a biweekly pay period that begins
10 in calendar year 2019 but ends in calendar year 2020,
11 the bar on the employee's receipt of pay rate increases
12 shall apply through the end of that pay period.

13 SEC. 739. (a) The head of any Executive branch de-
14 partment, agency, board, commission, or office funded by
15 this or any other appropriations Act shall submit annual
16 reports to the Inspector General or senior ethics official
17 for any entity without an Inspector General, regarding the
18 costs and contracting procedures related to each con-
19 ference held by any such department, agency, board, com-
20 mission, or office during fiscal year 2019 for which the
21 cost to the United States Government was more than
22 \$100,000.

23 (b) Each report submitted shall include, for each con-
24 ference described in subsection (a) held during the applica-
25 ble period—

1 (1) a description of its purpose;

2 (2) the number of participants attending;

3 (3) a detailed statement of the costs to the
4 United States Government, including—

5 (A) the cost of any food or beverages;

6 (B) the cost of any audio-visual services;

7 (C) the cost of employee or contractor
8 travel to and from the conference; and

9 (D) a discussion of the methodology used
10 to determine which costs relate to the con-
11 ference; and

12 (4) a description of the contracting procedures
13 used including—

14 (A) whether contracts were awarded on a
15 competitive basis; and

16 (B) a discussion of any cost comparison
17 conducted by the departmental component or
18 office in evaluating potential contractors for the
19 conference.

20 (c) Within 15 days after the end of a quarter, the
21 head of any such department, agency, board, commission,
22 or office shall notify the Inspector General or senior ethics
23 official for any entity without an Inspector General, of the
24 date, location, and number of employees attending a con-
25 ference held by any Executive branch department, agency,

1 board, commission, or office funded by this or any other
2 appropriations Act during fiscal year 2019 for which the
3 cost to the United States Government was more than
4 \$20,000.

5 (d) A grant or contract funded by amounts appro-
6 priated by this or any other appropriations Act may not
7 be used for the purpose of defraying the costs of a con-
8 ference described in subsection (c) that is not directly and
9 programmatically related to the purpose for which the
10 grant or contract was awarded, such as a conference held
11 in connection with planning, training, assessment, review,
12 or other routine purposes related to a project funded by
13 the grant or contract.

14 (e) None of the funds made available in this or any
15 other appropriations Act may be used for travel and con-
16 ference activities that are not in compliance with Office
17 of Management and Budget Memorandum M-12-12
18 dated May 11, 2012 or any subsequent revisions to that
19 memorandum.

20 SEC. 740. None of the funds made available in this
21 or any other appropriations Act may be used to increase,
22 eliminate, or reduce funding for a program, project, or ac-
23 tivity as proposed in the President's budget request for
24 a fiscal year until such proposed change is subsequently
25 enacted in an appropriation Act, or unless such change

1 is made pursuant to the reprogramming or transfer provi-
2 sions of this or any other appropriations Act.

3 SEC. 741. None of the funds made available by this
4 or any other Act may be used to implement, administer,
5 enforce, or apply the rule entitled “Competitive Area”
6 published by the Office of Personnel Management in the
7 Federal Register on April 15, 2008 (73 Fed. Reg. 20180
8 et seq.).

9 SEC. 742. None of the funds appropriated or other-
10 wise made available by this or any other Act may be used
11 to begin or announce a study or public-private competition
12 regarding the conversion to contractor performance of any
13 function performed by Federal employees pursuant to Of-
14 fice of Management and Budget Circular A-76 or any
15 other administrative regulation, directive, or policy.

16 SEC. 743. (a) None of the funds appropriated or oth-
17 erwise made available by this or any other Act may be
18 available for a contract, grant, or cooperative agreement
19 with an entity that requires employees or contractors of
20 such entity seeking to report fraud, waste, or abuse to sign
21 internal confidentiality agreements or statements prohib-
22 iting or otherwise restricting such employees or contrac-
23 tors from lawfully reporting such waste, fraud, or abuse
24 to a designated investigative or law enforcement represent-

1 ative of a Federal department or agency authorized to re-
2 ceive such information.

3 (b) The limitation in subsection (a) shall not con-
4 travene requirements applicable to Standard Form 312,
5 Form 4414, or any other form issued by a Federal depart-
6 ment or agency governing the nondisclosure of classified
7 information.

8 SEC. 744. (a) No funds appropriated in this or any
9 other Act may be used to implement or enforce the agree-
10 ments in Standard Forms 312 and 4414 of the Govern-
11 ment or any other nondisclosure policy, form, or agree-
12 ment if such policy, form, or agreement does not contain
13 the following provisions: “These provisions are consistent
14 with and do not supersede, conflict with, or otherwise alter
15 the employee obligations, rights, or liabilities created by
16 existing statute or Executive order relating to (1) classi-
17 fied information, (2) communications to Congress, (3) the
18 reporting to an Inspector General of a violation of any
19 law, rule, or regulation, or mismanagement, a gross waste
20 of funds, an abuse of authority, or a substantial and spe-
21 cific danger to public health or safety, or (4) any other
22 whistleblower protection. The definitions, requirements,
23 obligations, rights, sanctions, and liabilities created by
24 controlling Executive orders and statutory provisions are
25 incorporated into this agreement and are controlling.”:

1 *Provided*, That notwithstanding the preceding provision of
2 this section, a nondisclosure policy form or agreement that
3 is to be executed by a person connected with the conduct
4 of an intelligence or intelligence-related activity, other
5 than an employee or officer of the United States Govern-
6 ment, may contain provisions appropriate to the particular
7 activity for which such document is to be used. Such form
8 or agreement shall, at a minimum, require that the person
9 will not disclose any classified information received in the
10 course of such activity unless specifically authorized to do
11 so by the United States Government. Such nondisclosure
12 forms shall also make it clear that they do not bar disclo-
13 sures to Congress, or to an authorized official of an execu-
14 tive agency or the Department of Justice, that are essen-
15 tial to reporting a substantial violation of law.

16 (b) A nondisclosure agreement may continue to be
17 implemented and enforced notwithstanding subsection (a)
18 if it complies with the requirements for such agreement
19 that were in effect when the agreement was entered into.

20 (c) No funds appropriated in this or any other Act
21 may be used to implement or enforce any agreement en-
22 tered into during fiscal year 2014 which does not contain
23 substantially similar language to that required in sub-
24 section (a).

1 SEC. 745. None of the funds made available by this
2 or any other Act may be used to enter into a contract,
3 memorandum of understanding, or cooperative agreement
4 with, make a grant to, or provide a loan or loan guarantee
5 to, any corporation that has any unpaid Federal tax liabil-
6 ity that has been assessed, for which all judicial and ad-
7 ministrative remedies have been exhausted or have lapsed,
8 and that is not being paid in a timely manner pursuant
9 to an agreement with the authority responsible for col-
10 lecting the tax liability, where the awarding agency is
11 aware of the unpaid tax liability, unless a Federal agency
12 has considered suspension or debarment of the corporation
13 and has made a determination that this further action is
14 not necessary to protect the interests of the Government.

15 SEC. 746. None of the funds made available by this
16 or any other Act may be used to enter into a contract,
17 memorandum of understanding, or cooperative agreement
18 with, make a grant to, or provide a loan or loan guarantee
19 to, any corporation that was convicted of a felony criminal
20 violation under any Federal law within the preceding 24
21 months, where the awarding agency is aware of the convic-
22 tion, unless a Federal agency has considered suspension
23 or debarment of the corporation and has made a deter-
24 mination that this further action is not necessary to pro-
25 tect the interests of the Government.

1 SEC. 747. (a) During fiscal year 2019, on the date
2 on which a request is made for a transfer of funds in ac-
3 cordance with section 1017 of Public Law 111–203, the
4 Bureau of Consumer Financial Protection shall notify the
5 Committees on Appropriations of the House of Represent-
6 atives and the Senate, the Committee on Financial Serv-
7 ices of the House of Representatives, and the Committee
8 on Banking, Housing, and Urban Affairs of the Senate
9 of such request.

10 (b) Any notification required by this section shall be
11 made available on the Bureau’s public Web site.

12 SEC. 748. If, for fiscal year 2019, new budget author-
13 ity provided in appropriations Acts exceeds the discre-
14 tionary spending limit for any category set forth in section
15 251(c) of the Balanced Budget and Emergency Deficit
16 Control Act of 1985 due to estimating differences with the
17 Congressional Budget Office, an adjustment to the discre-
18 tionary spending limit in such category for fiscal year
19 2019 shall be made by the Director of the Office of Man-
20 agement and Budget in the amount of the excess but the
21 total of all such adjustments shall not exceed 0.2 percent
22 of the sum of the adjusted discretionary spending limits
23 for all categories for that fiscal year.

24 SEC. 749. (a) The adjustment in rates of basic pay
25 for employees under the statutory pay systems that takes

1 effect in fiscal year 2019 under section 5303 of title 5,
2 United States Code, shall be an increase of 1.4 percent,
3 and the overall average percentage of the adjustments tak-
4 ing effect in such fiscal year under sections 5304 and
5 5304a of such title 5 shall be an increase of 0.5 percent
6 (with comparability payments to be determined and allo-
7 cated among pay localities by the President). All adjust-
8 ments under this subsection shall be effective as of the
9 first day of the first applicable pay period beginning on
10 or after January 1, 2019.

11 (b) Notwithstanding section 737, the adjustment in
12 rates of basic pay for the statutory pay systems that take
13 place in fiscal year 2019 under sections 5344 and 5348
14 of title 5, United States Code, shall be no less than the
15 percentages in subsection (a) as employees in the same
16 location whose rates of basic pay are adjusted pursuant
17 to the statutory pay systems under section 5303, 5304,
18 and 5304a of title 5, United States Code. Prevailing rate
19 employees at locations where there are no employees whose
20 pay is increased pursuant to sections 5303, 5304, and
21 5304a of such title 5 and prevailing rate employees de-
22 scribed in section 5343(a)(5) of such title 5 shall be con-
23 sidered to be located in the pay locality designated as
24 "Rest of U.S." pursuant to section 5304 of such title 5
25 for purposes of this subsection.

1 (c) Funds used to carry out this section shall be paid
2 from appropriations, which are made to each applicable
3 department or agency for salaries and expenses for fiscal
4 year 2019.

5 SEC. 750. Except as expressly provided otherwise,
6 any reference to “this Act” contained in any title other
7 than title IV or VIII shall not apply to such title IV or
8 VIII.

9 TITLE VIII

10 GENERAL PROVISIONS—DISTRICT OF

11 COLUMBIA

12 (INCLUDING TRANSFERS OF FUNDS)

13 SEC. 801. There are appropriated from the applicable
14 funds of the District of Columbia such sums as may be
15 necessary for making refunds and for the payment of legal
16 settlements or judgments that have been entered against
17 the District of Columbia government.

18 SEC. 802. None of the Federal funds provided in this
19 Act shall be used for publicity or propaganda purposes or
20 implementation of any policy including boycott designed
21 to support or defeat legislation pending before Congress
22 or any State legislature.

23 SEC. 803. (a) None of the Federal funds provided
24 under this Act to the agencies funded by this Act, both
25 Federal and District government agencies, that remain

1 available for obligation or expenditure in fiscal year 2019,
2 or provided from any accounts in the Treasury of the
3 United States derived by the collection of fees available
4 to the agencies funded by this Act, shall be available for
5 obligation or expenditures for an agency through a re-
6 programming of funds which—

7 (1) creates new programs;

8 (2) eliminates a program, project, or responsi-
9 bility center;

10 (3) establishes or changes allocations specifi-
11 cally denied, limited or increased under this Act;

12 (4) increases funds or personnel by any means
13 for any program, project, or responsibility center for
14 which funds have been denied or restricted;

15 (5) re-establishes any program or project pre-
16 viously deferred through reprogramming;

17 (6) augments any existing program, project, or
18 responsibility center through a reprogramming of
19 funds in excess of \$3,000,000 or 10 percent, which-
20 ever is less; or

21 (7) increases by 20 percent or more personnel
22 assigned to a specific program, project or responsi-
23 bility center,

1 unless prior approval is received from the Committees on
2 Appropriations of the House of Representatives and the
3 Senate.

4 (b) The District of Columbia government is author-
5 ized to approve and execute reprogramming and transfer
6 requests of local funds under this title through November
7 7, 2019.

8 SEC. 804. None of the Federal funds provided in this
9 Act may be used by the District of Columbia to provide
10 for salaries, expenses, or other costs associated with the
11 offices of United States Senator or United States Rep-
12 resentative under section 4(d) of the District of Columbia
13 Statehood Constitutional Convention Initiatives of 1979
14 (D.C. Law 3–171; D.C. Official Code, sec. 1–123).

15 SEC. 805. Except as otherwise provided in this sec-
16 tion, none of the funds made available by this Act or by
17 any other Act may be used to provide any officer or em-
18 ployee of the District of Columbia with an official vehicle
19 unless the officer or employee uses the vehicle only in the
20 performance of the officer’s or employee’s official duties.
21 For purposes of this section, the term “official duties”
22 does not include travel between the officer’s or employee’s
23 residence and workplace, except in the case of—

24 (1) an officer or employee of the Metropolitan
25 Police Department who resides in the District of Co-

1 lumbia or is otherwise designated by the Chief of the
2 Department;

3 (2) at the discretion of the Fire Chief, an offi-
4 cer or employee of the District of Columbia Fire and
5 Emergency Medical Services Department who re-
6 sides in the District of Columbia and is on call 24
7 hours a day;

8 (3) at the discretion of the Director of the De-
9 partment of Corrections, an officer or employee of
10 the District of Columbia Department of Corrections
11 who resides in the District of Columbia and is on
12 call 24 hours a day;

13 (4) at the discretion of the Chief Medical Ex-
14 aminer, an officer or employee of the Office of the
15 Chief Medical Examiner who resides in the District
16 of Columbia and is on call 24 hours a day;

17 (5) at the discretion of the Director of the
18 Homeland Security and Emergency Management
19 Agency, an officer or employee of the Homeland Se-
20 curity and Emergency Management Agency who re-
21 sides in the District of Columbia and is on call 24
22 hours a day;

23 (6) the Mayor of the District of Columbia; and

24 (7) the Chairman of the Council of the District
25 of Columbia.

1 SEC. 806. (a) None of the Federal funds contained
2 in this Act may be used by the District of Columbia Attor-
3 ney General or any other officer or entity of the District
4 government to provide assistance for any petition drive or
5 civil action which seeks to require Congress to provide for
6 voting representation in Congress for the District of Co-
7 lumbia.

8 (b) Nothing in this section bars the District of Co-
9 lumbia Attorney General from reviewing or commenting
10 on briefs in private lawsuits, or from consulting with offi-
11 cials of the District government regarding such lawsuits.

12 SEC. 807. None of the Federal funds contained in
13 this Act may be used to distribute any needle or syringe
14 for the purpose of preventing the spread of blood borne
15 pathogens in any location that has been determined by the
16 local public health or local law enforcement authorities to
17 be inappropriate for such distribution.

18 SEC. 808. Nothing in this Act may be construed to
19 prevent the Council or Mayor of the District of Columbia
20 from addressing the issue of the provision of contraceptive
21 coverage by health insurance plans, but it is the intent
22 of Congress that any legislation enacted on such issue
23 should include a “conscience clause” which provides excep-
24 tions for religious beliefs and moral convictions.

1 SEC. 809. (a) None of the Federal funds contained
2 in this Act may be used to enact or carry out any law,
3 rule, or regulation to legalize or otherwise reduce penalties
4 associated with the possession, use, or distribution of any
5 schedule I substance under the Controlled Substances Act
6 (21 U.S.C. 801 et seq.) or any tetrahydrocannabinols de-
7 rivative.

8 (b) No funds available for obligation or expenditure
9 by the District of Columbia government under any author-
10 ity may be used to enact any law, rule, or regulation to
11 legalize or otherwise reduce penalties associated with the
12 possession, use, or distribution of any schedule I substance
13 under the Controlled Substances Act (21 U.S.C. 801 et
14 seq.) or any tetrahydrocannabinols derivative for rec-
15 reational purposes.

16 SEC. 810. No funds available for obligation or ex-
17 penditure by the District of Columbia government under
18 any authority shall be expended for any abortion except
19 where the life of the mother would be endangered if the
20 fetus were carried to term or where the pregnancy is the
21 result of an act of rape or incest.

22 SEC. 811. (a) No later than 30 calendar days after
23 the date of the enactment of this Act, the Chief Financial
24 Officer for the District of Columbia shall submit to the
25 appropriate committees of Congress, the Mayor, and the

1 Council of the District of Columbia, a revised appropriated
2 funds operating budget in the format of the budget that
3 the District of Columbia government submitted pursuant
4 to section 442 of the District of Columbia Home Rule Act
5 (D.C. Official Code, sec. 1–204.42), for all agencies of the
6 District of Columbia government for fiscal year 2019 that
7 is in the total amount of the approved appropriation and
8 that realigns all budgeted data for personal services and
9 other-than-personal services, respectively, with anticipated
10 actual expenditures.

11 (b) This section shall apply only to an agency for
12 which the Chief Financial Officer for the District of Co-
13 lumbia certifies that a reallocation is required to address
14 unanticipated changes in program requirements.

15 SEC. 812. No later than 30 calendar days after the
16 date of the enactment of this Act, the Chief Financial Offi-
17 cer for the District of Columbia shall submit to the appro-
18 priate committees of Congress, the Mayor, and the Council
19 for the District of Columbia, a revised appropriated funds
20 operating budget for the District of Columbia Public
21 Schools that aligns schools budgets to actual enrollment.
22 The revised appropriated funds budget shall be in the for-
23 mat of the budget that the District of Columbia govern-
24 ment submitted pursuant to section 442 of the District

1 of Columbia Home Rule Act (D.C. Official Code, sec. 1–
2 204.42).

3 SEC. 813. (a) Amounts appropriated in this Act as
4 operating funds may be transferred to the District of Co-
5 lumbia’s enterprise and capital funds and such amounts,
6 once transferred, shall retain appropriation authority con-
7 sistent with the provisions of this Act.

8 (b) The District of Columbia government is author-
9 ized to reprogram or transfer for operating expenses any
10 local funds transferred or reprogrammed in this or the
11 four prior fiscal years from operating funds to capital
12 funds, and such amounts, once transferred or repro-
13 grammed, shall retain appropriation authority consistent
14 with the provisions of this Act.

15 (c) The District of Columbia government may not
16 transfer or reprogram for operating expenses any funds
17 derived from bonds, notes, or other obligations issued for
18 capital projects.

19 SEC. 814. None of the Federal funds appropriated
20 in this Act shall remain available for obligation beyond
21 the current fiscal year, nor may any be transferred to
22 other appropriations, unless expressly so provided herein.

23 SEC. 815. Except as otherwise specifically provided
24 by law or under this Act, not to exceed 50 percent of unob-
25 ligated balances remaining available at the end of fiscal

1 year 2019 from appropriations of Federal funds made
2 available for salaries and expenses for fiscal year 2019 in
3 this Act, shall remain available through September 30,
4 2020, for each such account for the purposes authorized:
5 *Provided*, That a request shall be submitted to the Com-
6 mittees on Appropriations of the House of Representatives
7 and the Senate for approval prior to the expenditure of
8 such funds: *Provided further*, That these requests shall be
9 made in compliance with reprogramming guidelines out-
10 lined in section 803 of this Act.

11 SEC. 816. (a)(1) During fiscal year 2020, during a
12 period in which neither a District of Columbia continuing
13 resolution or a regular District of Columbia appropriation
14 bill is in effect, local funds are appropriated in the amount
15 provided for any project or activity for which local funds
16 are provided in the Act referred to in paragraph (2) (sub-
17 ject to any modifications enacted by the District of Colum-
18 bia as of the beginning of the period during which this
19 subsection is in effect) at the rate set forth by such Act.

20 (2) The Act referred to in this paragraph is the Act
21 of the Council of the District of Columbia pursuant to
22 which a proposed budget is approved for fiscal year 2020
23 which (subject to the requirements of the District of Co-
24 lumbia Home Rule Act) will constitute the local portion
25 of the annual budget for the District of Columbia govern-

1 ment for fiscal year 2020 for purposes of section 446 of
2 the District of Columbia Home Rule Act (sec. 1–204.46,
3 D.C. Official Code).

4 (b) Appropriations made by subsection (a) shall cease
5 to be available—

6 (1) during any period in which a District of Co-
7 lumbia continuing resolution for fiscal year 2020 is
8 in effect; or

9 (2) upon the enactment into law of the regular
10 District of Columbia appropriation bill for fiscal year
11 2020.

12 (c) An appropriation made by subsection (a) is pro-
13 vided under the authority and conditions as provided
14 under this Act and shall be available to the extent and
15 in the manner that would be provided by this Act.

16 (d) An appropriation made by subsection (a) shall
17 cover all obligations or expenditures incurred for such
18 project or activity during the portion of fiscal year 2020
19 for which this section applies to such project or activity.

20 (e) This section shall not apply to a project or activity
21 during any period of fiscal year 2020 if any other provi-
22 sion of law (other than an authorization of appropria-
23 tions)—

1 (1) makes an appropriation, makes funds avail-
2 able, or grants authority for such project or activity
3 to continue for such period; or

4 (2) specifically provides that no appropriation
5 shall be made, no funds shall be made available, or
6 no authority shall be granted for such project or ac-
7 tivity to continue for such period.

8 (f) Nothing in this section shall be construed to affect
9 obligations of the government of the District of Columbia
10 mandated by other law.

11 SEC. 817. Except as expressly provided otherwise,
12 any reference to “this Act” contained in this title or in
13 title IV shall be treated as referring only to the provisions
14 of this title or of title IV.

15 This division may be cited as the “Financial Services
16 and General Government Appropriations Act, 2019”.

17 **DIVISION C—AGRICULTURE,**
18 **RURAL DEVELOPMENT, FOOD**
19 **AND DRUG ADMINISTRATION,**
20 **AND RELATED AGENCIES AP-**
21 **PROPRIATIONS ACT, 2019**

22 That the following sums are appropriated, out of any
23 money in the Treasury not otherwise appropriated, for Ag-
24 riculture, Rural Development, Food and Drug Administra-
25 tion, and Related Agencies programs for the fiscal year

1 ending September 30, 2019, and for other purposes,
2 namely:

3
4 TITLE I
5 AGRICULTURAL PROGRAMS
6 PROCESSING, RESEARCH, AND MARKETING
7 OFFICE OF THE SECRETARY
8 (INCLUDING TRANSFERS OF FUNDS)

8 For necessary expenses of the Office of the Secretary,
9 \$46,532,000, of which not to exceed \$5,051,000 shall be
10 available for the immediate Office of the Secretary; not
11 to exceed \$800,000 shall be available for the Office of the
12 Assistant to the Secretary for Rural Development: *Pro-*
13 *vided*, That funds made available by this Act to an agency
14 in the Rural Development mission area for salaries and
15 expenses are available to fund up to one administrative
16 support staff for the Office; not to exceed \$1,496,000 shall
17 be available for the Office of Homeland Security; not to
18 exceed \$4,711,000 shall be available for the Office of Part-
19 nerships and Public Engagement; not to exceed
20 \$23,105,000 shall be available for the Office of the Assist-
21 ant Secretary for Administration, of which \$22,301,000
22 shall be available for Departmental Administration to pro-
23 vide for necessary expenses for management support serv-
24 ices to offices of the Department and for general adminis-
25 tration, security, repairs and alterations, and other mis-

1 cellaneous supplies and expenses not otherwise provided
2 for and necessary for the practical and efficient work of
3 the Department: *Provided further*, That funds made avail-
4 able by this Act to an agency in the Administration mis-
5 sion area for salaries and expenses are available to fund
6 up to one administrative support staff for the Office; not
7 to exceed \$3,869,000 shall be available for the Office of
8 Assistant Secretary for Congressional Relations to carry
9 out the programs funded by this Act, including programs
10 involving intergovernmental affairs and liaison within the
11 executive branch; and not to exceed \$7,500,000 shall be
12 available for the Office of Communications: *Provided fur-*
13 *ther*, That the Secretary of Agriculture is authorized to
14 transfer funds appropriated for any office of the Office
15 of the Secretary to any other office of the Office of the
16 Secretary: *Provided further*, That no appropriation for any
17 office shall be increased or decreased by more than 5 per-
18 cent: *Provided further*, That not to exceed \$11,000 of the
19 amount made available under this paragraph for the im-
20 mediate Office of the Secretary shall be available for offi-
21 cial reception and representation expenses, not otherwise
22 provided for, as determined by the Secretary: *Provided*
23 *further*, That the amount made available under this head-
24 ing for Departmental Administration shall be reimbursed
25 from applicable appropriations in this Act for travel ex-

1 penses incident to the holding of hearings as required by
2 5 U.S.C. 551–558: *Provided further*, That funds made
3 available under this heading for the Office of the Assistant
4 Secretary for Congressional Relations may be transferred
5 to agencies of the Department of Agriculture funded by
6 this Act to maintain personnel at the agency level: *Pro-*
7 *vided further*, That no funds made available under this
8 heading for the Office of Assistant Secretary for Congres-
9 sional Relations may be obligated after 30 days from the
10 date of enactment of this Act, unless the Secretary has
11 notified the Committees on Appropriations of both Houses
12 of Congress on the allocation of these funds by USDA
13 agency.

14 EXECUTIVE OPERATIONS

15 OFFICE OF THE CHIEF ECONOMIST

16 For necessary expenses of the Office of the Chief
17 Economist, \$19,786,000, of which \$4,000,000 shall be for
18 grants or cooperative agreements for policy research under
19 7 U.S.C. 3155.

20 OFFICE OF HEARINGS AND APPEALS

21 For necessary expenses of the Office of Hearings and
22 Appeals, \$15,222,000.

23 OFFICE OF BUDGET AND PROGRAM ANALYSIS

24 For necessary expenses of the Office of Budget and
25 Program Analysis, \$9,525,000.

1 OFFICE OF THE CHIEF INFORMATION OFFICER

2 For necessary expenses of the Office of the Chief In-
3 formation Officer, \$63,950,000, of which not less than
4 \$38,000,000 is for cybersecurity requirements of the de-
5 partment.

6 OFFICE OF THE CHIEF FINANCIAL OFFICER

7 For necessary expenses of the Office of the Chief Fi-
8 nancial Officer, \$6,028,000.

9 OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL
10 RIGHTS

11 For necessary expenses of the Office of the Assistant
12 Secretary for Civil Rights, \$901,000: *Provided*, That
13 funds made available by this Act to an agency in the Civil
14 Rights mission area for salaries and expenses are available
15 to fund up to one administrative support staff for the Of-
16 fice.

17 OFFICE OF CIVIL RIGHTS

18 For necessary expenses of the Office of Civil Rights,
19 \$24,206,000.

20 AGRICULTURE BUILDINGS AND FACILITIES

21 (INCLUDING TRANSFERS OF FUNDS)

22 For payment of space rental and related costs pursu-
23 ant to Public Law 92–313, including authorities pursuant
24 to the 1984 delegation of authority from the Adminis-
25 trator of General Services to the Department of Agri-

1 culture under 40 U.S.C. 121, for programs and activities
2 of the Department which are included in this Act, and for
3 alterations and other actions needed for the Department
4 and its agencies to consolidate unneeded space into con-
5 figurations suitable for release to the Administrator of
6 General Services, and for the operation, maintenance, im-
7 provement, and repair of Agriculture buildings and facili-
8 ties, and for related costs, \$58,330,000, to remain avail-
9 able until expended.

10 HAZARDOUS MATERIALS MANAGEMENT

11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Department of Agri-
13 culture, to comply with the Comprehensive Environmental
14 Response, Compensation, and Liability Act (42 U.S.C.
15 9601 et seq.) and the Resource Conservation and Recovery
16 Act (42 U.S.C. 6901 et seq.), \$3,503,000, to remain avail-
17 able until expended: *Provided*, That appropriations and
18 funds available herein to the Department for Hazardous
19 Materials Management may be transferred to any agency
20 of the Department for its use in meeting all requirements
21 pursuant to the above Acts on Federal and non-Federal
22 lands.

23 OFFICE OF INSPECTOR GENERAL

24 For necessary expenses of the Office of Inspector
25 General, including employment pursuant to the Inspector

1 General Act of 1978 (Public Law 95–452; 5 U.S.C. App.),
2 \$98,208,000, including such sums as may be necessary for
3 contracting and other arrangements with public agencies
4 and private persons pursuant to section 6(a)(9) of the In-
5 spector General Act of 1978 (Public Law 95–452; 5
6 U.S.C. App.), and including not to exceed \$125,000 for
7 certain confidential operational expenses, including the
8 payment of informants, to be expended under the direction
9 of the Inspector General pursuant to the Inspector Gen-
10 eral Act of 1978 (Public Law 95–452; 5 U.S.C. App.) and
11 section 1337 of the Agriculture and Food Act of 1981
12 (Public Law 97–98).

13 OFFICE OF THE GENERAL COUNSEL

14 For necessary expenses of the Office of the General
15 Counsel, \$45,146,000.

16 OFFICE OF ETHICS

17 For necessary expenses of the Office of Ethics,
18 \$4,136,000.

19 OFFICE OF THE UNDER SECRETARY FOR RESEARCH,
20 EDUCATION, AND ECONOMICS

21 For necessary expenses of the Office of the Under
22 Secretary for Research, Education, and Economics,
23 \$800,000: *Provided*, That funds made available by this
24 Act to an agency in the Research, Education, and Eco-
25 nomics mission area for salaries and expenses are avail-

1 able to fund up to one administrative support staff for
2 the Office.

3 ECONOMIC RESEARCH SERVICE

4 For necessary expenses of the Economic Research
5 Service, \$86,757,000.

6 NATIONAL AGRICULTURAL STATISTICS SERVICE

7 For necessary expenses of the National Agricultural
8 Statistics Service, \$174,767,000, of which up to
9 \$45,300,000 shall be available until expended for the Cen-
10 sus of Agriculture: *Provided*, That amounts made available
11 for the Census of Agriculture may be used to conduct Cur-
12 rent Industrial Report surveys subject to 7 U.S.C.
13 2204g(d) and (f).

14 AGRICULTURAL RESEARCH SERVICE

15 SALARIES AND EXPENSES

16 For necessary expenses of the Agricultural Research
17 Service and for acquisition of lands by donation, exchange,
18 or purchase at a nominal cost not to exceed \$100, and
19 for land exchanges where the lands exchanged shall be of
20 equal value or shall be equalized by a payment of money
21 to the grantor which shall not exceed 25 percent of the
22 total value of the land or interests transferred out of Fed-
23 eral ownership, \$1,300,966,000, of which \$10,600,000, to
24 remain available until expended, shall be used to carry out
25 the science program at the National Bio- and Agro-de-

1 fense Facility located in Manhattan, Kansas; of which not
2 less than \$2,000,000 shall be available to carry out the
3 dryland agriculture research program; and of which not
4 less than \$7,000,000 shall be available for purposes of en-
5 tering into a management, operations, and research sup-
6 port contract to expedite the hiring of a capable workforce
7 for the commissioning of the Central Utility Plant and in
8 support of operations and management of the National
9 Bio- and Agro-defense Facility: *Provided*, That appropria-
10 tions hereunder shall be available for the operation and
11 maintenance of aircraft and the purchase of not to exceed
12 one for replacement only: *Provided further*, That appro-
13 priations hereunder shall be available pursuant to 7
14 U.S.C. 2250 for the construction, alteration, and repair
15 of buildings and improvements, but unless otherwise pro-
16 vided, the cost of constructing any one building shall not
17 exceed \$500,000, except for headhouses or greenhouses
18 which shall each be limited to \$1,800,000, except for 10
19 buildings to be constructed or improved at a cost not to
20 exceed \$1,100,000 each, and except for two buildings to
21 be constructed at a cost not to exceed \$3,000,000 each,
22 and the cost of altering any one building during the fiscal
23 year shall not exceed 10 percent of the current replace-
24 ment value of the building or \$500,000, whichever is
25 greater: *Provided further*, That appropriations hereunder

1 shall be available for entering into lease agreements at any
2 Agricultural Research Service location for the construction
3 of a research facility by a non-Federal entity for use by
4 the Agricultural Research Service and a condition of the
5 lease shall be that any facility shall be owned, operated,
6 and maintained by the non-Federal entity and shall be re-
7 moved upon the expiration or termination of the lease
8 agreement: *Provided further*, That the limitations on alter-
9 ations contained in this Act shall not apply to moderniza-
10 tion or replacement of existing facilities at Beltsville,
11 Maryland: *Provided further*, That appropriations here-
12 under shall be available for granting easements at the
13 Beltsville Agricultural Research Center: *Provided further*,
14 That the foregoing limitations shall not apply to replace-
15 ment of buildings needed to carry out the Act of April
16 24, 1948 (21 U.S.C. 113a): *Provided further*, That appro-
17 priations hereunder shall be available for granting ease-
18 ments at any Agricultural Research Service location for
19 the construction of a research facility by a non-Federal
20 entity for use by, and acceptable to, the Agricultural Re-
21 search Service and a condition of the easements shall be
22 that upon completion the facility shall be accepted by the
23 Secretary, subject to the availability of funds herein, if the
24 Secretary finds that acceptance of the facility is in the
25 interest of the United States: *Provided further*, That funds

1 may be received from any State, other political subdivi-
2 sion, organization, or individual for the purpose of estab-
3 lishing or operating any research facility or research
4 project of the Agricultural Research Service, as authorized
5 by law.

6 NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

7 RESEARCH AND EDUCATION ACTIVITIES

8 For payments to agricultural experiment stations, for
9 cooperative forestry and other research, for facilities, and
10 for other expenses, \$898,535,000, which shall be for the
11 purposes, and in the amounts, specified in the table titled
12 “National Institute of Food and Agriculture, Research
13 and Education Activities” in the explanatory statement
14 described in section 3 (in the matter preceding division
15 A of this consolidated Act): *Provided*, That funds for re-
16 search grants for 1994 institutions, education grants for
17 1890 institutions, capacity building for non-land-grant
18 colleges of agriculture, the agriculture and food research
19 initiative, veterinary medicine loan repayment, multicul-
20 tural scholars, graduate fellowship and institution chal-
21 lenge grants, and grants management systems shall re-
22 main available until expended: *Provided further*, That each
23 institution eligible to receive funds under the Evans-Allen
24 program receives no less than \$1,000,000: *Provided fur-*
25 *ther*, That funds for education grants for Alaska Native

1 and Native Hawaiian-serving institutions be made avail-
2 able to individual eligible institutions or consortia of eligi-
3 ble institutions with funds awarded equally to each of the
4 States of Alaska and Hawaii: *Provided further*, That funds
5 for education grants for 1890 institutions shall be made
6 available to institutions eligible to receive funds under 7
7 U.S.C. 3221 and 3222: *Provided further*, That not more
8 than 5 percent of the amounts made available by this or
9 any other Act to carry out the Agriculture and Food Re-
10 search Initiative under 7 U.S.C. 450i(b) may be retained
11 by the Secretary of Agriculture to pay administrative costs
12 incurred by the Secretary in carrying out that authority.

13 NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

14 For the Native American Institutions Endowment
15 Fund authorized by Public Law 103–382 (7 U.S.C. 301
16 note), \$11,880,000, to remain available until expended.

17 EXTENSION ACTIVITIES

18 For payments to States, the District of Columbia,
19 Puerto Rico, Guam, the Virgin Islands, Micronesia, the
20 Northern Marianas, and American Samoa, \$486,692,000,
21 which shall be for the purposes, and in the amounts, speci-
22 fied in the table titled “National Institute of Food and
23 Agriculture, Extension Activities” in the explanatory
24 statement described in section 3 (in the matter preceding
25 division A of this consolidated Act): *Provided*, That funds

1 for facility improvements at 1890 institutions shall remain
2 available until expended: *Provided further*, That institu-
3 tions eligible to receive funds under 7 U.S.C. 3221 for co-
4 operative extension receive no less than \$1,000,000: *Pro-*
5 *vided further*, That funds for cooperative extension under
6 sections 3(b) and (c) of the Smith-Lever Act (7 U.S.C.
7 343(b) and (c)) and section 208(c) of Public Law 93–471
8 shall be available for retirement and employees’ compensa-
9 tion costs for extension agents.

10

INTEGRATED ACTIVITIES

11 For the integrated research, education, and extension
12 grants programs, including necessary administrative ex-
13 penses, \$38,000,000, which shall be for the purposes, and
14 in the amounts, specified in the table titled “National In-
15 stitute of Food and Agriculture, Integrated Activities” in
16 the explanatory statement described in section 3 (in the
17 matter preceding division A of this consolidated Act): *Pro-*
18 *vided*, That funds for the Food and Agriculture Defense
19 Initiative shall remain available until September 30, 2020:
20 *Provided further*, That notwithstanding any other provi-
21 sion of law, indirect costs shall not be charged against any
22 Extension Implementation Program Area grant awarded
23 under the Crop Protection/Pest Management Program (7
24 U.S.C. 7626).

1 OFFICE OF THE UNDER SECRETARY FOR MARKETING
2 AND REGULATORY PROGRAMS

3 For necessary expenses of the Office of the Under
4 Secretary for Marketing and Regulatory Programs,
5 \$901,000: *Provided*, That funds made available by this
6 Act to an agency in the Marketing and Regulatory Pro-
7 grams mission area for salaries and expenses are available
8 to fund up to one administrative support staff for the Of-
9 fice.

10 ANIMAL AND PLANT HEALTH INSPECTION SERVICE

11 SALARIES AND EXPENSES

12 (INCLUDING TRANSFERS OF FUNDS)

13 For necessary expenses of the Animal and Plant
14 Health Inspection Service, including up to \$30,000 for
15 representation allowances and for expenses pursuant to
16 the Foreign Service Act of 1980 (22 U.S.C. 4085),
17 \$1,000,493,000, of which \$470,000, to remain available
18 until expended, shall be available for the control of out-
19 breaks of insects, plant diseases, animal diseases and for
20 control of pest animals and birds (“contingency fund”) to
21 the extent necessary to meet emergency conditions; of
22 which \$11,520,000, to remain available until expended,
23 shall be used for the cotton pests program for cost share
24 purposes or for debt retirement for active eradication
25 zones; of which \$37,857,000, to remain available until ex-

1 pending, shall be for Animal Health Technical Services; of
2 which \$705,000 shall be for activities under the authority
3 of the Horse Protection Act of 1970, as amended (15
4 U.S.C. 1831); of which \$62,840,000, to remain available
5 until expended, shall be used to support avian health; of
6 which \$4,251,000, to remain available until expended,
7 shall be for information technology infrastructure; of
8 which \$178,170,000, to remain available until expended,
9 shall be for specialty crop pests; of which, \$11,826,000,
10 to remain available until expended, shall be for field crop
11 and rangeland ecosystem pests; of which \$16,523,000, to
12 remain available until expended, shall be for zoonotic dis-
13 ease management; of which \$41,466,000, to remain avail-
14 able until expended, shall be for emergency preparedness
15 and response; of which \$60,000,000, to remain available
16 until expended, shall be for tree and wood pests; of which
17 \$5,725,000, to remain available until expended, shall be
18 for the National Veterinary Stockpile; of which up to
19 \$1,500,000, to remain available until expended, shall be
20 for the scrapie program for indemnities; of which
21 \$2,500,000, to remain available until expended, shall be
22 for the wildlife damage management program for aviation
23 safety: *Provided*, That of amounts available under this
24 heading for wildlife services methods development,
25 \$1,000,000 shall remain available until expended: *Pro-*

1 *vided further*, That of amounts available under this head-
2 ing for the screwworm program, \$4,990,000 shall remain
3 available until expended; of which \$13,600,000, to remain
4 available until expended, shall be used to carry out the
5 science program at the National Bio- and Agro-defense
6 Facility located in Manhattan, Kansas: *Provided further*,
7 That no funds shall be used to formulate or administer
8 a brucellosis eradication program for the current fiscal
9 year that does not require minimum matching by the
10 States of at least 40 percent: *Provided further*, That this
11 appropriation shall be available for the operation and
12 maintenance of aircraft and the purchase of not to exceed
13 five, of which two shall be for replacement only: *Provided*
14 *further*, That in addition, in emergencies which threaten
15 any segment of the agricultural production industry of the
16 United States, the Secretary may transfer from other ap-
17 propriations or funds available to the agencies or corpora-
18 tions of the Department such sums as may be deemed nec-
19 essary, to be available only in such emergencies for the
20 arrest and eradication of contagious or infectious disease
21 or pests of animals, poultry, or plants, and for expenses
22 in accordance with sections 10411 and 10417 of the Ani-
23 mal Health Protection Act (7 U.S.C. 8310 and 8316) and
24 sections 431 and 442 of the Plant Protection Act (7
25 U.S.C. 7751 and 7772), and any unexpended balances of

1 funds transferred for such emergency purposes in the pre-
2 ceding fiscal year shall be merged with such transferred
3 amounts: *Provided further*, That appropriations hereunder
4 shall be available pursuant to law (7 U.S.C. 2250) for the
5 repair and alteration of leased buildings and improve-
6 ments, but unless otherwise provided the cost of altering
7 any one building during the fiscal year shall not exceed
8 10 percent of the current replacement value of the build-
9 ing.

10 In fiscal year 2019, the agency is authorized to collect
11 fees to cover the total costs of providing technical assist-
12 ance, goods, or services requested by States, other political
13 subdivisions, domestic and international organizations,
14 foreign governments, or individuals, provided that such
15 fees are structured such that any entity's liability for such
16 fees is reasonably based on the technical assistance, goods,
17 or services provided to the entity by the agency, and such
18 fees shall be reimbursed to this account, to remain avail-
19 able until expended, without further appropriation, for
20 providing such assistance, goods, or services.

21 BUILDINGS AND FACILITIES

22 For plans, construction, repair, preventive mainte-
23 nance, environmental support, improvement, extension, al-
24 teration, and purchase of fixed equipment or facilities, as
25 authorized by 7 U.S.C. 2250, and acquisition of land as

1 authorized by 7 U.S.C. 428a, \$3,175,000, to remain avail-
2 able until expended.

3 AGRICULTURAL MARKETING SERVICE

4 MARKETING SERVICES

5 For necessary expenses of the Agricultural Marketing
6 Service, \$155,845,000, of which \$4,000,000 shall be avail-
7 able for the purposes of section 12306 of Public Law 113-
8 79; and of which \$7,000,000 shall be available for mar-
9 keting activities authorized under section 204(b) of the
10 Agricultural Marketing Act of 1946 (7 U.S.C. 1623(b))
11 to provide to State departments of agriculture, State coop-
12 erative extension services, institutions of higher education,
13 and nonprofit organizations grants to carry out programs
14 and provide technical assistance to promote innovation,
15 process improvement, and marketing relating to dairy
16 products: *Provided*, That this appropriation shall be avail-
17 able pursuant to law (7 U.S.C. 2250) for the alteration
18 and repair of buildings and improvements, but the cost
19 of altering any one building during the fiscal year shall
20 not exceed 10 percent of the current replacement value
21 of the building.

22 Fees may be collected for the cost of standardization
23 activities, as established by regulation pursuant to law (31
24 U.S.C. 9701).

1 LIMITATION ON ADMINISTRATIVE EXPENSES

2 Not to exceed \$60,982,000 (from fees collected) shall
3 be obligated during the current fiscal year for administra-
4 tive expenses: *Provided*, That if crop size is understated
5 and/or other uncontrollable events occur, the agency may
6 exceed this limitation by up to 10 percent with notification
7 to the Committees on Appropriations of both Houses of
8 Congress.

9 FUNDS FOR STRENGTHENING MARKETS, INCOME, AND

10 SUPPLY (SECTION 32)

11 (INCLUDING TRANSFERS OF FUNDS)

12 Funds available under section 32 of the Act of Au-
13 gust 24, 1935 (7 U.S.C. 612c), shall be used only for com-
14 modity program expenses as authorized therein, and other
15 related operating expenses, except for: (1) transfers to the
16 Department of Commerce as authorized by the Fish and
17 Wildlife Act of 1956 (16 U.S.C. 742a et seq.); (2) trans-
18 fers otherwise provided in this Act; and (3) not more than
19 \$20,489,000 for formulation and administration of mar-
20 keting agreements and orders pursuant to the Agricultural
21 Marketing Agreement Act of 1937 and the Agricultural
22 Act of 1961 (Public Law 87–128).

23 PAYMENTS TO STATES AND POSSESSIONS

24 For payments to departments of agriculture, bureaus
25 and departments of markets, and similar agencies for

1 marketing activities under section 204(b) of the Agricul-
2 tural Marketing Act of 1946 (7 U.S.C. 1623(b)),
3 \$1,235,000.

4 LIMITATION ON INSPECTION AND WEIGHING SERVICES

5 EXPENSES

6 Not to exceed \$55,000,000 (from fees collected) shall
7 be obligated during the current fiscal year for inspection
8 and weighing services: *Provided*, That if grain export ac-
9 tivities require additional supervision and oversight, or
10 other uncontrollable factors occur, this limitation may be
11 exceeded by up to 10 percent with notification to the Com-
12 mittees on Appropriations of both Houses of Congress.

13 OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

14 For necessary expenses of the Office of the Under
15 Secretary for Food Safety, \$800,000: *Provided*, That
16 funds made available by this Act to an agency in the Food
17 Safety mission area for salaries and expenses are available
18 to fund up to one administrative support staff for the Of-
19 fice.

20 FOOD SAFETY AND INSPECTION SERVICE

21 For necessary expenses to carry out services author-
22 ized by the Federal Meat Inspection Act, the Poultry
23 Products Inspection Act, and the Egg Products Inspection
24 Act, including not to exceed \$10,000 for representation
25 allowances and for expenses pursuant to section 8 of the

1 Act approved August 3, 1956 (7 U.S.C. 1766),
2 \$1,049,344,000; and in addition, \$1,000,000 may be cred-
3 ited to this account from fees collected for the cost of lab-
4 oratory accreditation as authorized by section 1327 of the
5 Food, Agriculture, Conservation and Trade Act of 1990
6 (7 U.S.C. 138f): *Provided*, That funds provided for the
7 Public Health Data Communication Infrastructure system
8 shall remain available until expended: *Provided further*,
9 That no fewer than 148 full-time equivalent positions shall
10 be employed during fiscal year 2019 for purposes dedi-
11 cated solely to inspections and enforcement related to the
12 Humane Methods of Slaughter Act (7 U.S.C. 1901 et
13 seq.): *Provided further*, That the Food Safety and Inspec-
14 tion Service shall continue implementation of section
15 11016 of Public Law 110–246 as further clarified by the
16 amendments made in section 12106 of Public Law 113–
17 79: *Provided further*, That this appropriation shall be
18 available pursuant to law (7 U.S.C. 2250) for the alter-
19 ation and repair of buildings and improvements, but the
20 cost of altering any one building during the fiscal year
21 shall not exceed 10 percent of the current replacement
22 value of the building.

1 TITLE II
2 FARM PRODUCTION AND CONSERVATION
3 PROGRAMS

4 OFFICE OF THE UNDER SECRETARY FOR FARM
5 PRODUCTION AND CONSERVATION

6 For necessary expenses of the Office of the Under
7 Secretary for Farm Production and Conservation,
8 \$901,000: *Provided*, That funds made available by this
9 Act to an agency in the Farm Production and Conserva-
10 tion mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the Of-
12 fice.

13 FARM PRODUCTION AND CONSERVATION BUSINESS
14 CENTER

15 For necessary expenses of the Farm Production and
16 Conservation Business Center, \$1,028,000, to remain
17 available until expended: *Provided*, That \$149,000 of
18 amounts appropriated for the current fiscal year pursuant
19 to section 1241(a) of the Farm Security and Rural Invest-
20 ment Act of 1985 (16 U.S.C. 3841(a)) shall be transferred
21 to and merged with this account.

1 FARM SERVICE AGENCY
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Farm Service Agency,
5 \$1,202,146,000: *Provided*, That not more than 50 percent
6 of the \$44,691,000 made available under this heading for
7 information technology related to farm program delivery,
8 including the Modernize and Innovate the Delivery of Ag-
9 ricultural Systems and other farm program delivery sys-
10 tems, may be obligated until the Secretary submits to the
11 Committees on Appropriations of both Houses of Con-
12 gress, and receives written or electronic notification of re-
13 ceipt from such Committees of, a plan for expenditure that
14 (1) identifies for each project/investment over \$25,000 (a)
15 the functional and performance capabilities to be delivered
16 and the mission benefits to be realized, (b) the estimated
17 lifecycle cost, including estimates for development as well
18 as maintenance and operations, and (c) key milestones to
19 be met; (2) demonstrates that each project/investment is,
20 (a) consistent with the Farm Service Agency Information
21 Technology Roadmap, (b) being managed in accordance
22 with applicable lifecycle management policies and guid-
23 ance, and (c) subject to the applicable Department's cap-
24 ital planning and investment control requirements; and (3)
25 has been reviewed by the Government Accountability Of-

1 fice and approved by the Committees on Appropriations
2 of both Houses of Congress: *Provided further*, That the
3 agency shall submit a report by the end of the fourth quar-
4 ter of fiscal year 2019 to the Committees on Appropria-
5 tions and the Government Accountability Office, that iden-
6 tifies for each project/investment that is operational (a)
7 current performance against key indicators of customer
8 satisfaction, (b) current performance of service level agree-
9 ments or other technical metrics, (c) current performance
10 against a pre-established cost baseline, (d) a detailed
11 breakdown of current and planned spending on oper-
12 ational enhancements or upgrades, and (e) an assessment
13 of whether the investment continues to meet business
14 needs as intended as well as alternatives to the investment:
15 *Provided further*, That the Secretary is authorized to use
16 the services, facilities, and authorities (but not the funds)
17 of the Commodity Credit Corporation to make program
18 payments for all programs administered by the Agency:
19 *Provided further*, That other funds made available to the
20 Agency for authorized activities may be advanced to and
21 merged with this account: *Provided further*, That funds
22 made available to county committees shall remain avail-
23 able until expended: *Provided further*, That none of the
24 funds available to the Farm Service Agency shall be used
25 to close Farm Service Agency county offices: *Provided fur-*

1 *ther*, That none of the funds available to the Farm Service
2 Agency shall be used to permanently relocate county based
3 employees that would result in an office with two or fewer
4 employees without prior notification and approval of the
5 Committees on Appropriations of both Houses of Con-
6 gress.

7 STATE MEDIATION GRANTS

8 For grants pursuant to section 502(b) of the Agricul-
9 tural Credit Act of 1987, as amended (7 U.S.C. 5101–
10 5106), \$3,904,000.

11 GRASSROOTS SOURCE WATER PROTECTION PROGRAM

12 For necessary expenses to carry out wellhead or
13 groundwater protection activities under section 12400 of
14 the Food Security Act of 1985 (16 U.S.C. 3839bb–2),
15 \$6,500,000, to remain available until expended.

16 DAIRY INDEMNITY PROGRAM

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses involved in making indemnity
19 payments to dairy farmers and manufacturers of dairy
20 products under a dairy indemnity program, such sums as
21 may be necessary, to remain available until expended: *Pro-*
22 *vided*, That such program is carried out by the Secretary
23 in the same manner as the dairy indemnity program de-
24 scribed in the Agriculture, Rural Development, Food and
25 Drug Administration, and Related Agencies Appropria-

1 tions Act, 2001 (Public Law 106–387, 114 Stat. 1549A–
2 12).

3 AGRICULTURAL CREDIT INSURANCE FUND PROGRAM

4 ACCOUNT

5 (INCLUDING TRANSFERS OF FUNDS)

6 For gross obligations for the principal amount of di-
7 rect and guaranteed farm ownership (7 U.S.C. 1922 et
8 seq.) and operating (7 U.S.C. 1941 et seq.) loans, emer-
9 gency loans (7 U.S.C. 1961 et seq.), Indian tribe land ac-
10 quisition loans (25 U.S.C. 488), boll weevil loans (7
11 U.S.C. 1989), guaranteed conservation loans (7 U.S.C.
12 1924 et seq.), and Indian highly fractionated land loans
13 (25 U.S.C. 488) to be available from funds in the Agricul-
14 tural Credit Insurance Fund, as follows: \$2,750,000,000
15 for guaranteed farm ownership loans and \$1,500,000,000
16 for farm ownership direct loans; \$1,960,000,000 for un-
17 subsidized guaranteed operating loans and
18 \$1,530,000,000 for direct operating loans; emergency
19 loans, \$37,668,000; Indian tribe land acquisition loans,
20 \$20,000,000; guaranteed conservation loans,
21 \$150,000,000; Indian highly fractionated land loans,
22 \$10,000,000; and for boll weevil eradication program
23 loans, \$60,000,000: *Provided*, That the Secretary shall
24 deem the pink bollworm to be a boll weevil for the purpose
25 of boll weevil eradication program loans.

1 For the cost of direct and guaranteed loans and
2 grants, including the cost of modifying loans as defined
3 in section 502 of the Congressional Budget Act of 1974,
4 as follows: farm operating loans, \$59,670,000 for direct
5 operating loans, \$21,168,000 for unsubsidized guaranteed
6 operating loans, emergency loans, \$1,567,000 and
7 \$2,134,000 for Indian highly fractionated land loans to
8 remain available until expended.

9 In addition, for administrative expenses necessary to
10 carry out the direct and guaranteed loan programs,
11 \$325,068,000: *Provided*, That of this amount,
12 \$314,998,000 shall be transferred to and merged with the
13 appropriation for “Farm Service Agency, Salaries and Ex-
14 penses”, of which \$8,000,000 shall be available until Sep-
15 tember 30, 2020.

16 Funds appropriated by this Act to the Agricultural
17 Credit Insurance Program Account for farm ownership,
18 operating and conservation direct loans and guaranteed
19 loans may be transferred among these programs: *Pro-*
20 *vided*, That the Committees on Appropriations of both
21 Houses of Congress are notified at least 15 days in ad-
22 vance of any transfer.

1 RISK MANAGEMENT AGENCY

2 SALARIES AND EXPENSES

3 For necessary expenses of the Risk Management
4 Agency, \$74,829,000: *Provided*, That not to exceed
5 \$1,000 shall be available for official reception and rep-
6 resentation expenses, as authorized by 7 U.S.C. 1506(i).

7 NATURAL RESOURCES CONSERVATION SERVICE

8 CONSERVATION OPERATIONS

9 For necessary expenses for carrying out the provi-
10 sions of the Act of April 27, 1935 (16 U.S.C. 590a–f),
11 including preparation of conservation plans and establish-
12 ment of measures to conserve soil and water (including
13 farm irrigation and land drainage and such special meas-
14 ures for soil and water management as may be necessary
15 to prevent floods and the siltation of reservoirs and to con-
16 trol agricultural related pollutants); operation of conserva-
17 tion plant materials centers; classification and mapping of
18 soil; dissemination of information; acquisition of lands,
19 water, and interests therein for use in the plant materials
20 program by donation, exchange, or purchase at a nominal
21 cost not to exceed \$100 pursuant to the Act of August
22 3, 1956 (7 U.S.C. 428a); purchase and erection or alter-
23 ation or improvement of permanent and temporary build-
24 ings; and operation and maintenance of aircraft,
25 \$879,107,000, to remain available until September 30,

1 2020: *Provided*, That appropriations hereunder shall be
2 available pursuant to 7 U.S.C. 2250 for construction and
3 improvement of buildings and public improvements at
4 plant materials centers, except that the cost of alterations
5 and improvements to other buildings and other public im-
6 provements shall not exceed \$250,000: *Provided further*,
7 That when buildings or other structures are erected on
8 non-Federal land, that the right to use such land is ob-
9 tained as provided in 7 U.S.C. 2250a: *Provided further*,
10 That of the amounts made available under this heading,
11 \$5,600,000, shall remain available until expended for the
12 authorities under 16 U.S.C. 1001–1005 and 1007–1009
13 for authorized ongoing watershed projects with a primary
14 purpose of providing water to rural communities.

15 WATERSHED AND FLOOD PREVENTION OPERATIONS

16 For necessary expenses to carry out preventive meas-
17 ures, including but not limited to surveys and investiga-
18 tions, engineering operations, works of improvement, and
19 changes in use of land, in accordance with the Watershed
20 Protection and Flood Prevention Act (16 U.S.C. 1001–
21 1005 and 1007–1009) and in accordance with the provi-
22 sions of laws relating to the activities of the Department,
23 \$150,000,000, to remain available until expended: *Pro-*
24 *vided*, That for funds provided by this Act or any other
25 prior Act, the limitation regarding the size of the water-

1 shed or subwatershed exceeding two hundred and fifty
2 thousand acres in which such activities can be undertaken
3 shall only apply for activities undertaken for the primary
4 purpose of flood prevention (including structural and land
5 treatment measures): *Provided further*, That of the
6 amounts made available under this heading, \$50,000,000
7 shall be allocated to projects and activities that can com-
8 mence promptly following enactment; that address re-
9 gional priorities for flood prevention, agricultural water
10 management, inefficient irrigation systems, fish and wild-
11 life habitat, or watershed protection; or that address au-
12 thorized ongoing projects under the authorities of section
13 13 of the Flood Control Act of December 22, 1944 (Public
14 Law 78–534) with a primary purpose of watershed protec-
15 tion by preventing floodwater damage and stabilizing
16 stream channels, tributaries, and banks to reduce erosion
17 and sediment transport.

18 **CORPORATIONS**

19 The following corporations and agencies are hereby
20 authorized to make expenditures, within the limits of
21 funds and borrowing authority available to each such cor-
22 poration or agency and in accord with law, and to make
23 contracts and commitments without regard to fiscal year
24 limitations as provided by section 104 of the Government
25 Corporation Control Act as may be necessary in carrying

1 out the programs set forth in the budget for the current
2 fiscal year for such corporation or agency, except as here-
3 inafter provided.

4 FEDERAL CROP INSURANCE CORPORATION FUND

5 For payments as authorized by section 516 of the
6 Federal Crop Insurance Act (7 U.S.C. 1516), such sums
7 as may be necessary, to remain available until expended.

8 COMMODITY CREDIT CORPORATION FUND

9 REIMBURSEMENT FOR NET REALIZED LOSSES

10 (INCLUDING TRANSFERS OF FUNDS)

11 For the current fiscal year, such sums as may be nec-
12 essary to reimburse the Commodity Credit Corporation for
13 net realized losses sustained, but not previously reim-
14 bursed, pursuant to section 2 of the Act of August 17,
15 1961 (15 U.S.C. 713a–11): *Provided*, That of the funds
16 available to the Commodity Credit Corporation under sec-
17 tion 11 of the Commodity Credit Corporation Charter Act
18 (15 U.S.C. 714i) for the conduct of its business with the
19 Foreign Agricultural Service, up to \$5,000,000 may be
20 transferred to and used by the Foreign Agricultural Serv-
21 ice for information resource management activities of the
22 Foreign Agricultural Service that are not related to Com-
23 modity Credit Corporation business.

1 HAZARDOUS WASTE MANAGEMENT
2 (LIMITATION ON EXPENSES)

3 For the current fiscal year, the Commodity Credit
4 Corporation shall not expend more than \$5,000,000 for
5 site investigation and cleanup expenses, and operations
6 and maintenance expenses to comply with the requirement
7 of section 107(g) of the Comprehensive Environmental
8 Response, Compensation, and Liability Act (42 U.S.C.
9 9607(g)), and section 6001 of the Resource Conservation
10 and Recovery Act (42 U.S.C. 6961).

11 TITLE III
12 RURAL DEVELOPMENT PROGRAMS
13 RURAL DEVELOPMENT
14 SALARIES AND EXPENSES
15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses for carrying out the adminis-
17 tration and implementation of Rural Development pro-
18 grams, including activities with institutions concerning the
19 development and operation of agricultural cooperatives;
20 and for cooperative agreements; \$232,835,000: *Provided*,
21 That notwithstanding any other provision of law, funds
22 appropriated under this heading may be used for adver-
23 tising and promotional activities that support Rural Devel-
24 opment programs: *Provided further*, That in addition to
25 any other funds appropriated for purposes authorized by

1 section 502(i) of the Housing Act of 1949 (42 U.S.C.
2 1472(i)), any amounts collected under such section will
3 immediately be credited to this account and will remain
4 available until expended for such purposes.

5 RURAL HOUSING SERVICE

6 RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

7 (INCLUDING TRANSFERS OF FUNDS)

8 For gross obligations for the principal amount of di-
9 rect and guaranteed loans as authorized by title V of the
10 Housing Act of 1949, to be available from funds in the
11 rural housing insurance fund, as follows: \$1,100,000,000
12 shall be for direct loans and \$24,000,000,000 shall be for
13 unsubsidized guaranteed loans; \$28,000,000 for section
14 504 housing repair loans; \$40,000,000 for section 515
15 rental housing; \$230,000,000 for section 538 guaranteed
16 multi-family housing loans; \$10,000,000 for credit sales
17 of single family housing acquired property; \$5,000,000 for
18 section 523 self-help housing land development loans; and
19 \$5,000,000 for section 524 site development loans.

20 For the cost of direct and guaranteed loans, including
21 the cost of modifying loans, as defined in section 502 of
22 the Congressional Budget Act of 1974, as follows: section
23 502 loans, \$53,900,000 shall be for direct loans; section
24 504 housing repair loans, \$3,419,000; section 523 self-
25 help housing land development loans, \$431,000; section

1 524 site development loans, \$176,000; and repair, reha-
2 bilitation, and new construction of section 515 rental
3 housing, \$9,484,000: *Provided*, That to support the loan
4 program level for section 538 guaranteed loans made
5 available under this heading the Secretary may charge or
6 adjust any fees to cover the projected cost of such loan
7 guarantees pursuant to the provisions of the Credit Re-
8 form Act of 1990 (2 U.S.C. 661 et seq.), and the interest
9 on such loans may not be subsidized: *Provided further*,
10 That applicants in communities that have a current rural
11 area waiver under section 541 of the Housing Act of 1949
12 (42 U.S.C. 1490q) shall be treated as living in a rural
13 area for purposes of section 502 guaranteed loans pro-
14 vided under this heading: *Provided further*, That of the
15 amounts available under this paragraph for section 502
16 direct loans, no less than \$5,000,000 shall be available for
17 direct loans for individuals whose homes will be built pur-
18 suant to a program funded with a mutual and self-help
19 housing grant authorized by section 523 of the Housing
20 Act of 1949 until June 1, 2019: *Provided further*, That
21 the Secretary shall implement provisions to provide incen-
22 tives to nonprofit organizations and public housing au-
23 thorities to facilitate the acquisition of Rural Housing
24 Service (RHS) multifamily housing properties by such
25 nonprofit organizations and public housing authorities

1 that commit to keep such properties in the RHS multi-
2 family housing program for a period of time as determined
3 by the Secretary, with such incentives to include, but not
4 be limited to, the following: allow such nonprofit entities
5 and public housing authorities to earn a Return on Invest-
6 ment on their own resources to include proceeds from low
7 income housing tax credit syndication, own contributions,
8 grants, and developer loans at favorable rates and terms,
9 invested in a deal; and allow reimbursement of organiza-
10 tional costs associated with owner's oversight of asset re-
11 ferred to as "Asset Management Fee" of up to \$7,500
12 per property.

13 In addition, for the cost of direct loans, grants, and
14 contracts, as authorized by sections 514 and 516 of the
15 Housing Act of 1949 (42 U.S.C. 1484, 1486),
16 \$14,281,000, to remain available until expended, for direct
17 farm labor housing loans and domestic farm labor housing
18 grants and contracts: *Provided*, That any balances avail-
19 able for the Farm Labor Program Account shall be trans-
20 ferred to and merged with this account.

21 In addition, for administrative expenses necessary to
22 carry out the direct and guaranteed loan programs,
23 \$412,254,000 shall be transferred to and merged with the
24 appropriation for "Rural Development, Salaries and Ex-
25 penses".

1 RENTAL ASSISTANCE PROGRAM

2 For rental assistance agreements entered into or re-
3 newed pursuant to the authority under section 521(a)(2)
4 of the Housing Act of 1949 or agreements entered into
5 in lieu of debt forgiveness or payments for eligible house-
6 holds as authorized by section 502(c)(5)(D) of the Hous-
7 ing Act of 1949, \$1,331,400,000, of which \$40,000,000
8 shall be available until September 30, 2020; and in addi-
9 tion such sums as may be necessary, as authorized by sec-
10 tion 521(c) of the Act, to liquidate debt incurred prior to
11 fiscal year 1992 to carry out the rental assistance program
12 under section 521(a)(2) of the Act: *Provided*, That rental
13 assistance agreements entered into or renewed during the
14 current fiscal year shall be funded for a one-year period:
15 *Provided further*, That any unexpended balances remain-
16 ing at the end of such one-year agreements may be trans-
17 ferred and used for purposes of any debt reduction; main-
18 tenance, repair, or rehabilitation of any existing projects;
19 preservation; and rental assistance activities authorized
20 under title V of the Act: *Provided further*, That rental as-
21 sistance provided under agreements entered into prior to
22 fiscal year 2019 for a farm labor multi-family housing
23 project financed under section 514 or 516 of the Act may
24 not be recaptured for use in another project until such
25 assistance has remained unused for a period of 12 con-

1 secutive months, if such project has a waiting list of ten-
2 ants seeking such assistance or the project has rental as-
3 sistance eligible tenants who are not receiving such assist-
4 ance: *Provided further*, That such recaptured rental assist-
5 ance shall, to the extent practicable, be applied to another
6 farm labor multi-family housing project financed under
7 section 514 or 516 of the Act: *Provided further*, That ex-
8 cept as provided in the third proviso under this heading
9 and notwithstanding any other provision of the Act, the
10 Secretary may recapture rental assistance provided under
11 agreements entered into prior to fiscal year 2019 for a
12 project that the Secretary determines no longer needs
13 rental assistance and use such recaptured funds for cur-
14 rent needs.

15 MULTI-FAMILY HOUSING REVITALIZATION PROGRAM

16 ACCOUNT

17 For the rural housing voucher program as authorized
18 under section 542 of the Housing Act of 1949, but not-
19 withstanding subsection (b) of such section, and for addi-
20 tional costs to conduct a demonstration program for the
21 preservation and revitalization of multi-family rental hous-
22 ing properties described in this paragraph, \$50,000,000,
23 to remain available until expended: *Provided*, That of the
24 funds made available under this heading, \$26,000,000,
25 shall be available for rural housing vouchers to any low-

1 income household (including those not receiving rental as-
2 sistance) residing in a property financed with a section
3 515 loan which has been prepaid after September 30,
4 2005: *Provided further*, That the amount of such voucher
5 shall be the difference between comparable market rent
6 for the section 515 unit and the tenant paid rent for such
7 unit: *Provided further*, That funds made available for such
8 vouchers shall be subject to the availability of annual ap-
9 propriations: *Provided further*, That the Secretary shall,
10 to the maximum extent practicable, administer such
11 vouchers with current regulations and administrative guid-
12 ance applicable to section 8 housing vouchers administered
13 by the Secretary of the Department of Housing and Urban
14 Development: *Provided further*, That if the Secretary de-
15 termines that the amount made available for vouchers in
16 this or any other Act is not needed for vouchers, the Sec-
17 retary may use such funds for the demonstration program
18 for the preservation and revitalization of multi-family
19 rental housing properties described in this paragraph: *Pro-*
20 *vided further*, That of the funds made available under this
21 heading, \$24,000,000 shall be available for a demonstra-
22 tion program for the preservation and revitalization of the
23 sections 514, 515, and 516 multi-family rental housing
24 properties to restructure existing USDA multi-family
25 housing loans, as the Secretary deems appropriate, ex-

1 pressly for the purposes of ensuring the project has suffi-
2 cient resources to preserve the project for the purpose of
3 providing safe and affordable housing for low-income resi-
4 dents and farm laborers including reducing or eliminating
5 interest; deferring loan payments, subordinating, reducing
6 or reamortizing loan debt; and other financial assistance
7 including advances, payments and incentives (including
8 the ability of owners to obtain reasonable returns on in-
9 vestment) required by the Secretary: *Provided further,*
10 That the Secretary shall as part of the preservation and
11 revitalization agreement obtain a restrictive use agreement
12 consistent with the terms of the restructuring: *Provided*
13 *further,* That if the Secretary determines that additional
14 funds for vouchers described in this paragraph are needed,
15 funds for the preservation and revitalization demonstra-
16 tion program may be used for such vouchers: *Provided fur-*
17 *ther,* That if Congress enacts legislation to permanently
18 authorize a multi-family rental housing loan restructuring
19 program similar to the demonstration program described
20 herein, the Secretary may use funds made available for
21 the demonstration program under this heading to carry
22 out such legislation with the prior approval of the Commit-
23 tees on Appropriations of both Houses of Congress: *Pro-*
24 *vided further,* That in addition to any other available
25 funds, the Secretary may expend not more than

1 \$1,000,000 total, from the program funds made available
2 under this heading, for administrative expenses for activi-
3 ties funded under this heading.

4 MUTUAL AND SELF-HELP HOUSING GRANTS

5 For grants and contracts pursuant to section
6 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C.
7 1490c), \$30,000,000, to remain available until expended.

8 RURAL HOUSING ASSISTANCE GRANTS

9 For grants for very low-income housing repair and
10 rural housing preservation made by the Rural Housing
11 Service, as authorized by 42 U.S.C. 1474, and 1490m,
12 \$40,000,000, to remain available until expended.

13 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

14 (INCLUDING TRANSFERS OF FUNDS)

15 For gross obligations for the principal amount of di-
16 rect and guaranteed loans as authorized by section 306
17 and described in section 381E(d)(1) of the Consolidated
18 Farm and Rural Development Act, \$3,000,000,000 for di-
19 rect loans and \$148,287,000 for guaranteed loans.

20 For the cost of guaranteed loans, including the cost
21 of modifying loans, as defined in section 502 of the Con-
22 gressional Budget Act of 1974, \$4,285,000, to remain
23 available until expended.

24 For the cost of grants for rural community facilities
25 programs as authorized by section 306 and described in

1 section 381E(d)(1) of the Consolidated Farm and Rural
2 Development Act, \$47,778,000, to remain available until
3 expended: *Provided*, That \$6,000,000 of the amount ap-
4 propriated under this heading shall be available for a
5 Rural Community Development Initiative: *Provided fur-*
6 *ther*, That such funds shall be used solely to develop the
7 capacity and ability of private, nonprofit community-based
8 housing and community development organizations, low-
9 income rural communities, and Federally Recognized Na-
10 tive American Tribes to undertake projects to improve
11 housing, community facilities, community and economic
12 development projects in rural areas: *Provided further*,
13 That such funds shall be made available to qualified pri-
14 vate, nonprofit and public intermediary organizations pro-
15 posing to carry out a program of financial and technical
16 assistance: *Provided further*, That such intermediary orga-
17 nizations shall provide matching funds from other sources,
18 including Federal funds for related activities, in an
19 amount not less than funds provided: *Provided further*,
20 That \$5,778,000 of the amount appropriated under this
21 heading shall be to provide grants for facilities in rural
22 communities with extreme unemployment and severe eco-
23 nomic depression (Public Law 106–387), with up to 5 per-
24 cent for administration and capacity building in the State
25 rural development offices: *Provided further*, That

1 \$4,000,000 of the amount appropriated under this head-
2 ing shall be available for community facilities grants to
3 tribal colleges, as authorized by section 306(a)(19) of such
4 Act: *Provided further*, That sections 381E–H and 381N
5 of the Consolidated Farm and Rural Development Act are
6 not applicable to the funds made available under this
7 heading.

8 RURAL BUSINESS—COOPERATIVE SERVICE

9 RURAL BUSINESS PROGRAM ACCOUNT

10 (INCLUDING TRANSFERS OF FUNDS)

11 For the cost of loan guarantees and grants, for the
12 rural business development programs authorized by sec-
13 tion 310B and described in subsections (a), (c), (f) and
14 (g) of section 310B of the Consolidated Farm and Rural
15 Development Act, \$69,619,000, to remain available until
16 expended: *Provided*, That of the amount appropriated
17 under this heading, not to exceed \$500,000 shall be made
18 available for one grant to a qualified national organization
19 to provide technical assistance for rural transportation in
20 order to promote economic development and \$8,000,000
21 shall be for grants to the Delta Regional Authority (7
22 U.S.C. 2009aa et seq.), the Northern Border Regional
23 Commission (40 U.S.C. 15101 et seq.), and the Appa-
24 lachian Regional Commission (40 U.S.C. 14101 et seq.)
25 for any Rural Community Advancement Program purpose

1 as described in section 381E(d) of the Consolidated Farm
2 and Rural Development Act, of which not more than 5
3 percent may be used for administrative expenses: *Provided*
4 *further*, That \$4,000,000 of the amount appropriated
5 under this heading shall be for business grants to benefit
6 Federally Recognized Native American Tribes, including
7 \$250,000 for a grant to a qualified national organization
8 to provide technical assistance for rural transportation in
9 order to promote economic development: *Provided further*,
10 That sections 381E–H and 381N of the Consolidated
11 Farm and Rural Development Act are not applicable to
12 funds made available under this heading.

13 INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT
14 (INCLUDING TRANSFER OF FUNDS)

15 For the principal amount of direct loans, as author-
16 ized by the Intermediary Relending Program Fund Ac-
17 count (7 U.S.C. 1936b), \$18,889,000.

18 For the cost of direct loans, \$4,157,000, as author-
19 ized by the Intermediary Relending Program Fund Ac-
20 count (7 U.S.C. 1936b), of which \$557,000 shall be avail-
21 able through June 30, 2019, for Federally Recognized Na-
22 tive American Tribes; and of which \$1,072,000 shall be
23 available through June 30, 2019, for Mississippi Delta Re-
24 gion counties (as determined in accordance with Public
25 Law 100–460): *Provided*, That such costs, including the

1 cost of modifying such loans, shall be as defined in section
2 502 of the Congressional Budget Act of 1974.

3 In addition, for administrative expenses to carry out
4 the direct loan programs, \$4,468,000 shall be transferred
5 to and merged with the appropriation for “Rural Develop-
6 ment, Salaries and Expenses”.

7 RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM

8 ACCOUNT

9 For the principal amount of direct loans, as author-
10 ized under section 313 of the Rural Electrification Act,
11 for the purpose of promoting rural economic development
12 and job creation projects, \$45,000,000.

13 The cost of grants authorized under section 313 of
14 the Rural Electrification Act, for the purpose of promoting
15 rural economic development and job creation projects shall
16 not exceed \$10,000,000.

17 RURAL COOPERATIVE DEVELOPMENT GRANTS

18 For rural cooperative development grants authorized
19 under section 310B(e) of the Consolidated Farm and
20 Rural Development Act (7 U.S.C. 1932), \$30,050,000, of
21 which \$3,750,000 shall be for cooperative agreements for
22 the appropriate technology transfer for rural areas pro-
23 gram: *Provided*, That not to exceed \$3,000,000 shall be
24 for grants for cooperative development centers, individual
25 cooperatives, or groups of cooperatives that serve socially

1 disadvantaged groups and a majority of the boards of di-
2 rectors or governing boards of which are comprised of in-
3 dividuals who are members of socially disadvantaged
4 groups; and of which \$17,500,000, to remain available
5 until expended, shall be for value-added agricultural prod-
6 uct market development grants, as authorized by section
7 231 of the Agricultural Risk Protection Act of 2000 (7
8 U.S.C. 1632a), of which \$2,500,000 shall be for Agri-
9 culture Innovation Centers authorized pursuant to section
10 6402 of Public Law 107–171.

11 RURAL ENERGY FOR AMERICA PROGRAM

12 For the cost of a program of loan guarantees, under
13 the same terms and conditions as authorized by section
14 9007 of the Farm Security and Rural Investment Act of
15 2002 (7 U.S.C. 8107), \$338,000: *Provided*, That the cost
16 of loan guarantees, including the cost of modifying such
17 loans, shall be as defined in section 502 of the Congres-
18 sional Budget Act of 1974.

19 RURAL UTILITIES SERVICE

20 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

21 (INCLUDING TRANSFERS OF FUNDS)

22 For the cost of direct loans, loan guarantees, and
23 grants for the rural water, waste water, waste disposal,
24 and solid waste management programs authorized by sec-
25 tions 306, 306A, 306C, 306D, 306E, and 310B and de-

1 scribed in sections 306C(a)(2), 306D, 306E, and
2 381E(d)(2) of the Consolidated Farm and Rural Develop-
3 ment Act, \$558,183,000, to remain available until ex-
4 pended, of which not to exceed \$1,000,000 shall be avail-
5 able for the rural utilities program described in section
6 306(a)(2)(B) of such Act, and of which not to exceed
7 \$993,000 shall be available for the rural utilities program
8 described in section 306E of such Act: *Provided*, That not
9 to exceed \$15,000,000 of the amount appropriated under
10 this heading shall be for grants authorized by section
11 306A(i)(2) of the Consolidated Farm and Rural Develop-
12 ment Act in addition to funding authorized by section
13 306A(i)(1) of such Act and such grants may not exceed
14 \$1,000,000 notwithstanding section 306A(f)(1) of such
15 Act: *Provided further*, That \$68,000,000 of the amount
16 appropriated under this heading shall be for loans and
17 grants including water and waste disposal systems grants
18 authorized by section 306C(a)(2)(B) and section 306D of
19 the Consolidated Farm and Rural Development Act, and
20 Federally Recognized Native American Tribes authorized
21 by 306C(a)(1) of such Act: *Provided further*, That funding
22 provided for section 306D of the Consolidated Farm and
23 Rural Development Act may be provided to a consortium
24 formed pursuant to section 325 of Public Law 105–83:
25 *Provided further*, That not more than 2 percent of the

1 funding provided for section 306D of the Consolidated
2 Farm and Rural Development Act may be used by the
3 State of Alaska for training and technical assistance pro-
4 grams and not more than 2 percent of the funding pro-
5 vided for section 306D of the Consolidated Farm and
6 Rural Development Act may be used by a consortium
7 formed pursuant to section 325 of Public Law 105–83 for
8 training and technical assistance programs: *Provided fur-*
9 *ther,* That not to exceed \$40,000,000 of the amount ap-
10 propriated under this heading shall be for technical assist-
11 ance grants for rural water and waste systems pursuant
12 to section 306(a)(14) of such Act, unless the Secretary
13 makes a determination of extreme need, of which
14 \$8,000,000 shall be made available for a grant to a quali-
15 fied nonprofit multi-State regional technical assistance or-
16 ganization, with experience in working with small commu-
17 nities on water and waste water problems, the principal
18 purpose of such grant shall be to assist rural communities
19 with populations of 3,300 or less, in improving the plan-
20 ning, financing, development, operation, and management
21 of water and waste water systems, and of which not less
22 than \$800,000 shall be for a qualified national Native
23 American organization to provide technical assistance for
24 rural water systems for tribal communities: *Provided fur-*
25 *ther,* That not to exceed \$19,000,000 of the amount ap-

1 appropriated under this heading shall be for contracting with
2 qualified national organizations for a circuit rider program
3 to provide technical assistance for rural water systems:
4 *Provided further*, That not to exceed \$4,000,000 shall be
5 for solid waste management grants: *Provided further*, That
6 \$10,000,000 of the amount appropriated under this head-
7 ing shall be transferred to, and merged with, the Rural
8 Utilities Service, High Energy Cost Grants Account to
9 provide grants authorized under section 19 of the Rural
10 Electrification Act of 1936 (7 U.S.C. 918a): *Provided fur-*
11 *ther*, That any prior year balances for high-energy cost
12 grants authorized by section 19 of the Rural Electrifica-
13 tion Act of 1936 (7 U.S.C. 918a) shall be transferred to
14 and merged with the Rural Utilities Service, High Energy
15 Cost Grants Account: *Provided further*, That sections
16 381E–H and 381N of the Consolidated Farm and Rural
17 Development Act are not applicable to the funds made
18 available under this heading.

19 RURAL ELECTRIFICATION AND TELECOMMUNICATIONS

20 LOANS PROGRAM ACCOUNT

21 (INCLUDING TRANSFER OF FUNDS)

22 The principal amount of direct and guaranteed loans
23 as authorized by sections 305, 306, and 317 of the Rural
24 Electrification Act of 1936 (7 U.S.C. 935, 936, and 940g)
25 shall be made as follows: loans made pursuant to sections

1 305, 306, and 317, notwithstanding 317(c), of that Act,
2 rural electric, \$5,500,000,000; guaranteed underwriting
3 loans pursuant to section 313A, \$750,000,000; 5 percent
4 rural telecommunications loans, cost of money rural tele-
5 communications loans, and for loans made pursuant to
6 section 306 of that Act, rural telecommunications loans,
7 \$690,000,000: *Provided*, That up to \$2,000,000,000 shall
8 be used for the construction, acquisition, design and engi-
9 neering or improvement of fossil-fueled electric generating
10 plants (whether new or existing) that utilize carbon sub-
11 surface utilization and storage systems.

12 For the cost of direct loans as authorized by section
13 305 of the Rural Electrification Act of 1936 (7 U.S.C.
14 935), including the cost of modifying loans, as defined in
15 section 502 of the Congressional Budget Act of 1974, cost
16 of money rural telecommunications loans, \$1,725,000.

17 In addition, for administrative expenses necessary to
18 carry out the direct and guaranteed loan programs,
19 \$33,270,000, which shall be transferred to and merged
20 with the appropriation for “Rural Development, Salaries
21 and Expenses”.

22 DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND
23 PROGRAM

24 For the principal amount of broadband telecommuni-
25 cation loans, \$29,851,000.

1 For grants for telemedicine and distance learning
2 services in rural areas, as authorized by 7 U.S.C. 950aaa
3 et seq., \$33,000,000, to remain available until expended:
4 *Provided*, That \$3,000,000 shall be made available for
5 grants authorized by 379G of the Consolidated Farm and
6 Rural Development Act: *Provided further*, That funding
7 provided under this heading for grants under 379G of the
8 Consolidated Farm and Rural Development Act may only
9 be provided to entities that meet all of the eligibility cri-
10 teria for a consortium as established by this section.

11 For the cost of broadband loans, as authorized by
12 section 601 of the Rural Electrification Act, \$5,830,000,
13 to remain available until expended: *Provided*, That the
14 cost of direct loans shall be as defined in section 502 of
15 the Congressional Budget Act of 1974.

16 In addition, \$30,000,000, to remain available until
17 expended, for a grant program to finance broadband
18 transmission in rural areas eligible for Distance Learning
19 and Telemedicine Program benefits authorized by 7
20 U.S.C. 950aaa.

21 RURAL HEALTH AND SAFETY EDUCATION PROGRAMS

22 Any funds provided by this Act for rural health and
23 safety education programs authorized under section 502(i)
24 of the Rural Development Act of 1972 (7 U.S.C. 2662(i))
25 may be used under those programs to address the opioid

1 abuse epidemic and to combat opioid abuse in rural com-
2 munities.

3 TITLE IV

4 DOMESTIC FOOD PROGRAMS

5 OFFICE OF THE UNDER SECRETARY FOR FOOD,
6 NUTRITION, AND CONSUMER SERVICES

7 For necessary expenses of the Office of the Under
8 Secretary for Food, Nutrition, and Consumer Services,
9 \$800,000: *Provided*, That funds made available by this
10 Act to an agency in the Food, Nutrition and Consumer
11 Services mission area for salaries and expenses are avail-
12 able to fund up to one administrative support staff for
13 the Office.

14 FOOD AND NUTRITION SERVICE

15 CHILD NUTRITION PROGRAMS

16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses to carry out the Richard B.
18 Russell National School Lunch Act (42 U.S.C. 1751 et
19 seq.), except section 21, and the Child Nutrition Act of
20 1966 (42 U.S.C. 1771 et seq.), except sections 17 and
21 21; \$23,184,012,000 to remain available through Sep-
22 tember 30, 2020, of which such sums as are made avail-
23 able under section 14222(b)(1) of the Food, Conservation,
24 and Energy Act of 2008 (Public Law 110–246), as
25 amended by this Act, shall be merged with and available

1 for the same time period and purposes as provided herein:
2 *Provided*, That of the total amount available, \$17,004,000
3 shall be available to carry out section 19 of the Child Nu-
4 trition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided*
5 *further*, That of the total amount available, \$30,000,000
6 shall be available to provide competitive grants to State
7 agencies for subgrants to local educational agencies and
8 schools to purchase the equipment, with a value of greater
9 than \$1,000, needed to serve healthier meals, improve food
10 safety, and to help support the establishment, mainte-
11 nance, or expansion of the school breakfast program: *Pro-*
12 *vided further*, That of the total amount available,
13 \$28,000,000 shall remain available until expended to carry
14 out section 749(g) of the Agriculture Appropriations Act
15 of 2010 (Public Law 111–80): *Provided further*, That sec-
16 tion 26(d) of the Richard B. Russell National School
17 Lunch Act (42 U.S.C. 1769g(d)) is amended in the first
18 sentence by striking “2010 through 2018” and inserting
19 “2010 through 2019”: *Provided further*, That section
20 9(h)(3) of the Richard B. Russell National School Lunch
21 Act (42 U.S.C. 1758(h)(3)) is amended in the first sen-
22 tence by striking “for fiscal year 2018” and inserting “for
23 fiscal year 2019”: *Provided further*, That section 9(h)(4)
24 of the Richard B. Russell National School Lunch Act (42
25 U.S.C. 1758(h)(4)) is amended in the first sentence by

1 striking “for fiscal year 2018” and inserting “for fiscal
2 year 2019”.

3 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR
4 WOMEN, INFANTS, AND CHILDREN (WIC)

5 For necessary expenses to carry out the special sup-
6 plemental nutrition program as authorized by section 17
7 of the Child Nutrition Act of 1966 (42 U.S.C. 1786),
8 \$6,150,000,000, to remain available through September
9 30, 2020, of which \$25,000,000 shall be placed in reserve,
10 to remain available until expended, to be allocated as the
11 Secretary deemed necessary, notwithstanding section 17(i)
12 of such Act, to support participation should cost or partici-
13 pation exceed budget estimates: *Provided*, That notwith-
14 standing section 17(h)(10) of the Child Nutrition Act of
15 1966 (42 U.S.C. 1786(h)(10)), not less than \$67,500,000
16 shall be used for breastfeeding peer counselors and other
17 related activities, and \$19,000,000 shall be used for infra-
18 structure, of which \$5,000,000 shall be for competitive
19 grants to promote breastfeeding and improved nutritional
20 health through technologies and services, including tele-
21 medicine: *Provided further*, That none of the funds pro-
22 vided in this account shall be available for the purchase
23 of infant formula except in accordance with the cost con-
24 tainment and competitive bidding requirements specified
25 in section 17 of such Act: *Provided further*, That none of

1 the funds provided shall be available for activities that are
2 not fully reimbursed by other Federal Government depart-
3 ments or agencies unless authorized by section 17 of such
4 Act: *Provided further*, That upon termination of a feder-
5 ally mandated vendor moratorium and subject to terms
6 and conditions established by the Secretary, the Secretary
7 may waive the requirement at 7 CFR 246.12(g)(6) at the
8 request of a State agency.

9 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

10 For necessary expenses to carry out the Food and
11 Nutrition Act of 2008 (7 U.S.C. 2011 et seq.),
12 \$73,219,274,000, of which \$3,000,000,000, to remain
13 available through December 31, 2020, shall be placed in
14 reserve for use only in such amounts and at such times
15 as may become necessary to carry out program operations:
16 *Provided*, That funds provided herein shall be expended
17 in accordance with section 16 of the Food and Nutrition
18 Act of 2008: *Provided further*, That of the funds made
19 available under this heading, \$998,000 may be used to
20 provide nutrition education services to State agencies and
21 Federally Recognized Tribes participating in the Food
22 Distribution Program on Indian Reservations: *Provided*
23 *further*, That this appropriation shall be subject to any
24 work registration or workfare requirements as may be re-
25 quired by law: *Provided further*, That funds made available

1 for Employment and Training under this heading shall re-
2 main available through September 30, 2020: *Provided fur-*
3 *ther*, That funds made available under this heading for
4 section 28(d)(1), section 4(b), and section 27(a) of the
5 Food and Nutrition Act of 2008 shall remain available
6 through September 30, 2020: *Provided further*, That none
7 of the funds made available under this heading may be
8 obligated or expended in contravention of section 213A of
9 the Immigration and Nationality Act (8 U.S.C. 1183A):
10 *Provided further*, That funds made available under this
11 heading may be used to enter into contracts and employ
12 staff to conduct studies, evaluations, or to conduct activi-
13 ties related to program integrity provided that such activi-
14 ties are authorized by the Food and Nutrition Act of 2008.

15 COMMODITY ASSISTANCE PROGRAM

16 For necessary expenses to carry out disaster assist-
17 ance and the Commodity Supplemental Food Program as
18 authorized by section 4(a) of the Agriculture and Con-
19 sumer Protection Act of 1973 (7 U.S.C. 612c note); the
20 Emergency Food Assistance Act of 1983; special assist-
21 ance for the nuclear affected islands, as authorized by sec-
22 tion 103(f)(2) of the Compact of Free Association Amend-
23 ments Act of 2003 (Public Law 108–188); and the Farm-
24 ers’ Market Nutrition Program, as authorized by section
25 17(m) of the Child Nutrition Act of 1966, \$322,139,000,

1 to remain available through September 30, 2020: *Pro-*
2 *vided*, That none of these funds shall be available to reim-
3 burse the Commodity Credit Corporation for commodities
4 donated to the program: *Provided further*, That notwith-
5 standing any other provision of law, effective with funds
6 made available in fiscal year 2019 to support the Seniors
7 Farmers' Market Nutrition Program, as authorized by
8 section 4402 of the Farm Security and Rural Investment
9 Act of 2002, such funds shall remain available through
10 September 30, 2020: *Provided further*, That of the funds
11 made available under section 27(a) of the Food and Nutri-
12 tion Act of 2008 (7 U.S.C. 2036(a)), the Secretary may
13 use up to 15 percent for costs associated with the distribu-
14 tion of commodities.

15 NUTRITION PROGRAMS ADMINISTRATION

16 For necessary administrative expenses of the Food
17 and Nutrition Service for carrying out any domestic nutri-
18 tion assistance program, \$164,688,000: *Provided*, That of
19 the funds provided herein, \$2,000,000 shall be used for
20 the purposes of section 4404 of Public Law 107–171, as
21 amended by section 4401 of Public Law 110–246.

1 TITLE V
2 FOREIGN ASSISTANCE AND RELATED
3 PROGRAMS

4 OFFICE OF THE UNDER SECRETARY FOR TRADE AND
5 FOREIGN AGRICULTURAL AFFAIRS

6 For necessary expenses of the Office of the Under
7 Secretary for Trade and Foreign Agricultural Affairs,
8 \$875,000: *Provided*, That funds made available by this
9 Act to any agency in the Trade and Foreign Agricultural
10 Affairs mission area for salaries and expenses are avail-
11 able to fund up to one administrative support staff for
12 the Office.

13 OFFICE OF CODEX ALIMENTARIUS

14 For necessary expenses of the Office of Codex
15 Alimentarius, \$3,976,000, including not to exceed
16 \$40,000 for official reception and representation expenses.

17 FOREIGN AGRICULTURAL SERVICE

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses of the Foreign Agricultural
21 Service, including not to exceed \$250,000 for representa-
22 tion allowances and for expenses pursuant to section 8 of
23 the Act approved August 3, 1956 (7 U.S.C. 1766),
24 \$212,230,000, of which no more than 6 percent shall re-
25 main available until September 30, 2020, for overseas op-

1 erations to include the payment of locally employed staff:
2 *Provided*, That the Service may utilize advances of funds,
3 or reimburse this appropriation for expenditures made on
4 behalf of Federal agencies, public and private organiza-
5 tions and institutions under agreements executed pursu-
6 ant to the agricultural food production assistance pro-
7 grams (7 U.S.C. 1737) and the foreign assistance pro-
8 grams of the United States Agency for International De-
9 velopment: *Provided further*, That funds made available
10 for middle-income country training programs, funds made
11 available for the Borlaug International Agricultural
12 Science and Technology Fellowship program, and up to
13 \$2,000,000 of the Foreign Agricultural Service appropria-
14 tion solely for the purpose of offsetting fluctuations in
15 international currency exchange rates, subject to docu-
16 mentation by the Foreign Agricultural Service, shall re-
17 main available until expended.

18 FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD
19 FOR PROGRESS PROGRAM ACCOUNT
20 (INCLUDING TRANSFER OF FUNDS)

21 For administrative expenses to carry out the credit
22 program of title I, Food for Peace Act (Public Law 83-
23 480) and the Food for Progress Act of 1985, \$142,000,
24 shall be transferred to and merged with the appropriation
25 for “Farm Service Agency, Salaries and Expenses”.

1 FOOD FOR PEACE TITLE II GRANTS

2 For expenses during the current fiscal year, not oth-
3 erwise recoverable, and unrecovered prior years' costs, in-
4 cluding interest thereon, under the Food for Peace Act
5 (Public Law 83-480), for commodities supplied in connec-
6 tion with dispositions abroad under title II of said Act,
7 \$1,716,000,000, to remain available until expended.

8 MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION
9 AND CHILD NUTRITION PROGRAM GRANTS

10 For necessary expenses to carry out the provisions
11 of section 3107 of the Farm Security and Rural Invest-
12 ment Act of 2002 (7 U.S.C. 1736o-1), \$210,255,000, to
13 remain available until expended: *Provided*, That the Com-
14 modity Credit Corporation is authorized to provide the
15 services, facilities, and authorities for the purpose of im-
16 plementing such section, subject to reimbursement from
17 amounts provided herein: *Provided further*, That of the
18 amount made available under this heading, \$15,000,000,
19 shall remain available until expended for necessary ex-
20 penses to carry out the provisions of section 3207 of the
21 Agricultural Act of 2014 (7 U.S.C. 1726e).

1 COMMODITY CREDIT CORPORATION EXPORT (LOANS)
2 CREDIT GUARANTEE PROGRAM ACCOUNT
3 (INCLUDING TRANSFERS OF FUNDS)

4 For administrative expenses to carry out the Com-
5 modity Credit Corporation's Export Guarantee Program,
6 GSM 102 and GSM 103, \$8,845,000; to cover common
7 overhead expenses as permitted by section 11 of the Com-
8 modity Credit Corporation Charter Act and in conformity
9 with the Federal Credit Reform Act of 1990, of which
10 \$6,382,000 shall be transferred to and merged with the
11 appropriation for "Foreign Agricultural Service, Salaries
12 and Expenses", and of which \$2,463,000 shall be trans-
13 ferred to and merged with the appropriation for "Farm
14 Service Agency, Salaries and Expenses".

15 TITLE VI
16 RELATED AGENCY AND FOOD AND DRUG
17 ADMINISTRATION
18 DEPARTMENT OF HEALTH AND HUMAN SERVICES
19 FOOD AND DRUG ADMINISTRATION
20 SALARIES AND EXPENSES

21 For necessary expenses of the Food and Drug Ad-
22 ministration, including hire and purchase of passenger
23 motor vehicles; for payment of space rental and related
24 costs pursuant to Public Law 92-313 for programs and
25 activities of the Food and Drug Administration which are

1 included in this Act; for rental of special purpose space
2 in the District of Columbia or elsewhere; in addition to
3 amounts appropriated to the FDA Innovation Account, for
4 carrying out the activities described in section 1002(b)(4)
5 of the 21st Century Cures Act (Public Law 114–255); for
6 miscellaneous and emergency expenses of enforcement ac-
7 tivities, authorized and approved by the Secretary and to
8 be accounted for solely on the Secretary’s certificate, not
9 to exceed \$25,000; and notwithstanding section 521 of
10 Public Law 107–188; \$5,419,299,000: *Provided*, That of
11 the amount provided under this heading, \$960,568,000
12 shall be derived from prescription drug user fees author-
13 ized by 21 U.S.C. 379h, and shall be credited to this ac-
14 count and remain available until expended; \$196,668,000
15 shall be derived from medical device user fees authorized
16 by 21 U.S.C. 379j, and shall be credited to this account
17 and remain available until expended; \$501,396,000 shall
18 be derived from human generic drug user fees authorized
19 by 21 U.S.C. 379j–42, and shall be credited to this ac-
20 count and remain available until expended; \$40,922,000
21 shall be derived from biosimilar biological product user
22 fees authorized by 21 U.S.C. 379j–52, and shall be cred-
23 ited to this account and remain available until expended;
24 \$30,331,000 shall be derived from animal drug user fees
25 authorized by 21 U.S.C. 379j–12, and shall be credited

1 to this account and remain available until expended;
2 \$18,336,000 shall be derived from generic new animal
3 drug user fees authorized by 21 U.S.C. 379j–21, and shall
4 be credited to this account and remain available until ex-
5 pended; \$712,000,000 shall be derived from tobacco prod-
6 uct user fees authorized by 21 U.S.C. 387s, and shall be
7 credited to this account and remain available until ex-
8 pended: *Provided further*, That in addition to and notwith-
9 standing any other provision under this heading, amounts
10 collected for prescription drug user fees, medical device
11 user fees, human generic drug user fees, biosimilar biologi-
12 cal product user fees, animal drug user fees, and generic
13 new animal drug user fees that exceed the respective fiscal
14 year 2019 limitations are appropriated and shall be cred-
15 ited to this account and remain available until expended:
16 *Provided further*, That fees derived from prescription drug,
17 medical device, human generic drug, biosimilar biological
18 product, animal drug, and generic new animal drug as-
19 sessments for fiscal year 2019, including any such fees
20 collected prior to fiscal year 2019 but credited for fiscal
21 year 2019, shall be subject to the fiscal year 2019 limita-
22 tions: *Provided further*, That the Secretary may accept
23 payment during fiscal year 2019 of user fees specified
24 under this heading and authorized for fiscal year 2020,
25 prior to the due date for such fees, and that amounts of

1 such fees assessed for fiscal year 2020 for which the Sec-
2 retary accepts payment in fiscal year 2019 shall not be
3 included in amounts under this heading: *Provided further*,
4 That none of these funds shall be used to develop, estab-
5 lish, or operate any program of user fees authorized by
6 31 U.S.C. 9701: *Provided further*, That of the total
7 amount appropriated: (1) \$1,052,315,000 shall be for the
8 Center for Food Safety and Applied Nutrition and related
9 field activities in the Office of Regulatory Affairs, of which
10 no less than \$15,000,000 shall be used for inspections of
11 foreign seafood manufacturers and field examinations of
12 imported seafood; (2) \$1,720,807,000 shall be for the
13 Center for Drug Evaluation and Research and related
14 field activities in the Office of Regulatory Affairs; (3)
15 \$369,857,000 shall be for the Center for Biologics Evalua-
16 tion and Research and for related field activities in the
17 Office of Regulatory Affairs; (4) \$216,914,000 shall be
18 for the Center for Veterinary Medicine and for related
19 field activities in the Office of Regulatory Affairs; (5)
20 \$495,988,000 shall be for the Center for Devices and Ra-
21 diological Health and for related field activities in the Of-
22 fice of Regulatory Affairs; (6) \$65,531,000 shall be for
23 the National Center for Toxicological Research; (7)
24 \$662,043,000 shall be for the Center for Tobacco Prod-
25 ucts and for related field activities in the Office of Regu-

1 latory Affairs; (8) not to exceed \$174,751,000 shall be for
2 Rent and Related activities, of which \$50,987,000 is for
3 White Oak Consolidation, other than the amounts paid to
4 the General Services Administration for rent; (9) not to
5 exceed \$240,887,000 shall be for payments to the General
6 Services Administration for rent; and (10) \$420,206,000
7 shall be for other activities, including the Office of the
8 Commissioner of Food and Drugs, the Office of Foods and
9 Veterinary Medicine, the Office of Medical and Tobacco
10 Products, the Office of Global and Regulatory Policy, the
11 Office of Operations, the Office of the Chief Scientist, and
12 central services for these offices: *Provided further*, That
13 not to exceed \$25,000 of this amount shall be for official
14 reception and representation expenses, not otherwise pro-
15 vided for, as determined by the Commissioner: *Provided*
16 *further*, That any transfer of funds pursuant to section
17 770(n) of the Federal Food, Drug, and Cosmetic Act (21
18 U.S.C. 379dd(n)) shall only be from amounts made avail-
19 able under this heading for other activities: *Provided fur-*
20 *ther*, That of the amounts that are made available under
21 this heading for “other activities”, and that are not de-
22 rived from user fees, \$1,500,000 shall be transferred to
23 and merged with the appropriation for “Department of
24 Health and Human Services—Office of Inspector Gen-
25 eral” for oversight of the programs and operations of the

1 Food and Drug Administration and shall be in addition
2 to funds otherwise made available for oversight of the
3 Food and Drug Administration: *Provided further*, That
4 funds may be transferred from one specified activity to
5 another with the prior approval of the Committees on Ap-
6 propriations of both Houses of Congress.

7 In addition, mammography user fees authorized by
8 42 U.S.C. 263b, export certification user fees authorized
9 by 21 U.S.C. 381, priority review user fees authorized by
10 21 U.S.C. 360n and 360ff, food and feed recall fees, food
11 reinspection fees, and voluntary qualified importer pro-
12 gram fees authorized by 21 U.S.C. 379j–31, outsourcing
13 facility fees authorized by 21 U.S.C. 379j–62, prescription
14 drug wholesale distributor licensing and inspection fees
15 authorized by 21 U.S.C. 353(e)(3), third-party logistics
16 provider licensing and inspection fees authorized by 21
17 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized
18 by 21 U.S.C. 384d(e)(8), and medical countermeasure pri-
19 ority review voucher user fees authorized by 21 U.S.C.
20 360bbb–4a, shall be credited to this account, to remain
21 available until expended.

22 BUILDINGS AND FACILITIES

23 For plans, construction, repair, improvement, exten-
24 sion, alteration, demolition, and purchase of fixed equip-
25 ment or facilities of or used by the Food and Drug Admin-

1 istration, where not otherwise provided, \$11,788,000, to
2 remain available until expended.

3 FDA INNOVATION ACCOUNT, CURES ACT

4 For necessary expenses to carry out the purposes de-
5 scribed under section 1002(b)(4) of the 21st Century
6 Cures Act, in addition to amounts available for such pur-
7 poses under the heading “Salaries and Expenses”,
8 \$70,000,000, to remain available until expended: *Pro-*
9 *vided*, That amounts appropriated in this paragraph are
10 appropriated pursuant to section 1002(b)(3) of the 21st
11 Century Cures Act, are to be derived from amounts trans-
12 ferred under section 1002(b)(2)(A) of such Act, and may
13 be transferred by the Commissioner of Food and Drugs
14 to the appropriation for “Department of Health and
15 Human Services—Food and Drug Administration—Sala-
16 ries and Expenses” solely for the purposes provided in
17 such Act: *Provided further*, That upon a determination by
18 the Commissioner that funds transferred pursuant to the
19 previous proviso are not necessary for the purposes pro-
20 vided, such amounts may be transferred back to the ac-
21 count: *Provided further*, That such transfer authority is
22 in addition to any other transfer authority provided by
23 law.

1 INDEPENDENT AGENCY
2 FARM CREDIT ADMINISTRATION
3 LIMITATION ON ADMINISTRATIVE EXPENSES
4 Not to exceed \$74,600,000 (from assessments col-
5 lected from farm credit institutions, including the Federal
6 Agricultural Mortgage Corporation) shall be obligated
7 during the current fiscal year for administrative expenses
8 as authorized under 12 U.S.C. 2249: *Provided*, That this
9 limitation shall not apply to expenses associated with re-
10 ceiverships: *Provided further*, That the agency may exceed
11 this limitation by up to 10 percent with notification to the
12 Committees on Appropriations of both Houses of Con-
13 gress.

14 TITLE VII
15 GENERAL PROVISIONS
16 (INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)
17 SEC. 701. Within the unit limit of cost fixed by law,
18 appropriations and authorizations made for the Depart-
19 ment of Agriculture for the current fiscal year under this
20 Act shall be available for the purchase, in addition to those
21 specifically provided for, of not to exceed 71 passenger
22 motor vehicles of which 68 shall be for replacement only,
23 and for the hire of such vehicles: *Provided*, That notwith-
24 standing this section, the only purchase of new passenger
25 vehicles shall be for those determined by the Secretary to

1 be necessary for transportation safety, to reduce oper-
2 ational costs, and for the protection of life, property, and
3 public safety.

4 SEC. 702. Notwithstanding any other provision of
5 this Act, the Secretary of Agriculture may transfer unobli-
6 gated balances of discretionary funds appropriated by this
7 Act or any other available unobligated discretionary bal-
8 ances that are remaining available of the Department of
9 Agriculture to the Working Capital Fund for the acquisi-
10 tion of plant and capital equipment necessary for the deliv-
11 ery of financial, administrative, and information tech-
12 nology services of primary benefit to the agencies of the
13 Department of Agriculture, such transferred funds to re-
14 main available until expended: *Provided*, That none of the
15 funds made available by this Act or any other Act shall
16 be transferred to the Working Capital Fund without the
17 prior approval of the agency administrator: *Provided fur-*
18 *ther*, That none of the funds transferred to the Working
19 Capital Fund pursuant to this section shall be available
20 for obligation without written notification to and the prior
21 approval of the Committees on Appropriations of both
22 Houses of Congress: *Provided further*, That none of the
23 funds appropriated by this Act or made available to the
24 Department's Working Capital Fund shall be available for
25 obligation or expenditure to make any changes to the De-

1 department's National Finance Center without written noti-
2 fication to and prior approval of the Committees on Ap-
3 propriations of both Houses of Congress as required by
4 section 717 of this Act: *Provided further*, That none of
5 the funds appropriated by this Act or made available to
6 the Department's Working Capital Fund shall be available
7 for obligation or expenditure to initiate, plan, develop, im-
8 plement, or make any changes to remove or relocate any
9 systems, missions, or functions of the offices of the Chief
10 Financial Officer or any personnel from the National Fi-
11 nance Center prior to written notification to and prior ap-
12 proval of the Committee on Appropriations of both Houses
13 of Congress and in accordance with the requirements of
14 section 717 of this Act: *Provided further*, That the Sec-
15 retary of Agriculture and the offices of the Chief Financial
16 Officer shall actively market to existing and new Depart-
17 ments and other government agencies National Finance
18 Center shared services including, but not limited to, pay-
19 roll, financial management, and human capital shared
20 services and allow the National Finance Center to perform
21 technology upgrades: *Provided further*, That of annual in-
22 come amounts in the Working Capital Fund of the De-
23 partment of Agriculture attributable to the amounts in ex-
24 cess of the true costs of the shared services provided by
25 the National Finance Center and budgeted for the Na-

1 tional Finance Center, the Secretary shall reserve not
2 more than 4 percent for the replacement or acquisition
3 of capital equipment, including equipment for the improve-
4 ment, delivery, and implementation of financial, adminis-
5 trative, and information technology services, and other
6 systems of the National Finance Center or to pay any un-
7 foreseen, extraordinary cost of the National Finance Cen-
8 ter: *Provided further*, That none of the amounts reserved
9 shall be available for obligation unless the Secretary sub-
10 mits written notification of the obligation to the Commit-
11 tees on Appropriations of both Houses of Congress: *Pro-*
12 *vided further*, That the limitations on the obligation of
13 funds pending notification to Congressional Committees
14 shall not apply to any obligation that, as determined by
15 the Secretary, is necessary to respond to a declared state
16 of emergency that significantly impacts the operations of
17 the National Finance Center; or to evacuate employees of
18 the National Finance Center to a safe haven to continue
19 operations of the National Finance Center.

20 SEC. 703. No part of any appropriation contained in
21 this Act shall remain available for obligation beyond the
22 current fiscal year unless expressly so provided herein.

23 SEC. 704. No funds appropriated by this Act may be
24 used to pay negotiated indirect cost rates on cooperative
25 agreements or similar arrangements between the United

1 States Department of Agriculture and nonprofit institu-
2 tions in excess of 10 percent of the total direct cost of
3 the agreement when the purpose of such cooperative ar-
4 rangements is to carry out programs of mutual interest
5 between the two parties. This does not preclude appro-
6 priate payment of indirect costs on grants and contracts
7 with such institutions when such indirect costs are com-
8 puted on a similar basis for all agencies for which appro-
9 priations are provided in this Act.

10 SEC. 705. Appropriations to the Department of Agri-
11 culture for the cost of direct and guaranteed loans made
12 available in the current fiscal year shall remain available
13 until expended to disburse obligations made in the current
14 fiscal year for the following accounts: the Rural Develop-
15 ment Loan Fund program account, the Rural Electrifica-
16 tion and Telecommunication Loans program account, and
17 the Rural Housing Insurance Fund program account.

18 SEC. 706. None of the funds made available to the
19 Department of Agriculture by this Act may be used to ac-
20 quire new information technology systems or significant
21 upgrades, as determined by the Office of the Chief Infor-
22 mation Officer, without the approval of the Chief Informa-
23 tion Officer and the concurrence of the Executive Informa-
24 tion Technology Investment Review Board: *Provided*, That
25 notwithstanding any other provision of law, none of the

1 funds appropriated or otherwise made available by this
2 Act may be transferred to the Office of the Chief Informa-
3 tion Officer without written notification to and the prior
4 approval of the Committees on Appropriations of both
5 Houses of Congress: *Provided further*, That, notwith-
6 standing section 11319 of title 40, United States Code,
7 none of the funds available to the Department of Agri-
8 culture for information technology shall be obligated for
9 projects, contracts, or other agreements over \$25,000
10 prior to receipt of written approval by the Chief Informa-
11 tion Officer: *Provided further*, That the Chief Information
12 Officer may authorize an agency to obligate funds without
13 written approval from the Chief Information Officer for
14 projects, contracts, or other agreements up to \$250,000
15 based upon the performance of an agency measured
16 against the performance plan requirements described in
17 the explanatory statement accompanying Public Law 113-
18 235.

19 SEC. 707. Funds made available under section 524(b)
20 of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in
21 the current fiscal year shall remain available until ex-
22 pended to disburse obligations made in the current fiscal
23 year.

24 SEC. 708. Notwithstanding any other provision of
25 law, any former RUS borrower that has repaid or prepaid

1 an insured, direct or guaranteed loan under the Rural
2 Electrification Act of 1936, or any not-for-profit utility
3 that is eligible to receive an insured or direct loan under
4 such Act, shall be eligible for assistance under section
5 313(b)(2)(B) of such Act in the same manner as a bor-
6 rower under such Act.

7 SEC. 709. Except as otherwise specifically provided
8 by law, not more than \$20,000,000 in unobligated bal-
9 ances from appropriations made available for salaries and
10 expenses in this Act for the Farm Service Agency shall
11 remain available through September 30, 2020, for infor-
12 mation technology expenses: *Provided*, That except as oth-
13 erwise specifically provided by law, unobligated balances
14 from appropriations made available for salaries and ex-
15 penses in this Act for the Rural Development mission area
16 shall remain available through September 30, 2020, for
17 information technology expenses.

18 SEC. 710. None of the funds appropriated or other-
19 wise made available by this Act may be used for first-class
20 travel by the employees of agencies funded by this Act in
21 contravention of sections 301–10.122 through 301–10.124
22 of title 41, Code of Federal Regulations.

23 SEC. 711. In the case of each program established
24 or amended by the Agricultural Act of 2014 (Public Law
25 113–79), other than by title I or subtitle A of title III

1 of such Act, or programs for which indefinite amounts
2 were provided in that Act, that is authorized or required
3 to be carried out using funds of the Commodity Credit
4 Corporation—

5 (1) such funds shall be available for salaries
6 and related administrative expenses, including tech-
7 nical assistance, associated with the implementation
8 of the program, without regard to the limitation on
9 the total amount of allotments and fund transfers
10 contained in section 11 of the Commodity Credit
11 Corporation Charter Act (15 U.S.C. 714i); and

12 (2) the use of such funds for such purpose shall
13 not be considered to be a fund transfer or allotment
14 for purposes of applying the limitation on the total
15 amount of allotments and fund transfers contained
16 in such section.

17 SEC. 712. Of the funds made available by this Act,
18 not more than \$2,900,000 shall be used to cover necessary
19 expenses of activities related to all advisory committees,
20 panels, commissions, and task forces of the Department
21 of Agriculture, except for panels used to comply with nego-
22 tiated rule makings and panels used to evaluate competi-
23 tively awarded grants.

24 SEC. 713. None of the funds in this Act shall be avail-
25 able to pay indirect costs charged against any agricultural

1 research, education, or extension grant awards issued by
2 the National Institute of Food and Agriculture that exceed
3 30 percent of total Federal funds provided under each
4 award: *Provided*, That notwithstanding section 1462 of
5 the National Agricultural Research, Extension, and
6 Teaching Policy Act of 1977 (7 U.S.C. 3310), funds pro-
7 vided by this Act for grants awarded competitively by the
8 National Institute of Food and Agriculture shall be avail-
9 able to pay full allowable indirect costs for each grant
10 awarded under section 9 of the Small Business Act (15
11 U.S.C. 638).

12 SEC. 714. (a) None of the funds made available in
13 this Act may be used to maintain or establish a computer
14 network unless such network blocks the viewing,
15 downloading, and exchanging of pornography.

16 (b) Nothing in subsection (a) shall limit the use of
17 funds necessary for any Federal, State, tribal, or local law
18 enforcement agency or any other entity carrying out crimi-
19 nal investigations, prosecution, or adjudication activities.

20 SEC. 715. Notwithstanding subsection (b) of section
21 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this
22 section referred to as “section 14222”), none of the funds
23 appropriated or otherwise made available by this or any
24 other Act shall be used to pay the salaries and expenses
25 of personnel to carry out a program under section 32 of

1 the Act of August 24, 1935 (7 U.S.C. 612c; in this section
2 referred to as “section 32”) in excess of \$1,299,600,000
3 (exclusive of carryover appropriations from prior fiscal
4 years), as follows: Child Nutrition Programs Entitlement
5 Commodities—\$485,000,000; State Option Contracts—
6 \$5,000,000; Removal of Defective Commodities—
7 \$2,500,000; Administration of Section 32 Commodity
8 Purchases—\$35,853,000: *Provided*, That of the total
9 funds made available in the matter preceding this proviso
10 that remain unobligated on October 1, 2019, such unobli-
11 gated balances shall carryover into fiscal year 2020 and
12 shall remain available until expended for any of the pur-
13 poses of section 32, except that any such carryover funds
14 used in accordance with clause (3) of section 32 may not
15 exceed \$350,000,000 and may not be obligated until the
16 Secretary of Agriculture provides written notification of
17 the expenditures to the Committees on Appropriations of
18 both Houses of Congress at least two weeks in advance:
19 *Provided further*, That, with the exception of any available
20 carryover funds authorized in any prior appropriations Act
21 to be used for the purposes of clause (3) of section 32,
22 none of the funds appropriated or otherwise made avail-
23 able by this or any other Act shall be used to pay the
24 salaries or expenses of any employee of the Department
25 of Agriculture to carry out clause (3) of section 32.

1 SEC. 716. None of the funds appropriated by this or
2 any other Act shall be used to pay the salaries and ex-
3 penses of personnel who prepare or submit appropriations
4 language as part of the President's budget submission to
5 the Congress for programs under the jurisdiction of the
6 Appropriations Subcommittees on Agriculture, Rural De-
7 velopment, Food and Drug Administration, and Related
8 Agencies that assumes revenues or reflects a reduction
9 from the previous year due to user fees proposals that
10 have not been enacted into law prior to the submission
11 of the budget unless such budget submission identifies
12 which additional spending reductions should occur in the
13 event the user fees proposals are not enacted prior to the
14 date of the convening of a committee of conference for
15 the fiscal year 2020 appropriations Act.

16 SEC. 717. (a) None of the funds provided by this Act,
17 or provided by previous appropriations Acts to the agen-
18 cies funded by this Act that remain available for obligation
19 or expenditure in the current fiscal year, or provided from
20 any accounts in the Treasury derived by the collection of
21 fees available to the agencies funded by this Act, shall be
22 available for obligation or expenditure through a re-
23 programming, transfer of funds, or reimbursements as au-
24 thorized by the Economy Act, or in the case of the Depart-
25 ment of Agriculture, through use of the authority provided

1 by section 702(b) of the Department of Agriculture Or-
2 ganic Act of 1944 (7 U.S.C. 2257) or section 8 of Public
3 Law 89–106 (7 U.S.C. 2263), that—

4 (1) creates new programs;

5 (2) eliminates a program, project, or activity;

6 (3) increases funds or personnel by any means
7 for any project or activity for which funds have been
8 denied or restricted;

9 (4) relocates an office or employees;

10 (5) reorganizes offices, programs, or activities;

11 or

12 (6) contracts out or privatizes any functions or
13 activities presently performed by Federal employees;

14 unless the Secretary of Agriculture, or the Secretary of
15 Health and Human Services (as the case may be) notifies
16 in writing and receives approval from the Committees on
17 Appropriations of both Houses of Congress at least 30
18 days in advance of the reprogramming of such funds or
19 the use of such authority.

20 (b) None of the funds provided by this Act, or pro-
21 vided by previous Appropriations Acts to the agencies
22 funded by this Act that remain available for obligation or
23 expenditure in the current fiscal year, or provided from
24 any accounts in the Treasury derived by the collection of
25 fees available to the agencies funded by this Act, shall be

1 available for obligation or expenditure for activities, pro-
2 grams, or projects through a reprogramming or use of the
3 authorities referred to in subsection (a) involving funds
4 in excess of \$500,000 or 10 percent, whichever is less,
5 that—

6 (1) augments existing programs, projects, or ac-
7 tivities;

8 (2) reduces by 10 percent funding for any exist-
9 ing program, project, or activity, or numbers of per-
10 sonnel by 10 percent as approved by Congress; or

11 (3) results from any general savings from a re-
12 duction in personnel which would result in a change
13 in existing programs, activities, or projects as ap-
14 proved by Congress; unless the Secretary of Agri-
15 culture or the Secretary of Health and Human Serv-
16 ices (as the case may be) notifies in writing and re-
17 ceives approval from the Committees on Appropria-
18 tions of both Houses of Congress at least 30 days
19 in advance of the reprogramming or transfer of such
20 funds or the use of such authority.

21 (c) The Secretary of Agriculture or the Secretary of
22 Health and Human Services shall notify in writing and
23 receive approval from the Committees on Appropriations
24 of both Houses of Congress before implementing any pro-
25 gram or activity not carried out during the previous fiscal

1 year unless the program or activity is funded by this Act
2 or specifically funded by any other Act.

3 (d) None of the funds provided by this Act, or pro-
4 vided by previous Appropriations Acts to the agencies
5 funded by this Act that remain available for obligation or
6 expenditure in the current fiscal year, or provided from
7 any accounts in the Treasury derived by the collection of
8 fees available to the agencies funded by this Act, shall be
9 available for—

10 (1) modifying major capital investments fund-
11 ing levels, including information technology systems,
12 that involves increasing or decreasing funds in the
13 current fiscal year for the individual investment in
14 excess of \$500,000 or 10 percent of the total cost,
15 whichever is less;

16 (2) realigning or reorganizing new, current, or
17 vacant positions or agency activities or functions to
18 establish a center, office, branch, or similar entity
19 with five or more personnel; or

20 (3) carrying out activities or functions that
21 were not described in the budget request; unless the
22 agencies funded by this Act notify, in writing, the
23 Committees on Appropriations of both Houses of
24 Congress at least 30 days in advance of using the
25 funds for these purposes.

1 (e) As described in this section, no funds may be used
2 for any activities unless the Secretary of Agriculture or
3 the Secretary of Health and Human Services receives from
4 the Committee on Appropriations of both Houses of Con-
5 gress written or electronic mail confirmation of receipt of
6 the notification as required in this section.

7 SEC. 718. Notwithstanding section 310B(g)(5) of the
8 Consolidated Farm and Rural Development Act (7 U.S.C.
9 1932(g)(5)), the Secretary may assess a one-time fee for
10 any guaranteed business and industry loan in an amount
11 that does not exceed 3 percent of the guaranteed principal
12 portion of the loan.

13 SEC. 719. None of the funds appropriated or other-
14 wise made available to the Department of Agriculture, the
15 Food and Drug Administration, or the Farm Credit Ad-
16 ministration shall be used to transmit or otherwise make
17 available reports, questions, or responses to questions that
18 are a result of information requested for the appropria-
19 tions hearing process to any non-Department of Agri-
20 culture, non-Department of Health and Human Services,
21 or non-Farm Credit Administration employee.

22 SEC. 720. Unless otherwise authorized by existing
23 law, none of the funds provided in this Act, may be used
24 by an executive branch agency to produce any pre-
25 packaged news story intended for broadcast or distribution

1 in the United States unless the story includes a clear noti-
2 fication within the text or audio of the prepackaged news
3 story that the prepackaged news story was prepared or
4 funded by that executive branch agency.

5 SEC. 721. No employee of the Department of Agri-
6 culture may be detailed or assigned from an agency or
7 office funded by this Act or any other Act to any other
8 agency or office of the Department for more than 60 days
9 in a fiscal year unless the individual's employing agency
10 or office is fully reimbursed by the receiving agency or
11 office for the salary and expenses of the employee for the
12 period of assignment.

13 SEC. 722. There is hereby appropriated \$2,000,000
14 for a pilot program to provide competitive grants to State
15 departments of agriculture, State cooperative extension
16 services, and nonprofit organizations to carry out pro-
17 grams to address farmer stress and suicide.

18 SEC. 723. Not later than 30 days after the date of
19 enactment of this Act, the Secretary of Agriculture, the
20 Commissioner of the Food and Drug Administration, and
21 the Chairman of the Farm Credit Administration shall
22 submit to the Committees on Appropriations of both
23 Houses of Congress a detailed spending plan by program,
24 project, and activity for all the funds made available under

1 this Act including appropriated user fees, as defined in
2 Senate Report 115-259.

3 SEC. 724. Of the unobligated balances from amounts
4 made available for the supplemental nutrition program as
5 authorized by section 17 of the Child Nutrition Act of
6 1966 (42 U.S.C. 1786), \$501,000,000 are hereby re-
7 scinded.

8 SEC. 725. The Secretary shall continue an inter-
9 mediary loan packaging program based on the pilot pro-
10 gram in effect for fiscal year 2013 for packaging and re-
11 viewing section 502 single family direct loans. The Sec-
12 retary shall continue agreements with current inter-
13 mediary organizations and with additional qualified inter-
14 mediary organizations. The Secretary shall work with
15 these organizations to increase effectiveness of the section
16 502 single family direct loan program in rural commu-
17 nities and shall set aside and make available from the na-
18 tional reserve section 502 loans an amount necessary to
19 support the work of such intermediaries and provide a pri-
20 ority for review of such loans.

21 SEC. 726. For loans and loan guarantees that do not
22 require budget authority and the program level has been
23 established in this Act, the Secretary of Agriculture may
24 increase the program level for such loans and loan guaran-
25 tees by not more than 25 percent: *Provided*, That prior

1 to the Secretary implementing such an increase, the Sec-
2 retary notifies, in writing, the Committees on Appropria-
3 tions of both Houses of Congress at least 15 days in ad-
4 vance.

5 SEC. 727. None of the credit card refunds or rebates
6 transferred to the Working Capital Fund pursuant to sec-
7 tion 729 of the Agriculture, Rural Development, Food and
8 Drug Administration, and Related Agencies Appropria-
9 tions Act, 2002 (7 U.S.C. 2235a; Public Law 107–76)
10 shall be available for obligation without written notifica-
11 tion to, and the prior approval of, the Committees on Ap-
12 propriations of both Houses of Congress: *Provided*, That
13 the refunds or rebates so transferred shall be available for
14 obligation only for the acquisition of plant and capital
15 equipment necessary for the delivery of financial, adminis-
16 trative, and information technology services of primary
17 benefit to the agencies of the Department of Agriculture.

18 SEC. 728. None of the funds made available by this
19 Act may be used to implement, administer, or enforce the
20 “variety” requirements of the final rule entitled “Enhanc-
21 ing Retailer Standards in the Supplemental Nutrition As-
22 sistance Program (SNAP)” published by the Department
23 of Agriculture in the Federal Register on December 15,
24 2016 (81 Fed. Reg. 90675) until the Secretary of Agri-
25 culture amends the definition of the term “variety” as de

1 fined in section 278.1(b)(1)(ii)(C) of title 7, Code of Fed-
2 eral Regulations, and “variety” as applied in the definition
3 of the term “staple food” as defined in section 271.2 of
4 title 7, Code of Federal Regulations, to increase the num-
5 ber of items that qualify as acceptable varieties in each
6 staple food category so that the total number of such items
7 in each staple food category exceeds the number of such
8 items in each staple food category included in the final
9 rule as published on December 15, 2016: *Provided*, That
10 until the Secretary promulgates such regulatory amend-
11 ments, the Secretary shall apply the requirements regard-
12 ing acceptable varieties and breadth of stock to Supple-
13 mental Nutrition Assistance Program retailers that were
14 in effect on the day before the date of the enactment of
15 the Agricultural Act of 2014 (Public Law 113–79).

16 SEC. 729. None of the funds made available by this
17 Act or any other Act may be used—

18 (1) in contravention of section 7606 of the Ag-
19 ricultural Act of 2014 (7 U.S.C. 5940); or

20 (2) to prohibit the transportation, processing,
21 sale, or use of industrial hemp, or seeds of such
22 plant, that is grown or cultivated in accordance with
23 subsection section 7606 of the Agricultural Act of
24 2014, within or outside the State in which the indus-
25 trial hemp is grown or cultivated.

1 SEC. 730. Funds provided by this or any prior Appro-
2 priations Act for the Agriculture and Food Research Ini-
3 tiative under 7 U.S.C. 450i(b) shall be made available
4 without regard to section 7128 of the Agricultural Act of
5 2014 (7 U.S.C. 3371 note), under the matching require-
6 ments in laws in effect on the date before the date of en-
7 actment of such section: *Provided*, That the requirements
8 of 7 U.S.C. 450i(b)(9) shall continue to apply.

9 SEC. 731. In carrying out subsection (h) of section
10 502 of the Housing Act of 1949 (42 U.S.C. 1472), the
11 Secretary of Agriculture shall have the same authority
12 with respect to loans guaranteed under such section and
13 eligible lenders for such loans as the Secretary has under
14 subsections (h) and (j) of section 538 of such Act (42
15 U.S.C. 1490p-2) with respect to loans guaranteed under
16 such section 538 and eligible lenders for such loans.

17 SEC. 732. None of the funds made available by this
18 Act may be used to propose, promulgate, or implement
19 any rule, or take any other action with respect to, allowing
20 or requiring information intended for a prescribing health
21 care professional, in the case of a drug or biological prod-
22 uct subject to section 503(b)(1) of the Federal Food,
23 Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be dis-
24 tributed to such professional electronically (in lieu of in

1 paper form) unless and until a Federal law is enacted to
2 allow or require such distribution.

3 SEC. 733. None of the funds made available by this
4 Act may be used to notify a sponsor or otherwise acknowl-
5 edge receipt of a submission for an exemption for inves-
6 tigational use of a drug or biological product under section
7 505(i) of the Federal Food, Drug, and Cosmetic Act (21
8 U.S.C. 355(i)) or section 351(a)(3) of the Public Health
9 Service Act (42 U.S.C. 262(a)(3)) in research in which
10 a human embryo is intentionally created or modified to
11 include a heritable genetic modification. Any such submis-
12 sion shall be deemed to have not been received by the Sec-
13 retary, and the exemption may not go into effect.

14 SEC. 734. None of the funds made available by this
15 or any other Act may be used to carry out the final rule
16 promulgated by the Food and Drug Administration and
17 put into effect November 16, 2015, in regards to the haz-
18 ard analysis and risk-based preventive control require-
19 ments of the current good manufacturing practice, hazard
20 analysis, and risk-based preventive controls for food for
21 animals rule with respect to the regulation of the produc-
22 tion, distribution, sale, or receipt of dried spent grain by-
23 products of the alcoholic beverage production process.

24 SEC. 735. There is hereby appropriated \$1,996,000
25 to carry out section 1621 of Public Law 110–246.

1 SEC. 736. No partially hydrogenated oils as defined
2 in the order published by the Food and Drug Administra-
3 tion in the Federal Register on June 17, 2015 (80 Fed.
4 Reg. 34650 et seq.) shall be deemed unsafe within the
5 meaning of section 409(a) of the Federal Food, Drug, and
6 Cosmetic Act (21 U.S.C. 348(a)) and no food that is intro-
7 duced or delivered for introduction into interstate com-
8 merce that bears or contains a partially hydrogenated oil
9 shall be deemed adulterated under sections 402(a)(1) or
10 402(a)(2)(C)(i) of this Act by virtue of bearing or con-
11 taining a partially hydrogenated oil until the compliance
12 date as specified in such order (June 18, 2018).

13 SEC. 737. There is hereby appropriated \$10,000,000,
14 to remain available until expended, to carry out section
15 6407 of the Farm Security and Rural Investment Act of
16 2002 (7 U.S.C. 8107a): *Provided*, That the Secretary may
17 allow eligible entities to offer loans to customers in any
18 part of their service territory and to offer loans to replace
19 a manufactured housing unit with another manufactured
20 housing unit, if replacement would be more cost effective
21 in saving energy.

22 SEC. 738. For fiscal years 2019 through 2025, the
23 Administrators of the Agricultural Research Service and
24 the Animal and Plant Health Inspection Service may
25 make not to exceed 50 appointments in any fiscal year

1 for employees of such agencies at the National Bio- and
2 Agro-defense Facility (NBAF) in Manhattan, Kansas:
3 *Provided*, That such appointments may be made in the
4 manner provided by 7 U.S.C. 7657(b)(4)(A)(i-v): *Pro-*
5 *vided further*, That such appointments may be made at
6 a rate of basic pay that exceeds the rate payable for such
7 positions under the General Schedule or the Executive
8 Schedule, or other applicable schedule, as appropriate.

9 SEC. 739. There is hereby appropriated \$1,000,000
10 for the Secretary to carry out a pilot program that pro-
11 vides forestry inventory analysis, forest management and
12 economic outcomes modelling for certain currently en-
13 rolled Conservation Reserve Program participants. The
14 Secretary shall allow the Commodity Credit Corporation
15 to enter into agreements with and provide grants to quali-
16 fied non-profit organizations dedicated to conservation,
17 forestry and wildlife habitats, that also have experience in
18 conducting accurate forest inventory analysis through the
19 use of advanced, cost-effective technology. The Secretary
20 shall focus the analysis on lands enrolled for at least eight
21 years and located in areas with a substantial concentration
22 of acres enrolled under conservation practices devoted to
23 multiple bottomland hardwood tree species including
24 CP03, CP03A, CP11, CP22, CP31 and CP40.

1 SEC. 740. During fiscal year 2019, the Food and
2 Drug Administration shall not allow the introduction or
3 delivery for introduction into interstate commerce of any
4 food that contains genetically engineered salmon until the
5 FDA publishes final labeling guidelines for informing con-
6 sumers of such content.

7 SEC. 741. In addition to amounts otherwise made
8 available by this Act and notwithstanding the last sentence
9 of 16 U.S.C. 1310, there is appropriated \$4,000,000, to
10 remain available until expended, to implement non-renew-
11 able agreements on eligible lands, including flooded agri-
12 cultural lands, as determined by the Secretary, under the
13 Water Bank Act (16 U.S.C. 1301–1311).

14 SEC. 742. (a)(1) No Federal funds made available for
15 this fiscal year for the rural water, waste water, waste dis-
16 posal, and solid waste management programs authorized
17 by sections 306, 306A, 306C, 306D, 306E, and 310B of
18 the Consolidated Farm and Rural Development Act (7
19 U.S.C. 1926 et seq.) shall be used for a project for the
20 construction, alteration, maintenance, or repair of a public
21 water or wastewater system unless all of the iron and steel
22 products used in the project are produced in the United
23 States.

24 (2) In this section, the term “iron and steel products”
25 means the following products made primarily of iron or

1 steel: lined or unlined pipes and fittings, manhole covers
2 and other municipal castings, hydrants, tanks, flanges,
3 pipe clamps and restraints, valves, structural steel, rein-
4 forced precast concrete, and construction materials.

5 (b) Subsection (a) shall not apply in any case or cat-
6 egory of cases in which the Secretary of Agriculture (in
7 this section referred to as the “Secretary”) or the designee
8 of the Secretary finds that—

9 (1) applying subsection (a) would be incon-
10 sistent with the public interest;

11 (2) iron and steel products are not produced in
12 the United States in sufficient and reasonably avail-
13 able quantities or of a satisfactory quality; or

14 (3) inclusion of iron and steel products pro-
15 duced in the United States will increase the cost of
16 the overall project by more than 25 percent.

17 (c) If the Secretary or the designee receives a request
18 for a waiver under this section, the Secretary or the des-
19 ignee shall make available to the public on an informal
20 basis a copy of the request and information available to
21 the Secretary or the designee concerning the request, and
22 shall allow for informal public input on the request for
23 at least 15 days prior to making a finding based on the
24 request. The Secretary or the designee shall make the re-
25 quest and accompanying information available by elec-

1 tronic means, including on the official public Internet Web
2 site of the Department.

3 (d) This section shall be applied in a manner con-
4 sistent with United States obligations under international
5 agreements.

6 (e) The Secretary may retain up to 0.25 percent of
7 the funds appropriated in this Act for “Rural Utilities
8 Service—Rural Water and Waste Disposal Program Ac-
9 count” for carrying out the provisions described in sub-
10 section (a)(1) for management and oversight of the re-
11 quirements of this section.

12 (f) Subsection (a) shall not apply with respect to a
13 project for which the engineering plans and specifications
14 include use of iron and steel products otherwise prohibited
15 by such subsection if the plans and specifications have re-
16 ceived required approvals from State agencies prior to the
17 date of enactment of this Act.

18 (g) For purposes of this section, the terms “United
19 States” and “State” shall include each of the several
20 States, the District of Columbia, and each federally recog-
21 nized Indian tribe.

22 SEC. 743. The Secretary shall set aside for Rural
23 Economic Area Partnership (REAP) Zones, until August
24 15, 2019, an amount of funds made available in title III
25 under the headings of Rural Housing Insurance Fund

1 Program Account, Mutual and Self-Help Housing Grants,
2 Rural Housing Assistance Grants, Rural Community Fa-
3 cilities Program Account, Rural Business Program Ac-
4 count, Rural Development Loan Fund Program Account,
5 and Rural Water and Waste Disposal Program Account,
6 equal to the amount obligated in REAP Zones with re-
7 spect to funds provided under such headings in the most
8 recent fiscal year any such funds were obligated under
9 such headings for REAP Zones.

10 SEC. 744. For the purposes of determining eligibility
11 or level of program assistance for Rural Development pro-
12 grams the Secretary shall not include incarcerated prison
13 populations.

14 SEC. 745. There is hereby appropriated \$1,000,000,
15 to remain available until expended, for a pilot program
16 for the Secretary to provide grants to qualified non-profit
17 organizations and public housing authorities to provide
18 technical assistance, including financial and legal services,
19 to RHS multi-family housing borrowers to facilitate the
20 acquisition of RHS multi-family housing properties in
21 areas where the Secretary determines a risk of loss of af-
22 fordable housing, by non-profit housing organizations and
23 public housing authorities as authorized by law that com-
24 mit to keep such properties in the RHS multi-family hous-

1 ing program for a period of time as determined by the
2 Secretary.

3 SEC. 746. None of the funds appropriated by this Act
4 may be used in any way, directly or indirectly, to influence
5 congressional action on any legislation or appropriation
6 matters pending before Congress, other than to commu-
7 nicate to Members of Congress as described in 18 U.S.C.
8 1913.

9 SEC. 747. (a) The Secretary of Agriculture (referred
10 to in this section as the “Secretary”) shall carry out a
11 pilot program during fiscal year 2019 with respect to the
12 2018 crop year for county-level agriculture risk coverage
13 payments under section 1117(b)(1) of the Agricultural Act
14 of 2014 (7 U.S.C. 9017(b)(1)), that provides all or some
15 of the State Farm Service Agency offices in each State
16 the opportunity to provide agricultural producers in the
17 State a supplemental payment described in subsection (c)
18 based on the alternate calculation method described in
19 subsection (b) for 1 or more counties in a State if the
20 office for that State determines that the alternate calcula-
21 tion method is necessary to ensure that, to the maximum
22 extent practicable, there are not significant yield calcula-
23 tion disparities between comparable counties in the State.

24 (b) The alternate calculation method referred to in
25 subsection (a) is a method of calculating the actual yield

1 for the 2018 crop year for county-level agriculture risk
2 coverage payments under section 1117(b)(1) of the Agri-
3 cultural Act of 2014 (7 U.S.C. 9017(b)(1)), under
4 which—

5 (1) county data of the National Agricultural
6 Statistics Service (referred to in this section as
7 “NASS data”) is used for the calculations;

8 (2) if there is insufficient NASS data for a
9 county (as determined under standards of the Sec-
10 retary in effect as of the date of enactment of this
11 Act) or the available NASS data produces a sub-
12 stantially disparate result, the calculation of the
13 county yield is determined using comparable contig-
14 uous county NASS data as determined by the Farm
15 Service Agency office in the applicable State; and

16 (3) if there is insufficient NASS data for a
17 comparable contiguous county (as determined under
18 standards of the Secretary in effect as of the date
19 of enactment of this Act), the calculation of the
20 county yield is determined using reliable yield data
21 from other sources, such as Risk Management Agen-
22 cy data, National Agricultural Statistics Service dis-
23 trict data, National Agricultural Statistics Service
24 State yield data, or other data as determined by the
25 Farm Service Agency office in the applicable State.

1 (c)(1) A supplemental payment made under the pilot
2 program established under this section may be made to
3 an agricultural producer who is subject to the alternate
4 calculation method described in subsection (b) if that agri-
5 cultural producer would otherwise receive a county-level
6 agriculture risk coverage payment for the 2018 crop year
7 in an amount that is less than the payment that the agri-
8 cultural producer would receive under the alternate cal-
9 culation method.

10 (2) The amount of a supplemental payment to an ag-
11 ricultural producer under this section may not exceed the
12 difference between—

13 (A) the payment that the agricultural producer
14 would have received without the alternate calculation
15 method described in subsection (b); and

16 (B) the payment that the agricultural producer
17 would receive using the alternate calculation method.

18 (d)(1) There is appropriated to the Secretary, out of
19 funds of the Treasury not otherwise appropriated,
20 \$5,000,000, to remain available until September 30, 2020,
21 to carry out the pilot program described in this section.

22 (2) Of the funds appropriated, the Secretary shall use
23 not more than \$5,000,000 to carry out the pilot program
24 described in this section.

1 (e)(1) To the maximum extent practicable, the Sec-
2 retary shall select States to participate in the pilot pro-
3 gram under this section so the cost of the pilot program
4 equals the amount provided under subsection (d).

5 (2) To the extent that the cost of the pilot program
6 exceeds the amount made available, the Secretary shall re-
7 duce all payments under the pilot program on a pro rata
8 basis.

9 (f) Nothing in this section affects the calculation of
10 actual yield for purposes of county-level agriculture risk
11 coverage payments under section 1117(b)(1) of the Agri-
12 cultural Act of 2014 (7 U.S.C. 9017(b)(1)) other than
13 payments made in accordance with the pilot program
14 under this section.

15 (g) A calculation of actual yield made using the alter-
16 nate calculation method described in subsection (b) shall
17 not be used as a basis for any agriculture risk coverage
18 payment determinations under section 1117 of the Agri-
19 cultural Act of 2014 (7 U.S.C. 9017) other than for pur-
20 poses of the pilot program under this section.

21 SEC. 748. The Secretary of Agriculture and the Sec-
22 retary's designees are hereby granted the same access to
23 information and subject to the same requirements applica-
24 ble to the Secretary of Housing and Urban Development
25 as provided in section 453 of the Social Security Act (42

1 U.S.C. 653) and section 6103(1)(7)(D)(ix) of the Internal
2 Revenue Code of 1986 (26 U.S.C. 1603(1)(7)(D)(ix)) to
3 verify the income for individuals participating in sections
4 502, 504, 521, and 542 of the Housing Act of 1949 (42
5 U.S.C. 1472, 1474, 1490a, and 1490r), notwithstanding
6 section 453(l)(1) of the Social Security Act.

7 SEC. 749. In addition to any other funds made avail-
8 able in this Act or any other Act, there is appropriated
9 \$5,000,000 to carry out section 18(g)(8) of the Richard
10 B. Russell National School Lunch Act (42 U.S.C.
11 1769(g)), to remain available until expended.

12 SEC. 750. None of the funds made available by this
13 Act may be used by the Food and Drug Administration
14 to develop, issue, promote, or advance any regulations ap-
15 plicable to food manufacturers for population-wide sodium
16 reduction actions or to develop, issue, promote or advance
17 final guidance applicable to food manufacturers for long
18 term population-wide sodium reduction actions until the
19 date on which a dietary reference intake report with re-
20 spect to sodium is completed.

21 SEC. 751. There is hereby appropriated \$1,000,000,
22 to remain available until September 30, 2020, for the cost
23 of loans and grants that is consistent with section 4206
24 of the Agricultural Act of 2014, for necessary expenses
25 of the Secretary to support projects that provide access

1 to healthy food in underserved areas, to create and pre-
2 serve quality jobs, and to revitalize low-income commu-
3 nities.

4 SEC. 752. For an additional amount for “Animal and
5 Plant Health Inspection Service—Salaries and Expenses”,
6 \$7,500,000, to remain available until September 30, 2020,
7 for one-time control and management and associated ac-
8 tivities directly related to the multiple-agency response to
9 citrus greening.

10 SEC. 753. None of the funds made available by this
11 or any other Act may be used to enforce the final rule
12 promulgated by the Food and Drug Administration enti-
13 tled “Standards for the Growing, Harvesting, Packing,
14 and Holding of Produce for Human Consumption,” and
15 published on November 27, 2015, with respect to the regu-
16 lation of the production, distribution, sale, or receipt of
17 grape varieties that are grown, harvested and used solely
18 for wine and receive commercial processing that ade-
19 quately reduces the presence of microorganisms of public
20 health significance.

21 SEC. 754. There is hereby appropriated \$20,000,000,
22 to remain available until expended, for an additional
23 amount for telemedicine and distance learning services in
24 rural areas, as authorized by 7 U.S.C. 950aaa et seq., to
25 help address the opioid epidemic in rural America.

1 SEC. 755. There is hereby appropriated \$5,000,000,
2 to remain available until September 30, 2020, for a pilot
3 program for the National Institute of Food and Agri-
4 culture to provide grants to nonprofit organizations for
5 programs and services to establish and enhance farming
6 and ranching opportunities for military veterans.

7 SEC. 756. There is hereby appropriated
8 \$425,000,000, to remain available until expended, for an
9 additional amount for Sec. 779 of Public Law 115–141.

10 SEC. 757. For an additional amount for the cost of
11 direct loans and grants made under the “Rural Water and
12 Waste Disposal Program Account”, \$400,000,000, to re-
13 main available until expended.

14 SEC. 758. None of the funds made available by this
15 Act may be used to pay the salaries or expenses of per-
16 sonnel—

17 (1) to inspect horses under section 3 of the
18 Federal Meat Inspection Act (21 U.S.C. 603);

19 (2) to inspect horses under section 903 of the
20 Federal Agriculture Improvement and Reform Act of
21 1996 (7 U.S.C. 1901 note; Public Law 104–127); or

22 (3) to implement or enforce section 352.19 of
23 title 9, Code of Federal Regulations (or a successor
24 regulation).

1 SEC. 759. None of the funds made available by this
2 Act may be used to revoke an exception made—

3 (1) pursuant to the final rule of the Depart-
4 ment of Agriculture entitled “Exceptions to Geo-
5 graphic Areas for Official Agencies Under the
6 USGSA” (68 Fed. Reg. 19137 (April 18, 2003));
7 and

8 (2) on a date before April 14, 2017.

9 SEC. 760. The Secretary of Agriculture shall provide
10 to any State or county impacted by a volcanic eruption
11 covered by a major disaster declared by the President in
12 calendar year 2018 in accordance with section 401 of the
13 Robert T. Stafford Disaster Relief and Emergency Assist-
14 ance Act (42 U.S.C. 5170) technical assistance—

15 (1) to assess damage to agricultural production
16 and rural infrastructure; and

17 (2) to develop recovery plans for impacted
18 farmers, ranchers, and rural communities.

19 RESEARCH ON OCEAN AGRICULTURE

20 SEC. 761. (a) The Secretary of Agriculture, in coordi-
21 nation with the Administrator of the National Oceanic and
22 Atmospheric Administration, shall establish a working
23 group (referred to in this section as the “working
24 group”)—

1 (1) to study how mangroves, kelp forests, tidal
2 marshes, and seagrass meadows could help deacidify
3 the oceans;

4 (2) to study emerging ocean farming practices
5 that use kelp and seagrass to deacidify the oceans
6 while providing feedstock for agriculture and other
7 commercial and industrial inputs; and

8 (3) to coordinate and conduct research to de-
9 velop and enhance pilot-scale research for farming of
10 kelp and seagrass in order—

11 (A) to deacidify ocean environments;

12 (B) to produce a feedstock for agriculture;

13 and

14 (C) to develop other scalable commercial
15 applications for kelp, seagrass, or products de-
16 rived from kelp or seagrass.

17 (b) The working group shall include—

18 (1) the Secretary of Agriculture;

19 (2) the Administrator of the National Oceanic
20 and Atmospheric Administration;

21 (3) representatives of any relevant offices with-
22 in the National Oceanic and Atmospheric Adminis-
23 tration; and

24 (4) the Assistant Secretary of Energy for En-
25 ergy Efficiency and Renewable Energy.

1 (c) Not later than 2 years after the date of enactment
2 of this Act, the working group shall submit to Congress
3 a report that includes—

4 (1) the findings of the research described in
5 subsection (a);

6 (2) the results of the pilot-scale research de-
7 scribed in subsection (a)(3); and

8 (3) any policy recommendations based on those
9 findings and results.

10 SEC. 762. Not later than 180 days after the date of
11 enactment of this Act, the Secretary of Agriculture shall
12 submit to Congress a report describing the ways in which
13 conservation programs administered by the Natural Re-
14 sources Conservation Service may be better used for the
15 conservation of ocelots (*Leopardus pardalis*) and any ac-
16 tion taken by the Chief of the Natural Resources Con-
17 servation Service relating to the conservation of ocelots.

18 SEC. 763. Not later than 1 year after the date of
19 enactment of this Act, the Rural Housing Service of the
20 Department of Agriculture shall submit to Congress a re-
21 port including—

22 (1) a description of—

23 (A) the number of properties assisted
24 under title V of the Housing Act of 1949 (42

1 U.S.C. 1471 et seq.) that are reaching the end
2 of their loan term;

3 (B) the location of each property described
4 in subparagraph (A);

5 (C) the number of units in each property
6 described in subparagraph (A); and

7 (D) the date on which each the loan for
8 each property described in subparagraph (A) is
9 expected to reach maturity;

10 (2) the strategy of the Rural Housing Service
11 to preserve the long-term affordability of the prop-
12 erties described in paragraph (1)(A) when the loan
13 matures; and

14 (3) a description of the resources and tools that
15 the Rural Housing Service needs from Congress in
16 order to preserve the long-term affordability of the
17 properties described in paragraph (1) (A).

18 SEC. 764. Out of amounts appropriated to the Food
19 and Drug Administration under title VI, the Secretary of
20 Health and Human Services, acting through the Commis-
21 sioner of Food and Drugs, shall, not later than July 1,
22 2019, and following the review required under Executive
23 Order 12866 (5 U.S.C. 601 note; relating to regulatory
24 planning and review), issue advice revising the advice pro-
25 vided in the notice of availability entitled “Advice About

1 Eating Fish, From the Environmental Protection Agency
2 and Food and Drug Administration; Revised Fish Advice;
3 Availability” (82 Fed. Reg. 6571 (January 19, 2017)), in
4 a manner that is consistent with nutrition science recog-
5 nized by the Food and Drug Administration on the net
6 effects of seafood consumption.

7 SEC. 765. In administering the pilot program estab-
8 lished by section 779 of division A of the Consolidated Ap-
9 propriations Act, 2018 (Public Law 115–141), the Sec-
10 retary of Agriculture shall—

11 (1) ensure that applicants that are determined
12 to be ineligible for the pilot program have a means
13 of appealing or otherwise challenging that deter-
14 mination in a timely fashion; and

15 (2) in determining whether an entity may over-
16 build or duplicate broadband expansion efforts made
17 by any entity that has received a broadband loan
18 from the Rural Utilities Service, not consider loans
19 that were rescinded or defaulted on, or loans the
20 terms and conditions of which were not met, if the
21 entity under consideration has not previously de-
22 faulted on, or failed to meet the terms and condi-
23 tions of, a Rural Utilities Service loan or had a
24 Rural Utilities Service loan rescinded.

1 1890 LAND-GRANT COLLEGES, INCLUDING TUSKEGEE
2 UNIVERSITY

3 SEC. 767. (a) Notwithstanding any other provision
4 of this Act, the amounts made available by this Act to
5 carry out sections 1444 and 1445, respectively, of the Na-
6 tional Agricultural Research, Extension, and Teaching
7 Policy Act of 1977 (7 U.S.C. 3221, 3222) shall each be
8 increased by \$3,000,000.

9 (b) Notwithstanding any other provision of this Act,
10 the amount made available under the heading “(INCLUD-
11 ING TRANSFERS OF FUNDS)” under the heading “AGRI-
12 CULTURE BUILDINGS AND FACILITIES” under the heading
13 “AGRICULTURAL PROGRAMS” in title I shall be de-
14 creased by \$6,000,000.

15 SEC. 768. None of the funds made available by this
16 Act shall be used to enforce the requirement in the final
17 rule entitled “Food Labeling: Revision of the Nutrition
18 and Supplement Facts Labels”, published in the Federal
19 Register on May 27, 2016 (81 Fed. Reg. 33742), that any
20 single ingredient sugar, honey, agave, or syrup (including
21 maple syrup) that is packaged and offered for sale as a
22 single ingredient food bear the declaration “Includes ‘X’g
23 Added Sugars”.

1 This division may be cited as the “Agriculture, Rural
 2 Development, Food and Drug Administration, and Re-
 3 lated Agencies Appropriations Act, 2019”.

4 **DIVISION D—TRANSPORTATION,**
 5 **HOUSING AND URBAN DEVEL-**
 6 **OPMENT, AND RELATED**
 7 **AGENCIES APPROPRIATIONS**
 8 **ACT, 2019**

9 That the following sums are appropriated, out of any
 10 money in the Treasury not otherwise appropriated, for the
 11 Departments of Transportation, and Housing and Urban
 12 Development, and related agencies for the fiscal year end-
 13 ing September 30, 2019, and for other purposes, namely:

14 TITLE I—DEPARTMENT OF TRANSPORTATION

15 OFFICE OF THE SECRETARY

16 SALARIES AND EXPENSES

17 For necessary expenses of the Office of the Secretary,
 18 \$113,535,000, of which not to exceed \$3,001,000 shall be
 19 available for the immediate Office of the Secretary; not
 20 to exceed \$1,040,000 shall be available for the immediate
 21 Office of the Deputy Secretary; not to exceed \$20,428,000
 22 shall be available for the Office of the General Counsel;
 23 not to exceed \$10,265,000 shall be available for the Office
 24 of the Under Secretary of Transportation for Policy; not
 25 to exceed \$14,019,000 shall be available for the Office of

1 the Assistant Secretary for Budget and Programs; not to
2 exceed \$2,550,000 shall be available for the Office of the
3 Assistant Secretary for Governmental Affairs; not to ex-
4 ceed \$29,244,000 shall be available for the Office of the
5 Assistant Secretary for Administration; not to exceed
6 \$2,142,000 shall be available for the Office of Public Af-
7 fairs; not to exceed \$1,835,000 shall be available for the
8 Office of the Executive Secretariat; not to exceed
9 \$12,325,000 shall be available for the Office of Intel-
10 ligence, Security, and Emergency Response; and not to ex-
11 ceed \$16,686,000 shall be available for the Office of the
12 Chief Information Officer: *Provided*, That the Secretary
13 of Transportation is authorized to transfer funds appro-
14 priated for any office of the Office of the Secretary to any
15 other office of the Office of the Secretary: *Provided fur-*
16 *ther*, That no appropriation for any office shall be in-
17 creased or decreased by more than 5 percent by all such
18 transfers: *Provided further*, That notice of any change in
19 funding greater than 5 percent shall be submitted for ap-
20 proval to the House and Senate Committees on Appropria-
21 tions: *Provided further*, That not to exceed \$60,000 shall
22 be for allocation within the Department for official recep-
23 tion and representation expenses as the Secretary may de-
24 termine: *Provided further*, That notwithstanding any other
25 provision of law, excluding fees authorized in Public Law

1 107–71, there may be credited to this appropriation up
2 to \$2,500,000 in funds received in user fees: *Provided fur-*
3 *ther*, That none of the funds provided in this Act shall
4 be available for the position of Assistant Secretary for
5 Public Affairs.

6 RESEARCH AND TECHNOLOGY

7 For necessary expenses related to the Office of the
8 Assistant Secretary for Research and Technology,
9 \$8,471,000, of which \$2,218,000 shall remain available
10 until September 30, 2021: *Provided*, That there may be
11 credited to this appropriation, to be available until ex-
12 pended, funds received from States, counties, municipali-
13 ties, other public authorities, and private sources for ex-
14 penses incurred for training: *Provided further*, That any
15 reference in law, regulation, judicial proceedings, or else-
16 where to the Research and Innovative Technology Admin-
17 istration shall continue to be deemed to be a reference to
18 the Office of the Assistant Secretary for Research and
19 Technology of the Department of Transportation.

20 NATIONAL INFRASTRUCTURE INVESTMENTS

21 For capital investments in surface transportation in-
22 frastructure, \$1,000,000,000, to remain available through
23 September 30, 2021: *Provided*, That the Secretary of
24 Transportation shall distribute funds provided under this
25 heading as discretionary grants to be awarded to a State,

1 local government, transit agency, port authority, or a col-
2 laboration among such entities on a competitive basis for
3 projects that will have a significant local or regional im-
4 pact: *Provided further*, That projects eligible for funding
5 provided under this heading shall include, but not be lim-
6 ited to, highway or bridge projects eligible under title 23,
7 United States Code; public transportation projects eligible
8 under chapter 53 of title 49, United States Code; pas-
9 senger and freight rail transportation projects; and port
10 infrastructure investments (including inland port infra-
11 structure and land ports of entry): *Provided further*, That
12 of the amount made available under this heading, the Sec-
13 retary may use an amount not to exceed \$15,000,000 for
14 the planning, preparation or design of projects eligible for
15 funding under this heading: *Provided further*, That grants
16 awarded under the previous proviso shall not be subject
17 to a minimum grant size: *Provided further*, That the Sec-
18 retary may use up to 20 percent of the funds made avail-
19 able under this heading for the purpose of paying the sub-
20 sidy and administrative costs of projects eligible for Fed-
21 eral credit assistance under chapter 6 of title 23, United
22 States Code, or sections 501 through 504 of the Railroad
23 Revitalization and Regulatory Reform Act of 1976 (Public
24 Law 94–210), as amended, if the Secretary finds that
25 such use of the funds would advance the purposes of this

1 paragraph: *Provided further*, That in distributing funds
2 provided under this heading, the Secretary shall take such
3 measures so as to ensure an equitable geographic distribu-
4 tion of funds, an appropriate balance in addressing the
5 needs of urban and rural areas, and the investment in a
6 variety of transportation modes: *Provided further*, That a
7 grant funded under this heading shall be not less than
8 \$5,000,000 and not greater than \$25,000,000: *Provided*
9 *further*, That not more than 10 percent of the funds made
10 available under this heading may be awarded to projects
11 in a single State: *Provided further*, That the Federal share
12 of the costs for which an expenditure is made under this
13 heading shall be, at the option of the recipient, up to 80
14 percent: *Provided further*, That the Secretary shall give
15 priority to projects that require a contribution of Federal
16 funds in order to complete an overall financing package:
17 *Provided further*, That not less than 30 percent of the
18 funds provided under this heading shall be for projects lo-
19 cated in rural areas: *Provided further*, That for projects
20 located in rural areas, the minimum grant size shall be
21 \$1,000,000 and the Secretary may increase the Federal
22 share of costs above 80 percent: *Provided further*, That
23 projects conducted using funds provided under this head-
24 ing must comply with the requirements of subchapter IV
25 of chapter 31 of title 40, United States Code: *Provided*

1 *further*, That the Secretary shall conduct a new competi-
2 tion to select the grants and credit assistance awarded
3 under this heading: *Provided further*, That the Secretary
4 may retain up to \$25,000,000 of the funds provided under
5 this heading, and may transfer portions of those funds to
6 the Administrators of the Federal Highway Administra-
7 tion, the Federal Transit Administration, the Federal
8 Railroad Administration, and the Maritime Administra-
9 tion to fund the award and oversight of grants and credit
10 assistance made under the National Infrastructure Invest-
11 ments program: *Provided further*, That none of the funds
12 provided in the previous proviso may be used to hire addi-
13 tional personnel: *Provided further*, That the Secretary
14 shall consider and award projects based solely on the selec-
15 tion criteria from the fiscal year 2016 Notice of Funding
16 Opportunity: *Provided further*, That the Secretary shall
17 not use the Federal share or an applicant's ability to gen-
18 erate non-Federal revenue as a selection criteria in award-
19 ing projects: *Provided further*, That the Secretary shall
20 issue the Notice of Funding Opportunity no later than 60
21 days after enactment of this Act: *Provided further*, That
22 the Notice of Funding Opportunity shall require applica-
23 tion submissions 90 days after the publishing of such No-
24 tice: *Provided further*, That of the applications submitted
25 under the previous two provisos, the Secretary shall make

1 grants no later than 270 days after enactment of this Act
2 in such amounts that the Secretary determines: *Provided*
3 *further*, That such sums provided for national infrastruc-
4 ture investments for passenger rail transportation projects
5 under title I of division C of the Consolidated and Further
6 Continuing Appropriations Act, 2012 (Public Law 112–
7 55; 125 Stat. 641), shall remain available for expenditure
8 through fiscal year 2019 for the liquidation of valid obliga-
9 tions of active grants incurred in fiscal year 2012: *Pro-*
10 *vided further*, That such sums provided for national infra-
11 structure investments for port infrastructure projects
12 under title VIII of division F of the Consolidated and Fur-
13 ther Continuing Appropriations Act, 2013 (Public Law
14 113–6; 127 Stat. 432) shall remain available through fis-
15 cal year 2020 for the liquidation of valid obligations of
16 active grants incurred in fiscal year 2013: *Provided fur-*
17 *ther*, That the 2 preceding provisos shall be applied as if
18 they were in effect on September 30, 2018: *Provided fur-*
19 *ther*, That after calculating the distribution of obligation
20 limitation for Federal-aid highways for fiscal year 2019
21 under section 120(a), the obligation limitation shall be re-
22 duced by \$52,000,000 to a total of \$45,216,596,000: *Pro-*
23 *vided further*, That the reduction in the preceding proviso
24 shall be applied to the obligation limitation determined

1 under section 120(a)(4) for the TIFIA program (as de-
2 fined in section 601(a) of title 23, United States Code).

3 NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE
4 FINANCE BUREAU

5 For necessary expenses of the National Surface
6 Transportation and Innovative Finance Bureau as author-
7 ized by 49 U.S.C. 116, \$2,987,000, to remain available
8 until expended.

9 FINANCIAL MANAGEMENT CAPITAL

10 For necessary expenses for upgrading and enhancing
11 the Department of Transportation's financial systems and
12 re-engineering business processes, \$2,000,000, to remain
13 available through September 30, 2020.

14 CYBER SECURITY INITIATIVES

15 For necessary expenses for cyber security initiatives,
16 including necessary upgrades to wide area network and
17 information technology infrastructure, improvement of
18 network perimeter controls and identity management,
19 testing and assessment of information technology against
20 business, security, and other requirements, implementa-
21 tion of Federal cyber security initiatives and information
22 infrastructure enhancements, and implementation of en-
23 hanced security controls on network devices, \$15,000,000,
24 to remain available through September 30, 2020.

1 OFFICE OF CIVIL RIGHTS

2 For necessary expenses of the Office of Civil Rights,
3 \$9,470,000.

4 TRANSPORTATION PLANNING, RESEARCH, AND
5 DEVELOPMENT

6 For necessary expenses for conducting transportation
7 planning, research, systems development, development ac-
8 tivities, and making grants, \$7,879,000, to remain avail-
9 able until expended: *Provided*, That of such amount,
10 \$1,000,000 shall be for necessary expenses for the Inter-
11 agency Infrastructure Permitting Improvement Center
12 (IIPIC): *Provided further*, That there may be transferred
13 to this appropriation, to remain available until expended,
14 amounts transferred from other Federal agencies for ex-
15 penses incurred under this heading for IIPIC activities not
16 related to transportation infrastructure: *Provided further*,
17 That the tools and analysis developed by the IIPIC shall
18 be available to other Federal agencies for the permitting
19 and review of major infrastructure projects not related to
20 transportation only to the extent that other Federal agen-
21 cies provide funding to the Department as provided for
22 under the previous proviso.

23 WORKING CAPITAL FUND

24 For necessary expenses for operating costs and cap-
25 ital outlays of the Working Capital Fund, not to exceed

1 \$203,883,000, shall be paid from appropriations made
2 available to the Department of Transportation: *Provided*,
3 That such services shall be provided on a competitive basis
4 to entities within the Department of Transportation: *Pro-*
5 *vided further*, That the above limitation on operating ex-
6 penses shall not apply to non-DOT entities: *Provided fur-*
7 *ther*, That no funds appropriated in this Act to an agency
8 of the Department shall be transferred to the Working
9 Capital Fund without majority approval of the Working
10 Capital Fund Steering Committee and approval of the
11 Secretary: *Provided further*, That no assessments may be
12 levied against any program, budget activity, subactivity or
13 project funded by this Act unless notice of such assess-
14 ments and the basis therefor are presented to the House
15 and Senate Committees on Appropriations and are ap-
16 proved by such Committees.

17 MINORITY BUSINESS RESOURCE CENTER PROGRAM

18 For necessary expenses of the Minority Business Re-
19 source Center, the provision of financial education out-
20 reach activities to eligible transportation-related small
21 businesses, the monitoring of existing loans in the guaran-
22 teed loan program, and the modification of such loans of
23 the Minority Business Resource Center, \$249,000, as au-
24 thorized by 49 U.S.C. 332: *Provided*, That notwith-

1 standing that section, these funds may be for business op-
2 portunities related to any mode of transportation.

3 SMALL AND DISADVANTAGED BUSINESS UTILIZATION AND
4 OUTREACH

5 For necessary expenses for small and disadvantaged
6 business utilization and outreach activities, \$3,488,000, to
7 remain available until September 30, 2020: *Provided*,
8 That notwithstanding 49 U.S.C. 332, these funds may be
9 used for business opportunities related to any mode of
10 transportation.

11 PAYMENTS TO AIR CARRIERS
12 (AIRPORT AND AIRWAY TRUST FUND)

13 In addition to funds made available from any other
14 source to carry out the essential air service program under
15 49 U.S.C. 41731 through 41742, \$175,000,000, to be de-
16 rived from the Airport and Airway Trust Fund, to remain
17 available until expended: *Provided*, That in determining
18 between or among carriers competing to provide service
19 to a community, the Secretary may consider the relative
20 subsidy requirements of the carriers: *Provided further*,
21 That basic essential air service minimum requirements
22 shall not include the 15-passenger capacity requirement
23 under subsection 41732(b)(3) of title 49, United States
24 Code: *Provided further*, That none of the funds in this Act
25 or any other Act shall be used to enter into a new contract

1 with a community located less than 40 miles from the
2 nearest small hub airport before the Secretary has nego-
3 tiated with the community over a local cost share: *Pro-*
4 *vided further*, That amounts authorized to be distributed
5 for the essential air service program under subsection
6 41742(b) of title 49, United States Code, shall be made
7 available immediately from amounts otherwise provided to
8 the Administrator of the Federal Aviation Administration:
9 *Provided further*, That the Administrator may reimburse
10 such amounts from fees credited to the account estab-
11 lished under section 45303 of title 49, United States Code.

12 ADMINISTRATIVE PROVISIONS—OFFICE OF THE
13 SECRETARY OF TRANSPORTATION

14 SEC. 101. None of the funds made available in this
15 Act to the Department of Transportation may be obligated
16 for the Office of the Secretary of Transportation to ap-
17 prove assessments or reimbursable agreements pertaining
18 to funds appropriated to the modal administrations in this
19 Act, except for activities underway on the date of enact-
20 ment of this Act, unless such assessments or agreements
21 have completed the normal reprogramming process for
22 Congressional notification.

23 SEC. 102. The Secretary shall post on the Web site
24 of the Department of Transportation a schedule of all
25 meetings of the Council on Credit and Finance, including

1 the agenda for each meeting, and require the Council on
2 Credit and Finance to record the decisions and actions
3 of each meeting.

4 SEC. 103. In addition to authority provided by section
5 327 of title 49, United States Code, the Department's
6 Working Capital Fund is hereby authorized to provide
7 partial or full payments in advance and accept subsequent
8 reimbursements from all Federal agencies from available
9 funds for transit benefit distribution services that are nec-
10 essary to carry out the Federal transit pass transportation
11 fringe benefit program under Executive Order No. 13150
12 and section 3049 of Public Law 109-59: *Provided*, That
13 the Department shall maintain a reasonable operating re-
14 serve in the Working Capital Fund, to be expended in ad-
15 vance to provide uninterrupted transit benefits to Govern-
16 ment employees: *Provided further*, That such reserve will
17 not exceed one month of benefits payable and may be used
18 only for the purpose of providing for the continuation of
19 transit benefits: *Provided further*, That the Working Cap-
20 ital Fund will be fully reimbursed by each customer agen-
21 cy from available funds for the actual cost of the transit
22 benefit.

1 FEDERAL AVIATION ADMINISTRATION
2 OPERATIONS
3 (AIRPORT AND AIRWAY TRUST FUND)

4 For necessary expenses of the Federal Aviation Ad-
5 ministration, not otherwise provided for, including oper-
6 ations and research activities related to commercial space
7 transportation, administrative expenses for research and
8 development, establishment of air navigation facilities, the
9 operation (including leasing) and maintenance of aircraft,
10 subsidizing the cost of aeronautical charts and maps sold
11 to the public, the lease or purchase of passenger motor
12 vehicles for replacement only, in addition to amounts made
13 available by Public Law 112–95, \$10,410,758,000, to re-
14 main available until September 30, 2020, of which
15 \$9,833,400,000 shall be derived from the Airport and Air-
16 way Trust Fund, of which not to exceed \$7,843,427,000
17 shall be available for air traffic organization activities; not
18 to exceed \$1,334,377,000 shall be available for aviation
19 safety activities; not to exceed \$24,981,000 shall be avail-
20 able for commercial space transportation activities; not to
21 exceed \$816,562,000 shall be available for finance and
22 management activities; not to exceed \$61,796,000 shall be
23 available for NextGen and operations planning activities;
24 not to exceed \$114,312,000 shall be available for security
25 and hazardous materials safety; and not to exceed

1 \$215,303,000 shall be available for staff offices: *Provided*,
2 That not to exceed 5 percent of any budget activity, except
3 for aviation safety budget activity, may be transferred to
4 any budget activity under this heading: *Provided further*,
5 That no transfer may increase or decrease any appropria-
6 tion by more than 5 percent: *Provided further*, That any
7 transfer in excess of 5 percent shall be treated as a re-
8 programming of funds under section 405 of this Act and
9 shall not be available for obligation or expenditure except
10 in compliance with the procedures set forth in that section:
11 *Provided further*, That not later than March 31 of each
12 fiscal year hereafter, the Administrator of the Federal
13 Aviation Administration shall transmit to Congress an an-
14 nual update to the report submitted to Congress in De-
15 cember 2004 pursuant to section 221 of Public Law 108–
16 176: *Provided further*, That the amount herein appro-
17 priated shall be reduced by \$100,000 for each day after
18 March 31 that such report has not been submitted to the
19 Congress: *Provided further*, That not later than March 31
20 of each fiscal year hereafter, the Administrator shall
21 transmit to Congress a companion report that describes
22 a comprehensive strategy for staffing, hiring, and training
23 flight standards and aircraft certification staff in a format
24 similar to the one utilized for the controller staffing plan,
25 including stated attrition estimates and numerical hiring

1 goals by fiscal year: *Provided further*, That the amount
2 herein appropriated shall be reduced by \$100,000 per day
3 for each day after March 31 that such report has not been
4 submitted to Congress: *Provided further*, That funds may
5 be used to enter into a grant agreement with a nonprofit
6 standard-setting organization to assist in the development
7 of aviation safety standards: *Provided further*, That none
8 of the funds in this Act shall be available for new appli-
9 cants for the second career training program: *Provided*
10 *further*, That none of the funds in this Act shall be avail-
11 able for the Federal Aviation Administration to finalize
12 or implement any regulation that would promulgate new
13 aviation user fees not specifically authorized by law after
14 the date of the enactment of this Act: *Provided further*,
15 That there may be credited to this appropriation, as off-
16 setting collections, funds received from States, counties,
17 municipalities, foreign authorities, other public authori-
18 ties, and private sources for expenses incurred in the pro-
19 vision of agency services, including receipts for the mainte-
20 nance and operation of air navigation facilities, and for
21 issuance, renewal or modification of certificates, including
22 airman, aircraft, and repair station certificates, or for
23 tests related thereto, or for processing major repair or al-
24 teration forms: *Provided further*, That of the funds appro-
25 priated under this heading, not less than \$168,000,000

1 shall be used to fund direct operations of the current 254
2 air traffic control towers in the contract tower program,
3 including the contract tower cost share program, and any
4 airport that is currently qualified or that will qualify for
5 the program during the fiscal year: *Provided further*, That
6 none of the funds in this Act for aeronautical charting
7 and cartography are available for activities conducted by,
8 or coordinated through, the Working Capital Fund: *Pro-*
9 *vided further*, That none of the funds appropriated or oth-
10 erwise made available by this Act or any other Act may
11 be used to eliminate the Contract Weather Observers pro-
12 gram at any airport: *Provided further*, That of the amount
13 appropriated under this heading, up to \$6,000,000 shall
14 be used for providing matching funds to qualified commer-
15 cial entities seeking to demonstrate or validate tech-
16 nologies that the Federal Aviation Administration con-
17 siders essential to the safe integration of unmanned air-
18 craft systems (UAS) in the National Airspace System at
19 Federal Aviation Administration designated UAS test
20 sites: *Provided further*, That not later than 60 days after
21 the date of enactment of this Act, the Administrator of
22 the Federal Aviation Administration shall identify essen-
23 tial integration technologies that could be demonstrated
24 or validated at test sites designated in accordance with
25 the preceding proviso.

1 FACILITIES AND EQUIPMENT

2 (AIRPORT AND AIRWAY TRUST FUND)

3 For necessary expenses, not otherwise provided for,
4 for acquisition, establishment, technical support services,
5 improvement by contract or purchase, and hire of national
6 airspace systems and experimental facilities and equip-
7 ment, as authorized under part A of subtitle VII of title
8 49, United States Code, including initial acquisition of
9 necessary sites by lease or grant; engineering and service
10 testing, including construction of test facilities and acqui-
11 sition of necessary sites by lease or grant; construction
12 and furnishing of quarters and related accommodations
13 for officers and employees of the Federal Aviation Admin-
14 istration stationed at remote localities where such accom-
15 modations are not available; and the purchase, lease, or
16 transfer of aircraft from funds available under this head-
17 ing, including aircraft for aviation regulation and certifi-
18 cation; to be derived from the Airport and Airway Trust
19 Fund, \$3,000,000,000, of which \$512,823,000 shall re-
20 main available until September 30, 2020, \$2,362,977,000
21 shall remain available until September 30, 2021, and
22 \$124,200,000 shall remain available until expended: *Pro-*
23 *vided*, That there may be credited to this appropriation
24 funds received from States, counties, municipalities, other
25 public authorities, and private sources, for expenses in-

1 curred in the establishment, improvement, and moderniza-
2 tion of national airspace systems: *Provided further*, That
3 no later than March 31, the Secretary of Transportation
4 shall transmit to the Congress an investment plan for the
5 Federal Aviation Administration which includes funding
6 for each budget line item for fiscal years 2020 through
7 2024, with total funding for each year of the plan con-
8 strained to the funding targets for those years as esti-
9 mated and approved by the Office of Management and
10 Budget.

11 RESEARCH, ENGINEERING, AND DEVELOPMENT

12 (AIRPORT AND AIRWAY TRUST FUND)

13 For necessary expenses, not otherwise provided for,
14 for research, engineering, and development, as authorized
15 under part A of subtitle VII of title 49, United States
16 Code, including construction of experimental facilities and
17 acquisition of necessary sites by lease or grant,
18 \$191,000,000, to be derived from the Airport and Airway
19 Trust Fund and to remain available until September 30,
20 2021: *Provided*, That there may be credited to this appro-
21 priation as offsetting collections, funds received from
22 States, counties, municipalities, other public authorities,
23 and private sources, which shall be available for expenses
24 incurred for research, engineering, and development.

1 GRANTS-IN-AID FOR AIRPORTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (AIRPORT AND AIRWAY TRUST FUND)
5 (INCLUDING TRANSFER OF FUNDS)

6 For liquidation of obligations incurred for grants-in-
7 aid for airport planning and development, and noise com-
8 patibility planning and programs as authorized under sub-
9 chapter I of chapter 471 and subchapter I of chapter 475
10 of title 49, United States Code, and under other law au-
11 thorizing such obligations; for procurement, installation,
12 and commissioning of runway incursion prevention devices
13 and systems at airports of such title; for grants authorized
14 under section 41743 of title 49, United States Code; and
15 for inspection activities and administration of airport safe-
16 ty programs, including those related to airport operating
17 certificates under section 44706 of title 49, United States
18 Code, \$3,000,000,000, to be derived from the Airport and
19 Airway Trust Fund and to remain available until ex-
20 pended: *Provided*, That none of the funds under this head-
21 ing shall be available for the planning or execution of pro-
22 grams the obligations for which are in excess of
23 \$3,350,000,000 in fiscal year 2019, notwithstanding sec-
24 tion 47117(g) of title 49, United States Code: *Provided*
25 *further*, That none of the funds under this heading shall

1 be available for the replacement of baggage conveyor sys-
2 tems, reconfiguration of terminal baggage areas, or other
3 airport improvements that are necessary to install bulk ex-
4 plosive detection systems: *Provided further*, That notwith-
5 standing section 47109(a) of title 49, United States Code,
6 the Government's share of allowable project costs under
7 paragraph (2) for subgrants or paragraph (3) of that sec-
8 tion shall be 95 percent for a project at other than a large
9 or medium hub airport that is a successive phase of a
10 multi-phased construction project for which the project
11 sponsor received a grant in fiscal year 2011 for the con-
12 struction project: *Provided further*, That notwithstanding
13 any other provision of law, of funds limited under this
14 heading, not more than \$112,600,000 shall be available
15 for administration, not less than \$15,000,000 shall be
16 available for the Airport Cooperative Research Program,
17 not less than \$33,210,000 shall be available for Airport
18 Technology Research, and \$10,000,000, to remain avail-
19 able until expended, shall be available and transferred to
20 "Office of the Secretary, Salaries and Expenses" to carry
21 out the Small Community Air Service Development Pro-
22 gram: *Provided further*, That in addition to airports eligi-
23 ble under section 41743 of title 49, United States Code,
24 such program may include the participation of an airport
25 that serves a community or consortium that is not larger

1 than a small hub airport, according to FAA hub classifica-
2 tions effective at the time the Office of the Secretary
3 issues a request for proposals.

4 GRANTS-IN-AID FOR AIRPORTS

5 For an additional amount for “Grants-In-Aid for Air-
6 ports”, to enable the Secretary of Transportation to make
7 grants for projects as authorized by subchapter 1 of chap-
8 ter 471 and subchapter 1 of chapter 475 of title 49,
9 United States Code, \$750,000,000, to remain available
10 through September 30, 2021: *Provided*, That amounts
11 made available under this heading shall be derived from
12 the general fund, and such funds shall not be subject to
13 apportionment formulas, special apportionment categories,
14 or minimum percentages under chapter 471: *Provided fur-*
15 *ther*, That the Secretary shall distribute funds provided
16 under this heading as discretionary grants to airports:
17 *Provided further*, That the amount made available under
18 this heading shall not be subject to any limitation on obli-
19 gations for the Grants-in-Aid for Airports program set
20 forth in any Act: *Provided further*, That the Administrator
21 of the Federal Aviation Administration may retain up to
22 0.5 percent of the funds provided under this heading to
23 fund the award and oversight by the Administrator of
24 grants made under this heading.

1 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION

2 ADMINISTRATION

3 SEC. 110. None of the funds in this Act may be used
4 to compensate in excess of 600 technical staff-years under
5 the federally funded research and development center con-
6 tract between the Federal Aviation Administration and the
7 Center for Advanced Aviation Systems Development dur-
8 ing fiscal year 2019.

9 SEC. 111. None of the funds in this Act shall be used
10 to pursue or adopt guidelines or regulations requiring air-
11 port sponsors to provide to the Federal Aviation Adminis-
12 tration without cost building construction, maintenance,
13 utilities and expenses, or space in airport sponsor-owned
14 buildings for services relating to air traffic control, air
15 navigation, or weather reporting: *Provided*, That the pro-
16 hibition of funds in this section does not apply to negotia-
17 tions between the agency and airport sponsors to achieve
18 agreement on “below-market” rates for these items or to
19 grant assurances that require airport sponsors to provide
20 land without cost to the Federal Aviation Administration
21 for air traffic control facilities.

22 SEC. 112. The Administrator of the Federal Aviation
23 Administration may reimburse amounts made available to
24 satisfy 49 U.S.C. 41742(a)(1) from fees credited under
25 49 U.S.C. 45303 and any amount remaining in such ac-

1 count at the close of that fiscal year may be made available
2 to satisfy section 41742(a)(1) for the subsequent fiscal
3 year.

4 SEC. 113. Amounts collected under section 40113(e)
5 of title 49, United States Code, shall be credited to the
6 appropriation current at the time of collection, to be
7 merged with and available for the same purposes of such
8 appropriation.

9 SEC. 114. None of the funds in this Act shall be avail-
10 able for paying premium pay under subsection 5546(a) of
11 title 5, United States Code, to any Federal Aviation Ad-
12 ministration employee unless such employee actually per-
13 formed work during the time corresponding to such pre-
14 mium pay.

15 SEC. 115. None of the funds in this Act may be obli-
16 gated or expended for an employee of the Federal Aviation
17 Administration to purchase a store gift card or gift certifi-
18 cate through use of a Government-issued credit card.

19 SEC. 116. None of the funds in this Act may be obli-
20 gated or expended for retention bonuses for an employee
21 of the Federal Aviation Administration without the prior
22 written approval of the Assistant Secretary for Adminis-
23 tration of the Department of Transportation.

24 SEC. 117. Notwithstanding any other provision of
25 law, none of the funds made available under this Act or

1 any prior Act may be used to implement or to continue
2 to implement any limitation on the ability of any owner
3 or operator of a private aircraft to obtain, upon a request
4 to the Administrator of the Federal Aviation Administra-
5 tion, a blocking of that owner's or operator's aircraft reg-
6 istration number from any display of the Federal Aviation
7 Administration's Aircraft Situational Display to Industry
8 data that is made available to the public, except data made
9 available to a Government agency, for the noncommercial
10 flights of that owner or operator.

11 SEC. 118. None of the funds in this Act shall be avail-
12 able for salaries and expenses of more than eight political
13 and Presidential appointees in the Federal Aviation Ad-
14 ministration.

15 SEC. 119. None of the funds made available under
16 this Act may be used to increase fees pursuant to section
17 44721 of title 49, United States Code, until the Federal
18 Aviation Administration provides to the House and Senate
19 Committees on Appropriations a report that justifies all
20 fees related to aeronautical navigation products and ex-
21 plains how such fees are consistent with Executive Order
22 13642.

23 SEC. 119A. None of the funds in this Act may be
24 used to close a regional operations center of the Federal
25 Aviation Administration or reduce its services unless the

1 Administrator notifies the House and Senate Committees
2 on Appropriations not less than 90 full business days in
3 advance.

4 SEC. 119B. None of the funds appropriated or lim-
5 ited by this Act may be used to change weight restrictions
6 or prior permission rules at Teterboro airport in
7 Teterboro, New Jersey.

8 SEC. 119C. None of the funds provided under this
9 Act may be used by the Administrator of the Federal Avia-
10 tion Administration to withhold from consideration and
11 approval any new application for participation in the Con-
12 tract Tower Program, or for reevaluation of Cost-share
13 Program participants, as long as the Federal Aviation Ad-
14 ministration has received an application from the airport,
15 and as long as the Administrator determines such tower
16 is eligible using the factors set forth in the Federal Avia-
17 tion Administration report, Establishment and Dis-
18 continuance Criteria for Airport Traffic Control Towers
19 (FAA-APO-90-7 as of August, 1990).

20 SEC. 119D. Notwithstanding any other provision of
21 law, none of the funds made available in this Act may be
22 obligated or expended to limit the use of an Organization
23 Designation Authorization's (ODA) delegated functions
24 documented in its procedures manual on a type certifi-
25 cation project unless the Administrator documents a sys-

1 temic airworthiness noncompliance performance issue as
2 a result of inspection or oversight that the safety of air
3 commerce requires a limitation with regard to a specific
4 authorization or where an ODA's capability has not been
5 previously established in terms of a new compliance meth-
6 od or design feature: *Provided*, That in such cases the
7 Federal Aviation Administration shall work with the ODA
8 holder if requested to develop the capability to execute
9 that function safely, efficiently and effectively.

10 SEC. 119E. (a) TERMINAL AERODROME FORE-
11 CAST.—The Administrator shall permit an air carrier op-
12 eration under part 121 of title 14, Code of Federal Regu-
13 lations, to operate to a destination determined to be under
14 visual flight rules without a Terminal Aerodrome Forecast
15 or Meteorological Aerodrome Report if a current Area
16 Forecast, supplemented by other local weather observa-
17 tions or reports, is available, and an alternate airport that
18 has an available Terminal Aerodrome Forecast and weath-
19 er report is specified. The air carrier shall have approved
20 procedures for dispatch and en route weather evaluation
21 and shall operate under instrument flight rules en route
22 to the destination.

23 (b) LIMITATION.—Without a written finding of neces-
24 sity, based on objective and historical evidence of immi-
25 nent threat to safety, the Administrator shall not promul-

1 gate any operation specification, policy, or guidance docu-
2 ment that is more restrictive than, or requires procedures
3 that are not expressly stated in, the regulations.

4 SEC. 119F. Of the funds provided under the heading
5 “Grants-in-aid for Airports”, up to \$3,500,000 shall be
6 for necessary expenses, including an independent
7 verification regime, to provide reimbursement to airport
8 sponsors that do not provide gateway operations and pro-
9 viders of general aviation ground support services located
10 at those airports closed during a temporary flight restric-
11 tion (TFR) for any residence of the President that is des-
12 ignated or identified to be secured by the United States
13 Secret Service, and for direct and incremental financial
14 losses incurred while such airports are closed solely due
15 to the actions of the Federal Government: *Provided*, That
16 no funds shall be obligated or distributed to airport spon-
17 sors that do not provide gateway operations and providers
18 of general aviation ground support services until an inde-
19 pendent audit is completed: *Provided further*, That losses
20 incurred as a result of violations of law, or through fault
21 or negligence, of such operators and service providers or
22 of third parties (including airports) are not eligible for re-
23 imbursements: *Provided further*, That obligation and ex-
24 penditure of funds are conditional upon full release of the

1 United States Government for all claims for financial
2 losses resulting from such actions.

3 REPORT ON NEXTGEN IMPLEMENTATION

4 SEC. 119G. (a) IN GENERAL.—Not later than 1 year
5 after the date of enactment of this Act, the Administrator
6 shall submit to Congress a report on the implementation
7 of NextGen at commercial service airports in the United
8 States.

9 (b) ELEMENTS.—The report required by subsection
10 (a) shall include the following:

11 (1) The number and percentage of commercial
12 service airports in the United States that have fully
13 implemented NextGen.

14 (2) The percentage completion of NextGen im-
15 plementation at each commercial service airport in
16 the United States.

17 (c) DEVELOPMENT OF STANDARD TO DETERMINE
18 PERCENTAGE IMPLEMENTATION OF NEXTGEN.—

19 (1) IN GENERAL.—The Administrator shall de-
20 velop a standard for determining under subsection
21 (b)(2) the percentage completion of NextGen imple-
22 mentation at commercial service airports in the
23 United States based on factors that may include an
24 accounting of efficiency benefits achieved, the degree

1 of NextGen technology and infrastructure installed,
2 and the extent of controller training on NextGen.

3 (2) INCLUSION IN REPORT.—The Administrator
4 shall include in the report submitted under sub-
5 section (a) the standard developed under paragraph
6 (1).

7 (d) DEFINITIONS.—In this section:

8 (1) ADMINISTRATOR.—The term “Adminis-
9 trator” means the Administrator of the Federal
10 Aviation Administration.

11 (2) NEXTGEN.—The term “NextGen” means
12 the Next Generation Air Transportation System.

13 FEDERAL HIGHWAY ADMINISTRATION

14 LIMITATION ON ADMINISTRATIVE EXPENSES

15 (HIGHWAY TRUST FUND)

16 (INCLUDING TRANSFER OF FUNDS)

17 Not to exceed \$446,444,304, together with advances
18 and reimbursements received by the Federal Highway Ad-
19 ministration, shall be obligated for necessary expenses for
20 administration and operation of the Federal Highway Ad-
21 ministration. In addition, \$3,248,000 shall be transferred
22 to the Appalachian Regional Commission in accordance
23 with section 104(a) of title 23, United States Code.

1 FEDERAL-AID HIGHWAYS
2 (LIMITATION ON OBLIGATIONS)
3 (HIGHWAY TRUST FUND)

4 Funds available for the implementation or execution
5 of Federal-aid highway and highway safety construction
6 programs authorized under titles 23 and 49, United States
7 Code, and the provisions of the Fixing America's Surface
8 Transportation Act shall not exceed total obligations of
9 \$45,268,596,000 for fiscal year 2019: *Provided*, That the
10 Secretary may collect and spend fees, as authorized by
11 title 23, United States Code, to cover the costs of services
12 of expert firms, including counsel, in the field of municipal
13 and project finance to assist in the underwriting and serv-
14 icing of Federal credit instruments and all or a portion
15 of the costs to the Federal Government of servicing such
16 credit instruments: *Provided further*, That such fees are
17 available until expended to pay for such costs: *Provided*
18 *further*, That such amounts are in addition to administra-
19 tive expenses that are also available for such purpose, and
20 are not subject to any obligation limitation or the limita-
21 tion on administrative expenses under section 608 of title
22 23, United States Code.

1 (LIQUIDATION OF CONTRACT AUTHORIZATION)

2 (HIGHWAY TRUST FUND)

3 For the payment of obligations incurred in carrying
4 out Federal-aid highway and highway safety construction
5 programs authorized under title 23, United States Code,
6 \$46,007,596,000 derived from the Highway Trust Fund
7 (other than the Mass Transit Account), to remain avail-
8 able until expended.

9 HIGHWAY INFRASTRUCTURE PROGRAMS

10 There is hereby appropriated to the Secretary of
11 Transportation \$3,300,000,000: *Provided*, That the
12 amounts made available under this heading shall be de-
13 rived from the general fund, shall be in addition to any
14 funds provided for fiscal year 2019 in this or any other
15 Act for “Federal-aid Highways” under chapter 1 of title
16 23, United States Code, and shall not affect the distribu-
17 tion or amount of funds provided in any other Act: *Pro-*
18 *vided further*, That section 1101(b) of Public Law 114–
19 94 shall apply to funds made available under this heading:
20 *Provided further*, That of the funds made available under
21 this heading, \$2,389,200,000 shall be set aside for activi-
22 ties eligible under section 133(b)(1)(A) of title 23, United
23 States Code, \$15,800,000 shall be set aside for activities
24 eligible under the Puerto Rico Highway Program as de-
25 scribed in section 165(b)(2)(C) of such title, \$5,000,000

1 shall be set aside for activities eligible under the Terri-
2 torial Highway Program, as described in section 165(e)(6)
3 of such title, \$90,000,000 shall be set aside for the elimi-
4 nation of hazards and installation of protective devices at
5 railway-highway crossings, as described in section
6 130(e)(1)(A) of such title, and \$800,000,000 shall be set
7 aside for a bridge replacement and rehabilitation program
8 for States: *Provided further*, That for purposes of this
9 heading, the term “State” means any of the 50 States
10 or the District of Columbia: *Provided further*, That the
11 funds made available under this heading for activities eli-
12 gible under section 133(b)(1)(A) of title 23, United States
13 Code, shall be suballocated in the manner described in sec-
14 tion 133(d) of such title, except that the set-aside de-
15 scribed in section 133(h) of such title shall not apply to
16 funds made available under this heading: *Provided further*,
17 That the funds made available under this heading for (1)
18 activities eligible under section 133(b)(1)(A) of such title
19 (2) the elimination of hazards and installation of protec-
20 tive devices at railway-highway crossings, and (3) a bridge
21 replacement and rehabilitation program shall be adminis-
22 tered as if apportioned under chapter 1 of such title and
23 shall remain available through September 30, 2022: *Pro-*
24 *vided further*, That the funds made available under this
25 heading for activities eligible under section 133(b)(1)(A)

1 of title 23, United States Code, shall be apportioned to
2 the States in the same ratio as the obligation limitation
3 for fiscal year 2019 is distributed among the States in
4 section 120(a)(5) of this Act: *Provided further*, That, ex-
5 cept as provided in the following proviso, the funds made
6 available under this heading for activities eligible under
7 the Puerto Rico Highway Program and activities eligible
8 under the Territorial Highway Program shall be adminis-
9 tered as if allocated under sections 165(b) and 165(c), re-
10 spectively, of such title and shall remain available through
11 September 30, 2022: *Provided further*, That the funds
12 made available under this heading for activities eligible
13 under the Puerto Rico Highway Program shall not be sub-
14 ject to the requirements of sections 165(b)(2)(A) or
15 165(b)(2)(B) of such title: *Provided further*, That the
16 funds made available under this heading for the elimi-
17 nation of hazards and installation of protective devices at
18 railway-highway crossings shall be apportioned to the
19 States as described in sections 130(f)(1) and (f)(2) of such
20 title: *Provided further*, That at least one-half of the funds
21 made available to a State under this heading for the elimi-
22 nation of hazards and installation of protective devices at
23 railway-highway crossings shall be available for the instal-
24 lation of protective devices at railway-highway crossings:
25 *Provided further*, That the funds made available under this

1 heading for the elimination of hazards and installation of
2 protective devices at railway-highway crossings shall be
3 subject to the special rule described in section 130(e)(2)
4 of such title: *Provided further*, That projects carried out
5 with funds made available under this heading for the
6 elimination of hazards and installation of protective de-
7 vices at railway-highway crossings shall be (1) subject to
8 sections 130(b), (c), and (j) of such title, (2) included in
9 the annual report described in section 130(g) of such title,
10 and (3) subject to the Federal share requirement de-
11 scribed in section 130(f)(3) of such title: *Provided further*,
12 That the funds made available under this heading for the
13 elimination of hazards and installation of protective de-
14 vices at railway-highway crossings shall be (1) available
15 for matching, as described in section 130(h) of such title,
16 subject to the requirements of such section, (2) available
17 for incentive payments, as described in section 130(i) of
18 such title, subject to the requirements of such section, and
19 (3) subject to the limitation in section 130(k) of such title:
20 *Provided further*, That the funds made available under this
21 heading for a bridge replacement and rehabilitation pro-
22 gram shall be used for highway bridge replacement or re-
23 habilitation projects on public roads: *Provided further*,
24 That except as provided in the following proviso the funds
25 made available under this heading for a bridge replace-

1 ment and rehabilitation program shall be used in areas
2 of a State that have a population of 200,000 or fewer indi-
3 viduals: *Provided further*, That if a State has no bridges
4 located in areas with a population of 200,000 or fewer
5 individuals, or if a State has no bridge replacement or re-
6 habilitation needs in areas of the State with a population
7 of 200,000 or fewer individuals, the funds made available
8 under this heading for a bridge replacement and rehabili-
9 tation program may be used for highway bridge replace-
10 ment or rehabilitation projects on public roads in any area
11 of the State: *Provided further*, That the Secretary shall
12 distribute funds made available under this heading for the
13 bridge replacement and rehabilitation program to each
14 State by the proportion that the percentage of total deck
15 area of bridges classified as in poor condition in each State
16 bears to the sum of the percentages of total deck area
17 of bridges classified as in poor condition in all States: *Pro-*
18 *vided further*, That for purposes of this heading for the
19 bridge replacement and rehabilitation program, the Sec-
20 retary shall (1) calculate population based on the latest
21 available data from the decennial census conducted under
22 section 141(a) of title 13, United States Code, and (2)
23 calculate the percentages of total deck area of bridges clas-
24 sified as in poor condition based on the National Bridge
25 Inventory as of December 31, 2017.

1 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

2 ADMINISTRATION

3 SEC. 120. (a) For fiscal year 2019, the Secretary of
4 Transportation shall—

5 (1) not distribute from the obligation limitation
6 for Federal-aid highways—

7 (A) amounts authorized for administrative
8 expenses and programs by section 104(a) of
9 title 23, United States Code; and

10 (B) amounts authorized for the Bureau of
11 Transportation Statistics;

12 (2) not distribute an amount from the obliga-
13 tion limitation for Federal-aid highways that is equal
14 to the unobligated balance of amounts—

15 (A) made available from the Highway
16 Trust Fund (other than the Mass Transit Ac-
17 count) for Federal-aid highway and highway
18 safety construction programs for previous fiscal
19 years the funds for which are allocated by the
20 Secretary (or apportioned by the Secretary
21 under sections 202 or 204 of title 23, United
22 States Code); and

23 (B) for which obligation limitation was
24 provided in a previous fiscal year;

25 (3) determine the proportion that—

1 (A) the obligation limitation for Federal-
2 aid highways, less the aggregate of amounts not
3 distributed under paragraphs (1) and (2) of
4 this subsection; bears to

5 (B) the total of the sums authorized to be
6 appropriated for the Federal-aid highway and
7 highway safety construction programs (other
8 than sums authorized to be appropriated for
9 provisions of law described in paragraphs (1)
10 through (11) of subsection (b) and sums au-
11 thorized to be appropriated for section 119 of
12 title 23, United States Code, equal to the
13 amount referred to in subsection (b)(12) for
14 such fiscal year), less the aggregate of the
15 amounts not distributed under paragraphs (1)
16 and (2) of this subsection;

17 (4) distribute the obligation limitation for Fed-
18 eral-aid highways, less the aggregate amounts not
19 distributed under paragraphs (1) and (2), for each
20 of the programs (other than programs to which
21 paragraph (1) applies) that are allocated by the Sec-
22 retary under the Fixing America's Surface Trans-
23 portation Act and title 23, United States Code, or
24 apportioned by the Secretary under sections 202 or
25 204 of that title, by multiplying—

1 (A) the proportion determined under para-
2 graph (3); by

3 (B) the amounts authorized to be appro-
4 priated for each such program for such fiscal
5 year; and

6 (5) distribute the obligation limitation for Fed-
7 eral-aid highways, less the aggregate amounts not
8 distributed under paragraphs (1) and (2) and the
9 amounts distributed under paragraph (4), for Fed-
10 eral-aid highway and highway safety construction
11 programs that are apportioned by the Secretary
12 under title 23, United States Code, (other than the
13 amounts apportioned for the National Highway Per-
14 formance Program in section 119 of title 23, United
15 States Code, that are exempt from the limitation
16 under subsection (b)(12) and the amounts appor-
17 tioned under sections 202 and 204 of that title) in
18 the proportion that—

19 (A) amounts authorized to be appropriated
20 for the programs that are apportioned under
21 title 23, United States Code, to each State for
22 such fiscal year; bears to

23 (B) the total of the amounts authorized to
24 be appropriated for the programs that are ap-

1 portioned under title 23, United States Code, to
2 all States for such fiscal year.

3 (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—

4 The obligation limitation for Federal-aid highways shall
5 not apply to obligations under or for—

6 (1) section 125 of title 23, United States Code;

7 (2) section 147 of the Surface Transportation
8 Assistance Act of 1978 (23 U.S.C. 144 note; 92
9 Stat. 2714);

10 (3) section 9 of the Federal-Aid Highway Act
11 of 1981 (95 Stat. 1701);

12 (4) subsections (b) and (j) of section 131 of the
13 Surface Transportation Assistance Act of 1982 (96
14 Stat. 2119);

15 (5) subsections (b) and (c) of section 149 of the
16 Surface Transportation and Uniform Relocation As-
17 sistance Act of 1987 (101 Stat. 198);

18 (6) sections 1103 through 1108 of the Inter-
19 modal Surface Transportation Efficiency Act of
20 1991 (105 Stat. 2027);

21 (7) section 157 of title 23, United States Code
22 (as in effect on June 8, 1998);

23 (8) section 105 of title 23, United States Code
24 (as in effect for fiscal years 1998 through 2004, but

1 only in an amount equal to \$639,000,000 for each
2 of those fiscal years);

3 (9) Federal-aid highway programs for which ob-
4 ligation authority was made available under the
5 Transportation Equity Act for the 21st Century
6 (112 Stat. 107) or subsequent Acts for multiple
7 years or to remain available until expended, but only
8 to the extent that the obligation authority has not
9 lapsed or been used;

10 (10) section 105 of title 23, United States Code
11 (as in effect for fiscal years 2005 through 2012, but
12 only in an amount equal to \$639,000,000 for each
13 of those fiscal years);

14 (11) section 1603 of SAFETEA-LU (23
15 U.S.C. 118 note; 119 Stat. 1248), to the extent that
16 funds obligated in accordance with that section were
17 not subject to a limitation on obligations at the time
18 at which the funds were initially made available for
19 obligation; and

20 (12) section 119 of title 23, United States Code
21 (but, for each of fiscal years 2013 through 2019,
22 only in an amount equal to \$639,000,000).

23 (c) REDISTRIBUTION OF UNUSED OBLIGATION AU-
24 THORITY.—Notwithstanding subsection (a), the Secretary
25 shall, after August 1 of such fiscal year—

1 (1) revise a distribution of the obligation limita-
2 tion made available under subsection (a) if an
3 amount distributed cannot be obligated during that
4 fiscal year; and

5 (2) redistribute sufficient amounts to those
6 States able to obligate amounts in addition to those
7 previously distributed during that fiscal year, giving
8 priority to those States having large unobligated bal-
9 ances of funds apportioned under sections 144 (as in
10 effect on the day before the date of enactment of
11 Public Law 112–141) and 104 of title 23, United
12 States Code.

13 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO
14 TRANSPORTATION RESEARCH PROGRAMS.—

15 (1) IN GENERAL.—Except as provided in para-
16 graph (2), the obligation limitation for Federal-aid
17 highways shall apply to contract authority for trans-
18 portation research programs carried out under—

19 (A) chapter 5 of title 23, United States
20 Code; and

21 (B) title VI of the Fixing America’s Sur-
22 face Transportation Act.

23 (2) EXCEPTION.—Obligation authority made
24 available under paragraph (1) shall—

1 (A) remain available for a period of 4 fis-
2 cal years; and

3 (B) be in addition to the amount of any
4 limitation imposed on obligations for Federal-
5 aid highway and highway safety construction
6 programs for future fiscal years.

7 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED
8 FUNDS.—

9 (1) IN GENERAL.—Not later than 30 days after
10 the date of distribution of obligation limitation
11 under subsection (a), the Secretary shall distribute
12 to the States any funds (excluding funds authorized
13 for the program under section 202 of title 23,
14 United States Code) that—

15 (A) are authorized to be appropriated for
16 such fiscal year for Federal-aid highway pro-
17 grams; and

18 (B) the Secretary determines will not be
19 allocated to the States (or will not be appor-
20 tioned to the States under section 204 of title
21 23, United States Code), and will not be avail-
22 able for obligation, for such fiscal year because
23 of the imposition of any obligation limitation for
24 such fiscal year.

1 (2) **RATIO.**—Funds shall be distributed under
2 paragraph (1) in the same proportion as the dis-
3 tribution of obligation authority under subsection
4 (a)(5).

5 (3) **AVAILABILITY.**—Funds distributed to each
6 State under paragraph (1) shall be available for any
7 purpose described in section 133(b) of title 23,
8 United States Code.

9 **SEC. 121.** Notwithstanding 31 U.S.C. 3302, funds re-
10 ceived by the Bureau of Transportation Statistics from the
11 sale of data products, for necessary expenses incurred pur-
12 suant to chapter 63 of title 49, United States Code, may
13 be credited to the Federal-aid highways account for the
14 purpose of reimbursing the Bureau for such expenses:
15 *Provided*, That such funds shall be subject to the obliga-
16 tion limitation for Federal-aid highway and highway safety
17 construction programs.

18 **SEC. 122.** Not less than 15 days prior to waiving,
19 under his or her statutory authority, any Buy America re-
20 quirement for Federal-aid highways projects, the Sec-
21 retary of Transportation shall make an informal public no-
22 tice and comment opportunity on the intent to issue such
23 waiver and the reasons therefor: *Provided*, That the Sec-
24 retary shall provide an annual report to the House and

1 Senate Committees on Appropriations on any waivers
2 granted under the Buy America requirements.

3 SEC. 123. None of the funds provided in this Act to
4 the Department of Transportation may be used to provide
5 credit assistance unless not less than 3 days before any
6 application approval to provide credit assistance under
7 sections 603 and 604 of title 23, United States Code, the
8 Secretary of Transportation provides notification in writ-
9 ing to the following committees: the House and Senate
10 Committees on Appropriations; the Committee on Envi-
11 ronment and Public Works and the Committee on Bank-
12 ing, Housing and Urban Affairs of the Senate; and the
13 Committee on Transportation and Infrastructure of the
14 House of Representatives: *Provided*, That such notifica-
15 tion shall include, but not be limited to, the name of the
16 project sponsor; a description of the project; whether cred-
17 it assistance will be provided as a direct loan, loan guar-
18 antee, or line of credit; and the amount of credit assist-
19 ance.

20 SEC. 124. None of the funds in this Act may be used
21 to make a grant for a project under section 117 of title
22 23, United States Code, unless the Secretary, at least 60
23 days before making a grant under that section, provides
24 written notification to the House and Senate Committees
25 on Appropriations of the proposed grant, including an

1 evaluation and justification for the project and the amount
2 of the proposed grant award: *Provided*, That the written
3 notification required in the previous proviso shall be made
4 no later than 180 days after enactment of this Act.

5 SEC. 125. (a) A State or territory, as defined in sec-
6 tion 165 of title 23, United States Code, may use for any
7 project eligible under section 133(b) of title 23 or section
8 165 of title 23 and located within the boundary of the
9 State or territory any earmarked amount, and any associ-
10 ated obligation limitation: *Provided*, That the Department
11 of Transportation for the State or territory for which the
12 earmarked amount was originally designated or directed
13 notifies the Secretary of Transportation of its intent to
14 use its authority under this section and submits a quar-
15 terly report to the Secretary identifying the projects to
16 which the funding would be applied. Notwithstanding the
17 original period of availability of funds to be obligated
18 under this section, such funds and associated obligation
19 limitation shall remain available for obligation for a period
20 of 3 fiscal years after the fiscal year in which the Sec-
21 retary of Transportation is notified. The Federal share of
22 the cost of a project carried out with funds made available
23 under this section shall be the same as associated with
24 the earmark.

1 (b) In this section, the term “earmarked amount”
2 means—

3 (1) congressionally directed spending, as de-
4 fined in rule XLIV of the Standing Rules of the
5 Senate, identified in a prior law, report, or joint ex-
6 planatory statement, which was authorized to be ap-
7 propriated or appropriated more than 10 fiscal years
8 prior to the current fiscal year, and administered by
9 the Federal Highway Administration; or

10 (2) a congressional earmark, as defined in rule
11 XXI of the Rules of the House of Representatives
12 identified in a prior law, report, or joint explanatory
13 statement, which was authorized to be appropriated
14 or appropriated more than 10 fiscal years prior to
15 the current fiscal year, and administered by the Fed-
16 eral Highway Administration.

17 (c) The authority under subsection (a) may be exer-
18 cised only for those projects or activities that have obli-
19 gated less than 10 percent of the amount made available
20 for obligation as of October 1 of the current fiscal year,
21 and shall be applied to projects within the same general
22 geographic area within 50 miles for which the funding was
23 designated, except that a State or territory may apply
24 such authority to unexpended balances of funds from
25 projects or activities the State or territory certifies have

1 been closed and for which payments have been made under
2 a final voucher.

3 (d) The Secretary shall submit consolidated reports
4 of the information provided by the States and territories
5 each quarter to the House and Senate Committees on Ap-
6 propriations.

7 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

8 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

9 (LIQUIDATION OF CONTRACT AUTHORIZATION)

10 (LIMITATION ON OBLIGATIONS)

11 (HIGHWAY TRUST FUND)

12 For payment of obligations incurred in the implemen-
13 tation, execution and administration of motor carrier safe-
14 ty operations and programs pursuant to section 31110 of
15 title 49, United States Code, as amended by the Fixing
16 America's Surface Transportation Act, \$284,000,000, to
17 be derived from the Highway Trust Fund (other than the
18 Mass Transit Account), together with advances and reim-
19 bursements received by the Federal Motor Carrier Safety
20 Administration, the sum of which shall remain available
21 until expended: *Provided*, That funds available for imple-
22 mentation, execution or administration of motor carrier
23 safety operations and programs authorized under title 49,
24 United States Code, shall not exceed total obligations of
25 \$284,000,000 for "Motor Carrier Safety Operations and

1 Programs” for fiscal year 2019, of which \$9,073,000, to
2 remain available for obligation until September 30, 2021,
3 is for the research and technology program, and of which
4 \$34,824,000, to remain available for obligation until Sep-
5 tember 30, 2021, is for information management.

6 MOTOR CARRIER SAFETY GRANTS
7 (LIQUIDATION OF CONTRACT AUTHORIZATION)
8 (LIMITATION ON OBLIGATIONS)
9 (HIGHWAY TRUST FUND)
10 (INCLUDING TRANSFER OF FUNDS)

11 For payment of obligations incurred in carrying out
12 sections 31102, 31103, 31104, and 31313 of title 49,
13 United States Code, as amended by the Fixing America’s
14 Surface Transportation Act, \$382,800,000, to be derived
15 from the Highway Trust Fund (other than the Mass Tran-
16 sit Account) and to remain available until expended: *Pro-*
17 *vided*, That funds available for the implementation or exe-
18 cution of motor carrier safety programs shall not exceed
19 total obligations of \$382,800,000 in fiscal year 2019 for
20 “Motor Carrier Safety Grants”; of which \$304,300,000
21 shall be available for the motor carrier safety assistance
22 program, \$32,500,000 shall be available for the commer-
23 cial driver’s license program implementation program,
24 \$44,000,000 shall be available for the high priority activi-
25 ties program, and \$2,000,000 shall be made available for

1 commercial motor vehicle operators grants, of which
2 \$1,000,000 is to be made available from prior year unobli-
3 gated contract authority provided for Motor Carrier Safe-
4 ty grants in the Transportation Equity Act for the 21st
5 Century (Public Law 105–178), SAFETEA–LU (Public
6 Law 109–59), or other appropriations or authorization
7 acts.

8 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR
9 CARRIER SAFETY ADMINISTRATION

10 SEC. 130. Funds appropriated or limited in this Act
11 shall be subject to the terms and conditions stipulated in
12 section 350 of Public Law 107–87 and section 6901 of
13 Public Law 110–28.

14 SEC. 131. The Federal Motor Carrier Safety Admin-
15 istration shall send notice of 49 CFR section 385.308 vio-
16 lations by certified mail, registered mail, or another man-
17 ner of delivery, which records the receipt of the notice by
18 the persons responsible for the violations.

19 SEC. 132. To the maximum extent practicable, the
20 Federal Motor Carrier Safety Administration shall ensure
21 the safe and timely completion of the flexible sleeper berth
22 pilot program of the Administration.

1 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
2 OPERATIONS AND RESEARCH

3 For expenses necessary to discharge the functions of
4 the Secretary, with respect to traffic and highway safety
5 authorized under chapter 301 and part C of subtitle VI
6 of title 49, United States Code, \$190,000,000, of which
7 \$40,000,000 shall remain available through September
8 30, 2020.

9 OPERATIONS AND RESEARCH
10 (LIQUIDATION OF CONTRACT AUTHORIZATION)
11 (LIMITATION ON OBLIGATIONS)
12 (HIGHWAY TRUST FUND)

13 For payment of obligations incurred in carrying out
14 the provisions of 23 U.S.C. 403, section 4011 of the
15 FAST Act (Public Law 114–94), and chapter 303 of title
16 49, United States Code, \$152,100,000, to be derived from
17 the Highway Trust Fund (other than the Mass Transit
18 Account) and to remain available until expended: *Pro-*
19 *vided*, That none of the funds in this Act shall be available
20 for the planning or execution of programs the total obliga-
21 tions for which, in fiscal year 2019, are in excess of
22 \$152,100,000, of which \$146,700,000 shall be for pro-
23 grams authorized under 23 U.S.C. 403 and \$5,400,000
24 shall be for the National Driver Register authorized under
25 chapter 303 of title 49, United States Code: *Provided fur-*

1 *ther*, That within the \$152,100,000 obligation limitation
2 for operations and research, \$20,000,000 shall remain
3 available until September 30, 2020, and shall be in addi-
4 tion to the amount of any limitation imposed on obliga-
5 tions for future years.

6 HIGHWAY TRAFFIC SAFETY GRANTS

7 (LIQUIDATION OF CONTRACT AUTHORIZATION)

8 (LIMITATION ON OBLIGATIONS)

9 (HIGHWAY TRUST FUND)

10 For payment of obligations incurred in carrying out
11 provisions of 23 U.S.C. 402, 404, and 405, and section
12 4001(a)(6) of the Fixing America's Surface Transpor-
13 tation Act, to remain available until expended,
14 \$610,208,000, to be derived from the Highway Trust
15 Fund (other than the Mass Transit Account): *Provided*,
16 That none of the funds in this Act shall be available for
17 the planning or execution of programs the total obligations
18 for which, in fiscal year 2019, are in excess of
19 \$610,208,000 for programs authorized under 23 U.S.C.
20 402, 404, and 405, and section 4001(a)(6) of the Fixing
21 America's Surface Transportation Act, of which
22 \$270,400,000 shall be for "Highway Safety Programs"
23 under 23 U.S.C. 402; \$283,000,000 shall be for "National
24 Priority Safety Programs" under 23 U.S.C. 405;
25 \$30,200,000 shall be for "High Visibility Enforcement

1 Program” under 23 U.S.C. 404; and \$26,608,000 shall
2 be for “Administrative Expenses” under section
3 4001(a)(6) of the Fixing America’s Surface Transpor-
4 tation Act: *Provided further*, That none of these funds
5 shall be used for construction, rehabilitation, or remod-
6 eling costs, or for office furnishings and fixtures for State,
7 local or private buildings or structures: *Provided further*,
8 That not to exceed \$500,000 of the funds made available
9 for “National Priority Safety Programs” under 23 U.S.C.
10 405 for “Impaired Driving Countermeasures” (as de-
11 scribed in subsection (d) of that section) shall be available
12 for technical assistance to the States: *Provided further*,
13 That with respect to the “Transfers” provision under 23
14 U.S.C. 405(a)(8), any amounts transferred to increase the
15 amounts made available under section 402 shall include
16 the obligation authority for such amounts: *Provided fur-*
17 *ther*, That the Administrator shall notify the House and
18 Senate Committees on Appropriations of any exercise of
19 the authority granted under the previous proviso or under
20 23 U.S.C. 405(a)(8) within 5 days.

21 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

22 TRAFFIC SAFETY ADMINISTRATION

23 SEC. 140. An additional \$130,000 shall be made
24 available to the National Highway Traffic Safety Adminis-
25 tration, out of the amount limited for section 402 of title

1 23, United States Code, to pay for travel and related ex-
2 penses for State management reviews and to pay for core
3 competency development training and related expenses for
4 highway safety staff.

5 SEC. 141. The limitations on obligations for the pro-
6 grams of the National Highway Traffic Safety Adminis-
7 tration set in this Act shall not apply to obligations for
8 which obligation authority was made available in previous
9 public laws but only to the extent that the obligation au-
10 thority has not lapsed or been used.

11 SEC. 142. In addition to the amounts made available
12 under the heading, “Operations and Research (Liquida-
13 tion of Contract Authorization) (Limitation on Obliga-
14 tions) (Highway Trust Fund)” for carrying out the provi-
15 sions of section 403 of title 23, United States Code,
16 \$4,000,000 shall be available to continue a high visibility
17 enforcement paid-media campaign regarding highway-rail
18 grade crossing safety in collaboration with the Federal
19 Railroad Administration.

20 FEDERAL RAILROAD ADMINISTRATION

21 SAFETY AND OPERATIONS

22 For necessary expenses of the Federal Railroad Ad-
23 ministration, not otherwise provided for, \$221,698,000, of
24 which \$15,900,000 shall remain available until expended.

1 RAILROAD RESEARCH AND DEVELOPMENT

2 For necessary expenses for railroad research and de-
3 velopment, \$40,600,000, to remain available until ex-
4 pended.

5 RAILROAD REHABILITATION AND IMPROVEMENT

6 FINANCING PROGRAM

7 The Secretary of Transportation is authorized to
8 issue direct loans and loan guarantees pursuant to sec-
9 tions 501 through 504 of the Railroad Revitalization and
10 Regulatory Reform Act of 1976 (Public Law 94–210), as
11 amended, such authority shall exist as long as any such
12 direct loan or loan guarantee is outstanding.

13 FEDERAL-STATE PARTNERSHIP FOR STATE OF GOOD

14 REPAIR

15 For necessary expenses related to Federal-State
16 Partnership for State of Good Repair Grants as author-
17 ized by section 24911 of title 49, United States Code,
18 \$300,000,000, to remain available until expended: *Pro-*
19 *vided*, That the Secretary may withhold up to one percent
20 of the amount provided under this heading for the costs
21 of award and project management oversight of grants car-
22 ried out under section 24911 of title 49, United States
23 Code: *Provided further*, That the Secretary shall issue the
24 Notice of Funding Opportunity that encompasses funds
25 provided under this heading in this Act and previously

1 unawarded funds provided under this heading in fiscal
2 year 2017 by Public Law 115–31 and fiscal year 2018
3 by Public Law 115–141, no later than 30 days after enact-
4 ment of this Act: *Provided further*, That the Secretary
5 shall announce the selection of projects to receive awards
6 for the funds in the previous proviso no later than 180
7 days after enactment of this Act.

8 CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY
9 IMPROVEMENTS

10 For necessary expenses related to Consolidated Rail
11 Infrastructure and Safety Improvements Grants, as au-
12 thorized by section 24407 of title 49, United States Code,
13 \$255,000,000, to remain available until expended: *Pro-*
14 *vided*, That section 24405(f) of title 49, United States
15 Code, shall not apply to projects for the implementation
16 of positive train control systems otherwise eligible under
17 section 24407(e)(1) of title 49, United States Code: *Pro-*
18 *vided further*, That amounts available under this heading
19 for projects selected for commuter rail passenger transpor-
20 tation may be transferred by the Secretary, after selection,
21 to the appropriate agencies to be administered in accord-
22 ance with chapter 53 of title 49, United States Code: *Pro-*
23 *vided further*, That the Secretary shall not limit eligible
24 projects from consideration for funding for planning, engi-
25 neering, environmental, construction, and design elements

1 of the same project in the same application: *Provided fur-*
2 *ther*, That unobligated balances remaining after 4 years
3 from the date of enactment may be used for any eligible
4 project under section 24407(e) of title 49, United States
5 Code: *Provided further*, That the Secretary may withhold
6 up to one percent of the amount provided under this head-
7 ing for the costs of award and project management over-
8 sight of grants carried out under section 24407 of title
9 49, United States Code: *Provided further*, That the Sec-
10 retary shall issue the Notice of Funding Opportunity that
11 encompasses previously unawarded funds provided under
12 this heading in fiscal year 2018 by Public Law 115–141
13 and funds provided under this heading in this Act no later
14 than 30 days after enactment of this Act: *Provided further*,
15 That the Secretary shall announce the selection of projects
16 to receive awards for the funds in the previous proviso no
17 later than 120 days after enactment of this Act.

18 RESTORATION AND ENHANCEMENT

19 For necessary expenses related to Restoration and
20 Enhancement Grants, as authorized by section 24408 of
21 title 49, United States Code, \$10,000,000, to remain
22 available until expended: *Provided*, That the Secretary
23 may withhold up to one percent of the funds provided
24 under this heading to fund the costs of award and project
25 management and oversight: *Provided further*, That the

1 Secretary shall issue the Notice of Funding Opportunity
2 for funds provided under this heading no later than 30
3 days after enactment of this Act: *Provided further*, That
4 the Secretary shall announce the selection of projects to
5 receive awards for the funds in the previous proviso no
6 later than 120 days after enactment of this Act.

7 NORTHEAST CORRIDOR GRANTS TO THE NATIONAL
8 RAILROAD PASSENGER CORPORATION

9 To enable the Secretary of Transportation to make
10 grants to the National Railroad Passenger Corporation for
11 activities associated with the Northeast Corridor as au-
12 thorized by section 11101(a) of the Fixing America’s Sur-
13 face Transportation Act (division A of Public Law 114–
14 94), \$650,000,000, to remain available until expended:
15 *Provided*, That the Secretary may retain up to one-half
16 of 1 percent of the funds provided under both this heading
17 and the “National Network Grants to the National Rail-
18 road Passenger Corporation” heading to fund the costs
19 of project management and oversight of activities author-
20 ized by section 11101(c) of division A of Public Law 114–
21 94: *Provided further*, That in addition to the project man-
22 agement oversight funds authorized under section
23 11101(c) of division A of Public Law 114–94, the Sec-
24 retary may retain up to an additional \$5,000,000 of the
25 funds provided under this heading to fund expenses associ-

1 ated with the Northeast Corridor Commission established
2 under section 24905 of title 49, United States Code: *Pro-*
3 *vided further*, That of the amounts made available under
4 this heading and the “National Network Grants to the Na-
5 tional Railroad Passenger Corporation” heading, not less
6 than \$50,000,000 shall be made available to bring Am-
7 trak-served facilities and stations into compliance with the
8 Americans with Disabilities Act: *Provided further*, That of
9 the amounts made available under this heading and the
10 heading “National Network Grants to the National Rail-
11 road Passenger Corporation”, not more than \$500,000
12 may be made available to provide a discount of not less
13 than 15 percent on passenger fares to veterans (as defined
14 in section 101 of title 38, United States Code).

15 NATIONAL NETWORK GRANTS TO THE NATIONAL
16 RAILROAD PASSENGER CORPORATION

17 To enable the Secretary of Transportation to make
18 grants to the National Railroad Passenger Corporation for
19 activities associated with the National Network as author-
20 ized by section 11101(b) of the Fixing America’s Surface
21 Transportation Act (division A of Public Law 114–94),
22 \$1,291,600,000, to remain available until expended: *Pro-*
23 *vided*, That the Secretary may retain up to an additional
24 \$2,000,000 of the funds provided under this heading to
25 fund expenses associated with the State-Supported Route

1 Committee established under section 24712 of title 49,
2 United States Code: *Provided further*, That at least
3 \$50,000,000 of the amount provided under this heading
4 shall be available for the development, installation and op-
5 eration of railroad safety technology, including the imple-
6 mentation of a positive train control system, on State-sup-
7 ported routes as defined under section 24102(13) of title
8 49, United States Code, on which positive train control
9 systems are not required by law or regulation: *Provided*
10 *further*, That not less than \$50,000,000 of the amount
11 provided under this heading shall be for capital expenses
12 related to safety improvements, maintenance, and the non-
13 Federal match for discretionary Federal grant programs
14 to enable continued passenger rail operations on long-dis-
15 tance routes (as defined in section 24102 of title 49,
16 United States Code) on which Amtrak is the sole tenant
17 of the host railroad and positive train control systems are
18 not required by law (including regulations): *Provided fur-*
19 *ther*, That none of the funds provided under this heading
20 shall be used by Amtrak to give notice under subsection
21 (a) or (b) of section 24706 of title 49, United States Code,
22 with respect to long-distance routes (as defined in section
23 24102 of title 49, United States Code) on which Amtrak
24 is the sole tenant of the host railroad and positive train
25 control systems are not required by law (including regula-

1 tions), or otherwise initiate discontinuance of, reduce the
2 frequency of, suspend, or substantially alter the schedule
3 or route of rail service on any portion of such route oper-
4 ated in fiscal year 2018, including implementation of serv-
5 ice permitted by section 24305(a)(3)(A) of title 49, United
6 States Code, in lieu of rail service.

7 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

8 ADMINISTRATION

9 SEC. 150. None of the funds provided to the National
10 Railroad Passenger Corporation may be used to fund any
11 overtime costs in excess of \$35,000 for any individual em-
12 ployee: *Provided*, That the President of Amtrak may waive
13 the cap set in the previous proviso for specific employees
14 when the President of Amtrak determines such a cap
15 poses a risk to the safety and operational efficiency of the
16 system: *Provided further*, That the President of Amtrak
17 shall report to the House and Senate Committees on Ap-
18 propriations within 60 days of enactment of this Act, a
19 summary of all overtime payments incurred by the Cor-
20 poration for 2018 and the three prior calendar years: *Pro-*
21 *vided further*, That such summary shall include the total
22 number of employees that received waivers and the total
23 overtime payments the Corporation paid to those employ-
24 ees receiving waivers for each month for 2018 and for the
25 three prior calendar years.

1 SEC. 151. It is the sense of Congress that—

2 (1) long-distance passenger rail routes provide
3 much-needed transportation access for 4,700,000
4 riders in 325 communities in 40 States and are par-
5 ticularly important in rural areas; and

6 (2) long-distance passenger rail routes and
7 services should be sustained to ensure connectivity
8 throughout the National Network (as defined in sec-
9 tion 24102 of title 49, United States Code).

10 FEDERAL TRANSIT ADMINISTRATION

11 ADMINISTRATIVE EXPENSES

12 For necessary administrative expenses of the Federal
13 Transit Administration's programs authorized by chapter
14 53 of title 49, United States Code, \$113,165,000: *Pro-*
15 *vided*, That none of the funds provided or limited in this
16 Act may be used to create a permanent office of transit
17 security under this heading: *Provided further*, That upon
18 submission to the Congress of the fiscal year 2020 Presi-
19 dent's budget, the Secretary of Transportation shall trans-
20 mit to Congress the annual report on New Starts, includ-
21 ing proposed allocations for fiscal year 2020.

1 TRANSIT FORMULA GRANTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (HIGHWAY TRUST FUND)

5 For payment of obligations incurred in the Federal
6 Public Transportation Assistance Program in this ac-
7 count, and for payment of obligations incurred in carrying
8 out the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,
9 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339, and
10 5340, as amended by the Fixing America's Surface Trans-
11 portation Act, section 20005(b) of Public Law 112-141,
12 and section 3006(b) of the Fixing America's Surface
13 Transportation Act, \$9,900,000,000, to be derived from
14 the Mass Transit Account of the Highway Trust Fund
15 and to remain available until expended: *Provided*, That
16 funds available for the implementation or execution of pro-
17 grams authorized under 49 U.S.C. 5305, 5307, 5310,
18 5311, 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339,
19 and 5340, as amended by the Fixing America's Surface
20 Transportation Act, section 20005(b) of Public Law 112-
21 141, and section 3006(b) of the Fixing America's Surface
22 Transportation Act, shall not exceed total obligations of
23 \$9,939,380,030 in fiscal year 2019: *Provided further*, That
24 the Federal share of the cost of activities carried out under
25 49 U.S.C. section 5312 shall not exceed 80 percent, except

1 that if there is substantial public interest or benefit, the
2 Secretary may approve a greater Federal share.

3 TRANSIT INFRASTRUCTURE GRANTS

4 For an additional amount for buses and bus facilities
5 grants under section 5339 of title 49, United States Code,
6 state of good repair grants under section 5337 of such
7 title, high density state apportionments under section
8 5340(d) of such title, and the bus testing facilities under
9 sections 5312 and 5318 of such title, \$800,000,000 to re-
10 main available until expended: *Provided*, That
11 \$400,000,000 shall be available for grants as authorized
12 under section 5339 of such title, of which \$209,104,000
13 shall be available for the buses and bus facilities formula
14 grants as authorized under section 5339(a) of such title,
15 \$161,446,000 shall be available for the buses and bus fa-
16 cilities competitive grants as authorized under section
17 5339(b) of such title, and \$29,450,000 shall be available
18 for the low or no emission grants as authorized under sec-
19 tion 5339(c) of such title: *Provided further*, That
20 \$362,000,000 shall be available for the state of good re-
21 pair grants as authorized under section 5337 of such title:
22 *Provided further*, That \$30,000,000 shall be available for
23 the high density state apportionments as authorized under
24 section 5340(d) of such title: *Provided further*, That
25 \$2,000,000 shall be available for the bus testing facility

1 as authorized under section 5318 of such title: *Provided*
2 *further*, That notwithstanding section 5318(a) of such
3 title, \$6,000,000 shall be available for the operation and
4 maintenance of bus testing facilities by institutions of
5 higher education selected pursuant to section 5312(h) of
6 such title: *Provided further*, That the Secretary shall enter
7 into a contract or cooperative agreement with, or make
8 a grant to, each institution of higher education selected
9 pursuant to section 5312(h) of such title, to operate and
10 maintain a facility to conduct the testing of low or no
11 emission vehicle new bus models using the standards es-
12 tablished pursuant to section 5318(e)(2) of such title: *Pro-*
13 *vided further*, That the term “low or no emission vehicle”
14 has the meaning given the term in section 5312(e)(6) of
15 such title: *Provided further*, That the Secretary shall pay
16 80 percent of the cost of testing a low or no emission vehi-
17 cle new bus model at each selected institution of higher
18 education: *Provided further*, That the entity having the ve-
19 hicle tested shall pay 20 percent of the cost of testing:
20 *Provided further*, That a low or no emission vehicle new
21 bus model tested that receives a passing aggregate test
22 score in accordance with the standards established under
23 section 5318(e)(2) of such title, shall be deemed to be in
24 compliance with the requirements of section 5318(e) of
25 such title: *Provided further*, That amounts made available

1 by this heading shall be derived from the general fund:
2 *Provided further*, That the amounts made available under
3 this heading shall not be subject to any limitation on obli-
4 gations for transit programs set forth in any Act.

5 TECHNICAL ASSISTANCE AND TRAINING

6 For necessary expenses to carry out 49 U.S.C. 5314,
7 \$5,000,000, of which up to \$1,500,000 shall be for a coop-
8 erative agreement through which the Federal Transit Ad-
9 ministration assists small-urban, rural and tribal public
10 transit recipients and planning organizations with applied
11 innovation and capacity-building: *Provided*, That the as-
12 sistance provided under this heading not duplicate the ac-
13 tivities of 49 U.S.C. 5311(b) or 49 U.S.C. 5312.

14 CAPITAL INVESTMENT GRANTS

15 For necessary expenses to carry out fixed guideway
16 capital investment grants under section 5309 of title 49,
17 United States Code, and section 3005(b) of the Fixing
18 America's Surface Transportation Act, \$2,552,687,000, to
19 remain available until September 30, 2022: *Provided*,
20 That of the amounts made available under this heading,
21 \$1,315,670,000 shall be available for projects authorized
22 under section 5309(d) of title 49, United States Code,
23 \$543,500,000 shall be available for projects authorized
24 under section 5309(e) of title 49, United States Code,
25 \$568,000,000 shall be available for projects authorized

1 under section 5309(h) of title 49, United States Code, and
2 \$100,000,000 shall be available for projects authorized
3 under section 3005(b) of the Fixing America's Surface
4 Transportation Act: *Provided further*, That the Secretary
5 shall continue to administer the capital investment grants
6 program in accordance with the procedural and sub-
7 stantive requirements of section 5309 of title 49, United
8 States Code, and of section 3005(b) of the Fixing Amer-
9 ica's Surface Transportation Act.

10 GRANTS TO THE WASHINGTON METROPOLITAN AREA

11 TRANSIT AUTHORITY

12 For grants to the Washington Metropolitan Area
13 Transit Authority as authorized under section 601 of divi-
14 sion B of Public Law 110–432, \$150,000,000, to remain
15 available until expended: *Provided*, That the Secretary of
16 Transportation shall approve grants for capital and pre-
17 ventive maintenance expenditures for the Washington
18 Metropolitan Area Transit Authority only after receiving
19 and reviewing a request for each specific project: *Provided*
20 *further*, That prior to approving such grants, the Secretary
21 shall certify that the Washington Metropolitan Area Tran-
22 sit Authority is making progress to improve its safety
23 management system in response to the Federal Transit
24 Administration's 2015 safety management inspection:
25 *Provided further*, That the Secretary shall determine that

1 the Washington Metropolitan Area Transit Authority has
2 placed the highest priority on those investments that will
3 improve the safety of the system before approving such
4 grants: *Provided further*, That the Secretary, in order to
5 ensure safety throughout the rail system, may waive the
6 requirements of section 601(e)(1) of division B of Public
7 Law 110–432.

8 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT

9 ADMINISTRATION

10 (INCLUDING RESCISSION)

11 SEC. 160. The limitations on obligations for the pro-
12 grams of the Federal Transit Administration shall not
13 apply to any authority under 49 U.S.C. 5338, previously
14 made available for obligation, or to any other authority
15 previously made available for obligation.

16 SEC. 161. Notwithstanding any other provision of
17 law, any funds appropriated before October 1, 2018, under
18 any section of chapter 53 of title 49, United States Code,
19 that remain available for expenditure, may be transferred
20 to and administered under the most recent appropriation
21 heading for any such section.

22 SEC. 162. Of the unobligated amounts made available
23 for fiscal years 2005 or prior fiscal years to “Transit For-
24 mula Grants”, a total of \$46,560,000 is hereby perma-
25 nently rescinded.

1 SEC. 163. None of the funds made available under
2 this Act may be used for the implementation or further-
3 ance of new policies detailed in the “Dear Colleague” let-
4 ter distributed by the Federal Transit Administration to
5 capital investment grant program project sponsors on
6 June 29, 2018.

7 SAINT LAWRENCE SEAWAY DEVELOPMENT

8 CORPORATION

9 The Saint Lawrence Seaway Development Corpora-
10 tion is hereby authorized to make such expenditures, with-
11 in the limits of funds and borrowing authority available
12 to the Corporation, and in accord with law, and to make
13 such contracts and commitments without regard to fiscal
14 year limitations, as provided by section 104 of the Govern-
15 ment Corporation Control Act, as amended, as may be
16 necessary in carrying out the programs set forth in the
17 Corporation’s budget for the current fiscal year.

18 OPERATIONS AND MAINTENANCE

19 (HARBOR MAINTENANCE TRUST FUND)

20 For necessary expenses to conduct the operations,
21 maintenance, and capital asset renewal activities on those
22 portions of the Saint Lawrence Seaway owned, operated,
23 and maintained by the Saint Lawrence Seaway Develop-
24 ment Corporation, \$36,000,000, to be derived from the
25 Harbor Maintenance Trust Fund, pursuant to Public Law

1 99–662: *Provided*, That of the amounts made available
2 under this heading, not less than \$16,000,000 shall be
3 used on capital asset renewal activities.

4 MARITIME ADMINISTRATION

5 MARITIME SECURITY PROGRAM

6 For necessary expenses to maintain and preserve a
7 U.S.-flag merchant fleet to serve the national security
8 needs of the United States, \$300,000,000, to remain avail-
9 able until expended.

10 OPERATIONS AND TRAINING

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses of operations and training ac-
13 tivities authorized by law, \$149,442,000, to remain avail-
14 able until September 30, 2020, of which \$71,000,000 shall
15 be for the operations of the United States Merchant Ma-
16 rine Academy, and of which \$18,000,000 shall remain
17 available until expended for the maintenance and repair,
18 equipment, and capital improvements at the United States
19 Merchant Marine Academy: *Provided*, That not later than
20 January 12, 2020, the Administrator of the Maritime Ad-
21 ministration shall transmit to the House and Senate Com-
22 mittees on Appropriations the annual report on sexual as-
23 sault and sexual harassment at the United States Mer-
24 chant Marine Academy as required pursuant to section
25 3507 of Public Law 110–417: *Provided further*, That of

1 the amounts made available under this heading,
2 \$3,000,000 shall be for the Maritime Environment and
3 Technology Assistance program authorized under section
4 50307 of title 46, United States Code: *Provided further*,
5 That of the amounts made available under this heading,
6 \$7,000,000, shall remain available until expended for the
7 Short Sea Transportation Program (America’s Marine
8 Highways) to make grants for the purposes authorized
9 under sections 55601(b)(1) and (3) of title 46, United
10 States Code: *Provided further*, That available balances
11 under this heading for the Short Sea Transportation Pro-
12 gram (America’s Marine Highways) from prior year recov-
13 eries shall be available to carry out activities authorized
14 under sections 55601(b)(1) and (3) of title 46, United
15 States Code: *Provided further*, That from funds provided
16 under the previous two provisos, the Secretary of Trans-
17 portation shall make grants no later than 180 days after
18 enactment of this Act in such amounts as the Secretary
19 determines: *Provided further*, That any unobligated bal-
20 ances available from previous appropriations for programs
21 and activities supporting State Maritime Academies shall
22 be transferred to and merged with the appropriations for
23 “Maritime Administration, State Maritime Academy Op-
24 erations” and shall be made available for the same pur-
25 poses.

1 STATE MARITIME ACADEMY OPERATIONS

2 For necessary expenses of operations, support and
3 training activities for State Maritime Academies,
4 \$340,200,000, of which \$30,000,000, to remain available
5 until expended, shall be for maintenance, repair, life exten-
6 sion, and capacity improvement of National Defense Re-
7 serve Fleet training ships in support of State Maritime
8 Academies, as well as other expenses related to training
9 mariners, as determined by the Secretary, of which
10 \$300,000,000, to remain available until expended shall be
11 for the National Security Multi-Mission Vessel Program,
12 including funds for construction, planning, administration,
13 and design of school ships, of which \$2,400,000 shall re-
14 main available through September 30, 2020, for the Stu-
15 dent Incentive Program, of which \$1,800,000 shall remain
16 available until expended for training ship fuel assistance,
17 and of which \$6,000,000 shall remain available until Sep-
18 tember 30, 2020, for direct payments for State Maritime
19 Academies.

20 ASSISTANCE TO SMALL SHIPYARDS

21 To make grants to qualified shipyards as authorized
22 under section 54101 of title 46, United States Code, as
23 amended by Public Law 113–281, \$20,000,000, to remain
24 available until expended.

1 SHIP DISPOSAL

2 For necessary expenses related to the disposal of ob-
3 solete vessels in the National Defense Reserve Fleet of the
4 Maritime Administration, \$5,000,000, to remain available
5 until expended.

6 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

7 ACCOUNT

8 (INCLUDING TRANSFER OF FUNDS)

9 For administrative expenses to carry out the guaran-
10 teed loan program, \$3,000,000, which shall be transferred
11 to and merged with the appropriations for “Operations
12 and Training”, Maritime Administration.

13 ADMINISTRATIVE PROVISIONS—MARITIME

14 ADMINISTRATION

15 SEC. 170. Notwithstanding any other provision of
16 this Act, in addition to any existing authority, the Mari-
17 time Administration is authorized to furnish utilities and
18 services and make necessary repairs in connection with
19 any lease, contract, or occupancy involving Government
20 property under control of the Maritime Administration:
21 *Provided*, That payments received therefor shall be cred-
22 ited to the appropriation charged with the cost thereof and
23 shall remain available until expended: *Provided further*,
24 That rental payments under any such lease, contract, or
25 occupancy for items other than such utilities, services, or

1 repairs shall be covered into the Treasury as miscellaneous
2 receipts.

3 PIPELINE AND HAZARDOUS MATERIALS SAFETY

4 ADMINISTRATION

5 OPERATIONAL EXPENSES

6 For necessary operational expenses of the Pipeline
7 and Hazardous Materials Safety Administration,
8 \$23,710,000: *Provided*, That the Secretary of Transpor-
9 tation shall issue a final rule to expand the applicability
10 of comprehensive oil spill response plans within 45 days
11 of enactment of this Act: *Provided further*, That the
12 amounts appropriated under this heading shall be reduced
13 by \$100,000 per day for each day that such rule has not
14 been issued following the expiration of the period set forth
15 in the previous proviso.

16 HAZARDOUS MATERIALS SAFETY

17 For expenses necessary to discharge the hazardous
18 materials safety functions of the Pipeline and Hazardous
19 Materials Safety Administration, \$58,000,000, of which
20 \$7,570,000 shall remain available until September 30,
21 2021: *Provided*, That up to \$800,000 in fees collected
22 under 49 U.S.C. 5108(g) shall be deposited in the general
23 fund of the Treasury as offsetting receipts: *Provided fur-*
24 *ther*, That there may be credited to this appropriation, to
25 remain available until expended, funds received from

1 States, counties, municipalities, other public authorities,
2 and private sources for expenses incurred for training, for
3 reports publication and dissemination, and for travel ex-
4 penses incurred in the performance of hazardous materials
5 exemptions and approvals functions.

6 PIPELINE SAFETY

7 (PIPELINE SAFETY FUND)

8 (OIL SPILL LIABILITY TRUST FUND)

9 For expenses necessary to conduct the functions of
10 the pipeline safety program, for grants-in-aid to carry out
11 a pipeline safety program, as authorized by 49 U.S.C.
12 60107, and to discharge the pipeline program responsibil-
13 ities of the Oil Pollution Act of 1990, \$165,000,000, to
14 remain available until September 30, 2021, of which
15 \$23,000,000 shall be derived from the Oil Spill Liability
16 Trust Fund; of which \$134,000,000 shall be derived from
17 the Pipeline Safety Fund; and of which \$8,000,000 shall
18 be derived from fees collected under 49 U.S.C. 60302 and
19 deposited in the Underground Natural Gas Storage Facil-
20 ity Safety Account for the purpose of carrying out 49
21 U.S.C. 60141: *Provided*, That not less than \$1,058,000
22 of the funds provided under this heading shall be for the
23 one-call state grant program.

1 EMERGENCY PREPAREDNESS GRANTS

2 (EMERGENCY PREPAREDNESS FUND)

3 Notwithstanding the fiscal year limitation specified in
4 49 U.S.C. 5116, not more than \$28,318,000 shall remain
5 available until September 30, 2021, from amounts made
6 available by 49 U.S.C. 5116(h), 5128(b), and 5128(c):
7 *Provided*, That notwithstanding 49 U.S.C. 5116(h)(4), not
8 more than 4 percent of the amounts made available from
9 this account shall be available to pay administrative costs:
10 *Provided further*, That none of the funds made available
11 by 49 U.S.C. 5116(h), 5128(b), or 5128(c) shall be made
12 available for obligation by individuals other than the Sec-
13 retary of Transportation, or his or her designee.

14 OFFICE OF INSPECTOR GENERAL

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of the Inspector
17 General to carry out the provisions of the Inspector Gen-
18 eral Act of 1978, as amended, \$92,600,000: *Provided*,
19 That the Inspector General shall have all necessary au-
20 thority, in carrying out the duties specified in the Inspec-
21 tor General Act, as amended (5 U.S.C. App. 3), to inves-
22 tigate allegations of fraud, including false statements to
23 the government (18 U.S.C. 1001), by any person or entity
24 that is subject to regulation by the Department of Trans-
25 portation: *Provided further*, That the funds made available

1 under this heading may be used to investigate, pursuant
2 to section 41712 of title 49, United States Code: (1) un-
3 fair or deceptive practices and unfair methods of competi-
4 tion by domestic and foreign air carriers and ticket agents;
5 and (2) the compliance of domestic and foreign air carriers
6 with respect to item (1) of this proviso.

7 GENERAL PROVISIONS—DEPARTMENT OF
8 TRANSPORTATION

9 SEC. 180. (a) During the current fiscal year, applica-
10 ble appropriations to the Department of Transportation
11 shall be available for maintenance and operation of air-
12 craft; hire of passenger motor vehicles and aircraft; pur-
13 chase of liability insurance for motor vehicles operating
14 in foreign countries on official department business; and
15 uniforms or allowances therefor, as authorized by law (5
16 U.S.C. 5901–5902).

17 (b) During the current fiscal year, applicable appro-
18 priations to the Department and its operating administra-
19 tions shall be available for the purchase, maintenance, op-
20 eration, and deployment of unmanned aircraft systems
21 that advance the Department’s, or its operating adminis-
22 trations’, missions.

23 (c) Any unmanned aircraft system purchased or pro-
24 cured by the Department prior to the enactment of this
25 Act shall be deemed authorized.

1 SEC. 181. Appropriations contained in this Act for
2 the Department of Transportation shall be available for
3 services as authorized by 5 U.S.C. 3109, but at rates for
4 individuals not to exceed the per diem rate equivalent to
5 the rate for an Executive Level IV.

6 SEC. 182. (a) No recipient of funds made available
7 in this Act shall disseminate personal information (as de-
8 fined in 18 U.S.C. 2725(3)) obtained by a State depart-
9 ment of motor vehicles in connection with a motor vehicle
10 record as defined in 18 U.S.C. 2725(1), except as provided
11 in 18 U.S.C. 2721 for a use permitted under 18 U.S.C.
12 2721.

13 (b) Notwithstanding subsection (a), the Secretary
14 shall not withhold funds provided in this Act for any
15 grantee if a State is in noncompliance with this provision.

16 SEC. 183. None of the funds in this Act shall be avail-
17 able for salaries and expenses of more than 110 political
18 and Presidential appointees in the Department of Trans-
19 portation: *Provided*, That none of the personnel covered
20 by this provision may be assigned on temporary detail out-
21 side the Department of Transportation.

22 SEC. 184. Funds received by the Federal Highway
23 Administration and Federal Railroad Administration from
24 States, counties, municipalities, other public authorities,
25 and private sources for expenses incurred for training may

1 be credited respectively to the Federal Highway Adminis-
2 tration’s “Federal-Aid Highways” account and to the Fed-
3 eral Railroad Administration’s “Safety and Operations”
4 account, except for State rail safety inspectors partici-
5 pating in training pursuant to 49 U.S.C. 20105.

6 SEC. 185. (a) None of the funds provided in this Act
7 to the Department of Transportation may be used to make
8 a loan, loan guarantee, line of credit, or discretionary
9 grant unless the Secretary of Transportation notifies the
10 House and Senate Committees on Appropriations not less
11 than 3 full business days before any project competitively
12 selected to receive any discretionary grant award, letter
13 of intent, loan commitment, loan guarantee commitment,
14 line of credit commitment, or full funding grant agreement
15 is announced by the Department or its modal administra-
16 tions: *Provided*, That the Secretary gives concurrent noti-
17 fication to the House and Senate Committees on Appro-
18 priations for any “quick release” of funds from the emer-
19 gency relief program: *Provided further*, That no notifica-
20 tion shall involve funds that are not available for obliga-
21 tion.

22 (b) In addition to the notification required in sub-
23 section (a), none of the funds made available in this Act
24 to the Department of Transportation may be used to make
25 a loan, loan guarantee, line of credit, cooperative agree-

1 ment or discretionary grant unless the Secretary of Trans-
2 portation provides the House and Senate Committees on
3 Appropriations a comprehensive list of all such loans, loan
4 guarantees, lines of credit, cooperative agreement or dis-
5 cretionary grants that will be announced not less the 3
6 full business days before such announcement: *Provided*,
7 That the requirement to provide a list in this subsection
8 does not apply to any “quick release” of funds from the
9 emergency relief program: *Provided further*, That no list
10 shall involve funds that are not available for obligation.

11 SEC. 186. Rebates, refunds, incentive payments,
12 minor fees and other funds received by the Department
13 of Transportation from travel management centers,
14 charge card programs, the subleasing of building space,
15 and miscellaneous sources are to be credited to appropria-
16 tions of the Department of Transportation and allocated
17 to elements of the Department of Transportation using
18 fair and equitable criteria and such funds shall be avail-
19 able until expended.

20 SEC. 187. Amounts made available in this or any
21 prior Act that the Secretary determines represent im-
22 proper payments by the Department of Transportation to
23 a third-party contractor under a financial assistance
24 award, which are recovered pursuant to law, shall be avail-
25 able—

1 (1) to reimburse the actual expenses incurred
2 by the Department of Transportation in recovering
3 improper payments: *Provided*, That amounts made
4 available in this Act shall be available until ex-
5 pended; and

6 (2) to pay contractors for services provided in
7 recovering improper payments or contractor support
8 in the implementation of the Improper Payments In-
9 formation Act of 2002: *Provided*, That amounts in
10 excess of that required for paragraphs (1) and (2)—

11 (A) shall be credited to and merged with
12 the appropriation from which the improper pay-
13 ments were made, and shall be available for the
14 purposes and period for which such appropria-
15 tions are available: *Provided further*, That
16 where specific project or accounting information
17 associated with the improper payment or pay-
18 ments is not readily available, the Secretary
19 may credit an appropriate account, which shall
20 be available for the purposes and period associ-
21 ated with the account so credited; or

22 (B) if no such appropriation remains avail-
23 able, shall be deposited in the Treasury as mis-
24 cellaneous receipts: *Provided further*, That prior
25 to the transfer of any such recovery to an ap-

1 appropriations account, the Secretary shall notify
2 the House and Senate Committees on Appro-
3 priations of the amount and reasons for such
4 transfer: *Provided further*, That for purposes of
5 this section, the term “improper payments” has
6 the same meaning as that provided in section
7 2(d)(2) of Public Law 107–300.

8 SEC. 188. Notwithstanding any other provision of
9 law, if any funds provided in or limited by this Act are
10 subject to a reprogramming action that requires notice to
11 be provided to the House and Senate Committees on Ap-
12 propriations, transmission of said reprogramming notice
13 shall be provided solely to the House and Senate Commit-
14 tees on Appropriations, and said reprogramming action
15 shall be approved or denied solely by the House and Sen-
16 ate Committees on Appropriations: *Provided*, That the
17 Secretary of Transportation may provide notice to other
18 congressional committees of the action of the House and
19 Senate Committees on Appropriations on such reprogram-
20 ming but not sooner than 30 days following the date on
21 which the reprogramming action has been approved or de-
22 nied by the House and Senate Committees on Appropria-
23 tions.

24 SEC. 189. Funds appropriated in this Act to the
25 modal administrations may be obligated for the Office of

1 the Secretary for the costs related to assessments or reim-
2 bursable agreements only when such amounts are for the
3 costs of goods and services that are purchased to provide
4 a direct benefit to the applicable modal administration or
5 administrations.

6 SEC. 190. The Secretary of Transportation is author-
7 ized to carry out a program that establishes uniform
8 standards for developing and supporting agency transit
9 pass and transit benefits authorized under section 7905
10 of title 5, United States Code, including distribution of
11 transit benefits by various paper and electronic media.

12 SEC. 191. The Department of Transportation may
13 use funds provided by this Act, or any other Act, to assist
14 a contract under title 49 U.S.C. or title 23 U.S.C. utilizing
15 geographic, economic, or any other hiring preference not
16 otherwise authorized by law, or to amend a rule, regula-
17 tion, policy or other measure that forbids a recipient of
18 a Federal Highway Administration or Federal Transit Ad-
19 ministration grant from imposing such hiring preference
20 on a contract or construction project with which the De-
21 partment of Transportation is assisting, only if the grant
22 recipient certifies the following:

23 (1) that except with respect to apprentices or
24 trainees, a pool of readily available but unemployed
25 individuals possessing the knowledge, skill, and abil-

1 ity to perform the work that the contract requires
2 resides in the jurisdiction;

3 (2) that the grant recipient will include appro-
4 priate provisions in its bid document ensuring that
5 the contractor does not displace any of its existing
6 employees in order to satisfy such hiring preference;
7 and

8 (3) that any increase in the cost of labor, train-
9 ing, or delays resulting from the use of such hiring
10 preference does not delay or displace any transpor-
11 tation project in the applicable Statewide Transpor-
12 tation Improvement Program or Transportation Im-
13 provement Program.

14 SEC. 192. Not later than 90 days after the date of
15 enactment of this Act, the Secretary of Transportation
16 shall submit to the Committees on Appropriations and
17 Commerce, Science, and Transportation of the Senate and
18 the Committees on Appropriations and Transportation
19 and Infrastructure of the House of Representatives a re-
20 port on efforts by the Department of Transportation to
21 engage with local communities, metropolitan planning or-
22 ganizations, and regional transportation commissions on
23 advancing data and intelligent transportation systems
24 technologies and other smart cities solutions.

1 SEC. 193. The Secretary of Transportation shall con-
2 sult with the Assistant Secretary of the Army for Civil
3 Works to identify any existing authorities and any addi-
4 tional authorities that may be needed to leverage funds
5 from Department of Transportation programs for pur-
6 poses of inland waterway project costs.

7 SEC. 194. (a) Subject to subsections (c) and (d), none
8 of the funds appropriated or otherwise made available to
9 the Department of Transportation by this or any other
10 Act may be obligated or expended to enforce or require
11 the enforcement of section 127(a) of title 23, United
12 States Code, with respect to a segment described in para-
13 graph (1) or (2) of subsection (b) if the segment is des-
14 ignated as a route of the Interstate System.

15 (b) The segments referred to in subsection (a) are
16 the following:

17 (1) The William H. Natcher Parkway (to be
18 designated as a spur of Interstate Route 65) from
19 Interstate Route 65 in Bowling Green, Kentucky, to
20 United States Route 60 in Owensboro, Kentucky.

21 (2) The Julian M. Carroll (Purchase) Parkway
22 (to be designated as Interstate Route 69) in the
23 State of Kentucky from the Tennessee State line to
24 the interchange with Interstate Route 24, near Cal-
25 vert City, Kentucky.

1 (c) Only a vehicle that could operate legally on a seg-
2 ment described in paragraph (1) or (2) of subsection (b)
3 before the date of designation of the segment as a route
4 of the Interstate System may continue to operate on that
5 segment, subject to the condition that, except as provided
6 in subsection (d), the gross vehicle weight of such a vehicle
7 shall not exceed 120,000 pounds.

8 (d) Nothing in this section prohibits a State from
9 issuing a permit for a nondivisible load or vehicle with a
10 gross vehicle weight that exceeds 120,000 pounds.

11 SEC. 195. None of the funds appropriated or other-
12 wise made available to the Department of Transportation
13 may be obligated or expended to implement, administer,
14 or enforce the requirements of section 31137 of title 49,
15 United States Code, or any regulation issued by the Sec-
16 retary pursuant to such section, with respect to the use
17 of electronic logging devices by operators of commercial
18 motor vehicles, as defined in section 31132(1) of such
19 title, transporting livestock, as defined in section 602 of
20 the Emergency Livestock Feed Assistance Act of 1988 (7
21 U.S.C. 1471) or insects.

22 SEC. 196. (a) None of the funds appropriated or oth-
23 erwise made available to the Federal Transit Administra-
24 tion under this title to carry out sections 5307, 5311,
25 5337, and 5339 of title 49, United States Code, may be

1 used in awarding a contract or subcontract to an entity
2 on or after the date of enactment of this Act for the pro-
3 curement of rolling stock for use in public transportation
4 if the manufacturer of the rolling stock is incorporated
5 in or has manufacturing facilities in the United States and
6 receives support from the government of a country that—

7 (1) is identified as a nonmarket economy coun-
8 try (as defined in section 771(18) of the Tariff Act
9 of 1930 (19 U.S.C. 1677(18))) as of the date of en-
10 actment of this Act;

11 (2) was identified by the United States Trade
12 Representative in the most recent report required by
13 section 182 of the Trade Act of 1974 (19 U.S.C.
14 2242) as a priority foreign country under subsection
15 (a)(2) of that section; and

16 (3) is subject to monitoring by the Trade Rep-
17 resentative under section 306 of the Trade Act of
18 1974 (19 U.S.C. 2416).

19 (b) This section shall be applied in a manner con-
20 sistent with the obligations of the United States under
21 international agreements.

22 (c)(1) This section shall not apply to the award of
23 a contract or subcontract made by a public transportation
24 agency with a rail rolling stock manufacturer described in
25 subsection (a) if the manufacturer produces rail rolling

1 stock for an eligible public transportation agency through
2 a contract executed prior to the date of enactment of this
3 Act.

4 (2) A rail rolling stock manufacturer described in
5 subsection (a) may not use funds provided under a con-
6 tract or subcontract described in paragraph (1) to expand
7 the manufacturer's production of rail rolling stock within
8 the United States to an amount of rolling stock vehicles
9 or railcars that is greater than the amount required under
10 contractual obligations of the manufacturer as of the date
11 of enactment of this Act including all options for addi-
12 tional rolling stock.

13 (d) Nothing in this section shall be construed to apply
14 to funds that are not appropriated or otherwise made
15 available to the Federal Transit Administration under this
16 title.

17 This title may be cited as the "Department of Trans-
18 portation Appropriations Act, 2019".

19 TITLE II

20 DEPARTMENT OF HOUSING AND URBAN

21 DEVELOPMENT

22 MANAGEMENT AND ADMINISTRATION

23 EXECUTIVE OFFICES

24 For necessary salaries and expenses for Executive Of-
25 fices, which shall be comprised of the offices of the Sec-

1 retary, Deputy Secretary, Adjudicatory Services, Congres-
2 sional and Intergovernmental Relations, Public Affairs,
3 Small and Disadvantaged Business Utilization, and the
4 Center for Faith-Based and Neighborhood Partnerships,
5 \$14,898,000: *Provided*, That not to exceed \$25,000 of the
6 amount made available under this heading shall be avail-
7 able to the Secretary for official reception and representa-
8 tion expenses as the Secretary may determine.

9 ADMINISTRATIVE SUPPORT OFFICES

10 For necessary salaries and expenses for Administra-
11 tive Support Offices, \$556,000,000, of which \$76,600,000
12 shall be available for the Office of the Chief Financial Offi-
13 cer, (and of which \$25,000,000, to remain available until
14 September 30, 2021, shall be for the financial trans-
15 formation initiative); \$98,000,000 shall be available for
16 the Office of the General Counsel, of which not less than
17 \$15,000,000 shall be for the Departmental Enforcement
18 Center; \$213,300,000 shall be available for the Office of
19 Administration; \$40,200,000 shall be available for the Of-
20 fice of the Chief Human Capital Officer; \$54,000,000
21 shall be available for the Office of Field Policy and Man-
22 agement; \$20,000,000 shall be available for the Office of
23 the Chief Procurement Officer; \$3,600,000 shall be avail-
24 able for the Office of Departmental Equal Employment
25 Opportunity; \$4,300,000 shall be available for the Office

1 of Business Transformation; and \$46,00,000 shall be
2 available for the Office of the Chief Information Officer:
3 *Provided*, That funds provided under this heading may be
4 used for necessary administrative and non-administrative
5 expenses of the Department of Housing and Urban Devel-
6 opment, not otherwise provided for, including purchase of
7 uniforms, or allowances therefor, as authorized by 5
8 U.S.C. 5901–5902; hire of passenger motor vehicles; and
9 services as authorized by 5 U.S.C. 3109: *Provided further*,
10 That notwithstanding any other provision of law, funds
11 appropriated under this heading may be used for adver-
12 tising and promotional activities that directly support pro-
13 gram activities funded in this title: *Provided further*, That
14 the Secretary shall provide the House and Senate Commit-
15 tees on Appropriations quarterly written notification re-
16 garding the status of pending congressional reports: *Pro-*
17 *vided further*, That the Secretary shall provide in elec-
18 tronic form all signed reports required by Congress: *Pro-*
19 *vided further*, That not more than 10 percent of the funds
20 made available under this heading for the Office of Chief
21 Financial Officer for the financial transformation initia-
22 tive may be obligated until the Secretary submits to the
23 House and Senate Committees on Appropriations, for ap-
24 proval, a plan for expenditure that includes the financial
25 and internal control capabilities to be delivered and the

1 mission benefits to be realized, key milestones to be met,
2 and the relationship between the proposed use of funds
3 made available under this heading and the projected total
4 cost and scope of the initiative.

5 PROGRAM OFFICE SALARIES AND EXPENSES

6 PUBLIC AND INDIAN HOUSING

7 For necessary salaries and expenses of the Office of
8 Public and Indian Housing, \$222,000,000.

9 COMMUNITY PLANNING AND DEVELOPMENT

10 For necessary salaries and expenses of the Office of
11 Community Planning and Development, \$110,000,000.

12 HOUSING

13 For necessary salaries and expenses of the Office of
14 Housing, \$390,000,000, of which not less than
15 \$12,500,000 shall be for the Office of Recapitalization.

16 POLICY DEVELOPMENT AND RESEARCH

17 For necessary salaries and expenses of the Office of
18 Policy Development and Research, \$26,000,000.

19 FAIR HOUSING AND EQUAL OPPORTUNITY

20 For necessary salaries and expenses of the Office of
21 Fair Housing and Equal Opportunity, \$71,500,000.

22 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

23 HOMES

24 For necessary salaries and expenses of the Office of
25 Lead Hazard Control and Healthy Homes, \$7,800,000.

1 WORKING CAPITAL FUND

2 (INCLUDING TRANSFER OF FUNDS)

3 For the working capital fund for the Department of
4 Housing and Urban Development (referred to in this para-
5 graph as the “Fund”), pursuant, in part, to section 7(f)
6 of the Department of Housing and Urban Development
7 Act (42 U.S.C. 3535(f)), amounts transferred, including
8 reimbursements pursuant to section 7(f), to the Fund
9 under this heading shall be available for Federal shared
10 services used by offices and agencies of the Department,
11 and for such portion of any office or agency’s printing,
12 records management, space renovation, furniture, or sup-
13 ply services as the Secretary determines shall be derived
14 from centralized sources made available by the Depart-
15 ment to all offices and agencies and funded through the
16 Fund: *Provided*, That of the amounts made available in
17 this title for salaries and expenses under the headings
18 “Executive Offices”, “Administrative Support Offices”,
19 “Program Office Salaries and Expenses”, and “Govern-
20 ment National Mortgage Association”, the Secretary shall
21 transfer to the Fund such amounts, to remain available
22 until expended, as are necessary to fund services, specified
23 in the matter preceding the first proviso, for which the
24 appropriation would otherwise have been available, and
25 may transfer not to exceed an additional \$5,000,000, in

1 aggregate, from all such appropriations, to be merged with
2 the Fund and to remain available until expended for any
3 purpose under this heading: *Provided further*, That
4 amounts in the Fund shall be the only amounts available
5 to each office or agency of the Department for the serv-
6 ices, or portion of services, specified in the matter pre-
7 ceding the first proviso: *Provided further*, That with re-
8 spect to the Fund, the authorities and conditions under
9 this heading shall supplement the authorities and condi-
10 tions provided under section 7(f).

11 PUBLIC AND INDIAN HOUSING

12 TENANT-BASED RENTAL ASSISTANCE

13 For activities and assistance for the provision of ten-
14 ant-based rental assistance authorized under the United
15 States Housing Act of 1937, as amended (42 U.S.C. 1437
16 et seq.) (“the Act” herein), not otherwise provided for,
17 \$18,780,987,000, to remain available until expended, shall
18 be available on October 1, 2018 (in addition to the
19 \$4,000,000,000 previously appropriated under this head-
20 ing that shall be available on October 1, 2018), and
21 \$4,000,000,000, to remain available until expended, shall
22 be available on October 1, 2019: *Provided*, That the
23 amounts made available under this heading are provided
24 as follows:

1 (1) \$20,520,000,000 shall be available for re-
2 newals of expiring section 8 tenant-based annual
3 contributions contracts (including renewals of en-
4 hanced vouchers under any provision of law author-
5 izing such assistance under section 8(t) of the Act)
6 and including renewal of other special purpose incre-
7 mental vouchers: *Provided*, That notwithstanding
8 any other provision of law, from amounts provided
9 under this paragraph and any carryover, the Sec-
10 retary for the calendar year 2019 funding cycle shall
11 provide renewal funding for each public housing
12 agency based on validated voucher management sys-
13 tem (VMS) leasing and cost data for the prior cal-
14 endar year and by applying an inflation factor as es-
15 tablished by the Secretary, by notice published in
16 the Federal Register, and by making any necessary
17 adjustments for the costs associated with the first-
18 time renewal of vouchers under this paragraph in-
19 cluding tenant protection and Choice Neighborhoods
20 vouchers: *Provided further*, That none of the funds
21 provided under this paragraph may be used to fund
22 a total number of unit months under lease which ex-
23 ceeds a public housing agency's authorized level of
24 units under contract, except for public housing agen-
25 cies participating in the MTW demonstration, which

1 are instead governed by the terms and conditions of
2 their MTW agreements: *Provided further*, That the
3 Secretary shall, to the extent necessary to stay with-
4 in the amount specified under this paragraph (ex-
5 cept as otherwise modified under this paragraph),
6 prorate each public housing agency's allocation oth-
7 erwise established pursuant to this paragraph: *Pro-*
8 *vided further*, That except as provided in the fol-
9 lowing provisos, the entire amount specified under
10 this paragraph (except as otherwise modified under
11 this paragraph) shall be obligated to the public hous-
12 ing agencies based on the allocation and pro rata
13 method described above, and the Secretary shall no-
14 tify public housing agencies of their annual budget
15 by the latter of 60 days after enactment of this Act
16 or March 1, 2019: *Provided further*, That the Sec-
17 retary may extend the notification period with the
18 prior written approval of the House and Senate
19 Committees on Appropriations: *Provided further*,
20 That public housing agencies participating in the
21 MTW demonstration shall be funded pursuant to
22 their MTW agreements and shall be subject to the
23 same pro rata adjustments under the previous pro-
24 visos: *Provided further*, That the Secretary may off-
25 set public housing agencies' calendar year 2019 allo-

1 cations based on the excess amounts of public hous-
2 ing agencies' net restricted assets accounts, includ-
3 ing HUD-held programmatic reserves (in accordance
4 with VMS data in calendar year 2018 that is
5 verifiable and complete), as determined by the Sec-
6 retary: *Provided further*, That public housing agen-
7 cies participating in the MTW demonstration shall
8 also be subject to the offset, as determined by the
9 Secretary, excluding amounts subject to the single
10 fund budget authority provisions of their MTW
11 agreements, from the agencies' calendar year 2019
12 MTW funding allocation: *Provided further*, That the
13 Secretary shall use any offset referred to in the pre-
14 vious two provisos throughout the calendar year to
15 prevent the termination of rental assistance for fam-
16 ilies as the result of insufficient funding, as deter-
17 mined by the Secretary, and to avoid or reduce the
18 proration of renewal funding allocations: *Provided*
19 *further*, That up to \$100,000,000 shall be available
20 only: (1) for adjustments in the allocations for public
21 housing agencies, after application for an adjust-
22 ment by a public housing agency that experienced a
23 significant increase, as determined by the Secretary,
24 in renewal costs of vouchers resulting from unfore-
25 seen circumstances or from portability under section

1 8(r) of the Act; (2) for vouchers that were not in use
2 during the previous 12-month period in order to be
3 available to meet a commitment pursuant to section
4 8(o)(13) of the Act; (3) for adjustments for costs as-
5 sociated with HUD–Veterans Affairs Supportive
6 Housing (HUD–VASH) vouchers; and (4) for public
7 housing agencies that despite taking reasonable cost
8 savings measures, as determined by the Secretary,
9 would otherwise be required to terminate rental as-
10 sistance for families as a result of insufficient fund-
11 ing: *Provided further*, That the Secretary shall allo-
12 cate amounts under the previous proviso based on
13 need, as determined by the Secretary;

14 (2) \$85,000,000 shall be for section 8 rental as-
15 sistance for relocation and replacement of housing
16 units that are demolished or disposed of pursuant to
17 section 18 of the Act, conversion of section 23
18 projects to assistance under section 8, the family
19 unification program under section 8(x) of the Act,
20 relocation of witnesses in connection with efforts to
21 combat crime in public and assisted housing pursu-
22 ant to a request from a law enforcement or prosecu-
23 tion agency, enhanced vouchers under any provision
24 of law authorizing such assistance under section 8(t)
25 of the Act, Choice Neighborhood vouchers, manda-

1 tory and voluntary conversions, and tenant protec-
2 tion assistance including replacement and relocation
3 assistance or for project-based assistance to prevent
4 the displacement of unassisted elderly tenants cur-
5 rently residing in section 202 properties financed be-
6 tween 1959 and 1974 that are refinanced pursuant
7 to Public Law 106–569, as amended, or under the
8 authority as provided under this Act: *Provided*, That
9 when a public housing development is submitted for
10 demolition or disposition under section 18 of the
11 Act, the Secretary may provide section 8 rental as-
12 sistance when the units pose an imminent health
13 and safety risk to residents: *Provided further*, That
14 the Secretary may only provide replacement vouch-
15 ers for units that were occupied within the previous
16 24 months that cease to be available as assisted
17 housing, subject only to the availability of funds:
18 *Provided further*, That of the amounts made avail-
19 able under this paragraph, \$5,000,000 may be avail-
20 able to provide tenant protection assistance, not oth-
21 erwise provided under this paragraph, to residents
22 residing in low vacancy areas and who may have to
23 pay rents greater than 30 percent of household in-
24 come, as the result of: (A) the maturity of a HUD-
25 insured, HUD-held or section 202 loan that requires

1 the permission of the Secretary prior to loan prepay-
2 ment; (B) the expiration of a rental assistance con-
3 tract for which the tenants are not eligible for en-
4 hanced voucher or tenant protection assistance
5 under existing law; or (C) the expiration of afford-
6 ability restrictions accompanying a mortgage or
7 preservation program administered by the Secretary:
8 *Provided further*, That such tenant protection assist-
9 ance made available under the previous proviso may
10 be provided under the authority of section 8(t) or
11 section 8(o)(13) of the United States Housing Act
12 of 1937 (42 U.S.C. 1437f(t)): *Provided further*, That
13 the Secretary shall issue guidance to implement the
14 previous provisos, including, but not limited to, re-
15 quirements for defining eligible at-risk households
16 within 60 days of the enactment of this Act: *Pro-*
17 *vided further*, That any tenant protection voucher
18 made available from amounts under this paragraph
19 shall not be reissued by any public housing agency,
20 except the replacement vouchers as defined by the
21 Secretary by notice, when the initial family that re-
22 ceived any such voucher no longer receives such
23 voucher, and the authority for any public housing
24 agency to issue any such voucher shall cease to exist:
25 *Provided further*, That the Secretary may provide

1 section 8 rental assistance from amounts made
2 available under this paragraph for units assisted
3 under a project-based subsidy contract funded under
4 the “Project-Based Rental Assistance” heading
5 under this title where the owner has received a No-
6 tice of Default and the units pose an imminent
7 health and safety risk to residents: *Provided further,*
8 That to the extent that the Secretary determines
9 that such units are not feasible for continued rental
10 assistance payments or transfer of the subsidy con-
11 tract associated with such units to another project
12 or projects and owner or owners, any remaining
13 amounts associated with such units under such con-
14 tract shall be recaptured and used to reimburse
15 amounts used under this paragraph for rental assist-
16 ance under the preceding proviso;

17 (3) \$1,956,987,000 shall be for administrative
18 and other expenses of public housing agencies in ad-
19 ministering the section 8 tenant-based rental assist-
20 ance program, of which up to \$30,000,000 shall be
21 available to the Secretary to allocate to public hous-
22 ing agencies that need additional funds to admin-
23 ister their section 8 programs, including fees associ-
24 ated with section 8 tenant protection rental assist-
25 ance, the administration of disaster related vouchers,

1 HUD–VASH vouchers, and other special purpose in-
2 cremental vouchers: *Provided*, That no less than
3 \$1,926,987,000 of the amount provided in this para-
4 graph shall be allocated to public housing agencies
5 for the calendar year 2019 funding cycle based on
6 section 8(q) of the Act (and related Appropriation
7 Act provisions) as in effect immediately before the
8 enactment of the Quality Housing and Work Re-
9 sponsibility Act of 1998 (Public Law 105–276): *Pro-*
10 *vided further*, That if the amounts made available
11 under this paragraph are insufficient to pay the
12 amounts determined under the previous proviso, the
13 Secretary may decrease the amounts allocated to
14 agencies by a uniform percentage applicable to all
15 agencies receiving funding under this paragraph or
16 may, to the extent necessary to provide full payment
17 of amounts determined under the previous proviso,
18 utilize unobligated balances, including recaptures
19 and carryovers, remaining from funds appropriated
20 to the Department of Housing and Urban Develop-
21 ment under this heading from prior fiscal years, ex-
22 cluding special purpose vouchers, notwithstanding
23 the purposes for which such amounts were appro-
24 priated: *Provided further*, That all public housing
25 agencies participating in the MTW demonstration

1 shall be funded pursuant to their MTW agreements,
2 and shall be subject to the same uniform percentage
3 decrease as under the previous proviso: *Provided fur-*
4 *ther*, That amounts provided under this paragraph
5 shall be only for activities related to the provision of
6 tenant-based rental assistance authorized under sec-
7 tion 8, including related development activities;

8 (4) \$154,000,000 for the renewal of tenant-
9 based assistance contracts under section 811 of the
10 Cranston-Gonzalez National Affordable Housing Act
11 (42 U.S.C. 8013), including necessary administra-
12 tive expenses: *Provided*, That administrative and
13 other expenses of public housing agencies in admin-
14 istering the special purpose vouchers in this para-
15 graph shall be funded under the same terms and be
16 subject to the same pro rata reduction as the per-
17 cent decrease for administrative and other expenses
18 to public housing agencies under paragraph (3) of
19 this heading: *Provided further*, That any amounts
20 provided under this paragraph in this Act or prior
21 Acts, remaining available after funding renewals and
22 administrative expenses under this paragraph, shall
23 be available for incremental tenant-based assistance
24 contracts under such section 811, including nec-
25 essary administrative expenses;

1 (5) \$5,000,000 shall be for rental assistance
2 and associated administrative fees for Tribal HUD–
3 VASH to serve Native American veterans that are
4 homeless or at-risk of homelessness living on or near
5 a reservation or other Indian areas: *Provided*, That
6 such amount shall be made available for renewal
7 grants to recipients that received assistance under
8 prior Acts under the Tribal HUD–VASH program:
9 *Provided further*, That the Secretary shall be author-
10 ized to specify criteria for renewal grants, including
11 data on the utilization of assistance reported by
12 grant recipients: *Provided further*, That such assist-
13 ance shall be administered in accordance with pro-
14 gram requirements under the Native American
15 Housing Assistance and Self-Determination Act of
16 1996 and modeled after the HUD–VASH program:
17 *Provided further*, That the Secretary shall be author-
18 ized to waive, or specify alternative requirements for
19 any provision of any statute or regulation that the
20 Secretary administers in connection with the use of
21 funds made available under this paragraph (except
22 for requirements related to fair housing, non-
23 discrimination, labor standards, and the environ-
24 ment), upon a finding by the Secretary that any
25 such waivers or alternative requirements are nec-

1 essary for the effective delivery and administration
2 of such assistance: *Provided further*, That grant re-
3 cipients shall report to the Secretary on utilization
4 of such rental assistance and other program data, as
5 prescribed by the Secretary: *Provided further*, That
6 the Secretary may reallocate, as determined by the
7 Secretary, amounts returned or recaptured from
8 awards under prior acts;

9 (6) \$40,000,000 for incremental rental voucher
10 assistance for use through a supported housing pro-
11 gram administered in conjunction with the Depart-
12 ment of Veterans Affairs as authorized under section
13 8(o)(19) of the United States Housing Act of 1937:
14 *Provided*, That the Secretary of Housing and Urban
15 Development shall make such funding available, not-
16 withstanding section 203 (competition provision) of
17 this title, to public housing agencies that partner
18 with eligible VA Medical Centers or other entities as
19 designated by the Secretary of the Department of
20 Veterans Affairs, based on geographical need for
21 such assistance as identified by the Secretary of the
22 Department of Veterans Affairs, public housing
23 agency administrative performance, and other fac-
24 tors as specified by the Secretary of Housing and
25 Urban Development in consultation with the Sec-

1 retary of the Department of Veterans Affairs: *Pro-*
2 *vided further*, That the Secretary of Housing and
3 Urban Development may waive, or specify alter-
4 native requirements for (in consultation with the
5 Secretary of the Department of Veterans Affairs),
6 any provision of any statute or regulation that the
7 Secretary of Housing and Urban Development ad-
8 ministers in connection with the use of funds made
9 available under this paragraph (except for require-
10 ments related to fair housing, nondiscrimination,
11 labor standards, and the environment), upon a find-
12 ing by the Secretary that any such waivers or alter-
13 native requirements are necessary for the effective
14 delivery and administration of such voucher assist-
15 ance: *Provided further*, That assistance made avail-
16 able under this paragraph shall continue to remain
17 available for homeless veterans upon turn-over;

18 (7) \$20,000,000 shall be made available for
19 new incremental voucher assistance through the
20 family unification program as authorized by section
21 8(x) of the Act: *Provided*, That the assistance made
22 available under this paragraph shall continue to re-
23 main available for family unification upon turnover:
24 *Provided further*, That for any public housing agency
25 administering voucher assistance appropriated in a

1 prior Act under the family unification program that
2 determines that it no longer has an identified need
3 for such assistance upon turnover, such agency shall
4 notify the Secretary, and the Secretary shall recap-
5 ture such assistance from the agency and reallocate
6 it to any other public housing agency or agencies
7 based on need for voucher assistance in connection
8 with such program; and

9 (8) the Secretary shall separately track all spe-
10 cial purpose vouchers funded under this heading.

11 HOUSING CERTIFICATE FUND

12 (INCLUDING RESCISSIONS)

13 Unobligated balances, including recaptures and car-
14 ryover, remaining from funds appropriated to the Depart-
15 ment of Housing and Urban Development under this
16 heading, the heading “Annual Contributions for Assisted
17 Housing” and the heading “Project-Based Rental Assist-
18 ance”, for fiscal year 2019 and prior years may be used
19 for renewal of or amendments to section 8 project-based
20 contracts and for performance-based contract administra-
21 tors, notwithstanding the purposes for which such funds
22 were appropriated: *Provided*, That any obligated balances
23 of contract authority from fiscal year 1974 and prior that
24 have been terminated shall be rescinded: *Provided further*,
25 That amounts heretofore recaptured, or recaptured during

1 the current fiscal year, from section 8 project-based con-
2 tracts from source years fiscal year 1975 through fiscal
3 year 1987 are hereby rescinded, and an amount of addi-
4 tional new budget authority, equivalent to the amount re-
5 scinded is hereby appropriated, to remain available until
6 expended, for the purposes set forth under this heading,
7 in addition to amounts otherwise available.

8 PUBLIC HOUSING CAPITAL FUND

9 For the Public Housing Capital Fund Program to
10 carry out capital and management activities for public
11 housing agencies, as authorized under section 9 of the
12 United States Housing Act of 1937 (42 U.S.C. 1437g)
13 (the “Act”) \$2,775,000,000, to remain available until
14 September 30, 2022: *Provided*, That notwithstanding any
15 other provision of law or regulation, during fiscal year
16 2019, the Secretary of Housing and Urban Development
17 may not delegate to any Department official other than
18 the Deputy Secretary and the Assistant Secretary for
19 Public and Indian Housing any authority under paragraph
20 (2) of section 9(j) regarding the extension of the time peri-
21 ods under such section: *Provided further*, That for pur-
22 poses of such section 9(j), the term “obligate” means, with
23 respect to amounts, that the amounts are subject to a
24 binding agreement that will result in outlays, immediately
25 or in the future: *Provided further*, That up to \$14,000,000

1 shall be to support ongoing public housing financial and
2 physical assessment activities: *Provided further*, That up
3 to \$1,000,000 shall be to support the costs of administra-
4 tive and judicial receiverships: *Provided further*, That of
5 the total amount provided under this heading, not to ex-
6 ceed \$25,000,000 shall be available for the Secretary to
7 make grants, notwithstanding section 203 of this Act, to
8 public housing agencies for emergency capital needs in-
9 cluding safety and security measures necessary to address
10 crime and drug-related activity as well as needs resulting
11 from unforeseen or unpreventable emergencies and nat-
12 ural disasters excluding Presidentially declared emer-
13 gencies and natural disasters under the Robert T. Stafford
14 Disaster Relief and Emergency Act (42 U.S.C. 5121 et
15 seq.) occurring in fiscal year 2019: *Provided further*, That
16 of the amount made available under the previous proviso,
17 not less than \$5,000,000 shall be for safety and security
18 measures: *Provided further*, That in addition to the
19 amount in the previous proviso for such safety and secu-
20 rity measures, any amounts that remain available, after
21 all applications received on or before September 30, 2020,
22 for emergency capital needs have been processed, shall be
23 allocated to public housing agencies for such safety and
24 security measures: *Provided further*, That of the total
25 amount provided under this heading, up to \$35,000,000

1 shall be for supportive services, service coordinators and
2 congregate services as authorized by section 34 of the Act
3 (42 U.S.C. 1437z-6) and the Native American Housing
4 Assistance and Self-Determination Act of 1996 (25 U.S.C.
5 4101 et seq.): *Provided further*, That of the total amount
6 made available under this heading, \$15,000,000 shall be
7 for a Jobs-Plus initiative modeled after the Jobs-Plus
8 demonstration: *Provided further*, That funding provided
9 under the previous proviso shall be available for competi-
10 tive grants to partnerships between public housing au-
11 thorities, local workforce investment boards established
12 under section 107 of the Workforce Innovation and Oppor-
13 tunity Act of 2014 (29 U.S.C. 3122), and other agencies
14 and organizations that provide support to help public
15 housing residents obtain employment and increase earn-
16 ings: *Provided further*, That applicants must demonstrate
17 the ability to provide services to residents, partner with
18 workforce investment boards, and leverage service dollars:
19 *Provided further*, That the Secretary may allow public
20 housing agencies to request exemptions from rent and in-
21 come limitation requirements under sections 3 and 6 of
22 the United States Housing Act of 1937 (42 U.S.C. 1437a
23 and 1437d), as necessary to implement the Jobs-Plus pro-
24 gram, on such terms and conditions as the Secretary may
25 approve upon a finding by the Secretary that any such

1 waivers or alternative requirements are necessary for the
2 effective implementation of the Jobs-Plus initiative as a
3 voluntary program for residents: *Provided further*, That
4 the Secretary shall publish by notice in the Federal Reg-
5 ister any waivers or alternative requirements pursuant to
6 the preceding proviso no later than 10 days before the ef-
7 fective date of such notice: *Provided further*, That for
8 funds provided under this heading, the limitation in sec-
9 tion 9(g)(1) of the Act shall be 25 percent: *Provided fur-*
10 *ther*, That the Secretary may waive the limitation in the
11 previous proviso to allow public housing agencies to fund
12 activities authorized under section 9(e)(1)(C) of the Act:
13 *Provided further*, That the Secretary shall notify public
14 housing agencies requesting waivers under the previous
15 proviso if the request is approved or denied within 14 days
16 of submitting the request: *Provided further*, That from the
17 funds made available under this heading, the Secretary
18 shall provide bonus awards in fiscal year 2019 to public
19 housing agencies that are designated high performers:
20 *Provided further*, That the Department shall notify public
21 housing agencies of their formula allocation within 60
22 days of enactment of this Act: *Provided further*, That of
23 the total amount provided under this heading,
24 \$25,000,000 shall be available for competitive grants to
25 public housing agencies to evaluate and reduce lead-based

1 paint hazards in public housing by carrying out the activi-
2 ties of risk assessments, abatement, and interim controls
3 (as those terms are defined in section 1004 of the Residen-
4 tial Lead-Based Paint Hazard Reduction Act of 1992 (42
5 U.S.C. 4851b)): *Provided further*, That for purposes of en-
6 vironmental review, a grant under the previous proviso
7 shall be considered funds for projects or activities under
8 title I of the United States Housing Act of 1937 (42
9 U.S.C. 1437 et seq.) for purposes of section 26 of such
10 Act (42 U.S.C. 1437x) and shall be subject to the regula-
11 tions implementing such section.

12 PUBLIC HOUSING OPERATING FUND

13 For 2019 payments to public housing agencies for the
14 operation and management of public housing, as author-
15 ized by section 9(e) of the United States Housing Act of
16 1937 (42 U.S.C. 1437g(e)), \$4,756,000,000, to remain
17 available until September 30, 2020.

18 CHOICE NEIGHBORHOODS INITIATIVE

19 For competitive grants under the Choice Neighbor-
20 hoods Initiative (subject to section 24 of the United States
21 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise
22 specified under this heading), for transformation, rehabili-
23 tation, and replacement housing needs of both public and
24 HUD-assisted housing and to transform neighborhoods of
25 poverty into functioning, sustainable mixed income neigh-

1 borhoods with appropriate services, schools, public assets,
2 transportation and access to jobs, \$100,000,000, to re-
3 main available until September 30, 2021: *Provided*, That
4 grant funds may be used for resident and community serv-
5 ices, community development, and affordable housing
6 needs in the community, and for conversion of vacant or
7 foreclosed properties to affordable housing: *Provided fur-*
8 *ther*, That the use of funds made available under this
9 heading shall not be deemed to be public housing notwith-
10 standing section 3(b)(1) of such Act: *Provided further*,
11 That grantees shall commit to an additional period of af-
12 fordability determined by the Secretary of not fewer than
13 20 years: *Provided further*, That grantees shall provide a
14 match in State, local, other Federal or private funds: *Pro-*
15 *vided further*, That grantees may include local govern-
16 ments, tribal entities, public housing authorities, and non-
17 profits: *Provided further*, That for-profit developers may
18 apply jointly with a public entity: *Provided further*, That
19 for purposes of environmental review, a grantee shall be
20 treated as a public housing agency under section 26 of
21 the United States Housing Act of 1937 (42 U.S.C.
22 1437x), and grants under this heading shall be subject
23 to the regulations issued by the Secretary to implement
24 such section: *Provided further*, That of the amount pro-
25 vided, not less than \$50,000,000 shall be awarded to pub-

1 lic housing agencies: *Provided further*, That such grantees
2 shall create partnerships with other local organizations in-
3 cluding assisted housing owners, service agencies, and
4 resident organizations: *Provided further*, That the Sec-
5 retary shall consult with the Secretaries of Education,
6 Labor, Transportation, Health and Human Services, Agri-
7 culture, and Commerce, the Attorney General, and the Ad-
8 ministrator of the Environmental Protection Agency to co-
9 ordinate and leverage other appropriate Federal resources:
10 *Provided further*, That no more than \$5,000,000 of funds
11 made available under this heading may be provided as
12 grants to undertake comprehensive local planning with
13 input from residents and the community: *Provided further*,
14 That unobligated balances, including recaptures, remain-
15 ing from funds appropriated under the heading “Revital-
16 ization of Severely Distressed Public Housing (HOPE
17 VI)” in fiscal year 2011 and prior fiscal years may be used
18 for purposes under this heading, notwithstanding the pur-
19 poses for which such amounts were appropriated: *Provided*
20 *further*, That the Secretary shall issue the Notice of Fund-
21 ing Availability for funds made available under this head-
22 ing no later than 60 days after enactment of this Act: *Pro-*
23 *vided further*, That the Secretary shall make grant awards
24 no later than one year from the date of enactment of this
25 Act in such amounts that the Secretary determines: *Pro-*

1 *vided further*, That notwithstanding section 24(o) of the
2 United States Housing Act of 1937 (42 U.S.C. 1437v(o)),
3 the Secretary may, until September 30, 2019, obligate any
4 available unobligated balances made available under this
5 heading in this, or any prior Act.

6 FAMILY SELF-SUFFICIENCY

7 For the Family Self-Sufficiency program to support
8 family self-sufficiency coordinators under section 23 of the
9 United States Housing Act of 1937, to promote the devel-
10 opment of local strategies to coordinate the use of assist-
11 ance under sections 8(o) and 9 of such Act with public
12 and private resources, and enable eligible families to
13 achieve economic independence and self-sufficiency,
14 \$80,000,000, to remain available until September 30,
15 2020: *Provided*, That the Secretary may, by Federal Reg-
16 ister notice, waive or specify alternative requirements
17 under subsections b(3), b(4), b(5), or c(1) of section 23
18 of such Act in order to facilitate the operation of a unified
19 self-sufficiency program for individuals receiving assist-
20 ance under different provisions of the Act, as determined
21 by the Secretary: *Provided further*, That owners of a pri-
22 vately owned multifamily property with a section 8 con-
23 tract may voluntarily make a Family Self-Sufficiency pro-
24 gram available to the assisted tenants of such property
25 in accordance with procedures established by the Sec-

1 retary: *Provided further*, That such procedures established
2 pursuant to the previous proviso shall permit participating
3 tenants to accrue escrow funds in accordance with section
4 23(d)(2) and shall allow owners to use funding from resid-
5 ual receipt accounts to hire coordinators for their own
6 Family Self-Sufficiency program.

7 NATIVE AMERICAN HOUSING BLOCK GRANTS

8 (INCLUDING TRANSFER OF FUNDS)

9 For the Native American Housing Block Grants pro-
10 gram, as authorized under title I of the Native American
11 Housing Assistance and Self-Determination Act of 1996
12 (NAHASDA) (25 U.S.C. 4111 et seq.), \$655,000,000, to
13 remain available until September 30, 2023: *Provided*,
14 That, notwithstanding NAHASDA, to determine the
15 amount of the allocation under title I of such Act for each
16 Indian tribe, the Secretary shall apply the formula under
17 section 302 of such Act with the need component based
18 on single-race census data and with the need component
19 based on multi-race census data, and the amount of the
20 allocation for each Indian tribe shall be the greater of the
21 two resulting allocation amounts: *Provided further*, That
22 of the amounts made available under this heading,
23 \$7,000,000 shall be for providing training and technical
24 assistance to Indian housing authorities and tribally des-
25 ignated housing entities, to support the inspection of In-

1 dian housing units, contract expertise, and for training
2 and technical assistance related to funding provided under
3 this heading and other headings under this Act for the
4 needs of Native American families and Indian country:
5 *Provided further*, That amounts made available under the
6 previous proviso may be used, contracted, or competed as
7 determined by the Secretary: *Provided further*, That of the
8 amount provided under this heading, \$2,000,000 shall be
9 made available for the cost of guaranteed notes and other
10 obligations, as authorized by title VI of NAHASDA: *Pro-*
11 *vided further*, That such costs, including the costs of modi-
12 fying such notes and other obligations, shall be as defined
13 in section 502 of the Congressional Budget Act of 1974,
14 as amended: *Provided further*, That these funds are avail-
15 able to subsidize the total principal amount of any notes
16 and other obligations, any part of which is to be guaran-
17 teed, not to exceed \$17,761,989: *Provided further*, That
18 the Department will notify grantees of their formula allo-
19 cation within 60 days of the date of enactment of this Act:
20 *Provided further*, That for an additional amount for the
21 Native American Housing Block Grants program, as au-
22 thorized under title I of NAHASDA, \$100,000,000 to re-
23 main available until September 30, 2023: *Provided further*,
24 That the Secretary shall obligate this additional amount
25 for competitive grants to eligible recipients authorized

1 under NAHASDA that apply for funds: *Provided further*,
2 That in awarding this additional amount, the Secretary
3 shall consider need and administrative capacity, and shall
4 give priority to projects that will spur construction and
5 rehabilitation: *Provided further*, That up to 1 percent of
6 this additional amount may be transferred, in aggregate,
7 to “Program Office Salaries and Expenses—Public and
8 Indian Housing” for necessary costs of administering and
9 overseeing the obligation and expenditure of this addi-
10 tional amount: *Provided further*, That any funds trans-
11 ferred pursuant to the previous proviso shall remain avail-
12 able until September 30, 2024.

13 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
14 ACCOUNT

15 For the cost of guaranteed loans, as authorized by
16 section 184 of the Housing and Community Development
17 Act of 1992 (12 U.S.C. 1715z–13a), \$1,440,000, to re-
18 main available until expended: *Provided*, That such costs,
19 including the costs of modifying such loans, shall be as
20 defined in section 502 of the Congressional Budget Act
21 of 1974: *Provided further*, That these funds are available
22 to subsidize total loan principal, any part of which is to
23 be guaranteed, up to \$553,846,154, to remain available
24 until expended: *Provided further*, That up to \$750,000 of
25 this amount may be for administrative contract expenses

1 including management processes and systems to carry out
2 the loan guarantee program.

3 NATIVE HAWAIIAN HOUSING BLOCK GRANT

4 For the Native Hawaiian Housing Block Grant pro-
5 gram, as authorized under title VIII of the Native Amer-
6 ican Housing Assistance and Self-Determination Act of
7 1996 (25 U.S.C. 4111 et seq.), \$2,000,000, to remain
8 available until September 30, 2023: *Provided*, That not-
9 withstanding section 812(b) of such Act, the Department
10 of Hawaiian Home Lands may not invest grant amounts
11 provided under this heading in investment securities and
12 other obligations: *Provided further*, That amounts made
13 available under this heading in this and prior fiscal years
14 may be used to provide rental assistance to eligible Native
15 Hawaiian families both on and off the Hawaiian Home
16 Lands, notwithstanding any other provision of law.

17 COMMUNITY PLANNING AND DEVELOPMENT

18 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

19 For carrying out the Housing Opportunities for Per-
20 sons with AIDS program, as authorized by the AIDS
21 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
22 \$375,000,000, to remain available until September 30,
23 2020, except that amounts allocated pursuant to section
24 854(c)(5) of such Act shall remain available until Sep-
25 tember 30, 2021: *Provided*, That the Secretary shall renew

1 all expiring contracts for permanent supportive housing
2 that initially were funded under section 854(c)(5) of such
3 Act from funds made available under this heading in fiscal
4 year 2010 and prior fiscal years that meet all program
5 requirements before awarding funds for new contracts
6 under such section: *Provided further*, That the Depart-
7 ment shall notify grantees of their formula allocation with-
8 in 60 days of enactment of this Act.

9 COMMUNITY DEVELOPMENT FUND

10 For assistance to units of State and local govern-
11 ment, and to other entities, for economic and community
12 development activities, and for other purposes,
13 \$3,365,000,000, to remain available until September 30,
14 2021, unless otherwise specified: *Provided*, That of the
15 total amount provided, \$3,300,000,000 is for carrying out
16 the community development block grant program under
17 title I of the Housing and Community Development Act
18 of 1974, as amended (“the Act” herein) (42 U.S.C. 5301
19 et seq.): *Provided further*, That unless explicitly provided
20 for under this heading, not to exceed 20 percent of any
21 grant made with funds appropriated under this heading
22 shall be expended for planning and management develop-
23 ment and administration: *Provided further*, That a metro-
24 politan city, urban county, unit of general local govern-
25 ment, Indian tribe, or insular area that directly or indi-

1 rectly receives funds under this heading may not sell,
2 trade, or otherwise transfer all or any portion of such
3 funds to another such entity in exchange for any other
4 funds, credits or non-Federal considerations, but must use
5 such funds for activities eligible under title I of the Act:
6 *Provided further*, That notwithstanding section 105(e)(1)
7 of the Act, no funds provided under this heading may be
8 provided to a for-profit entity for an economic develop-
9 ment project under section 105(a)(17) unless such project
10 has been evaluated and selected in accordance with guide-
11 lines required under subsection (e)(2): *Provided further*,
12 That the Department shall notify grantees of their for-
13 mula allocation within 60 days of enactment of this Act:
14 *Provided further*, That of the total amount provided under
15 this heading, \$65,000,000 shall be for grants to Indian
16 tribes notwithstanding section 106(a)(1) of such Act, of
17 which, notwithstanding any other provision of law (includ-
18 ing section 203 of this Act), up to \$4,000,000 may be
19 used for emergencies that constitute imminent threats to
20 health and safety.

21 COMMUNITY DEVELOPMENT LOAN GUARANTEES

22 PROGRAM ACCOUNT

23 Subject to section 502 of the Congressional Budget
24 Act of 1974, during fiscal year 2019, commitments to
25 guarantee loans under section 108 of the Housing and

1 Community Development Act of 1974 (42 U.S.C. 5308),
2 any part of which is guaranteed, shall not exceed a total
3 principal amount of \$300,000,000, notwithstanding any
4 aggregate limitation on outstanding obligations guaran-
5 teed in subsection (k) of such section 108: *Provided*, That
6 the Secretary shall collect fees from borrowers, notwith-
7 standing subsection (m) of such section 108, to result in
8 a credit subsidy cost of zero for guaranteeing such loans,
9 and any such fees shall be collected in accordance with
10 section 502(7) of the Congressional Budget Act of 1974.

11 HOME INVESTMENT PARTNERSHIPS PROGRAM

12 For the HOME Investment Partnerships program, as
13 authorized under title II of the Cranston-Gonzalez Na-
14 tional Affordable Housing Act, as amended,
15 \$1,362,000,000, to remain available until September 30,
16 2022: *Provided*, That notwithstanding the amount made
17 available under this heading, the threshold reduction re-
18 quirements in sections 216(10) and 217(b)(4) of such Act
19 shall not apply to allocations of such amount: *Provided*
20 *further*, That the Department shall notify grantees of their
21 formula allocation within 60 days of enactment of this Act.

22 SELF-HELP AND ASSISTED HOMEOWNERSHIP

23 OPPORTUNITY PROGRAM

24 For the Self-Help and Assisted Homeownership Op-
25 portunity Program, as authorized under section 11 of the

1 Housing Opportunity Program Extension Act of 1996, as
2 amended, \$54,000,000, to remain available until Sep-
3 tember 30, 2021: *Provided*, That of the total amount pro-
4 vided under this heading, \$10,000,000 shall be made
5 available to the Self-Help Homeownership Opportunity
6 Program as authorized under section 11 of the Housing
7 Opportunity Program Extension Act of 1996, as amended:
8 *Provided further*, That of the total amount provided under
9 this heading, \$35,000,000 shall be made available for the
10 second, third, and fourth capacity building activities au-
11 thorized under section 4(a) of the HUD Demonstration
12 Act of 1993 (42 U.S.C. 9816 note), of which not less than
13 \$5,000,000 shall be made available for rural capacity
14 building activities: *Provided further*, That of the total
15 amount provided under this heading, \$5,000,000 shall be
16 made available for capacity building by national rural
17 housing organizations with experience assessing national
18 rural conditions and providing financing, training, tech-
19 nical assistance, information, and research to local non-
20 profits, local governments, and Indian Tribes serving high
21 need rural communities: *Provided further*, That of the
22 total amount provided under this heading, \$4,000,000,
23 shall be made available for a program to rehabilitate and
24 modify the homes of disabled or low-income veterans, as
25 authorized under section 1079 of Public Law 113–291:

1 *Provided further*, That funds provided under the previous
2 proviso shall be awarded within 180 days of enactment
3 of this Act: *Provided further*, That funds provided for such
4 program in fiscal years 2016, 2017, and 2018 shall be
5 awarded within 60 days of enactment of this Act.

6 HOMELESS ASSISTANCE GRANTS

7 For the Emergency Solutions Grants program as au-
8 thorized under subtitle B of title IV of the McKinney-
9 Vento Homeless Assistance Act, as amended; the Con-
10 tinuum of Care program as authorized under subtitle C
11 of title IV of such Act; and the Rural Housing Stability
12 Assistance program as authorized under subtitle D of title
13 IV of such Act, \$2,612,000,000, to remain available until
14 September 30, 2021: *Provided*, That any rental assistance
15 amounts that are recaptured under such Continuum of
16 Care program shall remain available until expended: *Pro-*
17 *vided further*, That not less than \$270,000,000 of the
18 funds appropriated under this heading shall be available
19 for such Emergency Solutions Grants program: *Provided*
20 *further*, That not less than \$2,205,000,000 of the funds
21 appropriated under this heading shall be available for such
22 Continuum of Care and Rural Housing Stability Assist-
23 ance programs: *Provided further*, That of the amounts
24 made available under this heading, up to \$50,000,000
25 shall be made available for grants for rapid re-housing

1 projects and supportive service projects providing coordi-
2 nated entry, and for eligible activities the Secretary deter-
3 mines to be critical in order to assist survivors of domestic
4 violence, dating violence, and stalking: *Provided further,*
5 That such projects shall be eligible for renewal under the
6 continuum of care program subject to the same terms and
7 conditions as other renewal applicants: *Provided further,*
8 That up to \$7,000,000 of the funds appropriated under
9 this heading shall be available for the national homeless
10 data analysis project: *Provided further,* That all funds
11 awarded for supportive services under the Continuum of
12 Care program and the Rural Housing Stability Assistance
13 program shall be matched by not less than 25 percent in
14 cash or in kind by each grantee: *Provided further,* That
15 for all match requirements applicable to funds made avail-
16 able under this heading for this fiscal year and prior fiscal
17 years, a grantee may use (or could have used) as a source
18 of match funds other funds administered by the Secretary
19 and other Federal agencies unless there is (or was) a spe-
20 cific statutory prohibition on any such use of any such
21 funds: *Provided further,* That the Secretary shall collect
22 system performance measures for each continuum of care,
23 and that relative to fiscal year 2015, under the Continuum
24 of Care competition with respect to funds made available
25 under this heading, the Secretary shall base an increasing

1 share of the score on performance criteria: *Provided fur-*
2 *ther*, That none of the funds provided under this heading
3 shall be available to provide funding for new projects, ex-
4 cept for projects created through reallocation, unless the
5 Secretary determines that the continuum of care has dem-
6 onstrated that projects are evaluated and ranked based
7 on the degree to which they improve the continuum of
8 care's system performance: *Provided further*, That the
9 Secretary shall prioritize funding under the Continuum of
10 Care program to continuums of care that have dem-
11 onstrated a capacity to reallocate funding from lower per-
12 forming projects to higher performing projects: *Provided*
13 *further*, That all awards of assistance under this heading
14 shall be required to coordinate and integrate homeless pro-
15 grams with other mainstream health, social services, and
16 employment programs for which homeless populations
17 may be eligible: *Provided further*, That any unobligated
18 amounts remaining from funds appropriated under this
19 heading in fiscal year 2012 and prior years for project-
20 based rental assistance for rehabilitation projects with 10-
21 year grant terms may be used for purposes under this
22 heading, notwithstanding the purposes for which such
23 funds were appropriated: *Provided further*, That all bal-
24 ances for Shelter Plus Care renewals previously funded
25 from the Shelter Plus Care Renewal account and trans-

1 ferred to this account shall be available, if recaptured, for
2 Continuum of Care renewals in fiscal year 2019: *Provided*
3 *further*, That the Department shall notify grantees of their
4 formula allocation from amounts allocated (which may
5 represent initial or final amounts allocated) for the Emer-
6 gency Solutions Grant program within 60 days of enact-
7 ment of this Act: *Provided further*, That up to
8 \$80,000,000 of the funds appropriated under this heading
9 shall be to implement projects to demonstrate how a com-
10 prehensive approach to serving homeless youth, age 24
11 and under, in up to 25 communities, including at least
12 five communities with substantial rural populations, can
13 dramatically reduce youth homelessness: *Provided further*,
14 That of the amount made available under the previous
15 proviso, up to \$5,000,000 shall be available to provide
16 technical assistance on youth homelessness, and collection,
17 analysis, and reporting of data and performance measures
18 under the comprehensive approaches to serve homeless
19 youth, in addition to and in coordination with other tech-
20 nical assistance funds provided under this title: *Provided*
21 *further*, That such projects shall be eligible for renewal
22 under the continuum of care program subject to the same
23 terms and conditions as other renewal applicants: *Pro-*
24 *vided further*, That youth aged 24 and under seeking as-
25 sistance under this heading shall not be required to pro-

1 vide third party documentation to establish their eligibility
2 under 42 U.S.C. 11302(a) or (b) to receive services: *Pro-*
3 *vided further*, That unaccompanied youth aged 24 and
4 under or families headed by youth aged 24 and under who
5 are living in unsafe situations may be served by youth-
6 serving providers funded under this heading.

7 HOUSING PROGRAMS

8 PROJECT-BASED RENTAL ASSISTANCE

9 For activities and assistance for the provision of
10 project-based subsidy contracts under the United States
11 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
12 Act”), not otherwise provided for, \$11,347,000,000, to re-
13 main available until expended, shall be available on Octo-
14 ber 1, 2018 (in addition to the \$400,000,000 previously
15 appropriated under this heading that became available Oc-
16 tober 1, 2018), and \$400,000,000, to remain available
17 until expended, shall be available on October 1, 2019: *Pro-*
18 *vided*, That the amounts made available under this head-
19 ing shall be available for expiring or terminating section
20 8 project-based subsidy contracts (including section 8
21 moderate rehabilitation contracts), for amendments to sec-
22 tion 8 project-based subsidy contracts (including section
23 8 moderate rehabilitation contracts), for contracts entered
24 into pursuant to section 441 of the McKinney-Vento
25 Homeless Assistance Act (42 U.S.C. 11401), for renewal

1 of section 8 contracts for units in projects that are subject
2 to approved plans of action under the Emergency Low In-
3 come Housing Preservation Act of 1987 or the Low-In-
4 come Housing Preservation and Resident Homeownership
5 Act of 1990, and for administrative and other expenses
6 associated with project-based activities and assistance
7 funded under this paragraph: *Provided further*, That of
8 the total amounts provided under this heading, not to ex-
9 ceed \$245,000,000 shall be available for performance-
10 based contract administrators for section 8 project-based
11 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*
12 *further*, That the Secretary may also use such amounts
13 in the previous proviso for performance-based contract ad-
14 ministrators for the administration of: interest reduction
15 payments pursuant to section 236(a) of the National
16 Housing Act (12 U.S.C. 1715z-1(a)); rent supplement
17 payments pursuant to section 101 of the Housing and
18 Urban Development Act of 1965 (12 U.S.C. 1701s); sec-
19 tion 236(f)(2) rental assistance payments (12 U.S.C.
20 1715z-1(f)(2)); project rental assistance contracts for the
21 elderly under section 202(c)(2) of the Housing Act of
22 1959 (12 U.S.C. 1701q); project rental assistance con-
23 tracts for supportive housing for persons with disabilities
24 under section 811(d)(2) of the Cranston-Gonzalez Na-
25 tional Affordable Housing Act (42 U.S.C. 8013(d)(2));

1 project assistance contracts pursuant to section 202(h) of
2 the Housing Act of 1959 (Public Law 86–372; 73 Stat.
3 667); and loans under section 202 of the Housing Act of
4 1959 (Public Law 86–372; 73 Stat. 667): *Provided fur-*
5 *ther*, That amounts recaptured under this heading, the
6 heading “Annual Contributions for Assisted Housing”, or
7 the heading “Housing Certificate Fund”, may be used for
8 renewals of or amendments to section 8 project-based con-
9 tracts or for performance-based contract administrators,
10 notwithstanding the purposes for which such amounts
11 were appropriated: *Provided further*, That, notwith-
12 standing any other provision of law, upon the request of
13 the Secretary, project funds that are held in residual re-
14 ceipts accounts for any project subject to a section 8
15 project-based Housing Assistance Payments contract that
16 authorizes HUD or a Housing Finance Agency to require
17 that surplus project funds be deposited in an interest-
18 bearing residual receipts account and that are in excess
19 of an amount to be determined by the Secretary, shall be
20 remitted to the Department and deposited in this account,
21 to be available until expended: *Provided further*, That
22 amounts deposited pursuant to the previous proviso shall
23 be available in addition to the amount otherwise provided
24 by this heading for uses authorized under this heading.

HOUSING FOR THE ELDERLY

1
2 For capital advances, including amendments to cap-
3 ital advance contracts, for housing for the elderly, as au-
4 thorized by section 202 of the Housing Act of 1959, as
5 amended, for project rental assistance for the elderly
6 under section 202(c)(2) of such Act, including amend-
7 ments to contracts for such assistance and renewal of ex-
8 piring contracts for such assistance for up to a 1-year
9 term, for senior preservation rental assistance contracts,
10 including renewals, as authorized by section 811(e) of the
11 American Housing and Economic Opportunity Act of
12 2000, as amended, and for supportive services associated
13 with the housing, \$678,000,000, to remain available until
14 September 30, 2022: *Provided*, That of the amount pro-
15 vided under this heading, up to \$90,000,000 shall be for
16 service coordinators and the continuation of existing con-
17 gregate service grants for residents of assisted housing
18 projects: *Provided further*, That amounts under this head-
19 ing shall be available for Real Estate Assessment Center
20 inspections and inspection-related activities associated
21 with section 202 projects: *Provided further*, That the Sec-
22 retary may waive the provisions of section 202 governing
23 the terms and conditions of project rental assistance, ex-
24 cept that the initial contract term for such assistance shall
25 not exceed 5 years in duration: *Provided further*, That

1 upon request of the Secretary, project funds which are
2 held in residual receipts accounts for any project subject
3 to a section 202 project rental assistance contract and,
4 upon termination of such contract, are in excess of an
5 amount to be determined by the Secretary shall be remit-
6 ted to the Department and deposited in this account, to
7 remain available until September 30, 2022: *Provided fur-*
8 *ther*, That amounts deposited in this account pursuant to
9 the previous proviso shall be available, in addition to the
10 amounts otherwise provided by this heading, for amend-
11 ments and renewals: *Provided further*, That unobligated
12 balances, including recaptures and carryover, remaining
13 from funds transferred to or appropriated under this
14 heading shall be available for amendments and renewals
15 notwithstanding the purposes for which such funds origi-
16 nally were appropriated: *Provided further*, That of the
17 total amount provided under this heading, \$10,000,000,
18 shall be for a program to be established by the Secretary
19 to make grants to experienced non-profit organizations,
20 States, local governments, or public housing agencies for
21 safety and functional home modification repairs to meet
22 the needs of low-income elderly persons to enable them
23 to remain in their primary residence: *Provided further*,
24 That of the total amount made available under the pre-
25 vious proviso, no less than \$5,000,000 shall be available

1 to meet such needs in communities with substantial rural
2 populations.

3 HOUSING FOR PERSONS WITH DISABILITIES

4 For amendments to capital advance contracts, for
5 supportive housing for persons with disabilities, as author-
6 ized by section 811 of the Cranston-Gonzalez National Af-
7 fordable Housing Act (42 U.S.C. 8013), as amended, for
8 project rental assistance for supportive housing for per-
9 sons with disabilities under section 811(d)(2) of such Act,
10 for project assistance contracts pursuant to section 202(h)
11 of the Housing Act of 1959 (Public Law 86–372; 73 Stat.
12 667), including amendments to contracts for such assist-
13 ance and renewal of expiring contracts for such assistance
14 for up to a 1-year term, for project rental assistance to
15 State housing finance agencies and other appropriate enti-
16 ties as authorized under section 811(b)(3) of the Cran-
17 ston-Gonzalez National Housing Act, and for supportive
18 services associated with the housing for persons with dis-
19 abilities as authorized by section 811(b)(1) of such Act,
20 \$154,000,000, to remain available until September 30,
21 2022: *Provided*, That amounts made available under this
22 heading shall be available for Real Estate Assessment
23 Center inspections and inspection-related activities associ-
24 ated with section 811 projects: *Provided further*, That,
25 upon the request of the Secretary, project funds which are

1 held in residual receipts accounts for any project subject
2 to a section 811 project rental assistance contract and,
3 upon termination of such contract, are in excess of an
4 amount to be determined by the Secretary shall be remit-
5 ted to the Department and deposited in this account, to
6 remain available until September 30, 2022: *Provided fur-*
7 *ther*, That amounts deposited in this account pursuant to
8 the previous proviso shall be available in addition to the
9 amounts otherwise provided by this heading for amend-
10 ments and renewals: *Provided further*, That unobligated
11 balances, including recaptures and carryover, remaining
12 from funds transferred to or appropriated under this
13 heading shall be used for amendments and renewals not-
14 withstanding the purposes for which such funds originally
15 were appropriated.

16 HOUSING COUNSELING ASSISTANCE

17 For contracts, grants, and other assistance excluding
18 loans, as authorized under section 106 of the Housing and
19 Urban Development Act of 1968, as amended,
20 \$45,000,000, to remain available until September 30,
21 2020, including up to \$4,500,000 for administrative con-
22 tract services: *Provided*, That grants made available from
23 amounts provided under this heading shall be awarded
24 within 180 days of enactment of this Act: *Provided further*,
25 That funds shall be used for providing counseling and ad-

1 vice to tenants and homeowners, both current and pro-
2 spective, with respect to property maintenance, financial
3 management or literacy, and such other matters as may
4 be appropriate to assist them in improving their housing
5 conditions, meeting their financial needs, and fulfilling the
6 responsibilities of tenancy or homeownership; for program
7 administration; and for housing counselor training: *Pro-*
8 *vided further*, That for purposes of providing such grants
9 from amounts provided under this heading, the Secretary
10 may enter into multiyear agreements, as appropriate, sub-
11 ject to the availability of annual appropriations.

12 RENTAL HOUSING ASSISTANCE

13 For amendments to contracts under section 101 of
14 the Housing and Urban Development Act of 1965 (12
15 U.S.C. 1701s) and section 236(f)(2) of the National
16 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-
17 insured rental housing projects, \$5,000,000, to remain
18 available until expended: *Provided*, That such amount, to-
19 gether with unobligated balances from recaptured
20 amounts appropriated prior to fiscal year 2006 from ter-
21 minated contracts under such sections of law, and any un-
22 obligated balances, including recaptures and carryover, re-
23 maining from funds appropriated under this heading after
24 fiscal year 2005, shall also be available for extensions of

1 up to one year for expiring contracts under such sections
2 of law.

3 PAYMENT TO MANUFACTURED HOUSING FEES TRUST
4 FUND

5 For necessary expenses as authorized by the National
6 Manufactured Housing Construction and Safety Stand-
7 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
8 \$12,000,000, to remain available until expended, of which
9 \$12,000,000 is to be derived from the Manufactured
10 Housing Fees Trust Fund: *Provided*, That not to exceed
11 the total amount appropriated under this heading shall be
12 available from the general fund of the Treasury to the ex-
13 tent necessary to incur obligations and make expenditures
14 pending the receipt of collections to the Fund pursuant
15 to section 620 of such Act: *Provided further*, That the
16 amount made available under this heading from the gen-
17 eral fund shall be reduced as such collections are received
18 during fiscal year 2019 so as to result in a final fiscal
19 year 2019 appropriation from the general fund estimated
20 at zero, and fees pursuant to section 620 of such Act shall
21 be modified as necessary to ensure such a final fiscal year
22 2019 appropriation: *Provided further*, That for the dispute
23 resolution and installation programs, the Secretary may
24 assess and collect fees from any program participant: *Pro-*
25 *vided further*, That such collections shall be deposited into

1 the Fund, and the Secretary, as provided herein, may use
2 such collections, as well as fees collected under section 620
3 of such Act, for necessary expenses of such Act: *Provided*
4 *further*, That, notwithstanding the requirements of section
5 620 of such Act, the Secretary may carry out responsibil-
6 ities of the Secretary under such Act through the use of
7 approved service providers that are paid directly by the
8 recipients of their services.

9 FEDERAL HOUSING ADMINISTRATION

10 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

11 New commitments to guarantee single family loans
12 insured under the Mutual Mortgage Insurance Fund shall
13 not exceed \$400,000,000,000, to remain available until
14 September 30, 2020: *Provided*, That during fiscal year
15 2019, obligations to make direct loans to carry out the
16 purposes of section 204(g) of the National Housing Act,
17 as amended, shall not exceed \$1,000,000: *Provided fur-*
18 *ther*, That the foregoing amount in the previous proviso
19 shall be for loans to nonprofit and governmental entities
20 in connection with sales of single family real properties
21 owned by the Secretary and formerly insured under the
22 Mutual Mortgage Insurance Fund: *Provided further*, That
23 for administrative contract expenses of the Federal Hous-
24 ing Administration, \$130,000,000, to remain available
25 until September 30, 2020: *Provided further*, That to the

1 extent guaranteed loan commitments exceed
2 \$200,000,000,000 on or before April 1, 2019, an addi-
3 tional \$1,400 for administrative contract expenses shall be
4 available for each \$1,000,000 in additional guaranteed
5 loan commitments (including a pro rata amount for any
6 amount below \$1,000,000), but in no case shall funds
7 made available by this proviso exceed \$30,000,000: *Pro-*
8 *vided further*, That notwithstanding the limitation in the
9 first sentence of section 255(g) of the National Housing
10 Act (12 U.S.C. 1715z–20(g)), during fiscal year 2019 the
11 Secretary may insure and enter into new commitments to
12 insure mortgages under section 255 of the National Hous-
13 ing Act only to the extent that the net credit subsidy cost
14 for such insurance does not exceed zero: *Provided further*,
15 That for fiscal year 2019, the Secretary shall not take any
16 action against a lender solely on the basis of compare ra-
17 tios that have been adversely affected by defaults on mort-
18 gages secured by properties in areas where a major dis-
19 aster was declared in 2017 or 2018 pursuant to the Rob-
20 ert T. Stafford Disaster Relief and Emergency Assistance
21 Act (42 U.S.C. 5121 et seq.).

22 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

23 New commitments to guarantee loans insured under
24 the General and Special Risk Insurance Funds, as author-
25 ized by sections 238 and 519 of the National Housing Act

1 (12 U.S.C. 1715z-3 and 1735c), shall not exceed
2 \$30,000,000,000 in total loan principal, any part of which
3 is to be guaranteed, to remain available until September
4 30, 2020: *Provided*, That during fiscal year 2019, gross
5 obligations for the principal amount of direct loans, as au-
6 thorized by sections 204(g), 207(l), 238, and 519(a) of
7 the National Housing Act, shall not exceed \$1,000,000,
8 which shall be for loans to nonprofit and governmental en-
9 tities in connection with the sale of single family real prop-
10 erties owned by the Secretary and formerly insured under
11 such Act.

12 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
13 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
14 GUARANTEE PROGRAM ACCOUNT

15 New commitments to issue guarantees to carry out
16 the purposes of section 306 of the National Housing Act,
17 as amended (12 U.S.C. 1721(g)), shall not exceed
18 \$550,000,000,000, to remain available until September
19 30, 2020: *Provided*, That \$27,000,000 shall be available
20 for necessary salaries and expenses of the Office of Gov-
21 ernment National Mortgage Association: *Provided further*,
22 That to the extent that guaranteed loan commitments ex-
23 ceed \$155,000,000,000 on or before April 1, 2019, an ad-
24 ditional \$100 for necessary salaries and expenses shall be
25 available until expended for each \$1,000,000 in additional

1 guaranteed loan commitments (including a pro rata
2 amount for any amount below \$1,000,000), but in no case
3 shall funds made available by this proviso exceed
4 \$3,000,000: *Provided further*, That receipts from Commit-
5 ment and Multiclass fees collected pursuant to title III of
6 the National Housing Act, as amended, shall be credited
7 as offsetting collections to this account.

8 POLICY DEVELOPMENT AND RESEARCH

9 RESEARCH AND TECHNOLOGY

10 For contracts, grants, and necessary expenses of pro-
11 grams of research and studies relating to housing and
12 urban problems, not otherwise provided for, as authorized
13 by title V of the Housing and Urban Development Act
14 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
15 out the functions of the Secretary of Housing and Urban
16 Development under section 1(a)(1)(i) of Reorganization
17 Plan No. 2 of 1968, and for technical assistance,
18 \$100,000,000, to remain available until September 30,
19 2020: *Provided*, That with respect to amounts made avail-
20 able under this heading, notwithstanding section 203 of
21 this title, the Secretary may enter into cooperative agree-
22 ments with philanthropic entities, other Federal agencies,
23 State or local governments and their agencies, or colleges
24 or universities for research projects: *Provided further*,
25 That with respect to the previous proviso, such partners

1 to the cooperative agreements must contribute at least a
2 50 percent match toward the cost of the project: *Provided*
3 *further*, That for non-competitive agreements entered into
4 in accordance with the previous two provisos, the Sec-
5 retary of Housing and Urban Development shall comply
6 with section 2(b) of the Federal Funding Accountability
7 and Transparency Act of 2006 (Public Law 109–282, 31
8 U.S.C. note) in lieu of compliance with section
9 102(a)(4)(C) with respect to documentation of award deci-
10 sions: *Provided further*, That prior to obligation of tech-
11 nical assistance funding, the Secretary shall submit a
12 plan, for approval, to the House and Senate Committees
13 on Appropriations on how it will allocate funding for this
14 activity: *Provided further*, That none of the funds provided
15 under this heading may be available for the doctoral dis-
16 sertation research grant program.

17 FAIR HOUSING AND EQUAL OPPORTUNITY

18 FAIR HOUSING ACTIVITIES

19 For contracts, grants, and other assistance, not oth-
20 erwise provided for, as authorized by title VIII of the Civil
21 Rights Act of 1968, as amended by the Fair Housing
22 Amendments Act of 1988, and section 561 of the Housing
23 and Community Development Act of 1987, as amended,
24 \$65,300,000, to remain available until September 30,
25 2020: *Provided*, That notwithstanding 31 U.S.C. 3302,

1 the Secretary may assess and collect fees to cover the costs
2 of the Fair Housing Training Academy, and may use such
3 funds to provide such training: *Provided further*, That no
4 funds made available under this heading shall be used to
5 lobby the executive or legislative branches of the Federal
6 Government in connection with a specific contract, grant,
7 or loan: *Provided further*, That of the funds made available
8 under this heading, \$300,000 shall be available to the Sec-
9 retary of Housing and Urban Development for the cre-
10 ation and promotion of translated materials and other pro-
11 grams that support the assistance of persons with limited
12 English proficiency in utilizing the services provided by
13 the Department of Housing and Urban Development.

14 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

15 HOMES

16 LEAD HAZARD REDUCTION

17 For the Lead Hazard Reduction Program, as author-
18 ized by section 1011 of the Residential Lead-Based Paint
19 Hazard Reduction Act of 1992, \$260,000,000, to remain
20 available until September 30, 2020, of which \$45,000,000
21 shall be for the Healthy Homes Initiative, pursuant to sec-
22 tions 501 and 502 of the Housing and Urban Develop-
23 ment Act of 1970, which shall include research, studies,
24 testing, and demonstration efforts, including education
25 and outreach concerning lead-based paint poisoning and

1 other housing-related diseases and hazards: *Provided*,
2 That for purposes of environmental review, pursuant to
3 the National Environmental Policy Act of 1969 (42 U.S.C.
4 4321 et seq.) and other provisions of law that further the
5 purposes of such Act, a grant under the Healthy Homes
6 Initiative, or the Lead Technical Studies program under
7 this heading or under prior appropriations Acts for such
8 purposes under this heading, shall be considered to be
9 funds for a special project for purposes of section 305(c)
10 of the Multifamily Housing Property Disposition Reform
11 Act of 1994: *Provided further*, That not less than
12 \$95,000,000 of the amounts made available under this
13 heading for the award of grants pursuant to section 1011
14 of the Residential Lead-Based Paint Hazard Reduction
15 Act of 1992 shall be provided to areas with the highest
16 lead-based paint abatement needs: *Provided further*, That
17 \$45,000,000 of the funds appropriated under this heading
18 shall be for the implementation of projects to demonstrate
19 how intensive, extended multi-year interventions can dra-
20 matically reduce the presence of lead-based paint hazards
21 in communities containing high concentrations of both
22 pre-1940 housing and low-income families by achieving
23 economies of scale that substantially reduce the cost of
24 lead-based paint remediation activities and administrative
25 costs for grantees: *Provided further*, That such projects

1 in each of five communities shall be for five years and
2 serve no more than four contiguous census tracts in which
3 there are high concentrations of housing stock built before
4 1940, in which low-income families with children make up
5 a significantly higher proportion of the population as com-
6 pared to the State average, and that are located in juris-
7 dictions in which instances of elevated blood lead levels
8 reported to the State are significantly higher than the
9 State average: *Provided further*, That funding awarded for
10 such projects shall be made available for draw down con-
11 tingent upon the grantee meeting cost-savings, produc-
12 tivity, and grant compliance benchmarks established by
13 the Secretary: *Provided further*, That each recipient of
14 funds for such projects shall contribute an amount not less
15 than 10 percent of the total award, and that the Secretary
16 shall give priority to applicants that secure commitments
17 for additional contributions from public and private
18 sources: *Provided further*, That grantees currently receiv-
19 ing grants made under this heading shall be eligible to
20 apply for such projects, provided that they are deemed to
21 be in compliance with program requirements established
22 by the Secretary: *Provided further*, That each applicant
23 shall certify adequate capacity that is acceptable to the
24 Secretary to carry out the proposed use of funds pursuant
25 to a notice of funding availability: *Provided further*, That

1 amounts made available under this heading in this or prior
2 appropriations Acts, still remaining available, may be used
3 for any purpose under this heading notwithstanding the
4 purpose for which such amounts were appropriated if a
5 program competition is undersubscribed and there are
6 other program competitions under this heading that are
7 oversubscribed.

8 INFORMATION TECHNOLOGY FUND

9 For the development, modernization, and enhance-
10 ment of, modifications to, and infrastructure for Depart-
11 ment-wide and program-specific information technology
12 systems, for the continuing operation and maintenance of
13 both Department-wide and program-specific information
14 systems, and for program-related maintenance activities,
15 \$280,000,000, of which \$260,000,000 shall remain avail-
16 able until September 30, 2020, and of which \$20,000,000
17 shall remain available until September 30, 2021: *Provided*,
18 That any amounts transferred to this Fund under this Act
19 shall remain available until expended: *Provided further*,
20 That any amounts transferred to this Fund from amounts
21 appropriated by previously enacted appropriations Acts
22 may be used for the purposes specified under this Fund,
23 in addition to any other information technology purposes
24 for which such amounts were appropriated: *Provided fur-*
25 *ther*, That not more than 10 percent of the funds made

1 available under this heading for development, moderniza-
2 tion and enhancement may be obligated until the Sec-
3 retary submits to the House and Senate Committees on
4 Appropriations, for approval, a plan for expenditure
5 that—(A) identifies for each modernization project: (i) the
6 functional and performance capabilities to be delivered
7 and the mission benefits to be realized, (ii) the estimated
8 life-cycle cost, and (iii) key milestones to be met; and (B)
9 demonstrates that each modernization project is: (i) com-
10 pliant with the Department’s enterprise architecture, (ii)
11 being managed in accordance with applicable life-cycle
12 management policies and guidance, (iii) subject to the De-
13 partment’s capital planning and investment control re-
14 quirements, and (iv) supported by an adequately staffed
15 project office.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary salaries and expenses of the Office of
18 Inspector General in carrying out the Inspector General
19 Act of 1978, as amended, \$128,082,000: *Provided*, That
20 the Inspector General shall have independent authority
21 over all personnel issues within this office.

1 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND
2 URBAN DEVELOPMENT

3 (INCLUDING TRANSFER OF FUNDS)

4 (INCLUDING RESCISSION)

5 SEC. 201. Fifty percent of the amounts of budget au-
6 thority, or in lieu thereof 50 percent of the cash amounts
7 associated with such budget authority, that are recaptured
8 from projects described in section 1012(a) of the Stewart
9 B. McKinney Homeless Assistance Amendments Act of
10 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
11 case of cash, shall be remitted to the Treasury, and such
12 amounts of budget authority or cash recaptured and not
13 rescinded or remitted to the Treasury shall be used by
14 State housing finance agencies or local governments or
15 local housing agencies with projects approved by the Sec-
16 retary of Housing and Urban Development for which set-
17 tlement occurred after January 1, 1992, in accordance
18 with such section. Notwithstanding the previous sentence,
19 the Secretary may award up to 15 percent of the budget
20 authority or cash recaptured and not rescinded or remitted
21 to the Treasury to provide project owners with incentives
22 to refinance their project at a lower interest rate.

23 SEC. 202. None of the amounts made available under
24 this Act may be used during fiscal year 2019 to investigate
25 or prosecute under the Fair Housing Act any otherwise

1 lawful activity engaged in by one or more persons, includ-
2 ing the filing or maintaining of a nonfrivolous legal action,
3 that is engaged in solely for the purpose of achieving or
4 preventing action by a Government official or entity, or
5 a court of competent jurisdiction.

6 SEC. 203. Except as explicitly provided in law, any
7 grant, cooperative agreement or other assistance made
8 pursuant to title II of this Act shall be made on a competi-
9 tive basis and in accordance with section 102 of the De-
10 partment of Housing and Urban Development Reform Act
11 of 1989 (42 U.S.C. 3545).

12 SEC. 204. Funds of the Department of Housing and
13 Urban Development subject to the Government Corpora-
14 tion Control Act or section 402 of the Housing Act of
15 1950 shall be available, without regard to the limitations
16 on administrative expenses, for legal services on a contract
17 or fee basis, and for utilizing and making payment for
18 services and facilities of the Federal National Mortgage
19 Association, Government National Mortgage Association,
20 Federal Home Loan Mortgage Corporation, Federal Fi-
21 nancing Bank, Federal Reserve banks or any member
22 thereof, Federal Home Loan banks, and any insured bank
23 within the meaning of the Federal Deposit Insurance Cor-
24 poration Act, as amended (12 U.S.C. 1811-1).

1 SEC. 205. Unless otherwise provided for in this Act
2 or through a reprogramming of funds, no part of any ap-
3 propriation for the Department of Housing and Urban
4 Development shall be available for any program, project
5 or activity in excess of amounts set forth in the budget
6 estimates submitted to Congress.

7 SEC. 206. Corporations and agencies of the Depart-
8 ment of Housing and Urban Development which are sub-
9 ject to the Government Corporation Control Act are here-
10 by authorized to make such expenditures, within the limits
11 of funds and borrowing authority available to each such
12 corporation or agency and in accordance with law, and to
13 make such contracts and commitments without regard to
14 fiscal year limitations as provided by section 104 of such
15 Act as may be necessary in carrying out the programs set
16 forth in the budget for 2019 for such corporation or agen-
17 cy except as hereinafter provided: *Provided*, That collec-
18 tions of these corporations and agencies may be used for
19 new loan or mortgage purchase commitments only to the
20 extent expressly provided for in this Act (unless such loans
21 are in support of other forms of assistance provided for
22 in this or prior appropriations Acts), except that this pro-
23 viso shall not apply to the mortgage insurance or guaranty
24 operations of these corporations, or where loans or mort-

1 gage purchases are necessary to protect the financial in-
2 terest of the United States Government.

3 SEC. 207. The Secretary of Housing and Urban De-
4 velopment shall provide quarterly reports to the House
5 and Senate Committees on Appropriations regarding all
6 uncommitted, unobligated, recaptured and excess funds in
7 each program and activity within the jurisdiction of the
8 Department and shall submit additional, updated budget
9 information to these Committees upon request.

10 SEC. 208. The President's formal budget request for
11 fiscal year 2020, as well as the Department of Housing
12 and Urban Development's congressional budget justifica-
13 tions to be submitted to the Committees on Appropriations
14 of the House of Representatives and the Senate, shall use
15 the identical account and sub-account structure provided
16 under this Act.

17 SEC. 209. No funds provided under this title may be
18 used for an audit of the Government National Mortgage
19 Association that makes applicable requirements under the
20 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

21 SEC. 210. (a) Notwithstanding any other provision
22 of law, subject to the conditions listed under this section,
23 for fiscal years 2019 and 2020, the Secretary of Housing
24 and Urban Development may authorize the transfer of
25 some or all project-based assistance, debt held or insured

1 by the Secretary and statutorily required low-income and
2 very low-income use restrictions if any, associated with one
3 or more multifamily housing project or projects to another
4 multifamily housing project or projects.

5 (b) PHASED TRANSFERS.—Transfers of project-
6 based assistance under this section may be done in phases
7 to accommodate the financing and other requirements re-
8 lated to rehabilitating or constructing the project or
9 projects to which the assistance is transferred, to ensure
10 that such project or projects meet the standards under
11 subsection (c).

12 (c) The transfer authorized in subsection (a) is sub-
13 ject to the following conditions:

14 (1) NUMBER AND BEDROOM SIZE OF UNITS.—

15 (A) For occupied units in the transferring
16 project: The number of low-income and very
17 low-income units and the configuration (i.e.,
18 bedroom size) provided by the transferring
19 project shall be no less than when transferred
20 to the receiving project or projects and the net
21 dollar amount of Federal assistance provided to
22 the transferring project shall remain the same
23 in the receiving project or projects.

24 (B) For unoccupied units in the transfer-
25 ring project: The Secretary may authorize a re-

1 duction in the number of dwelling units in the
2 receiving project or projects to allow for a re-
3 configuration of bedroom sizes to meet current
4 market demands, as determined by the Sec-
5 retary and provided there is no increase in the
6 project-based assistance budget authority.

7 (2) The transferring project shall, as deter-
8 mined by the Secretary, be either physically obsolete
9 or economically nonviable.

10 (3) The receiving project or projects shall meet
11 or exceed applicable physical standards established
12 by the Secretary.

13 (4) The owner or mortgagor of the transferring
14 project shall notify and consult with the tenants re-
15 siding in the transferring project and provide a cer-
16 tification of approval by all appropriate local govern-
17 mental officials.

18 (5) The tenants of the transferring project who
19 remain eligible for assistance to be provided by the
20 receiving project or projects shall not be required to
21 vacate their units in the transferring project or
22 projects until new units in the receiving project are
23 available for occupancy.

24 (6) The Secretary determines that this transfer
25 is in the best interest of the tenants.

1 (7) If either the transferring project or the re-
2 ceiving project or projects meets the condition speci-
3 fied in subsection (d)(2)(A), any lien on the receiv-
4 ing project resulting from additional financing ob-
5 tained by the owner shall be subordinate to any
6 FHA-insured mortgage lien transferred to, or placed
7 on, such project by the Secretary, except that the
8 Secretary may waive this requirement upon deter-
9 mination that such a waiver is necessary to facilitate
10 the financing of acquisition, construction, and/or re-
11 habilitation of the receiving project or projects.

12 (8) If the transferring project meets the re-
13 quirements of subsection (d)(2), the owner or mort-
14 gagor of the receiving project or projects shall exe-
15 cute and record either a continuation of the existing
16 use agreement or a new use agreement for the
17 project where, in either case, any use restrictions in
18 such agreement are of no lesser duration than the
19 existing use restrictions.

20 (9) The transfer does not increase the cost (as
21 defined in section 502 of the Congressional Budget
22 Act of 1974, as amended) of any FHA-insured
23 mortgage, except to the extent that appropriations
24 are provided in advance for the amount of any such
25 increased cost.

1 (d) For purposes of this section—

2 (1) the terms “low-income” and “very low-in-
3 come” shall have the meanings provided by the stat-
4 ute and/or regulations governing the program under
5 which the project is insured or assisted;

6 (2) the term “multifamily housing project”
7 means housing that meets one of the following con-
8 ditions—

9 (A) housing that is subject to a mortgage
10 insured under the National Housing Act;

11 (B) housing that has project-based assist-
12 ance attached to the structure including
13 projects undergoing mark to market debt re-
14 structuring under the Multifamily Assisted
15 Housing Reform and Affordability Housing Act;

16 (C) housing that is assisted under section
17 202 of the Housing Act of 1959, as amended
18 by section 801 of the Cranston-Gonzales Na-
19 tional Affordable Housing Act;

20 (D) housing that is assisted under section
21 202 of the Housing Act of 1959, as such sec-
22 tion existed before the enactment of the Cran-
23 ston-Gonzales National Affordable Housing Act;

1 (E) housing that is assisted under section
2 811 of the Cranston-Gonzales National Afford-
3 able Housing Act; or

4 (F) housing or vacant land that is subject
5 to a use agreement;

6 (3) the term “project-based assistance”
7 means—

8 (A) assistance provided under section 8(b)
9 of the United States Housing Act of 1937;

10 (B) assistance for housing constructed or
11 substantially rehabilitated pursuant to assist-
12 ance provided under section 8(b)(2) of such Act
13 (as such section existed immediately before Oc-
14 tober 1, 1983);

15 (C) rent supplement payments under sec-
16 tion 101 of the Housing and Urban Develop-
17 ment Act of 1965;

18 (D) interest reduction payments under sec-
19 tion 236 and/or additional assistance payments
20 under section 236(f)(2) of the National Hous-
21 ing Act;

22 (E) assistance payments made under sec-
23 tion 202(e)(2) of the Housing Act of 1959; and

1 (F) assistance payments made under sec-
2 tion 811(d)(2) of the Cranston-Gonzalez Na-
3 tional Affordable Housing Act;

4 (4) the term “receiving project or projects”
5 means the multifamily housing project or projects to
6 which some or all of the project-based assistance,
7 debt, and statutorily required low-income and very
8 low-income use restrictions are to be transferred;

9 (5) the term “transferring project” means the
10 multifamily housing project which is transferring
11 some or all of the project-based assistance, debt, and
12 the statutorily required low-income and very low-in-
13 come use restrictions to the receiving project or
14 projects; and

15 (6) the term “Secretary” means the Secretary
16 of Housing and Urban Development.

17 (e) RESEARCH REPORT.—The Secretary shall con-
18 duct an evaluation of the transfer authority under this sec-
19 tion, including the effect of such transfers on the oper-
20 ational efficiency, contract rents, physical and financial
21 conditions, and long-term preservation of the affected
22 properties.

23 SEC. 211. (a) No assistance shall be provided under
24 section 8 of the United States Housing Act of 1937 (42
25 U.S.C. 1437f) to any individual who—

1 (1) is enrolled as a student at an institution of
2 higher education (as defined under section 102 of
3 the Higher Education Act of 1965 (20 U.S.C.
4 1002));

5 (2) is under 24 years of age;

6 (3) is not a veteran;

7 (4) is unmarried;

8 (5) does not have a dependent child;

9 (6) is not a person with disabilities, as such
10 term is defined in section 3(b)(3)(E) of the United
11 States Housing Act of 1937 (42 U.S.C.
12 1437a(b)(3)(E)) and was not receiving assistance
13 under such section 8 as of November 30, 2005;

14 (7) is not a youth who left foster care at age
15 14 or older and is at risk of becoming homeless; and

16 (8) is not otherwise individually eligible, or has
17 parents who, individually or jointly, are not eligible,
18 to receive assistance under section 8 of the United
19 States Housing Act of 1937 (42 U.S.C. 1437f).

20 (b) For purposes of determining the eligibility of a
21 person to receive assistance under section 8 of the United
22 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
23 cial assistance (in excess of amounts received for tuition
24 and any other required fees and charges) that an indi-
25 vidual receives under the Higher Education Act of 1965

1 (20 U.S.C. 1001 et seq.), from private sources, or an insti-
2 tution of higher education (as defined under the Higher
3 Education Act of 1965 (20 U.S.C. 1002)), shall be consid-
4 ered income to that individual, except for a person over
5 the age of 23 with dependent children.

6 SEC. 212. The funds made available for Native Alas-
7 kans under the heading “Native American Housing Block
8 Grants” in title II of this Act shall be allocated to the
9 same Native Alaskan housing block grant recipients that
10 received funds in fiscal year 2005.

11 SEC. 213. Notwithstanding any other provision of
12 law, in fiscal year 2019, in managing and disposing of any
13 multifamily property that is owned or has a mortgage held
14 by the Secretary of Housing and Urban Development, and
15 during the process of foreclosure on any property with a
16 contract for rental assistance payments under section 8
17 of the United States Housing Act of 1937 or other Fed-
18 eral programs, the Secretary shall maintain any rental as-
19 sistance payments under section 8 of the United States
20 Housing Act of 1937 and other programs that are at-
21 tached to any dwelling units in the property. To the extent
22 the Secretary determines, in consultation with the tenants
23 and the local government, that such a multifamily prop-
24 erty owned or held by the Secretary is not feasible for con-
25 tinued rental assistance payments under such section 8

1 or other programs, based on consideration of (1) the costs
2 of rehabilitating and operating the property and all avail-
3 able Federal, State, and local resources, including rent ad-
4 justments under section 524 of the Multifamily Assisted
5 Housing Reform and Affordability Act of 1997
6 (“MAHRAA”) and (2) environmental conditions that can-
7 not be remedied in a cost-effective fashion, the Secretary
8 may, in consultation with the tenants of that property,
9 contract for project-based rental assistance payments with
10 an owner or owners of other existing housing properties,
11 or provide other rental assistance. The Secretary shall also
12 take appropriate steps to ensure that project-based con-
13 tracts remain in effect prior to foreclosure, subject to the
14 exercise of contractual abatement remedies to assist relo-
15 cation of tenants for imminent major threats to health and
16 safety after written notice to and informed consent of the
17 affected tenants and use of other available remedies, such
18 as partial abatements or receivership. After disposition of
19 any multifamily property described under this section, the
20 contract and allowable rent levels on such properties shall
21 be subject to the requirements under section 524 of
22 MAHRAA.

23 SEC. 214. The commitment authority funded by fees
24 as provided under the heading “Community Development
25 Loan Guarantees Program Account” may be used to guar-

1 antee, or make commitments to guarantee, notes, or other
2 obligations issued by any State on behalf of non-entitle-
3 ment communities in the State in accordance with the re-
4 quirements of section 108 of the Housing and Community
5 Development Act of 1974: *Provided*, That any State re-
6 ceiving such a guarantee or commitment shall distribute
7 all funds subject to such guarantee to the units of general
8 local government in non-entitlement areas that received
9 the commitment.

10 SEC. 215. Public housing agencies that own and oper-
11 ate 400 or fewer public housing units may elect to be ex-
12 empt from any asset management requirement imposed by
13 the Secretary of Housing and Urban Development in con-
14 nection with the operating fund rule: *Provided*, That an
15 agency seeking a discontinuance of a reduction of subsidy
16 under the operating fund formula shall not be exempt
17 from asset management requirements.

18 SEC. 216. With respect to the use of amounts pro-
19 vided in this Act and in future Acts for the operation, cap-
20 ital improvement and management of public housing as
21 authorized by sections 9(d) and 9(e) of the United States
22 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
23 Secretary shall not impose any requirement or guideline
24 relating to asset management that restricts or limits in
25 any way the use of capital funds for central office costs

1 pursuant to section 9(g)(1) or 9(g)(2) of the United States
2 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
3 *vided*, That a public housing agency may not use capital
4 funds authorized under section 9(d) for activities that are
5 eligible under section 9(e) for assistance with amounts
6 from the operating fund in excess of the amounts per-
7 mitted under section 9(g)(1) or 9(g)(2).

8 SEC. 217. No official or employee of the Department
9 of Housing and Urban Development shall be designated
10 as an allotment holder unless the Office of the Chief Fi-
11 nancial Officer has determined that such allotment holder
12 has implemented an adequate system of funds control and
13 has received training in funds control procedures and di-
14 rectives. The Chief Financial Officer shall ensure that
15 there is a trained allotment holder for each HUD appro-
16 priation under the accounts “Executive Offices” and “Ad-
17 ministrative Support Offices,” as well as each account re-
18 ceiving appropriations under the general heading “Pro-
19 gram Office Salaries and Expenses”, “Government Na-
20 tional Mortgage Association—Guarantees of Mortgage-
21 Backed Securities Loan Guarantee Program Account”,
22 and “Office of Inspector General” within the Department
23 of Housing and Urban Development.

24 SEC. 218. The Secretary of the Department of Hous-
25 ing and Urban Development shall, for fiscal year 2019,

1 notify the public through the Federal Register and other
2 means, as determined appropriate, of the issuance of a no-
3 tice of the availability of assistance or notice of funding
4 availability (NOFA) for any program or discretionary
5 fund administered by the Secretary that is to be competi-
6 tively awarded. Notwithstanding any other provision of
7 law, for fiscal year 2019, the Secretary may make the
8 NOFA available only on the Internet at the appropriate
9 Government web site or through other electronic media,
10 as determined by the Secretary.

11 SEC. 219. Payment of attorney fees in program-re-
12 lated litigation shall be paid from the individual program
13 office and Office of General Counsel salaries and expenses
14 appropriations. The annual budget submission for the pro-
15 gram offices and the Office of General Counsel shall in-
16 clude any such projected litigation costs for attorney fees
17 as a separate line item request. No funds provided in this
18 title may be used to pay any such litigation costs for attor-
19 ney fees until the Department submits for review a spend-
20 ing plan for such costs to the House and Senate Commit-
21 tees on Appropriations.

22 SEC. 220. The Secretary is authorized to transfer up
23 to 10 percent or \$5,000,000, whichever is less, of funds
24 appropriated for any office under the heading “Adminis-
25 trative Support Offices” or for any account under the gen-

1 eral heading “Program Office Salaries and Expenses” to
2 any other such office or account: *Provided*, That no appro-
3 priation for any such office or account shall be increased
4 or decreased by more than 10 percent or \$5,000,000,
5 whichever is less, without prior written approval of the
6 House and Senate Committees on Appropriations: *Pro-*
7 *vided further*, That the Secretary shall provide notification
8 to such Committees three business days in advance of any
9 such transfers under this section up to 10 percent or
10 \$5,000,000, whichever is less.

11 SEC. 221. (a) Any entity receiving housing assistance
12 payments shall maintain decent, safe, and sanitary condi-
13 tions, as determined by the Secretary of Housing and
14 Urban Development (in this section referred to as the
15 “Secretary”), and comply with any standards under appli-
16 cable State or local laws, rules, ordinances, or regulations
17 relating to the physical condition of any property covered
18 under a housing assistance payment contract.

19 (b) The Secretary shall take action under subsection
20 (c) when a multifamily housing project with a section 8
21 contract or contract for similar project-based assistance—

22 (1) receives a Uniform Physical Condition
23 Standards (UPCS) score of 60 or less; or

24 (2) fails to certify in writing to the Secretary
25 within 3 days that all Exigent Health and Safety de-

1 deficiencies identified by the inspector at the project
2 have been corrected.

3 Such requirements shall apply to insured and noninsured
4 projects with assistance attached to the units under sec-
5 tion 8 of the United States Housing Act of 1937 (42
6 U.S.C. 1437f), but do not apply to such units assisted
7 under section 8(o)(13) (42 U.S.C. 1437f(o)(13)) or to
8 public housing units assisted with capital or operating
9 funds under section 9 of the United States Housing Act
10 of 1937 (42 U.S.C. 1437g).

11 (c)(1) Within 15 days of the issuance of the REAC
12 inspection, the Secretary must provide the owner with a
13 Notice of Default with a specified timetable, determined
14 by the Secretary, for correcting all deficiencies. The Sec-
15 retary must also provide a copy of the Notice of Default
16 to the tenants, the local government, any mortgagees, and
17 any contract administrator. If the owner's appeal results
18 in a UPCS score of 60 or above, the Secretary may with-
19 draw the Notice of Default.

20 (2) At the end of the time period for correcting all
21 deficiencies specified in the Notice of Default, if the owner
22 fails to fully correct such deficiencies, the Secretary may—

23 (A) require immediate replacement of project
24 management with a management agent approved by
25 the Secretary;

1 (B) impose civil money penalties, which shall be
2 used solely for the purpose of supporting safe and
3 sanitary conditions at applicable properties, as des-
4 ignated by the Secretary, with priority given to the
5 tenants of the property affected by the penalty;

6 (C) abate the section 8 contract, including par-
7 tial abatement, as determined by the Secretary, until
8 all deficiencies have been corrected;

9 (D) pursue transfer of the project to an owner,
10 approved by the Secretary under established proce-
11 dures, which will be obligated to promptly make all
12 required repairs and to accept renewal of the assist-
13 ance contract as long as such renewal is offered;

14 (E) transfer the existing section 8 contract to
15 another project or projects and owner or owners;

16 (F) pursue exclusionary sanctions, including
17 suspensions or debarments from Federal programs;

18 (G) seek judicial appointment of a receiver to
19 manage the property and cure all project deficiencies
20 or seek a judicial order of specific performance re-
21 quiring the owner to cure all project deficiencies;

22 (H) work with the owner, lender, or other re-
23 lated party to stabilize the property in an attempt
24 to preserve the property through compliance, trans-

1 fer of ownership, or an infusion of capital provided
2 by a third-party that requires time to effectuate; or

3 (I) take any other regulatory or contractual
4 remedies available as deemed necessary and appro-
5 priate by the Secretary.

6 (d) The Secretary shall also take appropriate steps
7 to ensure that project-based contracts remain in effect,
8 subject to the exercise of contractual abatement remedies
9 to assist relocation of tenants for major threats to health
10 and safety after written notice to the affected tenants. To
11 the extent the Secretary determines, in consultation with
12 the tenants and the local government, that the property
13 is not feasible for continued rental assistance payments
14 under such section 8 or other programs, based on consid-
15 eration of—

16 (1) the costs of rehabilitating and operating the
17 property and all available Federal, State, and local
18 resources, including rent adjustments under section
19 524 of the Multifamily Assisted Housing Reform
20 and Affordability Act of 1997 (“MAHRAA”); and

21 (2) environmental conditions that cannot be
22 remedied in a cost-effective fashion, the Secretary
23 may contract for project-based rental assistance pay-
24 ments with an owner or owners of other existing

1 housing properties, or provide other rental assist-
2 ance.

3 (e) The Secretary shall report quarterly on all prop-
4 erties covered by this section that are assessed through
5 the Real Estate Assessment Center and have UPCS phys-
6 ical inspection scores of less than 60 or have received an
7 unsatisfactory management and occupancy review within
8 the past 36 months. The report shall include—

9 (1) the enforcement actions being taken to ad-
10 dress such conditions, including imposition of civil
11 money penalties and termination of subsidies, and
12 identify properties that have such conditions mul-
13 tiple times;

14 (2) actions that the Department of Housing
15 and Urban Development is taking to protect tenants
16 of such identified properties; and

17 (3) any administrative or legislative rec-
18 ommendations to further improve the living condi-
19 tions at properties covered under a housing assist-
20 ance payment contract.

21 This report shall be due to the Senate and House Commit-
22 tees on Appropriations no later than 30 days after the
23 enactment of this Act, and on the first business day of
24 each Federal fiscal year quarter thereafter while this sec-
25 tion remains in effect.

1 SEC. 222. None of the funds made available by this
2 Act, or any other Act, for purposes authorized under sec-
3 tion 8 (only with respect to the tenant-based rental assist-
4 ance program) and section 9 of the United States Housing
5 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
6 any public housing agency for any amount of salary, in-
7 cluding bonuses, for the chief executive officer of which,
8 or any other official or employee of which, that exceeds
9 the annual rate of basic pay payable for a position at level
10 IV of the Executive Schedule at any time during any pub-
11 lic housing agency fiscal year 2019.

12 SEC. 223. None of the funds in this Act provided to
13 the Department of Housing and Urban Development may
14 be used to make a grant award unless the Secretary noti-
15 fies the House and Senate Committees on Appropriations
16 not less than 3 full business days before any project,
17 State, locality, housing authority, tribe, nonprofit organi-
18 zation, or other entity selected to receive a grant award
19 is announced by the Department or its offices.

20 SEC. 224. None of the funds made available by this
21 Act may be used to require or enforce the Physical Needs
22 Assessment (PNA).

23 SEC. 225. None of the funds made available in this
24 Act shall be used by the Federal Housing Administration,
25 the Government National Mortgage Administration, or the

1 Department of Housing and Urban Development to in-
2 sure, securitize, or establish a Federal guarantee of any
3 mortgage or mortgage backed security that refinances or
4 otherwise replaces a mortgage that has been subject to
5 eminent domain condemnation or seizure, by a State, mu-
6 nicipality, or any other political subdivision of a State.

7 SEC. 226. None of the funds made available by this
8 Act may be used to terminate the status of a unit of gen-
9 eral local government as a metropolitan city (as defined
10 in section 102 of the Housing and Community Develop-
11 ment Act of 1974 (42 U.S.C. 5302)) with respect to
12 grants under section 106 of such Act (42 U.S.C. 5306).

13 SEC. 227. Amounts made available under this Act
14 which are either appropriated, allocated, advanced on a
15 reimbursable basis, or transferred to the Office of Policy
16 Development and Research in the Department of Housing
17 and Urban Development and functions thereof, for re-
18 search, evaluation, or statistical purposes, and which are
19 unexpended at the time of completion of a contract, grant,
20 or cooperative agreement, may be deobligated and shall
21 immediately become available and may be reobligated in
22 that fiscal year or the subsequent fiscal year for the re-
23 search, evaluation, or statistical purposes for which the
24 amounts are made available to that Office subject to re-
25 programming requirements in section 405 of this Act.

1 SEC. 228. None of the funds provided in this Act or
2 any other act may be used for awards, including perform-
3 ance, special act, or spot, for any employee of the Depart-
4 ment of Housing and Urban Development who has been
5 subject to administrative discipline in fiscal years 2018 or
6 2019, including suspension from work.

7 SEC. 229. Funds made available in this title under
8 the heading “Homeless Assistance Grants” may be used
9 by the Secretary to participate in Performance Partner-
10 ship Pilots authorized under section 526 of division H of
11 Public Law 113–76, section 524 of division G of Public
12 Law 113–235, section 525 of division H of Public Law
13 114–113, and such authorities as are enacted for Perform-
14 ance Partnership Pilots in an appropriations Act for fiscal
15 year 2019: *Provided*, That such participation shall be lim-
16 ited to no more than 10 continuums of care and housing
17 activities to improve outcomes for disconnected youth.

18 SEC. 230. With respect to grant amounts awarded
19 under the heading “Homeless Assistance Grants” for fis-
20 cal years 2015, 2016, 2017, 2018 and 2019 for the con-
21 tinuum of care (CoC) program as authorized under sub-
22 title C of title IV of the McKinney-Vento Homeless Assist-
23 ance Act, costs paid by program income of grant recipients
24 may count toward meeting the recipient’s matching re-

1 requirements, provided the costs are eligible CoC costs that
2 supplement the recipient's CoC program.

3 SEC. 231. (a) From amounts made available under
4 this title under the heading "Homeless Assistance
5 Grants", the Secretary may award 1-year transition
6 grants to recipients of funds for activities under subtitle
7 C of the McKinney-Vento Homeless Assistance Act (42
8 U.S.C. 11381 et seq.) to transition from one Continuum
9 of Care program component to another.

10 (b) No more than 50 percent of each transition grant
11 may be used for costs of eligible activities of the program
12 component originally funded.

13 (c) Transition grants made under this section are eli-
14 gible for renewal in subsequent fiscal years for the eligible
15 activities of the new program component.

16 (d) In order to be eligible to receive a transition
17 grant, the funding recipient must have the consent of the
18 Continuum of Care and meet standards determined by the
19 Secretary.

20 SEC. 232. None of the funds made available by this
21 Act may be used by the Department of Housing and
22 Urban Development to direct a grantee to undertake spe-
23 cific changes to existing zoning laws as part of carrying
24 out the final rule entitled "Affirmatively Furthering Fair
25 Housing" (80 Fed. Reg. 42272 (July 16, 2015)) or the

1 notice entitled “Affirmatively Furthering Fair Housing
2 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
3 2014)).

4 SEC. 233. Section 218(g) of the Cranston-Gonzalez
5 National Affordable Housing Act (42 U.S.C. 12748(g))
6 shall not apply with respect to the right of a jurisdiction
7 to draw funds from its HOME Investment Trust Fund
8 that otherwise expired or would expire in 2016, 2017,
9 2018, 2019, 2020 or 2021 under that section.

10 SEC. 234. The Promise Zone designations and Prom-
11 ise Zone Designation Agreements entered into pursuant
12 to such designations, made by the Secretary of Housing
13 and Urban Development in prior fiscal years, shall remain
14 in effect in accordance with the terms and conditions of
15 such agreements.

16 SEC. 235. The Secretary shall initiate a comprehen-
17 sive review of existing public housing and tenant-based
18 rental assistance regulations and related notices and other
19 guidance documents to identify opportunities to streamline
20 the administration of such programs while also ensuring
21 compliance with Federal financial and internal control re-
22 quirements. The Secretary shall establish a regulatory ad-
23 visory committee, composed of program and research ex-
24 perts from the Department, a fair representation of public
25 housing agencies, and independent subject matter experts

1 in housing policy, property management, and Federal
2 grant management, which shall advise the Secretary with
3 respect to specific policy proposals to reduce administra-
4 tive burden. The Secretary, in consultation with the advi-
5 sory committee, shall submit a report on the results of
6 such regulatory review to the House and Senate Commit-
7 tees on Appropriations no later than one year after the
8 date of enactment of this Act.

9 SEC. 236. None of the funds made available by this
10 Act may be used to establish and apply a ranking factor
11 in the selection and award of any funds made available
12 and requiring competitive selection under this Act, includ-
13 ing preference or bonus points or other incentives for par-
14 ticipation in or coordination with EnVision Centers.

15 SEC. 237. (a) The Secretary of Housing and Urban
16 Development shall continue to engage in efforts authorized
17 by the Violence Against Women Reauthorization Act of
18 2013 (Public Law 113–4; 127 Stat. 54) to ensure that
19 survivors of domestic violence and sexual assault are not
20 unlawfully evicted or denied housing by certain landlords
21 based on their experience as survivors.

22 (b) Not later than 180 days after the date of enact-
23 ment of this Act, the Secretary of Housing and Urban
24 Development shall submit to Congress a report on the ef-
25 forts described in subsection (a).

1 SEC. 238. None of the funds made available under
2 this Act may be used to provide housing assistance bene-
3 fits for an individual who is convicted of—

4 (1) aggravated sexual abuse under section 2241
5 of title 18, United States Code;

6 (2) murder under section 1111 of title 18,
7 United States Code; or

8 (3) any other Federal or State offense involv-
9 ing—

10 (A) severe forms of trafficking in persons
11 or sex trafficking, as those terms are defined in
12 paragraphs (9) and (10), respectively, of section
13 103 of the Trafficking Victims Protection Act
14 of 2000 (22 U.S.C. 7102); or

15 (B) child pornography, as defined in sec-
16 tion 2256 of title 18, United States Code.

17 This title may be cited as the “Department of Hous-
18 ing and Urban Development Appropriations Act, 2019”.

19 TITLE III

20 RELATED AGENCIES

21 ACCESS BOARD

22 SALARIES AND EXPENSES

23 For expenses necessary for the Access Board, as au-
24 thorized by section 502 of the Rehabilitation Act of 1973,
25 as amended, \$8,400,000: *Provided*, That, notwithstanding

1 any other provision of law, there may be credited to this
2 appropriation funds received for publications and training
3 expenses.

4 FEDERAL MARITIME COMMISSION

5 SALARIES AND EXPENSES

6 For necessary expenses of the Federal Maritime
7 Commission as authorized by section 201(d) of the Mer-
8 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
9 cluding services as authorized by 5 U.S.C. 3109; hire of
10 passenger motor vehicles as authorized by 31 U.S.C.
11 1343(b); and uniforms or allowances therefore, as author-
12 ized by 5 U.S.C. 5901–5902, \$27,490,000: *Provided*, That
13 not to exceed \$2,000 shall be available for official recep-
14 tion and representation expenses.

15 NATIONAL RAILROAD PASSENGER CORPORATION

16 OFFICE OF INSPECTOR GENERAL

17 SALARIES AND EXPENSES

18 For necessary expenses of the Office of Inspector
19 General for the National Railroad Passenger Corporation
20 to carry out the provisions of the Inspector General Act
21 of 1978, as amended, \$23,274,000: *Provided*, That the In-
22 spector General shall have all necessary authority, in car-
23 rying out the duties specified in the Inspector General Act,
24 as amended (5 U.S.C. App. 3), to investigate allegations
25 of fraud, including false statements to the government (18

1 U.S.C. 1001), by any person or entity that is subject to
2 regulation by the National Railroad Passenger Corpora-
3 tion: *Provided further*, That the Inspector General may
4 enter into contracts and other arrangements for audits,
5 studies, analyses, and other services with public agencies
6 and with private persons, subject to the applicable laws
7 and regulations that govern the obtaining of such services
8 within the National Railroad Passenger Corporation: *Pro-*
9 *vided further*, That the Inspector General may select, ap-
10 point, and employ such officers and employees as may be
11 necessary for carrying out the functions, powers, and du-
12 ties of the Office of Inspector General, subject to the appli-
13 cable laws and regulations that govern such selections, ap-
14 pointments, and employment within the Corporation: *Pro-*
15 *vided further*, That concurrent with the President’s budget
16 request for fiscal year 2020, the Inspector General shall
17 submit to the House and Senate Committees on Appro-
18 priations a budget request for fiscal year 2020 in similar
19 format and substance to those submitted by executive
20 agencies of the Federal Government: *Provided further*,
21 That not later than 240 days after the date of enactment
22 of this Act, the Inspector General shall update the report
23 entitled “Effects of Amtrak’s Poor On-Time Perform-
24 ance”, numbered CR–2008–047, and dated March 28,
25 2008, and make the updated report publicly available.

1 NATIONAL TRANSPORTATION SAFETY BOARD
2 SALARIES AND EXPENSES

3 For necessary expenses of the National Transpor-
4 tation Safety Board, including hire of passenger motor ve-
5 hicles and aircraft; services as authorized by 5 U.S.C.
6 3109, but at rates for individuals not to exceed the per
7 diem rate equivalent to the rate for a GS-15; uniforms,
8 or allowances therefor, as authorized by law (5 U.S.C.
9 5901-5902), \$110,400,000, of which not to exceed \$2,000
10 may be used for official reception and representation ex-
11 penses. The amounts made available to the National
12 Transportation Safety Board in this Act include amounts
13 necessary to make lease payments on an obligation in-
14 curred in fiscal year 2001 for a capital lease.

15 NEIGHBORHOOD REINVESTMENT CORPORATION
16 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
17 CORPORATION

18 For payment to the Neighborhood Reinvestment Cor-
19 poration for use in neighborhood reinvestment activities,
20 as authorized by the Neighborhood Reinvestment Corpora-
21 tion Act (42 U.S.C. 8101-8107), \$145,000,000, of which
22 \$5,000,000 shall be for a multi-family rental housing pro-
23 gram: *Provided*, That an additional \$2,000,000, to remain
24 available until September 30, 2023, shall be for the pro-
25 motion and development of shared equity housing models.

1 SURFACE TRANSPORTATION BOARD
2 SALARIES AND EXPENSES

3 For necessary expenses of the Surface Transpor-
4 tation Board, including services authorized by 5 U.S.C.
5 3109, \$37,100,000: *Provided*, That notwithstanding any
6 other provision of law, not to exceed \$1,250,000 from fees
7 established by the Chairman of the Surface Transpor-
8 tation Board shall be credited to this appropriation as off-
9 setting collections and used for necessary and authorized
10 expenses under this heading: *Provided further*, That the
11 sum herein appropriated from the general fund shall be
12 reduced on a dollar-for-dollar basis as such offsetting col-
13 lections are received during fiscal year 2019, to result in
14 a final appropriation from the general fund estimated at
15 no more than \$35,850,000.

16 UNITED STATES INTERAGENCY COUNCIL ON
17 HOMELESSNESS
18 OPERATING EXPENSES

19 For necessary expenses (including payment of sala-
20 ries, authorized travel, hire of passenger motor vehicles,
21 the rental of conference rooms, and the employment of ex-
22 perts and consultants under section 3109 of title 5, United
23 States Code) of the United States Interagency Council on
24 Homelessness in carrying out the functions pursuant to
25 title II of the McKinney-Vento Homeless Assistance Act,

1 as amended, \$3,600,000: *Provided*, That the first proviso
2 in Public Law 115–141 under the heading “United States
3 Interagency Council on Homelessness—Operating Ex-
4 penses” is amended by striking “2020” and inserting
5 “2021”.

6 TITLE IV

7 GENERAL PROVISIONS—THIS ACT

8 SEC. 401. None of the funds in this Act shall be used
9 for the planning or execution of any program to pay the
10 expenses of, or otherwise compensate, non-Federal parties
11 intervening in regulatory or adjudicatory proceedings
12 funded in this Act.

13 SEC. 402. None of the funds appropriated in this Act
14 shall remain available for obligation beyond the current
15 fiscal year, nor may any be transferred to other appropria-
16 tions, unless expressly so provided herein.

17 SEC. 403. The expenditure of any appropriation
18 under this Act for any consulting service through a pro-
19 curement contract pursuant to section 3109 of title 5,
20 United States Code, shall be limited to those contracts
21 where such expenditures are a matter of public record and
22 available for public inspection, except where otherwise pro-
23 vided under existing law, or under existing Executive order
24 issued pursuant to existing law.

1 SEC. 404. (a) None of the funds made available in
2 this Act may be obligated or expended for any employee
3 training that—

4 (1) does not meet identified needs for knowl-
5 edge, skills, and abilities bearing directly upon the
6 performance of official duties;

7 (2) contains elements likely to induce high lev-
8 els of emotional response or psychological stress in
9 some participants;

10 (3) does not require prior employee notification
11 of the content and methods to be used in the train-
12 ing and written end of course evaluation;

13 (4) contains any methods or content associated
14 with religious or quasi-religious belief systems or
15 “new age” belief systems as defined in Equal Em-
16 ployment Opportunity Commission Notice N-
17 915.022, dated September 2, 1988; or

18 (5) is offensive to, or designed to change, par-
19 ticipants’ personal values or lifestyle outside the
20 workplace.

21 (b) Nothing in this section shall prohibit, restrict, or
22 otherwise preclude an agency from conducting training
23 bearing directly upon the performance of official duties.

24 SEC. 405. Except as otherwise provided in this Act,
25 none of the funds provided in this Act, provided by pre-

1 vious appropriations Acts to the agencies or entities fund-
2 ed in this Act that remain available for obligation or ex-
3 penditure in fiscal year 2019, or provided from any ac-
4 counts in the Treasury derived by the collection of fees
5 and available to the agencies funded by this Act, shall be
6 available for obligation or expenditure through a re-
7 programming of funds that—

8 (1) creates a new program;

9 (2) eliminates a program, project, or activity;

10 (3) increases funds or personnel for any pro-
11 gram, project, or activity for which funds have been
12 denied or restricted by the Congress;

13 (4) proposes to use funds directed for a specific
14 activity by either the House or Senate Committees
15 on Appropriations for a different purpose;

16 (5) augments existing programs, projects, or ac-
17 tivities in excess of \$5,000,000 or 10 percent, which-
18 ever is less;

19 (6) reduces existing programs, projects, or ac-
20 tivities by \$5,000,000 or 10 percent, whichever is
21 less; or

22 (7) creates, reorganizes, or restructures a
23 branch, division, office, bureau, board, commission,
24 agency, administration, or department different from
25 the budget justifications submitted to the Commit-

1 tees on Appropriations or the tables in the explana-
2 tory statement described in section 3 (in the matter
3 preceding division A of this consolidated Act), which-
4 ever is more detailed, unless prior approval is re-
5 ceived from the House and Senate Committees on
6 Appropriations: *Provided*, That not later than 60
7 days after the date of enactment of this Act, each
8 agency funded by this Act shall submit a report to
9 the Committees on Appropriations of the Senate and
10 of the House of Representatives to establish the
11 baseline for application of reprogramming and trans-
12 fer authorities for the current fiscal year: *Provided*
13 *further*, That the report shall include—

14 (A) a table for each appropriation with a
15 separate column to display the prior year en-
16 acted level, the President’s budget request, ad-
17 justments made by Congress, adjustments due
18 to enacted rescissions, if appropriate, and the
19 fiscal year enacted level;

20 (B) a delineation in the table for each ap-
21 propriation and its respective prior year enacted
22 level by object class and program, project, and
23 activity as detailed in the budget appendix for
24 the respective appropriation; and

1 (C) an identification of items of special
2 congressional interest.

3 SEC. 406. Except as otherwise specifically provided
4 by law, not to exceed 50 percent of unobligated balances
5 remaining available at the end of fiscal year 2019 from
6 appropriations made available for salaries and expenses
7 for fiscal year 2019 in this Act, shall remain available
8 through September 30, 2020, for each such account for
9 the purposes authorized: *Provided*, That a request shall
10 be submitted to the House and Senate Committees on Ap-
11 propriations for approval prior to the expenditure of such
12 funds: *Provided further*, That these requests shall be made
13 in compliance with reprogramming guidelines under sec-
14 tion 405 of this Act.

15 SEC. 407. No funds in this Act may be used to sup-
16 port any Federal, State, or local projects that seek to use
17 the power of eminent domain, unless eminent domain is
18 employed only for a public use: *Provided*, That for pur-
19 poses of this section, public use shall not be construed to
20 include economic development that primarily benefits pri-
21 vate entities: *Provided further*, That any use of funds for
22 mass transit, railroad, airport, seaport or highway
23 projects, as well as utility projects which benefit or serve
24 the general public (including energy-related, communica-
25 tion-related, water-related and wastewater-related infra-

1 structure), other structures designated for use by the gen-
2 eral public or which have other common-carrier or public-
3 utility functions that serve the general public and are sub-
4 ject to regulation and oversight by the government, and
5 projects for the removal of an immediate threat to public
6 health and safety or brownfields as defined in the Small
7 Business Liability Relief and Brownfields Revitalization
8 Act (Public Law 107–118) shall be considered a public
9 use for purposes of eminent domain.

10 SEC. 408. None of the funds made available in this
11 Act may be transferred to any department, agency, or in-
12 strumentality of the United States Government, except
13 pursuant to a transfer made by, or transfer authority pro-
14 vided in, this Act or any other appropriations Act.

15 SEC. 409. No part of any appropriation contained in
16 this Act shall be available to pay the salary for any person
17 filling a position, other than a temporary position, for-
18 merly held by an employee who has left to enter the Armed
19 Forces of the United States and has satisfactorily com-
20 pleted his or her period of active military or naval service,
21 and has within 90 days after his or her release from such
22 service or from hospitalization continuing after discharge
23 for a period of not more than 1 year, made application
24 for restoration to his or her former position and has been
25 certified by the Office of Personnel Management as still

1 qualified to perform the duties of his or her former posi-
2 tion and has not been restored thereto.

3 SEC. 410. No funds appropriated pursuant to this
4 Act may be expended by an entity unless the entity agrees
5 that in expending the assistance the entity will comply
6 with sections 2 through 4 of the Act of March 3, 1933
7 (41 U.S.C. 8301–8305, popularly known as the “Buy
8 American Act”).

9 SEC. 411. No funds appropriated or otherwise made
10 available under this Act shall be made available to any
11 person or entity that has been convicted of violating the
12 Buy American Act (41 U.S.C. 8301–8305).

13 SEC. 412. None of the funds made available in this
14 Act may be used for first-class airline accommodations in
15 contravention of sections 301–10.122 and 301–10.123 of
16 title 41, Code of Federal Regulations.

17 SEC. 413. (a) None of the funds made available by
18 this Act may be used to approve a new foreign air carrier
19 permit under sections 41301 through 41305 of title 49,
20 United States Code, or exemption application under sec-
21 tion 40109 of that title of an air carrier already holding
22 an air operators certificate issued by a country that is
23 party to the U.S.-E.U.-Iceland-Norway Air Transport
24 Agreement where such approval would contravene United

1 States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-
2 way Air Transport Agreement.

3 (b) Nothing in this section shall prohibit, restrict or
4 otherwise preclude the Secretary of Transportation from
5 granting a foreign air carrier permit or an exemption to
6 such an air carrier where such authorization is consistent
7 with the U.S.-E.U.-Iceland-Norway Air Transport Agree-
8 ment and United States law.

9 SEC. 414. None of the funds made available in this
10 Act may be used to send or otherwise pay for the attend-
11 ance of more than 50 employees of a single agency or de-
12 partment of the United States Government, who are sta-
13 tioned in the United States, at any single international
14 conference unless the relevant Secretary reports to the
15 House and Senate Committees on Appropriations at least
16 5 days in advance that such attendance is important to
17 the national interest: *Provided*, That for purposes of this
18 section the term “international conference” shall mean a
19 conference occurring outside of the United States attended
20 by representatives of the United States Government and
21 of foreign governments, international organizations, or
22 nongovernmental organizations.

23 SEC. 415. None of the funds appropriated or other-
24 wise made available under this Act may be used by the
25 Surface Transportation Board to charge or collect any fil-

1 ing fee for rate or practice complaints filed with the Board
2 in an amount in excess of the amount authorized for dis-
3 trict court civil suit filing fees under section 1914 of title
4 28, United States Code.

5 SEC. 416. None of the funds made available by this
6 Act may be used by the Department of Transportation,
7 the Department of Housing and Urban Development, or
8 any other Federal agency to lease or purchase new light
9 duty vehicles for any executive fleet, or for an agency's
10 fleet inventory, except in accordance with Presidential
11 Memorandum—Federal Fleet Performance, dated May
12 24, 2011.

13 SEC. 417. (a) None of the funds made available in
14 this Act may be used to maintain or establish a computer
15 network unless such network blocks the viewing,
16 downloading, and exchanging of pornography.

17 (b) Nothing in subsection (a) shall limit the use of
18 funds necessary for any Federal, State, tribal, or local law
19 enforcement agency or any other entity carrying out crimi-
20 nal investigations, prosecution, or adjudication activities.

21 SEC. 418. (a) None of the funds made available in
22 this Act may be used to deny an Inspector General funded
23 under this Act timely access to any records, documents,
24 or other materials available to the department or agency
25 over which that Inspector General has responsibilities

1 under the Inspector General Act of 1978 (5 U.S.C. App.),
2 or to prevent or impede that Inspector General's access
3 to such records, documents, or other materials, under any
4 provision of law, except a provision of law that expressly
5 refers to the Inspector General and expressly limits the
6 Inspector General's right of access.

7 (b) A department or agency covered by this section
8 shall provide its Inspector General with access to all such
9 records, documents, and other materials in a timely man-
10 ner.

11 (c) Each Inspector General shall ensure compliance
12 with statutory limitations on disclosure relevant to the in-
13 formation provided by the establishment over which that
14 Inspector General has responsibilities under the Inspector
15 General Act of 1978 (5 U.S.C. App.).

16 (d) Each Inspector General covered by this section
17 shall report to the Committees on Appropriations of the
18 House of Representatives and the Senate within 5 cal-
19 endar days any failures to comply with this requirement.

20 SEC. 419. None of the funds appropriated or other-
21 wise made available by this Act may be used to pay award
22 or incentive fees for contractors whose performance has
23 been judged to be below satisfactory, behind schedule, over
24 budget, or has failed to meet the basic requirements of
25 a contract, unless the Agency determines that any such

1 deviations are due to unforeseeable events, government-
2 driven scope changes, or are not significant within the
3 overall scope of the project and/or program unless such
4 awards or incentive fees are consistent with 16.401(e)(2)
5 of the FAR.

6 SEC. 420. (a) Section 420 (a) None of the funds ap-
7 propriated or otherwise made available under this Act may
8 be used to acquire telecommunications equipment pro-
9 duced by Huawei Technologies Company, ZTE Corpora-
10 tion or a high-impact or moderate-impact information sys-
11 tem, as defined for security categorization in the National
12 Institute of Standards and Technology’s (NIST) Federal
13 Information Processing Standard Publication 199,
14 “Standards for Security Categorization of Federal Infor-
15 mation and Information Systems” unless the agency
16 has—

17 (1) reviewed the supply chain risk for the infor-
18 mation systems against criteria developed by NIST
19 to inform acquisition decisions for high-impact and
20 moderate-impact information systems within the
21 Federal Government;

22 (2) reviewed the supply chain risk from the pre-
23 sumptive awardee against available and relevant
24 threat information provided by the Federal Bureau
25 of Investigation and other appropriate agencies; and

1 (3) in consultation with the Federal Bureau of
2 Investigation or other appropriate Federal entity,
3 conducted an assessment of any risk of cyber-espio-
4 nage or sabotage associated with the acquisition of
5 such system, including any risk associated with such
6 system being produced, manufactured, or assembled
7 by one or more entities identified by the United
8 States Government as posing a cyber threat, includ-
9 ing but not limited to, those that may be owned, di-
10 rected, or subsidized by the People’s Republic of
11 China, the Islamic Republic of Iran, the Democratic
12 People’s Republic of Korea, or the Russian Federa-
13 tion.

14 (b) None of the funds appropriated or otherwise
15 made available under this Act may be used to acquire a
16 high-impact or moderate impact information system re-
17 viewed and assessed under subsection (a) unless the head
18 of the assessing entity described in subsection (a) has—

19 (1) developed, in consultation with NIST and
20 supply chain risk management experts, a mitigation
21 strategy for any identified risks;

22 (2) determined, in consultation with NIST and
23 the Federal Bureau of Investigation, that the acqui-
24 sition of such system is in the vital national security
25 interest of the United States; and

1 (3) reported that determination to the Commit-
2 tees on Appropriations of the House of Representa-
3 tives and the Senate in a manner that identifies the
4 system intended for acquisition and a detailed de-
5 scription of the mitigation strategies identified in
6 (1), provided that such report may include a classi-
7 fied annex as necessary.

8 This division may be cited as the “Transportation,
9 Housing and Urban Development, and Related Agencies
10 Appropriations Act, 2019”.

11 **DIVISION E—COMMERCE AND**
12 **JUSTICE, SCIENCE, AND RE-**
13 **LATED AGENCIES APPRO-**
14 **PRIATIONS ACT, 2019**

15 That the following sums are appropriated, out of any
16 money in the Treasury not otherwise appropriated, for the
17 Departments of Commerce and Justice, Science, and Re-
18 lated Agencies for the fiscal year ending September 30,
19 2019, and for other purposes, namely:

20 **TITLE I**

21 **DEPARTMENT OF COMMERCE**

22 **INTERNATIONAL TRADE ADMINISTRATION**

23 **OPERATIONS AND ADMINISTRATION**

24 For necessary expenses for international trade activi-
25 ties of the Department of Commerce provided for by law,

1 and for engaging in trade promotional activities abroad,
2 including expenses of grants and cooperative agreements
3 for the purpose of promoting exports of United States
4 firms, without regard to sections 3702 and 3703 of title
5 44, United States Code; full medical coverage for depend-
6 ent members of immediate families of employees stationed
7 overseas and employees temporarily posted overseas; travel
8 and transportation of employees of the International
9 Trade Administration between two points abroad, without
10 regard to section 40118 of title 49, United States Code;
11 employment of citizens of the United States and aliens by
12 contract for services; rental of space abroad for periods
13 not exceeding 10 years, and expenses of alteration, repair,
14 or improvement; purchase or construction of temporary
15 demountable exhibition structures for use abroad; pay-
16 ment of tort claims, in the manner authorized in the first
17 paragraph of section 2672 of title 28, United States Code,
18 when such claims arise in foreign countries; not to exceed
19 \$294,300 for official representation expenses abroad; pur-
20 chase of passenger motor vehicles for official use abroad,
21 not to exceed \$45,000 per vehicle; obtaining insurance on
22 official motor vehicles; and rental of tie lines,
23 \$499,000,000, to remain available until September 30,
24 2020, of which \$11,000,000 is to be derived from fees to
25 be retained and used by the International Trade Adminis-

1 tration, notwithstanding section 3302 of title 31, United
2 States Code: *Provided*, That, of amounts provided under
3 this heading, not less than \$16,400,000 shall be for China
4 antidumping and countervailing duty enforcement and
5 compliance activities: *Provided further*, That the provisions
6 of the first sentence of section 105(f) and all of section
7 108(c) of the Mutual Educational and Cultural Exchange
8 Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply
9 in carrying out these activities; and that for the purpose
10 of this Act, contributions under the provisions of the Mu-
11 tual Educational and Cultural Exchange Act of 1961 shall
12 include payment for assessments for services provided as
13 part of these activities.

14 BUREAU OF INDUSTRY AND SECURITY

15 OPERATIONS AND ADMINISTRATION

16 For necessary expenses for export administration and
17 national security activities of the Department of Com-
18 merce, including costs associated with the performance of
19 export administration field activities both domestically and
20 abroad; full medical coverage for dependent members of
21 immediate families of employees stationed overseas; em-
22 ployment of citizens of the United States and aliens by
23 contract for services abroad; payment of tort claims, in
24 the manner authorized in the first paragraph of section
25 2672 of title 28, United States Code, when such claims

1 arise in foreign countries; not to exceed \$13,500 for offi-
2 cial representation expenses abroad; awards of compensa-
3 tion to informers under the Export Administration Act of
4 1979, and as authorized by section 1(b) of the Act of June
5 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase
6 of passenger motor vehicles for official use and motor vehi-
7 cles for law enforcement use with special requirement vehi-
8 cles eligible for purchase without regard to any price limi-
9 tation otherwise established by law, \$121,600,000, to re-
10 main available until expended: *Provided*, That the provi-
11 sions of the first sentence of section 105(f) and all of sec-
12 tion 108(c) of the Mutual Educational and Cultural Ex-
13 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall
14 apply in carrying out these activities: *Provided further*,
15 That payments and contributions collected and accepted
16 for materials or services provided as part of such activities
17 may be retained for use in covering the cost of such activi-
18 ties, and for providing information to the public with re-
19 spect to the export administration and national security
20 activities of the Department of Commerce and other ex-
21 port control programs of the United States and other gov-
22 ernments.

1 ECONOMIC DEVELOPMENT ADMINISTRATION

2 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

3 For grants for economic development assistance as
4 provided by the Public Works and Economic Development
5 Act of 1965, for trade adjustment assistance, and for
6 grants authorized by section 27 of the Stevenson-Wydler
7 Technology Innovation Act of 1980 (15 U.S.C. 3722),
8 \$266,500,000, to remain available until expended, of
9 which \$25,000,000 shall be for grants under such section
10 27.

11 SALARIES AND EXPENSES

12 For necessary expenses of administering the eco-
13 nomic development assistance programs as provided for by
14 law, \$39,000,000: *Provided*, That these funds may be used
15 to monitor projects approved pursuant to title I of the
16 Public Works Employment Act of 1976, title II of the
17 Trade Act of 1974, section 27 of the Stevenson-Wydler
18 Technology Innovation Act of 1980 (15 U.S.C. 3722), and
19 the Community Emergency Drought Relief Act of 1977.

20 MINORITY BUSINESS DEVELOPMENT AGENCY

21 MINORITY BUSINESS DEVELOPMENT

22 For necessary expenses of the Department of Com-
23 merce in fostering, promoting, and developing minority
24 business enterprise, including expenses of grants, con-

1 tracts, and other agreements with public or private organi-
2 zations, \$39,000,000.

3 ECONOMIC AND STATISTICAL ANALYSIS

4 SALARIES AND EXPENSES

5 For necessary expenses, as authorized by law, of eco-
6 nomic and statistical analysis programs of the Department
7 of Commerce, \$102,000,000, to remain available until
8 September 30, 2020.

9 BUREAU OF THE CENSUS

10 CURRENT SURVEYS AND PROGRAMS

11 For necessary expenses for collecting, compiling, ana-
12 lyzing, preparing, and publishing statistics, provided for
13 by law, \$270,000,000: *Provided*, That, from amounts pro-
14 vided herein, funds may be used for promotion, outreach,
15 and marketing activities: *Provided further*, That the Bu-
16 reau of the Census shall collect and analyze data for the
17 Annual Social and Economic Supplement to the Current
18 Population Survey using the same health insurance ques-
19 tions included in previous years, in addition to the revised
20 questions implemented in the Current Population Survey
21 beginning in February 2014.

22 PERIODIC CENSUSES AND PROGRAMS

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses for collecting, compiling, ana-
25 lyzing, preparing, and publishing statistics for periodic

1 censuses and programs provided for by law,
2 \$3,551,388,000, to remain available until September 30,
3 2021: *Provided*, That, from amounts provided herein,
4 funds may be used for promotion, outreach, and mar-
5 keting activities: *Provided further*, That within the
6 amounts appropriated, \$3,556,000 shall be transferred to
7 the “Office of Inspector General” account for activities as-
8 sociated with carrying out investigations and audits re-
9 lated to the Bureau of the Census: *Provided further*, That
10 not more than 50 percent of the amounts made available
11 under this heading for information technology related to
12 2020 census delivery, including the Census Enterprise
13 Data Collection and Processing (CEDCaP) program, may
14 be obligated until the Secretary updates the previous ex-
15 penditure plan and resubmits to the Committees on Ap-
16 propriations of the House of Representatives and the Sen-
17 ate a plan for expenditure that: (1) identifies for each
18 CEDCaP project/investment over \$25,000: (A) the func-
19 tional and performance capabilities to be delivered and the
20 mission benefits to be realized; (B) an updated estimated
21 lifecycle cost, including cumulative expenditures to date by
22 fiscal year, and all revised estimates for development,
23 maintenance, and operations; (C) key milestones to be
24 met; and (D) impacts of cost variances on other Census
25 programs; (2) details for each project/investment: (A) rea-

1 sons for any cost and schedule variances; and (B) top risks
2 and mitigation strategies; and (3) has been submitted to
3 the Government Accountability Office.

4 NATIONAL TELECOMMUNICATIONS AND INFORMATION
5 ADMINISTRATION
6 SALARIES AND EXPENSES

7 For necessary expenses, as provided for by law, of
8 the National Telecommunications and Information Ad-
9 ministration (NTIA), \$39,500,000, to remain available
10 until September 30, 2020: *Provided*, That, notwith-
11 standing 31 U.S.C. 1535(d), the Secretary of Commerce
12 shall charge Federal agencies for costs incurred in spec-
13 trum management, analysis, operations, and related serv-
14 ices, and such fees shall be retained and used as offsetting
15 collections for costs of such spectrum services, to remain
16 available until expended: *Provided further*, That the Sec-
17 retary of Commerce is authorized to retain and use as off-
18 setting collections all funds transferred, or previously
19 transferred, from other Government agencies for all costs
20 incurred in telecommunications research, engineering, and
21 related activities by the Institute for Telecommunication
22 Sciences of NTIA, in furtherance of its assigned functions
23 under this paragraph, and such funds received from other
24 Government agencies shall remain available until ex-
25 pended.

1 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
2 AND CONSTRUCTION

3 For the administration of prior-year grants, recov-
4 eries and unobligated balances of funds previously appro-
5 priated are available for the administration of all open
6 grants until their expiration.

7 UNITED STATES PATENT AND TRADEMARK OFFICE
8 SALARIES AND EXPENSES
9 (INCLUDING TRANSFERS OF FUNDS)

10 For necessary expenses of the United States Patent
11 and Trademark Office (USPTO) provided for by law, in-
12 cluding defense of suits instituted against the Under Sec-
13 retary of Commerce for Intellectual Property and Director
14 of the USPTO, \$3,370,000,000, to remain available until
15 expended: *Provided*, That the sum herein appropriated
16 from the general fund shall be reduced as offsetting collec-
17 tions of fees and surcharges assessed and collected by the
18 USPTO under any law are received during fiscal year
19 2019, so as to result in a fiscal year 2019 appropriation
20 from the general fund estimated at \$0: *Provided further*,
21 That during fiscal year 2019, should the total amount of
22 such offsetting collections be less than \$3,370,000,000
23 this amount shall be reduced accordingly: *Provided fur-*
24 *ther*, That any amount received in excess of
25 \$3,370,000,000 in fiscal year 2019 and deposited in the

1 Patent and Trademark Fee Reserve Fund shall remain
2 available until expended: *Provided further*, That the Direc-
3 tor of USPTO shall submit a spending plan to the Com-
4 mittees on Appropriations of the House of Representatives
5 and the Senate for any amounts made available by the
6 preceding proviso and such spending plan shall be treated
7 as a reprogramming under section 505 of this Act and
8 shall not be available for obligation or expenditure except
9 in compliance with the procedures set forth in that section:
10 *Provided further*, That any amounts reprogrammed in ac-
11 cordance with the preceding proviso shall be transferred
12 to the United States Patent and Trademark Office “Sala-
13 ries and Expenses” account: *Provided further*, That from
14 amounts provided herein, not to exceed \$900 shall be
15 made available in fiscal year 2019 for official reception
16 and representation expenses: *Provided further*, That in fis-
17 cal year 2019 from the amounts made available for “Sala-
18 ries and Expenses” for the USPTO, the amounts nec-
19 essary to pay (1) the difference between the percentage
20 of basic pay contributed by the USPTO and employees
21 under section 8334(a) of title 5, United States Code, and
22 the normal cost percentage (as defined by section
23 8331(17) of that title) as provided by the Office of Per-
24 sonnel Management (OPM) for USPTO’s specific use, of
25 basic pay, of employees subject to subchapter III of chap-

1 ter 83 of that title, and (2) the present value of the other-
2 wise unfunded accruing costs, as determined by OPM for
3 USPTO's specific use of post-retirement life insurance
4 and post-retirement health benefits coverage for all
5 USPTO employees who are enrolled in Federal Employees
6 Health Benefits (FEHB) and Federal Employees Group
7 Life Insurance (FEGLI), shall be transferred to the Civil
8 Service Retirement and Disability Fund, the FEGLI
9 Fund, and the FEHB Fund, as appropriate, and shall be
10 available for the authorized purposes of those accounts:
11 *Provided further*, That any differences between the present
12 value factors published in OPM's yearly 300 series benefit
13 letters and the factors that OPM provides for USPTO's
14 specific use shall be recognized as an imputed cost on
15 USPTO's financial statements, where applicable: *Provided*
16 *further*, That, notwithstanding any other provision of law,
17 all fees and surcharges assessed and collected by USPTO
18 are available for USPTO only pursuant to section 42(c)
19 of title 35, United States Code, as amended by section
20 22 of the Leahy-Smith America Invents Act (Public Law
21 112-29): *Provided further*, That within the amounts ap-
22 propriated, \$1,000,000 shall be transferred to the "Office
23 of Inspector General" account for activities associated
24 with carrying out investigations and audits related to the
25 USPTO.

1 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY
2 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the National Institute of
5 Standards and Technology (NIST), \$724,500,000, to re-
6 main available until expended, of which not to exceed
7 \$9,000,000 may be transferred to the “Working Capital
8 Fund”: *Provided*, That not to exceed \$5,000 shall be for
9 official reception and representation expenses: *Provided*
10 *further*, That NIST may provide local transportation for
11 summer undergraduate research fellowship program par-
12 ticipants.

13 INDUSTRIAL TECHNOLOGY SERVICES

14 For necessary expenses for industrial technology
15 services, \$155,000,000, to remain available until ex-
16 pended, of which \$140,000,000 shall be for the Hollings
17 Manufacturing Extension Partnership, and of which
18 \$15,000,000 shall be for the National Network for Manu-
19 facturing Innovation (also known as “Manufacturing
20 USA”).

21 CONSTRUCTION OF RESEARCH FACILITIES

22 For construction of new research facilities, including
23 architectural and engineering design, and for renovation
24 and maintenance of existing facilities, not otherwise pro-
25 vided for the National Institute of Standards and Tech-

1 nology, as authorized by sections 13 through 15 of the
2 National Institute of Standards and Technology Act (15
3 U.S.C. 278c–278e), \$158,000,000, to remain available
4 until expended: *Provided*, That the Secretary of Commerce
5 shall include in the budget justification materials that the
6 Secretary submits to Congress in support of the Depart-
7 ment of Commerce budget (as submitted with the budget
8 of the President under section 1105(a) of title 31, United
9 States Code) an estimate for each National Institute of
10 Standards and Technology construction project having a
11 total multi-year program cost of more than \$5,000,000,
12 and simultaneously the budget justification materials shall
13 include an estimate of the budgetary requirements for
14 each such project for each of the 5 subsequent fiscal years.

15 NATIONAL OCEANIC AND ATMOSPHERIC

16 ADMINISTRATION

17 OPERATIONS, RESEARCH, AND FACILITIES

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses of activities authorized by law
20 for the National Oceanic and Atmospheric Administration,
21 including maintenance, operation, and hire of aircraft and
22 vessels; pilot programs for state-led fisheries management,
23 including cooperative enforcement activities with States,
24 notwithstanding any other provision of law; grants, con-
25 tracts, or other payments to nonprofit organizations for

1 the purposes of conducting activities pursuant to coopera-
2 tive agreements; and relocation of facilities,
3 \$3,599,126,000, to remain available until September 30,
4 2020, except that funds provided for cooperative enforce-
5 ment shall remain available until September 30, 2021:
6 *Provided*, That fees and donations received by the Na-
7 tional Ocean Service for the management of national ma-
8 rine sanctuaries may be retained and used for the salaries
9 and expenses associated with those activities, notwith-
10 standing section 3302 of title 31, United States Code: *Pro-*
11 *vided further*, That in addition, \$157,980,000 shall be de-
12 rived by transfer from the fund entitled “Promote and De-
13 velop Fishery Products and Research Pertaining to Amer-
14 ican Fisheries”, which shall only be used for fishery activi-
15 ties related to the Saltonstall-Kennedy Grant Program,
16 Cooperative Research, Annual Stock Assessments, Survey
17 and Monitoring Projects, Interjurisdictional Fisheries
18 Grants, and Fish Information Networks: *Provided further*,
19 That of the \$3,774,606,000 provided for in direct obliga-
20 tions under this heading, \$3,599,126,000 is appropriated
21 from the general fund, \$157,980,000 is provided by trans-
22 fer, and \$17,500,000 is derived from recoveries of prior
23 year obligations: *Provided further*, That any deviation
24 from the amounts designated for specific activities in the
25 tables in the explanatory statement described in section

1 3 (in the matter preceding division A of this consolidated
2 Act), or any use of deobligated balances of funds provided
3 under this heading in previous years, shall be subject to
4 the procedures set forth in section 505 of this Act: *Pro-*
5 *vided further*, That in addition, for necessary retired pay
6 expenses under the Retired Serviceman's Family Protec-
7 tion and Survivor Benefits Plan, and for payments for the
8 medical care of retired personnel and their dependents
9 under the Dependents' Medical Care Act (10 U.S.C. ch.
10 55), such sums as may be necessary.

11 PROCUREMENT, ACQUISITION AND CONSTRUCTION
12 (INCLUDING TRANSFER OF FUNDS)

13 For procurement, acquisition and construction of
14 capital assets, including alteration and modification costs,
15 of the National Oceanic and Atmospheric Administration,
16 \$1,806,479,000, to remain available until September 30,
17 2021, except that funds provided for acquisition and con-
18 struction of vessels and construction of facilities shall re-
19 main available until expended: *Provided*, That of the
20 \$1,819,479,000 provided for in direct obligations under
21 this heading, \$1,806,479,000 is appropriated from the
22 general fund and \$13,000,000 is provided from recoveries
23 of prior year obligations: *Provided further*, That any devi-
24 ation from the amounts designated for specific activities
25 in the tables in the explanatory statement described in sec-

1 tion 3 (in the matter preceding division A of this consoli-
2 dated Act), or any use of deobligated balances of funds
3 provided under this heading in previous years, shall be
4 subject to the procedures set forth in section 505 of this
5 Act: *Provided further*, That the Secretary of Commerce
6 shall include in budget justification materials that the Sec-
7 retary submits to Congress in support of the Department
8 of Commerce budget (as submitted with the budget of the
9 President under section 1105(a) of title 31, United States
10 Code) an estimate for each National Oceanic and Atmos-
11 pheric Administration procurement, acquisition or con-
12 struction project having a total of more than \$5,000,000
13 and simultaneously the budget justification shall include
14 an estimate of the budgetary requirements for each such
15 project for each of the 5 subsequent fiscal years: *Provided*
16 *further*, That, within the amounts appropriated,
17 \$1,302,000 shall be transferred to the “Office of Inspector
18 General” account for activities associated with carrying
19 out investigations and audits related to satellite procure-
20 ment, acquisition and construction.

21 PACIFIC COASTAL SALMON RECOVERY

22 For necessary expenses associated with the restora-
23 tion of Pacific salmon populations, \$70,000,000, to re-
24 main available until September 30, 2020: *Provided*, That,
25 of the funds provided herein, the Secretary of Commerce

1 may issue grants to the States of Washington, Oregon,
2 Idaho, Nevada, California, and Alaska, and to the Feder-
3 ally recognized tribes of the Columbia River and Pacific
4 Coast (including Alaska), for projects necessary for con-
5 servation of salmon and steelhead populations that are
6 listed as threatened or endangered, or that are identified
7 by a State as at-risk to be so listed, for maintaining popu-
8 lations necessary for exercise of tribal treaty fishing rights
9 or native subsistence fishing, or for conservation of Pacific
10 coastal salmon and steelhead habitat, based on guidelines
11 to be developed by the Secretary of Commerce: *Provided*
12 *further*, That all funds shall be allocated based on sci-
13 entific and other merit principles and shall not be available
14 for marketing activities: *Provided further*, That funds dis-
15 bursed to States shall be subject to a matching require-
16 ment of funds or documented in-kind contributions of at
17 least 33 percent of the Federal funds.

18 FISHERMEN'S CONTINGENCY FUND

19 For carrying out the provisions of title IV of Public
20 Law 95-372, not to exceed \$349,000, to be derived from
21 receipts collected pursuant to that Act, to remain available
22 until expended.

23 FISHERY DISASTER ASSISTANCE

24 For the necessary expenses associated with the miti-
25 gation of fishery disasters, \$15,000,000 to remain avail-

1 able until expended: *Provided*, That funds shall be used
2 for mitigating the effects of commercial fishery failures
3 and fishery resource disasters as declared by the Secretary
4 of Commerce.

5 FISHERIES FINANCE PROGRAM ACCOUNT

6 Subject to section 502 of the Congressional Budget
7 Act of 1974, during fiscal year 2019, obligations of direct
8 loans may not exceed \$24,000,000 for Individual Fishing
9 Quota loans and not to exceed \$100,000,000 for tradi-
10 tional direct loans as authorized by the Merchant Marine
11 Act of 1936.

12 DEPARTMENTAL MANAGEMENT

13 SALARIES AND EXPENSES

14 For necessary expenses for the management of the
15 Department of Commerce provided for by law, including
16 not to exceed \$4,500 for official reception and representa-
17 tion, \$63,000,000.

18 RENOVATION AND MODERNIZATION

19 For necessary expenses for the renovation and mod-
20 ernization of the Herbert C. Hoover Building,
21 \$38,612,000, to remain available until expended.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary expenses of the Office of Inspector
24 General in carrying out the provisions of the Inspector
25 General Act of 1978 (5 U.S.C. App.), \$32,744,000.

1 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE
2 (INCLUDING TRANSFER OF FUNDS)

3 SEC. 101. During the current fiscal year, applicable
4 appropriations and funds made available to the Depart-
5 ment of Commerce by this Act shall be available for the
6 activities specified in the Act of October 26, 1949 (15
7 U.S.C. 1514), to the extent and in the manner prescribed
8 by the Act, and, notwithstanding 31 U.S.C. 3324, may
9 be used for advanced payments not otherwise authorized
10 only upon the certification of officials designated by the
11 Secretary of Commerce that such payments are in the
12 public interest.

13 SEC. 102. During the current fiscal year, appropria-
14 tions made available to the Department of Commerce by
15 this Act for salaries and expenses shall be available for
16 hire of passenger motor vehicles as authorized by 31
17 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
18 3109; and uniforms or allowances therefor, as authorized
19 by law (5 U.S.C. 5901–5902).

20 SEC. 103. Not to exceed 5 percent of any appropria-
21 tion made available for the current fiscal year for the De-
22 partment of Commerce in this Act may be transferred be-
23 tween such appropriations, but no such appropriation shall
24 be increased by more than 10 percent by any such trans-
25 fers: *Provided*, That any transfer pursuant to this section

1 shall be treated as a reprogramming of funds under sec-
2 tion 505 of this Act and shall not be available for obliga-
3 tion or expenditure except in compliance with the proce-
4 dures set forth in that section: *Provided further*, That the
5 Secretary of Commerce shall notify the Committees on Ap-
6 propriations at least 15 days in advance of the acquisition
7 or disposal of any capital asset (including land, structures,
8 and equipment) not specifically provided for in this Act
9 or any other law appropriating funds for the Department
10 of Commerce.

11 SEC. 104. The requirements set forth by section 105
12 of the Commerce, Justice, Science, and Related Agencies
13 Appropriations Act, 2012 (Public Law 112–55), as
14 amended by section 105 of title I of division B of Public
15 Law 113–6, are hereby adopted by reference and made
16 applicable with respect to fiscal year 2019: *Provided*, That
17 the life cycle cost for the Joint Polar Satellite System is
18 \$11,322,125,000, the life cycle cost for the Geostationary
19 Operational Environmental Satellite R-Series Program is
20 \$10,828,059,000, and the life cycle cost for the Polar Fol-
21 low On Program is \$7,573,000,000.

22 SEC. 105. Notwithstanding any other provision of
23 law, the Secretary may furnish services (including but not
24 limited to utilities, telecommunications, and security serv-
25 ices) necessary to support the operation, maintenance, and

1 improvement of space that persons, firms, or organizations
2 are authorized, pursuant to the Public Buildings Coopera-
3 tive Use Act of 1976 or other authority, to use or occupy
4 in the Herbert C. Hoover Building, Washington, DC, or
5 other buildings, the maintenance, operation, and protec-
6 tion of which has been delegated to the Secretary from
7 the Administrator of General Services pursuant to the
8 Federal Property and Administrative Services Act of 1949
9 on a reimbursable or non-reimbursable basis. Amounts re-
10 ceived as reimbursement for services provided under this
11 section or the authority under which the use or occupancy
12 of the space is authorized, up to \$200,000, shall be cred-
13 ited to the appropriation or fund which initially bears the
14 costs of such services.

15 SEC. 106. Nothing in this title shall be construed to
16 prevent a grant recipient from deterring child pornog-
17 raphy, copyright infringement, or any other unlawful ac-
18 tivity over its networks.

19 SEC. 107. The Administrator of the National Oceanic
20 and Atmospheric Administration is authorized to use, with
21 their consent, with reimbursement and subject to the lim-
22 its of available appropriations, the land, services, equip-
23 ment, personnel, and facilities of any department, agency,
24 or instrumentality of the United States, or of any State,
25 local government, Indian tribal government, Territory, or

1 possession, or of any political subdivision thereof, or of
2 any foreign government or international organization, for
3 purposes related to carrying out the responsibilities of any
4 statute administered by the National Oceanic and Atmos-
5 pheric Administration.

6 SEC. 108. The National Technical Information Serv-
7 ice shall not charge any customer for a copy of any report
8 or document generated by the Legislative Branch unless
9 the Service has provided information to the customer on
10 how an electronic copy of such report or document may
11 be accessed and downloaded for free online. Should a cus-
12 tomer still require the Service to provide a printed or dig-
13 ital copy of the report or document, the charge shall be
14 limited to recovering the Service's cost of processing, re-
15 producing, and delivering such report or document.

16 SEC. 109. The Secretary of Commerce may waive the
17 requirement for bonds under 40 U.S.C. 3131 with respect
18 to contracts for the construction, alteration, or repair of
19 vessels, regardless of the terms of the contracts as to pay-
20 ment or title, when the contract is made under the Coast
21 and Geodetic Survey Act of 1947 (33 U.S.C. 883a et seq.).

22 SEC. 110. To carry out the responsibilities of the Na-
23 tional Oceanic and Atmospheric Administration (NOAA),
24 the Administrator of NOAA is authorized to: (1) enter
25 into grants and cooperative agreements with; (2) use on

1 a non-reimbursable basis land, services, equipment, per-
2 sonnel, and facilities provided by; and (3) receive and ex-
3 pend funds made available on a consensual basis from: a
4 Federal agency, State or subdivision thereof, local govern-
5 ment, tribal government, territory, or possession or any
6 subdivisions thereof: *Provided*, That funds received for
7 permitting and related regulatory activities pursuant to
8 this section shall be deposited under the heading “Na-
9 tional Oceanic and Atmospheric Administration—Oper-
10 ations, Research, and Facilities” and shall remain avail-
11 able until September 30, 2021, for such purposes: *Pro-*
12 *vided further*, That all funds within this section and their
13 corresponding uses are subject to section 505 of this Act.

14 SEC. 111. Amounts provided by this Act or by any
15 prior appropriations Act that remain available for obliga-
16 tion, for necessary expenses of the programs of the Eco-
17 nomics and Statistics Administration of the Department
18 of Commerce, including amounts provided for programs
19 of the Bureau of Economic Analysis and the Bureau of
20 the Census, shall be available for expenses of cooperative
21 agreements with appropriate entities, including any Fed-
22 eral, State, or local governmental unit, or institution of
23 higher education, to aid and promote statistical, research,
24 and methodology activities which further the purposes for
25 which such amounts have been made available.

1 This title may be cited as the “Department of Com-
 2 merce Appropriations Act, 2019”.

3 TITLE II

4 DEPARTMENT OF JUSTICE

5 GENERAL ADMINISTRATION

6 SALARIES AND EXPENSES

7 For expenses necessary for the administration of the
 8 Department of Justice, \$114,000,000, of which not to ex-
 9 ceed \$4,000,000 for security and construction of Depart-
 10 ment of Justice facilities shall remain available until ex-
 11 pended.

12 JUSTICE INFORMATION SHARING TECHNOLOGY

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses for information sharing tech-
 15 nology, including planning, development, deployment and
 16 departmental direction, \$35,000,000, to remain available
 17 until expended: *Provided*, That the Attorney General may
 18 transfer up to \$35,400,000 to this account, from funds
 19 available to the Department of Justice for information
 20 technology, to remain available until expended, for enter-
 21 prise-wide information technology initiatives: *Provided fur-*
 22 *ther*, That the transfer authority in the preceding proviso
 23 is in addition to any other transfer authority contained
 24 in this Act: *Provided further*, That any transfer pursuant
 25 to the first proviso shall be treated as a reprogramming

1 under section 505 of this Act and shall not be available
2 for obligation or expenditure except in compliance with the
3 procedures set forth in that section.

4 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
5 (INCLUDING TRANSFER OF FUNDS)

6 For expenses necessary for the administration of im-
7 migration-related activities of the Executive Office for Im-
8 migration Review, \$563,407,000, of which \$4,000,000
9 shall be derived by transfer from the Executive Office for
10 Immigration Review fees deposited in the “Immigration
11 Examinations Fee” account, and of which not less than
12 \$10,400,000 shall be available for services and activities
13 provided by the Legal Orientation Program: *Provided*,
14 That not to exceed \$35,000,000 of the total amount made
15 available under this heading shall remain available until
16 expended.

17 OFFICE OF INSPECTOR GENERAL

18 For necessary expenses of the Office of Inspector
19 General, \$99,195,000, including not to exceed \$10,000 to
20 meet unforeseen emergencies of a confidential character.

21 UNITED STATES PAROLE COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses of the United States Parole
24 Commission as authorized, \$13,308,000: *Provided*, That,
25 notwithstanding any other provision of law, upon the expi-

1 ration of a term of office of a Commissioner, the Commis-
2 sioner may continue to act until a successor has been ap-
3 pointed.

4 LEGAL ACTIVITIES

5 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

6 For expenses necessary for the legal activities of the
7 Department of Justice, not otherwise provided for, includ-
8 ing not to exceed \$20,000 for expenses of collecting evi-
9 dence, to be expended under the direction of, and to be
10 accounted for solely under the certificate of, the Attorney
11 General; the administration of pardon and clemency peti-
12 tions; and rent of private or Government-owned space in
13 the District of Columbia, \$910,500,000, of which not to
14 exceed \$20,000,000 for litigation support contracts shall
15 remain available until expended: *Provided*, That of the
16 amount provided for INTERPOL Washington dues pay-
17 ments, not to exceed \$685,000 shall remain available until
18 expended: *Provided further*, That of the total amount ap-
19 propriated, not to exceed \$9,000 shall be available to
20 INTERPOL Washington for official reception and rep-
21 resentation expenses: *Provided further*, That notwith-
22 standing section 205 of this Act, upon a determination
23 by the Attorney General that emergent circumstances re-
24 quire additional funding for litigation activities of the Civil
25 Division, the Attorney General may transfer such amounts

1 to “Salaries and Expenses, General Legal Activities” from
2 available appropriations for the current fiscal year for the
3 Department of Justice, as may be necessary to respond
4 to such circumstances: *Provided further*, That any transfer
5 pursuant to the preceding proviso shall be treated as a
6 reprogramming under section 505 of this Act and shall
7 not be available for obligation or expenditure except in
8 compliance with the procedures set forth in that section:
9 *Provided further*, That of the amount appropriated, such
10 sums as may be necessary shall be available to the Civil
11 Rights Division for salaries and expenses associated with
12 the election monitoring program under section 8 of the
13 Voting Rights Act of 1965 (52 U.S.C. 10305) and to reim-
14 burse the Office of Personnel Management for such sala-
15 ries and expenses: *Provided further*, That of the amounts
16 provided under this heading for the election monitoring
17 program, \$3,390,000 shall remain available until ex-
18 pended: *Provided further*, That of the amount appro-
19 priated, not less than \$200,378,000 shall be available for
20 the Criminal Division, including related expenses for the
21 Mutual Legal Assistance Treaty Program.

22 In addition, for reimbursement of expenses of the De-
23 partment of Justice associated with processing cases
24 under the National Childhood Vaccine Injury Act of 1986,

1 not to exceed \$10,000,000, to be appropriated from the
2 Vaccine Injury Compensation Trust Fund.

3 SALARIES AND EXPENSES, ANTITRUST DIVISION

4 For expenses necessary for the enforcement of anti-
5 trust and kindred laws, \$164,977,000, to remain available
6 until expended: *Provided*, That notwithstanding any other
7 provision of law, fees collected for premerger notification
8 filings under the Hart-Scott-Rodino Antitrust Improve-
9 ments Act of 1976 (15 U.S.C. 18a), regardless of the year
10 of collection (and estimated to be \$136,000,000 in fiscal
11 year 2019), shall be retained and used for necessary ex-
12 penses in this appropriation, and shall remain available
13 until expended: *Provided further*, That the sum herein ap-
14 propriated from the general fund shall be reduced as such
15 offsetting collections are received during fiscal year 2019,
16 so as to result in a final fiscal year 2019 appropriation
17 from the general fund estimated at \$28,977,000.

18 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

19 For necessary expenses of the Offices of the United
20 States Attorneys, including inter-governmental and coop-
21 erative agreements, \$2,179,485,000: *Provided*, That of the
22 total amount appropriated, not to exceed \$7,200 shall be
23 available for official reception and representation ex-
24 penses: *Provided further*, That not to exceed \$25,000,000
25 shall remain available until expended: *Provided further*,

1 That each United States Attorney shall establish or par-
2 ticipate in a task force on human trafficking.

3 UNITED STATES TRUSTEE SYSTEM FUND

4 For necessary expenses of the United States Trustee
5 Program, as authorized, \$225,908,000, to remain avail-
6 able until expended: *Provided*, That, notwithstanding any
7 other provision of law, deposits to the United States
8 Trustee System Fund and amounts herein appropriated
9 shall be available in such amounts as may be necessary
10 to pay refunds due depositors: *Provided further*, That, not-
11 withstanding any other provision of law, fees collected pur-
12 suant to section 589a(b) of title 28, United States Code,
13 shall be retained and used for necessary expenses in this
14 appropriation and shall remain available until expended:
15 *Provided further*, That to the extent that fees collected in
16 fiscal year 2019, net of amounts necessary to pay refunds
17 due depositors, exceed \$225,908,000, those excess
18 amounts shall be available in future fiscal years only to
19 the extent provided in advance in appropriations Acts:
20 *Provided further*, That the sum herein appropriated from
21 the general fund shall be reduced (1) as such fees are re-
22 ceived during fiscal year 2019, net of amounts necessary
23 to pay refunds due depositors, (estimated at
24 \$360,000,000) and (2) to the extent that any remaining
25 general fund appropriations can be derived from amounts

1 deposited in the Fund in previous fiscal years that are not
2 otherwise appropriated, so as to result in a final fiscal year
3 2019 appropriation from the general fund estimated at \$0.

4 SALARIES AND EXPENSES, FOREIGN CLAIMS

5 SETTLEMENT COMMISSION

6 For expenses necessary to carry out the activities of
7 the Foreign Claims Settlement Commission, including
8 services as authorized by section 3109 of title 5, United
9 States Code, \$2,409,000.

10 FEES AND EXPENSES OF WITNESSES

11 For fees and expenses of witnesses, for expenses of
12 contracts for the procurement and supervision of expert
13 witnesses, for private counsel expenses, including ad-
14 vances, and for expenses of foreign counsel, \$270,000,000,
15 to remain available until expended, of which not to exceed
16 \$16,000,000 is for construction of buildings for protected
17 witness safesites; not to exceed \$3,000,000 is for the pur-
18 chase and maintenance of armored and other vehicles for
19 witness security caravans; and not to exceed \$15,000,000
20 is for the purchase, installation, maintenance, and up-
21 grade of secure telecommunications equipment and a se-
22 cure automated information network to store and retrieve
23 the identities and locations of protected witnesses: *Pro-*
24 *vided*, That amounts made available under this heading

1 may not be transferred pursuant to section 205 of this
2 Act.

3 SALARIES AND EXPENSES, COMMUNITY RELATIONS

4 SERVICE

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses of the Community Relations
7 Service, \$15,500,000: *Provided*, That notwithstanding sec-
8 tion 205 of this Act, upon a determination by the Attorney
9 General that emergent circumstances require additional
10 funding for conflict resolution and violence prevention ac-
11 tivities of the Community Relations Service, the Attorney
12 General may transfer such amounts to the Community Re-
13 lations Service, from available appropriations for the cur-
14 rent fiscal year for the Department of Justice, as may be
15 necessary to respond to such circumstances: *Provided fur-*
16 *ther*, That any transfer pursuant to the preceding proviso
17 shall be treated as a reprogramming under section 505
18 of this Act and shall not be available for obligation or ex-
19 penditure except in compliance with the procedures set
20 forth in that section.

21 ASSETS FORFEITURE FUND

22 For expenses authorized by subparagraphs (B), (F),
23 and (G) of section 524(e)(1) of title 28, United States
24 Code, \$20,514,000, to be derived from the Department
25 of Justice Assets Forfeiture Fund.

1 UNITED STATES MARSHALS SERVICE

2 SALARIES AND EXPENSES

3 For necessary expenses of the United States Mar-
4 shals Service, \$1,377,409,000, of which not to exceed
5 \$6,000 shall be available for official reception and rep-
6 resentation expenses, and not to exceed \$15,000,000 shall
7 remain available until expended.

8 CONSTRUCTION

9 For construction in space controlled, occupied, or uti-
10 lized by the United States Marshals Service for prisoner
11 holding and related support, \$35,000,000, to remain avail-
12 able until expended.

13 FEDERAL PRISONER DETENTION

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses related to United States pris-
16 oners in the custody of the United States Marshals Service
17 as authorized by section 4013 of title 18, United States
18 Code, \$1,536,000,000, to remain available until expended:
19 *Provided*, That not to exceed \$20,000,000 shall be consid-
20 ered “funds appropriated for State and local law enforce-
21 ment assistance” pursuant to section 4013(b) of title 18,
22 United States Code: *Provided further*, That the United
23 States Marshals Service shall be responsible for managing
24 the Justice Prisoner and Alien Transportation System.

1 NATIONAL SECURITY DIVISION

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFER OF FUNDS)

4 For expenses necessary to carry out the activities of
5 the National Security Division, \$101,369,000, of which
6 not to exceed \$5,000,000 for information technology sys-
7 tems shall remain available until expended: *Provided*, That
8 notwithstanding section 205 of this Act, upon a deter-
9 mination by the Attorney General that emergent cir-
10 cumstances require additional funding for the activities of
11 the National Security Division, the Attorney General may
12 transfer such amounts to this heading from available ap-
13 propriations for the current fiscal year for the Department
14 of Justice, as may be necessary to respond to such cir-
15 cumstances: *Provided further*, That any transfer pursuant
16 to the preceding proviso shall be treated as a reprogram-
17 ming under section 505 of this Act and shall not be avail-
18 able for obligation or expenditure except in compliance
19 with the procedures set forth in that section.

20 INTERAGENCY LAW ENFORCEMENT

21 INTERAGENCY CRIME AND DRUG ENFORCEMENT

22 For necessary expenses for the identification, inves-
23 tigation, and prosecution of individuals associated with the
24 most significant drug trafficking organizations,
25 transnational organized crime, and money laundering or-

1 ganizations not otherwise provided for, to include inter-
2 governmental agreements with State and local law en-
3 forcement agencies engaged in the investigation and pros-
4 ecution of individuals involved in transnational organized
5 crime and drug trafficking, \$521,563,000, of which
6 \$50,000,000 shall remain available until expended: *Pro-*
7 *vided*, That any amounts obligated from appropriations
8 under this heading may be used under authorities avail-
9 able to the organizations reimbursed from this appropria-
10 tion.

11 FEDERAL BUREAU OF INVESTIGATION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Bureau of In-
14 vestigation for detection, investigation, and prosecution of
15 crimes against the United States, \$9,030,202,000, of
16 which not to exceed \$216,900,000 shall remain available
17 until expended: *Provided*, That not to exceed \$184,500
18 shall be available for official reception and representation
19 expenses.

20 CONSTRUCTION

21 For necessary expenses, to include the cost of equip-
22 ment, furniture, and information technology requirements,
23 related to construction or acquisition of buildings, facili-
24 ties and sites by purchase, or as otherwise authorized by
25 law; conversion, modification and extension of federally

1 owned buildings; preliminary planning and design of
2 projects; and operation and maintenance of secure work
3 environment facilities and secure networking capabilities;
4 \$385,000,000, to remain available until expended.

5 DRUG ENFORCEMENT ADMINISTRATION

6 SALARIES AND EXPENSES

7 For necessary expenses of the Drug Enforcement Ad-
8 ministration, including not to exceed \$70,000 to meet un-
9 foreseen emergencies of a confidential character pursuant
10 to section 530C of title 28, United States Code; and ex-
11 penses for conducting drug education and training pro-
12 grams, including travel and related expenses for partici-
13 pants in such programs and the distribution of items of
14 token value that promote the goals of such programs,
15 \$2,234,133,000, of which not to exceed \$75,000,000 shall
16 remain available until expended and not to exceed \$90,000
17 shall be available for official reception and representation
18 expenses.

19 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND

20 EXPLOSIVES

21 SALARIES AND EXPENSES

22 For necessary expenses of the Bureau of Alcohol, To-
23 bacco, Firearms and Explosives, for training of State and
24 local law enforcement agencies with or without reimburse-
25 ment, including training in connection with the training

1 and acquisition of canines for explosives and fire
2 accelerants detection; and for provision of laboratory as-
3 sistance to State and local law enforcement agencies, with
4 or without reimbursement, \$1,316,678,000, of which not
5 to exceed \$36,000 shall be for official reception and rep-
6 resentation expenses, not to exceed \$1,000,000 shall be
7 available for the payment of attorneys' fees as provided
8 by section 924(d)(2) of title 18, United States Code, and
9 not to exceed \$20,000,000 shall remain available until ex-
10 pended: *Provided*, That none of the funds appropriated
11 herein shall be available to investigate or act upon applica-
12 tions for relief from Federal firearms disabilities under
13 section 925(c) of title 18, United States Code: *Provided*
14 *further*, That such funds shall be available to investigate
15 and act upon applications filed by corporations for relief
16 from Federal firearms disabilities under section 925(c) of
17 title 18, United States Code: *Provided further*, That no
18 funds made available by this or any other Act may be used
19 to transfer the functions, missions, or activities of the Bu-
20 reau of Alcohol, Tobacco, Firearms and Explosives to
21 other agencies or Departments.

1 FEDERAL PRISON SYSTEM

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Federal Prison System
5 for the administration, operation, and maintenance of
6 Federal penal and correctional institutions, and for the
7 provision of technical assistance and advice on corrections
8 related issues to foreign governments, \$7,256,280,000:
9 *Provided*, That the Attorney General may transfer to the
10 Department of Health and Human Services such amounts
11 as may be necessary for direct expenditures by that De-
12 partment for medical relief for inmates of Federal penal
13 and correctional institutions: *Provided further*, That the
14 Director of the Federal Prison System, where necessary,
15 may enter into contracts with a fiscal agent or fiscal inter-
16 mediary claims processor to determine the amounts pay-
17 able to persons who, on behalf of the Federal Prison Sys-
18 tem, furnish health services to individuals committed to
19 the custody of the Federal Prison System: *Provided fur-*
20 *ther*, That not to exceed \$5,400 shall be available for offi-
21 cial reception and representation expenses: *Provided fur-*
22 *ther*, That not to exceed \$50,000,000 shall remain avail-
23 able for necessary operations until September 30, 2020:
24 *Provided further*, That, of the amounts provided for con-
25 tract confinement, not to exceed \$20,000,000 shall remain

1 available until expended to make payments in advance for
2 grants, contracts and reimbursable agreements, and other
3 expenses: *Provided further*, That the Director of the Fed-
4 eral Prison System may accept donated property and serv-
5 ices relating to the operation of the prison card program
6 from a not-for-profit entity which has operated such pro-
7 gram in the past, notwithstanding the fact that such not-
8 for-profit entity furnishes services under contracts to the
9 Federal Prison System relating to the operation of pre-
10 release services, halfway houses, or other custodial facili-
11 ties.

12 BUILDINGS AND FACILITIES

13 For planning, acquisition of sites, and construction
14 of new facilities; purchase and acquisition of facilities and
15 remodeling, and equipping of such facilities for penal and
16 correctional use, including all necessary expenses incident
17 thereto, by contract or force account; and constructing,
18 remodeling, and equipping necessary buildings and facili-
19 ties at existing penal and correctional institutions, includ-
20 ing all necessary expenses incident thereto, by contract or
21 force account, \$274,000,000, to remain available until ex-
22 pended, of which \$175,000,000 shall be available only for
23 costs related to construction of new facilities: *Provided*,
24 That labor of United States prisoners may be used for
25 work performed under this appropriation.

1 FEDERAL PRISON INDUSTRIES, INCORPORATED

2 The Federal Prison Industries, Incorporated, is here-
3 by authorized to make such expenditures within the limits
4 of funds and borrowing authority available, and in accord
5 with the law, and to make such contracts and commit-
6 ments without regard to fiscal year limitations as provided
7 by section 9104 of title 31, United States Code, as may
8 be necessary in carrying out the program set forth in the
9 budget for the current fiscal year for such corporation.

10 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
11 PRISON INDUSTRIES, INCORPORATED

12 Not to exceed \$2,700,000 of the funds of the Federal
13 Prison Industries, Incorporated, shall be available for its
14 administrative expenses, and for services as authorized by
15 section 3109 of title 5, United States Code, to be com-
16 puted on an accrual basis to be determined in accordance
17 with the corporation's current prescribed accounting sys-
18 tem, and such amounts shall be exclusive of depreciation,
19 payment of claims, and expenditures which such account-
20 ing system requires to be capitalized or charged to cost
21 of commodities acquired or produced, including selling and
22 shipping expenses, and expenses in connection with acqui-
23 sition, construction, operation, maintenance, improvement,
24 protection, or disposition of facilities and other property
25 belonging to the corporation or in which it has an interest.

1 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES
2 OFFICE ON VIOLENCE AGAINST WOMEN
3 VIOLENCE AGAINST WOMEN PREVENTION AND
4 PROSECUTION PROGRAMS
5 (INCLUDING TRANSFER OF FUNDS)

6 For grants, contracts, cooperative agreements, and
7 other assistance for the prevention and prosecution of vio-
8 lence against women, as authorized by the Omnibus Crime
9 Control and Safe Streets Act of 1968 (34 U.S.C. 10101
10 et seq.) (“the 1968 Act”); the Violent Crime Control and
11 Law Enforcement Act of 1994 (Public Law 103–322)
12 (“the 1994 Act”); the Victims of Child Abuse Act of 1990
13 (Public Law 101–647) (“the 1990 Act”); the Prosecu-
14 torial Remedies and Other Tools to end the Exploitation
15 of Children Today Act of 2003 (Public Law 108–21); the
16 Juvenile Justice and Delinquency Prevention Act of 1974
17 (34 U.S.C. 11101 et seq.) (“the 1974 Act”); the Victims
18 of Trafficking and Violence Protection Act of 2000 (Public
19 Law 106–386) (“the 2000 Act”); the Violence Against
20 Women and Department of Justice Reauthorization Act
21 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vio-
22 lence Against Women Reauthorization Act of 2013 (Public
23 Law 113–4) (“the 2013 Act”); and the Rape Survivor
24 Child Custody Act of 2015 (Public Law 114–22) (“the
25 2015 Act”); and for related victims services,

1 \$497,500,000, to remain available until expended, which
2 shall be derived by transfer from amounts available for
3 obligation in this Act from the Fund established by section
4 1402 of chapter XIV of title II of Public Law 98–473
5 (34 U.S.C. 20101), notwithstanding section 1402(d) of
6 such Act of 1984, and merged with the amounts otherwise
7 made available under this heading: *Provided*, That except
8 as otherwise provided by law, not to exceed 5 percent of
9 funds made available under this heading may be used for
10 expenses related to evaluation, training, and technical as-
11 sistance: *Provided further*, That of the amount provided—

12 (1) \$215,000,000 is for grants to combat vio-
13 lence against women, as authorized by part T of the
14 1968 Act;

15 (2) \$36,000,000 is for transitional housing as-
16 sistance grants for victims of domestic violence, dat-
17 ing violence, stalking, or sexual assault as authorized
18 by section 40299 of the 1994 Act;

19 (3) \$3,000,000 is for the National Institute of
20 Justice for research and evaluation of violence
21 against women and related issues addressed by
22 grant programs of the Office on Violence Against
23 Women, which shall be transferred to “Research,
24 Evaluation and Statistics” for administration by the
25 Office of Justice Programs;

1 (4) \$11,000,000 is for a grant program to pro-
2 vide services to advocate for and respond to youth
3 victims of domestic violence, dating violence, sexual
4 assault, and stalking; assistance to children and
5 youth exposed to such violence; programs to engage
6 men and youth in preventing such violence; and as-
7 sistance to middle and high school students through
8 education and other services related to such violence:
9 *Provided*, That unobligated balances available for
10 the programs authorized by sections 41201, 41204,
11 41303, and 41305 of the 1994 Act, prior to its
12 amendment by the 2013 Act, shall be available for
13 this program: *Provided further*, That 10 percent of
14 the total amount available for this grant program
15 shall be available for grants under the program au-
16 thorized by section 2015 of the 1968 Act: *Provided*
17 *further*, That the definitions and grant conditions in
18 section 40002 of the 1994 Act shall apply to this
19 program;

20 (5) \$53,000,000 is for grants to encourage ar-
21 rest policies as authorized by part U of the 1968
22 Act, of which \$4,000,000 is for a homicide reduction
23 initiative;

1 (6) \$37,500,000 is for sexual assault victims
2 assistance, as authorized by section 41601 of the
3 1994 Act;

4 (7) \$42,000,000 is for rural domestic violence
5 and child abuse enforcement assistance grants, as
6 authorized by section 40295 of the 1994 Act;

7 (8) \$20,000,000 is for grants to reduce violent
8 crimes against women on campus, as authorized by
9 section 304 of the 2005 Act;

10 (9) \$45,000,000 is for legal assistance for vic-
11 tims, as authorized by section 1201 of the 2000 Act;

12 (10) \$5,000,000 is for enhanced training and
13 services to end violence against and abuse of women
14 in later life, as authorized by section 40802 of the
15 1994 Act;

16 (11) \$16,000,000 is for grants to support fami-
17 lies in the justice system, as authorized by section
18 1301 of the 2000 Act: *Provided*, That unobligated
19 balances available for the programs authorized by
20 section 1301 of the 2000 Act and section 41002 of
21 the 1994 Act, prior to their amendment by the 2013
22 Act, shall be available for this program;

23 (12) \$6,000,000 is for education and training
24 to end violence against and abuse of women with

1 disabilities, as authorized by section 1402 of the
2 2000 Act;

3 (13) \$1,000,000 is for the National Resource
4 Center on Workplace Responses to assist victims of
5 domestic violence, as authorized by section 41501 of
6 the 1994 Act;

7 (14) \$1,000,000 is for analysis and research on
8 violence against Indian women, including as author-
9 ized by section 904 of the 2005 Act: *Provided*, That
10 such funds may be transferred to “Research, Eval-
11 uation and Statistics” for administration by the Of-
12 fice of Justice Programs;

13 (15) \$500,000 is for a national clearinghouse
14 that provides training and technical assistance on
15 issues relating to sexual assault of American Indian
16 and Alaska Native women;

17 (16) \$4,000,000 is for grants to assist tribal
18 governments in exercising special domestic violence
19 criminal jurisdiction, as authorized by section 904 of
20 the 2013 Act: *Provided*, That the grant conditions in
21 section 40002(b) of the 1994 Act shall apply to this
22 program; and

23 (17) \$1,500,000 for the purposes authorized
24 under the 2015 Act.

1 OFFICE OF JUSTICE PROGRAMS
2 RESEARCH, EVALUATION AND STATISTICS
3 For grants, contracts, cooperative agreements, and
4 other assistance authorized by title I of the Omnibus
5 Crime Control and Safe Streets Act of 1968 (“the 1968
6 Act”); the Juvenile Justice and Delinquency Prevention
7 Act of 1974 (“the 1974 Act”); the Missing Children’s As-
8 sistance Act (34 U.S.C. 11291 et seq.); the Prosecutorial
9 Remedies and Other Tools to end the Exploitation of Chil-
10 dren Today Act of 2003 (Public Law 108–21); the Justice
11 for All Act of 2004 (Public Law 108–405); the Violence
12 Against Women and Department of Justice Reauthoriza-
13 tion Act of 2005 (Public Law 109–162) (“the 2005 Act”);
14 the Victims of Child Abuse Act of 1990 (Public Law 101–
15 647); the Second Chance Act of 2007 (Public Law 110–
16 199); the Victims of Crime Act of 1984 (Public Law 98–
17 473); the Adam Walsh Child Protection and Safety Act
18 of 2006 (Public Law 109–248) (“the Adam Walsh Act”);
19 the PROTECT Our Children Act of 2008 (Public Law
20 110–401); subtitle D of title II of the Homeland Security
21 Act of 2002 (Public Law 107–296) (“the 2002 Act”); the
22 NICS Improvement Amendments Act of 2007 (Public
23 Law 110–180); the Violence Against Women Reauthoriza-
24 tion Act of 2013 (Public Law 113–4) (“the 2013 Act”);

1 and other programs, \$90,000,000, to remain available
2 until expended, of which—

3 (1) \$48,000,000 is for criminal justice statistics
4 programs, and other activities, as authorized by part
5 C of title I of the 1968 Act, of which \$5,000,000 is
6 for a nationwide incident-based crime statistics pro-
7 gram; and

8 (2) \$42,000,000 is for research, development,
9 and evaluation programs, and other activities as au-
10 thORIZED by part B of title I of the 1968 Act and
11 subtitle D of title II of the 2002 Act, of which
12 \$4,000,000 is for research targeted toward devel-
13 oping a better understanding of the domestic
14 radicalization phenomenon, and advancing evidence-
15 based strategies for effective intervention and pre-
16 vention; \$1,000,000 is for research to study the root
17 causes of school violence to include the impact and
18 effectiveness of grants made under the STOP School
19 Violence Act; \$1,000,000 is for a study to better
20 protect children against online predatory behavior as
21 part of the National Juvenile Online Victimization
22 Studies (N-JOVS); and \$3,000,000 is for a national
23 center for restorative justice.

1 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE
2 (INCLUDING TRANSFER OF FUNDS)

3 For grants, contracts, cooperative agreements, and
4 other assistance authorized by the Violent Crime Control
5 and Law Enforcement Act of 1994 (Public Law 103–322)
6 (“the 1994 Act”); the Omnibus Crime Control and Safe
7 Streets Act of 1968 (“the 1968 Act”); the Justice for All
8 Act of 2004 (Public Law 108–405); the Victims of Child
9 Abuse Act of 1990 (Public Law 101–647) (“the 1990
10 Act”); the Trafficking Victims Protection Reauthorization
11 Act of 2005 (Public Law 109–164); the Violence Against
12 Women and Department of Justice Reauthorization Act
13 of 2005 (Public Law 109–162) (“the 2005 Act”); the
14 Adam Walsh Child Protection and Safety Act of 2006
15 (Public Law 109–248) (“the Adam Walsh Act”); the Vic-
16 tims of Trafficking and Violence Protection Act of 2000
17 (Public Law 106–386); the NICS Improvement Amend-
18 ments Act of 2007 (Public Law 110–180); subtitle D of
19 title II of the Homeland Security Act of 2002 (Public Law
20 107–296) (“the 2002 Act”); the Second Chance Act of
21 2007 (Public Law 110–199); the Prioritizing Resources
22 and Organization for Intellectual Property Act of 2008
23 (Public Law 110–403); the Victims of Crime Act of 1984
24 (Public Law 98–473); the Mentally Ill Offender Treat-
25 ment and Crime Reduction Reauthorization and Improve-

1 ment Act of 2008 (Public Law 110–416); the Violence
2 Against Women Reauthorization Act of 2013 (Public Law
3 113–4) (“the 2013 Act”); the Comprehensive Addiction
4 and Recovery Act of 2016 (Public Law 114–198)
5 (“CARA”); the Justice for All Reauthorization Act of
6 2016 (Public Law 114–324); Kevin and Avonte’s Law (di-
7 vision Q of Public Law 115–141) (“Kevin and Avonte’s
8 Law”); the Keep Young Athletes Safe Act of 2018 (title
9 III of division S of Public Law 115–141) (“the Keep
10 Young Athletes Safe Act”); the STOP School Violence Act
11 of 2018 (title V of division S of Public Law 115–141)
12 (“the STOP School Violence Act”); the Fix NICS Act of
13 2018 (title VI of division S of Public Law 115–141); and
14 the Project Safe Neighborhoods Grant Program Author-
15 ization Act of 2017 (H.R. 3249, as passed and amended
16 by the Senate with SA 2245 on May 16, 2018) (“the
17 Project Safe Neighborhoods Act”); and other programs,
18 \$1,678,500,000, to remain available until expended as fol-
19 lows—

20 (1) \$445,000,000 for the Edward Byrne Memo-
21 rial Justice Assistance Grant program as authorized
22 by subpart 1 of part E of title I of the 1968 Act
23 (except that section 1001(c), and the special rules
24 for Puerto Rico under section 505(g) of title I of the
25 1968 Act shall not apply for purposes of this Act),

1 of which, notwithstanding such subpart 1,
2 \$12,000,000 is for the Officer Robert Wilson III
3 Memorial Initiative on Preventing Violence Against
4 Law Enforcement Officer Resilience and Surviv-
5 ability (VALOR), \$10,000,000 is for an initiative to
6 support evidence-based policing, \$10,000,000 is for
7 an initiative to enhance prosecutorial decision-mak-
8 ing, \$2,400,000 is for the operationalization, mainte-
9 nance and expansion of the National Missing and
10 Unidentified Persons System, \$2,500,000 is for an
11 academic based training initiative to improve police-
12 based responses to people with mental illness or de-
13 velopmental disabilities, \$2,000,000 is for a student
14 loan repayment assistance program pursuant to sec-
15 tion 952 of Public Law 110–315, \$15,500,000 is for
16 prison rape prevention and prosecution grants to
17 states and units of local government, and other pro-
18 grams, as authorized by the Prison Rape Elimini-
19 nation Act of 2003 (Public Law 108–79),
20 \$2,000,000 is for a grant program authorized by
21 Kevin and Avonte’s Law, and \$3,000,000 is for a re-
22 gional law enforcement technology initiative;

23 (2) \$100,000,000 for the State Criminal Alien
24 Assistance Program, as authorized by section
25 241(i)(5) of the Immigration and Nationality Act (8

1 U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction
2 shall request compensation for any cost greater than
3 the actual cost for Federal immigration and other
4 detainees housed in State and local detention facili-
5 ties;

6 (3) \$85,000,000 for victim services programs
7 for victims of trafficking, as authorized by section
8 107(b)(2) of Public Law 106–386, for programs au-
9 thorized under Public Law 109–164, or programs
10 authorized under Public Law 113–4;

11 (4) \$5,000,000 for the Capital Litigation Im-
12 provement Grant Program, as authorized by section
13 426 of Public Law 108–405, and for grants for
14 wrongful conviction review;

15 (5) \$15,500,000 for economic, high technology,
16 white collar, and Internet crime prevention grants,
17 including as authorized by section 401 of Public
18 Law 110–403, of which \$2,500,000 is for competi-
19 tive grants that help State and local law enforce-
20 ment tackle intellectual property thefts, and
21 \$2,000,000 for a competitive grant program for
22 training students in computer forensics and digital
23 investigation;

1 (6) \$20,000,000 for sex offender management
2 assistance, as authorized by the Adam Walsh Act,
3 and related activities;

4 (7) \$25,000,000 for the matching grant pro-
5 gram for law enforcement armor vests, as authorized
6 by section 2501 of title I of the 1968 Act: *Provided*,
7 That \$1,500,000 is transferred directly to the Na-
8 tional Institute of Standards and Technology's Of-
9 fice of Law Enforcement Standards for research,
10 testing and evaluation programs;

11 (8) \$1,000,000 for the National Sex Offender
12 Public Website;

13 (9) \$75,000,000 for grants to States to up-
14 grade criminal and mental health records for the
15 National Instant Criminal Background Check Sys-
16 tem, of which no less than \$25,000,000 shall be for
17 grants made under the authorities of the NICS Im-
18 provement Amendments Act of 2007 (Public Law
19 110–180) and Fix NICS Act of 2018;

20 (10) \$35,000,000 for Paul Coverdell Forensic
21 Sciences Improvement Grants under part BB of title
22 I of the 1968 Act;

23 (11) \$132,000,000 for DNA-related and foren-
24 sic programs and activities, of which—

1 (A) \$121,000,000 is for a DNA analysis
2 and capacity enhancement program and for
3 other local, State, and Federal forensic activi-
4 ties, including the purposes authorized under
5 section 2 of the DNA Analysis Backlog Elimini-
6 nation Act of 2000 (Public Law 106–546) (the
7 Debbie Smith DNA Backlog Grant Program):
8 *Provided*, That up to 4 percent of funds made
9 available under this paragraph may be used for
10 the purposes described in the DNA Training
11 and Education for Law Enforcement, Correc-
12 tional Personnel, and Court Officers program
13 (Public Law 108–405, section 303);

14 (B) \$7,000,000 is for the purposes de-
15 scribed in the Kirk Bloodsworth Post-Convic-
16 tion DNA Testing Grant Program (Public Law
17 108–405, section 412); and

18 (C) \$4,000,000 is for Sexual Assault Fo-
19 rensic Exam Program grants, including as au-
20 thorized by section 304 of Public Law 108–405;

21 (12) \$50,000,000 for a grant program for com-
22 munity-based sexual assault response reform;

23 (13) \$12,000,000 for the court-appointed spe-
24 cial advocate program, as authorized by section 217
25 of the 1990 Act;

1 (14) \$50,000,000 for assistance to Indian
2 tribes;

3 (15) \$90,000,000 for offender reentry programs
4 and research, as authorized by the Second Chance
5 Act of 2007 (Public Law 110–199), without regard
6 to the time limitations specified at section 6(1) of
7 such Act, of which not to exceed \$6,000,000 is for
8 a program to improve State, local, and tribal proba-
9 tion or parole supervision efforts and strategies,
10 \$5,000,000 is for Children of Incarcerated Parents
11 Demonstrations to enhance and maintain parental
12 and family relationships for incarcerated parents as
13 a reentry or recidivism reduction strategy, and
14 \$4,000,000 is for additional replication sites employ-
15 ing the Project HOPE Opportunity Probation with
16 Enforcement model implementing swift and certain
17 sanctions in probation, and for a research project on
18 the effectiveness of the model: *Provided*, That up to
19 \$7,500,000 of funds made available in this para-
20 graph may be used for performance-based awards
21 for Pay for Success projects, of which up to
22 \$5,000,000 shall be for Pay for Success programs
23 implementing the Permanent Supportive Housing
24 Model;

1 (16) \$360,000,000 for comprehensive opioid
2 abuse reduction activities, including as authorized by
3 CARA, and for the following programs, which shall
4 address opioid abuse reduction consistent with un-
5 derlying program authorities—

6 (A) \$80,000,000 for Drug Courts, as au-
7 thorized by section 1001(a)(25)(A) of title I of
8 the 1968 Act;

9 (B) \$32,500,000 for mental health courts
10 and adult and juvenile collaboration program
11 grants, as authorized by parts V and HH of
12 title I of the 1968 Act, and the Mentally Ill Of-
13 fender Treatment and Crime Reduction Reau-
14 thorization and Improvement Act of 2008 (Pub-
15 lic Law 110–416);

16 (C) \$35,000,000 for grants for Residential
17 Substance Abuse Treatment for State Pris-
18 oners, as authorized by part S of title I of the
19 1968 Act;

20 (D) \$22,500,000 for a veterans treatment
21 courts program;

22 (E) \$30,000,000 for a program to monitor
23 prescription drugs and scheduled listed chemical
24 products; and

1 (F) \$160,000,000 for a comprehensive
2 opioid abuse program;

3 (17) \$28,000,000 is for a justice reinvestment
4 initiative, for activities related to criminal justice re-
5 form and recidivism reduction;

6 (18) \$22,500,000 is for a competitive matching
7 grant program for purchases of body-worn cameras
8 for State, local and Tribal law enforcement;

9 (19) \$2,500,000 is for a competitive grant pro-
10 gram authorized by the Keep Young Athletes Safe
11 Act;

12 (20) \$75,000,000 is for grants to be adminis-
13 tered by the Bureau of Justice Assistance for pur-
14 poses authorized under the STOP School Violence
15 Act; and

16 (21) \$50,000,000 is for competitive and evi-
17 dence-based programs to reduce gun crime and gang
18 violence, as authorized by the Project Safe Neigh-
19 borhoods Act, of which—

20 (A) \$20,000,000 is for an Edward Byrne
21 Memorial criminal justice innovation program;

22 (B) \$5,000,000 is for gang and youth vio-
23 lence education, prevention and intervention,
24 and related activities; and

1 (C) \$8,000,000 is for community-based vi-
2 olence prevention initiatives:

3 *Provided*, That, if a unit of local government uses any of
4 the funds made available under this heading to increase
5 the number of law enforcement officers, the unit of local
6 government will achieve a net gain in the number of law
7 enforcement officers who perform non-administrative pub-
8 lic sector safety service.

9 JUVENILE JUSTICE PROGRAMS

10 For grants, contracts, cooperative agreements, and
11 other assistance authorized by the Juvenile Justice and
12 Delinquency Prevention Act of 1974 (“the 1974 Act”); the
13 Omnibus Crime Control and Safe Streets Act of 1968
14 (“the 1968 Act”); the Violence Against Women and De-
15 partment of Justice Reauthorization Act of 2005 (Public
16 Law 109–162) (“the 2005 Act”); the Missing Children’s
17 Assistance Act (34 U.S.C. 11291 et seq.); the Prosecu-
18 torial Remedies and Other Tools to end the Exploitation
19 of Children Today Act of 2003 (Public Law 108–21); the
20 Victims of Child Abuse Act of 1990 (Public Law 101–
21 647) (“the 1990 Act”); the Adam Walsh Child Protection
22 and Safety Act of 2006 (Public Law 109–248) (“the
23 Adam Walsh Act”); the PROTECT Our Children Act of
24 2008 (Public Law 110–401); the Violence Against Women
25 Reauthorization Act of 2013 (Public Law 113–4) (“the

1 2013 Act”); the Justice for All Reauthorization Act of
2 2016 (Public Law 114-324); and other juvenile justice
3 programs, \$297,000,000, to remain available until ex-
4 pended as follows—

5 (1) \$66,000,000 for programs authorized by
6 section 221 of the 1974 Act, and for training and
7 technical assistance to assist small, nonprofit organi-
8 zations with the Federal grants process: *Provided*,
9 That of the amounts provided under this paragraph,
10 \$500,000 shall be for a competitive demonstration
11 grant program to support emergency planning
12 among State, local and tribal juvenile justice resi-
13 dential facilities;

14 (2) \$94,000,000 for youth mentoring grants;

15 (3) \$30,500,000 for delinquency prevention, as
16 authorized by section 505 of the 1974 Act, of which,
17 pursuant to sections 261 and 262 thereof—

18 (A) \$7,000,000 shall be for the Tribal
19 Youth Program;

20 (B) \$500,000 shall be for an Internet site
21 providing information and resources on children
22 of incarcerated parents;

23 (C) \$2,000,000 shall be for competitive
24 grants focusing on girls in the juvenile justice
25 system;

1 (D) \$10,000,000 shall be for an opioid-af-
2 fected youth initiative;

3 (E) \$11,000,000 shall be for an initiative
4 relating to children exposed to violence;

5 (4) \$25,000,000 for programs authorized by
6 the Victims of Child Abuse Act of 1990;

7 (5) \$76,000,000 for missing and exploited chil-
8 dren programs, including as authorized by sections
9 404(b) and 405(a) of the 1974 Act (except that sec-
10 tion 102(b)(4)(B) of the PROTECT Our Children
11 Act of 2008 (Public Law 110–401) shall not apply
12 for purposes of this Act);

13 (6) \$3,500,000 for child abuse training pro-
14 grams for judicial personnel and practitioners, as
15 authorized by section 222 of the 1990 Act; and

16 (7) \$2,000,000 for a program to improve juve-
17 nile indigent defense:

18 *Provided*, That not more than 10 percent of each amount
19 may be used for research, evaluation, and statistics activi-
20 ties designed to benefit the programs or activities author-
21 ized: *Provided further*, That not more than 2 percent of
22 the amounts designated under paragraphs (1) through (3)
23 and (6) may be used for training and technical assistance:
24 *Provided further*, That the two preceding provisos shall not
25 apply to grants and projects administered pursuant to sec-

1 tions 261 and 262 of the 1974 Act and to missing and
2 exploited children programs.

3 PUBLIC SAFETY OFFICER BENEFITS

4 (INCLUDING TRANSFER OF FUNDS)

5 For payments and expenses authorized under section
6 1001(a)(4) of title I of the Omnibus Crime Control and
7 Safe Streets Act of 1968, such sums as are necessary (in-
8 cluding amounts for administrative costs), to remain avail-
9 able until expended; and \$24,800,000 for payments au-
10 thorized by section 1201(b) of such Act and for edu-
11 cational assistance authorized by section 1218 of such Act,
12 to remain available until expended: *Provided*, That not-
13 withstanding section 205 of this Act, upon a determina-
14 tion by the Attorney General that emergent circumstances
15 require additional funding for such disability and edu-
16 cation payments, the Attorney General may transfer such
17 amounts to “Public Safety Officer Benefits” from avail-
18 able appropriations for the Department of Justice as may
19 be necessary to respond to such circumstances: *Provided*
20 *further*, That any transfer pursuant to the preceding pro-
21 viso shall be treated as a reprogramming under section
22 505 of this Act and shall not be available for obligation
23 or expenditure except in compliance with the procedures
24 set forth in that section.

1 COMMUNITY ORIENTED POLICING SERVICES
2 COMMUNITY ORIENTED POLICING SERVICES PROGRAMS
3 (INCLUDING TRANSFER OF FUNDS)

4 For activities authorized by the Violent Crime Con-
5 trol and Law Enforcement Act of 1994 (Public Law 103–
6 322); the Omnibus Crime Control and Safe Streets Act
7 of 1968 (“the 1968 Act”); and the Violence Against
8 Women and Department of Justice Reauthorization Act
9 of 2005 (Public Law 109–162) (“the 2005 Act”),
10 \$310,000,000, to remain available until expended: *Pro-*
11 *vided*, That any balances made available through prior
12 year deobligations shall only be available in accordance
13 with section 505 of this Act: *Provided further*, That of the
14 amount provided under this heading—

15 (1) \$235,000,000 is for grants under section
16 1701 of title I of the 1968 Act (34 U.S.C. 10381)
17 for the hiring and rehiring of additional career law
18 enforcement officers under part Q of such title not-
19 withstanding subsection (i) of such section: *Pro-*
20 *vided*, That, notwithstanding section 1704(c) of such
21 title (34 U.S.C. 10384(c)), funding for hiring or re-
22 hiring a career law enforcement officer may not ex-
23 ceed \$125,000 unless the Director of the Office of
24 Community Oriented Policing Services grants a
25 waiver from this limitation: *Provided further*, That

1 within the amounts appropriated under this para-
2 graph, \$27,000,000 is for improving tribal law en-
3 forcement, including hiring, equipment, training,
4 anti-methamphetamine activities, and anti-opioid ac-
5 tivities: *Provided further*, That of the amounts ap-
6 propriated under this paragraph, \$10,000,000 is for
7 community policing development activities in fur-
8 therance of the purposes in section 1701: *Provided*
9 *further*, That of the amounts appropriated under
10 this paragraph \$37,000,000 is for regional informa-
11 tion sharing activities, as authorized by part M of
12 title I of the 1968 Act, which shall be transferred
13 to and merged with “Research, Evaluation, and Sta-
14 tistics” for administration by the Office of Justice
15 Programs: *Provided further*, That within the
16 amounts appropriated under this paragraph, no less
17 than \$3,000,000 is to support the Tribal Access
18 Program: *Provided further*, That within the amounts
19 appropriated under this paragraph, \$2,000,000 is
20 for training, peer mentoring, and mental health pro-
21 gram activities as authorized under the Law En-
22 forcement Mental Health and Wellness Act (Public
23 Law 115–113);

24 (2) \$10,000,000 is for activities authorized by
25 the POLICE Act of 2016 (Public Law 114–199);

1 (3) \$8,000,000 is for competitive grants to
2 State law enforcement agencies in States with high
3 seizures of precursor chemicals, finished meth-
4 amphetamine, laboratories, and laboratory dump sei-
5 zures: *Provided*, That funds appropriated under this
6 paragraph shall be utilized for investigative purposes
7 to locate or investigate illicit activities, including
8 precursor diversion, laboratories, or methamphet-
9 amine traffickers;

10 (4) \$32,000,000 is for competitive grants to
11 statewide law enforcement agencies in States with
12 high rates of primary treatment admissions for her-
13 oin and other opioids: *Provided*, That these funds
14 shall be utilized for investigative purposes to locate
15 or investigate illicit activities, including activities re-
16 lated to the distribution of heroin or unlawful dis-
17 tribution of prescription opioids, or unlawful heroin
18 and prescription opioid traffickers through statewide
19 collaboration; and

20 (5) \$25,000,000 is for competitive grants to be
21 administered by the Community Oriented Policing
22 Services Office for purposes authorized under the
23 STOP School Violence Act (title V of division S of
24 Public Law 115–141).

1 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE
2 (INCLUDING TRANSFER OF FUNDS)

3 SEC. 201. In addition to amounts otherwise made
4 available in this title for official reception and representa-
5 tion expenses, a total of not to exceed \$50,000 from funds
6 appropriated to the Department of Justice in this title
7 shall be available to the Attorney General for official re-
8 ception and representation expenses.

9 SEC. 202. None of the funds appropriated by this
10 title shall be available to pay for an abortion, except where
11 the life of the mother would be endangered if the fetus
12 were carried to term, or in the case of rape or incest: *Pro-*
13 *vided*, That should this prohibition be declared unconstitu-
14 tional by a court of competent jurisdiction, this section
15 shall be null and void.

16 SEC. 203. None of the funds appropriated under this
17 title shall be used to require any person to perform, or
18 facilitate in any way the performance of, any abortion.

19 SEC. 204. Nothing in the preceding section shall re-
20 move the obligation of the Director of the Bureau of Pris-
21 ons to provide escort services necessary for a female in-
22 mate to receive such service outside the Federal facility:
23 *Provided*, That nothing in this section in any way dimin-
24 ishes the effect of section 203 intended to address the phil-

1 osophical beliefs of individual employees of the Bureau of
2 Prisons.

3 SEC. 205. Not to exceed 5 percent of any appropria-
4 tion made available for the current fiscal year for the De-
5 partment of Justice in this Act may be transferred be-
6 tween such appropriations, but no such appropriation, ex-
7 cept as otherwise specifically provided, shall be increased
8 by more than 10 percent by any such transfers: *Provided*,
9 That any transfer pursuant to this section shall be treated
10 as a reprogramming of funds under section 505 of this
11 Act and shall not be available for obligation except in com-
12 pliance with the procedures set forth in that section.

13 SEC. 206. None of the funds made available under
14 this title may be used by the Federal Bureau of Prisons
15 or the United States Marshals Service for the purpose of
16 transporting an individual who is a prisoner pursuant to
17 conviction for crime under State or Federal law and is
18 classified as a maximum or high security prisoner, other
19 than to a prison or other facility certified by the Federal
20 Bureau of Prisons as appropriately secure for housing
21 such a prisoner.

22 SEC. 207. (a) None of the funds appropriated by this
23 Act may be used by Federal prisons to purchase cable tele-
24 vision services, or to rent or purchase audiovisual or elec-

1 tronic media or equipment used primarily for recreational
2 purposes.

3 (b) Subsection (a) does not preclude the rental, main-
4 tenance, or purchase of audiovisual or electronic media or
5 equipment for inmate training, religious, or educational
6 programs.

7 SEC. 208. None of the funds made available under
8 this title shall be obligated or expended for any new or
9 enhanced information technology program having total es-
10 timated development costs in excess of \$100,000,000, un-
11 less the Deputy Attorney General and the investment re-
12 view board certify to the Committees on Appropriations
13 of the House of Representatives and the Senate that the
14 information technology program has appropriate program
15 management controls and contractor oversight mecha-
16 nisms in place, and that the program is compatible with
17 the enterprise architecture of the Department of Justice.

18 SEC. 209. The notification thresholds and procedures
19 set forth in section 505 of this Act shall apply to devi-
20 ations from the amounts designated for specific activities
21 in this Act, and to any use of deobligated balances of
22 funds provided under this title in previous years.

23 SEC. 210. None of the funds appropriated by this Act
24 may be used to plan for, begin, continue, finish, process,
25 or approve a public-private competition under the Office

1 of Management and Budget Circular A-76 or any suc-
2 cessor administrative regulation, directive, or policy for
3 work performed by employees of the Bureau of Prisons
4 or of Federal Prison Industries, Incorporated.

5 SEC. 211. Notwithstanding any other provision of
6 law, no funds shall be available for the salary, benefits,
7 or expenses of any United States Attorney assigned dual
8 or additional responsibilities by the Attorney General or
9 his designee that exempt that United States Attorney
10 from the residency requirements of section 545 of title 28,
11 United States Code.

12 SEC. 212. At the discretion of the Attorney General,
13 and in addition to any amounts that otherwise may be
14 available (or authorized to be made available) by law, with
15 respect to funds appropriated by this title under the head-
16 ings “Research, Evaluation and Statistics”, “State and
17 Local Law Enforcement Assistance”, and “Juvenile Jus-
18 tice Programs”—

19 (1) up to 3 percent of funds made available to
20 the Office of Justice Programs for grant or reim-
21 bursement programs may be used by such Office to
22 provide training and technical assistance; and

23 (2) up to 2 percent of funds made available for
24 grant or reimbursement programs under such head-
25 ings, except for amounts appropriated specifically for

1 research, evaluation, or statistical programs adminis-
2 tered by the National Institute of Justice and the
3 Bureau of Justice Statistics, shall be transferred to
4 and merged with funds provided to the National In-
5 stitute of Justice and the Bureau of Justice Statis-
6 tics, to be used by them for research, evaluation, or
7 statistical purposes, without regard to the authoriza-
8 tions for such grant or reimbursement programs.

9 SEC. 213. Upon request by a grantee for whom the
10 Attorney General has determined there is a fiscal hard-
11 ship, the Attorney General may, with respect to funds ap-
12 propriated in this or any other Act making appropriations
13 for fiscal years 2016 through 2019 for the following pro-
14 grams, waive the following requirements:

15 (1) For the adult and juvenile offender State
16 and local reentry demonstration projects under part
17 FF of title I of the Omnibus Crime Control and
18 Safe Streets Act of 1968 (34 U.S.C. 10631 et seq.),
19 the requirements under section 2976(g)(1) of such
20 part (34 U.S.C. 10631(g)(1)).

21 (2) For State, Tribal, and local reentry courts
22 under part FF of title I of such Act of 1968 (34
23 U.S.C. 10631 et seq.), the requirements under sec-
24 tion 2978(e)(1) and (2) of such part (34 U.S.C.
25 10633(e)(1) and (2)).

1 (3) For the prosecution drug treatment alter-
2 natives to prison program under part CC of title I
3 of such Act of 1968 (34 U.S.C. 10581), the require-
4 ments under the second sentence of section 2901(f)
5 of such part (34 U.S.C. 10581(f)).

6 SEC. 214. Notwithstanding any other provision of
7 law, section 20109(a) of subtitle A of title II of the Violent
8 Crime Control and Law Enforcement Act of 1994 (34
9 U.S.C. 12109(a)) shall not apply to amounts made avail-
10 able by this or any other Act.

11 SEC. 215. None of the funds made available under
12 this Act, other than for the national instant criminal back-
13 ground check system established under section 103 of the
14 Brady Handgun Violence Prevention Act (34 U.S.C.
15 40901), may be used by a Federal law enforcement officer
16 to facilitate the transfer of an operable firearm to an indi-
17 vidual if the Federal law enforcement officer knows or sus-
18 pects that the individual is an agent of a drug cartel, un-
19 less law enforcement personnel of the United States con-
20 tinuously monitor or control the firearm at all times.

21 SEC. 216. (a) None of the income retained in the De-
22 partment of Justice Working Capital Fund pursuant to
23 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.
24 527 note) shall be available for obligation during fiscal
25 year 2019, except up to \$40,000,000 may be obligated for

1 implementation of a unified Department of Justice finan-
2 cial management system.

3 (b) Not to exceed \$30,000,000 of the unobligated bal-
4 ances transferred to the capital account of the Department
5 of Justice Working Capital Fund pursuant to title I of
6 Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note)
7 shall be available for obligation in fiscal year 2019, and
8 any use, obligation, transfer or allocation of such funds
9 shall be treated as a reprogramming of funds under sec-
10 tion 505 of this Act.

11 (c) Not to exceed \$10,000,000 of the excess unobli-
12 gated balances available under section 524(c)(8)(E) of
13 title 28, United States Code, shall be available for obliga-
14 tion during fiscal year 2019, and any use, obligation,
15 transfer or allocation of such funds shall be treated as a
16 reprogramming of funds under section 505 of this Act.

17 SEC. 217. Discretionary funds that are made avail-
18 able in this Act for the Office of Justice Programs may
19 be used to participate in Performance Partnership Pilots
20 authorized under section 526 of division H of Public Law
21 113–76, section 524 of division G of Public Law 113–235,
22 section 525 of division H of Public Law 114–113, and
23 such authorities as are enacted for Performance Partner-
24 ship Pilots in an appropriations Act for fiscal years 2018
25 and 2019.

1 This title may be cited as the “Department of Justice
2 Appropriations Act, 2019”.

3 TITLE III

4 SCIENCE

5 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

6 For necessary expenses of the Office of Science and
7 Technology Policy, in carrying out the purposes of the Na-
8 tional Science and Technology Policy, Organization, and
9 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of
10 passenger motor vehicles, and services as authorized by
11 section 3109 of title 5, United States Code, not to exceed
12 \$2,250 for official reception and representation expenses,
13 and rental of conference rooms in the District of Colum-
14 bia, \$5,544,000.

15 NATIONAL SPACE COUNCIL

16 For necessary expenses of the National Space Coun-
17 cil, in carrying out the purposes of Title V of Public Law
18 100-685 and Executive Order 13803, hire of passenger
19 motor vehicles, and services as authorized by section 3109
20 of title 5, United States Code, not to exceed \$2,250 for
21 official reception and representation expenses,
22 \$1,965,000: *Provided*, That notwithstanding any other
23 provision of law, the National Space Council may accept
24 personnel support from Federal agencies, departments,
25 and offices, and such Federal agencies, departments, and

1 offices may detail staff without reimbursement to the Na-
2 tional Space Council for purposes provided herein.

3 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
4 SCIENCE

5 For necessary expenses, not otherwise provided for,
6 in the conduct and support of science research and devel-
7 opment activities, including research, development, oper-
8 ations, support, and services; maintenance and repair, fa-
9 cility planning and design; space flight, spacecraft control,
10 and communications activities; program management; per-
11 sonnel and related costs, including uniforms or allowances
12 therefor, as authorized by sections 5901 and 5902 of title
13 5, United States Code; travel expenses; purchase and hire
14 of passenger motor vehicles; and purchase, lease, charter,
15 maintenance, and operation of mission and administrative
16 aircraft, \$6,400,300,000, to remain available until Sep-
17 tember 30, 2020: *Provided*, That the formulation and de-
18 velopment costs (with development cost as defined under
19 section 30104 of title 51, United States Code) for the
20 James Webb Space Telescope shall not exceed
21 \$8,000,000,000: *Provided further*, That should the indi-
22 vidual identified under subsection (c)(2)(E) of section
23 30104 of title 51, United States Code, as responsible for
24 the James Webb Space Telescope determine that the de-
25 velopment cost of the program is likely to exceed that limi-

1 tation, the individual shall immediately notify the Admin-
2 istrator and the increase shall be treated as if it meets
3 the 30 percent threshold described in subsection (f) of sec-
4 tion 30104.

5 AERONAUTICS

6 For necessary expenses, not otherwise provided for,
7 in the conduct and support of aeronautics research and
8 development activities, including research, development,
9 operations, support, and services; maintenance and repair,
10 facility planning and design; space flight, spacecraft con-
11 trol, and communications activities; program manage-
12 ment; personnel and related costs, including uniforms or
13 allowances therefor, as authorized by sections 5901 and
14 5902 of title 5, United States Code; travel expenses; pur-
15 chase and hire of passenger motor vehicles; and purchase,
16 lease, charter, maintenance, and operation of mission and
17 administrative aircraft, \$725,000,000, to remain available
18 until September 30, 2020.

19 SPACE TECHNOLOGY

20 For necessary expenses, not otherwise provided for,
21 in the conduct and support of space technology research
22 and development activities, including research, develop-
23 ment, operations, support, and services; maintenance and
24 repair, facility planning and design; space flight, space-
25 craft control, and communications activities; program

1 management; personnel and related costs, including uni-
2 forms or allowances therefor, as authorized by sections
3 5901 and 5902 of title 5, United States Code; travel ex-
4 penses; purchase and hire of passenger motor vehicles; and
5 purchase, lease, charter, maintenance, and operation of
6 mission and administrative aircraft, \$932,800,000, to re-
7 main available until September 30, 2020: *Provided*, That
8 \$180,000,000 shall be for RESTORE.

9 EXPLORATION

10 For necessary expenses, not otherwise provided for,
11 in the conduct and support of exploration research and
12 development activities, including research, development,
13 operations, support, and services; maintenance and repair,
14 facility planning and design; space flight, spacecraft con-
15 trol, and communications activities; program manage-
16 ment; personnel and related costs, including uniforms or
17 allowances therefor, as authorized by sections 5901 and
18 5902 of title 5, United States Code; travel expenses; pur-
19 chase and hire of passenger motor vehicles; and purchase,
20 lease, charter, maintenance, and operation of mission and
21 administrative aircraft, \$5,338,700,000, to remain avail-
22 able until September 30, 2020: *Provided*, That not less
23 than \$1,350,000,000 shall be for the Orion Multi-Purpose
24 Crew Vehicle: *Provided further*, That not less than
25 \$2,150,000,000 shall be for the Space Launch System

1 (SLS) launch vehicle, which shall have a lift capability not
2 less than 130 metric tons and which shall have core ele-
3 ments and an Exploration Upper Stage developed simulta-
4 neously: *Provided further*, That \$795,000,000 shall be for
5 Exploration Ground Systems, including \$255,000,000 for
6 a second mobile launch platform and associated SLS ac-
7 tivities: *Provided further*, That the National Aeronautics
8 and Space Administration (NASA) shall provide to the
9 Committees on Appropriations of the House of Represent-
10 atives and the Senate, concurrent with the annual budget
11 submission, a 5-year budget profile for an integrated sys-
12 tem that includes the Space Launch System, the Orion
13 Multi-Purpose Crew Vehicle, and associated ground sys-
14 tems that will ensure an Exploration Mission-2 crewed
15 launch as early as possible, as well as a system-based
16 funding profile for a sustained launch cadence beyond the
17 initial crewed test launch: *Provided further*, That acquisi-
18 tion of Orion crew vehicles, SLS launch vehicles, Explo-
19 ration Ground Systems, mobile launch platforms, and
20 their associated components may be funded incrementally
21 in fiscal year 2019 and thereafter: *Provided further*, That
22 \$1,043,700,000 shall be for exploration research and de-
23 velopment.

1 SPACE OPERATIONS

2 For necessary expenses, not otherwise provided for,
3 in the conduct and support of space operations research
4 and development activities, including research, develop-
5 ment, operations, support and services; space flight, space-
6 craft control and communications activities, including op-
7 erations, production, and services; maintenance and re-
8 pair, facility planning and design; program management;
9 personnel and related costs, including uniforms or allow-
10 ances therefor, as authorized by sections 5901 and 5902
11 of title 5, United States Code; travel expenses; purchase
12 and hire of passenger motor vehicles; and purchase, lease,
13 charter, maintenance and operation of mission and admin-
14 istrative aircraft, \$4,639,100,000, to remain available
15 until September 30, 2020.

16 SCIENCE, TECHNOLOGY, ENGINEERING, AND
17 MATHEMATICS OPPORTUNITIES

18 For necessary expenses, not otherwise provided for,
19 in the conduct and support of aerospace and aeronautical
20 education research and development activities, including
21 research, development, operations, support, and services;
22 program management; personnel and related costs, includ-
23 ing uniforms or allowances therefor, as authorized by sec-
24 tions 5901 and 5902 of title 5, United States Code; travel
25 expenses; purchase and hire of passenger motor vehicles;

1 and purchase, lease, charter, maintenance, and operation
2 of mission and administrative aircraft, \$110,000,000, to
3 remain available until September 30, 2020, of which
4 \$21,000,000 shall be for the Established Program to
5 Stimulate Competitive Research and \$44,000,000 shall be
6 for the National Space Grant College and Fellowship Pro-
7 gram.

8 SAFETY, SECURITY AND MISSION SERVICES

9 For necessary expenses, not otherwise provided for,
10 in the conduct and support of science, aeronautics, space
11 technology, exploration, space operations and education
12 research and development activities, including research,
13 development, operations, support, and services; mainte-
14 nance and repair, facility planning and design; space
15 flight, spacecraft control, and communications activities;
16 program management; personnel and related costs, includ-
17 ing uniforms or allowances therefor, as authorized by sec-
18 tions 5901 and 5902 of title 5, United States Code; travel
19 expenses; purchase and hire of passenger motor vehicles;
20 not to exceed \$63,000 for official reception and represen-
21 tation expenses; and purchase, lease, charter, mainte-
22 nance, and operation of mission and administrative air-
23 craft, \$2,750,000,000, to remain available until Sep-
24 tember 30, 2020.

1 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND
2 RESTORATION

3 For necessary expenses for construction of facilities
4 including repair, rehabilitation, revitalization, and modi-
5 fication of facilities, construction of new facilities and ad-
6 ditions to existing facilities, facility planning and design,
7 and restoration, and acquisition or condemnation of real
8 property, as authorized by law, and environmental compli-
9 ance and restoration, \$388,200,000, to remain available
10 until September 30, 2024: *Provided*, That proceeds from
11 leases deposited into this account shall be available for a
12 period of 5 years to the extent and in amounts as provided
13 in annual appropriations Acts: *Provided further*, That such
14 proceeds referred to in the preceding proviso shall be avail-
15 able for obligation for fiscal year 2019 in an amount not
16 to exceed \$9,470,300: *Provided further*, That each annual
17 budget request shall include an annual estimate of gross
18 receipts and collections and proposed use of all funds col-
19 lected pursuant to section 20145 of title 51, United States
20 Code.

21 OFFICE OF INSPECTOR GENERAL

22 For necessary expenses of the Office of Inspector
23 General in carrying out the Inspector General Act of 1978,
24 \$39,300,000, of which \$500,000 shall remain available
25 until September 30, 2020.

1 ADMINISTRATIVE PROVISIONS
2 (INCLUDING TRANSFER OF FUNDS)

3 Funds for any announced prize otherwise authorized
4 shall remain available, without fiscal year limitation, until
5 a prize is claimed or the offer is withdrawn.

6 Not to exceed 5 percent of any appropriation made
7 available for the current fiscal year for the National Aero-
8 nautics and Space Administration in this Act may be
9 transferred between such appropriations, but no such ap-
10 propriation, except as otherwise specifically provided, shall
11 be increased by more than 10 percent by any such trans-
12 fers. Balances so transferred shall be merged with and
13 available for the same purposes and the same time period
14 as the appropriations to which transferred. Any transfer
15 pursuant to this provision shall be treated as a reprogram-
16 ming of funds under section 505 of this Act and shall not
17 be available for obligation except in compliance with the
18 procedures set forth in that section.

19 The spending plan required by this Act shall be pro-
20 vided by NASA at the theme, program, project and activ-
21 ity level. The spending plan, as well as any subsequent
22 change of an amount established in that spending plan
23 that meets the notification requirements of section 505 of
24 this Act, shall be treated as a reprogramming under sec-
25 tion 505 of this Act and shall not be available for obliga-

1 tion or expenditure except in compliance with the proce-
2 dures set forth in that section.

3 NATIONAL SCIENCE FOUNDATION

4 RESEARCH AND RELATED ACTIVITIES

5 For necessary expenses in carrying out the National
6 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),
7 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services
8 as authorized by section 3109 of title 5, United States
9 Code; maintenance and operation of aircraft and purchase
10 of flight services for research support; acquisition of air-
11 craft; and authorized travel; \$6,556,183,000, to remain
12 available until September 30, 2020, of which not to exceed
13 \$544,000,000 shall remain available until expended for
14 polar research and operations support, and for reimburse-
15 ment to other Federal agencies for operational and science
16 support and logistical and other related activities for the
17 United States Antarctic program: *Provided*, That receipts
18 for scientific support services and materials furnished by
19 the National Research Centers and other National Science
20 Foundation supported research facilities may be credited
21 to this appropriation.

22 MAJOR RESEARCH EQUIPMENT AND FACILITIES

23 CONSTRUCTION

24 For necessary expenses for the acquisition, construc-
25 tion, commissioning, and upgrading of major research

1 equipment, facilities, and other such capital assets pursu-
2 ant to the National Science Foundation Act of 1950 (42
3 U.S.C. 1861 et seq.), including authorized travel,
4 \$249,254,000, to remain available until expended.

5 EDUCATION AND HUMAN RESOURCES

6 For necessary expenses in carrying out science, math-
7 ematics and engineering education and human resources
8 programs and activities pursuant to the National Science
9 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-
10 ing services as authorized by section 3109 of title 5,
11 United States Code, authorized travel, and rental of con-
12 ference rooms in the District of Columbia, \$915,000,000,
13 to remain available until September 30, 2020.

14 AGENCY OPERATIONS AND AWARD MANAGEMENT

15 For agency operations and award management nec-
16 essary in carrying out the National Science Foundation
17 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized
18 by section 3109 of title 5, United States Code; hire of pas-
19 senger motor vehicles; uniforms or allowances therefor, as
20 authorized by sections 5901 and 5902 of title 5, United
21 States Code; rental of conference rooms in the District of
22 Columbia; and reimbursement of the Department of
23 Homeland Security for security guard services;
24 \$328,510,000: *Provided*, That not to exceed \$8,280 is for
25 official reception and representation expenses: *Provided*

1 *further*, That contracts may be entered into under this
2 heading in fiscal year 2019 for maintenance and operation
3 of facilities and for other services to be provided during
4 the next fiscal year.

5 OFFICE OF THE NATIONAL SCIENCE BOARD

6 For necessary expenses (including payment of sala-
7 ries, authorized travel, hire of passenger motor vehicles,
8 the rental of conference rooms in the District of Columbia,
9 and the employment of experts and consultants under sec-
10 tion 3109 of title 5, United States Code) involved in car-
11 rying out section 4 of the National Science Foundation
12 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209
13 (42 U.S.C. 1880 et seq.), \$4,370,000: *Provided*, That not
14 to exceed \$2,500 shall be available for official reception
15 and representation expenses.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector
18 General as authorized by the Inspector General Act of
19 1978, \$15,350,000, of which \$400,000 shall remain avail-
20 able until September 30, 2020.

21 ADMINISTRATIVE PROVISIONS

22 (INCLUDING TRANSFER OF FUNDS)

23 Not to exceed 5 percent of any appropriation made
24 available for the current fiscal year for the National
25 Science Foundation in this Act may be transferred be-

1 tween such appropriations, but no such appropriation shall
2 be increased by more than 10 percent by any such trans-
3 fers. Any transfer pursuant to this paragraph shall be
4 treated as a reprogramming of funds under section 505
5 of this Act and shall not be available for obligation except
6 in compliance with the procedures set forth in that section.

7 The Director of the National Science Foundation
8 shall notify the Committees on Appropriations of the
9 House of Representatives and the Senate at least 30 days
10 in advance of the acquisition or disposal of any capital
11 asset (including land, structures, and equipment) not spe-
12 cifically provided for in this Act or any other law appro-
13 priating funds for the National Science Foundation.

14 This title may be cited as the “Science Appropria-
15 tions Act, 2019”.

16 TITLE IV

17 RELATED AGENCIES

18 COMMISSION ON CIVIL RIGHTS

19 SALARIES AND EXPENSES

20 For necessary expenses of the Commission on Civil
21 Rights, including hire of passenger motor vehicles,
22 \$10,065,000: *Provided*, That none of the funds appro-
23 priated in this paragraph may be used to employ any indi-
24 viduals under Schedule C of subpart C of part 213 of title
25 5 of the Code of Federal Regulations exclusive of one spe-

1 cial assistant for each Commissioner: *Provided further*,
2 That none of the funds appropriated in this paragraph
3 shall be used to reimburse Commissioners for more than
4 75 billable days, with the exception of the chairperson,
5 who is permitted 125 billable days: *Provided further*, That
6 the Chair may accept and use any gift or donation to carry
7 out the work of the Commission: *Provided further*, That
8 none of the funds appropriated in this paragraph shall be
9 used for any activity or expense that is not explicitly au-
10 thorized by section 3 of the Civil Rights Commission Act
11 of 1983 (42 U.S.C. 1975a).

12 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

13 SALARIES AND EXPENSES

14 For necessary expenses of the Equal Employment
15 Opportunity Commission as authorized by title VII of the
16 Civil Rights Act of 1964, the Age Discrimination in Em-
17 ployment Act of 1967, the Equal Pay Act of 1963, the
18 Americans with Disabilities Act of 1990, section 501 of
19 the Rehabilitation Act of 1973, the Civil Rights Act of
20 1991, the Genetic Information Nondiscrimination Act
21 (GINA) of 2008 (Public Law 110–233), the ADA Amend-
22 ments Act of 2008 (Public Law 110–325), and the Lilly
23 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-
24 cluding services as authorized by section 3109 of title 5,
25 United States Code; hire of passenger motor vehicles as

1 authorized by section 1343(b) of title 31, United States
2 Code; nonmonetary awards to private citizens; and up to
3 \$29,500,000 for payments to State and local enforcement
4 agencies for authorized services to the Commission,
5 \$379,500,000: *Provided*, That the Commission is author-
6 ized to make available for official reception and represen-
7 tation expenses not to exceed \$2,250 from available funds:
8 *Provided further*, That the Commission may take no action
9 to implement any workforce repositioning, restructuring,
10 or reorganization until such time as the Committees on
11 Appropriations of the House of Representatives and the
12 Senate have been notified of such proposals, in accordance
13 with the reprogramming requirements of section 505 of
14 this Act: *Provided further*, That the Chair is authorized
15 to accept and use any gift or donation to carry out the
16 work of the Commission.

17 INTERNATIONAL TRADE COMMISSION

18 SALARIES AND EXPENSES

19 For necessary expenses of the International Trade
20 Commission, including hire of passenger motor vehicles
21 and services as authorized by section 3109 of title 5,
22 United States Code, and not to exceed \$2,250 for official
23 reception and representation expenses, \$95,000,000, to re-
24 main available until expended.

1 LEGAL SERVICES CORPORATION

2 PAYMENT TO THE LEGAL SERVICES CORPORATION

3 For payment to the Legal Services Corporation to
4 carry out the purposes of the Legal Services Corporation
5 Act of 1974, \$410,000,000, of which \$376,000,000 is for
6 basic field programs and required independent audits;
7 \$5,100,000 is for the Office of Inspector General, of which
8 such amounts as may be necessary may be used to conduct
9 additional audits of recipients; \$19,400,000 is for manage-
10 ment and grants oversight; \$4,000,000 is for client self-
11 help and information technology; \$4,500,000 is for a Pro
12 Bono Innovation Fund; and \$1,000,000 is for loan repay-
13 ment assistance: *Provided*, That the Legal Services Cor-
14 poration may continue to provide locality pay to officers
15 and employees at a rate no greater than that provided by
16 the Federal Government to Washington, DC-based em-
17 ployees as authorized by section 5304 of title 5, United
18 States Code, notwithstanding section 1005(d) of the Legal
19 Services Corporation Act (42 U.S.C. 2996d(d)): *Provided*
20 *further*, That the authorities provided in section 205 of
21 this Act shall be applicable to the Legal Services Corpora-
22 tion: *Provided further*, That, for the purposes of section
23 505 of this Act, the Legal Services Corporation shall be
24 considered an agency of the United States Government.

1 ADMINISTRATIVE PROVISION—LEGAL SERVICES
2 CORPORATION

3 None of the funds appropriated in this Act to the
4 Legal Services Corporation shall be expended for any pur-
5 pose prohibited or limited by, or contrary to any of the
6 provisions of, sections 501, 502, 503, 504, 505, and 506
7 of Public Law 105–119, and all funds appropriated in this
8 Act to the Legal Services Corporation shall be subject to
9 the same terms and conditions set forth in such sections,
10 except that all references in sections 502 and 503 to 1997
11 and 1998 shall be deemed to refer instead to 2018 and
12 2019, respectively.

13 MARINE MAMMAL COMMISSION
14 SALARIES AND EXPENSES

15 For necessary expenses of the Marine Mammal Com-
16 mission as authorized by title II of the Marine Mammal
17 Protection Act of 1972 (16 U.S.C. 1361 et seq.),
18 \$4,200,000.

19 OFFICE OF THE UNITED STATES TRADE
20 REPRESENTATIVE
21 SALARIES AND EXPENSES

22 For necessary expenses of the Office of the United
23 States Trade Representative, including the hire of pas-
24 senger motor vehicles and the employment of experts and
25 consultants as authorized by section 3109 of title 5,

1 United States Code, \$57,600,000, of which \$1,000,000
2 shall remain available until expended: *Provided*, That of
3 the total amount made available under this heading, not
4 to exceed \$124,000 shall be available for official reception
5 and representation expenses.

6 TRADE ENFORCEMENT TRUST FUND

7 (INCLUDING TRANSFER OF FUNDS)

8 For activities of the United States Trade Representa-
9 tive authorized by section 611 of the Trade Facilitation
10 and Trade Enforcement Act of 2015 (19 U.S.C. 4405),
11 including transfers, \$15,000,000, to be derived from the
12 Trade Enforcement Trust Fund: *Provided*, That any
13 transfer pursuant to subsection (d)(1) of such section shall
14 be treated as a reprogramming under section 505 of this
15 Act.

16 STATE JUSTICE INSTITUTE

17 SALARIES AND EXPENSES

18 For necessary expenses of the State Justice Institute,
19 as authorized by the State Justice Institute Act of 1984
20 (42 U.S.C. 10701 et seq.) \$6,121,000, of which \$500,000
21 shall remain available until September 30, 2020: *Provided*,
22 That not to exceed \$2,250 shall be available for official
23 reception and representation expenses: *Provided further*,
24 That, for the purposes of section 505 of this Act, the State

1 Justice Institute shall be considered an agency of the
2 United States Government.

3 TITLE V

4 GENERAL PROVISIONS

5 (INCLUDING RESCISSIONS)

6 (INCLUDING TRANSFER OF FUNDS)

7 SEC. 501. No part of any appropriation contained in
8 this Act shall be used for publicity or propaganda purposes
9 not authorized by the Congress.

10 SEC. 502. No part of any appropriation contained in
11 this Act shall remain available for obligation beyond the
12 current fiscal year unless expressly so provided herein.

13 SEC. 503. The expenditure of any appropriation
14 under this Act for any consulting service through procure-
15 ment contract, pursuant to section 3109 of title 5, United
16 States Code, shall be limited to those contracts where such
17 expenditures are a matter of public record and available
18 for public inspection, except where otherwise provided
19 under existing law, or under existing Executive order
20 issued pursuant to existing law.

21 SEC. 504. If any provision of this Act or the applica-
22 tion of such provision to any person or circumstances shall
23 be held invalid, the remainder of the Act and the applica-
24 tion of each provision to persons or circumstances other

1 than those as to which it is held invalid shall not be af-
2 fected thereby.

3 SEC. 505. None of the funds provided under this Act,
4 or provided under previous appropriations Acts to the
5 agencies funded by this Act that remain available for obli-
6 gation or expenditure in fiscal year 2019, or provided from
7 any accounts in the Treasury of the United States derived
8 by the collection of fees available to the agencies funded
9 by this Act, shall be available for obligation or expenditure
10 through a reprogramming of funds that: (1) creates or ini-
11 tiates a new program, project or activity; (2) eliminates
12 a program, project or activity; (3) increases funds or per-
13 sonnel by any means for any project or activity for which
14 funds have been denied or restricted; (4) relocates an of-
15 fice or employees; (5) reorganizes or renames offices, pro-
16 grams or activities; (6) contracts out or privatizes any
17 functions or activities presently performed by Federal em-
18 ployees; (7) augments existing programs, projects or ac-
19 tivities in excess of \$500,000 or 10 percent, whichever is
20 less, or reduces by 10 percent funding for any program,
21 project or activity, or numbers of personnel by 10 percent;
22 or (8) results from any general savings, including savings
23 from a reduction in personnel, which would result in a
24 change in existing programs, projects or activities as ap-
25 proved by Congress; unless the House and Senate Com-

1 mittees on Appropriations are notified 15 days in advance
2 of such reprogramming of funds.

3 SEC. 506. (a) If it has been finally determined by
4 a court or Federal agency that any person intentionally
5 affixed a label bearing a “Made in America” inscription,
6 or any inscription with the same meaning, to any product
7 sold in or shipped to the United States that is not made
8 in the United States, the person shall be ineligible to re-
9 ceive any contract or subcontract made with funds made
10 available in this Act, pursuant to the debarment, suspen-
11 sion, and ineligibility procedures described in sections
12 9.400 through 9.409 of title 48, Code of Federal Regula-
13 tions.

14 (b)(1) To the extent practicable, with respect to au-
15 thorized purchases of promotional items, funds made
16 available by this Act shall be used to purchase items that
17 are manufactured, produced, or assembled in the United
18 States, its territories or possessions.

19 (2) The term “promotional items” has the meaning
20 given the term in OMB Circular A–87, Attachment B,
21 Item (1)(f)(3).

22 SEC. 507. (a) The Departments of Commerce and
23 Justice, the National Science Foundation, and the Na-
24 tional Aeronautics and Space Administration shall provide
25 to the Committees on Appropriations of the House of Rep-

1 representatives and the Senate a quarterly report on the sta-
2 tus of balances of appropriations at the account level. For
3 unobligated, uncommitted balances and unobligated, com-
4 mitted balances the quarterly reports shall separately
5 identify the amounts attributable to each source year of
6 appropriation from which the balances were derived. For
7 balances that are obligated, but unexpended, the quarterly
8 reports shall separately identify amounts by the year of
9 obligation.

10 (b) The report described in subsection (a) shall be
11 submitted within 30 days of the end of each quarter.

12 (c) If a department or agency is unable to fulfill any
13 aspect of a reporting requirement described in subsection
14 (a) due to a limitation of a current accounting system,
15 the department or agency shall fulfill such aspect to the
16 maximum extent practicable under such accounting sys-
17 tem and shall identify and describe in each quarterly re-
18 port the extent to which such aspect is not fulfilled.

19 SEC. 508. Any costs incurred by a department or
20 agency funded under this Act resulting from, or to pre-
21 vent, personnel actions taken in response to funding re-
22 ductions included in this Act shall be absorbed within the
23 total budgetary resources available to such department or
24 agency: *Provided*, That the authority to transfer funds be-
25 tween appropriations accounts as may be necessary to

1 carry out this section is provided in addition to authorities
2 included elsewhere in this Act: *Provided further*, That use
3 of funds to carry out this section shall be treated as a
4 reprogramming of funds under section 505 of this Act and
5 shall not be available for obligation or expenditure except
6 in compliance with the procedures set forth in that section:
7 *Provided further*, That for the Department of Commerce,
8 this section shall also apply to actions taken for the care
9 and protection of loan collateral or grant property.

10 SEC. 509. None of the funds provided by this Act
11 shall be available to promote the sale or export of tobacco
12 or tobacco products, or to seek the reduction or removal
13 by any foreign country of restrictions on the marketing
14 of tobacco or tobacco products, except for restrictions
15 which are not applied equally to all tobacco or tobacco
16 products of the same type.

17 SEC. 510. Notwithstanding any other provision of
18 law, amounts deposited or available in the Fund estab-
19 lished by section 1402 of chapter XIV of title II of Public
20 Law 98-473 (34 U.S.C. 20101) in any fiscal year in ex-
21 cess of \$3,353,000,000 shall not be available for obligation
22 until the following fiscal year: *Provided*, That notwith-
23 standing section 1402(d) of such Act, of the amounts
24 available from the Fund for obligation: (1) \$10,000,000
25 shall remain available until expended to the Department

1 of Justice Office of Inspector General for oversight and
2 auditing purposes; and (2) 5 percent shall be available to
3 the Office for Victims of Crime for grants, consistent with
4 the requirements of the Victims of Crime Act, to Indian
5 tribes to improve services for victims of crime.

6 SEC. 511. None of the funds made available to the
7 Department of Justice in this Act may be used to discrimi-
8 nate against or denigrate the religious or moral beliefs of
9 students who participate in programs for which financial
10 assistance is provided from those funds, or of the parents
11 or legal guardians of such students.

12 SEC. 512. None of the funds made available in this
13 Act may be transferred to any department, agency, or in-
14 strumentality of the United States Government, except
15 pursuant to a transfer made by, or transfer authority pro-
16 vided in, this Act or any other appropriations Act.

17 SEC. 513. (a) The Inspectors General of the Depart-
18 ment of Commerce, the Department of Justice, the Na-
19 tional Aeronautics and Space Administration, the Na-
20 tional Science Foundation, and the Legal Services Cor-
21 poration shall conduct audits, pursuant to the Inspector
22 General Act (5 U.S.C. App.), of grants or contracts for
23 which funds are appropriated by this Act, and shall submit
24 reports to Congress on the progress of such audits, which
25 may include preliminary findings and a description of

1 areas of particular interest, within 180 days after initi-
2 ating such an audit and every 180 days thereafter until
3 any such audit is completed.

4 (b) Within 60 days after the date on which an audit
5 described in subsection (a) by an Inspector General is
6 completed, the Secretary, Attorney General, Adminis-
7 trator, Director, or President, as appropriate, shall make
8 the results of the audit available to the public on the Inter-
9 net website maintained by the Department, Administra-
10 tion, Foundation, or Corporation, respectively. The results
11 shall be made available in redacted form to exclude—

12 (1) any matter described in section 552(b) of
13 title 5, United States Code; and

14 (2) sensitive personal information for any indi-
15 vidual, the public access to which could be used to
16 commit identity theft or for other inappropriate or
17 unlawful purposes.

18 (c) Any person awarded a grant or contract funded
19 by amounts appropriated by this Act shall submit a state-
20 ment to the Secretary of Commerce, the Attorney General,
21 the Administrator, Director, or President, as appropriate,
22 certifying that no funds derived from the grant or contract
23 will be made available through a subcontract or in any
24 other manner to another person who has a financial inter-
25 est in the person awarded the grant or contract.

1 (d) The provisions of the preceding subsections of
2 this section shall take effect 30 days after the date on
3 which the Director of the Office of Management and
4 Budget, in consultation with the Director of the Office of
5 Government Ethics, determines that a uniform set of rules
6 and requirements, substantially similar to the require-
7 ments in such subsections, consistently apply under the
8 executive branch ethics program to all Federal depart-
9 ments, agencies, and entities.

10 SEC. 514. (a) None of the funds appropriated or oth-
11 erwise made available under this Act may be used by the
12 departments and agencies funded in this Act to acquire
13 telecommunications equipment produced by Huawei Tech-
14 nologies Company, ZTE Corporation, or a high-impact or
15 moderate-impact information system, as defined for secu-
16 rity categorization in the National Institute of Standards
17 and Technology's (NIST) Federal Information Processing
18 Standard Publication 199, "Standards for Security Cat-
19 egorization of Federal Information and Information Sys-
20 tems" unless the agency has—

21 (1) reviewed the supply chain risk for the infor-
22 mation systems against criteria developed by NIST
23 to inform acquisition decisions for high-impact and
24 moderate-impact information systems within the
25 Federal Government;

1 (2) reviewed the supply chain risk from the pre-
2 sumptive awardee against available and relevant
3 threat information provided by the Federal Bureau
4 of Investigation (FBI) and other appropriate agen-
5 cies; and

6 (3) in consultation with the FBI or other ap-
7 propriate Federal entity, conducted an assessment of
8 any risk of cyber-espionage or sabotage associated
9 with the acquisition of such system, including any
10 risk associated with such system being produced,
11 manufactured, or assembled by one or more entities
12 identified by the United States Government as pos-
13 ing a cyber threat, including but not limited to,
14 those that may be owned, directed, or subsidized by
15 the People's Republic of China, the Islamic Republic
16 of Iran, the Democratic People's Republic of Korea,
17 or the Russian Federation.

18 (b) None of the funds appropriated or otherwise
19 made available under this Act may be used to acquire a
20 high-impact or moderate-impact information system re-
21 viewed and assessed under subsection (a) unless the head
22 of the assessing entity described in subsection (a) has—

23 (1) developed, in consultation with NIST and
24 supply chain risk management experts, a mitigation
25 strategy for any identified risks;

1 (2) determined, in consultation with NIST and
2 the FBI, that the acquisition of such system is in
3 the vital national security interest of the United
4 States; and

5 (3) reported that determination to the Commit-
6 tees on Appropriations of the House of Representa-
7 tives and the Senate in a manner that identifies the
8 system intended for acquisition and a detailed de-
9 scription of the mitigation strategies identified in
10 (1), provided that such report may include a classi-
11 fied annex as necessary.

12 SEC. 515. None of the funds made available in this
13 Act shall be used in any way whatsoever to support or
14 justify the use of torture by any official or contract em-
15 ployee of the United States Government.

16 SEC. 516. (a) Notwithstanding any other provision
17 of law or treaty, none of the funds appropriated or other-
18 wise made available under this Act or any other Act may
19 be expended or obligated by a department, agency, or in-
20 strumentality of the United States to pay administrative
21 expenses or to compensate an officer or employee of the
22 United States in connection with requiring an export li-
23 cense for the export to Canada of components, parts, ac-
24 cessories or attachments for firearms listed in Category
25 I, section 121.1 of title 22, Code of Federal Regulations

1 (International Trafficking in Arms Regulations (ITAR),
2 part 121, as it existed on April 1, 2005) with a total value
3 not exceeding \$500 wholesale in any transaction, provided
4 that the conditions of subsection (b) of this section are
5 met by the exporting party for such articles.

6 (b) The foregoing exemption from obtaining an ex-
7 port license—

8 (1) does not exempt an exporter from filing any
9 Shipper's Export Declaration or notification letter
10 required by law, or from being otherwise eligible
11 under the laws of the United States to possess, ship,
12 transport, or export the articles enumerated in sub-
13 section (a); and

14 (2) does not permit the export without a license
15 of—

16 (A) fully automatic firearms and compo-
17 nents and parts for such firearms, other than
18 for end use by the Federal Government, or a
19 Provincial or Municipal Government of Canada;

20 (B) barrels, cylinders, receivers (frames) or
21 complete breech mechanisms for any firearm
22 listed in Category I, other than for end use by
23 the Federal Government, or a Provincial or Mu-
24 nicipal Government of Canada; or

1 (C) articles for export from Canada to an-
2 other foreign destination.

3 (c) In accordance with this section, the District Di-
4 rectors of Customs and postmasters shall permit the per-
5 manent or temporary export without a license of any un-
6 classified articles specified in subsection (a) to Canada for
7 end use in Canada or return to the United States, or tem-
8 porary import of Canadian-origin items from Canada for
9 end use in the United States or return to Canada for a
10 Canadian citizen.

11 (d) The President may require export licenses under
12 this section on a temporary basis if the President deter-
13 mines, upon publication first in the Federal Register, that
14 the Government of Canada has implemented or main-
15 tained inadequate import controls for the articles specified
16 in subsection (a), such that a significant diversion of such
17 articles has and continues to take place for use in inter-
18 national terrorism or in the escalation of a conflict in an-
19 other nation. The President shall terminate the require-
20 ments of a license when reasons for the temporary require-
21 ments have ceased.

22 SEC. 517. Notwithstanding any other provision of
23 law, no department, agency, or instrumentality of the
24 United States receiving appropriated funds under this Act
25 or any other Act shall obligate or expend in any way such

1 funds to pay administrative expenses or the compensation
2 of any officer or employee of the United States to deny
3 any application submitted pursuant to 22 U.S.C.
4 2778(b)(1)(B) and qualified pursuant to 27 CFR section
5 478.112 or .113, for a permit to import United States ori-
6 gin “curios or relics” firearms, parts, or ammunition.

7 SEC. 518. None of the funds made available in this
8 Act may be used to include in any new bilateral or multi-
9 lateral trade agreement the text of—

10 (1) paragraph 2 of article 16.7 of the United
11 States–Singapore Free Trade Agreement;

12 (2) paragraph 4 of article 17.9 of the United
13 States–Australia Free Trade Agreement; or

14 (3) paragraph 4 of article 15.9 of the United
15 States–Morocco Free Trade Agreement.

16 SEC. 519. None of the funds made available in this
17 Act may be used to authorize or issue a national security
18 letter in contravention of any of the following laws author-
19 izing the Federal Bureau of Investigation to issue national
20 security letters: The Right to Financial Privacy Act of
21 1978; The Electronic Communications Privacy Act of
22 1986; The Fair Credit Reporting Act; The National Secu-
23 rity Act of 1947; USA PATRIOT Act; USA FREEDOM
24 Act of 2015; and the laws amended by these Acts.

1 SEC. 520. If at any time during any quarter, the pro-
2 gram manager of a project within the jurisdiction of the
3 Departments of Commerce or Justice, the National Aero-
4 nautics and Space Administration, or the National Science
5 Foundation totaling more than \$75,000,000 has reason-
6 able cause to believe that the total program cost has in-
7 creased by 10 percent or more, the program manager shall
8 immediately inform the respective Secretary, Adminis-
9 trator, or Director. The Secretary, Administrator, or Di-
10 rector shall notify the House and Senate Committees on
11 Appropriations within 30 days in writing of such increase,
12 and shall include in such notice: the date on which such
13 determination was made; a statement of the reasons for
14 such increases; the action taken and proposed to be taken
15 to control future cost growth of the project; changes made
16 in the performance or schedule milestones and the degree
17 to which such changes have contributed to the increase
18 in total program costs or procurement costs; new esti-
19 mates of the total project or procurement costs; and a
20 statement validating that the project's management struc-
21 ture is adequate to control total project or procurement
22 costs.

23 SEC. 521. Funds appropriated by this Act, or made
24 available by the transfer of funds in this Act, for intel-
25 ligence or intelligence related activities are deemed to be

1 specifically authorized by the Congress for purposes of sec-
2 tion 504 of the National Security Act of 1947 (50 U.S.C.
3 3094) during fiscal year 2019 until the enactment of the
4 Intelligence Authorization Act for fiscal year 2019.

5 SEC. 522. None of the funds appropriated or other-
6 wise made available by this Act may be used to enter into
7 a contract in an amount greater than \$5,000,000 or to
8 award a grant in excess of such amount unless the pro-
9 spective contractor or grantee certifies in writing to the
10 agency awarding the contract or grant that, to the best
11 of its knowledge and belief, the contractor or grantee has
12 filed all Federal tax returns required during the three
13 years preceding the certification, has not been convicted
14 of a criminal offense under the Internal Revenue Code of
15 1986, and has not, more than 90 days prior to certifi-
16 cation, been notified of any unpaid Federal tax assessment
17 for which the liability remains unsatisfied, unless the as-
18 sessment is the subject of an installment agreement or
19 offer in compromise that has been approved by the Inter-
20 nal Revenue Service and is not in default, or the assess-
21 ment is the subject of a non-frivolous administrative or
22 judicial proceeding.

23 (RESCISSIONS)

24 SEC. 523. (a) Of the unobligated balances from prior
25 year appropriations available to the Department of Com-

1 merce, Economic Development Administration, Economic
2 Development Assistance Programs, \$10,000,000 is re-
3 scinded not later than September 30, 2019.

4 (b) Of the unobligated balances available to the De-
5 partment of Justice, the following funds are hereby re-
6 scinded, not later than September 30, 2019, from the fol-
7 lowing accounts in the specified amounts—

8 (1) “Working Capital Fund”, \$175,000,000;

9 (2) “Federal Bureau of Investigation, Salaries
10 and Expenses”, \$128,291,000 including from, but
11 not limited to, fees collected to defray expenses for
12 the automation of fingerprint identification and
13 criminal justice information services and associated
14 costs;

15 (3) “State and Local Law Enforcement Activi-
16 ties, Office on Violence Against Women, Violence
17 Against Women Prevention and Prosecution Pro-
18 grams”, \$10,000,000;

19 (4) “State and Local Law Enforcement Activi-
20 ties, Office of Justice Programs”, \$40,000,000;

21 (5) “State and Local Law Enforcement Activi-
22 ties, Community Oriented Policing Services”,
23 \$10,000,000; and

24 (6) “Legal Activities, Assets Forfeiture Fund”,
25 \$674,000,000, is permanently rescinded.

1 (c) The Departments of Commerce and Justice shall
2 submit to the Committees on Appropriations of the House
3 of Representatives and the Senate a report no later than
4 September 1, 2019, specifying the amount of each rescis-
5 sion made pursuant to subsections (a) and (b).

6 (d) The amounts rescinded in subsections (a) and (b)
7 shall not be from amounts that were designated by the
8 Congress as an emergency or disaster relief requirement
9 pursuant to the concurrent resolution on the budget or
10 the Balanced Budget and Emergency Deficit Control Act
11 of 1985.

12 SEC. 524. (a) Any unobligated balances identified in
13 the following Treasury Appropriation Fund Symbols are
14 hereby permanently cancelled: 80X0114; 80X0111;
15 80X0110; and 80X0112.

16 (b) Upon enactment of this Act:

17 (1) obligated balances in 80X0114 shall be
18 transferred to and merged with 80–0130, Construc-
19 tion and Environmental Compliance and Restora-
20 tion, and any upward adjustments to such obliga-
21 tions may be made from 80–0130;

22 (2) obligated balances in 80X0111 shall be
23 transferred to and merged with 80–0122, Safety,
24 Security and Mission Services, 80–0115, Space
25 Flight Capabilities and 80–0130, Construction and

1 Environmental Compliance and Restoration, and any
2 upward adjustments to such obligations may be
3 made from 80–0122, 80–0115 and 80–0130;

4 (3) obligated balances in 80X0110 shall be
5 transferred to and merged with 80–0130, Construc-
6 tion and Environmental Compliance and Restora-
7 tion, and any upward adjustments to said obliga-
8 tions may be made from 80–0130; and

9 (4) obligated balances in 80X0112 shall be
10 transferred to and merged with 80–0122, Safety,
11 Security and Mission Services and 80–0130, Con-
12 struction and Environmental Compliance and Res-
13 toration, and any upward adjustments to such obli-
14 gations may be made from 80–0122 and 80–0130.

15 (c) Following the cancellation of unobligated balances
16 and transfer of obligated balances in 80X0114, 80X0111,
17 80X0110 and 80X0112, such accounts shall be closed.
18 Any collections authorized or required to be credited to
19 these accounts that are not received before closing of such
20 accounts shall be deposited in the Treasury as miscella-
21 neous receipts.

22 SEC. 525. None of the funds made available in this
23 Act may be used to purchase first class or premium airline
24 travel in contravention of sections 301–10.122 through
25 301–10.124 of title 41 of the Code of Federal Regulations.

1 SEC. 526. None of the funds made available in this
2 Act may be used to send or otherwise pay for the attend-
3 ance of more than 50 employees from a Federal depart-
4 ment or agency, who are stationed in the United States,
5 at any single conference occurring outside the United
6 States unless such conference is a law enforcement train-
7 ing or operational conference for law enforcement per-
8 sonnel and the majority of Federal employees in attend-
9 ance are law enforcement personnel stationed outside the
10 United States.

11 SEC. 527. None of the funds appropriated or other-
12 wise made available in this Act may be used to transfer,
13 release, or assist in the transfer or release to or within
14 the United States, its territories, or possessions Khalid
15 Sheikh Mohammed or any other detainee who—

16 (1) is not a United States citizen or a member
17 of the Armed Forces of the United States; and

18 (2) is or was held on or after June 24, 2009,
19 at the United States Naval Station, Guantanamo
20 Bay, Cuba, by the Department of Defense.

21 SEC. 528. (a) None of the funds appropriated or oth-
22 erwise made available in this Act may be used to con-
23 struct, acquire, or modify any facility in the United States,
24 its territories, or possessions to house any individual de-
25 scribed in subsection (c) for the purposes of detention or

1 imprisonment in the custody or under the effective control
2 of the Department of Defense.

3 (b) The prohibition in subsection (a) shall not apply
4 to any modification of facilities at United States Naval
5 Station, Guantanamo Bay, Cuba.

6 (c) An individual described in this subsection is any
7 individual who, as of June 24, 2009, is located at United
8 States Naval Station, Guantanamo Bay, Cuba, and who—

9 (1) is not a citizen of the United States or a
10 member of the Armed Forces of the United States;
11 and

12 (2) is—

13 (A) in the custody or under the effective
14 control of the Department of Defense; or

15 (B) otherwise under detention at United
16 States Naval Station, Guantanamo Bay, Cuba.

17 SEC. 529. The Director of the Office of Management
18 and Budget shall instruct any department, agency, or in-
19 strumentality of the United States receiving funds appro-
20 priated under this Act to track undisbursed balances in
21 expired grant accounts and include in its annual perform-
22 ance plan and performance and accountability reports the
23 following:

1 (1) Details on future action the department,
2 agency, or instrumentality will take to resolve
3 undisbursed balances in expired grant accounts.

4 (2) The method that the department, agency, or
5 instrumentality uses to track undisbursed balances
6 in expired grant accounts.

7 (3) Identification of undisbursed balances in ex-
8 pired grant accounts that may be returned to the
9 Treasury of the United States.

10 (4) In the preceding 3 fiscal years, details on
11 the total number of expired grant accounts with
12 undisbursed balances (on the first day of each fiscal
13 year) for the department, agency, or instrumentality
14 and the total finances that have not been obligated
15 to a specific project remaining in the accounts.

16 SEC. 530. (a) None of the funds made available by
17 this Act may be used for the National Aeronautics and
18 Space Administration (NASA) or the Office of Science
19 and Technology Policy (OSTP) to develop, design, plan,
20 promulgate, implement, or execute a bilateral policy, pro-
21 gram, order, or contract of any kind to participate, col-
22 laborate, or coordinate bilaterally in any way with China
23 or any Chinese-owned company unless such activities are
24 specifically authorized by a law enacted after the date of
25 enactment of this Act.

1 (b) None of the funds made available by this Act may
2 be used to effectuate the hosting of official Chinese visitors
3 at facilities belonging to or utilized by NASA.

4 (c) The limitations described in subsections (a) and
5 (b) shall not apply to activities which NASA or OSTP,
6 after consultation with the Federal Bureau of Investiga-
7 tion, have certified—

8 (1) pose no risk of resulting in the transfer of
9 technology, data, or other information with national
10 security or economic security implications to China
11 or a Chinese-owned company; and

12 (2) will not involve knowing interactions with
13 officials who have been determined by the United
14 States to have direct involvement with violations of
15 human rights.

16 (d) Any certification made under subsection (c) shall
17 be submitted to the Committees on Appropriations of the
18 House of Representatives and the Senate, and the Federal
19 Bureau of Investigation, no later than 30 days prior to
20 the activity in question and shall include a description of
21 the purpose of the activity, its agenda, its major partici-
22 pants, and its location and timing.

23 SEC. 531. None of the funds made available by this
24 Act may be used to pay the salaries or expenses of per-

1 sonnel to deny, or fail to act on, an application for the
2 importation of any model of shotgun if—

3 (1) all other requirements of law with respect to
4 the proposed importation are met; and

5 (2) no application for the importation of such
6 model of shotgun, in the same configuration, had
7 been denied by the Attorney General prior to Janu-
8 ary 1, 2011, on the basis that the shotgun was not
9 particularly suitable for or readily adaptable to
10 sporting purposes.

11 SEC. 532. (a) None of the funds made available in
12 this Act may be used to maintain or establish a computer
13 network unless such network blocks the viewing,
14 downloading, and exchanging of pornography.

15 (b) Nothing in subsection (a) shall limit the use of
16 funds necessary for any Federal, State, tribal, or local law
17 enforcement agency or any other entity carrying out crimi-
18 nal investigations, prosecution, adjudication, or other law
19 enforcement- or victim assistance-related activity.

20 SEC. 533. The Departments of Commerce and Jus-
21 tice, the National Aeronautics and Space Administration,
22 the National Science Foundation, the Commission on Civil
23 Rights, the Equal Employment Opportunity Commission,
24 the International Trade Commission, the Legal Services
25 Corporation, the Marine Mammal Commission, the Offices

1 of Science and Technology Policy and the United States
2 Trade Representative, the National Space Council, and
3 the State Justice Institute shall submit spending plans,
4 signed by the respective department or agency head, to
5 the Committees on Appropriations of the House of Rep-
6 resentatives and the Senate within 45 days after the date
7 of enactment of this Act.

8 SEC. 534. None of the funds made available by this
9 Act may be obligated or expended to implement the Arms
10 Trade Treaty until the Senate approves a resolution of
11 ratification for the Treaty.

12 SEC. 535. None of the funds appropriated or other-
13 wise made available by this Act may be used to pay award
14 or incentive fees for contractors whose performance has
15 been judged to be below satisfactory, behind schedule, over
16 budget, or has failed to meet the basic requirements of
17 a contract, unless the Agency determines that any such
18 deviations are due to unforeseeable events, government-
19 driven scope changes, or are not significant within the
20 overall scope of the project and/or program unless such
21 awards or incentive fees are consistent with 16.401(e)(2)
22 of the FAR.

23 SEC. 536. None of the funds made available by this
24 Act may be used in contravention of section 7606 (“Legit-
25 imacy of Industrial Hemp Research”) of the Agricultural

1 Act of 2014 (Public Law 113–79) by the Department of
2 Justice or the Drug Enforcement Administration.

3 SEC. 537. None of the funds made available under
4 this Act to the Department of Justice may be used, with
5 respect to any of the States of Alabama, Alaska, Arizona,
6 Arkansas, California, Colorado, Connecticut, Delaware,
7 Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Ken-
8 tucky, Louisiana, Maine, Maryland, Massachusetts, Michi-
9 gan, Minnesota, Mississippi, Missouri, Montana, Nevada,
10 New Hampshire, New Jersey, New Mexico, New York,
11 North Carolina, North Dakota, Ohio, Oklahoma, Oregon,
12 Pennsylvania, Rhode Island, South Carolina, Tennessee,
13 Texas, Utah, Vermont, Virginia, Washington, West Vir-
14 ginia, Wisconsin, and Wyoming, or with respect to the
15 District of Columbia, Guam, or Puerto Rico, to prevent
16 any of them from implementing their own laws that au-
17 thorize the use, distribution, possession, or cultivation of
18 medical marijuana.

19 This division may be cited as the “Commerce, Jus-
20 tice, Science, and Related Agencies Appropriations Act,
21 2019”.

1 **DIVISION F—DEPARTMENT OF**
2 **STATE, FOREIGN OPER-**
3 **ATIONS, AND RELATED PRO-**
4 **GRAMS APPROPRIATIONS**
5 **ACT, 2019**

6 That the following sums are appropriated, out of any
7 money in the Treasury not otherwise appropriated, for the
8 Department of State, foreign operations, and related pro-
9 grams for the fiscal year ending September 30, 2019, and
10 for other purposes, namely:

11 TITLE I

12 DEPARTMENT OF STATE AND RELATED

13 AGENCY

14 DEPARTMENT OF STATE

15 ADMINISTRATION OF FOREIGN AFFAIRS

16 DIPLOMATIC PROGRAMS

17 For necessary expenses of the Department of State
18 and the Foreign Service not otherwise provided for,
19 \$5,944,440,000, to remain available until September 30,
20 2020, of which up to \$1,441,777,000 may remain avail-
21 able until expended for Worldwide Security Protection:
22 *Provided*, That funds made available under this heading
23 shall be allocated in accordance with paragraphs (1)
24 through (4) as follows:

1 (1) HUMAN RESOURCES.—For necessary ex-
2 penses for training, human resources management,
3 and salaries, including employment without regard
4 to civil service and classification laws of persons on
5 a temporary basis (not to exceed \$700,000), as au-
6 thorized by section 801 of the United States Infor-
7 mation and Educational Exchange Act of 1948,
8 \$2,916,794,000, of which up to \$513,000,000 is for
9 Worldwide Security Protection.

10 (2) OVERSEAS PROGRAMS.—For necessary ex-
11 penses for the regional bureaus of the Department
12 of State and overseas activities as authorized by law,
13 \$1,302,715,000.

14 (3) DIPLOMATIC POLICY AND SUPPORT.—For
15 necessary expenses for the functional bureaus of the
16 Department of State, including representation to
17 certain international organizations in which the
18 United States participates pursuant to treaties rati-
19 fied pursuant to the advice and consent of the Sen-
20 ate or specific Acts of Congress, general administra-
21 tion, and arms control, nonproliferation and disar-
22 mament activities as authorized, \$773,847,000.

23 (4) SECURITY PROGRAMS.—For necessary ex-
24 penses for security activities, \$951,084,000, of which

1 up to \$928,777,000 is for Worldwide Security Pro-
2 tection.

3 (5) FEES AND PAYMENTS COLLECTED.—In ad-
4 dition to amounts otherwise made available under
5 this heading—

6 (A) as authorized by section 810 of the
7 United States Information and Educational Ex-
8 change Act, not to exceed \$5,000,000, to re-
9 main available until expended, may be credited
10 to this appropriation from fees or other pay-
11 ments received from English teaching, library,
12 motion pictures, and publication programs and
13 from fees from educational advising and coun-
14 seling and exchange visitor programs; and

15 (B) not to exceed \$15,000, which shall be
16 derived from reimbursements, surcharges, and
17 fees for use of Blair House facilities.

18 (6) TRANSFER OF FUNDS, REPROGRAMMING,
19 AND OTHER MATTERS.—

20 (A) Notwithstanding any other provision of
21 this Act, funds may be reprogrammed within
22 and between paragraphs (1) through (4) under
23 this heading subject to section 7015 of this Act.

24 (B) Of the amount made available under
25 this heading, not to exceed \$10,000,000 may be

1 transferred to, and merged with, funds made
2 available by this Act under the heading “Emer-
3 gencies in the Diplomatic and Consular Serv-
4 ice”, to be available only for emergency evacu-
5 ations and rewards, as authorized.

6 (C) Funds appropriated under this heading
7 are available for acquisition by exchange or pur-
8 chase of passenger motor vehicles as authorized
9 by law and, pursuant to section 1108(g) of title
10 31, United States Code, for the field examina-
11 tion of programs and activities in the United
12 States funded from any account contained in
13 this title.

14 (D) Funds appropriated under this head-
15 ing that are designated for Worldwide Security
16 Protection shall continue to be made available
17 for support of security-related training at sites
18 in existence prior to the enactment of this Act.

19 (E) Of the funds made available under this
20 heading, \$1,100,000 shall be transferred to,
21 and merged with, funds made available under
22 the heading “Payment to the American Insti-
23 tute in Taiwan”.

24 (7) CLARIFICATION.—For purposes of this Act
25 and other Acts making appropriations for the De-

1 partment of State, foreign operations, and related
2 programs, the “Diplomatic Programs” account shall
3 have the same meaning as the “Diplomatic and Con-
4 sular Programs” account.

5 CAPITAL INVESTMENT FUND

6 For necessary expenses of the Capital Investment
7 Fund, as authorized, \$92,770,000, to remain available
8 until expended.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General, \$77,629,000, notwithstanding section 209(a)(1)
12 of the Foreign Service Act of 1980 (22 U.S.C.
13 3929(a)(1)), as it relates to post inspections: *Provided*,
14 That of the funds appropriated under this heading,
15 \$11,644,000 may remain available until September 30,
16 2020.

17 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

18 For expenses of educational and cultural exchange
19 programs, as authorized, \$690,585,000, to remain avail-
20 able until expended, of which not less than \$242,400,000
21 shall be for the Fulbright Program and not less than
22 \$112,360,000 shall be for Citizen Exchange Program, in-
23 cluding \$4,125,000 for the Congress-Bundestag Youth
24 Exchange: *Provided*, That fees or other payments received
25 from, or in connection with, English teaching, educational

1 advising and counseling programs, and exchange visitor
2 programs as authorized may be credited to this account,
3 to remain available until expended: *Provided further*, That
4 a portion of the Fulbright awards from the Eurasia and
5 Central Asia regions shall be designated as Edmund S.
6 Muskie Fellowships, following consultation with the Com-
7 mittees on Appropriations: *Provided further*, That any
8 substantive modifications from the prior fiscal year to pro-
9 grams funded by this Act under this heading shall be sub-
10 ject to prior consultation with, and the regular notification
11 procedures of, the Committees on Appropriations.

12 REPRESENTATION EXPENSES

13 For representation expenses as authorized,
14 \$8,030,000.

15 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

16 For expenses, not otherwise provided, to enable the
17 Secretary of State to provide for extraordinary protective
18 services, as authorized, \$30,890,000, to remain available
19 until September 30, 2020.

20 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

21 For necessary expenses for carrying out the Foreign
22 Service Buildings Act of 1926 (22 U.S.C. 292 et seq.),
23 preserving, maintaining, repairing, and planning for build-
24 ings that are owned or directly leased by the Department
25 of State, renovating, in addition to funds otherwise avail-

1 able, the Harry S Truman Building, and carrying out the
2 Diplomatic Security Construction Program as authorized,
3 \$790,100,000, to remain available until expended, of
4 which not to exceed \$25,000 may be used for domestic
5 and overseas representation expenses as authorized: *Pro-*
6 *vided*, That none of the funds appropriated by this Act
7 shall be available for acquisition of furniture, furnishings,
8 or generators for other departments and agencies of the
9 United States Government.

10 In addition, for the costs of worldwide security up-
11 grades, acquisition, and construction as authorized,
12 \$1,126,304,000, to remain available until expended: *Pro-*
13 *vided*, That of the funds appropriated under this para-
14 graph in this Act and prior Acts making appropriations
15 for the Department of State, foreign operations, and re-
16 lated programs, not less than \$1,025,304,000 shall be
17 made available for a fiscal year 2019 contribution to the
18 Capital Security Cost Sharing and Maintenance Cost
19 Sharing programs: *Provided further*, That not later than
20 45 days after enactment of this Act, the Secretary of State
21 shall submit to the Committees on Appropriations the pro-
22 posed allocation of funds made available under this head-
23 ing and the actual and anticipated proceeds of sales for
24 all projects in fiscal year 2019.

1 facilities at the International Center in accordance with
2 section 4 of the International Center Act (Public Law 90–
3 553), and, in addition, as authorized by section 5 of such
4 Act, \$743,000, to be derived from the reserve authorized
5 by such section, to be used for the purposes set out in
6 that section.

7 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
8 DISABILITY FUND

9 For payment to the Foreign Service Retirement and
10 Disability Fund, as authorized, \$158,900,000.

11 INTERNATIONAL ORGANIZATIONS

12 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

13 For necessary expenses, not otherwise provided for,
14 to meet annual obligations of membership in international
15 multilateral organizations, pursuant to treaties ratified
16 pursuant to the advice and consent of the Senate, conven-
17 tions, or specific Acts of Congress, \$1,344,135,000: *Pro-*
18 *vided*, That the Secretary of State shall, at the time of
19 the submission of the President’s budget to Congress
20 under section 1105(a) of title 31, United States Code,
21 transmit to the Committees on Appropriations the most
22 recent biennial budget prepared by the United Nations for
23 the operations of the United Nations: *Provided further*,
24 That the Secretary of State shall notify the Committees
25 on Appropriations at least 15 days in advance (or in an

1 emergency, as far in advance as is practicable) of any
2 United Nations action to increase funding for any United
3 Nations program without identifying an offsetting de-
4 crease elsewhere in the United Nations budget: *Provided*
5 *further*, That not later than June 1, 2019, and 30 days
6 after the end of fiscal year 2019, the Secretary of State
7 shall report to the Committees on Appropriations any
8 credits attributable to the United States, including from
9 the United Nations Tax Equalization Fund, and provide
10 updated fiscal year 2019 and fiscal year 2020 assessment
11 costs including offsets from available credits and updated
12 foreign currency exchange rates: *Provided further*, That
13 any such credits shall only be available for United States
14 assessed contributions to the United Nations regular
15 budget, and the Committees on Appropriations shall be
16 notified when such credits are applied to any assessed con-
17 tribution, including any payment of arrearages: *Provided*
18 *further*, That any notification regarding funds appro-
19 priated or otherwise made available under this heading in
20 this Act or prior Acts making appropriations for the De-
21 partment of State, foreign operations, and related pro-
22 grams submitted pursuant to section 7015 of this Act, sec-
23 tion 34 of the State Department Basic Authorities Act
24 of 1956 (22 U.S.C. 2706), or any operating plan sub-
25 mitted pursuant to section 7076 of this Act, shall include

1 an estimate of all known credits currently attributable to
2 the United States and provide updated assessment costs
3 including offsets from available credits and updated for-
4 eign currency exchange rates: *Provided further*, That any
5 payment of arrearages under this heading shall be directed
6 to activities that are mutually agreed upon by the United
7 States and the respective international organization and
8 shall be subject to the regular notification procedures of
9 the Committees on Appropriations: *Provided further*, That
10 none of the funds appropriated under this heading shall
11 be available for a United States contribution to an inter-
12 national organization for the United States share of inter-
13 est costs made known to the United States Government
14 by such organization for loans incurred on or after Octo-
15 ber 1, 1984, through external borrowings: *Provided fur-*
16 *ther*, That funds appropriated under this heading are
17 made available to pay not less than the full fiscal year
18 2019 United States assessment for each respective inter-
19 national organization.

20 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING
21 ACTIVITIES

22 For necessary expenses to pay assessed and other ex-
23 penses of international peacekeeping activities directed to
24 the maintenance or restoration of international peace and
25 security, \$716,425,000, of which 15 percent shall remain

1 available until September 30, 2020: *Provided*, That none
2 of the funds made available by this Act shall be obligated
3 or expended for any new or expanded United Nations
4 peacekeeping mission unless, at least 15 days in advance
5 of voting for such mission in the United Nations Security
6 Council (or in an emergency as far in advance as is prac-
7 ticable), the Committees on Appropriations are notified of:
8 (1) the estimated cost and duration of the mission, the
9 objectives of the mission, the national interest that will
10 be served, and the exit strategy; and (2) the sources of
11 funds, including any reprogrammings or transfers, that
12 will be used to pay the cost of the new or expanded mis-
13 sion, and the estimated cost in future fiscal years: *Pro-*
14 *vided further*, That none of the funds appropriated under
15 this heading may be made available for obligation unless
16 the Secretary of State certifies and reports to the Commit-
17 tees on Appropriations on a peacekeeping mission-by-mis-
18 sion basis that the United Nations is implementing effec-
19 tive policies and procedures to prevent United Nations em-
20 ployees, contractor personnel, and peacekeeping troops
21 serving in such mission from trafficking in persons, ex-
22 ploiting victims of trafficking, or committing acts of sexual
23 exploitation and abuse or other violations of human rights,
24 and to hold accountable individuals who engage in such
25 acts while participating in such mission, including pros-

1 ecution in their home countries and making information
2 about such prosecutions publicly available on the website
3 of the United Nations: *Provided further*, That the Sec-
4 retary of State shall work with the United Nations and
5 foreign governments contributing peacekeeping troops to
6 implement effective vetting procedures to ensure that such
7 troops have not violated human rights: *Provided further*,
8 That funds shall be available for peacekeeping expenses
9 unless the Secretary of State determines that United
10 States manufacturers and suppliers are not being given
11 opportunities to provide equipment, services, and material
12 for United Nations peacekeeping activities equal to those
13 being given to foreign manufacturers and suppliers: *Pro-*
14 *vided further*, That none of the funds appropriated or oth-
15 erwise made available under this heading may be used for
16 any United Nations peacekeeping mission that will involve
17 United States Armed Forces under the command or oper-
18 ational control of a foreign national, unless the President's
19 military advisors have submitted to the President a rec-
20 ommendation that such involvement is in the national in-
21 terest of the United States and the President has sub-
22 mitted to Congress such a recommendation: *Provided fur-*
23 *ther*, That not later than June 1, 2019, and 30 days after
24 the end of fiscal year 2019, the Secretary of State shall
25 report to the Committees on Appropriations any credits

1 attributable to the United States, including those resulting
2 from United Nations peacekeeping missions or the United
3 Nations Tax Equalization Fund, and provide updated fis-
4 cal year 2019 and fiscal year 2020 assessment costs in-
5 cluding offsets from available credits: *Provided further,*
6 That any such credits shall only be available for United
7 States assessed contributions to United Nations peace-
8 keeping missions, and the Committees on Appropriations
9 shall be notified when such credits are applied to any as-
10 sessed contribution, including any payment of arrearages:
11 *Provided further,* That any notification regarding funds
12 appropriated or otherwise made available under this head-
13 ing in this Act or prior Acts making appropriations for
14 the Department of State, foreign operations, and related
15 programs submitted pursuant to section 7015 of this Act,
16 section 34 of the State Department Basic Authorities Act
17 of 1956 (22 U.S.C. 2706), or any operating plan sub-
18 mitted pursuant to section 7076 of this Act, shall include
19 an estimate of all known credits currently attributable to
20 the United States and provide updated assessment costs,
21 including offsets from available credits: *Provided further,*
22 That any payment of arrearages with funds appropriated
23 by this Act shall be subject to the regular notification pro-
24 cedures of the Committees on Appropriations: *Provided*
25 *further,* That the Secretary of State shall work with the

1 United Nations and members of the United Nations Secu-
2 rity Council to evaluate and prioritize peacekeeping mis-
3 sions, and to consider a draw down when mission goals
4 have been substantially achieved.

5 INTERNATIONAL COMMISSIONS

6 For necessary expenses, not otherwise provided for,
7 to meet obligations of the United States arising under
8 treaties, or specific Acts of Congress, as follows:

9 INTERNATIONAL BOUNDARY AND WATER COMMISSION,
10 UNITED STATES AND MEXICO

11 For necessary expenses for the United States Section
12 of the International Boundary and Water Commission,
13 United States and Mexico, and to comply with laws appli-
14 cable to the United States Section, including not to exceed
15 \$6,000 for representation expenses; as follows:

16 SALARIES AND EXPENSES

17 For salaries and expenses, not otherwise provided for,
18 \$48,134,000.

19 CONSTRUCTION

20 For detailed plan preparation and construction of au-
21 thorized projects, \$29,400,000, to remain available until
22 expended, as authorized.

23 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

24 For necessary expenses, not otherwise provided, for
25 the International Joint Commission and the International

1 Boundary Commission, United States and Canada, as au-
2 thorized by treaties between the United States and Can-
3 ada or Great Britain, and the Border Environment Co-
4 operation Commission as authorized by the North Amer-
5 ican Free Trade Agreement Implementation Act (Public
6 Law 103–182), \$13,258,000: *Provided*, That of the
7 amount provided under this heading for the International
8 Joint Commission, up to \$500,000 may remain available
9 until September 30, 2020, and \$9,000 may be made avail-
10 able for representation expenses: *Provided further*, That
11 of the amount provided under this heading for the Inter-
12 national Boundary Commission, \$1,000 may be made
13 available for representation expenses.

14 INTERNATIONAL FISHERIES COMMISSIONS

15 For necessary expenses for international fisheries
16 commissions, not otherwise provided for, as authorized by
17 law, \$50,651,000: *Provided*, That the United States share
18 of such expenses may be advanced to the respective com-
19 missions pursuant to section 3324 of title 31, United
20 States Code.

21 RELATED AGENCY

22 BROADCASTING BOARD OF GOVERNORS

23 INTERNATIONAL BROADCASTING OPERATIONS

24 For necessary expenses to enable the Broadcasting
25 Board of Governors (BBG), as authorized, to carry out

1 international communication activities, and to make and
2 supervise grants for radio, Internet, and television broad-
3 casting to the Middle East, \$804,486,000: *Provided*, That
4 in addition to amounts otherwise available for such pur-
5 poses, up to \$34,508,000 of the amount appropriated
6 under this heading may remain available until expended
7 for satellite transmissions and Internet freedom programs,
8 of which not less than \$13,800,000 shall be for Internet
9 freedom programs: *Provided further*, That of the total
10 amount appropriated under this heading, not to exceed
11 \$35,000 may be used for representation expenses, of
12 which \$10,000 may be used for such expenses within the
13 United States as authorized, and not to exceed \$30,000
14 may be used for representation expenses of Radio Free
15 Europe/Radio Liberty: *Provided further*, That the BBG
16 shall notify the Committees on Appropriations within 15
17 days of any determination by the BBG that any of its
18 broadcast entities, including its grantee organizations,
19 provides an open platform for international terrorists or
20 those who support international terrorism, or is in viola-
21 tion of the principles and standards set forth in sub-
22 sections (a) and (b) of section 303 of the United States
23 International Broadcasting Act of 1994 (22 U.S.C. 6202)
24 or the entity's journalistic code of ethics: *Provided further*,
25 That significant modifications to BBG broadcast hours

1 previously justified to Congress, including changes to
2 transmission platforms (shortwave, medium wave, sat-
3 ellite, Internet, and television), for all BBG language serv-
4 ices shall be subject to the regular notification procedures
5 of the Committees on Appropriations: *Provided further*,
6 That in addition to funds made available under this head-
7 ing, and notwithstanding any other provision of law, up
8 to \$5,000,000 in receipts from advertising and revenue
9 from business ventures, up to \$500,000 in receipts from
10 cooperating international organizations, and up to
11 \$1,000,000 in receipts from privatization efforts of the
12 Voice of America and the International Broadcasting Bu-
13 reau, shall remain available until expended for carrying
14 out authorized purposes.

15 BROADCASTING CAPITAL IMPROVEMENTS

16 For the purchase, rent, construction, repair, preser-
17 vation, and improvement of facilities for radio, television,
18 and digital transmission and reception; the purchase, rent,
19 and installation of necessary equipment for radio, tele-
20 vision, and digital transmission and reception, including
21 to Cuba, as authorized; and physical security worldwide,
22 in addition to amounts otherwise available for such pur-
23 poses, \$9,700,000, to remain available until expended, as
24 authorized.

1 RELATED PROGRAMS

2 THE ASIA FOUNDATION

3 For a grant to The Asia Foundation, as authorized
4 by The Asia Foundation Act (22 U.S.C. 4402),
5 \$17,000,000, to remain available until expended: *Pro-*
6 *vided*, That funds appropriated under this heading shall
7 be apportioned and obligated to the Foundation not later
8 than 45 days after enactment of this Act.

9 UNITED STATES INSTITUTE OF PEACE

10 For necessary expenses of the United States Institute
11 of Peace, as authorized by the United States Institute of
12 Peace Act (22 U.S.C. 4601 et seq.), \$37,884,000, to re-
13 main available until September 30, 2020, which shall not
14 be used for construction activities.

15 CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE

16 TRUST FUND

17 For necessary expenses of the Center for Middle
18 Eastern-Western Dialogue Trust Fund, as authorized by
19 section 633 of the Departments of Commerce, Justice, and
20 State, the Judiciary, and Related Agencies Appropriations
21 Act, 2004 (22 U.S.C. 2078), the total amount of the inter-
22 est and earnings accruing to such Fund on or before Sep-
23 tember 30, 2019, to remain available until expended.

1 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

2 For necessary expenses of Eisenhower Exchange Fel-
3 lowships, Incorporated, as authorized by sections 4 and
4 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
5 U.S.C. 5204–5205), all interest and earnings accruing to
6 the Eisenhower Exchange Fellowship Program Trust
7 Fund on or before September 30, 2019, to remain avail-
8 able until expended: *Provided*, That none of the funds ap-
9 propriated herein shall be used to pay any salary or other
10 compensation, or to enter into any contract providing for
11 the payment thereof, in excess of the rate authorized by
12 section 5376 of title 5, United States Code; or for pur-
13 poses which are not in accordance with section 200 of title
14 2 of the Code of Federal Regulations, including the re-
15 strictions on compensation for personal services.

16 ISRAELI ARAB SCHOLARSHIP PROGRAM

17 For necessary expenses of the Israeli Arab Scholar-
18 ship Program, as authorized by section 214 of the Foreign
19 Relations Authorization Act, Fiscal Years 1992 and 1993
20 (22 U.S.C. 2452 note), all interest and earnings accruing
21 to the Israeli Arab Scholarship Fund on or before Sep-
22 tember 30, 2019, to remain available until expended.

23 EAST-WEST CENTER

24 To enable the Secretary of State to provide for car-
25 rying out the provisions of the Center for Cultural and

1 Technical Interchange Between East and West Act of
2 1960, by grant to the Center for Cultural and Technical
3 Interchange Between East and West in the State of Ha-
4 waii, \$16,700,000: *Provided*, That funds appropriated
5 under this heading shall be apportioned and obligated to
6 the Center not later than 45 days after enactment of this
7 Act.

8 NATIONAL ENDOWMENT FOR DEMOCRACY

9 For grants made by the Department of State to the
10 National Endowment for Democracy, as authorized by the
11 National Endowment for Democracy Act (22 U.S.C.
12 4412), \$170,000,000, to remain available until expended,
13 of which \$117,500,000 shall be allocated in the traditional
14 and customary manner, including for the core institutes,
15 and \$52,500,000 shall be for democracy programs: *Pro-*
16 *vided*, That funds appropriated under this heading shall
17 be apportioned and obligated to the Endowment not later
18 than 45 days after enactment of this Act.

19 OTHER COMMISSIONS

20 COMMISSION FOR THE PRESERVATION OF AMERICA'S

21 HERITAGE ABROAD

22 SALARIES AND EXPENSES

23 For necessary expenses for the Commission for the
24 Preservation of America's Heritage Abroad, \$675,000, as
25 authorized by chapter 3123 of title 54, United States

1 Code: *Provided*, That the Commission may procure tem-
2 porary, intermittent, and other services notwithstanding
3 paragraph (3) of section 312304(b) of such chapter: *Pro-*
4 *vided further*, That such authority shall terminate on Oc-
5 tober 1, 2019: *Provided further*, That the Commission
6 shall notify the Committees on Appropriations prior to ex-
7 ercising such authority.

8 UNITED STATES COMMISSION ON INTERNATIONAL

9 RELIGIOUS FREEDOM

10 SALARIES AND EXPENSES

11 For necessary expenses for the United States Com-
12 mission on International Religious Freedom (USCIRF),
13 as authorized by title II of the International Religious
14 Freedom Act of 1998 (22 U.S.C. 6431 et seq.),
15 \$4,500,000, to remain available until September 30, 2020,
16 including not more than \$4,000 for representation ex-
17 penses: *Provided*, That prior to the obligation of
18 \$1,000,000 of the funds appropriated under this heading,
19 the Commission shall consult with the appropriate con-
20 gressional committees on the steps taken to implement the
21 recommendations of the Independent Review of USCIRF
22 Mission Effectiveness that was conducted pursuant to the
23 United States Commission on International Religious
24 Freedom Reauthorization Act of 2015 (Public Law 114–

1 71), and such funds shall be subject to the regular notifi-
2 cation procedures of the Committees on Appropriations.

3 COMMISSION ON SECURITY AND COOPERATION IN
4 EUROPE
5 SALARIES AND EXPENSES

6 For necessary expenses of the Commission on Secu-
7 rity and Cooperation in Europe, as authorized by Public
8 Law 94–304 (22 U.S.C. 3001 et seq.), \$2,579,000, includ-
9 ing not more than \$4,000 for representation expenses, to
10 remain available until September 30, 2020.

11 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
12 PEOPLE’S REPUBLIC OF CHINA
13 SALARIES AND EXPENSES

14 For necessary expenses of the Congressional-Execu-
15 tive Commission on the People’s Republic of China, as au-
16 thorized by title III of the U.S.-China Relations Act of
17 2000 (22 U.S.C. 6911 et seq.), \$2,000,000, including not
18 more than \$3,000 for representation expenses, to remain
19 available until September 30, 2020.

20 UNITED STATES-CHINA ECONOMIC AND SECURITY
21 REVIEW COMMISSION
22 SALARIES AND EXPENSES

23 For necessary expenses of the United States-China
24 Economic and Security Review Commission, as authorized
25 by section 1238 of the Floyd D. Spence National Defense

1 Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002),
2 \$3,500,000, including not more than \$4,000 for represen-
3 tation expenses, to remain available until September 30,
4 2020: *Provided*, That the authorities, requirements, limi-
5 tations, and conditions contained in the second through
6 sixth provisos under this heading in the Department of
7 State, Foreign Operations, and Related Programs Appro-
8 priations Act, 2010 (division F of Public Law 111–117)
9 shall continue in effect during fiscal year 2019 and shall
10 apply to funds appropriated under this heading as if in-
11 cluded in this Act.

12 TITLE II

13 UNITED STATES AGENCY FOR INTERNATIONAL 14 DEVELOPMENT

15 FUNDS APPROPRIATED TO THE PRESIDENT

16 OPERATING EXPENSES

17 For necessary expenses to carry out the provisions
18 of section 667 of the Foreign Assistance Act of 1961,
19 \$1,298,914,000, to remain available until September 30,
20 2020: *Provided*, That none of the funds appropriated
21 under this heading and under the heading “Capital Invest-
22 ment Fund” in this title may be made available to finance
23 the construction (including architect and engineering serv-
24 ices), purchase, or long-term lease of offices for use by
25 the United States Agency for International Development,

1 unless the USAID Administrator has identified such pro-
2 posed use of funds in a report submitted to the Commit-
3 tees on Appropriations at least 15 days prior to the obliga-
4 tion of funds for such purposes: *Provided further*, That
5 contracts or agreements entered into with funds appro-
6 priated under this heading may entail commitments for
7 the expenditure of such funds through the following fiscal
8 year: *Provided further*, That the authority of sections 610
9 and 109 of the Foreign Assistance Act of 1961 may be
10 exercised by the Secretary of State to transfer funds ap-
11 propriated to carry out chapter 1 of part I of such Act
12 to “Operating Expenses” in accordance with the provi-
13 sions of those sections: *Provided further*, That of the funds
14 appropriated or made available under this heading, not to
15 exceed \$250,000 may be available for representation and
16 entertainment expenses, of which not to exceed \$5,000
17 may be available for entertainment expenses, and not to
18 exceed \$100,500 shall be for official residence expenses,
19 for USAID during the current fiscal year.

20 CAPITAL INVESTMENT FUND

21 For necessary expenses for overseas construction and
22 related costs, and for the procurement and enhancement
23 of information technology and related capital investments,
24 pursuant to section 667 of the Foreign Assistance Act of
25 1961, \$225,000,000, to remain available until expended:

1 *Provided*, That this amount is in addition to funds other-
2 wise available for such purposes: *Provided further*, That
3 of the funds appropriated under this heading in this Act
4 and prior Acts making appropriations for the Department
5 of State, foreign operations, and related programs, not
6 less than \$220,400,000 shall be made available for a fiscal
7 year 2019 contribution to the Capital Security Cost Shar-
8 ing and Maintenance Cost Sharing programs: *Provided*
9 *further*, That funds appropriated under this heading shall
10 be available subject to the regular notification procedures
11 of the Committees on Appropriations.

12 OFFICE OF INSPECTOR GENERAL

13 For necessary expenses to carry out the provisions
14 of section 667 of the Foreign Assistance Act of 1961,
15 \$73,000,000, of which up to \$10,950,000 may remain
16 available until September 30, 2020, for the Office of In-
17 spector General of the United States Agency for Inter-
18 national Development.

19 TITLE III

20 BILATERAL ECONOMIC ASSISTANCE

21 FUNDS APPROPRIATED TO THE PRESIDENT

22 For necessary expenses to enable the President to
23 carry out the provisions of the Foreign Assistance Act of
24 1961, and for other purposes, as follows:

1 GLOBAL HEALTH PROGRAMS

2 For necessary expenses to carry out the provisions
3 of chapters 1 and 10 of part I of the Foreign Assistance
4 Act of 1961, for global health activities, in addition to
5 funds otherwise available for such purposes,
6 \$3,072,000,000, to remain available until September 30,
7 2020, and which shall be apportioned directly to the
8 United States Agency for International Development: *Pro-*
9 *vided*, That this amount shall be made available for train-
10 ing, equipment, and technical assistance to build the ca-
11 pacity of public health institutions and organizations in
12 developing countries, and for such activities as: (1) child
13 survival and maternal health programs; (2) immunization
14 and oral rehydration programs; (3) other health, nutrition,
15 water and sanitation programs which directly address the
16 needs of mothers and children, and related education pro-
17 grams; (4) assistance for children displaced or orphaned
18 by causes other than AIDS; (5) programs for the preven-
19 tion, treatment, control of, and research on HIV/AIDS,
20 tuberculosis, polio, malaria, and other infectious diseases
21 including neglected tropical diseases, and for assistance to
22 communities severely affected by HIV/AIDS, including
23 children infected or affected by AIDS; (6) disaster pre-
24 paredness training for health crises; (7) programs to pre-
25 vent, prepare for, and respond to, unanticipated and

1 emerging global health threats; and (8) family planning/
2 reproductive health: *Provided further*, That funds appro-
3 priated under this paragraph may be made available for
4 a United States contribution to the GAVI Alliance: *Pro-*
5 *vided further*, That none of the funds made available in
6 this Act nor any unobligated balances from prior appro-
7 priations Acts may be made available to any organization
8 or program which, as determined by the President of the
9 United States, supports or participates in the manage-
10 ment of a program of coercive abortion or involuntary
11 sterilization: *Provided further*, That any determination
12 made under the previous proviso must be made not later
13 than 6 months after the date of enactment of this Act,
14 and must be accompanied by the evidence and criteria uti-
15 lized to make the determination: *Provided further*, That
16 none of the funds made available under this Act may be
17 used to pay for the performance of abortion as a method
18 of family planning or to motivate or coerce any person
19 to practice abortions: *Provided further*, That nothing in
20 this paragraph shall be construed to alter any existing
21 statutory prohibitions against abortion under section 104
22 of the Foreign Assistance Act of 1961: *Provided further*,
23 That none of the funds made available under this Act may
24 be used to lobby for or against abortion: *Provided further*,
25 That in order to reduce reliance on abortion in developing

1 nations, funds shall be available only to voluntary family
2 planning projects which offer, either directly or through
3 referral to, or information about access to, a broad range
4 of family planning methods and services, and that any
5 such voluntary family planning project shall meet the fol-
6 lowing requirements: (1) service providers or referral
7 agents in the project shall not implement or be subject
8 to quotas, or other numerical targets, of total number of
9 births, number of family planning acceptors, or acceptors
10 of a particular method of family planning (this provision
11 shall not be construed to include the use of quantitative
12 estimates or indicators for budgeting and planning pur-
13 poses); (2) the project shall not include payment of incen-
14 tives, bribes, gratuities, or financial reward to: (A) an indi-
15 vidual in exchange for becoming a family planning accep-
16 tor; or (B) program personnel for achieving a numerical
17 target or quota of total number of births, number of fam-
18 ily planning acceptors, or acceptors of a particular method
19 of family planning; (3) the project shall not deny any right
20 or benefit, including the right of access to participate in
21 any program of general welfare or the right of access to
22 health care, as a consequence of any individual's decision
23 not to accept family planning services; (4) the project shall
24 provide family planning acceptors comprehensible infor-
25 mation on the health benefits and risks of the method cho-

1 sen, including those conditions that might render the use
2 of the method inadvisable and those adverse side effects
3 known to be consequent to the use of the method; and
4 (5) the project shall ensure that experimental contracep-
5 tive drugs and devices and medical procedures are pro-
6 vided only in the context of a scientific study in which
7 participants are advised of potential risks and benefits;
8 and, not less than 60 days after the date on which the
9 USAID Administrator determines that there has been a
10 violation of the requirements contained in paragraph (1),
11 (2), (3), or (5) of this proviso, or a pattern or practice
12 of violations of the requirements contained in paragraph
13 (4) of this proviso, the Administrator shall submit to the
14 Committees on Appropriations a report containing a de-
15 scription of such violation and the corrective action taken
16 by the Agency: *Provided further*, That in awarding grants
17 for natural family planning under section 104 of the For-
18 eign Assistance Act of 1961 no applicant shall be discrimi-
19 nated against because of such applicant's religious or con-
20 scientious commitment to offer only natural family plan-
21 ning; and, additionally, all such applicants shall comply
22 with the requirements of the previous proviso: *Provided*
23 *further*, That for purposes of this or any other Act author-
24 izing or appropriating funds for the Department of State,
25 foreign operations, and related programs, the term "moti-

1 vate”, as it relates to family planning assistance, shall not
2 be construed to prohibit the provision, consistent with
3 local law, of information or counseling about all pregnancy
4 options: *Provided further*, That information provided
5 about the use of condoms as part of projects or activities
6 that are funded from amounts appropriated by this Act
7 shall be medically accurate and shall include the public
8 health benefits and failure rates of such use.

9 In addition, for necessary expenses to carry out the
10 provisions of the Foreign Assistance Act of 1961 for the
11 prevention, treatment, and control of, and research on,
12 HIV/AIDS, \$5,720,000,000, to remain available until
13 September 30, 2023, which shall be apportioned directly
14 to the Department of State: *Provided*, That funds appro-
15 priated under this paragraph may be made available, not-
16 withstanding any other provision of law, except for the
17 United States Leadership Against HIV/AIDS, Tuber-
18 culosis, and Malaria Act of 2003 (Public Law 108–25),
19 for a United States contribution to the Global Fund to
20 Fight AIDS, Tuberculosis and Malaria (Global Fund),
21 and shall be expended at the minimum rate necessary to
22 make timely payment for projects and activities: *Provided*
23 *further*, That the amount of such contribution should be
24 \$1,350,000,000: *Provided further*, That clauses (i) and
25 (vi) of section 202(d)(4)(A) of the United States Leader-

1 ship Against HIV/AIDS, Tuberculosis, and Malaria Act
2 of 2003 (22 U.S.C. 7622) shall be applied with respect
3 to such funds made available for fiscal years 2015 through
4 2019 by substituting “2004” for “2009”: *Provided fur-*
5 *ther*, That up to 5 percent of the aggregate amount of
6 funds made available to the Global Fund in fiscal year
7 2019 may be made available to USAID for technical as-
8 sistance related to the activities of the Global Fund, sub-
9 ject to the regular notification procedures of the Commit-
10 tees on Appropriations: *Provided further*, That of the
11 funds appropriated under this paragraph, up to
12 \$17,000,000 may be made available, in addition to
13 amounts otherwise available for such purposes, for admin-
14 istrative expenses of the Office of the United States Global
15 AIDS Coordinator.

16 DEVELOPMENT ASSISTANCE

17 For necessary expenses to carry out the provisions
18 of sections 103, 105, 106, 214, and sections 251 through
19 255, and chapter 10 of part I of the Foreign Assistance
20 Act of 1961, \$3,000,000,000, to remain available until
21 September 30, 2020.

22 INTERNATIONAL DISASTER ASSISTANCE

23 For necessary expenses to carry out the provisions
24 of section 491 of the Foreign Assistance Act of 1961 for
25 international disaster relief, rehabilitation, and recon-

1 struction assistance, \$3,801,034,000, to remain available
2 until expended: *Provided*, That such funds shall be appor-
3 tioned to the United States Agency for International De-
4 velopment not later than 45 days after enactment of this
5 Act.

6 TRANSITION INITIATIVES

7 For necessary expenses for international disaster re-
8 habilitation and reconstruction assistance administered by
9 the Office of Transition Initiatives, United States Agency
10 for International Development, pursuant to section 491 of
11 the Foreign Assistance Act of 1961, \$30,000,000, to re-
12 main available until expended, to support transition to de-
13 mocracy and long-term development of countries in crisis:
14 *Provided*, That such support may include assistance to de-
15 velop, strengthen, or preserve democratic institutions and
16 processes, revitalize basic infrastructure, and foster the
17 peaceful resolution of conflict: *Provided further*, That the
18 USAID Administrator shall submit a report to the Com-
19 mittees on Appropriations at least 5 days prior to begin-
20 ning a new program of assistance: *Provided further*, That
21 if the Secretary of State determines that it is important
22 to the national interest of the United States to provide
23 transition assistance in excess of the amount appropriated
24 under this heading, up to \$15,000,000 of the funds appro-
25 priated by this Act to carry out the provisions of part I

1 of the Foreign Assistance Act of 1961 may be used for
2 purposes of this heading and under the authorities appli-
3 cable to funds appropriated under this heading: *Provided*
4 *further*, That funds made available pursuant to the pre-
5 vious proviso shall be made available subject to prior con-
6 sultation with the Committees on Appropriations.

7
8 COMPLEX CRISES FUND

8 For necessary expenses to carry out the provisions
9 of the Foreign Assistance Act of 1961 to support pro-
10 grams and activities administered by the United States
11 Agency for International Development to prevent or re-
12 spond to emerging or unforeseen foreign challenges and
13 complex crises overseas, \$30,000,000, to remain available
14 until expended: *Provided*, That funds appropriated under
15 this heading may be made available on such terms and
16 conditions as are appropriate and necessary for the pur-
17 poses of preventing or responding to such challenges and
18 crises, except that no funds shall be made available for
19 lethal assistance or to respond to natural disasters: *Pro-*
20 *vided further*, That funds appropriated under this heading
21 may be made available notwithstanding any other provi-
22 sion of law, except sections 7007, 7008, and 7018 of this
23 Act and section 620M of the Foreign Assistance Act of
24 1961: *Provided further*, That funds appropriated under
25 this heading may be used for administrative expenses, in

1 addition to funds otherwise available for such purposes,
2 except that such expenses may not exceed 5 percent of
3 the funds appropriated under this heading: *Provided fur-*
4 *ther*, That funds appropriated under this heading shall be
5 apportioned to USAID not later than 45 days after enact-
6 ment of this Act: *Provided further*, That funds appro-
7 priated under this heading shall be subject to the regular
8 notification procedures of the Committees on Appropria-
9 tions, except that such notifications shall be transmitted
10 at least 5 days prior to the obligation of funds.

11 DEVELOPMENT CREDIT AUTHORITY

12 For the cost of direct loans and loan guarantees pro-
13 vided by the United States Agency for International De-
14 velopment, as authorized by sections 256 and 635 of the
15 Foreign Assistance Act of 1961, up to \$55,000,000 may
16 be derived by transfer from funds appropriated by this Act
17 to carry out part I of such Act and under the heading
18 “Assistance for Europe, Eurasia and Central Asia”: *Pro-*
19 *vided*, That funds provided under this paragraph and
20 funds provided as a gift that are used for purposes of this
21 paragraph pursuant to section 635(d) of the Foreign As-
22 sistance Act of 1961 shall be made available only for
23 micro- and small enterprise programs, urban programs,
24 and other programs which further the purposes of part
25 I of such Act: *Provided further*, That funds provided as

1 a gift that are used for purposes of this paragraph shall
2 be subject to prior consultation with, and the regular noti-
3 fication procedures of, the Committees on Appropriations:
4 *Provided further*, That such costs, including the cost of
5 modifying such direct and guaranteed loans, shall be as
6 defined in section 502 of the Congressional Budget Act
7 of 1974, as amended: *Provided further*, That funds made
8 available by this paragraph may be used for the cost of
9 modifying any such guaranteed loans under this Act or
10 prior Acts making appropriations for the Department of
11 State, foreign operations, and related programs, and funds
12 used for such cost, including if the cost results in a nega-
13 tive subsidy, shall be subject to the regular notification
14 procedures of the Committees on Appropriations: *Provided*
15 *further*, That the provisions of section 107A(d) (relating
16 to general provisions applicable to the Development Credit
17 Authority) of the Foreign Assistance Act of 1961, as con-
18 tained in section 306 of H.R. 1486 as reported by the
19 House Committee on International Relations on May 9,
20 1997, shall be applicable to direct loans and loan guaran-
21 tees provided under this heading, except that the principal
22 amount of loans made or guaranteed under this heading
23 with respect to any single country shall not exceed
24 \$300,000,000: *Provided further*, That these funds are

1 available to subsidize total loan principal, any portion of
2 which is to be guaranteed, of up to \$1,750,000,000.

3 In addition, for administrative expenses to carry out
4 credit programs administered by USAID, \$10,000,000,
5 which may be transferred to, and merged with, funds
6 made available under the heading “Operating Expenses”
7 in title II of this Act: *Provided*, That funds made available
8 under this heading shall remain available until September
9 30, 2021.

10 ECONOMIC SUPPORT FUND

11 For necessary expenses to carry out the provisions
12 of chapter 4 of part II of the Foreign Assistance Act of
13 1961, \$2,853,925,000, to remain available until Sep-
14 tember 30, 2020.

15 DEMOCRACY FUND

16 For necessary expenses to carry out the provisions
17 of the Foreign Assistance Act of 1961 for the promotion
18 of democracy globally, including to carry out the purposes
19 of section 502(b)(3) and (5) of Public Law 98–164 (22
20 U.S.C. 4411), \$165,000,000, to remain available until
21 September 30, 2020, which shall be made available for the
22 Human Rights and Democracy Fund of the Bureau of De-
23 mocracy, Human Rights, and Labor, Department of
24 State: *Provided*, That funds appropriated under this head-
25 ing that are made available to the National Endowment

1 for Democracy and its core institutes are in addition to
2 amounts otherwise available by this Act for such purposes:
3 *Provided further*, That funds appropriated under this
4 paragraph may be used for administrative expenses of the
5 Bureau of Democracy, Human Rights, and Labor, De-
6 partment of State: *Provided further*, That the Assistant
7 Secretary for Democracy, Human Rights, and Labor, De-
8 partment of State, shall consult with the Committees on
9 Appropriations prior to the obligation of funds appro-
10 priated under this paragraph.

11 For an additional amount for such purposes,
12 \$67,795,000, to remain available until September 30,
13 2020, which shall be made available for the Bureau for
14 Democracy, Conflict, and Humanitarian Assistance,
15 United States Agency for International Development.

16 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

17 For necessary expenses to carry out the provisions
18 of the Foreign Assistance Act of 1961, the FREEDOM
19 Support Act (Public Law 102–511), and the Support for
20 Eastern European Democracy (SEED) Act of 1989 (Pub-
21 lic Law 101–179), \$770,334,000, to remain available until
22 September 30, 2020, which shall be available, notwith-
23 standing any other provision of law, except section 7067
24 of this Act, for assistance and related programs for coun-
25 tries identified in section 3 of Public Law 102–511 (22

1 U.S.C. 5801) and section 3(c) of Public Law 101–179 (22
2 U.S.C. 5402), in addition to funds otherwise available for
3 such purposes: *Provided*, That funds appropriated by this
4 Act under the headings “Global Health Programs”, “Eco-
5 nomic Support Fund”, and “International Narcotics Con-
6 trol and Law Enforcement” that are made available for
7 assistance for such countries shall be administered in ac-
8 cordance with the responsibilities of the coordinator des-
9 ignated pursuant to section 102 of Public Law 102–511
10 and section 601 of Public Law 101–179: *Provided further*,
11 That funds appropriated under this heading shall be con-
12 sidered to be economic assistance under the Foreign As-
13 sistance Act of 1961 for purposes of making available the
14 administrative authorities contained in that Act for the
15 use of economic assistance.

16 DEPARTMENT OF STATE

17 MIGRATION AND REFUGEE ASSISTANCE

18 For necessary expenses not otherwise provided for,
19 to enable the Secretary of State to carry out the provisions
20 of section 2(a) and (b) of the Migration and Refugee As-
21 sistance Act of 1962, and other activities to meet refugee
22 and migration needs; salaries and expenses of personnel
23 and dependents as authorized by the Foreign Service Act
24 of 1980; allowances as authorized by sections 5921
25 through 5925 of title 5, United States Code; purchase and

1 hire of passenger motor vehicles; and services as author-
2 ized by section 3109 of title 5, United States Code,
3 \$2,938,024,000, to remain available until expended, of
4 which not less than \$35,000,000 shall be made available
5 to respond to small-scale emergency humanitarian require-
6 ments, and \$5,000,000 shall be made available for refu-
7 gees resettling in Israel.

8 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
9 ASSISTANCE FUND

10 For necessary expenses to carry out the provisions
11 of section 2(c) of the Migration and Refugee Assistance
12 Act of 1962, as amended (22 U.S.C. 2601(c)),
13 \$1,000,000, to remain available until expended: *Provided*,
14 That amounts in excess of the limitation contained in
15 paragraph (2) of such section shall be transferred to, and
16 merged with, funds made available by this Act under the
17 heading “Migration and Refugee Assistance”.

18 INDEPENDENT AGENCIES

19 PEACE CORPS

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses to carry out the provisions
22 of the Peace Corps Act (22 U.S.C. 2501 et seq.), including
23 the purchase of not to exceed five passenger motor vehicles
24 for administrative purposes for use outside of the United
25 States, \$410,000,000, of which \$6,000,000 is for the Of-

1 fice of Inspector General, to remain available until Sep-
2 tember 30, 2020: *Provided*, That the Director of the Peace
3 Corps may transfer to the Foreign Currency Fluctuations
4 Account, as authorized by section 16 of the Peace Corps
5 Act (22 U.S.C. 2515), an amount not to exceed
6 \$5,000,000: *Provided further*, That funds transferred pur-
7 suant to the previous proviso may not be derived from
8 amounts made available for Peace Corps overseas oper-
9 ations: *Provided further*, That of the funds appropriated
10 under this heading, not to exceed \$104,000 may be avail-
11 able for representation expenses, of which not to exceed
12 \$4,000 may be made available for entertainment expenses:
13 *Provided further*, That any decision to open, close, signifi-
14 cantly reduce, or suspend a domestic or overseas office or
15 country program shall be subject to prior consultation
16 with, and the regular notification procedures of, the Com-
17 mittees on Appropriations, except that prior consultation
18 and regular notification procedures may be waived when
19 there is a substantial security risk to volunteers or other
20 Peace Corps personnel, pursuant to section 7015(e) of this
21 Act: *Provided further*, That none of the funds appropriated
22 under this heading shall be used to pay for abortions: *Pro-*
23 *vided further*, That notwithstanding the previous proviso,
24 section 614 of division E of Public Law 113–76 shall
25 apply to funds appropriated under this heading.

1 MILLENNIUM CHALLENGE CORPORATION

2 For necessary expenses to carry out the provisions
3 of the Millennium Challenge Act of 2003 (22 U.S.C. 7701
4 et seq.) (MCA), \$905,000,000, to remain available until
5 expended: *Provided*, That of the funds appropriated under
6 this heading, up to \$105,000,000 may be available for ad-
7 ministrative expenses of the Millennium Challenge Cor-
8 poration: *Provided further*, That section 605(e) of the
9 MCA shall apply to funds appropriated under this head-
10 ing: *Provided further*, That funds appropriated under this
11 heading may be made available for a Millennium Challenge
12 Compact entered into pursuant to section 609 of the MCA
13 only if such Compact obligates, or contains a commitment
14 to obligate subject to the availability of funds and the mu-
15 tual agreement of the parties to the Compact to proceed,
16 the entire amount of the United States Government fund-
17 ing anticipated for the duration of the Compact: *Provided*
18 *further*, That no country should be eligible for a threshold
19 program after such country has completed a country com-
20 pact: *Provided further*, That of the funds appropriated
21 under this heading, not to exceed \$100,000 may be avail-
22 able for representation and entertainment expenses, of
23 which not to exceed \$5,000 may be available for entertain-
24 ment expenses.

1 INTER-AMERICAN FOUNDATION

2 For necessary expenses to carry out the functions of
3 the Inter-American Foundation in accordance with the
4 provisions of section 401 of the Foreign Assistance Act
5 of 1969, \$22,500,000, to remain available until September
6 30, 2020: *Provided*, That of the funds appropriated under
7 this heading, not to exceed \$2,000 may be available for
8 representation expenses.

9 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

10 For necessary expenses to carry out the African De-
11 velopment Foundation Act (title V of Public Law 96–533;
12 22 U.S.C. 290h et seq.), \$30,000,000, to remain available
13 until September 30, 2020, of which not to exceed \$2,000
14 may be available for representation expenses: *Provided*,
15 That funds made available to grantees may be invested
16 pending expenditure for project purposes when authorized
17 by the Board of Directors of the United States African
18 Development Foundation (USADF): *Provided further*,
19 That interest earned shall be used only for the purposes
20 for which the grant was made: *Provided further*, That not-
21 withstanding section 505(a)(2) of the African Develop-
22 ment Foundation Act (22 U.S.C. 290h–3(a)(2)), in excep-
23 tional circumstances the Board of Directors of the
24 USADF may waive the \$250,000 limitation contained in
25 that section with respect to a project and a project may

1 exceed the limitation by up to 10 percent if the increase
2 is due solely to foreign currency fluctuation: *Provided fur-*
3 *ther*, That the USADF shall submit a report to the appro-
4 priate congressional committees after each time such waiv-
5 er authority is exercised: *Provided further*, That the
6 USADF may make rent or lease payments in advance
7 from appropriations available for such purpose for offices,
8 buildings, grounds, and quarters in Africa as may be nec-
9 essary to carry out its functions: *Provided further*, That
10 the USADF may maintain bank accounts outside the
11 United States Treasury and retain any interest earned on
12 such accounts, in furtherance of the purposes of the Afri-
13 can Development Foundation Act: *Provided further*, That
14 the USADF may not withdraw any appropriation from the
15 Treasury prior to the need of spending such funds for pro-
16 gram purposes.

17 DEPARTMENT OF THE TREASURY

18 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

19 For necessary expenses to carry out the provisions
20 of section 129 of the Foreign Assistance Act of 1961,
21 \$30,000,000, to remain available until expended: *Pro-*
22 *vided*, That amounts made available under this heading
23 may be made available to contract for services as described
24 in section 129(d)(3)(A) of the Foreign Assistance Act of

1 1961, without regard to the location in which such services
2 are performed.

3 TITLE IV

4 INTERNATIONAL SECURITY ASSISTANCE

5 DEPARTMENT OF STATE

6 INTERNATIONAL NARCOTICS CONTROL AND LAW

7 ENFORCEMENT

8 For necessary expenses to carry out section 481 of
9 the Foreign Assistance Act of 1961, \$986,945,000, to re-
10 main available until September 30, 2020: *Provided*, That
11 the Department of State may use the authority of section
12 608 of the Foreign Assistance Act of 1961, without regard
13 to its restrictions, to receive excess property from an agen-
14 cy of the United States Government for the purpose of
15 providing such property to a foreign country or inter-
16 national organization under chapter 8 of part I of such
17 Act, subject to the regular notification procedures of the
18 Committees on Appropriations: *Provided further*, That sec-
19 tion 482(b) of the Foreign Assistance Act of 1961 shall
20 not apply to funds appropriated under this heading, except
21 that any funds made available notwithstanding such sec-
22 tion shall be subject to the regular notification procedures
23 of the Committees on Appropriations: *Provided further*,
24 That funds appropriated under this heading shall be made
25 available to support training and technical assistance for

1 foreign law enforcement, corrections, judges, and other ju-
2 dicial authorities, utilizing regional partners: *Provided fur-*
3 *ther*, That funds made available under this heading that
4 are transferred to another department, agency, or instru-
5 mentality of the United States Government pursuant to
6 section 632(b) of the Foreign Assistance Act of 1961 val-
7 ued in excess of \$5,000,000, and any agreement made
8 pursuant to section 632(a) of such Act, shall be subject
9 to the regular notification procedures of the Committees
10 on Appropriations.

11 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
12 RELATED PROGRAMS

13 For necessary expenses for nonproliferation, anti-ter-
14 rorism, demining and related programs and activities,
15 \$640,080,000, to remain available until September 30,
16 2020, to carry out the provisions of chapter 8 of part II
17 of the Foreign Assistance Act of 1961 for anti-terrorism
18 assistance, chapter 9 of part II of the Foreign Assistance
19 Act of 1961, section 504 of the FREEDOM Support Act,
20 section 23 of the Arms Export Control Act, or the Foreign
21 Assistance Act of 1961 for demining activities, the clear-
22 ance of unexploded ordnance, the destruction of small
23 arms, and related activities, notwithstanding any other
24 provision of law, including activities implemented through
25 nongovernmental and international organizations, and sec-

1 tion 301 of the Foreign Assistance Act of 1961 for a
2 United States contribution to the Comprehensive Nuclear
3 Test Ban Treaty Preparatory Commission, and for a vol-
4 untary contribution to the International Atomic Energy
5 Agency (IAEA): *Provided*, That funds made available
6 under this heading for the Nonproliferation and Disar-
7 mament Fund shall be made available, notwithstanding
8 any other provision of law and subject to prior consulta-
9 tion with, and the regular notification procedures of, the
10 Committees on Appropriations, to promote bilateral and
11 multilateral activities relating to nonproliferation, disar-
12 mament, and weapons destruction, and shall remain avail-
13 able until expended: *Provided further*, That such funds
14 may also be used for such countries other than the Inde-
15 pendent States of the former Soviet Union and inter-
16 national organizations when it is in the national security
17 interest of the United States to do so: *Provided further*,
18 That funds appropriated under this heading may be made
19 available for the IAEA unless the Secretary of State deter-
20 mines that Israel is being denied its right to participate
21 in the activities of that Agency: *Provided further*, That
22 funds made available for conventional weapons destruction
23 programs, including demining and related activities, in ad-
24 dition to funds otherwise available for such purposes, may
25 be used for administrative expenses related to the oper-

1 ation and management of such programs and activities,
2 subject to the regular notification procedures of the Com-
3 mittees on Appropriations: *Provided further*, That funds
4 appropriated under this heading shall be made available
5 for the Counterterrorism Partnerships Fund, as described
6 in section 8003 of the Department of State, Foreign Oper-
7 ations, and Related Programs Appropriations Act, 2018
8 (division K of Public Law 115–141), following prior con-
9 sultation with the Committees on Appropriations.

10 PEACEKEEPING OPERATIONS

11 For necessary expenses to carry out the provisions
12 of section 551 of the Foreign Assistance Act of 1961,
13 \$152,212,000, to remain available until September 30,
14 2020: *Provided*, That funds appropriated under this head-
15 ing may be used, notwithstanding section 660 of such Act,
16 to provide assistance to enhance the capacity of foreign
17 civilian security forces, including gendarmes, to partici-
18 pate in peacekeeping operations: *Provided further*, That of
19 the funds appropriated under this heading, not less than
20 \$31,000,000 shall be made available for a United States
21 contribution to the Multinational Force and Observers
22 mission in the Sinai: *Provided further*, That none of the
23 funds appropriated under this heading shall be obligated
24 except as provided through the regular notification proce-
25 dures of the Committees on Appropriations.

1 FUNDS APPROPRIATED TO THE PRESIDENT

2 INTERNATIONAL MILITARY EDUCATION AND TRAINING

3 For necessary expenses to carry out the provisions
4 of section 541 of the Foreign Assistance Act of 1961,
5 \$110,680,000, of which up to \$11,000,000 may remain
6 available until September 30, 2020: *Provided*, That the
7 civilian personnel for whom military education and train-
8 ing may be provided under this heading may include civil-
9 ians who are not members of a government whose partici-
10 pation would contribute to improved civil-military rela-
11 tions, civilian control of the military, or respect for human
12 rights: *Provided further*, That of the funds appropriated
13 under this heading, not to exceed \$55,000 may be avail-
14 able for entertainment expenses.

15 FOREIGN MILITARY FINANCING PROGRAM

16 For necessary expenses for grants to enable the
17 President to carry out the provisions of section 23 of the
18 Arms Export Control Act, \$5,475,613,000: *Provided*,
19 That to expedite the provision of assistance to foreign
20 countries and international organizations, the Secretary of
21 State, following consultation with the Committees on Ap-
22 propriations and subject to the regular notification proce-
23 dures of such Committees, may use the funds appro-
24 priated under this heading to procure defense articles and
25 services to enhance the capacity of foreign security forces:

1 *Provided further*, That of the funds appropriated under
2 this heading, not less than \$3,300,000,000 shall be avail-
3 able for grants only for Israel which shall be disbursed
4 within 30 days of enactment of this Act: *Provided further*,
5 That to the extent that the Government of Israel requests
6 that funds be used for such purposes, grants made avail-
7 able for Israel under this heading shall, as agreed by the
8 United States and Israel, be available for advanced weap-
9 ons systems, of which not less than \$815,300,000 shall
10 be available for the procurement in Israel of defense arti-
11 cles and defense services, including research and develop-
12 ment: *Provided further*, That funds appropriated or other-
13 wise made available under this heading shall be nonrepay-
14 able notwithstanding any requirement in section 23 of the
15 Arms Export Control Act: *Provided further*, That funds
16 made available under this heading shall be obligated upon
17 apportionment in accordance with paragraph (5)(C) of
18 section 1501(a) of title 31, United States Code.

19 None of the funds made available under this heading
20 shall be available to finance the procurement of defense
21 articles, defense services, or design and construction serv-
22 ices that are not sold by the United States Government
23 under the Arms Export Control Act unless the foreign
24 country proposing to make such procurement has first
25 signed an agreement with the United States Government

1 specifying the conditions under which such procurement
2 may be financed with such funds: *Provided*, That all coun-
3 try and funding level increases in allocations shall be sub-
4 mitted through the regular notification procedures of sec-
5 tion 7015 of this Act: *Provided further*, That funds made
6 available under this heading may be used, notwithstanding
7 any other provision of law, for demining, the clearance of
8 unexploded ordnance, and related activities, and may in-
9 clude activities implemented through nongovernmental
10 and international organizations: *Provided further*, That
11 only those countries for which assistance was justified for
12 the “Foreign Military Sales Financing Program” in the
13 fiscal year 1989 congressional presentation for security as-
14 sistance programs may utilize funds made available under
15 this heading for procurement of defense articles, defense
16 services, or design and construction services that are not
17 sold by the United States Government under the Arms
18 Export Control Act: *Provided further*, That funds appro-
19 priated under this heading shall be expended at the min-
20 imum rate necessary to make timely payment for defense
21 articles and services: *Provided further*, That not more than
22 \$75,000,000 of the funds appropriated under this heading
23 may be obligated for necessary expenses, including the
24 purchase of passenger motor vehicles for replacement only
25 for use outside of the United States, for the general costs

1 of administering military assistance and sales, except that
2 this limitation may be exceeded only through the regular
3 notification procedures of the Committees on Appropria-
4 tions: *Provided further*, That of the funds made available
5 under this heading for general costs of administering mili-
6 tary assistance and sales, not to exceed \$4,000 may be
7 available for entertainment expenses and not to exceed
8 \$130,000 may be available for representation expenses:
9 *Provided further*, That not more than \$950,000,000 of
10 funds realized pursuant to section 21(e)(1)(A) of the Arms
11 Export Control Act may be obligated for expenses incurred
12 by the Department of Defense during fiscal year 2019
13 pursuant to section 43(b) of the Arms Export Control Act,
14 except that this limitation may be exceeded only through
15 the regular notification procedures of the Committees on
16 Appropriations.

17 TITLE V

18 MULTILATERAL ASSISTANCE

19 FUNDS APPROPRIATED TO THE PRESIDENT

20 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

21 For necessary expenses to carry out the provisions
22 of section 301 of the Foreign Assistance Act of 1961, and
23 of section 2 of the United Nations Environment Program
24 Participation Act of 1973 (Public Law 93-188; 87 Stat.
25 713), \$358,750,000: *Provided*, That section 307(a) of the

1 Foreign Assistance Act of 1961 shall not apply to con-
2 tributions to the United Nations Democracy Fund.

3 INTERNATIONAL FINANCIAL INSTITUTIONS

4 GLOBAL ENVIRONMENT FACILITY

5 For payment to the International Bank for Recon-
6 struction and Development as trustee for the Global Envi-
7 ronment Facility by the Secretary of the Treasury,
8 \$136,563,000, to remain available until expended, which
9 shall be obligated for payment not later than 45 days after
10 enactment of this Act: *Provided*, That such funds are only
11 available for the first installment of the seventh replenish-
12 ment of the Global Environment Facility and to support
13 a multi-year pledge to such replenishment of not less than
14 \$546,252,000.

15 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT

16 ASSOCIATION

17 For payment to the International Development Asso-
18 ciation by the Secretary of the Treasury, \$1,097,010,000,
19 to remain available until expended.

20 For an additional amount for payment to the Inter-
21 national Development Association by the Secretary of the
22 Treasury, \$2,000,000, to remain available until expended,
23 of which not less than \$1,500,000 is to support the World
24 Bank Inspection Panel and not less than \$500,000 is to

1 support the Office of the Compliance Advisor Ombuds-
2 man.

3 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

4 For payment to the Asian Development Bank's Asian
5 Development Fund by the Secretary of the Treasury,
6 \$47,395,000, to remain available until expended.

7 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

8 For payment to the African Development Bank by
9 the Secretary of the Treasury for the United States share
10 of the paid-in portion of the increase in capital stock,
11 \$32,417,000, to remain available until expended.

12 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

13 The United States Governor of the African Develop-
14 ment Bank may subscribe without fiscal year limitation
15 to the callable capital portion of the United States share
16 of such capital stock in an amount not to exceed
17 \$507,860,806.

18 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

19 For payment to the African Development Fund by
20 the Secretary of the Treasury, \$171,300,000, to remain
21 available until expended.

22 CONTRIBUTION TO THE INTERNATIONAL FUND FOR
23 AGRICULTURAL DEVELOPMENT

24 For payment to the International Fund for Agricul-
25 tural Development by the Secretary of the Treasury,

1 \$30,000,000, to remain available until expended, which
2 shall be obligated for payment not later than 45 days after
3 enactment of this Act: *Provided*, That such funds shall
4 only be available for the first installment of the eleventh
5 replenishment of the International Fund for Agricultural
6 Development and to support a multiyear pledge of not less
7 than \$90,000,000.

8 TITLE VI

9 EXPORT AND INVESTMENT ASSISTANCE

10 EXPORT-IMPORT BANK OF THE UNITED STATES

11 INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector
13 General in carrying out the provisions of the Inspector
14 General Act of 1978, as amended, \$5,700,000, of which
15 up to \$855,000 may remain available until September 30,
16 2020.

17 PROGRAM ACCOUNT

18 The Export-Import Bank of the United States is au-
19 thorized to make such expenditures within the limits of
20 funds and borrowing authority available to such corpora-
21 tion, and in accordance with law, and to make such con-
22 tracts and commitments without regard to fiscal year limi-
23 tations, as provided by section 9104 of title 31, United
24 States Code, as may be necessary in carrying out the pro-
25 gram for the current fiscal year for such corporation: *Pro-*

1 *vided*, That none of the funds available during the current
2 fiscal year may be used to make expenditures, contracts,
3 or commitments for the export of nuclear equipment, fuel,
4 or technology to any country, other than a nuclear-weapon
5 state as defined in Article IX of the Treaty on the Non-
6 Proliferation of Nuclear Weapons eligible to receive eco-
7 nomic or military assistance under this Act, that has deto-
8 nated a nuclear explosive after the date of enactment of
9 this Act.

10 ADMINISTRATIVE EXPENSES

11 For administrative expenses to carry out the direct
12 and guaranteed loan and insurance programs, including
13 hire of passenger motor vehicles and services as authorized
14 by section 3109 of title 5, United States Code, and not
15 to exceed \$30,000 for official reception and representation
16 expenses for members of the Board of Directors, not to
17 exceed \$110,000,000, of which up to \$16,500,000 may re-
18 main available until September 30, 2020: *Provided*, That
19 the Export-Import Bank (the Bank) may accept, and use,
20 payment or services provided by transaction participants
21 for legal, financial, or technical services in connection with
22 any transaction for which an application for a loan, guar-
23 antee or insurance commitment has been made: *Provided*
24 *further*, That the Bank shall charge fees for necessary ex-
25 penses (including special services performed on a contract

1 or fee basis, but not including other personal services) in
2 connection with the collection of moneys owed the Bank,
3 repossession or sale of pledged collateral or other assets
4 acquired by the Bank in satisfaction of moneys owed the
5 Bank, or the investigation or appraisal of any property,
6 or the evaluation of the legal, financial, or technical as-
7 pects of any transaction for which an application for a
8 loan, guarantee or insurance commitment has been made,
9 or systems infrastructure directly supporting transactions:
10 *Provided further*, That in addition to other funds appro-
11 priated for administrative expenses, such fees shall be
12 credited to this account for such purposes, to remain avail-
13 able until expended.

14 RECEIPTS COLLECTED

15 Receipts collected pursuant to the Export-Import
16 Bank Act of 1945 (Public Law 79–173) and the Federal
17 Credit Reform Act of 1990, in an amount not to exceed
18 the amount appropriated herein, shall be credited as off-
19 setting collections to this account: *Provided*, That the
20 sums herein appropriated from the General Fund shall be
21 reduced on a dollar-for-dollar basis by such offsetting col-
22 lections so as to result in a final fiscal year appropriation
23 from the General Fund estimated at \$0: *Provided further*,
24 That amounts collected in fiscal year 2019 in excess of
25 obligations, up to \$10,000,000 shall become available on

1 September 1, 2019, and shall remain available until Sep-
2 tember 30, 2022.

3 OVERSEAS PRIVATE INVESTMENT CORPORATION

4 NONCREDIT ACCOUNT

5 The Overseas Private Investment Corporation is au-
6 thorized to make, without regard to fiscal year limitations,
7 as provided by section 9104 of title 31, United States
8 Code, such expenditures and commitments within the lim-
9 its of funds available to it and in accordance with law as
10 may be necessary: *Provided*, That the amount available for
11 administrative expenses to carry out the credit and insur-
12 ance programs (including an amount for official reception
13 and representation expenses which shall not exceed
14 \$35,000) shall not exceed \$79,200,000: *Provided further*,
15 That project-specific transaction costs, including direct
16 and indirect costs incurred in claims settlements, and
17 other direct costs associated with services provided to spe-
18 cific investors or potential investors pursuant to section
19 234 of the Foreign Assistance Act of 1961, shall not be
20 considered administrative expenses for the purposes of this
21 heading.

22 PROGRAM ACCOUNT

23 For the cost of direct and guaranteed loans as au-
24 thorized by section 234 of the Foreign Assistance Act of
25 1961, \$20,000,000, to be derived by transfer from the

1 Overseas Private Investment Corporation Noncredit Ac-
2 count, to remain available until September 30, 2021: *Pro-*
3 *vided*, That such costs, including the cost of modifying
4 such loans, shall be as defined in section 502 of the Con-
5 gressional Budget Act of 1974: *Provided further*, That
6 funds so obligated in fiscal year 2019 remain available for
7 disbursement through 2027; funds obligated in fiscal year
8 2020 remain available for disbursement through 2028;
9 and funds obligated in fiscal year 2021 remain available
10 for disbursement through 2029: *Provided further*, That
11 notwithstanding any other provision of law, the Overseas
12 Private Investment Corporation is authorized to undertake
13 any program authorized by title IV of chapter 2 of part
14 I of the Foreign Assistance Act of 1961 in Iraq: *Provided*
15 *further*, That funds made available pursuant to the au-
16 thority of the previous proviso shall be subject to the reg-
17 ular notification procedures of the Committees on Appro-
18 priations.

19 In addition, such sums as may be necessary for ad-
20 ministrative expenses to carry out the credit program may
21 be derived from amounts available for administrative ex-
22 penses to carry out the credit and insurance programs in
23 the Overseas Private Investment Corporation Noncredit
24 Account and merged with said account.

1 TRADE AND DEVELOPMENT AGENCY

2 For necessary expenses to carry out the provisions
3 of section 661 of the Foreign Assistance Act of 1961,
4 \$79,500,000, to remain available until September 30,
5 2020: *Provided*, That of the funds appropriated under this
6 heading, not more than \$5,000 may be available for rep-
7 resentation and entertainment expenses.

8 TITLE VII

9 GENERAL PROVISIONS

10 ALLOWANCES AND DIFFERENTIALS

11 SEC. 7001. Funds appropriated under title I of this
12 Act shall be available, except as otherwise provided, for
13 allowances and differentials as authorized by subchapter
14 59 of title 5, United States Code; for services as author-
15 ized by section 3109 of such title and for hire of passenger
16 transportation pursuant to section 1343(b) of title 31,
17 United States Code.

18 UNOBLIGATED BALANCES REPORT

19 SEC. 7002. Any department or agency of the United
20 States Government to which funds are appropriated or
21 otherwise made available by this Act shall provide to the
22 Committees on Appropriations a quarterly accounting of
23 cumulative unobligated balances and obligated, but unex-
24 pended, balances by program, project, and activity, and
25 Treasury Account Fund Symbol of all funds received by

1 such department or agency in fiscal year 2019 or any pre-
2 vious fiscal year, disaggregated by fiscal year: *Provided*,
3 That the report required by this section shall be submitted
4 not later than 30 days after the end of each fiscal quarter
5 and should specify by account the amount of funds obli-
6 gated pursuant to bilateral agreements which have not
7 been further sub-obligated.

8 CONSULTING SERVICES

9 SEC. 7003. The expenditure of any appropriation
10 under title I of this Act for any consulting service through
11 procurement contract, pursuant to section 3109 of title
12 5, United States Code, shall be limited to those contracts
13 where such expenditures are a matter of public record and
14 available for public inspection, except where otherwise pro-
15 vided under existing law, or under existing Executive order
16 issued pursuant to existing law.

17 DIPLOMATIC FACILITIES

18 SEC. 7004. (a) CAPITAL SECURITY COST SHARING
19 INFORMATION.—The Secretary of State shall promptly in-
20 form the Committees on Appropriations of each instance
21 in which a Federal department or agency is delinquent in
22 providing the full amount of funding required by section
23 604(e) of the Secure Embassy Construction and Counter-
24 terrorism Act of 1999 (22 U.S.C. 4865 note).

1 (b) EXCEPTION.—Notwithstanding paragraph (2) of
2 section 604(e) of the Secure Embassy Construction and
3 Counterterrorism Act of 1999 (title VI of division A of
4 H.R. 3427, as enacted into law by section 1000(a)(7) of
5 Public Law 106–113 and contained in appendix G of that
6 Act), as amended by section 111 of the Department of
7 State Authorities Act, Fiscal Year 2017 (Public Law 114–
8 323), a project to construct a facility of the United States
9 may include office space or other accommodations for
10 members of the United States Marine Corps.

11 (c) NEW DIPLOMATIC FACILITIES.—For the pur-
12 poses of calculating the fiscal year 2019 costs of providing
13 new United States diplomatic facilities in accordance with
14 section 604(e) of the Secure Embassy Construction and
15 Counterterrorism Act of 1999 (22 U.S.C. 4865 note), the
16 Secretary of State, in consultation with the Director of
17 the Office of Management and Budget, shall determine the
18 annual program level and agency shares in a manner that
19 is proportional to the contribution of the Department of
20 State for this purpose.

21 (d) CONSULTATION AND NOTIFICATION.—Funds ap-
22 propriated by this Act and prior Acts making appropria-
23 tions for the Department of State, foreign operations, and
24 related programs, which may be made available for the
25 acquisition of property or award of construction contracts

1 for overseas United States diplomatic facilities during fis-
2 cal year 2019, shall be subject to prior consultation with,
3 and the regular notification procedures of, the Committees
4 on Appropriations: *Provided*, That notifications pursuant
5 to this subsection shall include the information enumer-
6 ated under the heading “Embassy Security, Construction,
7 and Maintenance” in House Report 115–253 and Senate
8 Report 114–290: *Provided further*, That any such notifica-
9 tion for a new diplomatic facility justified to the Commit-
10 tees on Appropriations in the Congressional Budget Jus-
11 tification, Department of State, Foreign Operations, and
12 Related Programs, Fiscal Year 2019, or not previously
13 justified to such Committees, shall also include confirma-
14 tion that the Department of State has completed the req-
15 uisite value engineering studies required pursuant to OMB
16 Circular A–131, Value Engineering December 31, 2013
17 and the Bureau of Overseas Building Operations Policy
18 and Procedure Directive, P&PD, Cost 02: Value Engineer-
19 ing.

20 (e) INTERIM AND TEMPORARY FACILITIES
21 ABROAD.—

22 (1) SECURITY VULNERABILITIES.—Funds ap-
23 propriated by this Act under the heading “Embassy
24 Security, Construction, and Maintenance” may be
25 made available, following consultation with the ap-

1 appropriate congressional committees, to address secu-
2 rity vulnerabilities at interim and temporary United
3 States diplomatic facilities abroad, including physical
4 security upgrades and local guard staffing, except
5 that the amount of funds made available for such
6 purposes from this Act and prior Acts making ap-
7 propriations for the Department of State, foreign
8 operations, and related programs shall be a min-
9 imum of \$25,000,000.

10 (2) CONSULTATION.—Notwithstanding any
11 other provision of law, the opening, closure, or any
12 significant modification to an interim or temporary
13 United States diplomatic facility shall be subject to
14 prior consultation with the appropriate congressional
15 committees and the regular notification procedures
16 of the Committees on Appropriations, except that
17 such consultation and notification may be waived if
18 there is a security risk to personnel.

19 (f) TRANSFER OF FUNDS AUTHORITY.—Funds ap-
20 propriated under the heading “Diplomatic Programs”, in-
21 cluding for Worldwide Security Protection, and under the
22 heading “Embassy Security, Construction, and Mainte-
23 nance” in this Act may be transferred to, and merged
24 with, funds appropriated under such headings if the Sec-
25 retary of State determines and reports to the Committees

1 on Appropriations that to do so is necessary to implement
2 the recommendations of the Benghazi Accountability Re-
3 view Board, or to prevent or respond to security situations
4 and requirements, following consultation with, and subject
5 to the regular notification procedures of, such Committees:
6 *Provided*, That such transfer authority is in addition to
7 any transfer authority otherwise available under any other
8 provision of law.

9 (g) SOFT TARGETS.—Funds appropriated by this Act
10 under the heading “Embassy Security, Construction, and
11 Maintenance” may be made available for security up-
12 grades to soft targets, including schools, recreational fa-
13 cilities, and residences used by United States diplomatic
14 personnel and their dependents, except that the amount
15 made available for such purposes shall be a minimum of
16 \$10,000,000.

17 (h) SECURE RESUPPLY AND MAINTENANCE.—The
18 Secretary of State may not grant final approval for the
19 construction of a new facility or substantial construction
20 to improve or expand an existing facility in the United
21 States by or for the Government of the People’s Republic
22 of China until the Secretary certifies and reports to the
23 appropriate congressional committees that an agreement
24 has been concluded between the Governments of the
25 United States and the People’s Republic of China that

1 permits secure resupply, maintenance, and new construc-
2 tion of United States Government facilities in the People's
3 Republic of China.

4 (i) NEW EMBASSY COMPOUND KINSHASA.—Of the
5 funds appropriated by this Act under the heading “Peace-
6 keeping Operations” that are made available for the cen-
7 tral Government of the Democratic Republic of the Congo,
8 25 percent shall be withheld from obligation until the Sec-
9 retary of State certifies and reports to the Committees on
10 Appropriations that such Government has fully vacated
11 the property purchased by the United States in Kinshasa
12 for the construction of a New Embassy Compound.

13 PERSONNEL ACTIONS

14 SEC. 7005. Any costs incurred by a department or
15 agency funded under title I of this Act resulting from per-
16 sonnel actions taken in response to funding reductions in-
17 cluded in this Act shall be absorbed within the total budg-
18 etary resources available under title I to such department
19 or agency: *Provided*, That the authority to transfer funds
20 between appropriations accounts as may be necessary to
21 carry out this section is provided in addition to authorities
22 included elsewhere in this Act: *Provided further*, That use
23 of funds to carry out this section shall be treated as a
24 reprogramming of funds under section 7015 of this Act.

1 DEPARTMENT OF STATE MANAGEMENT

2 SEC. 7006. (a) FINANCIAL SYSTEMS IMPROVE-
3 MENT.—Funds appropriated by this Act for the operations
4 of the Department of State under the headings “Diplo-
5 matic Programs” and “Capital Investment Fund” shall be
6 made available to implement the recommendations con-
7 tained in the Foreign Assistance Data Review Findings
8 Report (FADR) and the Office of Inspector General (OIG)
9 report entitled “Department Financial Systems Are Insuf-
10 ficient to Track and Report on Foreign Assistance
11 Funds”: *Provided*, That not later than 45 days after en-
12 actment of this Act, the Secretary of State shall submit
13 to the Committees on Appropriations an update to the
14 plan required under section 7006 of the Department of
15 State, Foreign Operations, and Related Programs Appro-
16 priations Act, 2017 (division J of Public Law 115–31) for
17 implementing the FADR and OIG recommendations: *Pro-*
18 *vided further*, That such funds may not be obligated for
19 enhancements to, or expansions of, the Budget System
20 Modernization Financial System, Central Resource Man-
21 agement System, Joint Financial Management System, or
22 Foreign Assistance Coordination and Tracking System
23 until such updated plan is submitted to the Committees
24 on Appropriations: *Provided further*, That such funds may
25 not be obligated for new, or expansion of existing, ad hoc

1 electronic systems to track commitments, obligations, or
2 expenditures of funds unless the Secretary of State, fol-
3 lowing consultation with the Chief Information Officer of
4 the Department of State, has reviewed and certified that
5 such new system or expansion is consistent with the
6 FADR and OIG recommendations.

7 (b) WORKING CAPITAL FUND.—Funds appropriated
8 by this Act or otherwise made available to the Department
9 of State for payments to the Working Capital Fund may
10 only be used for the service centers included in the Con-
11 gressional Budget Justification, Department of State,
12 Foreign Operations, and Related Programs, Fiscal Year
13 2019: *Provided*, That the amounts for such service centers
14 shall be the amounts included in such budget justification,
15 except as provided in section 7015(b) of this Act: *Provided*
16 *further*, That Federal agency components shall be charged
17 only for their direct usage of each Working Capital Fund
18 service: *Provided further*, That prior to increasing the per-
19 centage charged to Department of State bureaus and of-
20 fices for procurement-related activities, the Secretary of
21 State shall include the proposed increase in the Depart-
22 ment of State budget justification or, at least 60 days
23 prior to the increase, provide the Committees on Appro-
24 priations a justification for such increase, including a de-
25 tailed assessment of the cost and benefit of the services

1 provided by the procurement fee: *Provided further*, That
2 Federal agency components may only pay for Working
3 Capital Fund services that are consistent with the purpose
4 and authorities of such components: *Provided further*,
5 That the Working Capital Fund shall be paid in advance
6 or reimbursed at rates which will return the full cost of
7 each service.

8 (c) CERTIFICATION.—

9 (1) Not later than 45 days after the initial obli-
10 gation of funds appropriated under titles III and IV
11 of this Act that are made available to a Department
12 of State bureau or office with responsibility for the
13 management and oversight of such funds, the Sec-
14 retary of State shall certify and report to the Com-
15 mittees on Appropriations, on an individual bureau
16 or office basis, that such bureau or office is in com-
17 pliance with Department and Federal financial and
18 grants management policies, procedures, and regula-
19 tions, as applicable.

20 (2) When making a certification required by
21 paragraph (1), the Secretary of State shall consider
22 the capacity of a bureau or office to—

23 (A) account for the obligated funds at the
24 country and program level, as appropriate;

1 (B) identify risks and develop mitigation
2 and monitoring plans;

3 (C) establish performance measures and
4 indicators;

5 (D) review activities and performance; and

6 (E) assess final results and reconcile fi-
7 nances.

8 (3) If the Secretary of State is unable to make
9 a certification required by paragraph (1), the Sec-
10 retary shall submit a plan and timeline detailing the
11 steps to be taken to bring such bureau or office into
12 compliance.

13 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
14 COUNTRIES

15 SEC. 7007. None of the funds appropriated or other-
16 wise made available pursuant to titles III through VI of
17 this Act shall be obligated or expended to finance directly
18 any assistance or reparations for the governments of
19 Cuba, North Korea, Iran, or Syria: *Provided*, That for
20 purposes of this section, the prohibition on obligations or
21 expenditures shall include direct loans, credits, insurance,
22 and guarantees of the Export-Import Bank or its agents.

23 COUPS D'ÉTAT

24 SEC. 7008. None of the funds appropriated or other-
25 wise made available pursuant to titles III through VI of

1 this Act shall be obligated or expended to finance directly
2 any assistance to the government of any country whose
3 duly elected head of government is deposed by military
4 coup d'état or decree or, after the date of enactment of
5 this Act, a coup d'état or decree in which the military
6 plays a decisive role: *Provided*, That assistance may be re-
7 sumed to such government if the Secretary of State cer-
8 tifies and reports to the appropriate congressional commit-
9 tees that subsequent to the termination of assistance a
10 democratically elected government has taken office: *Pro-*
11 *vided further*, That the provisions of this section shall not
12 apply to assistance to promote democratic elections or
13 public participation in democratic processes: *Provided fur-*
14 *ther*, That funds made available pursuant to the previous
15 provisos shall be subject to the regular notification proce-
16 dures of the Committees on Appropriations.

17 TRANSFER OF FUNDS AUTHORITY

18 SEC. 7009. (a) DEPARTMENT OF STATE AND BROAD-
19 CASTING BOARD OF GOVERNORS.—

20 (1) DEPARTMENT OF STATE.—Not to exceed 5
21 percent of any appropriation made available for the
22 current fiscal year for the Department of State
23 under title I of this Act may be transferred between,
24 and merged with, such appropriations, but no such
25 appropriation, except as otherwise specifically pro-

1 vided, shall be increased by more than 10 percent by
2 any such transfers, and no such transfer may be
3 made to increase the appropriation under the head-
4 ing “Representation Expenses”.

5 (2) BROADCASTING BOARD OF GOVERNORS.—

6 Not to exceed 5 percent of any appropriation made
7 available for the current fiscal year for the Broad-
8 casting Board of Governors under title I of this Act
9 may be transferred between, and merged with, such
10 appropriations, but no such appropriation, except as
11 otherwise specifically provided, shall be increased by
12 more than 10 percent by any such transfers.

13 (3) TREATMENT AS REPROGRAMMING.—Any

14 transfer pursuant to this subsection shall be treated
15 as a reprogramming of funds under section 7015 of
16 this Act and shall not be available for obligation or
17 expenditure except in compliance with the proce-
18 dures set forth in that section.

19 (b) TITLE VI AGENCIES.—Not to exceed 5 percent

20 of any appropriation, other than for administrative ex-
21 penses made available for fiscal year 2019, for programs
22 under title VI of this Act may be transferred between such
23 appropriations for use for any of the purposes, programs,
24 and activities for which the funds in such receiving ac-
25 count may be used, but no such appropriation, except as

1 otherwise specifically provided, shall be increased by more
2 than 25 percent by any such transfer: *Provided*, That the
3 exercise of such authority shall be subject to the regular
4 notification procedures of the Committees on Appropria-
5 tions.

6 (c) LIMITATION ON TRANSFERS OF FUNDS BE-
7 TWEEN AGENCIES.—

8 (1) IN GENERAL.—None of the funds made
9 available under titles II through V of this Act may
10 be transferred to any department, agency, or instru-
11 mentality of the United States Government, except
12 pursuant to a transfer made by, or transfer author-
13 ity provided in, this Act or any other appropriations
14 Act.

15 (2) ALLOCATION AND TRANSFERS.—Notwith-
16 standing paragraph (1), in addition to transfers
17 made by, or authorized elsewhere in, this Act, funds
18 appropriated by this Act to carry out the purposes
19 of the Foreign Assistance Act of 1961 may be allo-
20 cated or transferred to agencies of the United States
21 Government pursuant to the provisions of sections
22 109, 610, and 632 of the Foreign Assistance Act of
23 1961.

24 (3) NOTIFICATION.—Any agreement entered
25 into by the United States Agency for International

1 Development or the Department of State with any
2 department, agency, or instrumentality of the United
3 States Government pursuant to section 632(b) of the
4 Foreign Assistance Act of 1961 valued in excess of
5 \$1,000,000 and any agreement made pursuant to
6 section 632(a) of such Act, with funds appropriated
7 by this Act or prior Acts making appropriations for
8 the Department of State, foreign operations, and re-
9 lated programs under the headings “Global Health
10 Programs”, “Development Assistance”, “Economic
11 Support Fund”, and “Assistance for Europe, Eur-
12 asia and Central Asia” shall be subject to the reg-
13 ular notification procedures of the Committees on
14 Appropriations: *Provided*, That the requirement in
15 the previous sentence shall not apply to agreements
16 entered into between USAID and the Department of
17 State.

18 (d) TRANSFER OF FUNDS BETWEEN ACCOUNTS.—
19 None of the funds made available under titles II through
20 V of this Act may be obligated under an appropriations
21 account to which such funds were not appropriated, except
22 for transfers specifically provided for in this Act, unless
23 the President, not less than 5 days prior to the exercise
24 of any authority contained in the Foreign Assistance Act
25 of 1961 to transfer funds, consults with and provides a

1 written policy justification to the Committees on Appro-
2 priations.

3 (e) AUDIT OF INTER-AGENCY TRANSFERS OF
4 FUNDS.—Any agreement for the transfer or allocation of
5 funds appropriated by this Act or prior Acts making ap-
6 propriations for the Department of State, foreign oper-
7 ations and related programs, entered into between the De-
8 partment of State or USAID and another agency of the
9 United States Government under the authority of section
10 632(a) of the Foreign Assistance Act of 1961 or any com-
11 parable provision of law, shall expressly provide that the
12 Inspector General (IG) for the agency receiving the trans-
13 fer or allocation of such funds, or other entity with audit
14 responsibility if the receiving agency does not have an IG,
15 shall perform periodic program and financial audits of the
16 use of such funds and report to the Department of State
17 or USAID, as appropriate, upon completion of such au-
18 dits: *Provided*, That such audits shall be transmitted to
19 the Committees on Appropriations by the Department of
20 State or USAID, as appropriate: *Provided further*, That
21 funds transferred under such authority may be made
22 available for the cost of such audits.

23 PROHIBITION ON CERTAIN OPERATIONAL EXPENSES

24 SEC. 7010. (a) FIRST-CLASS TRAVEL.—None of the
25 funds made available by this Act may be used for first-

1 class travel by employees of United States Government de-
2 partments and agencies funded by this Act in contraven-
3 tion of section 301–10.122 through 301–10.124 of title
4 41, Code of Federal Regulations.

5 (b) COMPUTER NETWORKS.—None of the funds
6 made available by this Act for the operating expenses of
7 any United States Government department or agency may
8 be used to establish or maintain a computer network for
9 use by such department or agency unless such network
10 has filters designed to block access to sexually explicit
11 websites: *Provided*, That nothing in this subsection shall
12 limit the use of funds necessary for any Federal, State,
13 tribal, or local law enforcement agency, or any other entity
14 carrying out the following activities: criminal investiga-
15 tions, prosecutions, and adjudications; administrative dis-
16 cipline; and the monitoring of such websites undertaken
17 as part of official business.

18 AVAILABILITY OF FUNDS

19 SEC. 7011. No part of any appropriation contained
20 in this Act shall remain available for obligation after the
21 expiration of the current fiscal year unless expressly so
22 provided by this Act: *Provided*, That funds appropriated
23 for the purposes of chapters 1 and 8 of part I, section
24 661, chapters 4, 5, 6, 8, and 9 of part II of the Foreign
25 Assistance Act of 1961, section 23 of the Arms Export

1 Control Act, and funds provided under the headings “De-
2 velopment Credit Authority” and “Assistance for Europe,
3 Eurasia and Central Asia” shall remain available for an
4 additional 4 years from the date on which the availability
5 of such funds would otherwise have expired, if such funds
6 are initially obligated before the expiration of their respec-
7 tive periods of availability contained in this Act: *Provided*
8 *further*, That the availability of funds pursuant to the pre-
9 vious proviso shall not be applicable to such funds until
10 the Secretary of State submits the report required under
11 section 7011 of the Department of State, Foreign Oper-
12 ations, and Related Programs Appropriations Act, 2018
13 (division K of Public Law 115–141): *Provided further*,
14 That notwithstanding any other provision of this Act, any
15 funds made available for the purposes of chapter 1 of part
16 I and chapter 4 of part II of the Foreign Assistance Act
17 of 1961 which are allocated or obligated for cash disburse-
18 ments in order to address balance of payments or eco-
19 nomic policy reform objectives, shall remain available for
20 an additional 4 years from the date on which the avail-
21 ability of such funds would otherwise have expired, if such
22 funds are initially allocated or obligated before the expira-
23 tion of their respective periods of availability contained in
24 this Act: *Provided further*, That the Secretary of State
25 shall provide a report to the Committees on Appropria-

1 tions not later than October 30, 2019, detailing by ac-
2 count and source year, the use of this authority during
3 the previous fiscal year.

4 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

5 SEC. 7012. No part of any appropriation provided
6 under titles III through VI in this Act shall be used to
7 furnish assistance to the government of any country which
8 is in default during a period in excess of 1 calendar year
9 in payment to the United States of principal or interest
10 on any loan made to the government of such country by
11 the United States pursuant to a program for which funds
12 are appropriated under this Act unless the President de-
13 termines, following consultation with the Committees on
14 Appropriations, that assistance for such country is in the
15 national interest of the United States.

16 PROHIBITION ON TAXATION OF UNITED STATES

17 ASSISTANCE

18 SEC. 7013. (a) PROHIBITION ON TAXATION.—None
19 of the funds appropriated under titles III through VI of
20 this Act may be made available to provide assistance for
21 a foreign country under a new bilateral agreement gov-
22 erning the terms and conditions under which such assist-
23 ance is to be provided unless such agreement includes a
24 provision stating that assistance provided by the United
25 States shall be exempt from taxation, or reimbursed, by

1 the foreign government, and the Secretary of State and
2 the Administrator of the United States Agency for Inter-
3 national Development shall expeditiously seek to negotiate
4 amendments to existing bilateral agreements, as nec-
5 essary, to conform with this requirement.

6 (b) NOTIFICATION AND REIMBURSEMENT OF FOR-
7 EIGN TAXES.—An amount equivalent to 200 percent of
8 the total taxes assessed during fiscal year 2019 on funds
9 appropriated by this Act and prior Acts making appropria-
10 tions for the Department of State, foreign operations, and
11 related programs by a foreign government or entity
12 against United States assistance programs, either directly
13 or through grantees, contractors, and subcontractors, shall
14 be withheld from obligation from funds appropriated for
15 assistance for fiscal year 2020 and for prior fiscal years
16 and allocated for the central government of such country
17 or for the West Bank and Gaza program, as applicable,
18 if, not later than September 30, 2020, such taxes have
19 not been reimbursed: *Provided*, That the Secretary of
20 State shall report to the Committees on Appropriations
21 by such date on the foreign governments and entities that
22 have not reimbursed such taxes, including any amount of
23 funds withheld pursuant to this subsection.

1 (c) DE MINIMIS EXCEPTION.—Foreign taxes of a de
2 minimis nature shall not be subject to the provisions of
3 subsection (b).

4 (d) REPROGRAMMING OF FUNDS.—Funds withheld
5 from obligation for each foreign government or entity pur-
6 suant to subsection (b) shall be reprogrammed for assist-
7 ance for countries which do not assess taxes on United
8 States assistance or which have an effective arrangement
9 that is providing substantial reimbursement of such taxes,
10 and that can reasonably accommodate such assistance in
11 a programmatically responsible manner.

12 (e) DETERMINATIONS.—

13 (1) IN GENERAL.—The provisions of this sec-
14 tion shall not apply to any foreign government or en-
15 tity that assesses such taxes if the Secretary of
16 State reports to the Committees on Appropriations
17 that—

18 (A) such foreign government or entity has
19 an effective arrangement that is providing sub-
20 stantial reimbursement of such taxes; or

21 (B) the foreign policy interests of the
22 United States outweigh the purpose of this sec-
23 tion to ensure that United States assistance is
24 not subject to taxation.

1 (2) CONSULTATION.—The Secretary of State
2 shall consult with the Committees on Appropriations
3 at least 15 days prior to exercising the authority of
4 this subsection with regard to any foreign govern-
5 ment or entity.

6 (f) IMPLEMENTATION.—The Secretary of State shall
7 issue and update rules, regulations, or policy guidance, as
8 appropriate, to implement the prohibition against the tax-
9 ation of assistance contained in this section.

10 (g) DEFINITIONS.—As used in this section:

11 (1) BILATERAL AGREEMENT.—The term “bilat-
12 eral agreement” refers to a framework bilateral
13 agreement between the Government of the United
14 States and the government of the country receiving
15 assistance that describes the privileges and immuni-
16 ties applicable to United States foreign assistance
17 for such country generally, or an individual agree-
18 ment between the Government of the United States
19 and such government that describes, among other
20 things, the treatment for tax purposes that will be
21 accorded the United States assistance provided
22 under that agreement.

23 (2) TAXES AND TAXATION.—The term “taxes
24 and taxation” shall include value added taxes and

1 customs duties but shall not include individual in-
2 come taxes assessed to local staff.

3 RESERVATIONS OF FUNDS

4 SEC. 7014. (a) REPROGRAMMING.—Funds appro-
5 priated under titles III through VI of this Act which are
6 specifically designated may be reprogrammed for other
7 programs within the same account notwithstanding the
8 designation if compliance with the designation is made im-
9 possible by operation of any provision of this or any other
10 Act: *Provided*, That any such reprogramming shall be sub-
11 ject to the regular notification procedures of the Commit-
12 tees on Appropriations: *Provided further*, That assistance
13 that is reprogrammed pursuant to this subsection shall be
14 made available under the same terms and conditions as
15 originally provided.

16 (b) EXTENSION OF AVAILABILITY.—In addition to
17 the authority contained in subsection (a), the original pe-
18 riod of availability of funds appropriated by this Act and
19 administered by the Department of State or the United
20 States Agency for International Development that are spe-
21 cifically designated for particular programs or activities by
22 this or any other Act may be extended for an additional
23 fiscal year if the Secretary of State or the USAID Admin-
24 istrator, as appropriate, determines and reports promptly
25 to the Committees on Appropriations that the termination

1 of assistance to a country or a significant change in cir-
2 cumstances makes it unlikely that such designated funds
3 can be obligated during the original period of availability:
4 *Provided*, That such designated funds that continue to be
5 available for an additional fiscal year shall be obligated
6 only for the purpose of such designation.

7 (c) OTHER ACTS.—Ceilings and specifically des-
8 igned funding levels contained in this Act shall not be
9 applicable to funds or authorities appropriated or other-
10 wise made available by any subsequent Act unless such
11 Act specifically so directs: *Provided*, That specifically des-
12 igned funding levels or minimum funding requirements
13 contained in any other Act shall not be applicable to funds
14 appropriated by this Act.

15 NOTIFICATION REQUIREMENTS

16 SEC. 7015. (a) NOTIFICATION OF CHANGES IN PRO-
17 GRAMS, PROJECTS, AND ACTIVITIES.—None of the funds
18 made available in titles I and II of this Act or prior Acts
19 making appropriations for the Department of State, for-
20 eign operations, and related programs to the departments
21 and agencies funded by this Act that remain available for
22 obligation in fiscal year 2019, or provided from any ac-
23 counts in the Treasury of the United States derived by
24 the collection of fees or of currency reflows or other offset-
25 ting collections, or made available by transfer, to the de-

1 departments and agencies funded by this Act, shall be avail-
2 able for obligation to—

3 (1) create new programs;

4 (2) suspend or eliminate a program, project, or
5 activity;

6 (3) close, suspend, open, or reopen a mission or
7 post;

8 (4) create, close, reorganize, downsize, or re-
9 name bureaus, centers, or offices; or

10 (5) contract out or privatize any functions or
11 activities presently performed by Federal employees;

12 unless previously justified to the Committees on Appro-
13 priations or such Committees are notified 15 days in ad-
14 vance of such obligation.

15 (b) NOTIFICATION OF REPROGRAMMING OF
16 FUNDS.—None of the funds provided under titles I and
17 II of this Act or prior Acts making appropriations for the
18 Department of State, foreign operations, and related pro-
19 grams, to the departments and agencies funded under ti-
20 tles I and II of this Act that remain available for obliga-
21 tion in fiscal year 2019, or provided from any accounts
22 in the Treasury of the United States derived by the collec-
23 tion of fees available to the department and agency funded
24 under title I of this Act, shall be available for obligation
25 or expenditure for activities, programs, or projects

1 through a reprogramming of funds in excess of
2 \$1,000,000 or 10 percent, whichever is less, that—

3 (1) augments or changes existing programs,
4 projects, or activities;

5 (2) relocates an existing office or employees;

6 (3) reduces by 10 percent funding for any exist-
7 ing program, project, or activity, or numbers of per-
8 sonnel by 10 percent as approved by Congress; or

9 (4) results from any general savings, including
10 savings from a reduction in personnel, which would
11 result in a change in existing programs, activities, or
12 projects as approved by Congress;

13 unless the Committees on Appropriations are notified 15
14 days in advance of such reprogramming of funds.

15 (c) NOTIFICATION REQUIREMENT.—None of the
16 funds made available by this Act under the headings
17 “Global Health Programs”, “Development Assistance”,
18 “International Organizations and Programs”, “Trade and
19 Development Agency”, “International Narcotics Control
20 and Law Enforcement”, “Economic Support Fund”, “De-
21 mocracy Fund”, “Assistance for Europe, Eurasia and
22 Central Asia”, “Peacekeeping Operations”, “Non-
23 proliferation, Anti-terrorism, Demining and Related Pro-
24 grams”, “Millennium Challenge Corporation”, “Foreign
25 Military Financing Program”, “International Military

1 Education and Training”, and “Peace Corps”, shall be
2 available for obligation for activities, programs, projects,
3 type of materiel assistance, countries, or other operations
4 not justified or in excess of the amount justified to the
5 Committees on Appropriations for obligation under any of
6 these specific headings unless the Committees on Appro-
7 priations are notified 15 days in advance of such obliga-
8 tion: *Provided*, That the President shall not enter into any
9 commitment of funds appropriated for the purposes of sec-
10 tion 23 of the Arms Export Control Act for the provision
11 of major defense equipment, other than conventional am-
12 munition, or other major defense items defined to be air-
13 craft, ships, missiles, or combat vehicles, not previously
14 justified to Congress or 20 percent in excess of the quan-
15 tities justified to Congress unless the Committees on Ap-
16 propriations are notified 15 days in advance of such com-
17 mitment: *Provided further*, That requirements of this sub-
18 section or any similar provision of this or any other Act
19 shall not apply to any reprogramming for an activity, pro-
20 gram, or project for which funds are appropriated under
21 titles III through VI of this Act of less than 10 percent
22 of the amount previously justified to Congress for obliga-
23 tion for such activity, program, or project for the current
24 fiscal year: *Provided further*, That any notification sub-
25 mitted pursuant to subsection (f) of this section shall in-

1 clude information (if known on the date of transmittal of
2 such notification) on the use of notwithstanding authority:
3 *Provided further*, That if subsequent to the notification of
4 assistance it becomes necessary to rely on notwithstanding
5 authority, the Committees on Appropriations should be in-
6 formed at the earliest opportunity and to the extent prac-
7 ticable.

8 (d) DEPARTMENT OF DEFENSE PROGRAMS AND
9 FUNDING NOTIFICATIONS.—

10 (1) PROGRAMS.—None of the funds appro-
11 priated by this Act or prior Acts making appropria-
12 tions for the Department of State, foreign oper-
13 ations, and related programs may be made available
14 to support or continue any program initially funded
15 under any authority of title 10, United States Code,
16 or any Act making or authorizing appropriations for
17 the Department of Defense, unless the Secretary of
18 State, in consultation with the Secretary of Defense
19 and in accordance with the regular notification pro-
20 cedures of the Committees on Appropriations, sub-
21 mits a justification to such Committees that includes
22 a description of, and the estimated costs associated
23 with, the support or continuation of such program.

24 (2) FUNDING.—Notwithstanding any other pro-
25 vision of law, funds transferred by the Department

1 of Defense to the Department of State and the
2 United States Agency for International Development
3 for assistance for foreign countries and international
4 organizations shall be subject to the regular notifica-
5 tion procedures of the Committees on Appropria-
6 tions.

7 (3) NOTIFICATION ON EXCESS DEFENSE EQUIP-
8 MENT.—Prior to providing excess Department of
9 Defense articles in accordance with section 516(a) of
10 the Foreign Assistance Act of 1961, the Department
11 of Defense shall notify the Committees on Appro-
12 priations to the same extent and under the same
13 conditions as other committees pursuant to sub-
14 section (f) of that section: *Provided*, That before
15 issuing a letter of offer to sell excess defense articles
16 under the Arms Export Control Act, the Department
17 of Defense shall notify the Committees on Appro-
18 priations in accordance with the regular notification
19 procedures of such Committees if such defense arti-
20 cles are significant military equipment (as defined in
21 section 47(9) of the Arms Export Control Act) or
22 are valued (in terms of original acquisition cost) at
23 \$7,000,000 or more, or if notification is required
24 elsewhere in this Act for the use of appropriated
25 funds for specific countries that would receive such

1 excess defense articles: *Provided further*, That such
2 Committees shall also be informed of the original ac-
3 quisition cost of such defense articles.

4 (e) WAIVER.—The requirements of this section or
5 any similar provision of this Act or any other Act, includ-
6 ing any prior Act requiring notification in accordance with
7 the regular notification procedures of the Committees on
8 Appropriations, may be waived if failure to do so would
9 pose a substantial risk to human health or welfare: *Pro-*
10 *vided*, That in case of any such waiver, notification to the
11 Committees on Appropriations shall be provided as early
12 as practicable, but in no event later than 3 days after tak-
13 ing the action to which such notification requirement was
14 applicable, in the context of the circumstances necessi-
15 tating such waiver: *Provided further*, That any notification
16 provided pursuant to such a waiver shall contain an expla-
17 nation of the emergency circumstances.

18 (f) COUNTRY NOTIFICATION REQUIREMENTS.—None
19 of the funds appropriated under titles III through VI of
20 this Act may be obligated or expended for assistance for
21 Afghanistan, Bahrain, Burma, Cambodia, Colombia,
22 Cuba, Egypt, El Salvador, Ethiopia, Guatemala, Haiti,
23 Honduras, Iran, Iraq, Lebanon, Libya, Mexico, Pakistan,
24 Philippines, the Russian Federation, Somalia, South
25 Sudan, Sri Lanka, Sudan, Syria, Uzbekistan, Venezuela,

1 Yemen, and Zimbabwe except as provided through the reg-
2 ular notification procedures of the Committees on Appro-
3 priations.

4 (g) TRUST FUNDS.—Funds appropriated or other-
5 wise made available in title III of this Act and prior Acts
6 making funds available for the Department of State, for-
7 eign operations, and related programs that are made avail-
8 able for a trust fund held by an international financial
9 institution shall be subject to the regular notification pro-
10 cedures of the Committees on Appropriations.

11 (h) OTHER PROGRAM NOTIFICATION REQUIRE-
12 MENT.—

13 (1) DIPLOMATIC PROGRAMS.—Funds appro-
14 priated under title I of this Act under the heading
15 “Diplomatic Programs” that are made available for
16 a pilot program for lateral entry into the Foreign
17 Service shall be subject to prior consultation with,
18 and the regular notification procedures of, the Com-
19 mittees on Appropriations.

20 (2) OTHER PROGRAMS.—Funds appropriated by
21 this Act that are made available for the following
22 programs and activities shall be subject to the reg-
23 ular notification procedures of the Committees on
24 Appropriations—

1 (A) The Global Engagement Center, except
2 that the Secretary of State shall consult with
3 the appropriate congressional committees prior
4 to submitting such notification;

5 (B) The Power Africa initiative, or any
6 successor program;

7 (C) Community-based police assistance
8 conducted pursuant to the authority of section
9 7049(a)(1) of this Act;

10 (D) Programs to counter foreign fighters
11 and extremist organizations, pursuant to sec-
12 tion 7069(a) of this Act;

13 (E) The Relief and Recovery Fund;

14 (F) The Counterterrorism Partnerships
15 Fund;

16 (G) The Indo-Pacific Strategy;

17 (H) The Global Security Contingency
18 Fund; and

19 (I) Programs to end modern slavery.

20 (i) WITHHOLDING OF FUNDS.—Funds appropriated
21 by this Act under titles III and IV that are withheld from
22 obligation or otherwise not programmed as a result of ap-
23 plication of a provision of law in this or any other Act
24 shall, if reprogrammed, be subject to the regular notifica-
25 tion procedures of the Committees on Appropriations.

1 (j) REQUIREMENT TO INFORM, COORDINATE, AND
2 CONSULT.—

3 (1) The Secretary of State shall promptly in-
4 form the appropriate congressional committees of
5 each instance in which funds appropriated by this
6 Act for assistance for Iraq, Libya, Somalia, Syria,
7 the Counterterrorism Partnership Fund, the Relief
8 and Recovery Fund, or programs to counter extre-
9 mism and foreign fighters abroad, have been di-
10 verted or destroyed, to include the type and amount
11 of assistance, a description of the incident and par-
12 ties involved, and an explanation of the response of
13 the Department of State or USAID, as appropriate:
14 *Provided*, That the Secretary shall ensure such
15 funds are coordinated with, and complement, the
16 programs of other United States Government de-
17 partments and agencies and international partners
18 in such countries and on such activities.

19 (2) The Secretary of State shall consult with
20 the Committees on Appropriations at least seven
21 days prior to informing a government of, or pub-
22 lically announcing a decision on, the suspension of
23 assistance to a country or a territory, including as
24 a result of an interagency review of such assistance,
25 from funds appropriated by this Act or prior Acts

1 making appropriations for the Department of State,
2 foreign operations, and related programs.

3 DOCUMENT REQUESTS, RECORDS MANAGEMENT, AND
4 RELATED CYBERSECURITY PROTECTIONS

5 SEC. 7016. (a) REQUESTS FOR DOCUMENTS.—None
6 of the funds appropriated or made available pursuant to
7 titles III through VI of this Act shall be available to a
8 nongovernmental organization, including any contractor,
9 which fails to provide upon timely request any document,
10 file, or record necessary to the auditing requirements of
11 the Department of State and the United States Agency
12 for International Development.

13 (b) RECORDS MANAGEMENT AND RELATED CYBER-
14 SECURITY PROTECTIONS.—

15 (1) LIMITATION.—None of the funds appro-
16 priated by this Act under the headings “Diplomatic
17 Programs” and “Capital Investment Fund” in title
18 I, and “Operating Expenses” and “Capital Invest-
19 ment Fund” in title II that are made available to
20 the Department of State and USAID may be made
21 available to support the use or establishment of
22 email accounts or email servers created outside the
23 .gov domain or not fitted for automated records
24 management as part of a Federal government
25 records management program in contravention of

1 the Presidential and Federal Records Act Amend-
2 ments of 2014 (Public Law 113–187).

3 (2) DIRECTIVES.—The Secretary of State and
4 USAID Administrator shall—

5 (A) regularly review and update the poli-
6 cies, directives, and oversight necessary to com-
7 ply with Federal statutes, regulations, and pres-
8 idential executive orders and memoranda con-
9 cerning the preservation of all records made or
10 received in the conduct of official business, in-
11 cluding record emails, instant messaging, and
12 other online tools;

13 (B) use funds appropriated by this Act
14 under the headings “Diplomatic Programs” and
15 “Capital Investment Fund” in title I, and “Op-
16 erating Expenses” and “Capital Investment
17 Fund” in title II, as appropriate, to improve
18 Federal records management pursuant to the
19 Federal Records Act (44 U.S.C. Chapters 21,
20 29, 31, and 33) and other applicable Federal
21 records management statutes, regulations, or
22 policies for the Department of State and
23 USAID;

24 (C) direct departing employees that all
25 Federal records generated by such employees,

1 including senior officials, belong to the Federal
2 Government;

3 (D) improve the response time for identi-
4 fying and retrieving Federal records, including
5 requests made pursuant to section 552 of title
6 5, United States Code (commonly known as the
7 “Freedom of Information Act”); and

8 (E) strengthen cyber security measures to
9 mitigate vulnerabilities, including those result-
10 ing from the use of personal email accounts or
11 servers outside the .gov domain, improve the
12 process to identify and remove inactive user ac-
13 counts, update and enforce guidance related to
14 the control of national security information, and
15 implement the recommendations of the applica-
16 ble reports of the cognizant Office of Inspector
17 General.

18 USE OF FUNDS IN CONTRAVENTION OF THIS ACT

19 SEC. 7017. If the President makes a determination
20 not to comply with any provision of this Act on constitu-
21 tional grounds, the head of the relevant Federal agency
22 shall notify the Committees on Appropriations in writing
23 within 5 days of such determination, the basis for such
24 determination and any resulting changes to program and
25 policy.

1 PROHIBITION ON FUNDING FOR ABORTIONS AND
2 INVOLUNTARY STERILIZATION

3 SEC. 7018. None of the funds made available to carry
4 out part I of the Foreign Assistance Act of 1961, as
5 amended, may be used to pay for the performance of abor-
6 tions as a method of family planning or to motivate or
7 coerce any person to practice abortions. None of the funds
8 made available to carry out part I of the Foreign Assist-
9 ance Act of 1961, as amended, may be used to pay for
10 the performance of involuntary sterilization as a method
11 of family planning or to coerce or provide any financial
12 incentive to any person to undergo sterilizations. None of
13 the funds made available to carry out part I of the Foreign
14 Assistance Act of 1961, as amended, may be used to pay
15 for any biomedical research which relates in whole or in
16 part, to methods of, or the performance of, abortions or
17 involuntary sterilization as a means of family planning.
18 None of the funds made available to carry out part I of
19 the Foreign Assistance Act of 1961, as amended, may be
20 obligated or expended for any country or organization if
21 the President certifies that the use of these funds by any
22 such country or organization would violate any of the
23 above provisions related to abortions and involuntary steri-
24 lizations.

1 ALLOCATIONS AND REPORTS

2 SEC. 7019. (a) ALLOCATION TABLES.—Subject to
3 subsection (b), funds appropriated by this Act under titles
4 III through V shall be made available in the amounts spe-
5 cifically designated in the respective tables included in the
6 explanatory statement described in section 3 (in the mat-
7 ter preceding division A of this consolidated Act): *Pro-*
8 *vided*, That such designated amounts for foreign countries
9 and international organizations shall serve as the amounts
10 for such countries and international organizations trans-
11 mitted to Congress in the report required by section
12 653(a) of the Foreign Assistance Act of 1961.

13 (b) AUTHORIZED DEVIATIONS.—Unless otherwise
14 provided for by this Act, the Secretary of State and the
15 Administrator of the United States Agency for Inter-
16 national Development, as applicable, may only deviate up
17 to 5 percent from the amounts specifically designated in
18 the respective tables included in the explanatory statement
19 described in section 3 (in the matter preceding division
20 A of this consolidated Act): *Provided*, That such percent-
21 age may be exceeded only to respond to significant, exi-
22 gent, or unforeseen events, or to address other exceptional
23 circumstances directly related to the national interest:
24 *Provided further*, That deviations pursuant to the previous
25 proviso shall be subject to prior consultation with, and the

1 regular notification procedures of, the Committees on Ap-
2 propriations.

3 (c) LIMITATION.—For specifically designated
4 amounts that are included, pursuant to subsection (a), in
5 the report required by section 653(a) of the Foreign As-
6 sistance Act of 1961, no deviations authorized by sub-
7 section (b) may take place until submission of such report.

8 (d) EXCEPTIONS.—Subsections (a) and (b) shall not
9 apply to—

10 (1) funds for which the initial period of avail-
11 ability has expired;

12 (2) amounts designated by this Act as min-
13 imum or maximum funding requirements;

14 (3) funds made available for a country pursuant
15 to section 7043(c) of this Act; and

16 (4) funds made available by this Act under the
17 heading “Foreign Military Financing Program” that
18 are made available for assistance for Pakistan.

19 (e) REPORTS.—The Secretary of State and the
20 USAID Administrator, as appropriate, shall submit the
21 reports required, in the manner described, in the report
22 accompanying this Act.

23 REPRESENTATION AND ENTERTAINMENT EXPENSES

24 SEC. 7020. (a) USES OF FUNDS.—Each Federal de-
25 partment, agency, or entity funded in titles I or II of this

1 Act, and the Department of the Treasury and independent
2 agencies funded in titles III or VI of this Act, shall take
3 steps to ensure that domestic and overseas representation
4 and entertainment expenses further official agency busi-
5 ness and United States foreign policy interests, and—

6 (1) are primarily for fostering relations outside
7 of the Executive Branch;

8 (2) are principally for meals and events of a
9 protocol nature;

10 (3) are not for employee-only events; and

11 (4) do not include activities that are substan-
12 tially of a recreational character.

13 (b) LIMITATIONS.—None of the funds appropriated
14 or otherwise made available by this Act under the head-
15 ings “International Military Education and Training” or
16 “Foreign Military Financing Program” for Informational
17 Program activities or under the headings “Global Health
18 Programs”, “Development Assistance”, “Economic Sup-
19 port Fund”, and “Assistance for Europe, Eurasia and
20 Central Asia” may be obligated or expended to pay for—

21 (1) alcoholic beverages; or

22 (2) entertainment expenses for activities that
23 are substantially of a recreational character, includ-
24 ing entrance fees at sporting events, theatrical and
25 musical productions, and amusement parks.

1 PROHIBITION ON ASSISTANCE TO GOVERNMENTS

2 SUPPORTING INTERNATIONAL TERRORISM

3 SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EX-

4 PORTS.—

5 (1) PROHIBITION.—None of the funds appro-
6 priated or otherwise made available under titles III
7 through VI of this Act may be made available to any
8 foreign government which provides lethal military
9 equipment to a country the government of which the
10 Secretary of State has determined supports inter-
11 national terrorism for purposes of section 6(j) of the
12 Export Administration Act of 1979 as continued in
13 effect pursuant to the International Emergency Eco-
14 nomic Powers Act: *Provided*, That the prohibition
15 under this section with respect to a foreign govern-
16 ment shall terminate 12 months after that govern-
17 ment ceases to provide such military equipment:
18 *Provided further*, That this section applies with re-
19 spect to lethal military equipment provided under a
20 contract entered into after October 1, 1997.

21 (2) DETERMINATION.—Assistance restricted by
22 paragraph (1) or any other similar provision of law,
23 may be furnished if the President determines that to
24 do so is important to the national interest of the
25 United States.

1 (3) REPORT.—Whenever the President makes a
2 determination pursuant to paragraph (2), the Presi-
3 dent shall submit to the Committees on Appropria-
4 tions a report with respect to the furnishing of such
5 assistance, including a detailed explanation of the
6 assistance to be provided, the estimated dollar
7 amount of such assistance, and an explanation of
8 how the assistance furthers United States national
9 interest.

10 (b) BILATERAL ASSISTANCE.—

11 (1) LIMITATIONS.—Funds appropriated for bi-
12 lateral assistance in titles III through VI of this Act
13 and funds appropriated under any such title in prior
14 Acts making appropriations for the Department of
15 State, foreign operations, and related programs,
16 shall not be made available to any foreign govern-
17 ment which the President determines—

18 (A) grants sanctuary from prosecution to
19 any individual or group which has committed
20 an act of international terrorism;

21 (B) otherwise supports international ter-
22 rorism; or

23 (C) is controlled by an organization des-
24 ignated as a terrorist organization under sec-

1 tion 219 of the Immigration and Nationality
2 Act (8 U.S.C. 1189).

3 (2) WAIVER.—The President may waive the ap-
4 plication of paragraph (1) to a government if the
5 President determines that national security or hu-
6 manitarian reasons justify such waiver: *Provided*,
7 That the President shall publish each such waiver in
8 the Federal Register and, at least 15 days before the
9 waiver takes effect, shall notify the Committees on
10 Appropriations of the waiver (including the justifica-
11 tion for the waiver) in accordance with the regular
12 notification procedures of the Committees on Appro-
13 priations.

14 AUTHORIZATION REQUIREMENTS

15 SEC. 7022. Funds appropriated by this Act, except
16 funds appropriated under the heading “Trade and Devel-
17 opment Agency”, may be obligated and expended notwith-
18 standing section 10 of Public Law 91–672 (22 U.S.C.
19 2412), section 15 of the State Department Basic Authori-
20 ties Act of 1956 (22 U.S.C. 2680), section 313 of the For-
21 eign Relations Authorization Act, Fiscal Years 1994 and
22 1995 (22 U.S.C. 6212), and section 504(a)(1) of the Na-
23 tional Security Act of 1947 (50 U.S.C. 3094(a)(1)).

1 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

2 SEC. 7023. For the purpose of titles II through VI
3 of this Act “program, project, and activity” shall be de-
4 fined at the appropriations Act account level and shall in-
5 clude all appropriations and authorizations Acts funding
6 directives, ceilings, and limitations with the exception that
7 for the following accounts: “Economic Support Fund”,
8 “Assistance for Europe, Eurasia and Central Asia”, and
9 “Foreign Military Financing Program”, “program,
10 project, and activity” shall also be considered to include
11 country, regional, and central program level funding with-
12 in each such account; and for the development assistance
13 accounts of the United States Agency for International
14 Development, “program, project, and activity” shall also
15 be considered to include central, country, regional, and
16 program level funding, either as—

17 (1) justified to Congress; or

18 (2) allocated by the Executive Branch in ac-
19 cordance with a report, to be provided to the Com-
20 mittees on Appropriations within 30 days after en-
21 actment of this Act, as required by section 653(a)
22 of the Foreign Assistance Act of 1961 or as modi-
23 fied pursuant to section 7019 of this Act.

1 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
2 FOUNDATION AND UNITED STATES AFRICAN DEVEL-
3 OPMENT FOUNDATION

4 SEC. 7024. Unless expressly provided to the contrary,
5 provisions of this or any other Act, including provisions
6 contained in prior Acts authorizing or making appropria-
7 tions for the Department of State, foreign operations, and
8 related programs, shall not be construed to prohibit activi-
9 ties authorized by or conducted under the Peace Corps
10 Act, the Inter-American Foundation Act or the African
11 Development Foundation Act: *Provided*, That prior to con-
12 ducting activities in a country for which assistance is pro-
13 hibited, the agency shall consult with the Committees on
14 Appropriations and report to such Committees within 15
15 days of taking such action.

16 COMMERCE, TRADE AND SURPLUS COMMODITIES

17 SEC. 7025. (a) WORLD MARKETS.—None of the
18 funds appropriated or made available pursuant to titles
19 III through VI of this Act for direct assistance and none
20 of the funds otherwise made available to the Export-Im-
21 port Bank and the Overseas Private Investment Corpora-
22 tion shall be obligated or expended to finance any loan,
23 any assistance, or any other financial commitments for es-
24 tablishing or expanding production of any commodity for
25 export by any country other than the United States, if

1 the commodity is likely to be in surplus on world markets
2 at the time the resulting productive capacity is expected
3 to become operative and if the assistance will cause sub-
4 stantial injury to United States producers of the same,
5 similar, or competing commodity: *Provided*, That such
6 prohibition shall not apply to the Export-Import Bank if
7 in the judgment of its Board of Directors the benefits to
8 industry and employment in the United States are likely
9 to outweigh the injury to United States producers of the
10 same, similar, or competing commodity, and the Chairman
11 of the Board so notifies the Committees on Appropria-
12 tions: *Provided further*, That this subsection shall not pro-
13 hibit—

14 (1) activities in a country that is eligible for as-
15 sistance from the International Development Asso-
16 ciation, is not eligible for assistance from the Inter-
17 national Bank for Reconstruction and Development,
18 and does not export on a consistent basis the agri-
19 cultural commodity with respect to which assistance
20 is furnished; or

21 (2) activities in a country the President deter-
22 mines is recovering from widespread conflict, a hu-
23 manitarian crisis, or a complex emergency.

24 (b) EXPORTS.—None of the funds appropriated by
25 this or any other Act to carry out chapter 1 of part I

1 of the Foreign Assistance Act of 1961 shall be available
2 for any testing or breeding feasibility study, variety im-
3 provement or introduction, consultancy, publication, con-
4 ference, or training in connection with the growth or pro-
5 duction in a foreign country of an agricultural commodity
6 for export which would compete with a similar commodity
7 grown or produced in the United States: *Provided*, That
8 this subsection shall not prohibit—

9 (1) activities designed to increase food security
10 in developing countries where such activities will not
11 have a significant impact on the export of agricul-
12 tural commodities of the United States;

13 (2) research activities intended primarily to
14 benefit United States producers;

15 (3) activities in a country that is eligible for as-
16 sistance from the International Development Asso-
17 ciation, is not eligible for assistance from the Inter-
18 national Bank for Reconstruction and Development,
19 and does not export on a consistent basis the agri-
20 cultural commodity with respect to which assistance
21 is furnished; or

22 (4) activities in a country the President deter-
23 mines is recovering from widespread conflict, a hu-
24 manitarian crisis, or a complex emergency.

1 (c) INTERNATIONAL FINANCIAL INSTITUTIONS.—
 2 The Secretary of the Treasury shall instruct the United
 3 States executive directors of the international financial in-
 4 stitutions to use the voice and vote of the United States
 5 to oppose any assistance by such institutions, using funds
 6 appropriated or made available by this Act, for the produc-
 7 tion or extraction of any commodity or mineral for export,
 8 if it is in surplus on world markets and if the assistance
 9 will cause substantial injury to United States producers
 10 of the same, similar, or competing commodity.

11 SEPARATE ACCOUNTS

12 SEC. 7026. (a) SEPARATE ACCOUNTS FOR LOCAL
 13 CURRENCIES.—

14 (1) AGREEMENTS.—If assistance is furnished to
 15 the government of a foreign country under chapters
 16 1 and 10 of part I or chapter 4 of part II of the
 17 Foreign Assistance Act of 1961 under agreements
 18 which result in the generation of local currencies of
 19 that country, the Administrator of the United States
 20 Agency for International Development shall—

21 (A) require that local currencies be depos-
 22 ited in a separate account established by that
 23 government;

24 (B) enter into an agreement with that gov-
 25 ernment which sets forth—

1 (i) the amount of the local currencies
2 to be generated; and

3 (ii) the terms and conditions under
4 which the currencies so deposited may be
5 utilized, consistent with this section; and

6 (C) establish by agreement with that gov-
7 ernment the responsibilities of USAID and that
8 government to monitor and account for deposits
9 into and disbursements from the separate ac-
10 count.

11 (2) USES OF LOCAL CURRENCIES.—As may be
12 agreed upon with the foreign government, local cur-
13 rencies deposited in a separate account pursuant to
14 subsection (a), or an equivalent amount of local cur-
15 rencies, shall be used only—

16 (A) to carry out chapter 1 or 10 of part
17 I or chapter 4 of part II of the Foreign Assist-
18 ance Act of 1961 (as the case may be), for such
19 purposes as—

20 (i) project and sector assistance activi-
21 ties; or

22 (ii) debt and deficit financing; or

23 (B) for the administrative requirements of
24 the United States Government.

1 (3) PROGRAMMING ACCOUNTABILITY.—USAID
2 shall take all necessary steps to ensure that the
3 equivalent of the local currencies disbursed pursuant
4 to subsection (a)(2)(A) from the separate account
5 established pursuant to subsection (a)(1) are used
6 for the purposes agreed upon pursuant to subsection
7 (a)(2).

8 (4) TERMINATION OF ASSISTANCE PRO-
9 GRAMS.—Upon termination of assistance to a coun-
10 try under chapter 1 or 10 of part I or chapter 4 of
11 part II of the Foreign Assistance Act of 1961 (as
12 the case may be), any unencumbered balances of
13 funds which remain in a separate account estab-
14 lished pursuant to subsection (a) shall be disposed of
15 for such purposes as may be agreed to by the gov-
16 ernment of that country and the United States Gov-
17 ernment.

18 (5) REPORT.—The USAID Administrator shall
19 report as part of the congressional budget justifica-
20 tion submitted to the Committees on Appropriations
21 on the use of local currencies for the administrative
22 requirements of the United States Government as
23 authorized in subsection (a)(2)(B), and such report
24 shall include the amount of local currency (and

1 United States dollar equivalent) used or to be used
2 for such purpose in each applicable country.

3 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

4 (1) IN GENERAL.—If assistance is made avail-
5 able to the government of a foreign country, under
6 chapter 1 or 10 of part I or chapter 4 of part II of
7 the Foreign Assistance Act of 1961, as cash transfer
8 assistance or as nonproject sector assistance, that
9 country shall be required to maintain such funds in
10 a separate account and not commingle with any
11 other funds.

12 (2) APPLICABILITY OF OTHER PROVISIONS OF
13 LAW.—Such funds may be obligated and expended
14 notwithstanding provisions of law which are incon-
15 sistent with the nature of this assistance including
16 provisions which are referenced in the Joint Explan-
17 atory Statement of the Committee of Conference ac-
18 companying House Joint Resolution 648 (House Re-
19 port No. 98–1159).

20 (3) NOTIFICATION.—At least 15 days prior to
21 obligating any such cash transfer or nonproject sec-
22 tor assistance, the President shall submit a notifica-
23 tion through the regular notification procedures of
24 the Committees on Appropriations, which shall in-
25 clude a detailed description of how the funds pro-

1 posed to be made available will be used, with a dis-
2 cussion of the United States interests that will be
3 served by such assistance (including, as appropriate,
4 a description of the economic policy reforms that will
5 be promoted by such assistance).

6 (4) EXEMPTION.—Nonproject sector assistance
7 funds may be exempt from the requirements of para-
8 graph (1) only through the regular notification pro-
9 cedures of the Committees on Appropriations.

10 ELIGIBILITY FOR ASSISTANCE

11 SEC. 7027. (a) ASSISTANCE THROUGH NONGOVERN-
12 MENTAL ORGANIZATIONS.—Restrictions contained in this
13 or any other Act with respect to assistance for a country
14 shall not be construed to restrict assistance in support of
15 programs of nongovernmental organizations from funds
16 appropriated by this Act to carry out the provisions of
17 chapters 1, 10, 11, and 12 of part I and chapter 4 of
18 part II of the Foreign Assistance Act of 1961 and from
19 funds appropriated under the heading “Assistance for Eu-
20 rope, Eurasia and Central Asia”: *Provided*, That before
21 using the authority of this subsection to furnish assistance
22 in support of programs of nongovernmental organizations,
23 the President shall notify the Committees on Appropria-
24 tions pursuant to the regular notification procedures, in-
25 cluding a description of the program to be assisted, the

1 assistance to be provided, and the reasons for furnishing
2 such assistance: *Provided further*, That nothing in this
3 subsection shall be construed to alter any existing statu-
4 tory prohibitions against abortion or involuntary steriliza-
5 tions contained in this or any other Act.

6 (b) PUBLIC LAW 480.—During fiscal year 2019, re-
7 strictions contained in this or any other Act with respect
8 to assistance for a country shall not be construed to re-
9 strict assistance under the Food for Peace Act (Public
10 Law 83–480; 7 U.S.C. 1721 et seq.): *Provided*, That none
11 of the funds appropriated to carry out title I of such Act
12 and made available pursuant to this subsection may be
13 obligated or expended except as provided through the reg-
14 ular notification procedures of the Committees on Appro-
15 priations.

16 (c) EXCEPTION.—This section shall not apply—

17 (1) with respect to section 620A of the Foreign
18 Assistance Act of 1961 or any comparable provision
19 of law prohibiting assistance to countries that sup-
20 port international terrorism; or

21 (2) with respect to section 116 of the Foreign
22 Assistance Act of 1961 or any comparable provision
23 of law prohibiting assistance to the government of a
24 country that violates internationally recognized
25 human rights.

1 LOCAL COMPETITION

2 SEC. 7028. (a) REQUIREMENTS FOR EXCEPTIONS TO
3 COMPETITION FOR LOCAL ENTITIES.—Funds appro-
4 priated by this Act that are made available to the United
5 States Agency for International Development may only be
6 made available for limited competitions through local enti-
7 ties if—

8 (1) prior to the determination to limit competi-
9 tion to local entities, USAID has—

10 (A) assessed the level of local capacity to
11 effectively implement, manage, and account for
12 programs included in such competition; and

13 (B) documented the written results of the
14 assessment and decisions made; and

15 (2) prior to making an award after limiting
16 competition to local entities—

17 (A) each successful local entity has been
18 determined to be responsible in accordance with
19 USAID guidelines; and

20 (B) effective monitoring and evaluation
21 systems are in place to ensure that award fund-
22 ing is used for its intended purposes; and

23 (3) no level of acceptable fraud is assumed.

24 (b) REPORT.—In addition to the requirements of sub-
25 section (a)(1), the USAID Administrator shall report to

1 the appropriate congressional committees not later than
2 45 days after the end of fiscal year 2019 on all awards
3 subject to limited or no competition for local entities: *Pro-*
4 *vided*, That such report shall be posted on the USAID
5 website: *Provided further*, That the requirements of this
6 subsection shall only apply to awards in excess of
7 \$3,000,000 and sole source awards to local entities in ex-
8 cess of \$2,000,000.

9 (c) EXTENSION OF PROCUREMENT AUTHORITY.—
10 Section 7077 of the Department of State, Foreign Oper-
11 ations, and Related Programs Appropriations Act, 2012
12 (division I of Public Law 112–74) shall continue in effect
13 during fiscal year 2019.

14 INTERNATIONAL FINANCIAL INSTITUTIONS

15 SEC. 7029. (a) EVALUATIONS AND REPORT.—The
16 Secretary of the Treasury shall instruct the United States
17 executive director of each international financial institu-
18 tion to seek to require that such institution adopts and
19 implements a publicly available policy, including the stra-
20 tegic use of peer reviews and external experts, to conduct
21 independent, in-depth evaluations of the effectiveness of
22 at least 25 percent of all loans, grants, programs, and sig-
23 nificant analytical non-lending activities in advancing the
24 institution’s goals of reducing poverty and promoting equi-
25 table economic growth, consistent with relevant safe-

1 guards, to ensure that decisions to support such loans,
2 grants, programs, and activities are based on accurate
3 data and objective analysis: *Provided*, That not later than
4 45 days after enactment of this Act, the Secretary shall
5 submit a report to the Committees on Appropriations on
6 steps taken in fiscal year 2018 by the United States execu-
7 tive directors and the international financial institutions
8 consistent with this subsection compared to the previous
9 fiscal year.

10 (b) SAFEGUARDS.—

11 (1) The Secretary of the Treasury shall instruct
12 the United States Executive Director of the Inter-
13 national Bank for Reconstruction and Development
14 and the International Development Association to
15 vote against any loan, grant, policy, or strategy if
16 such institution has adopted and is implementing
17 any social or environmental safeguard relevant to
18 such loan, grant, policy, or strategy that provides
19 less protection than World Bank safeguards in effect
20 on September 30, 2015.

21 (2) The Secretary of the Treasury should in-
22 struct the United States executive director of each
23 international financial institution to vote against
24 loans or other financing for projects unless such
25 projects—

1 (A) provide for accountability and trans-
2 parency, including the collection, verification
3 and publication of beneficial ownership informa-
4 tion related to extractive industries and on-site
5 monitoring during the life of the project;

6 (B) will be developed and carried out in ac-
7 cordance with best practices regarding environ-
8 mental conservation; cultural protection; and
9 empowerment of local populations, including
10 free, prior and informed consent of affected in-
11 digenous communities;

12 (C) do not provide incentives for, or facili-
13 tate, forced displacement; and

14 (D) do not partner with or otherwise in-
15 volve enterprises owned or controlled by the
16 armed forces.

17 (e) COMPENSATION.—None of the funds appro-
18 priated under title V of this Act may be made as payment
19 to any international financial institution while the United
20 States executive director to such institution is com-
21 pensated by the institution at a rate which, together with
22 whatever compensation such executive director receives
23 from the United States, is in excess of the rate provided
24 for an individual occupying a position at level IV of the
25 Executive Schedule under section 5315 of title 5, United

1 States Code, or while any alternate United States execu-
2 tive director to such institution is compensated by the in-
3 stitution at a rate in excess of the rate provided for an
4 individual occupying a position at level V of the Executive
5 Schedule under section 5316 of title 5, United States
6 Code.

7 (d) HUMAN RIGHTS.—The Secretary of the Treasury
8 shall instruct the United States executive director of each
9 international financial institution to promote human
10 rights due diligence and risk management, as appropriate,
11 in connection with any loan, grant, policy, or strategy of
12 such institution in accordance with the criteria specified
13 under this subsection in Senate report 115-282: *Provided*,
14 That prior to voting on any such loan, grant, policy, or
15 strategy the executive director shall consult with the As-
16 sistant Secretary for Democracy, Human Rights, and
17 Labor, Department of State, if the executive director has
18 reason to believe that such loan, grant, policy, or strategy
19 could result in forced displacement or other violation of
20 human rights.

21 (e) FRAUD AND CORRUPTION.—The Secretary of the
22 Treasury shall instruct the United States executive direc-
23 tor of each international financial institution to promote
24 in loan, grant, and other financing agreements improve-
25 ments in borrowing countries' financial management and

1 judicial capacity to investigate, prosecute, and punish
2 fraud and corruption.

3 (f) BENEFICIAL OWNERSHIP INFORMATION.—The
4 Secretary of the Treasury shall instruct the United States
5 executive director of each international financial institu-
6 tion to seek to require that such institution collects,
7 verifies, and publishes, to the maximum extent practicable,
8 beneficial ownership information (excluding proprietary
9 information) for any corporation or limited liability com-
10 pany, other than a publicly listed company, that receives
11 funds from any such financial institution: *Provided*, That
12 not later than 45 days after enactment of this Act, the
13 Secretary shall submit a report to the Committees on Ap-
14 propriations on steps taken in fiscal year 2018 by the
15 United States executive directors and the international fi-
16 nancial institutions consistent with this subsection com-
17 pared to the previous fiscal year.

18 (g) WHISTLEBLOWER PROTECTIONS.—The Secretary
19 of the Treasury shall instruct the United States executive
20 director of each international financial institution to seek
21 to require that each such institution is effectively imple-
22 menting and enforcing policies and procedures which re-
23 flect best practices for the protection of whistleblowers
24 from retaliation, including best practices for—

- 1 (1) protection against retaliation for internal
2 and lawful public disclosure;
- 3 (2) legal burdens of proof;
- 4 (3) statutes of limitation for reporting retalia-
5 tion;
- 6 (4) access to independent adjudicative bodies,
7 including external arbitration; and
- 8 (5) results that eliminate the effects of proven
9 retaliation.

10 DEBT-FOR-DEVELOPMENT

11 SEC. 7030. In order to enhance the continued partici-
12 pation of nongovernmental organizations in debt-for-devel-
13 opment and debt-for-nature exchanges, a nongovern-
14 mental organization which is a grantee or contractor of
15 the United States Agency for International Development
16 may place in interest bearing accounts local currencies
17 which accrue to that organization as a result of economic
18 assistance provided under title III of this Act and, subject
19 to the regular notification procedures of the Committees
20 on Appropriations, any interest earned on such investment
21 shall be used for the purpose for which the assistance was
22 provided to that organization.

23 FINANCIAL MANAGEMENT AND BUDGET TRANSPARENCY

24 SEC. 7031. (a) LIMITATION ON DIRECT GOVERN-
25 MENT-TO-GOVERNMENT ASSISTANCE.—

1 (1) REQUIREMENTS.—Funds appropriated by
2 this Act may be made available for direct govern-
3 ment-to-government assistance only if—

4 (A)(i) each implementing agency or min-
5 istry to receive assistance has been assessed
6 and is considered to have the systems required
7 to manage such assistance and any identified
8 vulnerabilities or weaknesses of such agency or
9 ministry have been addressed;

10 (ii) the recipient agency or ministry em-
11 ploys and utilizes staff with the necessary tech-
12 nical, financial, and management capabilities;

13 (iii) the recipient agency or ministry has
14 adopted competitive procurement policies and
15 systems;

16 (iv) effective monitoring and evaluation
17 systems are in place to ensure that such assist-
18 ance is used for its intended purposes;

19 (v) no level of acceptable fraud is assumed;
20 and

21 (vi) the government of the recipient coun-
22 try is taking steps to publicly disclose on an an-
23 nual basis its national budget, to include in-
24 come and expenditures, that are in addition to
25 steps taken in the previous calendar year;

1 (B) the recipient government is in compli-
2 ance with the principles set forth in section
3 7013 of this Act;

4 (C) the recipient agency or ministry is not
5 headed or controlled by an organization des-
6 ignated as a foreign terrorist organization
7 under section 219 of the Immigration and Na-
8 tionality Act (8 U.S.C. 1189);

9 (D) the Government of the United States
10 and the government of the recipient country
11 have agreed, in writing, on clear and achievable
12 objectives for the use of such assistance, which
13 should be made available on a cost-reimbursable
14 basis; and

15 (E) the recipient government is taking
16 steps to protect the rights of civil society, in-
17 cluding freedoms of expression, association, and
18 assembly.

19 (2) CONSULTATION AND NOTIFICATION.—In
20 addition to the requirements in paragraph (1), no
21 funds may be made available for direct government-
22 to-government assistance without prior consultation
23 with, and notification of, the Committees on Appro-
24 priations: *Provided*, That such notification shall con-
25 tain an explanation of how the proposed activity

1 meets the requirements of paragraph (1): *Provided*
2 *further*, That the requirements of this paragraph
3 shall only apply to direct government-to-government
4 assistance in excess of \$10,000,000 and all funds
5 available for cash transfer, budget support, and cash
6 payments to individuals.

7 (3) SUSPENSION OF ASSISTANCE.—The Admin-
8 istrator of the United States Agency for Inter-
9 national Development or the Secretary of State, as
10 appropriate, shall suspend any direct government-to-
11 government assistance if the Administrator or the
12 Secretary has credible information of material mis-
13 use of such assistance, unless the Administrator or
14 the Secretary reports to the Committees on Appro-
15 priations that it is in the national interest of the
16 United States to continue such assistance, including
17 a justification, or that such misuse has been appro-
18 priately addressed.

19 (4) SUBMISSION OF INFORMATION.—The Sec-
20 retary of State shall submit to the Committees on
21 Appropriations, concurrent with the fiscal year 2020
22 congressional budget justification materials, amounts
23 planned for assistance described in paragraph (1) by
24 country, proposed funding amount, source of funds,
25 and type of assistance.

1 (5) REPORT.—Not later than 90 days after en-
2 actment of this Act and every 6 months thereafter
3 until September 30, 2020, the USAID Adminis-
4 trator shall submit to the Committees on Appropria-
5 tions a report that—

6 (A) details all assistance described in para-
7 graph (1) provided during the previous 6-month
8 period by country, funding amount, source of
9 funds, and type of such assistance; and

10 (B) the type of procurement instrument or
11 mechanism utilized and whether the assistance
12 was provided on a reimbursable basis.

13 (6) DEBT SERVICE PAYMENT PROHIBITION.—
14 None of the funds made available by this Act may
15 be used by the government of any foreign country
16 for debt service payments owed by any country to
17 any international financial institution.

18 (b) NATIONAL BUDGET AND CONTRACT TRANS-
19 PARENCY.—

20 (1) MINIMUM REQUIREMENTS OF FISCAL
21 TRANSPARENCY.—The Secretary of State shall con-
22 tinue to update and strengthen the “minimum re-
23 quirements of fiscal transparency” for each govern-
24 ment receiving assistance appropriated by this Act,
25 as identified in the report required by section

1 7031(b) of the Department of State, Foreign Oper-
2 ations, and Related Programs Appropriations Act,
3 2014 (division K of Public Law 113–76).

4 (2) DEFINITION.—For purposes of paragraph
5 (1), “minimum requirements of fiscal transparency”
6 are requirements consistent with those in subsection
7 (a)(1), and the public disclosure of national budget
8 documentation (to include receipts and expenditures
9 by ministry) and government contracts and licenses
10 for natural resource extraction (to include bidding
11 and concession allocation practices).

12 (3) DETERMINATION AND REPORT.—For each
13 government identified pursuant to paragraph (1),
14 the Secretary of State, not later than 180 days after
15 enactment of this Act, shall make or update any de-
16 termination of “significant progress” or “no signifi-
17 cant progress” in meeting the minimum require-
18 ments of fiscal transparency, and make such deter-
19 minations publicly available in an annual “Fiscal
20 Transparency Report” to be posted on the Depart-
21 ment of State website: *Provided*, That the Secretary
22 shall identify the significant progress made by each
23 such government to publicly disclose national budget
24 documentation, contracts, and licenses which are ad-
25 ditional to such information disclosed in previous fis-

1 cal years, and include specific recommendations of
2 short- and long-term steps such government should
3 take to improve fiscal transparency: *Provided fur-*
4 *ther*, That the annual report shall include a detailed
5 description of how funds appropriated by this Act
6 are being used to improve fiscal transparency, and
7 identify benchmarks for measuring progress.

8 (4) ASSISTANCE.—Funds appropriated under
9 title III of this Act shall be made available for pro-
10 grams and activities to assist governments identified
11 pursuant to paragraph (1) to improve budget trans-
12 parency and to support civil society organizations in
13 such countries that promote budget transparency:
14 *Provided*, That such sums shall be in addition to
15 funds otherwise available for such purposes: *Pro-*
16 *vided further*, That a description of the uses of such
17 funds shall be included in the annual “Fiscal Trans-
18 parency Report” required by paragraph (3).

19 (c) ANTI-KLEPTOCRACY AND HUMAN RIGHTS.—

20 (1) INELIGIBILITY.—

21 (A) Officials of foreign governments and
22 their immediate family members about whom
23 the Secretary of State has credible information
24 have been involved in significant corruption, in-
25 cluding corruption related to the extraction of

1 natural resources, or a gross violation of human
2 rights shall be ineligible for entry into the
3 United States.

4 (B) The Secretary shall also publicly or
5 privately designate or identify officials of for-
6 eign governments and their immediate family
7 members about whom the Secretary has such
8 credible information without regard to whether
9 the individual has applied for a visa.

10 (2) EXCEPTION.—Individuals shall not be ineli-
11 gible if entry into the United States would further
12 important United States law enforcement objectives
13 or is necessary to permit the United States to fulfill
14 its obligations under the United Nations Head-
15 quarters Agreement: *Provided*, That nothing in
16 paragraph (1) shall be construed to derogate from
17 United States Government obligations under applica-
18 ble international agreements.

19 (3) WAIVER.—The Secretary may waive the ap-
20 plication of paragraph (1) with respect to an indi-
21 vidual, and only if the Secretary determines that the
22 waiver would serve a compelling national interest or
23 that the circumstances which caused the individual
24 to be ineligible have changed sufficiently.

1 (4) REPORT.—Not later than 6 months after
2 enactment of this Act, the Secretary of State shall
3 submit a report, including a classified annex if nec-
4 essary, to the Committees on Appropriations and the
5 Committees on the Judiciary describing the informa-
6 tion related to corruption or violation of human
7 rights concerning each of the individuals found ineli-
8 gible in the previous 12 months pursuant to para-
9 graph (1)(A) as well as the individuals who the Sec-
10 retary designated or identified pursuant to para-
11 graph (1)(B), or who would be ineligible but for the
12 application of paragraph (2), a list of any waivers
13 provided under paragraph (3), and the justification
14 for each waiver.

15 (5) POSTING OF REPORT.—Any unclassified
16 portion of the report required under paragraph (4)
17 shall be posted on the Department of State website.

18 (6) CLARIFICATION.—For purposes of para-
19 graphs (1)(B), (4), and (5), the records of the De-
20 partment of State and of diplomatic and consular of-
21 fices of the United States pertaining to the issuance
22 or refusal of visas or permits to enter the United
23 States shall not be considered confidential.

24 (d) EXTRACTION OF NATURAL RESOURCES.—

1 (1) ASSISTANCE.—Funds appropriated by this
2 Act shall be made available to promote and support
3 transparency and accountability of expenditures and
4 revenues related to the extraction of natural re-
5 sources, including by strengthening implementation
6 and monitoring of the Extractive Industries Trans-
7 parency Initiative, implementing and enforcing sec-
8 tion 8204 of the Food, Conservation, and Energy
9 Act of 2008 (Public Law 110–246; 122 Stat. 2052)
10 and the amendments made by such section, and to
11 prevent the sale of conflict diamonds, and provide
12 technical assistance to promote independent audit
13 mechanisms and support civil society participation in
14 natural resource management.

15 (2) UNITED STATES POLICY.—

16 (A) The Secretary of the Treasury shall in-
17 form the management of the international fi-
18 nancial institutions, and post on the Depart-
19 ment of the Treasury website, that it is the pol-
20 icy of the United States to vote against any as-
21 sistance by such institutions (including any
22 loan, credit, grant, or guarantee) to any coun-
23 try for the extraction and export of a natural
24 resource if the government of such country has
25 in place laws, regulations, or procedures to pre-

1 vent or limit the public disclosure of company
2 payments as required by United States law, and
3 unless such government has adopted laws, regu-
4 lations, or procedures in the sector in which as-
5 sistance is being considered for—

6 (i) accurately accounting for and pub-
7 lic disclosure of payments to the host gov-
8 ernment by companies involved in the ex-
9 traction and export of natural resources;

10 (ii) the independent auditing of ac-
11 counts receiving such payments and public
12 disclosure of the findings of such audits;
13 and

14 (iii) public disclosure of such docu-
15 ments as Host Government Agreements,
16 Concession Agreements, and bidding docu-
17 ments, allowing in any such dissemination
18 or disclosure for the redaction of, or excep-
19 tions for, information that is commercially
20 proprietary or that would create competi-
21 tive disadvantage.

22 (B) The requirements of subparagraph (A)
23 shall not apply to assistance for the purpose of
24 building the capacity of such government to
25 meet the requirements of this subparagraph.

1 (e) FOREIGN ASSISTANCE WEBSITE.—Funds appro-
2 priated by this Act under titles I and II, and funds made
3 available for any independent agency in title III, as appro-
4 priate, shall be made available to support the provision
5 of additional information on United States Government
6 foreign assistance on the Department of State foreign as-
7 sistance website: *Provided*, That all Federal agencies fund-
8 ed under this Act shall provide such information on for-
9 eign assistance, upon request, to the Department of State.

10 DEMOCRACY PROGRAMS

11 SEC. 7032. (a) FUNDING.—

12 (1) IN GENERAL.—Of the funds appropriated
13 by this Act under the headings “Development As-
14 sistance”, “Economic Support Fund”, “Democracy
15 Fund”, “Assistance for Europe, Eurasia and Cen-
16 tral Asia”, and “International Narcotics Control and
17 Law Enforcement”, not less than \$2,400,000,000
18 shall be made available for democracy programs.

19 (2) PROGRAMS.—Of the funds made available
20 for democracy programs under the headings “Eco-
21 nomic Support Fund”, “Assistance for Europe, Eur-
22 asia and Central Asia”, and “International Nar-
23 cotics Control and Law Enforcement” pursuant to
24 paragraph (1), not less than \$89,540,000 shall be

1 made available to the Bureau of Democracy, Human
2 Rights, and Labor, Department of State.

3 (b) **AUTHORITY.**—Funds made available by this Act
4 for democracy programs may be made available notwith-
5 standing any other provision of law, and with regard to
6 the National Endowment for Democracy, any regulation.

7 (c) **DEFINITION OF DEMOCRACY PROGRAMS.**—For
8 purposes of funds appropriated by this Act, the term “de-
9 mocracy programs” means programs that support good
10 governance, credible and competitive elections, freedom of
11 expression, association, assembly, and religion, human
12 rights, labor rights, independent media, and the rule of
13 law, and that otherwise strengthen the capacity of demo-
14 cratic political parties, governments, nongovernmental or-
15 ganizations and institutions, and citizens to support the
16 development of democratic states, and institutions that are
17 responsive and accountable to citizens.

18 (d) **RESTRICTION ON PRIOR APPROVAL.**—With re-
19 spect to the provision of assistance for democracy pro-
20 grams in this Act, the organizations implementing such
21 assistance, the specific nature of that assistance, and the
22 participants in such programs shall not be subject to the
23 prior approval by the government of any foreign country:
24 *Provided*, That the Secretary of State, in coordination
25 with the USAID Administrator, shall report to the Com-

1 mittees on Appropriations, not later than 120 days after
2 enactment of this Act, detailing steps taken by the Depart-
3 ment of State and USAID to comply with the require-
4 ments of this subsection.

5 (e) CONTINUATION OF CURRENT PRACTICES.—
6 USAID shall continue to implement civil society and polit-
7 ical competition and consensus building programs abroad
8 with funds appropriated by this Act in a manner that rec-
9 ognizes the unique benefits of grants and cooperative
10 agreements in implementing such programs: *Provided*,
11 That nothing in this paragraph shall be construed to af-
12 fect the ability of any entity, including United States small
13 businesses, from competing for proposals for USAID-
14 funded civil society and political competition and con-
15 sensus building programs.

16 (f) INFORMING THE NATIONAL ENDOWMENT FOR
17 DEMOCRACY.—The Assistant Secretary for Democracy,
18 Human Rights, and Labor, Department of State, and the
19 Assistant Administrator for Democracy, Conflict, and Hu-
20 manitarian Assistance, USAID, shall regularly inform the
21 National Endowment for Democracy of democracy pro-
22 grams that are planned and supported by funds made
23 available by this Act and prior Acts making appropriations
24 for the Department of State, foreign operations, and re-
25 lated programs.

1 (g) PROTECTION OF CIVIL SOCIETY ACTIVISTS AND
2 JOURNALISTS.—Of the funds appropriated by this Act
3 under the headings “Economic Support Fund” and “De-
4 mocracy Fund”, not less than \$15,000,000 shall be made
5 available for the Human Rights Defenders Fund to sup-
6 port and protect civil society activists who have been
7 threatened, harassed, or attacked, consistent with the ac-
8 tion plan required by section 7032(i)(1) of the Depart-
9 ment of State, Foreign Operations, and Related Programs
10 Appropriations Act, 2018 (division K of Public Law 115–
11 141): *Provided*, That such funds may only be made avail-
12 able following consultation with the Committees on Appro-
13 priations: *Provided further*, That such funds shall be allo-
14 cated to, and administered by, the Bureau of Democracy,
15 Human Rights, and Labor, Department of State, in con-
16 sultation, as appropriate, with relevant bureaus and of-
17 fices of the Department of State and USAID, and are in
18 addition to amounts otherwise made available for such
19 purposes.

20 INTERNATIONAL RELIGIOUS FREEDOM

21 SEC. 7033. (a) INTERNATIONAL RELIGIOUS FREE-
22 DOM OFFICE AND SPECIAL ENVOY TO PROMOTE RELI-
23 GIOUS FREEDOM.—

24 (1) OPERATIONS.—Funds appropriated by this
25 Act under the heading “Diplomatic Programs” shall

1 be made available for the Office of International Re-
2 ligious Freedom, Bureau of Democracy, Human
3 Rights, and Labor, Department of State, and the
4 Special Envoy to Promote Religious Freedom of Re-
5 ligious Minorities in the Near East and South Cen-
6 tral Asia, as authorized in the Near East and South
7 Central Asia Religious Freedom Act of 2014 (Public
8 Law 113–161), including for support staff at not
9 less than the amounts specified for such offices in
10 the table under such heading in the report accom-
11 panying this Act.

12 (2) CURRICULUM.—Funds appropriated under
13 the heading “Diplomatic Programs” and designated
14 for the Office of International Religious Freedom
15 shall be made available for the development and im-
16 plementation of an international religious freedom
17 curriculum in accordance with section 708(a)(2) of
18 the Foreign Service Act of 1980 (22 U.S.C.
19 4028(a)(2)).

20 (b) ASSISTANCE.—

21 (1) INTERNATIONAL RELIGIOUS FREEDOM PRO-
22 GRAMS.—Of the funds appropriated by this Act
23 under the heading “Democracy Fund” and available
24 for the Human Rights and Democracy Fund, not
25 less than \$10,000,000 shall be made available for

1 international religious freedom programs: *Provided*,
2 That the Ambassador-at-Large for International Re-
3 ligious Freedom shall consult with the Committees
4 on Appropriations on the uses of such funds.

5 (2) PROTECTION AND INVESTIGATION PRO-
6 GRAMS.—Of the funds appropriated by this Act
7 under the heading “Economic Support Fund”, not
8 less than \$10,000,000 shall be made available for
9 programs to protect vulnerable and persecuted reli-
10 gious minorities: *Provided*, That a portion of such
11 funds shall be made available for programs to inves-
12 tigate the persecution of such minorities by govern-
13 ments and non-state actors and for the public dis-
14 semination of information collected on such persecu-
15 tion, including on the Department of State website.

16 (3) HUMANITARIAN PROGRAMS.—Funds appro-
17 priated by this Act under the headings “Inter-
18 national Disaster Assistance” and “Migration and
19 Refugee Assistance” shall be made available for hu-
20 manitarian assistance for vulnerable and persecuted
21 religious minorities, including victims of genocide
22 designated by the Secretary of State and other
23 groups that have suffered crimes against humanity
24 and ethnic cleansing, to—

1 (A) facilitate the implementation of an im-
2 mediate, coordinated, and sustained response to
3 provide humanitarian assistance;

4 (B) enhance protection of conflict victims,
5 including those facing a dire humanitarian cri-
6 sis and severe persecution because of their faith
7 or ethnicity; and

8 (C) improve access to secure locations for
9 obtaining humanitarian and resettlement serv-
10 ices.

11 (4) TRANSITIONAL JUSTICE, RECONCILIATION,
12 AND REINTEGRATION PROGRAMS.—Of the funds ap-
13 propriated by this Act that are made available for
14 the Relief and Recovery Fund, not less than
15 \$5,000,000 shall be made available to support tran-
16 sitional justice, reconciliation, and reintegration pro-
17 grams for vulnerable and persecuted religious mi-
18 norities, including in the Middle East and North Af-
19 rica regions: *Provided*, That such funds shall be
20 matched, to the maximum extent practicable, from
21 sources other than the United States Government.

22 (5) RESPONSIBILITY FOR FUNDS.—Funds made
23 available by paragraphs (1) and (2) shall be the re-
24 sponsibility of the Ambassador-at-Large for Inter-

1 national Religious Freedom, in consultation with
2 other relevant United States Government officials.

3 (c) INTERNATIONAL BROADCASTING.—Funds appro-
4 priated by this Act under the heading “Broadcasting
5 Board of Governors, International Broadcasting Oper-
6 ations” shall be made available for programs related to
7 international religious freedom, including reporting on the
8 condition of vulnerable and persecuted religious groups.

9 (d) FUNDING CLARIFICATION.—Funds made avail-
10 able pursuant to subsection (b) are in addition to amounts
11 otherwise made available for such purposes.

12 SPECIAL PROVISIONS

13 SEC. 7034. (a) VICTIMS OF WAR, DISPLACED CHIL-
14 DREN, AND DISPLACED BURMESE.—Funds appropriated
15 in titles III and VI of this Act that are made available
16 for victims of war, displaced children, displaced Burmese,
17 and to combat trafficking in persons and assist victims
18 of such trafficking, may be made available notwith-
19 standing any other provision of law.

20 (b) ATROCITIES PREVENTION.—Of the funds appro-
21 priated by this Act under the headings “Economic Sup-
22 port Fund” and “International Narcotics Control and
23 Law Enforcement”, not less than \$5,000,000 shall be
24 made available for programs to prevent atrocities, includ-
25 ing to implement recommendations of the Atrocities Pre-

1 vention Board: *Provided*, That the Under Secretary for Ci-
2 vilian Security, Democracy, and Human Rights, Depart-
3 ment of State, shall be responsible for providing the stra-
4 tegic policy direction for, and policy oversight of, funds
5 made available pursuant to this subsection to the Bureaus
6 of International Narcotics and Law Enforcement Affairs
7 and Democracy, Human Rights, and Labor, Department
8 of State: *Provided further*, That funds made available pur-
9 suant to this subsection are in addition to amounts other-
10 wise made available for such purposes: *Provided further*,
11 That such funds shall be subject to the regular notification
12 procedures of the Committees on Appropriations.

13 (c) WORLD FOOD PROGRAMME.—Funds managed by
14 the Bureau for Democracy, Conflict, and Humanitarian
15 Assistance, United States Agency for International Devel-
16 opment, from this or any other Act, may be made available
17 as a general contribution to the World Food Programme,
18 notwithstanding any other provision of law.

19 (d) DIRECTIVES AND AUTHORITIES.—

20 (1) RESEARCH AND TRAINING.—Funds appro-
21 priated by this Act under the heading “Assistance
22 for Europe, Eurasia and Central Asia” shall be
23 made available to carry out the Program for Re-
24 search and Training on Eastern Europe and the
25 Independent States of the Former Soviet Union as

1 authorized by the Soviet-Eastern European Research
2 and Training Act of 1983 (22 U.S.C. 4501 et seq.).

3 (2) GENOCIDE VICTIMS MEMORIAL SITES.—

4 Funds appropriated by this Act and prior Acts mak-
5 ing appropriations for the Department of State, for-
6 eign operations, and related programs under the
7 headings “Economic Support Fund” and “Assist-
8 ance for Europe, Eurasia and Central Asia” may be
9 made available as contributions to establish and
10 maintain memorial sites of genocide, subject to the
11 regular notification procedures of the Committees on
12 Appropriations.

13 (3) ADDITIONAL AUTHORITIES.—Of the

14 amounts made available by title I of this Act under
15 the heading “Diplomatic Programs”, up to \$500,000
16 may be made available for grants pursuant to sec-
17 tion 504 of the Foreign Relations Authorization Act,
18 Fiscal Year 1979 (22 U.S.C. 2656d), including to
19 facilitate collaboration with indigenous communities,
20 and up to \$1,000,000 may be made available for
21 grants to carry out the activities of the Cultural An-
22 tiquities Task Force.

23 (4) INNOVATION.—The USAID Administrator

24 may use funds appropriated by this Act under title
25 III to make innovation incentive awards: *Provided,*

1 That each individual award may not exceed
2 \$100,000: *Provided further*, That no more than 10
3 such awards may be made during fiscal year 2019:
4 *Provided further*, That for purposes of this para-
5 graph the term “innovation incentive award” means
6 the provision of funding on a competitive basis
7 that—

8 (A) encourages and rewards the develop-
9 ment of solutions for a particular, well-defined
10 problem related to the alleviation of poverty; or

11 (B) helps identify and promote a broad
12 range of ideas and practices facilitating further
13 development of an idea or practice by third par-
14 ties.

15 (5) EXCHANGE VISITOR PROGRAM.—None of
16 the funds made available by this Act may be used
17 to modify the Exchange Visitor Program adminis-
18 tered by the Department of State to implement the
19 Mutual Educational and Cultural Exchange Act of
20 1961, as amended, (Public Law 87–256; 22 U.S.C.
21 2451 et seq.), except through the formal rulemaking
22 process pursuant to the Administrative Procedure
23 Act and notwithstanding the exceptions to such rule-
24 making process in such Act: *Provided*, That funds
25 made available for such purpose shall only be made

1 available after consultation with, and subject to the
2 regular notification procedures of, the Committees
3 on Appropriations, regarding how any proposed
4 modification would affect the public diplomacy goals
5 of, and the estimated economic impact on, the
6 United States.

7 (6) REPORT.—The report required by section
8 502(d) of the Intelligence Authorization Act for Fis-
9 cal Year 2017 (division N of Public Law 115–31; 22
10 U.S.C. 254a note) shall be provided to the Commit-
11 tees on Appropriations.

12 (7) PRIVATE SECTOR PARTNERSHIPS.—Of the
13 funds appropriated by this Act under the headings
14 “Global Health Programs”, “Development Assist-
15 ance”, and “Economic Support Fund” that are
16 made available for private sector partnerships, up to
17 \$100,000,000 may remain available until September
18 30, 2022: *Provided*, That funds made available pur-
19 suant to this paragraph may be reprogrammed after
20 September 30, 2021 for other purposes following
21 prior consultation with, and the regular notification
22 procedures of, the Committees on Appropriations.

23 (e) PARTNER VETTING.—Prior to initiating a partner
24 vetting program, or making significant changes to the
25 scope of an existing partner vetting program, the Sec-

1 retary of State and USAID Administrator, as appropriate,
2 shall consult with the Committees on Appropriations: *Pro-*
3 *vided*, That USAID partner vetting shall be considered to
4 meet any other requirement to establish, maintain, or im-
5 plement a partner vetting or similar program.

6 (f) CONTINGENCIES AND EVACUATIONS.—

7 (1) During fiscal year 2019, the President may
8 use up to \$125,000,000 under the authority of sec-
9 tion 451 of the Foreign Assistance Act of 1961, not-
10 withstanding any other provision of law.

11 (2) Of the unobligated balances from amounts
12 available for Worldwide Security Protection under
13 the “Diplomatic and Consular Programs” heading in
14 the Security Assistance Appropriations Act, 2017
15 (division B of Public Law 114–254), up to
16 \$301,200,000 may be used to develop and imple-
17 ment emergency evacuation contingency plans: *Pro-*
18 *vided*, That such amounts are designated by the
19 Congress for Overseas Contingency Operations/Glob-
20 al War on Terrorism pursuant to section
21 251(b)(2)(A)(ii) of the Balanced Budget and Emer-
22 gency Deficit Control Act of 1985: *Provided further*,
23 That funds made available by this paragraph shall
24 be subject to prior consultation with, and the regular

1 notification procedures of, the Committees on Ap-
2 propriations.

3 (g) INTERNATIONAL CHILD ABDUCTIONS.—The Sec-
4 retary of State should withhold funds appropriated under
5 title III of this Act for assistance for the central govern-
6 ment of any country that is not taking appropriate steps
7 to comply with the Convention on the Civil Aspects of
8 International Child Abductions, done at the Hague on Oc-
9 tober 25, 1980: *Provided*, That the Secretary shall report
10 to the Committees on Appropriations within 15 days of
11 withholding funds under this subsection.

12 (h) CULTURAL PRESERVATION PROJECT DETER-
13 MINATION.—None of the funds appropriated in titles I and
14 III of this Act may be used for the preservation of reli-
15 gious sites unless the Secretary of State or the USAID
16 Administrator, as appropriate, determines and reports to
17 the Committees on Appropriations that such sites are his-
18 torically, artistically, or culturally significant, that the
19 purpose of the project is neither to advance nor to inhibit
20 the free exercise of religion, and that the project is in the
21 national interest of the United States.

22 (i) TRANSFER OF FUNDS FOR EXTRAORDINARY PRO-
23 TECTION.—The Secretary of State may transfer to, and
24 merge with, funds under the heading “Protection of For-
25 eign Missions and Officials” unobligated balances of ex-

1 pired funds appropriated under the heading “Diplomatic
2 Programs” for fiscal year 2019, except for funds des-
3 ignated for Overseas Contingency Operations/Global War
4 on Terrorism pursuant to section 251(b)(2)(A)(ii) of the
5 Balanced Budget and Emergency Deficit Control Act of
6 1985, at no later than the end of the fifth fiscal year after
7 the last fiscal year for which such funds are available for
8 the purposes for which appropriated: *Provided*, That not
9 more than \$50,000,000 may be transferred.

10 (j) AUTHORITY TO COUNTER EXTREMISM.—Funds
11 made available by this Act under the heading “Economic
12 Support Fund” to counter extremism may be made avail-
13 able notwithstanding any other provision of law restricting
14 assistance to foreign countries, except sections 502B and
15 620A of the Foreign Assistance Act of 1961: *Provided*,
16 That the use of the authority of this subsection shall be
17 subject to prior consultation with the appropriate congres-
18 sional committees, and the regular notification procedures
19 of the Committees on Appropriations.

20 (k) PROTECTIONS AND REMEDIES FOR EMPLOYEES
21 OF DIPLOMATIC MISSIONS AND INTERNATIONAL ORGANI-
22 ZATIONS.—Section 7034(k) of the Department of State,
23 Foreign Operations, and Related Programs Appropria-
24 tions Act, 2015 (division J of Public Law 113–235) shall
25 continue in effect during fiscal year 2019.

1 (l) EXTENSION OF AUTHORITIES.—

2 (1) PASSPORT FEES.—Section 1(b)(2) of the
3 Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))
4 shall be applied by substituting “September 30,
5 2019” for “September 30, 2010”.

6 (2) INCENTIVES FOR CRITICAL POSTS.—The
7 authority contained in section 1115(d) of the Sup-
8 plemental Appropriations Act, 2009 (Public Law
9 111–32) shall remain in effect through September
10 30, 2019.

11 (3) USAID CIVIL SERVICE ANNUITANT WAIV-
12 ER.—Section 625(j)(1) of the Foreign Assistance
13 Act of 1961 (22 U.S.C. 2385(j)(1)) shall be applied
14 by substituting “September 30, 2019” for “October
15 1, 2010” in subparagraph (B).

16 (4) OVERSEAS PAY COMPARABILITY AND LIM-
17 TATION.—

18 (A) Subject to the limitation described in
19 subparagraph (B), the authority provided by
20 section 1113 of the Supplemental Appropria-
21 tions Act, 2009 (Public Law 111–32) shall re-
22 main in effect through September 30, 2019.

23 (B) The authority described in subpara-
24 graph (A) may not be used to pay an eligible
25 member of the Foreign Service (as defined in

1 section 1113(b) of the Supplemental Appropria-
2 tions Act, 2009 (Public Law 111–32)) a local-
3 ity-based comparability payment (stated as a
4 percentage) that exceeds two-thirds of the
5 amount of the locality-based comparability pay-
6 ment (stated as a percentage) that would be
7 payable to such member under section 5304 of
8 title 5, United States Code, if such member’s
9 official duty station were in the District of Co-
10 lumbia.

11 (5) CATEGORICAL ELIGIBILITY.—The Foreign
12 Operations, Export Financing, and Related Pro-
13 grams Appropriations Act, 1990 (Public Law 101–
14 167) is amended—

15 (A) in section 599D (8 U.S.C. 1157
16 note)—

17 (i) in subsection (b)(3), by striking
18 “and 2018” and inserting “2018, and
19 2019”; and

20 (ii) in subsection (e), by striking
21 “2018” each place it appears and inserting
22 “2019”; and

23 (B) in section 599E (8 U.S.C. 1255 note)
24 in subsection (b)(2), by striking “2018” and in-
25 serting “2019”.

1 (6) INSPECTOR GENERAL ANNUITANT WAIV-
2 ER.—The authorities provided in section 1015(b) of
3 the Supplemental Appropriations Act, 2010 (Public
4 Law 111–212) shall remain in effect through Sep-
5 tember 30, 2019.

6 (7) ACCOUNTABILITY REVIEW BOARDS.—The
7 authority provided by section 301(a)(3) of the Omni-
8 bus Diplomatic Security and Antiterrorism Act of
9 1986 (22 U.S.C. 4831(a)(3)) shall remain in effect
10 for facilities in Afghanistan through September 30,
11 2019, except that the notification and reporting re-
12 quirements contained in such section shall include
13 the Committees on Appropriations.

14 (8) SPECIAL INSPECTOR GENERAL FOR AF-
15 GHANISTAN RECONSTRUCTION COMPETITIVE STA-
16 TUS.—Notwithstanding any other provision of law,
17 any employee of the Special Inspector General for
18 Afghanistan Reconstruction (SIGAR) who completes
19 at least 12 months of continuous service after the
20 date of enactment of this Act or who is employed on
21 the date on which SIGAR terminates, whichever oc-
22 curs first, shall acquire competitive status for ap-
23 pointment to any position in the competitive service
24 for which the employee possesses the required quali-
25 fications.

1 (9) TRANSFER OF BALANCES.—Section 7081(h)
2 of the Department of State, Foreign Operations, and
3 Related Programs Appropriations Act, 2017 (divi-
4 sion J of Public Law 115–31) shall continue in ef-
5 fect during fiscal year 2019.

6 (m) MONITORING AND EVALUATION.—Funds appro-
7 priated by this Act that are available for monitoring and
8 evaluation of assistance under the headings “Development
9 Assistance”, “International Disaster Assistance” and
10 “Migration and Refugee Assistance” shall, as appropriate,
11 be made available for the regular collection of feedback
12 obtained directly from beneficiaries on the quality and rel-
13 evance of such assistance: *Provided*, That the Department
14 of State and USAID shall establish procedures for imple-
15 menting partners that receive funds under such headings
16 for regularly collecting and responding to such feedback,
17 informing the Department of State and USAID of such
18 procedures, and reporting to the Department of State and
19 USAID on actions taken in response to the feedback re-
20 ceived: *Provided further*, That the Department of State
21 and USAID shall regularly conduct oversight to ensure
22 that such feedback is regularly collected and used by im-
23 plementing partners to maximize the cost-effectiveness
24 and utility of such assistance.

1 (n) HIV/AIDS WORKING CAPITAL FUND.—Funds
2 available in the HIV/AIDS Working Capital Fund estab-
3 lished pursuant to section 525(b)(1) of the Foreign Oper-
4 ations, Export Financing, and Related Programs Appro-
5 priations Act, 2005 (Public Law 108–447) may be made
6 available for pharmaceuticals and other products for other
7 global health and child survival activities to the same ex-
8 tent as HIV/AIDS pharmaceuticals and other products,
9 subject to the terms and conditions in such section: *Pro-*
10 *vided*, That the authority in section 525(b)(5) of the For-
11 eign Operations, Export Financing, and Related Programs
12 Appropriation Act, 2005 (Public Law 108–447) shall be
13 exercised by the Assistant Administrator for Global
14 Health, USAID, with respect to funds deposited for such
15 non-HIV/AIDS pharmaceuticals and other products, and
16 shall be subject to the regular notification procedures of
17 the Committees on Appropriations: *Provided further*, That
18 the Secretary of State shall include in the congressional
19 budget justification an accounting of budgetary resources,
20 disbursements, balances, and reimbursements related to
21 such fund.

22 (o) LOANS, CONSULTATION, AND NOTIFICATION.—

23 (1) LOAN GUARANTEES.—Funds appropriated
24 under the headings “Economic Support Fund” and
25 “Assistance for Europe, Eurasia and Central Asia”

1 by this Act and prior Acts making appropriations
2 for the Department of State, foreign operations, and
3 related programs may be made available for the
4 costs, as defined in section 502 of the Congressional
5 Budget Act of 1974, of loan guarantees for Jordan,
6 Tunisia, and Ukraine, which are authorized to be
7 provided: *Provided*, That amounts made available
8 under this paragraph for the costs of such guaran-
9 tees shall not be considered assistance for the pur-
10 poses of provisions of law limiting assistance to a
11 country.

12 (2) DESIGNATION REQUIREMENT.—Funds
13 made available pursuant to paragraph (1) from prior
14 Acts making appropriations for the Department of
15 State, foreign operations, and related programs that
16 were previously designated by the Congress for Over-
17 seas Contingency Operations/Global War on Ter-
18 rorism pursuant to section 251(b)(2)(A)(ii) of the
19 Balanced Budget and Emergency Deficit Control
20 Act of 1985 are designated by the Congress for
21 Overseas Contingency Operations/Global War on
22 Terrorism pursuant to section 251(b)(2)(A)(ii) of
23 such Act.

24 (3) CONSULTATION AND NOTIFICATION.—
25 Funds made available pursuant to the authorities of

1 this subsection shall be subject to prior consultation
2 with the appropriate congressional committees, and
3 subject to the regular notification procedures of the
4 Committees on Appropriations.

5 (p) LOCAL WORKS.—

6 (1) Of the funds appropriated by this Act under
7 the headings “Development Assistance”, “Economic
8 Support Fund”, and “Assistance for Europe, Eur-
9 asia and Central Asia”, not less than \$50,000,000
10 shall be made available for Local Works pursuant to
11 section 7080 of the Department of State, Foreign
12 Operations, and Related Programs Appropriations
13 Act, 2015 (division J of Public Law 113–235),
14 which may remain available until September 30,
15 2023.

16 (2) For the purposes of section 7080 of the De-
17 partment of State, Foreign Operations, and Related
18 Programs Appropriations Act, 2015 (division J of
19 Public Law 113–235), “eligible entities” shall be de-
20 fined as small local, international, and United
21 States-based nongovernmental organizations, edu-
22 cational institutions, and other small entities that
23 have received less than a total of \$5,000,000 from
24 USAID over the previous 5 fiscal years: *Provided*,
25 That departments or centers of such educational in-

1 stitutions may be considered individually in deter-
2 mining such eligibility.

3 (3) Not later than 45 days after enactment of
4 this Act, the USAID Administrator shall post on the
5 USAID website—

6 (A) a description, with illustrative exam-
7 ples, of how Local Works is used to promote lo-
8 cally owned and led development efforts that
9 have as their primary goal the sustainability of
10 results;

11 (B) the criteria for qualifying for Local
12 Works funding;

13 (C) simple guidance for submitting pro-
14 posals for Local Works funding, including unso-
15 licited proposals; and

16 (D) a copy of the report and strategy re-
17 quired under the heading “Local Sustainability
18 Awards Program” in Senate Report 115–152,
19 which shall be retitled “Local Works”.

20 (q) DEPARTMENT OF STATE INSPECTOR GENERAL
21 WAIVER AUTHORITY.—The Inspector General of the De-
22 partment of State may waive the provisions of subsections
23 (a) through (d) of section 824 of the Foreign Service Act
24 of 1980 (22 U.S.C. 4064) on a case-by-case basis for an
25 annuitant reemployed by the Inspector General on a tem-

1 porary basis, subject to the same constraints and in the
2 same manner by which the Secretary of State may exercise
3 such waiver authority pursuant to subsection (g) of such
4 section.

5 (r) DEFINITIONS.—

6 (1) APPROPRIATE CONGRESSIONAL COMMIT-
7 TEES.—Unless otherwise defined in this Act, for
8 purposes of this Act the term “appropriate congres-
9 sional committees” means the Committees on Appro-
10 priations and Foreign Relations of the Senate and
11 the Committees on Appropriations and Foreign Af-
12 fairs of the House of Representatives.

13 (2) FUNDS APPROPRIATED BY THIS ACT AND
14 PRIOR ACTS.—Unless otherwise defined in this Act,
15 for purposes of this Act the term “funds appro-
16 priated by this Act and prior Acts making appro-
17 priations for the Department of State, foreign oper-
18 ations, and related programs” means funds that re-
19 main available for obligation, and have not expired.

20 (3) INTERNATIONAL FINANCIAL INSTITU-
21 TIONS.—In this Act “international financial institu-
22 tions” means the International Bank for Recon-
23 struction and Development, the International Devel-
24 opment Association, the International Finance Cor-
25 poration, the Inter-American Development Bank, the

1 International Monetary Fund, the Asian Develop-
2 ment Bank, the Asian Development Fund, the Inter-
3 American Investment Corporation, the North Amer-
4 ican Development Bank, the European Bank for Re-
5 construction and Development, the African Develop-
6 ment Bank, the African Development Fund, and the
7 Multilateral Investment Guarantee Agency.

8 (4) HUMANITARIAN ASSISTANCE.—For pur-
9 poses of funds appropriated by this Act and prior
10 Acts making appropriations for the Department of
11 State, foreign operations, and related programs that
12 are made available for assistance for Afghanistan,
13 Iraq, Libya, Syria, and Yemen, the term “humani-
14 tarian assistance” includes creating conditions where
15 locally legitimate authorities and systems can peace-
16 ably manage conflict and prevent violence.

17 (5) SOUTHERN KORDOFAN REFERENCE.—Any
18 reference to Southern Kordofan in this or any other
19 Act making appropriations for the Department of
20 State, foreign operations, and related programs shall
21 be deemed to include portions of Western Kordofan
22 that were previously part of Southern Kordofan
23 prior to the 2013 division of Southern Kordofan.

1 (6) USAID.—In this Act, the term “USAID”
2 means the United States Agency for International
3 Development.

4 (7) SPEND PLAN.—In this Act, the term
5 “spend plan” means a plan for the uses of funds ap-
6 propriated for a particular entity, country, program,
7 purpose, or account and which shall include, at a
8 minimum, a description of—

9 (A) realistic and sustainable goals, criteria
10 for measuring progress, and a timeline for
11 achieving such goals;

12 (B) amounts and sources of funds by ac-
13 count;

14 (C) how such funds will complement other
15 ongoing or planned programs; and

16 (D) implementing partners, to the max-
17 imum extent practicable.

18 (8) STABILIZATION ASSISTANCE.—In this Act,
19 the term “stabilization assistance” has the same
20 meaning as defined by the Stabilization Assistance
21 Review in “A Framework for Maximizing the Effec-
22 tiveness of U.S. Government Efforts to Stabilize
23 Conflict-Affected Areas, 2018”.

24 ARAB LEAGUE BOYCOTT OF ISRAEL

25 SEC. 7035. It is the sense of the Congress that—

1 (1) the Arab League boycott of Israel, and the
2 secondary boycott of American firms that have com-
3 mercial ties with Israel, is an impediment to peace
4 in the region and to United States investment and
5 trade in the Middle East and North Africa;

6 (2) the Arab League boycott, which was regret-
7 tably reinstated in 1997, should be immediately and
8 publicly terminated, and the Central Office for the
9 Boycott of Israel immediately disbanded;

10 (3) all Arab League states should normalize re-
11 lations with their neighbor Israel;

12 (4) the President and the Secretary of State
13 should continue to vigorously oppose the Arab
14 League boycott of Israel and find concrete steps to
15 demonstrate that opposition by, for example, taking
16 into consideration the participation of any recipient
17 country in the boycott when determining to sell
18 weapons to said country; and

19 (5) the President should report to Congress an-
20 nually on specific steps being taken by the United
21 States to encourage Arab League states to normalize
22 their relations with Israel to bring about the termi-
23 nation of the Arab League boycott of Israel, includ-
24 ing those to encourage allies and trading partners of
25 the United States to enact laws prohibiting busi-

1 nesses from complying with the boycott and penal-
2 izing businesses that do comply.

3 PALESTINIAN STATEHOOD

4 SEC. 7036. (a) LIMITATION ON ASSISTANCE.—None
5 of the funds appropriated under titles III through VI of
6 this Act may be provided to support a Palestinian state
7 unless the Secretary of State determines and certifies to
8 the appropriate congressional committees that—

9 (1) the governing entity of a new Palestinian
10 state—

11 (A) has demonstrated a firm commitment
12 to peaceful co-existence with the State of Israel;
13 and

14 (B) is taking appropriate measures to
15 counter terrorism and terrorist financing in the
16 West Bank and Gaza, including the dismantling
17 of terrorist infrastructures, and is cooperating
18 with appropriate Israeli and other appropriate
19 security organizations; and

20 (2) the Palestinian Authority (or the governing
21 entity of a new Palestinian state) is working with
22 other countries in the region to vigorously pursue ef-
23 forts to establish a just, lasting, and comprehensive
24 peace in the Middle East that will enable Israel and
25 an independent Palestinian state to exist within the

1 context of full and normal relationships, which
2 should include—

3 (A) termination of all claims or states of
4 belligerency;

5 (B) respect for and acknowledgment of the
6 sovereignty, territorial integrity, and political
7 independence of every state in the area through
8 measures including the establishment of demili-
9 tarized zones;

10 (C) their right to live in peace within se-
11 cure and recognized boundaries free from
12 threats or acts of force;

13 (D) freedom of navigation through inter-
14 national waterways in the area; and

15 (E) a framework for achieving a just set-
16 tlement of the refugee problem.

17 (b) SENSE OF CONGRESS.—It is the sense of Con-
18 gress that the governing entity should enact a constitution
19 assuring the rule of law, an independent judiciary, and
20 respect for human rights for its citizens, and should enact
21 other laws and regulations assuring transparent and ac-
22 countable governance.

23 (c) WAIVER.—The President may waive subsection
24 (a) if the President determines that it is important to the
25 national security interest of the United States to do so.

1 (d) EXEMPTION.—The restriction in subsection (a)
2 shall not apply to assistance intended to help reform the
3 Palestinian Authority and affiliated institutions, or the
4 governing entity, in order to help meet the requirements
5 of subsection (a), consistent with the provisions of section
6 7040 of this Act (“Limitation on Assistance for the Pales-
7 tinian Authority”).

8 RESTRICTIONS CONCERNING THE PALESTINIAN
9 AUTHORITY

10 SEC. 7037. None of the funds appropriated under ti-
11 tles II through VI of this Act may be obligated or ex-
12 pended to create in any part of Jerusalem a new office
13 of any department or agency of the United States Govern-
14 ment for the purpose of conducting official United States
15 Government business with the Palestinian Authority over
16 Gaza and Jericho or any successor Palestinian governing
17 entity provided for in the Israel-PLO Declaration of Prin-
18 ciples: *Provided*, That this restriction shall not apply to
19 the acquisition of additional space for the existing Con-
20 sulate General in Jerusalem: *Provided further*, That meet-
21 ings between officers and employees of the United States
22 and officials of the Palestinian Authority, or any successor
23 Palestinian governing entity provided for in the Israel-
24 PLO Declaration of Principles, for the purpose of con-
25 ducting official United States Government business with

1 such authority should continue to take place in locations
2 other than Jerusalem: *Provided further*, That as has been
3 true in the past, officers and employees of the United
4 States Government may continue to meet in Jerusalem on
5 other subjects with Palestinians (including those who now
6 occupy positions in the Palestinian Authority), have social
7 contacts, and have incidental discussions.

8 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
9 BROADCASTING CORPORATION

10 SEC. 7038. None of the funds appropriated or other-
11 wise made available by this Act may be used to provide
12 equipment, technical support, consulting services, or any
13 other form of assistance to the Palestinian Broadcasting
14 Corporation.

15 ASSISTANCE FOR THE WEST BANK AND GAZA

16 SEC. 7039. (a) OVERSIGHT.—For fiscal year 2019,
17 30 days prior to the initial obligation of funds for the bi-
18 lateral West Bank and Gaza Program, the Secretary of
19 State shall certify to the Committees on Appropriations
20 that procedures have been established to assure the Comp-
21 troller General of the United States will have access to
22 appropriate United States financial information in order
23 to review the uses of United States assistance for the Pro-
24 gram funded under the heading “Economic Support
25 Fund” for the West Bank and Gaza.

1 (b) VETTING.—Prior to the obligation of funds ap-
2 propriated by this Act under the heading “Economic Sup-
3 port Fund” for assistance for the West Bank and Gaza,
4 the Secretary of State shall take all appropriate steps to
5 ensure that such assistance is not provided to or through
6 any individual, private or government entity, or edu-
7 cational institution that the Secretary knows or has reason
8 to believe advocates, plans, sponsors, engages in, or has
9 engaged in, terrorist activity nor, with respect to private
10 entities or educational institutions, those that have as a
11 principal officer of the entity’s governing board or gov-
12 erning board of trustees any individual that has been de-
13 termined to be involved in, or advocating terrorist activity
14 or determined to be a member of a designated foreign ter-
15 rorist organization: *Provided*, That the Secretary of State
16 shall, as appropriate, establish procedures specifying the
17 steps to be taken in carrying out this subsection and shall
18 terminate assistance to any individual, entity, or edu-
19 cational institution which the Secretary has determined to
20 be involved in or advocating terrorist activity.

21 (c) PROHIBITION.—

22 (1) RECOGNITION OF ACTS OF TERRORISM.—

23 None of the funds appropriated under titles III
24 through VI of this Act for assistance under the West

1 Bank and Gaza Program may be made available
2 for—

3 (A) the purpose of recognizing or otherwise
4 honoring individuals who commit, or have com-
5 mitted acts of terrorism; and

6 (B) any educational institution located in
7 the West Bank or Gaza that is named after an
8 individual who the Secretary of State deter-
9 mines has committed an act of terrorism.

10 (2) SECURITY ASSISTANCE AND REPORTING RE-
11 QUIREMENT.—Notwithstanding any other provision
12 of law, none of the funds made available by this or
13 prior appropriations Acts, including funds made
14 available by transfer, may be made available for obli-
15 gation for security assistance for the West Bank and
16 Gaza until the Secretary of State reports to the
17 Committees on Appropriations on the benchmarks
18 that have been established for security assistance for
19 the West Bank and Gaza and reports on the extent
20 of Palestinian compliance with such benchmarks.

21 (d) OVERSIGHT BY THE UNITED STATES AGENCY
22 FOR INTERNATIONAL DEVELOPMENT.—

23 (1) The Administrator of the United States
24 Agency for International Development shall ensure
25 that Federal or non-Federal audits of all contractors

1 and grantees, and significant subcontractors and
2 sub-grantees, under the West Bank and Gaza Pro-
3 gram, are conducted at least on an annual basis to
4 ensure, among other things, compliance with this
5 section.

6 (2) Of the funds appropriated by this Act, up
7 to \$1,000,000 may be used by the Office of Inspec-
8 tor General of the United States Agency for Inter-
9 national Development for audits, investigations, and
10 other activities in furtherance of the requirements of
11 this subsection: *Provided*, That such funds are in ad-
12 dition to funds otherwise available for such pur-
13 poses.

14 (e) COMPTROLLER GENERAL OF THE UNITED
15 STATES AUDIT.—Subsequent to the certification specified
16 in subsection (a), the Comptroller General of the United
17 States shall conduct an audit and an investigation of the
18 treatment, handling, and uses of all funds for the bilateral
19 West Bank and Gaza Program, including all funds pro-
20 vided as cash transfer assistance, in fiscal year 2019
21 under the heading “Economic Support Fund”, and such
22 audit shall address—

23 (1) the extent to which such Program complies
24 with the requirements of subsections (b) and (c);
25 and

1 (d) REPORT.—Whenever the waiver authority pursu-
2 ant to subsection (b) is exercised, the President shall sub-
3 mit a report to the Committees on Appropriations detail-
4 ing the justification for the waiver, the purposes for which
5 the funds will be spent, and the accounting procedures in
6 place to ensure that the funds are properly disbursed: *Pro-*
7 *vided*, That the report shall also detail the steps the Pales-
8 tinian Authority has taken to arrest terrorists, confiscate
9 weapons and dismantle the terrorist infrastructure.

10 (e) CERTIFICATION.—If the President exercises the
11 waiver authority under subsection (b), the Secretary of
12 State must certify and report to the Committees on Ap-
13 propriations prior to the obligation of funds that the Pal-
14 estinian Authority has established a single treasury ac-
15 count for all Palestinian Authority financing and all fi-
16 nancing mechanisms flow through this account, no parallel
17 financing mechanisms exist outside of the Palestinian Au-
18 thority treasury account, and there is a single comprehen-
19 sive civil service roster and payroll, and the Palestinian
20 Authority is acting to counter incitement of violence
21 against Israelis and is supporting activities aimed at pro-
22 moting peace, coexistence, and security cooperation with
23 Israel.

24 (f) PROHIBITION TO HAMAS AND THE PALESTINE
25 LIBERATION ORGANIZATION.—

1 (1) None of the funds appropriated in titles III
2 through VI of this Act may be obligated for salaries
3 of personnel of the Palestinian Authority located in
4 Gaza or may be obligated or expended for assistance
5 to Hamas or any entity effectively controlled by
6 Hamas, any power-sharing government of which
7 Hamas is a member, or that results from an agree-
8 ment with Hamas and over which Hamas exercises
9 undue influence.

10 (2) Notwithstanding the limitation of paragraph
11 (1), assistance may be provided to a power-sharing
12 government only if the President certifies and re-
13 ports to the Committees on Appropriations that such
14 government, including all of its ministers or such
15 equivalent, has publicly accepted and is complying
16 with the principles contained in section 620K(b)(1)
17 (A) and (B) of the Foreign Assistance Act of 1961,
18 as amended.

19 (3) The President may exercise the authority in
20 section 620K(e) of the Foreign Assistance Act of
21 1961, as added by the Palestinian Anti-Terrorism
22 Act of 2006 (Public Law 109–446) with respect to
23 this subsection.

24 (4) Whenever the certification pursuant to
25 paragraph (2) is exercised, the Secretary of State

1 shall submit a report to the Committees on Appro-
2 priations within 120 days of the certification and
3 every quarter thereafter on whether such govern-
4 ment, including all of its ministers or such equiva-
5 lent are continuing to comply with the principles
6 contained in section 620K(b)(1) (A) and (B) of the
7 Foreign Assistance Act of 1961, as amended: *Pro-*
8 *vided*, That the report shall also detail the amount,
9 purposes and delivery mechanisms for any assistance
10 provided pursuant to the abovementioned certifi-
11 cation and a full accounting of any direct support of
12 such government.

13 (5) None of the funds appropriated under titles
14 III through VI of this Act may be obligated for as-
15 sistance for the Palestine Liberation Organization.

16 MIDDLE EAST AND NORTH AFRICA

17 SEC. 7041. (a) EGYPT.—

18 (1) CERTIFICATION AND REPORT.—Funds ap-
19 propriated by this Act that are available for assist-
20 ance for Egypt may be made available notwith-
21 standing any other provision of law restricting as-
22 sistance for Egypt, except for this subsection and
23 section 620M of the Foreign Assistance Act of 1961,
24 and may only be made available for assistance for
25 the Government of Egypt if the Secretary of State

1 certifies and reports to the Committees on Appro-
2 priations that such government is—

3 (A) sustaining the strategic relationship
4 with the United States; and

5 (B) meeting its obligations under the 1979
6 Egypt-Israel Peace Treaty.

7 (2) ECONOMIC SUPPORT FUND.—

8 (A) FUNDING.—Of the funds appropriated
9 by this Act under the heading “Economic Sup-
10 port Fund”, up to \$75,000,000 may be made
11 available for assistance for Egypt, of which not
12 less than \$35,000,000 should be made available
13 for higher education programs including not
14 less than \$15,000,000 for scholarships for
15 Egyptian students with high financial need to
16 attend not-for-profit institutions of higher edu-
17 cation: *Provided*, That such funds shall be made
18 available for democracy programs, and for de-
19 velopment programs in the Sinai: *Provided fur-*
20 *ther*, That such funds may not be made avail-
21 able for cash transfer assistance or budget sup-
22 port unless the Secretary of State certifies and
23 reports to the appropriate congressional com-
24 mittees that the Government of Egypt is taking
25 consistent and effective steps to stabilize the

1 economy and implement market-based economic
2 reforms.

3 (B) WITHHOLDING.—The Secretary of
4 State shall withhold from obligation funds ap-
5 propriated by this Act under the heading “Eco-
6 nomic Support Fund” for assistance for Egypt,
7 an amount of such funds that the Secretary de-
8 termines to be equivalent to that expended by
9 the United States Government for bail, and by
10 nongovernmental organizations for legal and
11 court fees, associated with democracy-related
12 trials in Egypt until the Secretary certifies and
13 reports to the Committees on Appropriations
14 that the Government of Egypt has dismissed
15 the convictions issued by the Cairo Criminal
16 Court on June 4, 2013, in “Public Prosecution
17 Case No. 1110 for the Year 2012”, and has not
18 subjected the defendants to further prosecution
19 or if convicted they have been granted full par-
20 dons.

21 (C) LIMITATION.—None of the funds ap-
22 propriated by this Act and prior Acts making
23 appropriations for the Department of State,
24 foreign operations, and related programs under
25 the heading “Economic Support Fund” may be

1 made available for a contribution, voluntary or
2 otherwise, to the “Civil Associations and Foun-
3 dations Support Fund”, or any similar fund, es-
4 tablished pursuant to Law 70 on Associations
5 and Other Foundations Working in the Field of
6 Civil Work published in the Official Gazette of
7 Egypt on May 29, 2017.

8 (3) FOREIGN MILITARY FINANCING PRO-
9 GRAM.—

10 (A) CERTIFICATION.—Of the funds appro-
11 priated by this Act under the heading “Foreign
12 Military Financing Program”, up to
13 \$1,000,000,000, to remain available until Sep-
14 tember 30, 2020, may be made available for as-
15 sistance for Egypt: *Provided*, That such funds
16 may be transferred to an interest bearing ac-
17 count in the Federal Reserve Bank of New
18 York, following consultation with the Commit-
19 tees on Appropriations: *Provided further*, That
20 \$300,000,000 of such funds shall be withheld
21 from obligation until the Secretary of State cer-
22 tifies and reports to the Committees on Appro-
23 priations that the Government of Egypt is tak-
24 ing sustained and effective steps, which are in

1 addition to steps taken during the previous cal-
2 endar year for such purposes, to—

3 (i) advance democracy and human
4 rights in Egypt, including to govern demo-
5 cratically and protect religious minorities
6 and the rights of women;

7 (ii) implement reforms that protect
8 freedoms of expression, association, and
9 peaceful assembly, including the ability of
10 civil society organizations, human rights
11 defenders, and the media to function with-
12 out interference;

13 (iii) release political prisoners and
14 provide other detainees with due process of
15 law;

16 (iv) hold Egyptian security forces ac-
17 countable, including officers credibly al-
18 leged to have violated human rights;

19 (v) investigate and prosecute cases of
20 extrajudicial killings and forced disappear-
21 ances;

22 (vi) provide regular access for United
23 States officials to monitor such assistance
24 in all areas where the assistance is used;
25 and

1 (vii) comply with United Nations Se-
2 curity Council Resolution 2270 and other
3 such resolutions regarding North Korea:

4 *Provided further*, That the certification require-
5 ment of this paragraph shall not apply to funds
6 appropriated by this Act under such heading
7 for counterterrorism, border security, and non-
8 proliferation programs for Egypt.

9 (B) WAIVER.—The Secretary of State may
10 waive the certification requirement in subpara-
11 graph (A) if the Secretary determines and re-
12 ports to the Committees on Appropriations that
13 to do so is important to the national security
14 interest of the United States, and submits a re-
15 port to such Committees containing a detailed
16 justification for the use of such waiver and the
17 reasons why any of the requirements of sub-
18 paragraph (A) cannot be met: *Provided*, That
19 the report required by this paragraph shall be
20 submitted in unclassified form, but may be ac-
21 companied by a classified annex.

22 (4) OVERSIGHT REQUIREMENT.—The Secretary
23 of State shall take all practicable steps to ensure
24 that mechanisms are in place for monitoring, over-

1 sight, and control of funds made available by this
2 subsection for assistance for Egypt.

3 (5) REPORT.—Not later than 30 days after en-
4 actment of this Act, the Secretary of State shall sub-
5 mit a report to the appropriate congressional com-
6 mittees assessing the efforts by the Government of
7 Egypt to provide fair compensation to American cit-
8 izen April Corely for injuries and losses sustained
9 during an attack by Egyptian armed forces on her
10 tour group on September 13, 2015.

11 (b) IRAN.—

12 (1) FUNDING.—Funds appropriated by this Act
13 under the headings “Diplomatic Programs”, “Eco-
14 nomic Support Fund”, and “Nonproliferation, Anti-
15 terrorism, Demining and Related Programs” shall
16 be used by the Secretary of State—

17 (A) to support the United States policy to
18 prevent Iran from achieving the capability to
19 produce or otherwise obtain a nuclear weapon;

20 (B) to support an expeditious response to
21 any violation of United Nations Security Coun-
22 cil Resolutions or other efforts that advance
23 Iran’s nuclear program;

24 (C) to support the implementation and en-
25 forcement of sanctions against Iran for support

1 of nuclear weapons development, terrorism,
2 human rights abuses, and ballistic missile and
3 weapons proliferation; and

4 (D) for democracy programs for Iran, to
5 be administered by the Assistant Secretary for
6 Near Eastern Affairs, Department of State, in
7 consultation with the Assistant Secretary for
8 Democracy, Human Rights, and Labor, Depart-
9 ment of State.

10 (2) CONTINUATION OF PROHIBITION.—The
11 terms and conditions of section 7041(c)(2) of the
12 Department of State, Foreign Operations, and Re-
13 lated Programs Appropriations Act, 2012 (division I
14 of Public Law 112–74) shall continue in effect dur-
15 ing fiscal year 2019.

16 (3) REPORT.—The Secretary of State shall sub-
17 mit to the Committees on Appropriations the semi-
18 annual report required by section 135 of the Atomic
19 Energy Act of 1954 (42 U.S.C. 2160e(d)(4)), as
20 added by section 2 of the Iran Nuclear Agreement
21 Review Act of 2015 (Public Law 114–17).

22 (c) IRAQ.—Funds appropriated under titles III and
23 IV of this Act shall be made available for assistance for
24 Iraq for—

1 (1) bilateral economic assistance and inter-
2 national security assistance, including for the Marla
3 Ruzicka Iraqi War Victims Fund;

4 (2) stabilization assistance at not less than the
5 amounts specified for such purpose in the table
6 under this subsection in the report accompanying
7 this Act;

8 (3) humanitarian assistance, including in the
9 Kurdistan Region of Iraq; and

10 (4) programs to protect and assist religious and
11 ethnic minority populations in Iraq.

12 (d) JORDAN.—Of the funds appropriated by this Act
13 under titles III and IV, not less than \$1,525,000,000 shall
14 be made available for assistance for Jordan, of which: not
15 less than \$1,082,400,000 shall be made available under
16 the heading “Economic Support Fund”, of which not less
17 than \$745,100,000 shall be made available for budget sup-
18 port for the Government of Jordan; and not less than
19 \$425,000,000 shall be made available under the heading
20 “Foreign Military Financing Program”.

21 (e) LEBANON.—

22 (1) LIMITATION.—None of the funds appro-
23 priated by this Act may be made available for the
24 Lebanese Internal Security Forces (ISF) or the Leb-
25 anese Armed Forces (LAF) if the ISF or the LAF

1 is controlled by a foreign terrorist organization, as
2 designated pursuant to section 219 of the Immigra-
3 tion and Nationality Act (8 U.S.C. 1189).

4 (2) CONSULTATION.—Funds appropriated by
5 this Act under the headings “International Narcotics
6 Control and Law Enforcement” and “Foreign Mili-
7 tary Financing Program” that are available for as-
8 sistance for Lebanon may be made available for pro-
9 grams and equipment for the ISF and the LAF to
10 address security and stability requirements in areas
11 affected by the conflict in Syria, following consulta-
12 tion with the appropriate congressional committees.

13 (3) ECONOMIC SUPPORT FUND.—Funds appro-
14 priated by this Act under the heading “Economic
15 Support Fund” that are available for assistance for
16 Lebanon may be made available notwithstanding
17 section 1224 of the Foreign Relations Authorization
18 Act, Fiscal Year 2003 (Public Law 107–228; 22
19 U.S.C. 2346 note).

20 (4) FOREIGN MILITARY FINANCING PRO-
21 GRAM.—In addition to the activities described in
22 paragraph (2), funds appropriated by this Act under
23 the heading “Foreign Military Financing Program”
24 for assistance for Lebanon may be made available
25 only to professionalize the LAF and to strengthen

1 border security and combat terrorism, including
2 training and equipping the LAF to secure Lebanon's
3 borders, interdicting arms shipments, preventing the
4 use of Lebanon as a safe haven for terrorist groups,
5 and to implement United Nations Security Council
6 Resolution 1701: *Provided*, That funds may not be
7 obligated for assistance for the LAF until the Sec-
8 retary of State submits to the Committees on Appro-
9 priations a spend plan, including actions to be taken
10 to ensure equipment provided to the LAF is only
11 used for the intended purposes, except such plan
12 may not be considered as meeting the notification
13 requirements under section 7015 of this Act or
14 under section 634A of the Foreign Assistance Act of
15 1961, and shall be submitted not later than Sep-
16 tember 1, 2019: *Provided further*, That any notifica-
17 tion submitted pursuant to such sections shall in-
18 clude any funds specifically intended for lethal mili-
19 tary equipment.

20 (f) LIBYA.—

21 (1) ASSISTANCE.—Of the funds appropriated
22 under titles III and IV of this Act, not less than
23 \$30,000,000 shall be made available for stabilization
24 assistance, including border security: *Provided*, That
25 the limitation on the uses of funds for certain infra-

1 structure projects in section 7041(f)(2) of the De-
2 partment of State, Foreign Operations, and Related
3 Programs Appropriations Act, 2014 (division K of
4 Public Law 113–76) shall apply to such funds.

5 (2) COOPERATION ON THE SEPTEMBER 2012 AT-
6 TACK ON UNITED STATES PERSONNEL AND FACILI-
7 TIES.—None of the funds appropriated by this Act
8 may be made available for assistance for the central
9 Government of Libya unless the Secretary of State
10 certifies and reports to the Committees on Appro-
11 priations that such government is cooperating with
12 United States Government efforts to investigate and
13 bring to justice those responsible for the attack on
14 United States personnel and facilities in Benghazi,
15 Libya in September 2012: *Provided*, That the limita-
16 tion in this paragraph shall not apply to funds made
17 available for the purpose of protecting United States
18 Government personnel or facilities.

19 (g) MOROCCO.—Funds appropriated by this Act
20 under the heading “Foreign Military Financing Program”
21 that are available for assistance for Morocco may only be
22 used for the purposes requested in the Congressional
23 Budget Justification, Foreign Operations, Fiscal Year
24 2017.

25 (h) SYRIA.—

1 (1) NON-LETHAL ASSISTANCE.—Funds appro-
2 priated by this Act under the headings “Economic
3 Support Fund”, “International Narcotics Control
4 and Law Enforcement”, and “Peacekeeping Oper-
5 ations” shall be made available, notwithstanding any
6 other provision of law, for non-lethal assistance for
7 Syria, of which not less than \$150,000,000, to re-
8 main available until expended, shall be made avail-
9 able for stabilization assistance.

10 (2) SYRIAN ORGANIZATIONS.—Funds appro-
11 priated by this Act that are made available for as-
12 sistance for Syria shall be made available, on an
13 open and competitive basis, to continue to strength-
14 en the capability of Syrian civil society organizations
15 to address the immediate and long-term needs of the
16 Syrian people in Syria in a manner that supports
17 the sustainability of such organizations in imple-
18 menting Syrian-led humanitarian and development
19 programs: *Provided*, That funds made available by
20 this paragraph shall be administered by the Bureau
21 for Democracy, Human Rights, and Labor, Depart-
22 ment of State.

23 (3) LIMITATION.—None of the funds appro-
24 priated by this Act for assistance for Syria may be
25 made available for a project or activity that supports

1 or otherwise legitimizes the Government of Iran, for-
2 eign terrorist organizations (as designated pursuant
3 to section 219 of the Immigration and Nationality
4 Act (8 U.S.C. 1189)), or a proxy of Iran in Syria.

5 (4) CONSULTATION AND NOTIFICATION.—

6 Funds made available pursuant to this subsection
7 may only be made available following consultation
8 with the appropriate congressional committees, and
9 shall be subject to the regular notification proce-
10 dures of the Committees on Appropriations.

11 (i) TUNISIA.—Of the funds appropriated under titles
12 III and IV of this Act, not less than \$165,400,000 shall
13 be made available for assistance for Tunisia.

14 (j) WEST BANK AND GAZA.—

15 (1) REPORT ON ASSISTANCE.—Prior to the ini-
16 tial obligation of funds made available by this Act
17 under the heading “Economic Support Fund” for
18 assistance for the West Bank and Gaza, the Sec-
19 retary of State shall report to the Committees on
20 Appropriations that the purpose of such assistance
21 is to—

22 (A) advance Middle East peace;

23 (B) improve security in the region;

24 (C) continue support for transparent and
25 accountable government institutions;

- 1 (D) promote a private sector economy; or
2 (E) address urgent humanitarian needs.

3 (2) LIMITATIONS.—

4 (A)(i) None of the funds appropriated
5 under the heading “Economic Support Fund”
6 in this Act may be made available for assistance
7 for the Palestinian Authority, if after the date
8 of enactment of this Act—

9 (I) the Palestinians obtain the same
10 standing as member states or full member-
11 ship as a state in the United Nations or
12 any specialized agency thereof outside an
13 agreement negotiated between Israel and
14 the Palestinians; or

15 (II) the Palestinians initiate an Inter-
16 national Criminal Court (ICC) judicially
17 authorized investigation, or actively sup-
18 port such an investigation, that subjects
19 Israeli nationals to an investigation for al-
20 leged crimes against Palestinians.

21 (ii) The Secretary of State may waive the
22 restriction in clause (i) of this subparagraph re-
23 sulting from the application of subclause (I) of
24 such clause if the Secretary certifies to the
25 Committees on Appropriations that to do so is

1 in the national security interest of the United
2 States, and submits a report to such Commit-
3 tees detailing how the waiver and the continu-
4 ation of assistance would assist in furthering
5 Middle East peace.

6 (B)(i) The President may waive the provi-
7 sions of section 1003(1) and (2) of the Foreign
8 Relations Authorization Act, Fiscal Years 1988
9 and 1989 (Public Law 100–204) if the Presi-
10 dent determines and certifies in writing to the
11 Speaker of the House of Representatives, the
12 President pro tempore of the Senate, and the
13 appropriate congressional committees that it is
14 important to the national security interest of
15 the United States or the conduct of diplomacy:
16 *Provided*, That such waiver shall be effective for
17 no more than a period of six months at a time.

18 (ii) Upon written certification to the
19 Speaker of the House of Representatives, the
20 President pro tempore of the Senate, and the
21 appropriate congressional committees, the
22 President may waive the provisions of section
23 1003(3) of Public Law 100–204.

24 (3) PRIVATE SECTOR PARTNERSHIP PRO-
25 GRAMS.—

1 (A) ASSISTANCE.—Of the funds appro-
2 priated by this Act under the heading “Eco-
3 nomic Support Fund” not less than
4 \$50,000,000 shall be made available, following
5 consultation with the Committees on Appropria-
6 tions, for assistance for the West Bank and
7 Gaza to—

8 (i) promote the integration of the Pal-
9 estinian economy into the international
10 business system through private sector en-
11 gagement between Palestinian entre-
12 preneurs and businesses and the private
13 sector in the United States, Europe, and
14 the Middle East; and

15 (ii) support exchanges, cooperation,
16 dialogue, shared community-building, and
17 reconciliation between Palestinians and
18 Israelis.

19 (B) ADMINISTRATION OF FUNDS.—Funds
20 made available pursuant to subparagraph (A)
21 shall be administered by the United States
22 Agency for International Development, and may
23 be made available for a Palestinian Partnership
24 Fund to be established and managed by
25 USAID: *Provided*, That the USAID Adminis-

1 trator shall seek additional contributions for
2 such Fund from other international donors, in-
3 cluding from the Middle East.

4 (C) LIMITATIONS.—None of the funds
5 made available pursuant to subparagraph (A)
6 may be made available for—

7 (i) assistance for the Palestinian Au-
8 thority; and

9 (ii) assistance for any individual or
10 group that the USAID Administrator, in
11 consultation with the heads of relevant
12 Federal agencies, determines to be involved
13 in, or advocating, terrorist activity or a
14 member of a foreign terrorist organization,
15 as designated pursuant to section 219 of
16 the Immigration and Nationality Act (8
17 U.S.C. 1189).

18 (4) SECURITY REPORT.—The reporting require-
19 ments in section 1404 of the Supplemental Appro-
20 propriations Act, 2008 (Public Law 110–252) shall
21 apply to funds made available by this Act, including
22 a description of modifications, if any, to the security
23 strategy of the Palestinian Authority.

24 (5) OBLIGATIONS AND DISBURSEMENTS.—Not
25 later than 45 days after enactment of this Act, the

1 Secretary of State shall submit to the appropriate
2 congressional committees a report detailing assist-
3 ance for the West Bank and Gaza appropriated in
4 prior Acts making appropriations for the Depart-
5 ment of State, foreign operations, and related pro-
6 grams by fiscal year, account, and program that are
7 withheld from obligation or disbursement, the spe-
8 cific reason for such withholding, and the impact of
9 such withholding on the welfare of the Palestinian
10 people and the national interests of the United
11 States, Israel, and Jordan: *Provided*, That such re-
12 port shall also include a description of any policy re-
13 view on assistance for the West Bank and Gaza un-
14 dertaken by the Department of State, USAID, or
15 any other Federal entity, including the date on
16 which the review was initiated, the participants in
17 the review, any consultations by such participants
18 with foreign or nongovernmental entities, and the
19 findings of the review, if concluded.

20 (k) WESTERN SAHARA.—Funds appropriated under
21 title III of this Act shall be made available for assistance
22 for the Western Sahara: *Provided*, That not later than 90
23 days after enactment of this Act and prior to the obliga-
24 tion of such funds, the Secretary of State, in consultation
25 with the USAID Administrator, shall consult with the

1 Committees on Appropriations on the planned uses of such
2 funds: *Provided further*, That nothing in this Act shall be
3 construed to change the policy of the United States to sup-
4 port the United Nations-led process to monitor the
5 ceasefire and bring about a peaceful, sustainable, and mu-
6 tually agreed upon solution for the Western Sahara.

7 (l) YEMEN.—Of the funds appropriated by this Act
8 under the heading “Economic Support Fund”, not less
9 than \$15,000,000 shall be made available for stabilization
10 assistance for Yemen.

11 AFRICA

12 SEC. 7042. (a) AFRICAN GREAT LAKES REGION AS-
13 SISTANCE RESTRICTION.—Funds appropriated by this Act
14 under the heading “International Military Education and
15 Training” for the central government of a country in the
16 African Great Lakes region may be made available only
17 for Expanded International Military Education and Train-
18 ing and professional military education until the Secretary
19 of State determines and reports to the Committees on Ap-
20 propriations that such government is not facilitating or
21 otherwise participating in destabilizing activities in a
22 neighboring country, including aiding and abetting armed
23 groups.

24 (b) CENTRAL AFRICAN REPUBLIC.—Funds made
25 available by this Act for assistance for the Central African

1 Republic shall be made available for reconciliation and
2 peacebuilding programs, including activities to promote
3 inter-faith dialogue at the national and local levels, and
4 for programs to prevent crimes against humanity.

5 (c) ETHIOPIA.—

6 (1) FORCED EVICTIONS.—Funds appropriated
7 by this Act for assistance for Ethiopia may not be
8 made available for any activity that supports forced
9 evictions.

10 (2) CONSULTATION.—Programs and activities
11 to improve livelihoods shall include prior consulta-
12 tion with, and the participation of, affected commu-
13 nities, including in the South Omo and Gambella re-
14 gions.

15 (d) LAKE CHAD BASIN COUNTRIES.—

16 (1) ASSISTANCE.—Funds appropriated under
17 titles III and IV of this Act shall be made available,
18 following consultation with the Committees on Ap-
19 propriations, for assistance for Cameroon, Chad,
20 Niger, and Nigeria for—

21 (A) democracy, development, and global
22 health programs;

23 (B) assistance for individuals who are tar-
24 geted by foreign terrorist organizations, includ-

1 ing Boko Haram, consistent with the provisions
2 of section 7059 of this Act;

3 (C) assistance for individuals displaced by
4 violent conflict; and

5 (D) counterterrorism programs.

6 (2) PERSONNEL.—Funds appropriated under
7 the headings “Operating Expenses” in title II and
8 “Development Assistance” and “Economic Support
9 Fund” in title III of this Act and prior Acts making
10 appropriations for the Department of State, foreign
11 operations, and related programs shall be made
12 available to increase the number of United States
13 Agency for International Development personnel, in-
14 cluding contractors, in Cameroon, Chad, and Niger,
15 including to establish or increase the size of each re-
16 spective USAID mission, as applicable, to effectively
17 manage democracy and development programs made
18 available pursuant to this Act: *Provided*, That not
19 later than 180 days after enactment of this Act, the
20 USAID Administrator, in consultation with the Sec-
21 retary of State, shall submit a report to the appro-
22 priate congressional committees detailing steps taken
23 as of such date, and steps planned to be taken, to
24 increase the presence of USAID personnel, including

1 United States Direct Hire personnel, in Cameroon,
2 Chad, and Niger.

3 (e) COUNTER LORD’S RESISTANCE ARMY.—Of the
4 funds appropriated by this Act under the heading “Eco-
5 nomic Support Fund”, not less than \$10,000,000 shall be
6 made available for programs and activities in areas af-
7 fected by the Lord’s Resistance Army (LRA) consistent
8 with the goals of the Lord’s Resistance Army Disar-
9 mament and Northern Uganda Recovery Act of 2009
10 (Public Law 111–172), including to improve physical ac-
11 cess, telecommunications infrastructure, and early-warn-
12 ing mechanisms and to support the disarmament, demobi-
13 lization, and reintegration of former LRA combatants, es-
14 pecially child soldiers.

15 (f) SOUTH SUDAN.—Funds appropriated by this Act
16 that are made available for assistance for the central Gov-
17 ernment of South Sudan may only be made available, fol-
18 lowing consultation with the Committees on Appropria-
19 tions, for—

20 (1) humanitarian assistance;

21 (2) assistance to support South Sudan peace
22 negotiations or to advance or implement a peace
23 agreement; and

24 (3) assistance to support implementation of
25 outstanding issues of the Comprehensive Peace

1 Agreement and mutual arrangements related to such
2 agreement:

3 *Provided*, That funds appropriated by this Act for assist-
4 ance for South Sudan that are made available for
5 peacebuilding and conflict mitigation shall be made avail-
6 able at not less than the fiscal year 2017 levels: *Provided*
7 *further*, That prior to the initial obligation of funds made
8 available pursuant to paragraphs (2) and (3), the Sec-
9 retary of State shall consult with the Committees on Ap-
10 propriations on the intended uses of such funds and steps
11 taken by such government to advance or implement a
12 peace agreement.

13 (g) SUDAN.—

14 (1) LIMITATIONS.—

15 (A) ASSISTANCE.—Notwithstanding any
16 other provision of law, none of the funds appro-
17 priated by this Act may be made available for
18 assistance for the Government of Sudan.

19 (B) LOANS.—None of the funds appro-
20 priated by this Act may be made available for
21 the cost, as defined in section 502 of the Con-
22 gressional Budget Act of 1974, of modifying
23 loans and loan guarantees held by the Govern-
24 ment of Sudan, including the cost of selling, re-
25 ducing, or canceling amounts owed to the

1 United States, and modifying concessional
2 loans, guarantees, and credit agreements.

3 (2) EXCLUSIONS.—The limitations of para-
4 graph (1) shall not apply to—

5 (A) humanitarian assistance;

6 (B) assistance for democracy programs;

7 (C) assistance for the Darfur region,
8 Southern Kordofan State, Blue Nile State,
9 other marginalized areas and populations in
10 Sudan, and Abyei; and

11 (D) assistance to support implementation
12 of outstanding issues of the Comprehensive
13 Peace Agreement, mutual arrangements related
14 to post-referendum issues associated with such
15 Agreement, or any other internationally recog-
16 nized viable peace agreement in Sudan.

17 (h) ZIMBABWE.—Funds appropriated by this Act
18 shall be made available for assistance for Zimbabwe fol-
19 lowing consultation with the appropriate congressional
20 committees: *Provided*, That such funds may only be made
21 available for assistance for the central Government of
22 Zimbabwe if the Secretary of State certifies and reports
23 to such committees that such Government has—

1 (1) restored the rule of law, including respect
2 for ownership and title to property, and freedoms of
3 expression, association, and assembly;

4 (2) taken steps to publicly disclose revenues
5 from the extraction of natural resources; and

6 (3) held free and fair presidential and par-
7 liamentary elections:

8 *Provided further*, That the limitation of the previous pro-
9 viso shall not apply to funds made available for health and
10 education programs.

11 EAST ASIA AND THE PACIFIC

12 SEC. 7043. (a) BURMA.—

13 (1) BILATERAL ECONOMIC ASSISTANCE.—

14 (A) ECONOMIC SUPPORT FUND.—Funds
15 appropriated by this Act under the heading
16 “Economic Support Fund” for assistance for
17 Burma may be made available notwithstanding
18 any other provision of law, except for this sub-
19 section, and following consultation with the ap-
20 propriate congressional committees.

21 (B) USES.—Funds appropriated under
22 title III of this Act for assistance for Burma—

23 (i) shall be made available to
24 strengthen civil society organizations in

1 Burma and for programs to strengthen
2 independent media;

3 (ii) shall be made available for com-
4 munity-based organizations operating in
5 Thailand to provide food, medical, and
6 other humanitarian assistance to internally
7 displaced persons in eastern Burma, in ad-
8 dition to assistance for Burmese refugees
9 from funds appropriated by this Act under
10 the heading “Migration and Refugee As-
11 sistance”;

12 (iii) shall be made available for pro-
13 grams to promote ethnic and religious tol-
14 erance and to combat gender-based vio-
15 lence, including in Rakhine, Shan, Kachin,
16 and Karen states;

17 (iv) shall be made available to pro-
18 mote rural economic development in
19 Burma, including through microfinance
20 programs;

21 (v) shall be made available to increase
22 opportunities for foreign direct investment
23 by strengthening the rule of law, trans-
24 parency, and accountability;

1 (vi) shall be made available for pro-
2 grams to investigate and document allega-
3 tions of ethnic cleansing and other gross
4 violations of human rights committed
5 against the Rohingya people in Rakhine
6 state: *Provided*, That such funds shall be
7 made available for civil society organiza-
8 tions in Bangladesh and Burma for such
9 purposes: *Provided further*, That prior to
10 the obligation of such funds, the Assistant
11 Secretary for Democracy, Human Rights,
12 and Labor, Department of State, shall en-
13 sure the establishment of a standard docu-
14 mentation format and documentation pro-
15 cedures for use by such organizations, and
16 shall identify an appropriate repository for
17 such information: *Provided further*, That
18 such sums shall be in addition to funds
19 otherwise made available for such pur-
20 poses;

21 (vii) shall be made available for pro-
22 grams to investigate and document allega-
23 tions of gross violations of human rights
24 committed in Burma, particularly in areas
25 of conflict: *Provided*, That such funds shall

1 be made available for civil society and
2 international organizations, including those
3 in countries bordering Burma;

4 (viii) may not be made available to
5 any individual or organization if the Sec-
6 retary of State has credible information
7 that such individual or organization has
8 committed a gross violation of human
9 rights, including against Rohingya and
10 other minority groups, or that advocates
11 violence against ethnic or religious groups
12 or individuals in Burma;

13 (ix) may not be made available to any
14 organization or entity controlled by the
15 armed forces of Burma;

16 (x) may be made available for ethnic
17 groups and civil society in Burma to help
18 sustain ceasefire agreements and further
19 prospects for reconciliation and peace,
20 which may include support to representa-
21 tives of ethnic armed groups for this pur-
22 pose; and

23 (xi) may only be made available for
24 programs to support the return of
25 Rohingya, Karen, and other refugees and

1 internally displaced persons to their loca-
2 tions of origin or preference in Burma if
3 such returns are voluntary and consistent
4 with international law.

5 (2) INTERNATIONAL SECURITY ASSISTANCE.—

6 None of the funds appropriated by this Act under
7 the headings “International Military Education and
8 Training” and “Foreign Military Financing Pro-
9 gram” may be made available for assistance for
10 Burma: *Provided*, That the Department of State
11 may continue consultations with the armed forces of
12 Burma only on human rights and disaster response
13 in a manner consistent with the prior fiscal year,
14 and following consultation with the appropriate con-
15 gressional committees.

16 (3) CERTIFICATION AND WAIVER.—

17 (A) Notwithstanding any provision of this
18 subsection, of the funds appropriated by this
19 Act under the heading “Economic Support
20 Fund” that are made available for assistance
21 for Burma, 15 percent may not be obligated
22 until the Secretary of State certifies and reports
23 to the Committees on Appropriations that the
24 Government of Burma—

1 (i) has terminated military coopera-
2 tion with North Korea;

3 (ii) is respecting human rights and
4 the rule of law, including the arrest and
5 prosecution of journalists;

6 (iii) is revising, updating, or repealing
7 colonial-era and other oppressive laws that
8 are used in such prosecutions, including
9 the Unlawful Associations Act; and

10 (iv) is credibly investigating the mur-
11 der of U Ko Ni, and is taking steps to pro-
12 tect and defend the security and safety of
13 other activists.

14 (B) The Secretary of State may waive the
15 requirements of this paragraph if the Secretary
16 determines and reports to the Committees on
17 Appropriations that do so is in the national in-
18 terest.

19 (4) PROGRAMS, POSITION, AND RESPONSIBIL-
20 ITIES.—

21 (A) Any new program or activity in Burma
22 initiated in fiscal year 2019 shall be subject to
23 prior consultation with the appropriate congres-
24 sional committees.

1 (B) Section 7043(b)(7) of the Department
2 of State, Foreign Operations, and Related Pro-
3 grams Appropriations Act, 2015 (division J of
4 Public Law 113–235) shall continue in effect
5 during fiscal year 2019.

6 (C) The United States Chief of Mission in
7 Burma, in consultation with the Assistant Sec-
8 retary for Democracy, Human Rights, and
9 Labor, Department of State, shall be respon-
10 sible for democracy and human rights programs
11 in Burma.

12 (b) CAMBODIA.—

13 (1) ASSISTANCE.—

14 (A) None of the funds appropriated by this
15 Act that are made available for assistance for
16 the Government of Cambodia may be obligated
17 or expended unless the Secretary of State cer-
18 tifies and reports to the Committees on Appro-
19 priations that such Government is taking effec-
20 tive steps to—

21 (i) strengthen regional security and
22 stability, particularly regarding territorial
23 disputes in the South China Sea and the
24 enforcement of international sanctions with
25 respect to North Korea; and

1 (ii) respect the rights and responsibil-
2 ities enshrined in the Constitution of the
3 Kingdom of Cambodia as enacted in 1993,
4 including through the—

5 (I) restoration of the civil and
6 political rights of the opposition Cam-
7 bodia National Rescue Party, media,
8 and civil society organizations;

9 (II) restoration of all elected offi-
10 cials to their elected offices; and

11 (III) release of all political pris-
12 oners, including journalists, civil soci-
13 ety activists, and members of the op-
14 position political party.

15 (B) Funds appropriated under title III of
16 this Act for assistance for Cambodia shall be
17 made available for—

18 (i) democracy programs, including re-
19 search and education programs associated
20 with the Khmer Rouge in Cambodia, ex-
21 cept that no funds for such purposes may
22 be made available to the Extraordinary
23 Chambers in the Court of Cambodia; and

1 (ii) programs in the Khmer language
2 to counter the influence of the People’s Re-
3 public of China in Cambodia.

4 (C) Section 307(a) of the Foreign Assist-
5 ance Act of 1961 shall be deemed to apply to
6 funds appropriated by this Act and made avail-
7 able for assistance for Cambodia, except the
8 Secretary of State may waive the requirement
9 of this paragraph if the Secretary certifies and
10 reports to the Committees on Appropriations
11 that the Government of Cambodia has held free
12 and fair elections.

13 (2) VISA RESTRICTION.—Funds appropriated
14 under title I of this Act shall be made available to
15 continue to implement the policy announced by the
16 Department of State on December 6, 2017, to re-
17 strict the issuance of visas to enter the United
18 States to individuals involved in undermining democ-
19 racy in Cambodia, including the family members of
20 such individuals, as appropriate: *Provided*, That not
21 later than 30 days after enactment of this Act, the
22 Secretary of State shall submit a report to the ap-
23 propriate congressional committees describing the
24 implementation of such policy.

1 (c) INDO-PACIFIC STRATEGY.—Of the funds appro-
2 priated by this Act and prior Acts making appropriations
3 for the Department of State, foreign operations, and re-
4 lated programs, not less than \$160,000,000 shall be made
5 available for democracy; economic governance and trade;
6 natural resource security, energy, and governance; and,
7 law enforcement and security programs to support the im-
8 plementation of the Indo-Pacific Strategy, as follows—

9 (1) \$65,000,000 under the heading “Develop-
10 ment Assistance”;

11 (2) \$50,000,000 under the heading “Economic
12 Support Fund”;

13 (3) \$30,000,000 under the heading “Inter-
14 national Narcotics Control and Law Enforcement”;
15 and

16 (4) \$15,000,000 under the heading “Foreign
17 Military Financing Program”;

18 *Provided*, That such funds are in addition to amounts oth-
19 erwise made available for such purposes.

20 (d) LAOS.—Of the funds appropriated by this Act
21 under the heading “Nonproliferation, Anti-terrorism,
22 Demining and Related Programs”, not less than
23 \$40,000,000 shall be made available to continue to clear
24 unexploded ordnance in Laos.

25 (e) NORTH KOREA.—

1 (1) CYBERSECURITY.—None of the funds ap-
2 propriated by this Act and prior Acts making appro-
3 priations for the Department of State, foreign oper-
4 ations, and related programs may be made available
5 for assistance for the central government of a coun-
6 try the Secretary of State determines and reports to
7 the appropriate congressional committees engages in
8 significant transactions contributing materially to
9 the malicious cyber-intrusion capabilities of the Gov-
10 ernment of North Korea: *Provided*, That the Sec-
11 retary of State shall submit the report required by
12 section 209 of the North Korea Sanctions and Policy
13 Enhancement Act of 2016 (Public Law 114–122; 22
14 U.S.C. 9229), as amended, to the Committees on
15 Appropriations in the manner described in subpara-
16 graph (2)(A) of such section: *Provided further*, That
17 the Secretary of State may waive the application of
18 the restriction in this paragraph with respect to as-
19 sistance for the central government of a country if
20 the Secretary determines and reports to the appro-
21 priate congressional committees that to do so is im-
22 portant to the national security interest of the
23 United States, including a description of such inter-
24 est served.

1 (2) BROADCASTS.—Funds appropriated by this
2 Act under the heading “International Broadcasting
3 Operations” shall be made available to maintain
4 broadcasting hours into North Korea at levels not
5 less than the prior fiscal year.

6 (3) REFUGEES.—Funds appropriated by this
7 Act under the heading “Migration and Refugee As-
8 sistance” should be made available for assistance for
9 refugees from North Korea, including protection ac-
10 tivities in the People’s Republic of China and other
11 countries in Asia.

12 (4) HUMAN RIGHTS PROMOTION, DATABASE,
13 AND LIMITATION ON USE OF FUNDS.—

14 (A) HUMAN RIGHTS PROMOTION.—Of the
15 funds appropriated by this Act under the head-
16 ings “Economic Support Fund” and “Democ-
17 racy Fund”, not less than \$8,000,000 shall be
18 made available for the promotion of human
19 rights in North Korea: *Provided*, That such
20 funds shall be administered by the Assistant
21 Secretary for Democracy, Human Rights, and
22 Labor, Department of State: *Provided further*,
23 That the authority of section 7032(b) of this
24 Act shall apply to such funds.

1 (B) DATABASE.—Funds appropriated by
2 this Act under title III shall be made available
3 to maintain a database of prisons and gulags in
4 North Korea, in accordance with section
5 7032(i) of the Department of State, Foreign
6 Operations, and Related Programs Appropria-
7 tions Act, 2014 (division K of Public Law 113–
8 76).

9 (C) LIMITATION.—None of the funds ap-
10 propriated by this Act under the heading “Eco-
11 nomic Support Fund” may be made available
12 for assistance for the Government of North
13 Korea.

14 (f) PEOPLE’S REPUBLIC OF CHINA.—

15 (1) LIMITATION ON USE OF FUNDS.—None of
16 the funds appropriated under the heading “Diplo-
17 matic Programs” in this Act may be obligated or ex-
18 pended for processing licenses for the export of sat-
19 ellites of United States origin (including commercial
20 satellites and satellite components) to the People’s
21 Republic of China (PRC) unless, at least 15 days in
22 advance, the Committees on Appropriations are noti-
23 fied of such proposed action.

24 (2) PEOPLE’S LIBERATION ARMY.—The terms
25 and requirements of section 620(h) of the Foreign

1 Assistance Act of 1961 shall apply to foreign assist-
2 ance projects or activities of the People’s Liberation
3 Army (PLA) of the PRC, to include such projects or
4 activities by any entity that is owned or controlled
5 by, or an affiliate of, the PLA: *Provided*, That none
6 of the funds appropriated or otherwise made avail-
7 able pursuant to this Act may be used to finance
8 any grant, contract, or cooperative agreement with
9 the PLA, or any entity that the Secretary of State
10 has reason to believe is owned or controlled by, or
11 an affiliate of, the PLA.

12 (3) COUNTER INFLUENCE PROGRAMS.—Funds
13 appropriated by this Act for public diplomacy under
14 title I and for assistance under titles III and IV
15 shall be made available to counter the influence of
16 the PRC, in accordance with the strategy required
17 by section 7043(e)(3) of the Department of State,
18 Foreign Operations, and Related Programs Appro-
19 priations Act, 2014 (division K of Public Law 113–
20 76), following consultation with the Committees on
21 Appropriations.

22 (4) AUTHORITY AND NOTIFICATION REQUIRE-
23 MENT.—

24 (A) AUTHORITY.—The uses of funds made
25 available by this Act for the promotion of de-

1 mocracy in the PRC, except for funds made
2 available under subsection (f), shall be the re-
3 sponsibility of the Assistant Secretary for De-
4 mocracy, Human Rights, and Labor, Depart-
5 ment of State.

6 (B) NOTIFICATION.—Funds appropriated
7 by this Act that are made available for trilateral
8 programs conducted with the PRC shall be sub-
9 ject to the regular notification procedures of the
10 Committees on Appropriations.

11 (g) PHILIPPINES.—None of the funds appropriated
12 by this Act under the heading “International Narcotics
13 Control and Law Enforcement” may be made available for
14 counternarcotics assistance for the Philippines, except for
15 drug demand reduction, maritime law enforcement, or
16 transnational interdiction.

17 (h) TIBET.—

18 (1) FINANCING OF PROJECTS IN TIBET.—The
19 Secretary of the Treasury should instruct the United
20 States executive director of each international finan-
21 cial institution to use the voice and vote of the
22 United States to support financing of projects in
23 Tibet if such projects do not provide incentives for
24 the migration and settlement of non-Tibetans into
25 Tibet or facilitate the transfer of ownership of Ti-

1 betan land and natural resources to non-Tibetans,
2 are based on a thorough needs-assessment, foster
3 self-sufficiency of the Tibetan people and respect Ti-
4 betan culture and traditions, and are subject to ef-
5 fective monitoring.

6 (2) PROGRAMS FOR TIBETAN COMMUNITIES.—

7 (A) TIBET AUTONOMOUS REGION.—Not-
8 withstanding any other provision of law, of the
9 funds appropriated by this Act under the head-
10 ing “Economic Support Fund”, not less than
11 \$8,000,000 shall be made available to non-
12 governmental organizations to support activities
13 which preserve cultural traditions and promote
14 sustainable development, education, and envi-
15 ronmental conservation in Tibetan communities
16 in the Tibet Autonomous Region and in other
17 Tibetan communities in China.

18 (B) INDIA AND NEPAL.—Of the funds ap-
19 propriated by this Act under the heading “Eco-
20 nomic Support Fund”, not less than
21 \$6,000,000 shall be made available for pro-
22 grams to promote and preserve Tibetan culture,
23 development, and the resilience of Tibetan com-
24 munities in India and Nepal, and to assist in
25 the education and development of the next gen-

1 eration of Tibetan leaders from such commu-
2 nities: *Provided*, That such funds are in addi-
3 tion to amounts made available in subpara-
4 graph (A) for programs inside Tibet.

5 (C) TIBETAN GOVERNANCE.—Of the funds
6 appropriated by this Act under the heading
7 “Economic Support Fund”, not less than
8 \$3,000,000 shall be made available for pro-
9 grams to strengthen the capacity of Tibetan in-
10 stitutions and governance.

11 (i) VIETNAM.—

12 (1) DIOXIN REMEDIATION.—Notwithstanding
13 any other provision of law, of the funds appropriated
14 by this Act under the heading “Economic Support
15 Fund”, not less than \$20,000,000 shall be made
16 available for activities related to the remediation of
17 dioxin contaminated sites in Vietnam and may be
18 made available for assistance for the Government of
19 Vietnam, including the military, for such purposes.

20 (2) HEALTH AND DISABILITY PROGRAMS.—Of
21 the funds appropriated by this Act under the head-
22 ing “Development Assistance”, not less than
23 \$12,500,000 shall be made available for health and
24 disability programs in areas sprayed with Agent Or-
25 ange and otherwise contaminated with dioxin, to as-

1 sist individuals with severe upper or lower body mo-
2 bility impairment or cognitive or developmental dis-
3 abilities.

4 (3) UNEXPLODED ORDNANCE.—Of the funds
5 appropriated by this Act under the heading “Non-
6 proliferation, Anti-terrorism, Demining and Related
7 Programs”, not less than \$15,000,000 shall be made
8 available to clear unexploded ordnance (UXO) in
9 Vietnam, including to conduct UXO surveys.

10 (4) FORENSIC ASSISTANCE.—Of the funds ap-
11 propriated by this Act under the heading “Economic
12 Support Fund” that are made available for assist-
13 ance for Vietnam, not less than \$2,500,000 shall be
14 made available for forensic assistance related to the
15 identification of remains from conflict, regardless of
16 the affiliation of such remains with North or South
17 Vietnam.

18 (5) FULBRIGHT UNIVERSITY VIETNAM.—Of the
19 funds appropriated by this Act under the heading
20 “Educational and Cultural Exchange Programs”
21 and “Economic Support Fund”, not less than
22 \$10,000,000 shall be made available for Fulbright
23 University Vietnam, which shall not be used for con-
24 struction activities.

1 SOUTH AND CENTRAL ASIA

2 SEC. 7044. (a) AFGHANISTAN.—

3 (1) OPERATIONS.—

4 (A) EMBASSY BRANCH OFFICE.—Funds
5 appropriated by this Act and prior Acts making
6 appropriations for the Department of State,
7 foreign operations, and related programs under
8 the heading “Diplomatic Programs” and “Em-
9 bassy Security, Construction, and Maintenance”
10 may be made available to reestablish and main-
11 tain one or more Embassy Branch Offices in
12 Afghanistan, following consultation with the
13 Committees on Appropriations and subject to
14 the regular notification procedures of such
15 Committees.

16 (B) EMBASSY AIR.—The requirements of
17 section 7052(c) of this Act relating to reim-
18 bursement for aircraft use by Federal and non-
19 Federal personnel supporting Department of
20 State and United States Agency for Inter-
21 national Development programs and activities
22 in Afghanistan may include less than full cost
23 recovery if the Secretary of State determines
24 and reports to the Committees on Appropria-
25 tions that such action is important to safeguard

1 the welfare and security of United States per-
2 sonnel in Afghanistan.

3 (2) ASSISTANCE AND TRANSFER OF FUNDS.—

4 Funds appropriated under titles III and IV of this
5 Act shall be made available to implement the South
6 Asia Strategy, the Revised Strategy for United
7 States Engagement in Afghanistan, and the United
8 States Agency for International Development Coun-
9 try Development Cooperation Strategy for Afghani-
10 stan: *Provided*, That funds appropriated by this Act
11 under the heading “Economic Support Fund” that
12 are made available for the Fulbright program for Af-
13 ghanistan shall be transferred to, and merged with,
14 funds appropriated in title I of this Act under the
15 heading “Educational and Cultural Exchange Pro-
16 grams”.

17 (3) OVERSIGHT AND ANTI-CORRUPTION ACTIVI-
18 TIES.—

19 (A) OVERSIGHT.—Of the funds appro-
20 priated by this Act and prior Acts making ap-
21 propriations for the Department of State, for-
22 eign operations, and related programs under
23 the heading “Economic Support Fund” for as-
24 sistance for Afghanistan, up to \$2,800,000 may
25 be transferred to, and merged with, funds ap-

1 appropriated in title II of this Act under the
2 heading “Office of Inspector General” for au-
3 dits, investigations, and other activities for the
4 purposes of conducting effective oversight of as-
5 sistance for Afghanistan: *Provided*, That any
6 such funds transferred are in addition to funds
7 otherwise available for such purposes.

8 (B) ANTI-CORRUPTION ACTIVITIES.—

9 (i) Funds appropriated by this Act
10 that are made available for assistance for
11 Afghanistan may not be made available to
12 any Afghan individual, organization, or
13 government entity if the Secretary of State
14 has credible information that such indi-
15 vidual, organization, or entity is knowingly
16 involved in acts of grand corruption, illicit
17 narcotics production or trafficking, or has
18 committed a gross violation of human
19 rights: *Provided*, That such requirement
20 shall not apply to any United States cit-
21 izen or lawful permanent resident associ-
22 ated with such organization or entity.

23 (ii) The Special Inspector General for
24 Afghanistan Reconstruction shall update
25 the assessment of the implementation of

1 the Afghanistan National Strategy for
2 Combatting Corruption by the Government
3 of Afghanistan, including efforts to pros-
4 ecute individuals alleged to be involved in
5 corrupt or illegal activities.

6 (4) TAXATION.—None of the funds appro-
7 priated by this Act for assistance for Afghanistan
8 may be made available for direct government-to-gov-
9 ernment assistance unless the Secretary of State
10 certifies and reports to the Committees on Appro-
11 priations that—

12 (A) the United States Government and the
13 Government of Afghanistan have in place the
14 agreements necessary to ensure compliance with
15 the principles set forth in section 7013 of this
16 Act; and

17 (B) United States companies and organiza-
18 tions that are implementing United States as-
19 sistance programs in Afghanistan in a manner
20 consistent with United States laws and regula-
21 tions are not subjected by the Government of
22 Afghanistan to taxes or other fees in contraven-
23 tion of the agreements referenced in subpara-
24 graph (A), and are not subjected to retaliation
25 by the Government of Afghanistan for the non-

1 payment of such taxes or fees imposed in the
2 past: *Provided*, That not later than 90 days
3 after enactment of this Act, the Secretary of
4 State shall submit to the Committees on Appro-
5 priations an assessment of the dollar value of
6 improper taxes or fees levied by such govern-
7 ment against such companies and organizations
8 in fiscal year 2018.

9 (5) AUTHORITIES.—

10 (A) Funds appropriated by this Act under
11 title III through VI that are made available for
12 assistance for Afghanistan may be made avail-
13 able—

14 (i) notwithstanding section 7012 of
15 this Act or any similar provision of law
16 and section 660 of the Foreign Assistance
17 Act of 1961;

18 (ii) for reconciliation programs and
19 disarmament, demobilization, and re-
20 integration activities for former combat-
21 ants who have renounced violence against
22 the Government of Afghanistan, including
23 in accordance with section
24 7046(a)(2)(B)(ii) of the Department of
25 State, Foreign Operations, and Related

1 Programs Appropriations Act, 2012 (divi-
2 sion I of Public Law 112–74), except that
3 no such funds may be made available for
4 direct monetary payment to demobilized
5 combatants; and

6 (B) Section 7046(a)(2)(A) of the Depart-
7 ment of State, Foreign Operations, and Related
8 Programs Appropriations Act, 2012 (division I
9 of Public Law 112–74) shall apply to funds ap-
10 propriated by this Act for assistance for Af-
11 ghanistan.

12 (6) PRIOR ACTS.—Funds appropriated by prior
13 Acts making appropriations for the Department of
14 State, foreign operations, and related programs and
15 made available for assistance for Afghanistan shall
16 be made available pursuant to this subsection.

17 (7) AFGHAN ALLIES.—It is the sense of the
18 Senate that the Afghan Special Immigrant Visa pro-
19 gram is important to the national interests of the
20 United States, and that the Department of State
21 should develop a system of prioritization for the
22 processing of Afghan Special Immigrant Visas.

23 (b) NEPAL.—

24 (1) ASSISTANCE.—Of the funds appropriated
25 under titles III and IV of this Act, not less than

1 \$121,730,000 shall be made available for assistance
2 for Nepal, including for earthquake recovery and re-
3 construction programs.

4 (2) FOREIGN MILITARY FINANCING PRO-
5 GRAM.—Funds appropriated by this Act under the
6 heading “Foreign Military Financing Program”
7 shall only be made available for humanitarian and
8 disaster relief and reconstruction activities in Nepal,
9 and in support of international peacekeeping oper-
10 ations: *Provided*, That such funds may only be made
11 available for any additional uses if the Secretary of
12 State certifies and reports to the Committees on Ap-
13 propriations that the Government of Nepal is inves-
14 tigating and prosecuting violations of human rights
15 and the laws of war, and the Nepal Army is cooper-
16 ating fully with civilian judicial authorities in such
17 cases.

18 (c) PAKISTAN.—

19 (1) INTERNATIONAL SECURITY ASSISTANCE.—

20 (A) LIMITATION.—Funds appropriated by
21 this Act under the heading “Foreign Military
22 Financing Program” for assistance for Paki-
23 stan may be made available only to support
24 counterterrorism and counterinsurgency capa-
25 bilities in Pakistan.

1 (B) CONSULTATION.—Not later than 30
2 days after enactment of this Act, and prior to
3 the submission of the report required by section
4 653(a) of the Foreign Assistance Act of 1961,
5 the Secretary of State shall consult with the
6 Committees on Appropriations on the amount
7 of funds appropriated by this Act under the
8 heading “Foreign Military Financing Program”
9 that is anticipated to be subject to the January
10 2018 policy decision of the United States to
11 suspend security assistance for Pakistan, or any
12 subsequent policy decision affecting such assist-
13 ance: *Provided*, That the Secretary shall
14 promptly inform the appropriate congressional
15 committees in writing of any changes to such
16 policy, the justification for such changes, and
17 the progress made by the Government of Paki-
18 stan in meeting the counterterrorism objectives
19 described under this section in Senate report
20 115-282.

21 (C) REPROGRAMMING.—Funds appro-
22 priated by this Act and prior Acts making ap-
23 propriations for the Department of State, for-
24 eign operations, and related programs under
25 the heading “Foreign Military Financing Pro-

1 gram” for assistance for Pakistan that are
2 withheld from obligation or expenditure by the
3 Department of State may be reprogrammed by
4 the Secretary of State, except that no such
5 funds may be reprogrammed that are required
6 to complete payment on existing and previously
7 approved contracts: *Provided*, That such re-
8 programming shall be subject to the regular no-
9 tification procedures of the Committees on Ap-
10 propriations.

11 (2) BILATERAL ECONOMIC ASSISTANCE RE-
12 PORT.—Prior to the obligation of funds made avail-
13 able by this Act under the heading “Economic Sup-
14 port Fund” for assistance for the central Govern-
15 ment of Pakistan, the Secretary of State shall sub-
16 mit a report to the appropriate congressional com-
17 mittees detailing—

18 (A) the amount of financing and other
19 support, if any, provided by the Government of
20 Pakistan to schools supported by, affiliated
21 with, or run by the Taliban or any domestic or
22 foreign terrorist organization in Pakistan;

23 (B) the extent of cooperation by such gov-
24 ernment in issuing visas in a timely manner for
25 United States visitors, including officials and

1 representatives of nongovernmental organiza-
2 tions, engaged in assistance and security pro-
3 grams in Pakistan;

4 (C) the extent to which such government is
5 providing humanitarian organizations access to
6 detainees, internally displaced persons, and
7 other Pakistani civilians affected by conflict in
8 Pakistan and the region; and

9 (D) the extent to which such government is
10 strengthening democracy in Pakistan.

11 (3) AUTHORITY AND USES OF FUNDS.—

12 (A) Funds appropriated by this Act for as-
13 sistance for Pakistan may be made available
14 notwithstanding any other provision of law, ex-
15 cept for section 620M of the Foreign Assistance
16 Act of 1961.

17 (B) Funds appropriated by this Act for as-
18 sistance for Pakistan that are made available
19 for infrastructure projects shall be implemented
20 in a manner consistent with section 507(6) of
21 the Trade Act of 1974 (19 U.S.C. 2467(6)).

22 (C) The authorities and directives of sec-
23 tion 7044(d)(4) of the Department of State,
24 Foreign Operations, and Related Programs Ap-
25 propriations Act, 2015 (division J of Public

1 Law 113–235) regarding scholarships for
2 women shall apply to funds appropriated by
3 this Act for assistance for Pakistan, following
4 consultation with the Committees on Appropria-
5 tions.

6 (D) Funds appropriated by this Act under
7 the headings “Economic Support Fund” and
8 “Nonproliferation, Anti-terrorism, Demining
9 and Related Programs” that are made available
10 for assistance for Pakistan shall be made avail-
11 able to interdict precursor materials from Paki-
12 stan to Afghanistan that are used to manufac-
13 ture improvised explosive devices and for agri-
14 culture extension programs that encourage al-
15 ternative fertilizer use among Pakistani farmers
16 to decrease the dual use of fertilizer in the
17 manufacturing of improvised explosive devices.

18 (E) Of the funds appropriated by this Act
19 under the heading “International Narcotics
20 Control and Law Enforcement” that are made
21 available for assistance for Pakistan, not less
22 than \$15,000,000 shall be made available for
23 border security programs in Pakistan, following
24 consultation with the Committees on Appropria-
25 tions.

1 (F) Of the funds appropriated by this Act
2 under the heading “Economic Support Fund”
3 that are made available for assistance for Paki-
4 stan, not less than \$19,500,000 shall be trans-
5 ferred to, and merged with, funds made avail-
6 able in title I of this Act under the heading
7 “Educational and Cultural Exchange Pro-
8 grams” for the Fulbright program for Pakistan:
9 *Provided*, That such transfer and merge shall
10 take place not later than 45 days after enact-
11 ment of this Act.

12 (4) WITHHOLDING.—Of the funds appropriated
13 under titles III and IV of this Act that are made
14 available for assistance for Pakistan, \$33,000,000
15 shall be withheld from obligation until the Secretary
16 of State reports to the Committees on Appropria-
17 tions that Dr. Shakil Afridi has been released from
18 prison and cleared of all charges relating to the as-
19 sistance provided to the United States in locating
20 Osama bin Laden.

21 (5) PROHIBITION ON ENTRY.—Section 7031(c)
22 of this Act shall be applied to officials of the Gov-
23 ernment of Pakistan about whom the Secretary of
24 State has credible information have been involved in
25 the wrongful imprisonment of Aasiya Noreen, known

1 as Asia Bibi, who was sentenced to death for alleg-
2 edly violating Pakistani blasphemy laws.

3 (d) SRI LANKA.—

4 (1) BILATERAL ECONOMIC ASSISTANCE.—Of
5 the funds appropriated under title III of this Act,
6 not less than \$35,000,000 shall be made available
7 for assistance for Sri Lanka for economic develop-
8 ment and democracy programs, particularly in areas
9 recovering from ethnic and religious conflict: *Pro-*
10 *vided*, That such funds shall be made available for
11 programs to assist in the identification and resolu-
12 tion of cases of missing persons.

13 (2) CERTIFICATION.—Funds appropriated by
14 this Act for assistance for the central Government of
15 Sri Lanka, except for funds made available for hu-
16 manitarian assistance and victims of trauma, may be
17 made available only if the Secretary of State certifies
18 and reports to the Committees on Appropriations
19 that the Government of Sri Lanka is—

20 (A) repealing laws that do not comply with
21 international standards for arrest and detention
22 by security forces, and ensuring that any suc-
23 cessor legislation meets such standards;

24 (B) increasing accountability and trans-
25 parency in governance;

1 (C) investigating allegations of arbitrary
2 arrest and torture, and supporting a credible
3 justice mechanism in compliance with United
4 Nations Human Rights Council Resolution (A/
5 HCR/RES/30/1) of October 2015;

6 (D) returning military occupied lands in
7 former conflict zones to their rightful owners or
8 compensating those whose land was confiscated
9 without due process, and which is in addition to
10 steps taken during the previous calendar year;

11 (E) establishing a functioning office of
12 missing persons and assisting its investigations
13 of cases of missing persons from Sri Lanka's
14 internal armed conflicts with the cooperation of
15 the armed forces of Sri Lanka; and

16 (F) substantially reducing the presence of
17 the armed forces in former conflict zones and
18 implementing a plan for restructuring the
19 armed forces to adopt a peacetime role that
20 contributes to post-conflict reconciliation and
21 regional security.

22 (3) INTERNATIONAL SECURITY ASSISTANCE.—
23 Funds appropriated under title IV of this Act that
24 are available for assistance for Sri Lanka shall be
25 subject to the following conditions—

1 (A) funds under the heading “Foreign
2 Military Financing Program” may only be
3 made available for programs to support human-
4 itarian and disaster response preparedness and
5 maritime security, including professionalization
6 and training for the navy and coast guard; and

7 (B) funds under the heading “Peace-
8 keeping Operations” may only be made avail-
9 able for training and equipment related to
10 international peacekeeping operations and im-
11 provements to peacekeeping-related facilities,
12 and only if the Government of Sri Lanka is tak-
13 ing effective steps to bring to justice Sri
14 Lankan peacekeeping troops who have engaged
15 in sexual exploitation and abuse.

16 (e) REGIONAL PROGRAMS.—

17 (1) CROSS BORDER PROGRAMS.—Funds appro-
18 priated by this Act under the heading “Economic
19 Support Fund” for assistance for Afghanistan and
20 Pakistan may be provided, notwithstanding any
21 other provision of law that restricts assistance to
22 foreign countries, for cross border stabilization and
23 development programs between Afghanistan and
24 Pakistan, or between either country and the Central
25 Asian countries.

1 (2) SECURITY AND JUSTICE PROGRAMS.—
2 Funds appropriated by this Act that are made avail-
3 able for assistance for countries in South and Cen-
4 tral Asia shall be made available to accelerate the re-
5 cruitment and enhance the retention and profes-
6 sionalism of women in the judiciary, police, and
7 other security forces.

8 LATIN AMERICA AND THE CARIBBEAN

9 SEC. 7045. (a) CENTRAL AMERICA.—Of the funds
10 appropriated under titles III and IV of this Act,
11 \$515,465,000 should be made available for assistance for
12 countries in Central America to implement the United
13 States Strategy for Engagement in Central America: *Pro-*
14 *vided*, That such funds shall be provided under the same
15 terms and conditions contained in section 7045(a) of the
16 Department of State, Foreign Operations, and Related
17 Programs Appropriations Act, 2018 (division K of Public
18 Law 115–141), except that—

19 (1) no funds shall be made available for the
20 Award for Extraordinary Progress; and

21 (2) the funding limitation of this subsection and
22 similar limitations in prior Acts making appropria-
23 tions for the Department of State, foreign oper-
24 ations, and related programs shall not apply to
25 funds made available for humanitarian, food secu-

1 rity, and anti-corruption programs for countries in
2 Central America.

3 (b) COLOMBIA.—Of the funds appropriated under ti-
4 tles III and IV of this Act, not less than \$391,253,000
5 shall be made available for assistance for Colombia: *Pro-*
6 *vided*, That such funds shall be provided under the same
7 terms and conditions contained in section 7045(b) of the
8 Department of State, Foreign Operations, and Related
9 Programs Appropriations Act, 2018 (division K of Public
10 Law 115–141).

11 (c) CUBA.—Of the funds appropriated by this Act
12 under the heading “Economic Support Fund”, not less
13 than \$15,000,000 shall be made available for democracy
14 programs for Cuba.

15 (d) HAITI.—The Government of Haiti shall be eligi-
16 ble to purchase defense articles and services under the
17 Arms Export Control Act (22 U.S.C. 2751 et seq.) for
18 the Coast Guard.

19 (e) MEXICO.—Of the funds appropriated by this Act
20 under the heading “Economic Support Fund” that are
21 made available for assistance for Mexico, not less than
22 \$18,000,000 shall be transferred to, and merged with,
23 funds appropriated by this Act under the heading “Migra-
24 tion and Refugee Assistance” and made available to proc-
25 ess the asylum applications of Central Americans in Mex-

1 ico: *Provided*, That of such funds, not less than
2 \$3,000,000 shall be made available for assistance to im-
3 prove the capacity of the Comisión Mexicana de Ayuda
4 a Refugiados to process such applications: *Provided fur-*
5 *ther*, That not less than 30 days after enactment of this
6 Act, the Assistant Secretary for the Bureau of Population,
7 Refugees, and Migration, Department of State, shall con-
8 sult with the Committees on Appropriations on the uses
9 of such funds.

10 (f) VENEZUELA.—Of the funds appropriated by this
11 Act under the heading “Economic Support Fund”, not
12 less than \$20,000,000 shall be made available for pro-
13 grams to promote democracy and the rule of law in Ven-
14 ezuela.

15 EUROPE AND EURASIA

16 SEC. 7046. (a) ASSISTANCE.—

17 (1) GEORGIA.—Of the funds appropriated by
18 this Act under titles III and IV, not less than
19 \$125,325,000 shall be made available for assistance
20 for Georgia.

21 (2) UKRAINE.—Of the funds appropriated by
22 this Act under titles III and IV, not less than
23 \$425,700,000 shall be made available for assistance
24 for Ukraine.

1 (b) LIMITATION.—None of the funds appropriated by
2 this Act may be made available for assistance for a govern-
3 ment of an Independent State of the former Soviet Union
4 if such government directs any action in violation of the
5 territorial integrity or national sovereignty of any other
6 Independent State of the former Soviet Union, such as
7 those violations included in the Helsinki Final Act: *Pro-*
8 *vided*, That except as otherwise provided in section
9 7067(a) of this Act, funds may be made available without
10 regard to the restriction in this subsection if the President
11 determines that to do so is in the national security interest
12 of the United States: *Provided further*, That prior to exe-
13 cuting the authority contained in the previous proviso, the
14 Secretary of State shall consult with the Committees on
15 Appropriations on how such assistance supports the na-
16 tional security interest of the United States.

17 (c) SECTION 907 OF THE FREEDOM SUPPORT
18 ACT.—Section 907 of the FREEDOM Support Act (22
19 U.S.C. 5812 note) shall not apply to—

20 (1) activities to support democracy or assist-
21 ance under title V of the FREEDOM Support Act
22 (22 U.S.C. 5851 et seq.) and section 1424 of the
23 Defense Against Weapons of Mass Destruction Act
24 of 1996 (50 U.S.C. 2333) or non-proliferation as-
25 sistance;

1 (2) any assistance provided by the Trade and
2 Development Agency under section 661 of the For-
3 eign Assistance Act of 1961 (22 U.S.C. 2421);

4 (3) any activity carried out by a member of the
5 United States and Foreign Commercial Service while
6 acting within his or her official capacity;

7 (4) any insurance, reinsurance, guarantee, or
8 other assistance provided by the Overseas Private
9 Investment Corporation under title IV of chapter 2
10 of part I of the Foreign Assistance Act of 1961 (22
11 U.S.C. 2191 et seq.);

12 (5) any financing provided under the Export-
13 Import Bank Act of 1945 (Public Law 79–173); or

14 (6) humanitarian assistance.

15 (d) TURKEY.—

16 (1) PROLONGED DETENTION OF UNITED
17 STATES CITIZENS IN TURKEY.—The Secretary of
18 State shall identify senior officials of the Govern-
19 ment of Turkey with respect to whom the Secretary
20 has credible information are knowingly responsible
21 for the wrongful or unlawful prolonged detention of
22 citizens or nationals of the United States currently
23 held in Turkey: *Provided*, That the Secretary may
24 not issue to any such officials a visa to enter the
25 United States: *Provided further*, That the restriction

1 in this paragraph shall not apply to individuals de-
2 scribed in section 7031(c)(2) of this Act: *Provided*
3 *further*, That the Secretary may waive the applica-
4 tion of this paragraph if the Secretary determines
5 and reports to the appropriate congressional com-
6 mittees that to do so is in the national interest or
7 that the circumstances which caused the individual
8 or individuals to be denied a visa have sufficiently
9 changed: *Provided further*, That not later than 90
10 days after enactment of this Act, the Secretary of
11 State shall submit to the appropriate congressional
12 committees the report regarding Americans held
13 under wrongful or unlawful prolonged detention in
14 Turkey under this heading in Senate report 115-
15 282, in classified form if necessary.

16 (2) TURKISH PRESIDENTIAL PROTECTION DI-
17 RECTORATE.—None of the funds made available by
18 this Act may be used to facilitate or support the sale
19 of defense articles or defense services to the Turkish
20 Presidential Protection Directorate (TPPD) under
21 chapter 2 of the Arms Export Control Act (22
22 U.S.C. 2761 et seq.), unless the Secretary of State
23 determines and reports to the appropriate congress-
24 sional committees that members of the TPPD that
25 are named in the July 17, 2017 indictment by the

1 Superior Court of the District of Columbia, and
2 against whom charges are pending, have returned to
3 the United States to stand trial in connection with
4 the offenses contained in such indictment or have
5 otherwise been brought to justice: *Provided*, That
6 the limitation in this paragraph shall not apply to
7 the use of fund made available by this Act for bor-
8 der security purposes, for North Atlantic Treaty Or-
9 ganization or coalition operations, or to enhance the
10 protection of United States officials and facilities in
11 Turkey.

12 (3) RESTRICTION ON FUNDS.—None of the
13 funds appropriated or otherwise made available by
14 this Act and prior Acts making appropriations for
15 the Department of State, foreign operations, and re-
16 lated programs, may be made available to transfer,
17 or to facilitate the transfer of, F-35 aircraft to Tur-
18 key, including any defense articles or services related
19 to such aircraft, until the Secretary of State certifies
20 to the appropriate congressional committees that the
21 Government of Turkey is not purchasing the S-400
22 missile defense system from Russia and will not ac-
23 cept the delivery of such system.

WAR CRIMES TRIBUNALS

1
2 SEC. 7047. (a) If the President determines that doing
3 so will contribute to a just resolution of charges regarding
4 genocide or other violations of international humanitarian
5 law, the President may direct a drawdown pursuant to sec-
6 tion 552(c) of the Foreign Assistance Act of 1961 of up
7 to \$30,000,000 of commodities and services for the United
8 Nations War Crimes Tribunal established with regard to
9 the former Yugoslavia by the United Nations Security
10 Council or such other tribunals or commissions as the
11 Council may establish or authorize to deal with such viola-
12 tions, without regard to the ceiling limitation contained
13 in paragraph (2) thereof: *Provided*, That the determina-
14 tion required under this section shall be in lieu of any de-
15 terminations otherwise required under section 552(c): *Pro-*
16 *vided further*, That funds made available pursuant to this
17 section shall be made available subject to the regular noti-
18 fication procedures of the Committees on Appropriations.

19 (b) None of the funds appropriated by this Act may
20 be made available for a United States contribution to the
21 International Criminal Court: *Provided*, That funds may
22 be made available for technical assistance, training, assist-
23 ance for victims, protection of witnesses, and law enforce-
24 ment support related to international investigations, ap-
25 prehensions, prosecutions, and adjudications of genocide,

1 crimes against humanity, and war crimes: *Provided fur-*
2 *ther*, That the previous proviso shall not apply to Amer-
3 ican service members and other United States citizens or
4 nationals, or to nationals of the North Atlantic Treaty Or-
5 ganization (NATO) or major non-NATO allies initially
6 designated pursuant to section 517(b) of the Foreign As-
7 sistance Act of 1961.

8 UNITED NATIONS

9 SEC. 7048. (a) TRANSPARENCY AND ACCOUNT-
10 ABILITY.—

11 (1) RESTRICTIONS.—Of the funds appropriated
12 by this Act under the headings “Contributions to
13 International Organizations” and “International Or-
14 ganizations and Programs” that are available for
15 contributions to the United Nations (including the
16 Department of Peacekeeping Operations), any
17 United Nations agency, or the Organization of
18 American States, 15 percent may not be obligated
19 for such organization, department, or agency until
20 the Secretary of State determines and reports to the
21 Committees on Appropriations that the organization,
22 department, or agency is—

23 (A) posting on a publicly available website,
24 consistent with privacy regulations and due
25 process, regular financial and programmatic au-

1 dits of such organization, department, or agen-
2 cy, and providing the United States Govern-
3 ment with necessary access to such financial
4 and performance audits;

5 (B) effectively implementing and enforcing
6 policies and procedures which reflect best prac-
7 tices for the protection of whistleblowers from
8 retaliation, including best practices for—

9 (i) protection against retaliation for
10 internal and lawful public disclosures;

11 (ii) legal burdens of proof;

12 (iii) statutes of limitation for report-
13 ing retaliation;

14 (iv) access to independent adjudicative
15 bodies, including external arbitration; and

16 (v) results that eliminate the effects of
17 proven retaliation; and

18 (C) effectively implementing and enforcing
19 policies and procedures on the appropriate use
20 of travel funds, including restrictions on first
21 class and business class travel.

22 (2) WAIVER.—The restrictions imposed by or
23 pursuant to paragraph (1) may be waived on a case-
24 by-case basis if the Secretary of State determines
25 and reports to the Committees on Appropriations

1 that such waiver is necessary to prevent or respond
2 to a humanitarian crisis.

3 (b) RESTRICTIONS ON UNITED NATIONS DELEGA-
4 TIONS AND ORGANIZATIONS.—

5 (1) RESTRICTIONS ON UNITED STATES DELEGA-
6 TIONS.—None of the funds made available by this
7 Act may be used to pay expenses for any United
8 States delegation to any specialized agency, body, or
9 commission of the United Nations if such agency,
10 body, or commission is chaired or presided over by
11 a country, the government of which the Secretary of
12 State has determined, for purposes of section 6(j)(1)
13 of the Export Administration Act of 1979 as contin-
14 ued in effect pursuant to the International Emer-
15 gency Economic Powers Act (50 U.S.C. App.
16 2405(j)(1)), supports international terrorism.

17 (2) RESTRICTIONS ON CONTRIBUTIONS.—None
18 of the funds made available by this Act may be used
19 by the Secretary of State as a contribution to any
20 organization, agency, commission, or program within
21 the United Nations system if such organization,
22 agency, commission, or program is chaired or pre-
23 sided over by a country the government of which the
24 Secretary of State has determined, for purposes of
25 section 620A of the Foreign Assistance Act of 1961,

1 section 40 of the Arms Export Control Act, section
2 6(j)(1) of the Export Administration Act of 1979, or
3 any other provision of law, is a government that has
4 repeatedly provided support for acts of international
5 terrorism.

6 (3) WAIVER.—The Secretary of State may
7 waive the restriction in this subsection if the Sec-
8 retary determines and reports to the Committees on
9 Appropriations that to do so is in the national inter-
10 est of the United States, including a description of
11 the national interest served.

12 (c) UNITED NATIONS RELIEF AND WORKS AGEN-
13 CY.—Not later than 45 days after enactment of this Act,
14 the Secretary of State shall submit a report in writing to
15 the Committees on Appropriations on whether UNRWA
16 is—

17 (1) utilizing Operations Support Officers in the
18 West Bank, Gaza, and other fields of operation to
19 inspect UNRWA installations and reporting any in-
20 appropriate use;

21 (2) acting promptly to address any staff or ben-
22 efitary violation of its own policies (including the
23 policies on neutrality and impartiality of employees)
24 and the legal requirements under section 301(c) of
25 the Foreign Assistance Act of 1961;

1 (3) implementing procedures to maintain the
2 neutrality of its facilities, including implementing a
3 no-weapons policy, and conducting regular inspec-
4 tions of its installations, to ensure they are only
5 used for humanitarian or other appropriate pur-
6 poses;

7 (4) taking necessary and appropriate measures
8 to ensure it is operating in compliance with the con-
9 ditions of section 301(c) of the Foreign Assistance
10 Act of 1961 and continuing regular reporting to the
11 Department of State on actions it has taken to en-
12 sure conformance with such conditions;

13 (5) taking steps to ensure the content of all
14 educational materials currently taught in UNRWA-
15 administered schools and summer camps is con-
16 sistent with the values of human rights, dignity, and
17 tolerance and does not induce incitement;

18 (6) not engaging in operations with financial in-
19 stitutions or related entities in violation of relevant
20 United States law, and is taking steps to improve
21 the financial transparency of the organization; and

22 (7) in compliance with the United Nations
23 Board of Auditors' biennial audit requirements and
24 is implementing in a timely fashion the Board's rec-
25 ommendations.

1 (d) PROHIBITION OF PAYMENTS TO UNITED NA-
2 TIONS MEMBERS.—None of the funds appropriated or
3 made available pursuant to titles III through VI of this
4 Act for carrying out the Foreign Assistance Act of 1961,
5 may be used to pay in whole or in part any assessments,
6 arrearages, or dues of any member of the United Nations
7 or, from funds appropriated by this Act to carry out chap-
8 ter 1 of part I of the Foreign Assistance Act of 1961,
9 the costs for participation of another country’s delegation
10 at international conferences held under the auspices of
11 multilateral or international organizations.

12 (e) REPORT.—Not later than 45 days after enact-
13 ment of this Act, the Secretary of State shall submit a
14 report to the Committees on Appropriations detailing the
15 amount of funds available for obligation or expenditure in
16 fiscal year 2019 for contributions to any organization, de-
17 partment, agency, or program within the United Nations
18 system or any international program that are withheld
19 from obligation or expenditure due to any provision of law:
20 *Provided*, That the Secretary shall update such report
21 each time additional funds are withheld by operation of
22 any provision of law: *Provided further*, That the re-
23 programming of any withheld funds identified in such re-
24 port, including updates thereof, shall be subject to prior

1 consultation with, and the regular notification procedures
2 of, the Committees on Appropriations.

3 (f) SEXUAL EXPLOITATION AND ABUSE IN PEACE-
4 KEEPING OPERATIONS.—

5 (1) IN GENERAL.—Funds appropriated by this
6 Act shall be made available to implement section
7 301 of the Department of State Authorities Act,
8 Fiscal Year 2017 (Public Law 114–323).

9 (2) WITHHOLDING OF FUNDS.—The Secretary
10 of State should withhold assistance to any unit of
11 the security forces of a foreign country if the Sec-
12 retary has credible information that such unit has
13 engaged in sexual exploitation or abuse, including
14 while serving in a United Nations peacekeeping op-
15 eration, until the Secretary determines that the gov-
16 ernment of such country is taking effective steps to
17 hold the responsible members of such unit account-
18 able and to prevent future incidents: *Provided*, That
19 the Secretary shall promptly notify the government
20 of each country subject to any withholding of assist-
21 ance pursuant to this paragraph, and shall notify
22 the appropriate congressional committees of such
23 withholding not later than 10 days after a deter-
24 mination to withhold such assistance is made: *Pro-*
25 *vided further*, That the Secretary shall, to the max-

1 imum extent practicable, assist such government in
2 bringing the responsible members of such unit to
3 justice.

4 (g) **ADDITIONAL AVAILABILITY.**—Funds appro-
5 priated under titles I and V of this Act which are returned
6 or not made available due to the implementation of sub-
7 section (a) or the second proviso under the heading “Con-
8 tributions for International Peacekeeping Activities” of
9 such title shall remain available for obligation until Sep-
10 tember 30, 2020.

11 (h) **NATIONAL SECURITY INTEREST WITH-**
12 **HOLDING.**—

13 (1) **WITHHOLDING.**—The Secretary of State
14 shall withhold 5 percent of the funds appropriated
15 by this Act under the heading “Contributions to
16 International Organizations” for a specialized agen-
17 cy or other entity of the United Nations if the Sec-
18 retary, in consultation with the United States Am-
19 bassador to the United Nations, determines and re-
20 ports to the Committees on Appropriations that such
21 agency or entity has taken an official action that is
22 against the national security interest of the United
23 States or an ally of the United States, including
24 Israel.

1 (2) RELEASE OF FUNDS.—The Secretary of
2 State, in consultation with the United States Am-
3 bassador to the United Nations, may release funds
4 withheld pursuant to paragraph (1) if the Secretary
5 determines and reports to the Committees on Appro-
6 priations that such agency or entity is taking steps
7 to address the action that resulted in the with-
8 holding of such funds.

9 (3) REPROGRAMMING.—Should the Secretary of
10 State be unable to make a determination pursuant
11 to paragraph (2) regarding the release of withheld
12 funds, such funds may be reprogrammed for other
13 purposes under the heading “Contributions to Inter-
14 national Organizations”.

15 (4) WAIVER.—The Secretary of State, following
16 consultation with the Committees on Appropriations,
17 may waive the requirements of this subsection if the
18 Secretary determines that to do so in the national
19 interest.

20 (i) LIMITATION ON AVAILABILITY OF FUNDS FOR
21 INTERNATIONAL ORGANIZATIONS AND PROGRAMS.—Sub-
22 ject to the regular notification procedures of the Commit-
23 tees on Appropriations, funds appropriated under titles I
24 and III through V of this Act, which are returned or not
25 made available for organizations and programs because of

1 the implementation of section 307(a) of the Foreign As-
2 sistance Act of 1961, shall remain available for obligation
3 until September 30, 2020: *Provided*, That the requirement
4 to withhold funds for programs in Burma under section
5 307(a) of the Foreign Assistance Act of 1961 shall not
6 apply to funds appropriated by this Act.

7 LAW ENFORCEMENT AND SECURITY

8 SEC. 7049. (a) ASSISTANCE.—

9 (1) COMMUNITY-BASED POLICE ASSISTANCE.—

10 Funds made available under titles III and IV of this
11 Act to carry out the provisions of chapter 1 of part
12 I and chapters 4 and 6 of part II of the Foreign As-
13 sistance Act of 1961, may be used, notwithstanding
14 section 660 of that Act, to enhance the effectiveness
15 and accountability of civilian police authority
16 through training and technical assistance in human
17 rights, the rule of law, anti-corruption, strategic
18 planning, and through assistance to foster civilian
19 police roles that support democratic governance, in-
20 cluding assistance for programs to prevent conflict,
21 respond to disasters, address gender-based violence,
22 and foster improved police relations with the com-
23 munities they serve.

24 (2) COMBAT CASUALTY CARE.—

1 (A) Consistent with the objectives of the
2 Foreign Assistance Act of 1961 and the Arms
3 Export Control Act, funds appropriated by this
4 Act under the headings “Peacekeeping Oper-
5 ations” and “Foreign Military Financing Pro-
6 gram” shall be made available for combat cas-
7 ualty training and equipment.

8 (B) The Secretary of State shall offer com-
9 bat casualty care training and equipment as a
10 component of any package of lethal assistance
11 funded by this Act with funds appropriated
12 under the headings “Peacekeeping Operations”
13 and “Foreign Military Financing Program”:
14 *Provided*, That the requirement of this subpara-
15 graph shall apply to a country in conflict, un-
16 less the Secretary determines that such country
17 has in place, to the maximum extent prac-
18 ticable, functioning combat casualty care treat-
19 ment and equipment that meets or exceeds the
20 standards recommended by the Committee on
21 Tactical Combat Casualty Care: *Provided fur-*
22 *ther*, That any such training and equipment for
23 combat casualty care shall be made available
24 through an open and transparent process.

25 (3) FORENSIC ASSISTANCE.—

1 (A) Of the funds appropriated by this Act
2 under the heading “Economic Support Fund”,
3 not less than \$10,000,000 shall be made avail-
4 able for forensic anthropology assistance related
5 to the exhumation and identification of victims
6 of war crimes, crimes against humanity, and
7 genocide, which shall be administered by the
8 Assistant Secretary for Democracy, Human
9 Rights, and Labor, Department of State: *Pro-*
10 *vided*, That such funds shall be in addition to
11 funds made available by this Act and prior Acts
12 making appropriations for the Department of
13 State, foreign operations, and related programs
14 for assistance for countries.

15 (B) Of the funds appropriated by this Act
16 under the heading “International Narcotics
17 Control and Law Enforcement”, not less than
18 \$2,000,000 shall be made available for DNA fo-
19 rensic technology programs to combat human
20 trafficking in Central America and Mexico.

21 (4) FOREIGN MILITARY SALES AND FOREIGN
22 MILITARY FINANCING PROGRAM.—Funds appro-
23 priated by this Act under the heading “Foreign Mili-
24 tary Financing Program” for the general costs of
25 administering military assistance and sales shall be

1 made available to increase the efficiency and effec-
2 tiveness of programs authorized by Chapter 2 of the
3 Arms Export Control Act: *Provided*, That prior to
4 the obligation of funds for such purposes, the Sec-
5 retary of State shall consult with the Committees on
6 Appropriations.

7 (5) TRAINING RELATED TO INTERNATIONAL
8 HUMANITARIAN LAW.—Funds appropriated by this
9 Act under the headings “Foreign Military Financing
10 Program” and “Peacekeeping Operations” that are
11 made available for lethal assistance shall include an
12 offer by the Secretary of State for training related
13 to the requirements of international humanitarian
14 law as a component of such assistance, except that
15 this paragraph shall not apply to a country that—

16 (A) is a member of the North Atlantic
17 Treaty Organization (NATO);

18 (B) is a major non-NATO ally initially
19 designated pursuant to section 517(b) of the
20 Foreign Assistance Act of 1961; or

21 (C) the Secretary of State determines is
22 complying with international humanitarian law.

23 (6) SECURITY FORCE PROFESSIONALIZATION.—
24 Of the funds appropriated by this Act under the
25 headings “International Narcotics Control and Law

1 Enforcement” and “Peacekeeping Operations”, not
2 less than \$15,000,000 shall be made available to in-
3 crease the capacity of foreign security forces to oper-
4 ate in accordance with appropriate standards for
5 human rights and the protection of civilians: *Pro-*
6 *vided*, That such funds shall be made available to in-
7 crease partner capacity to collect, track, and analyze
8 civilian casualty data caused by such operations, in-
9 cluding to apply lessons learned to future operations,
10 and to enhance investigate capacity and transparent
11 accountability mechanisms: *Provided further*, That
12 such funds shall be subject to prior consultation with
13 the Committees on Appropriations.

14 (b) AUTHORITIES.—

15 (1) RECONSTITUTING CIVILIAN POLICE AU-
16 THORITY.—In providing assistance with funds ap-
17 propriated by this Act under section 660(b)(6) of
18 the Foreign Assistance Act of 1961, support for a
19 nation emerging from instability may be deemed to
20 mean support for regional, district, municipal, or
21 other sub-national entity emerging from instability,
22 as well as a nation emerging from instability.

23 (2) DISARMAMENT, DEMOBILIZATION, AND RE-
24 INTEGRATION.—Section 7034(d) of the Department
25 of State, Foreign Operations, and Related Programs

1 Appropriations Act, 2015 (division J of Public Law
2 113–235) shall continue in effect during fiscal year
3 2019.

4 (3) INTERNATIONAL PRISON CONDITIONS.—
5 Section 7065 of the Department of State, Foreign
6 Operations, and Related Programs Appropriations
7 Act, 2015 (division J of Public Law 113–235) shall
8 continue in effect during fiscal year 2019: *Provided*,
9 That of the funds appropriated by this Act under
10 the heading “International Narcotics Control and
11 Law Enforcement”, not less than \$5,000,000 shall
12 be made available to implement such section.

13 (4) EXTENSION OF WAR RESERVES STOCKPILE
14 AUTHORITY.—

15 (A) Section 12001(d) of the Department of
16 Defense Appropriations Act, 2005 (Public Law
17 108–287; 118 Stat. 1011) is amended by strik-
18 ing “2019” and inserting “2020”.

19 (B) Section 514(b)(2)(A) of the Foreign
20 Assistance Act of 1961 (22 U.S.C.
21 2321h(b)(2)(A)) is amended by striking “and
22 2019” and inserting “2019, and 2020”.

23 (5) PUBLIC DISCLOSURE.—For the purposes of
24 funds appropriated by this Act and prior Acts mak-
25 ing appropriations for the Department of State, for-

1 eign operations, and related programs that are made
2 available for assistance for units of foreign security
3 forces, the term “to the maximum extent prac-
4 ticable” in section 620M(d)(7) of the Foreign Assist-
5 ance Act of 1961 (22 U.S.C. 2378d) means that the
6 identify of such units shall be made publicly avail-
7 able unless such disclosure would endanger the safe-
8 ty of human sources or reveal sensitive intelligence
9 sources and methods.

10 (c) LIMITATIONS.—

11 (1) CHILD SOLDIERS.—Funds appropriated by
12 this Act should not be used to support any military
13 training or operations that include child soldiers.

14 (2) LANDMINES AND CLUSTER MUNITIONS.—

15 (A) LANDMINES.—Notwithstanding any
16 other provision of law, demining equipment
17 available to the United States Agency for Inter-
18 national Development and the Department of
19 State and used in support of the clearance of
20 landmines and unexploded ordnance for human-
21 itarian purposes may be disposed of on a grant
22 basis in foreign countries, subject to such terms
23 and conditions as the Secretary of State may
24 prescribe.

1 (B) CLUSTER MUNITIONS.—No military
2 assistance shall be furnished for cluster muni-
3 tions, no defense export license for cluster mu-
4 nitions may be issued, and no cluster munitions
5 or cluster munitions technology shall be sold or
6 transferred, unless—

7 (i) the submunitions of the cluster
8 munitions, after arming, do not result in
9 more than 1 percent unexploded ordnance
10 across the range of intended operational
11 environments, and the agreement applica-
12 ble to the assistance, transfer, or sale of
13 such cluster munitions or cluster munitions
14 technology specifies that the cluster muni-
15 tions will only be used against clearly de-
16 fined military targets and will not be used
17 where civilians are known to be present or
18 in areas normally inhabited by civilians; or

19 (ii) such assistance, license, sale, or
20 transfer is for the purpose of demilitarizing
21 or permanently disposing of such cluster
22 munitions.

23 (3) CROWD CONTROL ITEMS.—Funds appro-
24 priated by this Act should not be used for tear gas,
25 small arms, light weapons, ammunition, or other

1 items for crowd control purposes for foreign security
2 forces that use excessive force to repress peaceful ex-
3 pression, association, or assembly in countries that
4 the Secretary of State determines are undemocratic
5 or are undergoing democratic transitions.

6 (d) REPORTS.—

7 (1) VETTING REPORT.—

8 (A) IN GENERAL.—Not later than 90 days
9 after enactment of this Act, the Secretary of
10 State shall submit a report to the appropriate
11 congressional committees on foreign assistance
12 cases submitted for vetting for purposes of sec-
13 tion 620M of the Foreign Assistance Act of
14 1961 during the preceding fiscal year, includ-
15 ing—

16 (i) the total number of cases sub-
17 mitted, approved, suspended, or rejected
18 for human rights reasons; and

19 (ii) for cases rejected, a description of
20 the steps taken to assist the foreign gov-
21 ernment in taking effective measures to
22 bring the responsible members of the secu-
23 rity forces to justice, in accordance with
24 section 620M(c) of the Foreign Assistance
25 Act of 1961.

1 (B) FORM.—The report required by this
2 paragraph shall be submitted in unclassified
3 form, but may be accompanied by a classified
4 annex.

5 (2) ANNUAL FOREIGN MILITARY TRAINING RE-
6 PORT.—For the purposes of implementing section
7 656 of the Foreign Assistance Act of 1961, the term
8 “military training provided to foreign military per-
9 sonnel by the Department of Defense and the De-
10 partment of State” shall be deemed to include all
11 military training provided by foreign governments
12 with funds appropriated to the Department of De-
13 fense or the Department of State, except for train-
14 ing provided by the government of a country des-
15 ignated by section 517(b) of such Act as a major
16 non-NATO ally.

17 DISABILITY PROGRAMS

18 SEC. 7050. (a) ASSISTANCE.—Funds appropriated by
19 this Act under the heading “Economic Support Fund”
20 shall be made available for programs and activities admin-
21 istered by the United States Agency for International De-
22 velopment to address the needs and protect and promote
23 the rights of people with disabilities in developing coun-
24 tries, including initiatives that focus on independent living,
25 economic self-sufficiency, advocacy, education, employ-

1 ment, transportation, sports, and integration of individ-
2 uals with disabilities, including for the cost of translation.

3 (b) MANAGEMENT, OVERSIGHT, AND TECHNICAL
4 SUPPORT.—Of the funds made available pursuant to this
5 section, 5 percent may be used for USAID for manage-
6 ment, oversight, and technical support.

7 INTERNATIONAL CONFERENCES

8 SEC. 7051. None of the funds made available in this
9 Act may be used to send or otherwise pay for the attend-
10 ance of more than 50 employees of agencies or depart-
11 ments of the United States Government who are stationed
12 in the United States, at any single international con-
13 ference occurring outside the United States, unless the
14 Secretary of State reports to the Committees on Appro-
15 priations at least 5 days in advance that such attendance
16 is important to the national interest: *Provided*, That for
17 purposes of this section the term “international con-
18 ference” shall mean a conference attended by representa-
19 tives of the United States Government and of foreign gov-
20 ernments, international organizations, or nongovern-
21 mental organizations.

22 AIRCRAFT TRANSFER, COORDINATION, AND USE

23 SEC. 7052. (a) TRANSFER AUTHORITY.—Notwith-
24 standing any other provision of law or regulation, aircraft
25 procured with funds appropriated by this Act and prior

1 Acts making appropriations for the Department of State,
2 foreign operations, and related programs under the head-
3 ings “Diplomatic Programs”, “International Narcotics
4 Control and Law Enforcement”, “Andean Counterdrug
5 Initiative”, and “Andean Counterdrug Programs” may be
6 used for any other program and in any region.

7 (b) PROPERTY DISPOSAL.—The authority provided
8 in subsection (a) shall apply only after the Secretary of
9 State determines and reports to the Committees on Appro-
10 priations that the equipment is no longer required to meet
11 programmatic purposes in the designated country or re-
12 gion: *Provided*, That any such transfer shall be subject
13 to prior consultation with, and the regular notification
14 procedures of, the Committees on Appropriations.

15 (c) AIRCRAFT COORDINATION.—

16 (1) AUTHORITY.—The uses of aircraft pur-
17 chased or leased by the Department of State and the
18 United States Agency for International Development
19 with funds made available in this Act or prior Acts
20 making appropriations for the Department of State,
21 foreign operations, and related programs shall be co-
22 ordinated under the authority of the appropriate
23 Chief of Mission: *Provided*, That such aircraft may
24 be used to transport, on a reimbursable or non-reim-
25 bursable basis, Federal and non-Federal personnel

1 supporting Department of State and USAID pro-
2 grams and activities: *Provided further*, That official
3 travel for other agencies for other purposes may be
4 supported on a reimbursable basis, or without reim-
5 bursement when traveling on a space available basis:
6 *Provided further*, That funds received by the Depart-
7 ment of State in connection with the use of aircraft
8 owned, leased, or chartered by the Department of
9 State may be credited to the Working Capital Fund
10 of the Department and shall be available for ex-
11 penses related to the purchase, lease, maintenance,
12 chartering, or operation of such aircraft.

13 (2) SCOPE.—The requirement and authorities
14 of this subsection shall only apply to aircraft, the
15 primary purpose of which is the transportation of
16 personnel.

17 (d) AIRCRAFT OPERATIONS AND MAINTENANCE.—
18 To the maximum extent practicable, the costs of oper-
19 ations and maintenance, including fuel, of aircraft funded
20 by this Act shall be borne by the recipient country.

21 PARKING FINES AND REAL PROPERTY TAXES OWED BY
22 FOREIGN GOVERNMENTS

23 SEC. 7053. The terms and conditions of section 7055
24 of the Department of State, Foreign Operations, and Re-
25 lated Programs Appropriations Act, 2010 (division F of

1 Public Law 111–117) shall apply to this Act: *Provided*,
2 That the date “September 30, 2009” in subsection
3 (f)(2)(B) of such section shall be deemed to be “Sep-
4 tember 30, 2018”.

5 ARMS TRADE TREATY

6 SEC. 7054. None of the funds appropriated by this
7 Act may be obligated or expended to implement the Arms
8 Trade Treaty until the Senate approves a resolution of
9 ratification for the Treaty.

10 PROHIBITION ON PUBLICITY OR PROPAGANDA

11 SEC. 7055. No part of any appropriation contained
12 in this Act shall be used for publicity or propaganda pur-
13 poses within the United States not authorized before the
14 date of the enactment of this Act by Congress: *Provided*,
15 That not to exceed \$25,000 may be made available to
16 carry out the provisions of section 316 of the International
17 Security and Development Cooperation Act of 1980 (Pub-
18 lic Law 96–533; 22 U.S.C. 2151a note).

19 COMMERCIAL LEASING OF DEFENSE ARTICLES

20 SEC. 7056. Notwithstanding any other provision of
21 law, and subject to the regular notification procedures of
22 the Committees on Appropriations, the authority of sec-
23 tion 23(a) of the Arms Export Control Act may be used
24 to provide financing to Israel, Egypt, the North Atlantic
25 Treaty Organization (NATO), and major non-NATO allies

1 for the procurement by leasing (including leasing with an
2 option to purchase) of defense articles from United States
3 commercial suppliers, not including Major Defense Equip-
4 ment (other than helicopters and other types of aircraft
5 having possible civilian application), if the President deter-
6 mines that there are compelling foreign policy or national
7 security reasons for those defense articles being provided
8 by commercial lease rather than by government-to-govern-
9 ment sale under such Act.

10 UNITED STATES AGENCY FOR INTERNATIONAL
11 DEVELOPMENT MANAGEMENT

12 SEC. 7057. (a) AUTHORITY.—Up to \$93,000,000 of
13 the funds made available in title III of this Act pursuant
14 to or to carry out the provisions of part I of the Foreign
15 Assistance Act of 1961, including funds appropriated
16 under the heading “Assistance for Europe, Eurasia and
17 Central Asia”, may be used by the United States Agency
18 for International Development to hire and employ individ-
19 uals in the United States and overseas on a limited ap-
20 pointment basis pursuant to the authority of sections 308
21 and 309 of the Foreign Service Act of 1980 (22 U.S.C.
22 3948 and 3949).

23 (b) RESTRICTIONS.—

1 (1) The number of individuals hired in any fis-
2 cal year pursuant to the authority contained in sub-
3 section (a) may not exceed 175.

4 (2) The authority to hire individuals contained
5 in subsection (a) shall expire on September 30,
6 2020.

7 (c) CONDITIONS.—The authority of subsection (a)
8 should only be used to the extent that an equivalent num-
9 ber of positions that are filled by personal services contrac-
10 tors or other non-direct hire employees of USAID, who
11 are compensated with funds appropriated to carry out part
12 I of the Foreign Assistance Act of 1961, including funds
13 appropriated under the heading “Assistance for Europe,
14 Eurasia and Central Asia”, are eliminated.

15 (d) PROGRAM ACCOUNT CHARGED.—The account
16 charged for the cost of an individual hired and employed
17 under the authority of this section shall be the account
18 to which the responsibilities of such individual primarily
19 relate: *Provided*, That funds made available to carry out
20 this section may be transferred to, and merged with, funds
21 appropriated by this Act in title II under the heading “Op-
22 erating Expenses”.

23 (e) FOREIGN SERVICE LIMITED EXTENSIONS.—Indi-
24 viduals hired and employed by USAID, with funds made
25 available in this Act or prior Acts making appropriations

1 for the Department of State, foreign operations, and re-
2 lated programs, pursuant to the authority of section 309
3 of the Foreign Service Act of 1980 (22 U.S.C. 3949), may
4 be extended for a period of up to 4 years notwithstanding
5 the limitation set forth in such section.

6 (f) DISASTER SURGE CAPACITY.—Funds appro-
7 priated under title III of this Act to carry out part I of
8 the Foreign Assistance Act of 1961, including funds ap-
9 propriated under the heading “Assistance for Europe,
10 Eurasia and Central Asia”, may be used, in addition to
11 funds otherwise available for such purposes, for the cost
12 (including the support costs) of individuals detailed to or
13 employed by USAID whose primary responsibility is to
14 carry out programs in response to natural disasters, or
15 man-made disasters subject to the regular notification
16 procedures of the Committees on Appropriations.

17 (g) PERSONAL SERVICES CONTRACTORS.—Funds ap-
18 propriated by this Act to carry out chapter 1 of part I,
19 chapter 4 of part II, and section 667 of the Foreign As-
20 sistance Act of 1961, and title II of the Food for Peace
21 Act (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be
22 used by USAID to employ up to 40 personal services con-
23 tractors in the United States, notwithstanding any other
24 provision of law, for the purpose of providing direct, in-
25 terim support for new or expanded overseas programs and

1 activities managed by the agency until permanent direct
2 hire personnel are hired and trained: *Provided*, That not
3 more than 15 of such contractors shall be assigned to any
4 bureau or office: *Provided further*, That such funds appro-
5 priated to carry out title II of the Food for Peace Act
6 (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be made
7 available only for personal services contractors assigned
8 to the Office of Food for Peace.

9 (h) SMALL BUSINESS.—In entering into multiple
10 award indefinite-quantity contracts with funds appro-
11 priated by this Act, USAID may provide an exception to
12 the fair opportunity process for placing task orders under
13 such contracts when the order is placed with any category
14 of small or small disadvantaged business.

15 (i) SENIOR FOREIGN SERVICE LIMITED APPOINT-
16 MENTS.—Individuals hired pursuant to the authority pro-
17 vided by section 7059(o) of the Department of State, For-
18 eign Operations, and Related Programs Appropriations
19 Act, 2010 (division F of Public Law 111–117) may be
20 assigned to or support programs in Afghanistan or Paki-
21 stan with funds made available in this Act and prior Acts
22 making appropriations for the Department of State, for-
23 eign operations, and related programs.

GLOBAL HEALTH ACTIVITIES

1
2 SEC. 7058. (a) IN GENERAL.—Funds appropriated
3 under titles III and IV of this Act that are made available
4 for global health programs including activities relating to
5 research on, and the prevention, treatment and control of,
6 HIV/AIDS may be made available notwithstanding any
7 other provision of law except for provisions under the
8 heading “Global Health Programs” and the United States
9 Leadership Against HIV/AIDS, Tuberculosis, and Malaria
10 Act of 2003 (117 Stat. 711; 22 U.S.C. 7601 et seq.), as
11 amended: *Provided*, That of the funds appropriated under
12 title III of this Act, not less than \$595,050,000 shall be
13 made available for family planning and reproductive
14 health activities, including in areas where population
15 growth threatens biodiversity and endangered species.

16 (b) GLOBAL FUND.—Of the funds appropriated by
17 this Act that are available for a contribution to the Global
18 Fund to Fight AIDS, Tuberculosis and Malaria (Global
19 Fund), 10 percent should be withheld from obligation until
20 the Secretary of State determines and reports to the Com-
21 mittees on Appropriations that the Global Fund is—

22 (1) maintaining and implementing a policy of
23 transparency, including the authority of the Global
24 Fund Office of the Inspector General (OIG) to pub-
25 lish OIG reports on a public website;

1 (2) providing sufficient resources to maintain
2 an independent OIG that—

3 (A) reports directly to the Board of the
4 Global Fund;

5 (B) maintains a mandate to conduct thor-
6 ough investigations and programmatic audits,
7 free from undue interference; and

8 (C) compiles regular, publicly published
9 audits and investigations of financial, pro-
10 grammatic, and reporting aspects of the Global
11 Fund, its grantees, recipients, sub-recipients,
12 and Local Fund Agents;

13 (3) effectively implementing and enforcing poli-
14 cies and procedures which reflect best practices for
15 the protection of whistleblowers from retaliation, in-
16 cluding best practices for—

17 (A) protection against retaliation for inter-
18 nal and lawful public disclosures;

19 (B) legal burdens of proof;

20 (C) statutes of limitation for reporting re-
21 tialiation;

22 (D) access to independent adjudicative
23 bodies, including external arbitration; and

24 (E) results that eliminate the effects of
25 proven retaliation:

1 *Provided*, That such withholding shall not be in ad-
2 dition to funds that are withheld from the Global
3 Fund in fiscal year 2019 pursuant to the application
4 of any other provision contained in this or any other
5 Act.

6 (c) CONTAGIOUS INFECTIOUS DISEASE OUT-
7 BREAKS.—

8 (1) EXTRAORDINARY MEASURES.—If the Sec-
9 retary of State determines and reports to the Com-
10 mittees on Appropriations that an international in-
11 fectious disease outbreak is sustained, severe, and is
12 spreading internationally, or that it is in the na-
13 tional interest to respond to a Public Health Emer-
14 gency of International Concern, funds appropriated
15 by this Act under the headings “Global Health Pro-
16 grams”, “Development Assistance”, “International
17 Disaster Assistance”, “Complex Crises Fund”,
18 “Economic Support Fund”, “Democracy Fund”,
19 “Assistance for Europe, Eurasia and Central Asia”,
20 “Migration and Refugee Assistance”, and “Millen-
21 nium Challenge Corporation” may be made available
22 to combat such infectious disease or public health
23 emergency, and may be transferred to, and merged
24 with, funds appropriated under such headings for
25 the purposes of this paragraph.

1 (2) CONSULTATION AND NOTIFICATION.—
2 Funds made available by this subsection shall be
3 subject to prior consultation with the appropriate
4 congressional committees, and the regular notifica-
5 tion procedures of the Committees on Appropria-
6 tions.

7 (d) REPURPOSED FUNDS.—

8 (1) USES.—Of the unobligated balances avail-
9 able under the heading “Bilateral Economic Assist-
10 ance” in title IX of the Department of State, For-
11 eign Operations, and Related Programs Appropria-
12 tions Act, 2015 (division J of Public Law 113–
13 235)—

14 (A) \$27,450,000 shall be for programs to
15 accelerate the capabilities of targeted countries
16 to prevent, detect, and respond to infectious
17 disease outbreaks; and

18 (B) the remaining balances shall be made
19 available for the Emergency Reserve Fund es-
20 tablished pursuant to section 7058(c)(1) of the
21 Department of State, Foreign Operations, and
22 Related Programs Appropriations Act, 2017
23 (division J of Public Law 115–31) and shall be
24 made available under the same terms and con-
25 ditions of such section: *Provided*, That the sec-

1 ond proviso of such paragraph is amended by
2 striking “Secretary of State” and inserting in
3 lieu thereof “Administrator of the United
4 States Agency for International Development”.

5 (2) CONSULTATION AND NOTIFICATION.—
6 Funds made available by this subsection shall be
7 subject to prior consultation with, and the regular
8 notification procedures of, the Committees on Ap-
9 propriations.

10 (3) TRANSFER BETWEEN ACCOUNTS.—Funds
11 made available pursuant to this subsection under the
12 headings “Global Health Programs” and “Inter-
13 national Disaster Assistance” may be transferred to,
14 and merged with, funds made available under such
15 headings: *Provided*, That such transfer authority is
16 in addition to any other transfer authority provided
17 by law.

18 (4) DESIGNATION.—The amounts repurposed
19 under this subsection are designated by the Con-
20 gress as an emergency requirement pursuant to sec-
21 tion 251(b)(2)(A)(i) of the Balanced Budget and
22 Emergency Deficit Control Act of 1985 and shall be
23 available only if the President subsequently so des-
24 ignates all such amounts and transmits such des-
25 ignations to the Congress.

1 GENDER EQUALITY

2 SEC. 7059. (a) GENDER EQUALITY.—Funds appro-
3 priated by this Act shall be made available to promote gen-
4 der equality in United States Government diplomatic and
5 development efforts by raising the status, increasing the
6 participation, and protecting the rights of women and girls
7 worldwide.

8 (b) WOMEN’S LEADERSHIP.—Of the funds appro-
9 priated by title III of this Act, not less than \$50,000,000
10 shall be made available for programs specifically designed
11 to increase leadership opportunities for women in coun-
12 tries where women and girls suffer discrimination due to
13 law, policy, or practice, by strengthening protections for
14 women’s political status, expanding women’s participation
15 in political parties and elections, and increasing women’s
16 opportunities for leadership positions in the public and
17 private sectors at the local, provincial, and national levels.

18 (c) GENDER-BASED VIOLENCE.—

19 (1)(A) Of the funds appropriated under titles
20 III and IV of this Act, not less than \$150,000,000
21 shall be made available to implement a multi-year
22 strategy to prevent and respond to gender-based vio-
23 lence in countries where it is common in conflict and
24 non-conflict settings.

1 (B) Funds appropriated under titles III and IV
2 of this Act that are available to train foreign police,
3 judicial, and military personnel, including for inter-
4 national peacekeeping operations, shall address,
5 where appropriate, prevention and response to gen-
6 der-based violence and trafficking in persons, and
7 shall promote the integration of women into the po-
8 lice and other security forces.

9 (2) Department of State and United States
10 Agency for International Development gender pro-
11 grams shall incorporate coordinated efforts to com-
12 bat a variety of forms of gender-based violence, in-
13 cluding child marriage, rape, female genital cutting
14 and mutilation, and domestic violence, among other
15 forms of gender-based violence in conflict and non-
16 conflict settings.

17 (d) WOMEN, PEACE, AND SECURITY.—Funds appro-
18 priated by this Act under the headings “Development As-
19 sistance”, “Economic Support Fund”, “Assistance for Eu-
20 rope, Eurasia and Central Asia”, and “International Nar-
21 cotics Control and Law Enforcement” should be made
22 available to support a multi-year strategy to expand, and
23 improve coordination of, United States Government ef-
24 forts to empower women as equal partners in conflict pre-
25 vention, peace building, transitional processes, and recon-

1 struction efforts in countries affected by conflict or in po-
 2 litical transition, and to ensure the equitable provision of
 3 relief and recovery assistance to women and girls.

4 (e) WOMEN AND GIRLS AT RISK FROM EXTRE-
 5 MISM.—Of the funds appropriated by this Act under the
 6 heading “Economic Support Fund”, not less than
 7 \$15,000,000 shall be made available to support women
 8 and girls who are at risk from extremism and conflict, and
 9 for the activities described in section 7059(e)(1) of the De-
 10 partment of State, Foreign Operations, and Related Pro-
 11 grams Appropriations Act, 2018 (division K of Public Law
 12 115–141): *Provided*, That such funds are in addition to
 13 amounts otherwise made available by this Act for such
 14 purposes, and shall be made available following consulta-
 15 tion with, and the regular notification procedures of, the
 16 Committees on Appropriations.

17 SECTOR ALLOCATIONS

18 SEC. 7060. (a) BASIC EDUCATION AND HIGHER
 19 EDUCATION.—

20 (1) BASIC EDUCATION.—

21 (A) Of the funds appropriated under title
 22 III of this Act, up to \$515,000,000 may be
 23 made available for assistance for basic edu-
 24 cation, and such funds may be made available
 25 notwithstanding any other provision of law that

1 restricts assistance to foreign countries: *Pro-*
2 *vided*, That such funds shall also be used for
3 secondary education activities: *Provided further*,
4 That the USAID Administrator, following con-
5 sultation with the Committees on Appropria-
6 tions, may reprogram such funds between coun-
7 tries.

8 (B) If the USAID Administrator deter-
9 mines that any unobligated balances of funds
10 specifically designated for assistance for basic
11 education in prior Acts making appropriations
12 for the Department of State, foreign operations,
13 and related programs are in excess of the ab-
14 sorptive capacity of recipient countries, such
15 funds may be made available for other pro-
16 grams authorized under chapter 1 of part I of
17 the Foreign Assistance Act of 1961, notwith-
18 standing such funding designation: *Provided*,
19 That the authority of the previous proviso shall
20 be subject to prior consultation with, and the
21 regular notification procedures of, the Commit-
22 tees on Appropriations.

23 (C) Of the funds appropriated under title
24 III of this Act for assistance for basic education
25 programs, not less than \$90,000,000 shall be

1 made available for a contribution to multilateral
2 partnerships that support education.

3 (2) HIGHER EDUCATION.—Of the funds appro-
4 priated by title III of this Act, not less than
5 \$235,000,000 shall be made available for assistance
6 for higher education: *Provided*, That such funds may
7 be made available notwithstanding any other provi-
8 sion of law that restricts assistance to foreign coun-
9 tries, and shall be subject to the regular notification
10 procedures of the Committees on Appropriations:
11 *Provided further*, That of such amount, not less than
12 \$35,000,000 shall be made available for human and
13 institutional capacity building partnerships between
14 higher education institutions in the United States
15 and developing countries, of which not less than
16 \$15,000,000 shall be for new partnerships which
17 should be competed and awarded not later than one
18 year after enactment of this Act: *Provided further*,
19 That not later than 45 days after enactment of this
20 Act, the USAID Administrator shall consult with
21 the Committees on Appropriations on the proposed
22 uses of funds for such partnerships.

23 (3) MCCAIN SCHOLARS PROGRAM.—Funds ap-
24 propriated by this Act under the heading “Edu-
25 cational and Cultural Exchange Programs” that are

1 made available for the Benjamin Gilman Inter-
2 national Scholarships Program shall also be made
3 available for the McCain Scholars Program, pursu-
4 ant to section 303 of the International Academic
5 Opportunity Act of 2000 (Public Law 106–309), to
6 include the dependents of active United States mili-
7 tary personnel who are receiving any form of Fed-
8 eral Financial Aid under title IV of the Higher Edu-
9 cation Act of 1965.

10 (b) DEVELOPMENT PROGRAMS.—Of the funds appro-
11 priated by this Act under the heading “Development As-
12 sistance”, not less than \$30,000,000 shall be made avail-
13 able for the American Schools and Hospitals Abroad pro-
14 gram, and not less than \$12,000,000 shall be made avail-
15 able for cooperative development programs of USAID.

16 (c) ENVIRONMENT AND ENERGY PROGRAMS.—

17 (1) IN GENERAL.—Of the funds appropriated
18 under title III of this Act, not less than
19 \$942,563,000 shall be made available for environ-
20 ment and renewable energy programs, of which not
21 less than \$179,000,000 shall be for renewable en-
22 ergy programs and not less than \$177,000,000 shall
23 be for adaptation programs.

24 (2) AUTHORITY AND NOTIFICATION.—

1 (A) Funds appropriated by this Act to
2 carry out the provisions of sections 103 through
3 106, and chapter 4 of part II, of the Foreign
4 Assistance Act of 1961 may be used, notwith-
5 standing any other provision of law, except for
6 the provisions of this subsection, to support en-
7 vironment programs.

8 (B) Funds made available pursuant to this
9 subsection shall be subject to the regular notifi-
10 cation procedures of the Committees on Appro-
11 priations.

12 (3) CONSERVATION PROGRAMS AND LIMITA-
13 TIONS.—

14 (A) Of the funds appropriated under title
15 III of this Act, not less than \$295,000,000
16 shall be made available for biodiversity con-
17 servation programs.

18 (B) Not less than \$90,664,000 of the
19 funds appropriated under titles III and IV of
20 this Act shall be made available to combat the
21 transnational threat of wildlife poaching and
22 trafficking.

23 (C) None of the funds appropriated under
24 title IV of this Act may be made available for
25 training or other assistance for any military

1 unit or personnel that the Secretary of State
2 determines has been credibly alleged to have
3 participated in wildlife poaching or trafficking,
4 unless the Secretary reports to the appropriate
5 congressional committees that to do so is in the
6 national security interest of the United States.

7 (D) Funds appropriated by this Act for
8 biodiversity programs shall not be used to sup-
9 port the expansion of industrial scale logging or
10 any other industrial scale extractive activity
11 into areas that were primary/intact tropical for-
12 ests as of December 30, 2013, and the Sec-
13 retary of the Treasury shall instruct the United
14 States executive directors of each international
15 financial institutions (IFI) to vote against any
16 financing of any such activity.

17 (4) LARGE DAMS.—The Secretary of the Treas-
18 ury shall instruct the United States executive direc-
19 tor of each IFI that it is the policy of the United
20 States to vote in relation to any loan, grant, strat-
21 egy, or policy of such institution to support the con-
22 struction of any large dam consistent with the cri-
23 teria set forth in Senate Report 114–79, while also
24 considering whether the project involves important
25 foreign policy objectives.

1 (5) SUSTAINABLE LANDSCAPES.—Of the funds
2 appropriated under title III of this Act, not less than
3 \$135,000,000 shall be made available for sustainable
4 landscapes programs.

5 (6) STRATEGIES.—The Secretary of State shall
6 submit the strategies in the manner described under
7 this heading in this section in Senate report 115-
8 282.

9 (d) FOOD SECURITY AND AGRICULTURAL DEVELOP-
10 MENT.—Of the funds appropriated by title III of this Act,
11 not less than \$1,000,600,000 shall be made available for
12 food security and agricultural development programs to
13 carry out the purposes of the Global Food Security Act
14 of 2016 (Public Law 114–195), of which not less than
15 \$315,960,000 shall be made available for the Bureau for
16 Food Security, USAID, including not less than
17 \$55,000,000 for the Feed the Future Innovation Labs:
18 *Provided*, That funds may be made available for a con-
19 tribution as authorized by section 3202 of the Food, Con-
20 servation, and Energy Act of 2008 (Public Law 110–246),
21 as amended by section 3206 of the Agricultural Act of
22 2014 (Public Law 113–79).

23 (e) MICRO- AND SMALL ENTERPRISES.—Of the
24 funds appropriated by this Act, not less than
25 \$265,000,000 shall be made available to support the devel-

1 opment of, and access to financing for, micro- and small
2 enterprises that benefit the poor, especially women.

3 (f) PROGRAMS TO COMBAT TRAFFICKING IN PER-
4 SONS.—Of the funds appropriated by this Act under the
5 headings “Development Assistance”, “Economic Support
6 Fund”, “Assistance for Europe, Eurasia and Central
7 Asia”, and “International Narcotics Control and Law En-
8 forcement”, not less than \$65,000,000 shall be made
9 available for activities to combat trafficking in persons
10 internationally, of which not less than \$40,000,000 shall
11 be from funds made available under the heading “Inter-
12 national Narcotics Control and Law Enforcement”: *Pro-*
13 *vided*, That funds appropriated by this Act that are made
14 available for programs to end modern slavery shall be in
15 addition to funds made available by this subsection to
16 combat trafficking in persons.

17 (g) RECONCILIATION PROGRAMS.—Of the funds ap-
18 propriated by this Act under the headings “Economic
19 Support Fund” and “Development Assistance”, not less
20 than \$30,000,000 shall be made available to support peo-
21 ple-to-people reconciliation programs which bring together
22 individuals of different ethnic, religious, and political
23 backgrounds from areas of civil strife and war: *Provided*,
24 That the USAID Administrator shall consult with the
25 Committees on Appropriations, prior to the initial obliga-

1 tion of funds, on the uses of such funds, and such funds
2 shall be subject to the regular notification procedures of
3 the Committees on Appropriations: *Provided further*, That
4 to the maximum extent practicable, such funds shall be
5 matched by sources other than the United States Govern-
6 ment: *Provided further*, That such funds shall be adminis-
7 tered by the Office of Conflict Management and Mitiga-
8 tion, USAID.

9 (h) WATER AND SANITATION.—

10 (1) Of the funds appropriated by this Act, not
11 less than \$435,000,000 shall be made available for
12 water supply and sanitation projects pursuant to
13 section 136 of the Foreign Assistance Act of 1961,
14 of which not less than \$195,000,000 shall be for
15 programs in sub-Saharan Africa, and of which not
16 less than \$15,000,000 shall be made available to
17 support initiatives by local communities in devel-
18 oping countries to build and maintain safe latrines.

19 (2) In furtherance of the mandate of the Water
20 for the World Act to provide sustainable access to
21 clean water and sanitation for the world's poorest
22 people and in order to promote transparency and ac-
23 countability, not later than 45 days after enactment
24 of this Act the USAID Administrator shall submit
25 to the appropriate congressional committees the spe-

1 cific weighting of criteria in the WASH Needs Index
2 and an explanation of how it is used to prioritize
3 funding that is proportionate to the needs of a coun-
4 try for water, sanitation, and hygiene projects.

5 OVERSEAS PRIVATE INVESTMENT CORPORATION

6 SEC. 7061. (a) TRANSFER OF FUNDS.—Whenever
7 the President determines that it is in furtherance of the
8 purposes of the Foreign Assistance Act of 1961, up to a
9 total of \$20,000,000 of the funds appropriated under title
10 III of this Act may be transferred to, and merged with,
11 funds appropriated by this Act for the Overseas Private
12 Investment Corporation Program Account, to be subject
13 to the terms and conditions of that account: *Provided*,
14 That such funds shall not be available for administrative
15 expenses of the Overseas Private Investment Corporation:
16 *Provided further*, That designated funding levels in this
17 Act shall not be transferred pursuant to this section: *Pro-*
18 *vided further*, That the exercise of such authority shall be
19 subject to the regular notification procedures of the Com-
20 mittees on Appropriations.

21 (b) AUTHORITY.—Notwithstanding section 235(a)(2)
22 of the Foreign Assistance Act of 1961, the authority of
23 subsections (a) through (c) of section 234 of such Act
24 shall remain in effect until September 30, 2019.

INSPECTORS GENERAL

1
2 SEC. 7062. (a) PROHIBITION ON USE OF FUNDS.—
3 None of the funds appropriated by this Act may be used
4 to deny an Inspector General funded under this Act timely
5 access to any records, documents, or other materials avail-
6 able to the department or agency of the United States
7 Government over which such Inspector General has re-
8 sponsibilities under the Inspector General Act of 1978 (5
9 U.S.C. App.), or to prevent or impede the access of such
10 Inspector General to such records, documents, or other
11 materials, under any provision of law, except a provision
12 of law that expressly refers to such Inspector General and
13 expressly limits the right of access of such Inspector Gen-
14 eral.

15 (b) TIMELY ACCESS.—A department or agency of the
16 United States Government covered by this section shall
17 provide its Inspector General access to all records, docu-
18 ments, and other materials in a timely manner.

19 (c) COMPLIANCE.—Each Inspector General covered
20 by this section shall ensure compliance with statutory limi-
21 tations on disclosure relevant to the information provided
22 by the department or agency over which that Inspector
23 General has responsibilities under the Inspector General
24 Act of 1978 (5 U.S.C. App.).

1 (d) REPORT.—Each Inspector General covered by
2 this section shall report to the Committees on Appropria-
3 tions within 5 calendar days of any failure by any depart-
4 ment or agency of the United States Government to pro-
5 vide its Inspector General access to all requested records,
6 documents, and other materials.

7 INDIVIDUALS DETAINED AT UNITED STATES NAVAL
8 STATION, GUANTÁNAMO BAY, CUBA

9 SEC. 7063. Not later than 5 days after the conclusion
10 of an agreement with a country, including a state with
11 a compact of free association with the United States, to
12 receive by transfer or release individuals detained at
13 United States Naval Station, Guantánamo Bay, Cuba, the
14 Secretary of State shall notify the Committees on Appro-
15 priations in writing of the terms of the agreement, includ-
16 ing whether funds appropriated by this Act or prior Acts
17 making appropriations for the Department of State, for-
18 eign operations, and related programs will be made avail-
19 able for assistance for such country pursuant to such
20 agreement.

21 MULTI-YEAR PLEDGES

22 SEC. 7064. None of the funds appropriated by this
23 Act may be used to make any pledge for future year fund-
24 ing for any multilateral or bilateral program funded in ti-
25 tles III through VI of this Act unless such pledge was—

1 (1) previously justified, including the projected
2 future year costs, in a congressional budget justifica-
3 tion;

4 (2) included in an Act making appropriations
5 for the Department of State, foreign operations, and
6 related programs or previously authorized by an Act
7 of Congress;

8 (3) notified in accordance with the regular noti-
9 fication procedures of the Committees on Appropria-
10 tions, including the projected future year costs; or

11 (4) the subject of prior consultation with the
12 Committees on Appropriations and such consultation
13 was conducted at least 7 days in advance of the
14 pledge.

15 TORTURE AND OTHER CRUEL, INHUMAN, OR DEGRADING
16 TREATMENT OR PUNISHMENT

17 SEC. 7065. (a) LIMITATION.—None of the funds
18 made available by this Act may be used to support or jus-
19 tify the use of torture and other cruel, inhuman, or de-
20 grading treatment or punishment by any official or con-
21 tract employee of the United States Government.

22 (b) ASSISTANCE.—Funds appropriated under titles
23 III and IV of this Act shall be made available, notwith-
24 standing section 660 of the Foreign Assistance Act of
25 1961 and following consultation with the Committees on

1 Appropriations, for assistance to eliminate torture and
2 other cruel, inhuman, or degrading treatment or punish-
3 ment by foreign police, military or other security forces
4 in countries receiving assistance from funds appropriated
5 by this Act.

6 EXTRADITION

7 SEC. 7066. (a) LIMITATION.—None of the funds ap-
8 propriated in this Act may be used to provide assistance
9 (other than funds provided under the headings “Inter-
10 national Disaster Assistance”, “Complex Crises Fund”,
11 “International Narcotics Control and Law Enforcement”,
12 “Migration and Refugee Assistance”, “United States
13 Emergency Refugee and Migration Assistance Fund”, and
14 “Nonproliferation, Anti-terrorism, Demining and Related
15 Assistance”) for the central government of a country
16 which has notified the Department of State of its refusal
17 to extradite to the United States any individual indicted
18 for a criminal offense for which the maximum penalty is
19 life imprisonment without the possibility of parole or for
20 killing a law enforcement officer, as specified in a United
21 States extradition request.

22 (b) CLARIFICATION.—Subsection (a) shall only apply
23 to the central government of a country with which the
24 United States maintains diplomatic relations and with
25 which the United States has an extradition treaty and the

1 government of that country is in violation of the terms
2 and conditions of the treaty.

3 (c) WAIVER.—The Secretary of State may waive the
4 restriction in subsection (a) on a case-by-case basis if the
5 Secretary certifies to the Committees on Appropriations
6 that such waiver is important to the national interest of
7 the United States.

8 COUNTERING RUSSIAN INFLUENCE AND AGGRESSION

9 SEC. 7067. (a) LIMITATION.—None of the funds ap-
10 propriated by this Act may be made available for assist-
11 ance for the central Government of the Russian Federa-
12 tion.

13 (b) ANNEXATION OF CRIMEA.—

14 (1) None of the funds appropriated by this Act
15 may be made available for assistance for the central
16 government of a country that the Secretary of State
17 determines and reports to the Committees on Appro-
18 priations has taken affirmative steps intended to
19 support or be supportive of the Russian Federation
20 annexation of Crimea or other territory in Ukraine:
21 *Provided*, That except as otherwise provided in sub-
22 section (a), the Secretary may waive the restriction
23 on assistance required by this paragraph if the Sec-
24 retary determines and reports to such Committees

1 that to do so is in the national interest of the United
2 States, and includes a justification for such interest.

3 (2) None of the funds appropriated by this Act
4 may be made available for—

5 (A) the implementation of any action or
6 policy that recognizes the sovereignty of the
7 Russian Federation over Crimea or other terri-
8 tory in Ukraine;

9 (B) the facilitation, financing, or guarantee
10 of United States Government investments in
11 Crimea or other territory in Ukraine under the
12 control of Russian-backed separatists, if such
13 activity includes the participation of Russian
14 Government officials, or other Russian owned
15 or controlled financial entities; or

16 (C) assistance for Crimea or other terri-
17 tory in Ukraine under the control of Russian-
18 backed separatists, if such assistance includes
19 the participation of Russian Government offi-
20 cials, or other Russian owned or controlled fi-
21 nancial entities.

22 (3) The Secretary of the Treasury shall instruct
23 the United States executive directors of each inter-
24 national financial institution to vote against any as-
25 sistance by such institution (including any loan,

1 credit, or guarantee) for any program that violates
2 the sovereignty or territorial integrity of Ukraine.

3 (4) The requirements and limitations of this
4 subsection shall cease to be in effect if the Secretary
5 of State determines and reports to the Committees
6 on Appropriations that the Government of Ukraine
7 has reestablished sovereignty over Crimea and other
8 territory in Ukraine under the control of Russian-
9 backed separatists.

10 (c) OCCUPATION OF THE GEORGIAN TERRITORIES OF
11 ABKHAZIA AND TSKHINVALI REGION/SOUTH OSSETIA.—

12 (1) None of the funds appropriated by this Act
13 may be made available for assistance for the central
14 government of a country that the Secretary of State
15 determines and reports to the Committees on Appro-
16 priations has recognized the independence of, or has
17 established diplomatic relations with, the Russian oc-
18 cupied Georgian territories of Abkhazia and
19 Tskhinvali Region/South Ossetia: *Provided*, That the
20 Secretary shall publish on the Department of State
21 website a list of any such central governments in a
22 timely manner: *Provided further*, That the Secretary
23 may waive the restriction on assistance required by
24 this paragraph if the Secretary determines and re-
25 ports to the Committees on Appropriations that to

1 do so is in the national interest of the United States,
2 and includes a justification for such interest.

3 (2) None of the funds appropriated by this Act
4 may be made available to support the Russian occu-
5 pation of the Georgian territories of Abkhazia and
6 Tskhinvali Region/South Ossetia.

7 (3) The Secretary of the Treasury shall instruct
8 the United States executive directors of each inter-
9 national financial institution to vote against any as-
10 sistance by such institution (including any loan,
11 credit, or guarantee) for any program that violates
12 the sovereignty and territorial integrity of Georgia.

13 (d) COUNTERING RUSSIAN INFLUENCE FUND.—

14 (1) Of the funds appropriated by this Act under
15 the headings “Assistance for Europe, Eurasia and
16 Central Asia”, “International Narcotics Control and
17 Law Enforcement”, “International Military Edu-
18 cation and Training”, and “Foreign Military Fi-
19 nancing Program”, not less than \$300,000,000 shall
20 be made available to carry out the purposes of the
21 Countering Russian Influence Fund, as authorized
22 by section 254 of the Countering Russian Influence
23 in Europe and Eurasia Act of 2017 (Public Law
24 115–44; 22 U.S.C. 9543), and programs to enhance
25 the capacity of law enforcement and security forces

1 in countries in Europe and Eurasia and strengthen
2 security cooperation between such countries and the
3 United States and the North Atlantic Treaty Orga-
4 nization, as appropriate.

5 (2) Of the funds appropriated in prior Acts
6 making appropriations for the Department of State,
7 foreign operations, and related programs that are
8 made available for the Countering Russian Influence
9 Fund, not less than the following amounts shall be
10 made available—

11 (A) \$25,000,000 for assistance for
12 Ukraine;

13 (B) \$15,000,000 for the assistance for the
14 Baltic states;

15 (C) \$25,000,000 for assistance for Geor-
16 gia; and

17 (D) \$15,000,000 for assistance for the
18 countries of the Balkan Peninsula:

19 *Provided*, That such funds are in addition to
20 amounts otherwise made available by this Act for
21 such countries.

22 (3) Funds appropriated by this Act and made
23 available for assistance for the Eastern Partnership
24 countries shall be made available to advance the im-
25 plementation of Association Agreements and trade

1 agreements with the European Union, and to reduce
2 their vulnerability to external economic and political
3 pressure from the Russian Federation.

4 (e) DEMOCRACY PROGRAMS.—Funds appropriated by
5 this Act shall be made available to support democracy pro-
6 grams in the Russian Federation, including to promote
7 Internet freedom, and shall also be made available to sup-
8 port the democracy and rule of law strategy required by
9 section 7071(d) of the Department of State, Foreign Op-
10 erations, and Related Programs Appropriations Act, 2014
11 (division K of Public Law 113–76).

12 INTERNATIONAL MONETARY FUND

13 SEC. 7068. (a) EXTENSIONS.—The terms and condi-
14 tions of sections 7086(b) (1) and (2) and 7090(a) of the
15 Department of State, Foreign Operations, and Related
16 Programs Appropriations Act, 2010 (division F of Public
17 Law 111–117) shall apply to this Act.

18 (b) REPAYMENT.—The Secretary of the Treasury
19 shall instruct the United States Executive Director of the
20 International Monetary Fund (IMF) to seek to ensure
21 that any loan will be repaid to the IMF before other pri-
22 vate creditors.

1 STABILIZATION AND DEVELOPMENT IN REGIONS
2 IMPACTED BY EXTREMISM AND CONFLICT

3 SEC. 7069. (a) COUNTERING FOREIGN FIGHTERS
4 AND EXTREMIST ORGANIZATIONS.—Funds appropriated
5 under titles III and IV of this Act shall be made available
6 for programs and activities to counter and defeat violent
7 extremism and foreign fighters abroad, consistent with the
8 strategy required by section 7073(a)(1) of the Department
9 of State, Foreign Operations, and Related Programs Ap-
10 propriations Act, 2017 (division J of Public Law 115–31):
11 *Provided*, That the Secretary of State shall ensure such
12 programs are coordinated with and complement the efforts
13 of other United States Government agencies and inter-
14 national partners, and that information gained through
15 the conduct of such programs is shared in a timely manner
16 with relevant departments and agencies of the United
17 States Government, other international partners, and the
18 appropriate congressional committees, as appropriate.

19 (b) RELIEF AND RECOVERY FUND.—

20 (1) FUNDS AND TRANSFER AUTHORITY.—Of
21 the funds appropriated by this Act under the head-
22 ings “Economic Support Fund”, “International Nar-
23 cotics Control and Law Enforcement”, “Non-
24 proliferation, Anti-terrorism, Demining and Related
25 Programs”, “Peacekeeping Operations”, and “For-

1 eign Military Financing Program”, not less than
2 \$250,000,000 shall be made available for the Relief
3 and Recovery Fund for assistance for areas liberated
4 or at risk from, or under the control of, the Islamic
5 State of Iraq and Syria, other terrorist organiza-
6 tions, or violent extremist organizations, including
7 for stabilization assistance for vulnerable ethnic and
8 religious minority communities affected by conflict:
9 *Provided*, That such funds are in addition to
10 amounts otherwise made available for such purposes
11 and to amounts specifically designated in this Act
12 for assistance for countries: *Provided further*, That
13 such funds appropriated under such headings may
14 be transferred to, and merged with, funds appro-
15 priated under such headings: *Provided further*, That
16 such transfer authority is in addition to any other
17 transfer authority provided by this Act or any other
18 Act, and is subject to the regular notification proce-
19 dures of the Committees on Appropriations.

20 (2) TRANSITIONAL JUSTICE.—Of the funds ap-
21 propriated by this Act under the heading “Inter-
22 national Narcotics Control and Law Enforcement”
23 that are made available for the Relief and Recovery
24 Fund, not less than \$5,000,000 shall be made avail-
25 able for programs to promote accountability in Iraq

1 and Syria for genocide, crimes against humanity,
2 and war crimes, which shall be in addition to any
3 other funds made available by this Act for such pur-
4 poses: *Provided*, That such programs shall include
5 components to develop local investigative and judi-
6 cial skills, and to collect and preserve evidence and
7 maintain the chain of custody of evidence, including
8 for use in prosecutions: *Provided further*, That such
9 funds shall be administered by the Special Coordi-
10 nator for the Office of Global Criminal Justice, De-
11 partment of State: *Provided further*, That funds
12 made available by this paragraph shall only be made
13 available on an open and competitive basis.

14 (3) COST-MATCHING BASIS.—Funds appro-
15 priated pursuant to paragraph (1) shall be made
16 available to the maximum extent practicable on a
17 cost-matching basis from sources other than the
18 United States Government.

19 (4) Of the funds appropriated in prior Acts
20 making appropriations for the Department of State,
21 foreign operations, and related programs that are
22 made available for the Relief and Recovery Fund,
23 not less than the following amounts shall be made
24 available—

25 (A) \$100,000,000 for assistance for Iraq;

1 (B) \$100,000,000 for assistance for Syria;

2 (C) \$50,000,000 for assistance for Jordan;

3 (D) \$50,000,000 for assistance for Libya;

4 (E) \$50,000,000 for assistance for Tunisia;
5

6 (F) \$50,000,000 for countries of the Lake
7 Chad Basin region;

8 (G) \$25,000,000 for assistance for Lebanon;
9

10 (H) \$25,000,000 for assistance for countries
11 in West Africa;

12 (I) \$25,000,000 for assistance for countries
13 in East Africa; and

14 (J) \$25,000,000 for assistance for the
15 countries of the Sahel region:

16 *Provided*, That such funds are in addition to
17 amounts otherwise made available by this Act for
18 such countries.

19 (c) PREVENTION OF FAILED STATES THROUGH PUBLIC-PRIVATE PARTNERSHIPS.—
20

21 (1) Of the funds appropriated by this Act and
22 prior Acts making appropriations for the Department of State, foreign operations, and related programs that are made available for the Relief and Recovery Fund, up to \$20,000,000 shall be made avail-
23
24
25

1 able to implement the program described in para-
2 graph (2), which shall be apportioned to USAID not
3 later than 90 days after enactment of this Act: *Pro-*
4 *vided*, That such funds shall be in addition to funds
5 made available for bilateral assistance for such coun-
6 tries, and shall remain available until expended: *Pro-*
7 *vided further*, That in addition to funds otherwise
8 made available for such purposes, up to \$1,500,000
9 of the funds made available by this paragraph may
10 be used by USAID for administrative expenses re-
11 lated to the design and implementation of the pro-
12 gram described in paragraph (2).

13 (2) To prevent the failing of states and suscep-
14 tibility to radicalization that threatens the security
15 of the United States, the Secretary of State and
16 USAID Administrator, in coordination with the
17 heads of other relevant Federal agencies and United
18 Nations entities, as appropriate, shall develop and
19 implement a public-private partnerships program to
20 accelerate a coherent approach to development in
21 fragile states and those states threatened or ad-
22 versely impacted by economic and political instability
23 or violent extremism: *Provided*, That the Secretary
24 and Administrator shall, as appropriate—

1 (A) develop criteria for countries to be en-
2 compassed in the program, including to—

3 (i) ensure that any such program is
4 fully integrated and consistent with the de-
5 velopment strategy for recipient countries;
6 and

7 (ii) require the central government of
8 countries to commit to implementation of
9 such program in a transparent and ac-
10 countable manner, including through the
11 signing of compacts or memoranda of un-
12 derstanding, as appropriate, as a pre-
13 condition for participation in such pro-
14 gram;

15 (B) prioritize local organizations in the
16 participating countries as implementers, and
17 ensure any grants, cooperative agreements, or
18 contracts awarded to international implemen-
19 ters contain provisions for the training and
20 mentoring of local organizations to sustain all
21 activities by the end of such award;

22 (C) review existing bilateral and regional
23 programs funded by this Act and prior Acts
24 making appropriations for the Department of
25 State, foreign operations, and related programs

1 that are implemented in such countries to en-
2 sure complementarity with such program; and

3 (D) coordinate such program with other
4 development and security programs conducted
5 in recipient countries by other United States
6 Government agencies, including the Department
7 of Defense, and international donors, as appro-
8 priate.

9 (3) Prior to the obligation of funds made avail-
10 able by paragraph (1), the Secretary of State and
11 USAID Administrator shall jointly submit a report
12 to the Committees on Appropriations detailing the
13 fragile states potentially eligible for the public-pri-
14 vate partnership program required by this section;
15 the requirements of the central governments for par-
16 ticipation in the program and program condition-
17 ality, if any; and benchmarks to measures the effec-
18 tiveness of such program.

19 (d) COUNTER VIOLENT EXTREMISM IN ASIA.—Of
20 the funds appropriated by this Act under the heading
21 “Economic Support Fund”, not less than \$5,000,000 shall
22 be made available for programs to counter violent extre-
23 mism in Asia, including within the Buddhist community
24 and between Buddhist and Muslim communities: *Provided*,
25 That such funds shall be administered by the Mission Di-

1 rector of the Regional Development Mission for Asia,
2 USAID: *Provided further*, That such funds are in addition
3 to funds otherwise made available for such purposes.

4 (e) FRAGILE STATES AND EXTREMISM.—Funds ap-
5 propriated by this Act shall be made available for the pur-
6 poses of section 7080 of the Department of State, Foreign
7 Operations, and Related Programs Appropriations Act,
8 2017 (division J of Public Law 115–31), subject to the
9 regular notification procedures of the Committees on Ap-
10 propriations.

11 (f) GLOBAL CONCESSIONAL FINANCING FACILITY.—
12 Funds appropriated by this Act under the heading “Eco-
13 nomic Support Fund” shall be made available for the
14 Concessional Finance Facility of the World Bank to pro-
15 vide financing to support refugees and host communities:
16 *Provided*, That such funds shall be in addition to funds
17 made available for bilateral assistance in the report re-
18 quired by section 653(a) of the Foreign Assistance Act
19 of 1961, and may only be made available subject to prior
20 to consultation with the Committees on Appropriations.

21 ENTERPRISE FUNDS

22 SEC. 7070. (a) NOTIFICATION.—None of the funds
23 made available under titles III through VI of this Act may
24 be made available for Enterprise Funds unless the appro-

1 priate congressional committees are notified at least 15
2 days in advance.

3 (b) DISTRIBUTION OF ASSETS PLAN.—Prior to the
4 distribution of any assets resulting from any liquidation,
5 dissolution, or winding up of an Enterprise Fund, in whole
6 or in part, the President shall submit to the appropriate
7 congressional committees a plan for the distribution of the
8 assets of the Enterprise Fund.

9 (c) TRANSITION OR OPERATING PLAN.—Prior to a
10 transition to and operation of any private equity fund or
11 other parallel investment fund under an existing Enter-
12 prise Fund, the President shall submit such transition or
13 operating plan to the appropriate congressional commit-
14 tees.

15 INTERNATIONAL FAMILY PLANNING AND WOMEN'S

16 HEALTH

17 SEC. 7071. (a) ASSISTANCE FOR NONGOVERN-
18 MENTAL ORGANIZATIONS.—

19 (1) Notwithstanding any other provision of law,
20 regulation, or policy, a foreign nongovernmental or-
21 ganization—

22 (A) shall not be ineligible for assistance
23 appropriated or otherwise made available by
24 this Act solely on the basis of health or medical
25 services, including counseling and referral serv-

1 ices, provided by such organization with non-
2 United States Government funds if such serv-
3 ices—

4 (i) are permitted in the country in
5 which they are being provided; and

6 (ii) would not violate United States
7 law if provided in the United States; and

8 (B) shall not be subject to requirements
9 relating to the use of non-United States Gov-
10 ernment funds for advocacy and lobbying activi-
11 ties other than those that apply to United
12 States nongovernmental organizations receiving
13 assistance appropriated or otherwise made
14 available by this Act.

15 (b) UNITED NATIONS POPULATION FUND.—

16 (1) CONTRIBUTION.—Of the funds appropriated
17 by this Act under the heading “International Orga-
18 nizations and Programs”, not less than \$37,500,000
19 shall be made available for the United Nations Pop-
20 ulation Fund (referred to in this subsection as
21 “UNFPA”).

22 (2) AVAILABILITY OF FUNDS.—Funds appro-
23 priated for UNFPA under this Act that are not
24 made available for UNFPA because of the operation
25 of any provision of law—

1 (A) shall be transferred to, and merged
2 with, funds appropriated under the heading
3 “Global Health Programs”; and

4 (B) shall be made available for family
5 planning, maternal, and reproductive health ac-
6 tivities, subject to the regular notification pro-
7 cedures of the Committees on Appropriations.

8 (3) PROHIBITION ON USE OF FUNDS IN
9 CHINA.—None of the funds made available under
10 this Act may be used by UNFPA for a country pro-
11 gram in the People’s Republic of China.

12 (4) CONDITIONS ON AVAILABILITY OF
13 FUNDS.—Funds made available under this Act for
14 UNFPA may not be made available unless—

15 (A) UNFPA maintains funds received
16 under this Act in an account separate from
17 other UNFPA accounts and does not com-
18 mingle such funds with other funds; and

19 (B) UNFPA does not fund abortions.

20 GLOBAL INTERNET FREEDOM

21 SEC. 7072. (a) FUNDING.—Of the funds available for
22 obligation during fiscal year 2019 under the headings
23 “International Broadcasting Operations”, “Economic
24 Support Fund”, “Democracy Fund”, and “Assistance for
25 Europe, Eurasia and Central Asia”, not less than

1 \$60,500,000 shall be made available for programs to pro-
2 mote Internet freedom globally: *Provided*, That such pro-
3 grams shall be prioritized for countries whose governments
4 restrict freedom of expression on the Internet, and that
5 are important to the national interest of the United
6 States: *Provided further*, That funds made available pursu-
7 ant to this section shall be matched, to the maximum ex-
8 tent practicable, by sources other than the United States
9 Government, including from the private sector.

10 (b) REQUIREMENTS.—

11 (1) Funds appropriated by this Act under the
12 headings “Economic Support Fund”, “Democracy
13 Fund”, and “Assistance for Europe, Eurasia and
14 Central Asia” that are made available pursuant to
15 subsection (a) shall be—

16 (A) coordinated with other democracy pro-
17 grams funded by this Act under such headings,
18 and shall be incorporated into country assist-
19 ance and democracy promotion strategies, as
20 appropriate;

21 (B) for programs to implement the May
22 2011, International Strategy for Cyberspace;
23 the Department of State International Cyber-
24 space Policy Strategy required by section 402
25 of the Cybersecurity Act of 2015 (division N of

1 Public Law 114–113); and the comprehensive
2 strategy to promote Internet freedom and ac-
3 cess to information in Iran, as required by sec-
4 tion 414 of the Iran Threat Reduction and
5 Syria Human Rights Act of 2012 (22 U.S.C.
6 8754);

7 (C) made available for programs that sup-
8 port the efforts of civil society to counter the
9 development of repressive Internet-related laws
10 and regulations, including countering threats to
11 Internet freedom at international organizations;
12 to combat violence against bloggers and other
13 users; and to enhance digital security training
14 and capacity building for democracy activists;

15 (D) made available for research of key
16 threats to Internet freedom; the continued de-
17 velopment of technologies that provide or en-
18 hance access to the Internet, including cir-
19 cumvention tools that bypass Internet blocking,
20 filtering, and other censorship techniques used
21 by authoritarian governments; and maintenance
22 of the technological advantage of the United
23 States Government over such censorship tech-
24 niques: *Provided*, That the Secretary of State,
25 in consultation with the Chief Executive Officer

1 (CEO) of the Broadcasting Board of Governors
2 (BBG), shall coordinate any such research and
3 development programs with other relevant
4 United States Government departments and
5 agencies in order to share information, tech-
6 nologies, and best practices, and to assess the
7 effectiveness of such technologies; and

8 (E) made available only after the Assistant
9 Secretary for Democracy, Human Rights, and
10 Labor, Department of State, concurs that such
11 funds are allocated consistent with—

12 (i) the strategies referenced in sub-
13 paragraph (B) of this paragraph;

14 (ii) best practices regarding security
15 for, and oversight of, Internet freedom pro-
16 grams; and

17 (iii) sufficient resources and support
18 for the development and maintenance of
19 anti-censorship technology and tools.

20 (2) Funds appropriated by this Act under the
21 heading “International Broadcasting Operations”
22 that are made available pursuant to subsection (a)
23 shall be—

24 (A) made available only for tools and tech-
25 niques to securely develop and distribute BBG

1 digital content; facilitate audience access to
2 such content on websites that are censored; co-
3 ordinate the distribution of BBG digital content
4 to targeted regional audiences; and to promote
5 and distribute such tools and techniques, in-
6 cluding digital security techniques;

7 (B) coordinated with programs funded by
8 this Act under the heading “International
9 Broadcasting Operations”, and shall be incor-
10 porated into country broadcasting strategies, as
11 appropriate;

12 (C) coordinated by the BBG CEO to pro-
13 vide Internet circumvention tools and tech-
14 niques for audiences in countries that are stra-
15 tegic priorities for the BBG and in a manner
16 consistent with the BBG Internet freedom
17 strategy; and

18 (D) made available for the research and
19 development of new tools or techniques author-
20 ized in paragraph (A) only after the BBG CEO,
21 in consultation with the Secretary of State and
22 other relevant United States Government de-
23 partments and agencies, evaluates the risks and
24 benefits of such new tools or techniques, and

1 establishes safeguards to minimize the use of
2 such new tools or techniques for illicit purposes.

3 (c) COORDINATION AND SPEND PLANS.—After con-
4 sultation among the relevant agency heads to coordinate
5 and de-conflict planned activities, but not later than 90
6 days after enactment of this Act, the Secretary of State
7 and the BBG CEO shall submit to the Committees on Ap-
8 propriations spend plans for funds made available by this
9 Act for programs to promote Internet freedom globally,
10 which shall include a description of safeguards established
11 by relevant agencies to ensure that such programs are not
12 used for illicit purposes: *Provided*, That the Department
13 of State spend plan shall include funding for all such pro-
14 grams for all relevant Department of State and USAID
15 offices and bureaus.

16 (d) SECURITY AUDITS.—Funds made available pur-
17 suant to this section to promote Internet freedom globally
18 may only be made available to support technologies that
19 undergo comprehensive security audits conducted by the
20 Bureau of Democracy, Human Rights, and Labor, De-
21 partment of State to ensure that such technology is secure
22 and has not been compromised in a manner detrimental
23 to the interest of the United States or to individuals and
24 organizations benefiting from programs supported by such
25 funds: *Provided*, That the security auditing procedures

1 used by such Bureau shall be reviewed and updated peri-
2 odically to reflect current industry security standards.

3 (e) SURGE.—Of the funds appropriated by this Act
4 under the heading “Economic Support Fund”, up to
5 \$2,500,000 may be made available to surge Internet free-
6 dom programs in closed societies if the Secretary of State
7 determines and reports to the appropriate congressional
8 committees that such use of funds is in the national inter-
9 est: *Provided*, That such funds are in addition to amounts
10 made available for such purposes: *Provided further*, That
11 such funds may be transferred to, and merged with, funds
12 appropriated by this Act under the heading “International
13 Broadcasting Operations” following consultation with, and
14 the regular notification procedures of, the Committees on
15 Appropriations.

16 IMPACT ON JOBS IN THE UNITED STATES

17 SEC. 7073. None of the funds appropriated or other-
18 wise made available under titles III through VI of this
19 Act may be obligated or expended to provide—

20 (1) any financial incentive to a business enter-
21 prise currently located in the United States for the
22 purpose of inducing such an enterprise to relocate
23 outside the United States if such incentive or in-
24 ducement is likely to reduce the number of employ-
25 ees of such business enterprise in the United States

1 because United States production is being replaced
2 by such enterprise outside the United States;

3 (2) assistance for any program, project, or ac-
4 tivity that contributes to the violation of internation-
5 ally recognized workers' rights, as defined in section
6 507(4) of the Trade Act of 1974, of workers in the
7 recipient country, including any designated zone or
8 area in that country: *Provided*, That the application
9 of section 507(4)(D) and (E) of such Act should be
10 commensurate with the level of development of the
11 recipient country and sector, and shall not preclude
12 assistance for the informal sector in such country,
13 micro and small-scale enterprise, and smallholder
14 agriculture;

15 (3) any assistance to an entity outside the
16 United States if such assistance is for the purpose
17 of directly relocating or transferring jobs from the
18 United States to other countries and adversely im-
19 pacts the labor force in the United States; or

20 (4) for the enforcement of any rule, regulation,
21 policy, or guidelines implemented pursuant to—

22 (A) the third proviso of subsection 7079(b)
23 of the Department of State, Foreign Oper-
24 ations, and Related Programs Appropriations
25 Act, 2010 (division F of Public Law 111–117);

1 (B) the modification proposed by the Over-
2 seas Private Investment Corporation in Novem-
3 ber 2013 to the Corporation's Environmental
4 and Social Policy Statement relating to coal; or

5 (C) the Supplemental Guidelines for High
6 Carbon Intensity Projects approved by the Ex-
7 port-Import Bank of the United States on De-
8 cember 12, 2013,

9 when enforcement of such rule, regulation, policy, or
10 guidelines would prohibit, or have the effect of pro-
11 hibiting, any coal-fired or other power-generation
12 project the purpose of which is to: (i) provide afford-
13 able electricity in International Development Asso-
14 ciation (IDA)-eligible countries and IDA-blend coun-
15 tries; and (ii) increase exports of goods and services
16 from the United States or prevent the loss of jobs
17 from the United States.

18 SPECIAL DEFENSE ACQUISITION FUND

19 SEC. 7074. Not to exceed \$900,000,000 may be obli-
20 gated pursuant to section 51(c)(2) of the Arms Export
21 Control Act for the purposes of the Special Defense Acqui-
22 sition Fund (the Fund), to remain available for obligation
23 until September 30, 2021: *Provided*, That the provision
24 of defense articles and services to foreign countries or

1 international organizations from the Fund shall be subject
2 to the concurrence of the Secretary of State.

3 REORGANIZATION

4 SEC. 7075. (a) LIMITATIONS.—

5 (1) BUREAU OF POPULATION, REFUGEES, AND
6 MIGRATION, DEPARTMENT OF STATE.—None of the
7 funds appropriated by this Act, prior Acts making
8 appropriations for the Department of State, foreign
9 operations, and related programs, or any other Act
10 may be used to downsize, downgrade, consolidate,
11 close, move, or relocate the Bureau of Population,
12 Refugees, and Migration, Department of State, to
13 another Federal agency.

14 (2) ADMINISTRATION OF FUNDS.—Funds made
15 available by this Act—

16 (A) under the heading “Migration and
17 Refugee Assistance” shall be administered by
18 the Assistant Secretary for Population, Refu-
19 gees, and Migration, Department of State, and
20 this responsibility shall not be delegated; and

21 (B) that are made available for the Office
22 of Global Women’s Issues shall be administered
23 by the United States Ambassador-at-Large for
24 Global Women’s Issues, Department of State,
25 and this responsibility shall not be delegated.

1 (b) REQUIREMENTS.—

2 (1) COST ANALYSIS AND IMPLEMENTATION
3 PLAN.—None of the funds appropriated by this Act,
4 prior Acts making appropriations for the Depart-
5 ment of State, foreign operations, and related pro-
6 grams, or any other Act may be used to implement
7 a reorganization plan for an agency, organization, or
8 entity funded by this Act unless the appropriate con-
9 gressional committees receive, not less than 60 days
10 prior to the date of the implementation of such plan,
11 a—

12 (A) comprehensive analysis of the short-
13 and long-term costs associated with such reor-
14 ganization, including for implementation, facili-
15 ties and personnel, for the current fiscal year
16 and subsequent fiscal years; and

17 (B) specific plan for implementing such re-
18 organization, including realistic timelines and
19 benchmarks.

20 (2) PRIOR CONSULTATION.—Funds appro-
21 priated by this Act, prior Acts making appropria-
22 tions for the Department of State, foreign oper-
23 ations, and related programs, or any other Act may
24 not be used to implement a reorganization by the
25 Department of State, United States Agency for

1 International Development, any other Federal agen-
2 cy, or organization funded by this Act without prior
3 consultation by the head of such department, agen-
4 cy, or organization with the appropriate congress-
5 sional committees.

6 (3) NOTIFICATION.—Funds made available by
7 this Act that are made available for the reorganiza-
8 tion of the Department of State, USAID, or any
9 other Federal agency, or organization funded by this
10 Act shall be subject to the regular notification proce-
11 dures of the Committees on Appropriations.

12 (4) OPERATING PLANS.—Operating plans sub-
13 mitted pursuant to section 7076(a) of this Act shall
14 reflect, as applicable, the costs associated with any
15 reorganization planned during fiscal year 2019.

16 (c) FISCAL YEAR 2019 PERSONNEL ENDSTRENGTH
17 LEVELS.—Funds appropriated by this Act and made
18 available for the Department of State and USAID shall
19 be made available to fund the full cost of the personnel
20 requirements necessary to carry out the diplomatic, devel-
21 opment, and national security missions of the Department
22 of State and USAID: *Provided*, That as of September 30,
23 2019 the on-board, full-time career/permanent personnel
24 levels of the Foreign Service and Civil Service of—

1 (1) the Department of State supported by such
2 funds in title I of this Act under the heading “Diplo-
3 matic Programs” shall be not less than 12,900 and
4 8,400, respectively; and

5 (2) USAID supported by such funds in title II
6 of this Act under the heading “Operating Expenses”
7 shall not be less than 1,850 and 1,600, respectively.

8 (d) DEFINITION.—For the purpose of this section,
9 the term “reorganization” means any step taken to—

10 (1) expand, eliminate, consolidate, or downsize
11 departments, agencies, or organizations, including
12 bureaus and offices within or between such depart-
13 ments, agencies, or organizations, including the
14 transfer to other agencies of the authorities and re-
15 sponsibilities of such bureaus and offices; and

16 (2) expand, eliminate, consolidate, or downsize
17 the United States official presence overseas includ-
18 ing at bilateral, regional, and multilateral diplomatic
19 facilities and other platforms.

20 BUDGET DOCUMENTS

21 SEC. 7076. (a) OPERATING AND REORGANIZATION
22 PLANS.—Not later than 45 days after the date of enact-
23 ment of this Act, each department, agency, or organization
24 funded in titles I, II, and VI of this Act, and the Depart-
25 ment of the Treasury and Independent Agencies funded

1 in title III of this Act, including the Inter-American Foun-
2 dation and the United States African Development Foun-
3 dation, shall submit to the Committees on Appropriations
4 an operating plan for funds appropriated to such depart-
5 ment, agency, or organization in such titles of this Act,
6 or funds otherwise available for obligation in fiscal year
7 2019, that provides details of the uses of such funds at
8 the program, project, and activity level: *Provided*, That
9 such plans shall include, as applicable, a comparison be-
10 tween the congressional budget justification funding levels,
11 the most recent congressional directives or approved fund-
12 ing levels, and the funding levels proposed by the depart-
13 ment or agency; and a clear, concise, and informative de-
14 scription/justification: *Provided further*, That if such de-
15 partment, agency, or organization receives an additional
16 amount under the same heading in title VIII of this Act,
17 operating plans required by this subsection shall include
18 consolidated information on all such funds: *Provided fur-*
19 *ther*, That operating plans that include changes in levels
20 of funding for programs, projects, and activities specified
21 in the congressional budget justification, in this Act, or
22 amounts specifically designated in the respective tables in-
23 cluded in the explanatory statement described in section
24 3 (in the matter preceding division A of this consolidated

1 Act), as applicable, shall be subject to the notification and
2 reprogramming requirements of section 7015 of this Act.

3 (b) SPEND PLANS.—

4 (1) Prior to the initial obligation of funds, the
5 Secretary of State or Administrator of the United
6 States Agency for International Development, as ap-
7 propriate, shall submit to the Committees on Appro-
8 priations a spend plan for funds made available by
9 this Act, for—

10 (A) assistance for Afghanistan, Iraq, Leb-
11 anon, Pakistan, and the West Bank and Gaza;

12 (B) assistance made available pursuant to
13 section 7067(d) of this Act to counter Russian
14 influence and aggression, except that such plan
15 shall be on a country-by-country basis;

16 (C) assistance made available pursuant to
17 section 7059 of this Act;

18 (D) Power Africa and the regional security
19 initiatives listed under this section in Senate
20 Report 115–152: *Provided*, That the spend plan
21 for such initiatives shall include the amount of
22 assistance planned for each country by account,
23 to the maximum extent practicable; and

24 (E) democracy programs, programs to sup-
25 port section 7069(a) of this Act, and sectors

1 enumerated in subsections (a), (c), (d), (e), (f),
2 and (h) of section 7060 of this Act.

3 (2) Not later than 45 days after enactment of
4 this Act, the Secretary of the Treasury shall submit
5 to the Committees on Appropriations a detailed
6 spend plan for funds made available by this Act
7 under the heading “Department of the Treasury,
8 International Affairs Technical Assistance” in title
9 III.

10 (3) Notwithstanding paragraph (1), up to 10
11 percent of the funds contained in a spend plan re-
12 quired by this subsection may be obligated prior to
13 the submission of such spend plan if the Secretary
14 of State or the USAID Administrator, as appro-
15 priate, determines that the obligation of such funds
16 is necessary to avoid significant programmatic dis-
17 ruption: *Provided*, That not less than seven days
18 prior to such obligation, the Secretary or Adminis-
19 trator, as appropriate, shall consult with the Com-
20 mittees on Appropriations on the justification for
21 such obligation and the proposed uses of such funds.

22 (c) SPENDING REPORT.—Not later than 45 days
23 after enactment of this Act, the USAID Administrator
24 shall submit to the Committees on Appropriations a de-
25 tailed report on spending of funds made available during

1 fiscal year 2018 under the heading “Development Credit
2 Authority”.

3 (d) CLARIFICATION.—The spend plans referenced in
4 subsection (b) shall not be considered as meeting the noti-
5 fication requirements in this Act or under section 634A
6 of the Foreign Assistance Act of 1961.

7 (e) CONGRESSIONAL BUDGET JUSTIFICATION.—

8 (1) The congressional budget justification for
9 Department of State operations and foreign oper-
10 ations shall be provided to the Committees on Ap-
11 propriations concurrent with the date of submission
12 of the President’s budget for fiscal year 2019: *Pro-*
13 *vided*, That the appendices for such justification
14 shall be provided to the Committees on Appropria-
15 tions not later than 10 calendar days thereafter.

16 (2) The Secretary of State and the USAID Ad-
17 ministrator shall include in the congressional budget
18 justification a detailed justification for multi-year
19 availability for any funds requested under the head-
20 ings “Diplomatic Programs” and “Operating Ex-
21 penses”.

22 RESCISSIONS

23 (INCLUDING RESCISSION OF FUNDS)

24 SEC. 7077. (a) Of the unobligated balances available
25 under the heading “International Narcotics Control and

1 Law Enforcement”, as identified by Treasury Appropria-
2 tion Fund Symbol 11 X 1022, \$14,000,000 are rescinded.

3 (b) Of the grant balances in the Foreign Military
4 Sales Trust Fund, identified by Treasury Appropriation
5 Fund Symbol 97–11 X 8242, which are not currently ap-
6 plied to an active FMS case and which were appropriated
7 prior to fiscal year 2009, \$11,000,000 shall be
8 deobligated, as appropriate, and shall be permanently re-
9 scinded.

10 TITLE VIII
11 OVERSEAS CONTINGENCY OPERATIONS/GLOBAL
12 WAR ON TERRORISM
13 DEPARTMENT OF STATE
14 ADMINISTRATION OF FOREIGN AFFAIRS
15 DIPLOMATIC PROGRAMS
16 (INCLUDING TRANSFER OF FUNDS)

17 For an additional amount for “Diplomatic Pro-
18 grams”, \$2,975,971,000, to remain available until Sep-
19 tember 30, 2020, of which \$2,376,122,000 is for World-
20 wide Security Protection and shall remain available until
21 expended: *Provided*, That the Secretary of State may
22 transfer up to \$5,000,000 of the total funds made avail-
23 able under this heading to any other appropriation of any
24 department or agency of the United States, upon the con-
25 currence of the head of such department or agency, to sup-

1 port operations in, and assistance for, Afghanistan and
2 to carry out the provisions of the Foreign Assistance Act
3 of 1961: *Provided further*, That any such transfer shall
4 be subject to the regular notification procedures of the
5 Committees on Appropriations: *Provided further*, That
6 such amount is designated by the Congress for Overseas
7 Contingency Operations/Global War on Terrorism pursu-
8 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
9 and Emergency Deficit Control Act of 1985.

10 OFFICE OF INSPECTOR GENERAL

11 For an additional amount for “Office of Inspector
12 General”, \$68,100,000, to remain available until Sep-
13 tember 30, 2020, of which \$54,900,000 shall be for the
14 Special Inspector General for Afghanistan Reconstruction
15 (SIGAR) for reconstruction oversight: *Provided*, That
16 printing and reproduction costs of SIGAR shall not exceed
17 amounts for such costs during fiscal year 2018: *Provided*
18 *further*, That such amount is designated by the Congress
19 for Overseas Contingency Operations/Global War on Ter-
20 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
21 anced Budget and Emergency Deficit Control Act of 1985.

22 INTERNATIONAL ORGANIZATIONS

23 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

24 For an additional amount for “Contributions to
25 International Organizations”, \$96,240,000: *Provided*,

1 That such amount is designated by the Congress for Over-
2 seas Contingency Operations/Global War on Terrorism
3 pursuant to section 251(b)(2)(A)(ii) of the Balanced
4 Budget and Emergency Deficit Control Act of 1985.

5 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING
6 ACTIVITIES

7 For an additional amount for “Contributions for
8 International Peacekeeping Activities”, \$967,456,000, to
9 remain available until September 30, 2020: *Provided*,
10 That such amount is designated by the Congress for Over-
11 seas Contingency Operations/Global War on Terrorism
12 pursuant to section 251(b)(2)(A)(ii) of the Balanced
13 Budget and Emergency Deficit Control Act of 1985.

14 UNITED STATES AGENCY FOR INTERNATIONAL
15 DEVELOPMENT

16 FUNDS APPROPRIATED TO THE PRESIDENT
17 OPERATING EXPENSES

18 For an additional amount for “Operating Expenses”,
19 \$158,067,000, to remain available until September 30,
20 2020: *Provided*, That such amount is designated by the
21 Congress for Overseas Contingency Operations/Global
22 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
23 the Balanced Budget and Emergency Deficit Control Act
24 of 1985.

1 OFFICE OF INSPECTOR GENERAL

2 For an additional amount for “Office of Inspector
3 General”, \$2,500,000, to remain available until September
4 30, 2020: *Provided*, That such amount is designated by
5 the Congress for Overseas Contingency Operations/Global
6 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
7 the Balanced Budget and Emergency Deficit Control Act
8 of 1985.

9 BILATERAL ECONOMIC ASSISTANCE

10 FUNDS APPROPRIATED TO THE PRESIDENT

11 INTERNATIONAL DISASTER ASSISTANCE

12 For an additional amount for “International Disaster
13 Assistance”, \$584,278,000, to remain available until ex-
14 pended: *Provided*, That such funds shall be apportioned
15 to the United States Agency for International Develop-
16 ment not later than 45 days after enactment of this Act:
17 *Provided further*, That such amount is designated by the
18 Congress for Overseas Contingency Operations/Global
19 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
20 the Balanced Budget and Emergency Deficit Control Act
21 of 1985.

22 TRANSITION INITIATIVES

23 For an additional amount for “Transition Initia-
24 tives”, \$62,043,000, to remain available until expended:
25 *Provided*, That such amount is designated by the Congress

1 for Overseas Contingency Operations/Global War on Ter-
2 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985.

4 ECONOMIC SUPPORT FUND

5 For an additional amount for “Economic Support
6 Fund”, \$1,167,622,000, to remain available until Sep-
7 tember 30, 2020: *Provided*, That such amount is des-
8 ignated by the Congress for Overseas Contingency Oper-
9 ations/Global War on Terrorism pursuant to section
10 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 DEPARTMENT OF STATE

13 MIGRATION AND REFUGEE ASSISTANCE

14 For an additional amount for “Migration and Ref-
15 ugee Assistance” to respond to refugee crises, including
16 in Africa, the Near East, South and Central Asia, and
17 Europe and Eurasia, \$493,976,000, to remain available
18 until expended, except that such funds shall not be made
19 available for the resettlement costs of refugees in the
20 United States: *Provided*, That such amount is designated
21 by the Congress for Overseas Contingency Operations/
22 Global War on Terrorism pursuant to section
23 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 INTERNATIONAL SECURITY ASSISTANCE
2 DEPARTMENT OF STATE
3 INTERNATIONAL NARCOTICS CONTROL AND LAW
4 ENFORCEMENT

5 For an additional amount for “International Nar-
6 cotics Control and Law Enforcement”, \$417,951,000, to
7 remain available until September 30, 2020: *Provided*,
8 That such amount is designated by the Congress for Over-
9 seas Contingency Operations/Global War on Terrorism
10 pursuant to section 251(b)(2)(A)(ii) of the Balanced
11 Budget and Emergency Deficit Control Act of 1985.

12 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
13 RELATED PROGRAMS

14 For an additional amount for “Nonproliferation,
15 Anti-terrorism, Demining and Related Programs”,
16 \$220,583,000, to remain available until September 30,
17 2020: *Provided*, That such amount is designated by the
18 Congress for Overseas Contingency Operations/Global
19 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
20 the Balanced Budget and Emergency Deficit Control Act
21 of 1985.

22 PEACEKEEPING OPERATIONS

23 For an additional amount for “Peacekeeping Oper-
24 ations”, \$325,213,000, to remain available until Sep-
25 tember 30, 2020: *Provided*, That such amount is des-

1 ignated by the Congress for Overseas Contingency Oper-
2 ations/Global War on Terrorism pursuant to section
3 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985: *Provided further*, That funds
5 available for obligation under this heading in this Act may
6 be used to pay assessed expenses of international peace-
7 keeping activities in Somalia, subject to the regular notifi-
8 cation procedures of the Committees on Appropriations.

9 FUNDS APPROPRIATED TO THE PRESIDENT

10 FOREIGN MILITARY FINANCING PROGRAM

11 For an additional amount for “Foreign Military Fi-
12 nancing Program”, \$460,000,000, to remain available
13 until September 30, 2020: *Provided*, That such amount
14 is designated by the Congress for Overseas Contingency
15 Operations/Global War on Terrorism pursuant to section
16 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

18 GENERAL PROVISIONS

19 ADDITIONAL APPROPRIATIONS

20 SEC. 8001. Notwithstanding any other provision of
21 law, funds appropriated in this title are in addition to
22 amounts appropriated or otherwise made available in this
23 Act for fiscal year 2019.

1 EXTENSION OF AUTHORITIES AND CONDITIONS

2 SEC. 8002. Unless otherwise provided for in this Act,
3 the additional amounts appropriated by this title to appro-
4 priations accounts in this Act shall be available under the
5 authorities and conditions applicable to such appropria-
6 tions accounts.

7 TRANSFER OF FUNDS

8 SEC. 8003. (a) TRANSFER OF FUNDS BETWEEN AC-
9 COUNTS.—

10 (1) Funds appropriated by this title in this Act
11 under the headings “Transition Initiatives”, “Eco-
12 nomic Support Fund”, and “Assistance for Europe,
13 Eurasia and Central Asia” may be transferred to,
14 and merged with, funds appropriated by this title
15 under such headings.

16 (2) Funds appropriated by this title in this Act
17 under the headings “International Narcotics Control
18 and Law Enforcement”, “Nonproliferation, Anti-ter-
19 rorism, Demining and Related Programs”, “Peace-
20 keeping Operations”, and “Foreign Military Financ-
21 ing Program” may be transferred to, and merged
22 with, funds appropriated by this title under such
23 headings.

24 (b) GLOBAL SECURITY CONTINGENCY FUND.—Not-
25 withstanding any other provision of this section, up to

1 \$7,500,000 from funds appropriated under the headings
2 “International Narcotics Control and Law Enforcement”,
3 “Peacekeeping Operations”, and “Foreign Military Fi-
4 nancing Program” by this title in this Act may be trans-
5 ferred to, and merged with, funds previously made avail-
6 able under the heading “Global Security Contingency
7 Fund”.

8 (c) LIMITATION.—The transfer authority provided in
9 subsection (a) may only be exercised to address contin-
10 gencies.

11 (d) NOTIFICATION.—The transfer authority provided
12 by this section shall be subject to prior consultation with,
13 and the regular notification procedures of, the Committees
14 on Appropriations: *Provided*, That such transfer authority
15 is in addition to any transfer authority otherwise available
16 under any other provision of law, including section 610
17 of the Foreign Assistance Act of 1961 which may be exer-
18 cised by the Secretary of State for the purposes of this
19 title.

20 DESIGNATION REQUIREMENT

21 SEC. 8004. Each amount designated in this Act by
22 the Congress for Overseas Contingency Operations/Global
23 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
24 the Balanced Budget and Emergency Deficit Control Act
25 of 1985 shall be available only if the President subse-

1 quently so designates all such amounts and transmits such
2 designations to the Congress.

3 This division may be cited as the “Department of
4 State, Foreign Operations, and Related Programs Appro-
5 priations Act, 2019”.

6 **DIVISION G—OTHER MATTERS**

7 TITLE I

8 TECHNICAL CORRECTIONS

9 SEC. 101. Section 177 of division C of Public Law
10 114–223, as amended by Public Law 114–254, is amend-
11 ed by inserting “and the 116th Congress” after “the
12 115th Congress” in each instance it appears.

13 SEC. 102. (a) During fiscal year 2019 and each suc-
14 ceeding fiscal year, amounts appropriated or otherwise
15 made available for the Architect of the Capitol under the
16 heading “House Office Buildings” may be transferred to
17 the House of Representatives and merged with and made
18 available under the heading “Allowances and Expenses”,
19 subject to the approval of the Committee on Appropria-
20 tions of the House of Representatives.

21 (b) The period of availability of any amounts trans-
22 ferred to the House of Representatives under this section
23 shall be the same period of availability applicable to such
24 amounts as appropriated for the Architect of the Capitol.

1 SEC. 103. Section 243 of title II of division C of Pub-
2 lie Law 115–244 is amended by inserting “248” after
3 “section”.

4 SEC. 104. (a) Employees furloughed as a result of
5 any lapse in appropriations beginning on or about Decem-
6 ber 22, 2018 and ending on the date of enactment of this
7 Act shall be compensated at their standard rate of com-
8 pensation, for the period of such lapse in appropriations,
9 as soon as practicable after such lapse in appropriations
10 ends.

11 (b) For purposes of this section, “employee” means
12 any of the following whose salaries and expenses are pro-
13 vided in any division of this consolidated Act:

14 (1) A Federal employee.

15 (2) An employee of the District of Columbia
16 Courts.

17 (3) An employee of the Public Defender Service
18 for the District of Columbia.

19 (4) A District of Columbia Government em-
20 ployee.

21 (c) All obligations incurred in anticipation of the ap-
22 propriations made and authority granted by any division
23 of this consolidated Act for the purposes of maintaining
24 the essential level of activity to protect life and property
25 and bringing about orderly termination of Government

1 functions, and for purposes as otherwise authorized by
2 law, are hereby ratified and approved if otherwise in ac-
3 cord with the provisions of any division of this consoli-
4 dated Act.

5 SEC. 105. (a) If a State (or another Federal grantee)
6 used State funds (or the grantee's non-Federal funds) to
7 continue carrying out a Federal program or furloughed
8 State employees (or the grantee's employees) whose com-
9 pensation is advanced or reimbursed in whole or in part
10 by the Federal Government—

11 (1) such furloughed employees shall be com-
12 pensated at their standard rate of compensation for
13 such period;

14 (2) the State (or such other grantee) shall be
15 reimbursed for expenses that would have been paid
16 by the Federal Government during such period had
17 appropriations been available, including the cost of
18 compensating such furloughed employees, together
19 with interest thereon calculated under section
20 6503(d) of title 31, United States Code; and

21 (3) the State (or such other grantee) may use
22 funds available to the State (or the grantee) under
23 such Federal program to reimburse such State (or
24 the grantee), together with interest thereon cal-

1 culated under section 6503(d) of title 31, United
2 States Code.

3 (b) For purposes of this section, the term “State”
4 and the term “grantee,” including United States terri-
5 tories and possessions, shall have the meaning given such
6 terms under the applicable Federal program under sub-
7 section (a). In addition, “to continue carrying out a Fed-
8 eral program” means the continued performance by a
9 State or other Federal grantee, during the period of a
10 lapse in appropriations, of a Federal program that the
11 State or such other grantee had been carrying out prior
12 to the period of the lapse in appropriations.

13 (c) The authority under this section applies with re-
14 spect to any period in fiscal year 2019 (not limited to peri-
15 ods beginning or ending after the date of the enactment
16 of this Act) during which there occurs a lapse in appro-
17 priations with respect to any department or agency of the
18 Federal Government receiving funding in any division of
19 this consolidated Act which, but for such lapse in appro-
20 priations, would have paid, or made reimbursement relat-
21 ing to, any of the expenses referred to in this section with
22 respect to the program involved. Payments and reimburse-
23 ments under this authority shall be made only to the ex-
24 tent and in amounts provided in advance in appropriations
25 Acts.

1 SEC. 106. (a) Section 3(20)(B) of the Carl D. Per-
2 kins Career and Technical Education Act of 2006 (20
3 U.S.C. 2302(20)(B)), as amended by section 7 of the
4 Strengthening Career and Technical Education for the
5 21st Century Act (Public Law 115–224), is amended by
6 inserting “, except that, for the purpose of section 132,
7 the term ‘recognized postsecondary credential’ as used in
8 this subparagraph shall not include a baccalaureate de-
9 gree” after “associate degree”.

10 (b) The amendment made by subsection (a) shall take
11 effect on July 1, 2019, as if included in the Strengthening
12 Career and Technical Education for the 21st Century Act
13 (Public Law 115–224).

14 TITLE II

15 EXTENSIONS OF AUTHORITIES

16 SEC. 201. Sections 1309(a) and 1319 of the National
17 Flood Insurance Act of 1968 (42 U.S.C. 4016(a) and
18 4026) shall be applied by substituting “September 30,
19 2019” for “December 7, 2018”.

20 SEC. 202. The authority provided under title XXI of
21 the Homeland Security Act of 2002 (6 U.S.C. 621 et
22 seq.), as amended by section 2(a) of the Protecting and
23 Securing Chemical Facilities from Terrorist Attacks Act
24 of 2014 (Public Law 113–254), shall continue in effect
25 through September 30, 2019.

1 SEC. 203. (a) The following sections of the Federal
2 Insecticide, Fungicide, and Rodenticide Act shall continue
3 in effect through March 1, 2019—

4 (1) subparagraphs (C) through (E) of section
5 4(i)(1) (7 U.S.C. 136a-1(i)(1)(C)–(E));

6 (2) section 4(k)(3) (7 U.S.C. 136a-1(k)(3));

7 (3) section 4(k)(4) (7 U.S.C. 136a-1(k)(4));

8 and

9 (4) section 33(c)(3)(B) (7 U.S.C. 136w-
10 8(c)(3)(B)).

11 (b)(1) Section 4(i)(1)(I) of the Federal Insecticide,
12 Fungicide, and Rodenticide Act (7 U.S.C. 136a-
13 1(i)(1)(I)) shall be applied by substituting “March 1,
14 2019” for “September 30, 2017”.

15 (2) Notwithstanding section 33(m)(2) of the Federal
16 Insecticide, Fungicide, and Rodenticide Act (7 U.S.C.
17 136w-8(m)(2)), section 33(m)(1) of such Act (7 U.S.C.
18 136w-8(m)(1)) shall be applied by substituting “March 1,
19 2019” for “September 30, 2017”.

20 (c) Section 408(m)(3) of the Federal Food, Drug,
21 and Cosmetic Act (21 U.S.C. 346a(m)(3)) shall be applied
22 by substituting “March 1, 2019” for “September 30,
23 2017”.

1 SEC. 204. Section 319L(e)(1)(A) of the Public
2 Health Service Act (42 U.S.C. 247d–7e(e)(1)(A)) shall
3 continue in effect through September 30, 2019.

4 SEC. 205. Section 405(a) of the Pandemic and All-
5 Hazards Preparedness Act (42 U.S.C. 247d–6a note) shall
6 continue in effect through September 30, 2019.

7 TANF PROGRAM EXTENSIONS

8 SEC. 206. (a) FAMILY ASSISTANCE GRANTS.—Sec-
9 tion 403(a)(1) of the Social Security Act (42 U.S.C.
10 603(a)(1)) is amended in each of subparagraphs (A) and
11 (C) by striking “2017 and 2018” and inserting “2019 and
12 2020”.

13 (b) HEALTHY MARRIAGE PROMOTION AND RESPON-
14 SIBLE FATHERHOOD GRANTS.—Section 403(a)(2)(D) of
15 such Act (42 U.S.C. 603(a)(2)(D)) is amended—

16 (1) by striking “2017 and 2018” and inserting
17 “2019 and 2020”; and

18 (2) by striking “for fiscal year 2017 or 2018”.

19 (c) CONTINGENCY FUND.—Section 403(b)(2) of such
20 Act (42 U.S.C. 603(b)(2)) is amended by striking “fiscal
21 year 2018” and inserting “each of fiscal years 2019 and
22 2020”.

23 (d) TRIBAL FAMILY ASSISTANCE GRANTS.—Para-
24 graphs (1)(A) and (2)(A) of section 412(a) of such Act
25 (42 U.S.C. 612(a)) are each amended by striking “2017
26 and 2018” and inserting “2019 and 2020”.

1 (e) CHILD CARE.—Section 418(a)(3) of such Act (42
2 U.S.C. 618(a)(3)) is amended by striking “2017 and
3 2018” and inserting “2019 and 2020”.

4 (f) GRANTS TO THE TERRITORIES.—Section
5 1108(b)(2) of such Act (42 U.S.C. 1308(b)(2)) is amend-
6 ed by striking “2017 and 2018” and inserting “2019 and
7 2020”.

8 MEASURING AND UNDERSTANDING OUTCOMES

9 SEC. 207. (a) IN GENERAL.—Section 411(a) of the
10 Social Security Act (42 U.S.C. 611(a)) is amended by re-
11 designating paragraph (7) as paragraph (8) and inserting
12 after paragraph (6) the following:

13 “(7) REPORT ON ENGAGEMENT, EMPLOYMENT
14 AND OUTCOMES.—

15 “(A) REPORTING AGREEMENT.—Each
16 State and the Secretary shall enter into an
17 agreement specifying the manner by which the
18 information and data described in this para-
19 graph shall be collected and reported to the
20 Secretary beginning in fiscal year 2020.

21 “(i) OUTCOMES FOR EXITING RECIPI-
22 ENTS.—Information and data regarding
23 families who formerly received assistance
24 and included a work-eligible individual
25 (disaggregated by type of family, reason
26 for exit, and participation in work activi-

1 ties during the preceding fiscal year) under
2 the State program funded under this part
3 or under any State program funded with
4 qualified State expenditures (as defined in
5 section 409(a)(7)(B)(i)), with respect to
6 the following:

7 “(I) The percentage with at least
8 1 formerly work-eligible individual em-
9 ployed during the 2nd quarter after
10 exiting from the program.

11 “(II) The percentage with at
12 least 1 formerly work-eligible indi-
13 vidual employed during the 4th quar-
14 ter after exiting from the program.

15 “(III) The median earnings when
16 at least 1 formerly work-eligible indi-
17 vidual is employed during the 2d
18 quarter after exiting from the pro-
19 gram.

20 “(IV) The percentage with at
21 least 1 formerly work-eligible indi-
22 vidual employed during any of the
23 first 4 quarters after exiting from the
24 program.

1 “(V) The distribution of income
2 and earnings, including relative to
3 poverty and deep poverty, for each of
4 the first 4 quarters ending after the
5 quarter of exit from assistance.

6 “(VI) The percentage who, at the
7 time of exit from the program, were
8 subject to the following:

9 “(aa) A penalty under sec-
10 tion 407(e).

11 “(bb) A sanction or penalty
12 described in section 404 or 408.

13 “(cc) A penalty or sanction
14 not described in item (aa) or
15 (bb).

16 “(ii) ENGAGEMENT AND EMPLOY-
17 MENT OF CURRENT RECIPIENTS.—

18 “(I) WORK-ELIGIBLE INDIVID-
19 UALS.—In the case of current work-el-
20 igible individuals under the State pro-
21 gram funded under this part or under
22 any State program funded with quali-
23 fied State expenditures (as defined in
24 section 409(a)(7)(B)(i)), the following

1 information relative to current quarter
2 being reported:

3 “(aa) Earnings in each of
4 the 4 quarters immediately pre-
5 ceding the quarter.

6 “(bb) Standard measures of
7 employment, earnings, receipt of
8 assistance, and participation in
9 work activities (as defined in sec-
10 tion 407(d)) in each of the first
11 4 quarters following the quarter.

12 “(II) ALL RECIPIENTS.— The
13 percentage of recipients of assistance
14 under the State program funded
15 under this part who have not attained
16 24 years of age and who obtain a high
17 school degree or its recognized equiva-
18 lent while receiving the assistance.

19 “(B) STATISTICAL ADJUSTMENT MODEL
20 FOR EMPLOYMENT OUTCOMES.—The Secretary,
21 in consultation with the Secretary of Labor and
22 relevant experts, shall develop recommendations
23 by March 1, 2020, on how to establish and dis-
24 seminate an objective statistical model that will
25 allow the Secretary to make adjustments to the

1 data reported pursuant to subclauses (I)
2 through (IV) of subparagraph (A)(i) of this
3 paragraph, based on economic conditions and
4 the characteristics of participants. To the ex-
5 tent practicable, the recommendations shall be
6 compatible with the statistical adjustment
7 model developed under section
8 116(b)(3)(A)(viii) of the Workforce Innovation
9 and Opportunity Act (29 U.S.C.
10 3141(b)(3)(A)(viii)) and, with respect to a
11 State, the State adjusted levels of performance
12 established for the State under that section.”.

13 TECHNICAL CORRECTIONS TO DATA EXCHANGE

14 STANDARDS TO IMPROVE PROGRAM COORDINATION

15 SEC. 208. (a) IN GENERAL.—Section 411(d) of the
16 Social Security Act (42 U.S.C. 611(d)) is amended to read
17 as follows:

18 “(d) DATA EXCHANGE STANDARDS FOR IMPROVED
19 INTEROPERABILITY.—

20 “(1) DESIGNATION.—The Secretary shall, in
21 consultation with an interagency work group estab-
22 lished by the Office of Management and Budget and
23 considering State government perspectives, by rule,
24 designate data exchange standards to govern, under
25 this part—

1 “(A) necessary categories of information
2 that State agencies operating programs under
3 State plans approved under this part are re-
4 quired under applicable Federal law to elec-
5 tronically exchange with another State agency;
6 and

7 “(B) Federal reporting and data exchange
8 required under applicable Federal law.

9 “(2) REQUIREMENTS.—The data exchange
10 standards required by paragraph (1) shall, to the ex-
11 tent practicable—

12 “(A) incorporate a widely accepted, non-
13 proprietary, searchable, computer-readable for-
14 mat, such as the eXtensible Markup Language;

15 “(B) contain interoperable standards devel-
16 oped and maintained by intergovernmental
17 partnerships, such as the National Information
18 Exchange Model;

19 “(C) incorporate interoperable standards
20 developed and maintained by Federal entities
21 with authority over contracting and financial
22 assistance;

23 “(D) be consistent with and implement ap-
24 plicable accounting principles;

1 “(E) be implemented in a manner that is
2 cost-effective and improves program efficiency
3 and effectiveness; and

4 “(F) be capable of being continually up-
5 graded as necessary.

6 “(3) RULE OF CONSTRUCTION.—Nothing in
7 this subsection shall be construed to require a
8 change to existing data exchange standards found to
9 be effective and efficient.”.

10 (b) EFFECTIVE DATE.—Not later than the date that
11 is 24 months after the date of the enactment of this sec-
12 tion, the Secretary of Health and Human Services shall
13 issue a proposed rule that—

14 (1) identifies federally required data exchanges,
15 include specification and timing of exchanges to be
16 standardized, and address the factors used in deter-
17 mining whether and when to standardize data ex-
18 changes; and

19 (2) specifies State implementation options and
20 describes future milestones.

21 UNEMPLOYMENT INSURANCE TECHNICAL CORRECTIONS

22 SEC. 209. Section 306(a) of the Social Security Act
23 (42 U.S.C. 506(a)) is amended—

24 (1) by striking “individuals” and inserting
25 “claimants of regular compensation, including claim-
26 ants”; and

1 (2) by inserting a comma after “section
2 303(j)”.

3 TITLE III

4 MEDICAID EXTENDERS

5 EXTENSION OF MONEY FOLLOWS THE PERSON

6 REBALANCING DEMONSTRATION

7 SEC. 301. (a) GENERAL FUNDING.—Section 6071(h)
8 of the Deficit Reduction Act of 2005 (42 U.S.C. 1396a
9 note) is amended—

10 (1) in paragraph (1)—

11 (A) in subparagraph (D), by striking
12 “and” after the semicolon;

13 (B) in subparagraph (E), by striking the
14 period at the end and inserting “; and”; and

15 (C) by adding at the end the following:

16 “(F) subject to paragraph (3),
17 \$112,000,000 for fiscal year 2019.”;

18 (2) in paragraph (2)—

19 (A) by striking “Amounts made” and in-
20 serting “Subject to paragraph (3), amounts
21 made”; and

22 (B) by striking “September 30, 2016” and
23 inserting “September 30, 2021”; and

24 (3) by adding at the end the following new
25 paragraph:

1 “(3) SPECIAL RULE FOR FY 2019.—Funds ap-
2 propriated under paragraph (1)(F) shall be made
3 available for grants to States only if such States
4 have an approved MFP demonstration project under
5 this section as of December 31, 2018.”.

6 (b) FUNDING FOR QUALITY ASSURANCE AND IM-
7 PROVEMENT; TECHNICAL ASSISTANCE; OVERSIGHT.—
8 Section 6071(f) of the Deficit Reduction Act of 2005 (42
9 U.S.C. 1396a note) is amended by striking paragraph (2)
10 and inserting the following:

11 “(2) FUNDING.—From the amounts appro-
12 priated under subsection (h)(1)(F) for fiscal year
13 2019, \$500,000 shall be available to the Secretary
14 for such fiscal year to carry out this subsection.”.

15 (c) TECHNICAL AMENDMENT.—Section 6071(b) of
16 the Deficit Reduction Act of 2005 (42 U.S.C. 1396a note)
17 is amended by adding at the end the following:

18 “(10) SECRETARY.—The term ‘Secretary’
19 means the Secretary of Health and Human Serv-
20 ices.”.

21 EXTENSION OF PROTECTION FOR MEDICAID RECIPIENTS
22 OF HOME AND COMMUNITY-BASED SERVICES
23 AGAINST SPOUSAL IMPOVERISHMENT

24 SEC. 302. (a) IN GENERAL.—Section 2404 of Public
25 Law 111–148 (42 U.S.C. 1396r–5 note) is amended by

1 striking “the 5-year period that begins on January 1,
2 2014,” and inserting “the period beginning on January
3 1, 2014, and ending on March 31, 2019,”.

4 (b) RULE OF CONSTRUCTION.—

5 (1) PROTECTING STATE SPOUSAL INCOME AND
6 ASSET DISREGARD FLEXIBILITY UNDER WAIVERS
7 AND PLAN AMENDMENTS.—Nothing in section 2404
8 of Public Law 111–148 (42 U.S.C. 1396r–5 note) or
9 section 1924 of the Social Security Act (42 U.S.C.
10 1396r–5) shall be construed as prohibiting a State
11 from disregarding an individual’s spousal income
12 and assets under a State waiver or plan amendment
13 described in paragraph (2) for purposes of making
14 determinations of eligibility for home and commu-
15 nity-based services or home and community-based
16 attendant services and supports under such waiver
17 or plan amendment.

18 (2) STATE WAIVER OR PLAN AMENDMENT DE-
19 SCRIBED.—A State waiver or plan amendment de-
20 scribed in this paragraph is any of the following:

21 (A) A waiver or plan amendment to pro-
22 vide medical assistance for home and commu-
23 nity-based services under a waiver or plan
24 amendment under subsection (c), (d), or (i) of
25 section 1915 of the Social Security Act (42

1 U.S.C. 1396n) or under section 1115 of such
2 Act (42 U.S.C. 1315).

3 (B) A plan amendment to provide medical
4 assistance for home and community-based serv-
5 ices for individuals by reason of being deter-
6 mined eligible under section 1902(a)(10)(C) of
7 such Act (42 U.S.C. 1396a(a)(10)(C)) or by
8 reason of section 1902(f) of such Act (42
9 U.S.C. 1396a(f)) or otherwise on the basis of a
10 reduction of income based on costs incurred for
11 medical or other remedial care under which the
12 State disregarded the income and assets of the
13 individual's spouse in determining the initial
14 and ongoing financial eligibility of an individual
15 for such services in place of the spousal impov-
16 erishment provisions applied under section 1924
17 of such Act (42 U.S.C. 1396r-5).

18 (C) A plan amendment to provide medical
19 assistance for home and community-based at-
20 tendant services and supports under section
21 1915(k) of such Act (42 U.S.C. 1396n(k)).

1 REDUCTION IN FMAP AFTER 2020 FOR STATES WITHOUT
2 ASSET VERIFICATION PROGRAM

3 SEC. 303. Section 1940 of the Social Security Act
4 (42 U.S.C. 1396w) is amended by adding at the end the
5 following new subsection:

6 “(k) REDUCTION IN FMAP AFTER 2020 FOR NON-
7 COMPLIANT STATES.—

8 “(1) IN GENERAL.—With respect to a calendar
9 quarter beginning on or after January 1, 2021, the
10 Federal medical assistance percentage otherwise de-
11 termined under section 1905(b) for a non-compliant
12 State shall be reduced—

13 “(A) for calendar quarters in 2021 and
14 2022, by 0.12 percentage points;

15 “(B) for calendar quarters in 2023, by
16 0.25 percentage points;

17 “(C) for calendar quarters in 2024, by
18 0.35 percentage points; and

19 “(D) for calendar quarters in 2025 and
20 each year thereafter, by 0.5 percentage points.

21 “(2) NON-COMPLIANT STATE DEFINED.—For
22 purposes of this subsection, the term ‘non-compliant
23 State’ means a State—

24 “(A) that is one of the 50 States or the
25 District of Columbia;

1 “(B) with respect to which the Secretary
2 has not approved a State plan amendment sub-
3 mitted under subsection (a)(2); and

4 “(C) that is not operating, on an ongoing
5 basis, an asset verification program in accord-
6 ance with this section.”.

7 MEDICAID IMPROVEMENT FUND

8 SEC. 304. Section 1941(b)(1) of the Social Security
9 Act (42 U.S.C. 1396w-1(b)(1)) is amended by striking
10 “\$31,000,000” and inserting “\$6,000,000”.

11 BUDGETARY EFFECTS

12 SEC. 305. (a) STATUTORY PAYGO SCORECARDS.—
13 The budgetary effects of this division shall not be entered
14 on either PAYGO scorecard maintained pursuant to sec-
15 tion 4(d) of the Statutory Pay-As-You-Go Act of 2010 (2
16 U.S.C. 933(d)).

17 (b) SENATE PAYGO SCORECARDS.—The budgetary
18 effects of this division shall not be entered on any PAYGO
19 scorecard maintained for purposes of section 4106 of H.
20 Con. Res. 71 (115th Congress).

21 (c) CLASSIFICATION OF BUDGETARY EFFECTS.—
22 Notwithstanding Rule 3 of the Budget Scorekeeping
23 Guidelines set forth in the joint explanatory statement of
24 the committee of conference accompanying Conference Re-
25 port 105-217 and section 250(c)(8) of the Balanced

1 Budget and Emergency Deficit Control Act of 1985, the
2 budgetary effects of this division shall not be estimated—
3 (1) for purposes of section 251 of such Act; and
4 (2) for purposes of paragraph (4)(C) of section
5 3 of the Statutory Pay-As-You-Go Act of 2010 as
6 being included in an appropriation Act.

7 TITLE IV

8 BUDGETARY EFFECTS

9 SEC. 401. Effective on the date of enactment of this
10 Act, the balances on the PAYGO scorecards established
11 pursuant to paragraphs (4) and (5) of section 4(d) of the
12 Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(d))
13 shall be zero.

Passed the House of Representatives January 3,
2019.

Attest:

KAREN L. HAAS,

Clerk.

Calendar No. 5

116TH CONGRESS
1ST Session

H. R. 21

AN ACT

Making appropriations for the fiscal year ending
September 30, 2019, and for other purposes.

JANUARY 8, 2019

Read the second time and placed on the calendar