

118TH CONGRESS
1ST SESSION

H. R. 4367

AN ACT

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2024, 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,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 Department of Homeland Security for the fiscal year end-
4 ing September 30, 2024, and for other purposes, namely:

5 TITLE I
6 DEPARTMENTAL MANAGEMENT, INTELLIGENCE, SITUATIONAL AWARENESS, AND
7 OVERSIGHT
8 OFFICE OF THE SECRETARY AND EXECUTIVE
9 MANAGEMENT
10 OPERATIONS AND SUPPORT

12 For necessary expenses of the Office of the Secretary
13 and for executive management for operations and support,
14 \$279,606,000 (reduced by \$3,000,000) (reduced by
15 \$3,000,000) (reduced by \$2,000,000) (reduced by
16 \$3,000,000) (reduced by \$1,000,000) (increased by
17 \$1,000,000) (reduced by \$27,500,000) (reduced by
18 \$39,860,000); of which \$5,000,000 shall remain available
19 until September 30, 2025: *Provided*, That \$5,000,000
20 shall be withheld from obligation until the Secretary sub-
21 mits, to the Committees on Appropriations of the House
22 of Representatives and the Senate, responses to all ques-
23 tions for the record for each hearing on the fiscal year
24 2025 budget submission for the Department of Homeland
25 Security held by such Committees prior to July 1: *Pro-*

1 *vided further*, That \$25,000,000 (increased by
2 \$10,000,000) shall be withheld from obligation until the
3 Secretary submits the reports required by subsection (g)
4 of section 1092 of the National Defense Authorization Act
5 for Fiscal Year 2017 (6 U.S.C. 223) and subsection (b)
6 of section 386 of the Illegal Immigration Reform and Im-
7 migrant Responsibility Act of 1996 (8 U.S.C. 1368).

8 MANAGEMENT DIRECTORATE

9 OPERATIONS AND SUPPORT

10 For necessary expenses of the Management Direc-
11 torate for operations and support, \$1,695,326,000 (re-
12 duced by \$5,000,000) (reduced by \$10,000,000) (in-
13 creased by \$10,000,000): *Provided*, That not to exceed
14 \$2,000 shall be for official reception and representation
15 expenses.

16 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

17 For necessary expenses of the Management Direc-
18 torate for procurement, construction, and improvements,
19 \$127,758,000, to remain available until September 30,
20 2026.

21 FEDERAL PROTECTIVE SERVICE

22 The revenues and collections of security fees credited
23 to this account shall be available until expended for nec-
24 essary expenses related to the protection of federally

1 owned and leased buildings and for the operations of the
2 Federal Protective Service.

3 INTELLIGENCE, ANALYSIS, AND SITUATIONAL
4 AWARENESS
5 OPERATIONS AND SUPPORT

6 For necessary expenses of the Office of Intelligence
7 and Analysis and the Office of Homeland Security Situa-
8 tional Awareness for operations and support,
9 \$348,736,000, of which \$105,701,000 shall remain avail-
10 able until September 30, 2025: *Provided*, That not to ex-
11 ceed \$3,825 shall be for official reception and representa-
12 tion expenses and not to exceed \$2,000,000 is available
13 for facility needs associated with secure space at fusion
14 centers, including improvements to buildings.

15 OFFICE OF INSPECTOR GENERAL
16 OPERATIONS AND SUPPORT

17 For necessary expenses of the Office of Inspector
18 General for operations and support, \$228,371,000: *Pro-*
19 *vided*, That not to exceed \$300,000 may be used for cer-
20 tain confidential operational expenses, including the pay-
21 ment of informants, to be expended at the direction of the
22 Inspector General.

23 ADMINISTRATIVE PROVISIONS

24 SEC. 101. (a) The Secretary of Homeland Security
25 shall submit a report not later than October 15, 2024,

1 to the Inspector General of the Department of Homeland
2 Security listing all grants and contracts awarded by any
3 means other than full and open competition during fiscal
4 years 2023 or 2024.

5 (b) The Inspector General shall review the report re-
6 quired by subsection (a) to assess departmental compli-
7 ance with applicable laws and regulations and report the
8 results of that review to the Committees on Appropriations
9 of the House of Representatives and the Senate not later
10 than February 15, 2025.

11 SEC. 102. Not later than 30 days after the last day
12 of each month, the Chief Financial Officer of the Depart-
13 ment of Homeland Security shall submit to the Commit-
14 tees on Appropriations of the House of Representatives
15 and the Senate a monthly budget and staffing report that
16 includes total obligations of the Department for that
17 month and for the fiscal year at the appropriation and
18 program, project, and activity levels, by the source year
19 of the appropriation.

20 SEC. 103. (a) The Secretary of Homeland Security,
21 in consultation with the Secretary of the Treasury, shall
22 notify the Committees on Appropriations of the House of
23 Representatives and the Senate of any proposed transfers
24 of funds available under section 9705(g)(4)(B) of title 31,
25 United States Code, from the Department of the Treasury

1 Forfeiture Fund to any agency within the Department of
2 Homeland Security.

3 (b) None of the funds identified for such a transfer
4 may be obligated until the Committees on Appropriations
5 of the House of Representatives and the Senate are noti-
6 fied of the proposed transfer.

7 SEC. 104. All official costs associated with the use
8 of Government aircraft by Department of Homeland Secu-
9 rity personnel to support official travel of the Secretary
10 and the Deputy Secretary shall be paid from amounts
11 made available for the Office of the Secretary.

12 SEC. 105. (a) The Under Secretary for Management
13 shall brief the Committees on Appropriations of the House
14 of Representatives and the Senate not later than 45 days
15 after the end of each fiscal quarter on all Level 1 and
16 Level 2 acquisition programs on the Master Acquisition
17 Oversight list between Acquisition Decision Event and
18 Full Operational Capability, including programs that have
19 been removed from such list during the preceding quarter.

20 (b) For each such program, the briefing described in
21 subsection (a) shall include—

22 (1) a description of the purpose of the program,
23 including the capabilities being acquired and the
24 component(s) sponsoring the acquisition;

1 (2) the total number of units, as appropriate, to
2 be acquired annually until procurement is complete
3 under the current acquisition program baseline;

4 (3) the Acquisition Review Board status, in-
5 cluding—

6 (A) the current acquisition phase by incre-
7 ment, as applicable;

8 (B) the date of the most recent review; and

9 (C) whether the program has been paused
10 or is in breach status;

11 (4) a comparison between the initial Depart-
12 ment-approved acquisition program baseline cost,
13 schedule, and performance thresholds and objectives
14 and the program's current such thresholds and ob-
15 jectives, if applicable;

16 (5) the lifecycle cost estimate, adjusted for com-
17 parison to the Future Years Homeland Security
18 Program, including—

19 (A) the confidence level for the estimate;

20 (B) the fiscal years included in the esti-
21 mate;

22 (C) a breakout of the estimate for the
23 prior five years, the current year, and the budg-
24 et year;

1 (D) a breakout of the estimate by appro-
2 priation account or other funding source; and

3 (E) a description of and rationale for any
4 changes to the estimate as compared to the pre-
5 viously approved baseline, as applicable, and
6 during the prior fiscal year;

7 (6) a summary of the findings of any inde-
8 pendent verification and validation of the items to be
9 acquired or an explanation for why no such
10 verification and validation has been performed;

11 (7) a table displaying the obligation of all pro-
12 gram funds by prior fiscal year, the estimated obli-
13 gation of funds for the current fiscal year, and an
14 estimate for the planned carryover of funds into the
15 subsequent fiscal year;

16 (8) a listing of prime contractors and major
17 subcontractors; and

18 (9) narrative descriptions of risks to cost,
19 schedule, or performance that could result in a pro-
20 gram breach if not successfully mitigated.

21 (c) The Under Secretary for Management shall sub-
22 mit each approved Acquisition Decision Memorandum for
23 programs described in this section to the Committees on
24 Appropriations of the House of Representatives and the
25 Senate not later than five business days after the date of

1 approval of such memorandum by the Under Secretary for
2 Management or the designee of the Under Secretary.

3 SEC. 106. (a) None of the funds made available to
4 the Department of Homeland Security in this Act or prior
5 appropriations Acts may be obligated for any new pilot
6 or demonstration unless the component or office carrying
7 out such pilot or demonstration has documented the infor-
8 mation described in subsection (c).

9 (b) Prior to the obligation of any such funds made
10 available for “Operations and Support” for a new pilot
11 or demonstration, the Under Secretary for Management
12 shall provide a report to the Committees on Appropria-
13 tions of the House of Representatives and the Senate on
14 the information described in subsection (c).

15 (c) The information required under subsections (a)
16 and (b) for a pilot or demonstration shall include the fol-
17 lowing—

18 (1) documented objectives that are well-defined
19 and measurable;

20 (2) an assessment methodology that details—

21 (A) the type and source of assessment
22 data;

23 (B) the methods for, and frequency of, col-
24 lecting such data; and

25 (C) how such data will be analyzed; and

1 (3) an implementation plan, including mile-
2 stones, cost estimates, and implementation sched-
3 ules, including a projected end date.

4 (d) Not later than 90 days after the date of comple-
5 tion of a pilot or demonstration described in subsection
6 (e) the Under Secretary for Management shall provide a
7 report to the Committees on Appropriations of the House
8 of Representatives and the Senate detailing lessons
9 learned, actual costs, any planned expansion or continu-
10 ation of the pilot or demonstration, and any planned tran-
11 sition of such pilot or demonstration into an enduring pro-
12 gram or operation.

13 (e) For the purposes of this section, a pilot or dem-
14 onstration program is a study, demonstration, experi-
15 mental program, or trial that—

16 (1) is a small-scale, short-term experiment con-
17 ducted in order to evaluate feasibility, duration,
18 costs, or adverse events, and improve upon the de-
19 sign of an effort prior to implementation of a larger
20 scale effort; and

21 (2) uses more than 10 full-time equivalents or
22 obligates, or proposes to obligate, \$5,000,000 or
23 more, but does not include congressionally directed
24 programs or enhancements and does not include pro-

1 grams that were in operation as of December 29,
2 2022.

3 (f) For the purposes of this section, a pilot or dem-
4 onstration does not include any testing, evaluation, or ini-
5 tial deployment phase executed under a procurement con-
6 tract for the acquisition of information technology services
7 or systems, or any pilot or demonstration carried out by
8 a non-federal recipient under any financial assistance
9 agreement funded by the Department.

1 TITLE II
2 SECURITY, ENFORCEMENT, AND
3 INVESTIGATIONS
4 U.S. CUSTOMS AND BORDER PROTECTION
5 OPERATIONS AND SUPPORT

6 For necessary expenses of U.S. Customs and Border
7 Protection for operations and support, including the trans-
8 portation of unaccompanied alien minors; the provision of
9 air and marine support to Federal, State, local, and inter-
10 national agencies in the enforcement or administration of
11 laws enforced by the Department of Homeland Security;
12 at the discretion of the Secretary of Homeland Security,
13 the provision of such support to Federal, State, and local
14 agencies in other law enforcement and emergency humani-
15 tarian efforts; the purchase and lease of up to 7,500
16 (6,500 for replacement only) police-type vehicles; the pur-
17 chase, maintenance, or operation of marine vessels, air-
18 craft, and unmanned aerial systems; and contracting with
19 individuals for personal services abroad; \$16,241,678,000
20 (increased by \$3,000,000) (increased by \$3,000,000) (re-
21 duced by \$1,000,000) (increased by \$1,000,000) (reduced
22 by \$1,000,000) (increased by \$1,000,000) (reduced by
23 \$1,000,000) (increased by \$1,000,000) (increased by \$1)
24 (reduced by \$1) (reduced by \$10,000,000) (increased by
25 \$10,000,000); of which \$3,274,000 shall be derived from

1 the Harbor Maintenance Trust Fund for administrative
2 expenses related to the collection of the Harbor Maintenance Fee pursuant to section 9505(c)(3) of the Internal
3 Revenue Code of 1986 (26 U.S.C. 9505(c)(3)) and notwithstanding section 1511(e)(1) of the Homeland Security
4 Act of 2002 (6 U.S.C. 551(e)(1)); of which \$700,000,000
5 shall be available until September 30, 2025; and of which
6 such sums as become available in the Customs User Fee
7 Account, except sums subject to section 13031(f)(3) of the
8 Consolidated Omnibus Budget Reconciliation Act of 1985
9 (19 U.S.C. 58c(f)(3)), shall be derived from that account:
10 *Provided*, That not to exceed \$34,425 shall be for official
11 reception and representation expenses: *Provided further*,
12 That not to exceed \$150,000 shall be available for pay-
13 ment for rental space in connection with preclearance op-
14 erations: *Provided further*, That not to exceed \$2,000,000
15 shall be for awards of compensation to informants, to be
16 accounted for solely under the certificate of the Secretary
17 of Homeland Security.

20 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

21 For necessary expenses of U.S. Customs and Border
22 Protection for procurement, construction, and improve-
23 ments, including procurement of physical barriers, marine
24 vessels, aircraft, and unmanned aerial systems,
25 \$2,965,653,000 (reduced by \$10,000,000) (increased by

1 \$10,000,000) (reduced by \$1,000,000) (increased by
2 \$1,000,000), of which \$741,885,000 shall remain avail-
3 able until September 30, 2026; and of which
4 \$2,223,768,000 shall remain available until September 30,
5 2028.

6 U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

7 OPERATIONS AND SUPPORT

8 For necessary expenses of U.S. Immigration and
9 Customs Enforcement for operations and support, includ-
10 ing the purchase and lease of up to 3,790 (2,350 for re-
11 placement only) police-type vehicles; overseas vetted units,
12 including stipends for members of such units; and mainte-
13 nance, minor construction, and minor leasehold improve-
14 ments at owned and leased facilities; \$9,758,297,000 (in-
15 creased by \$24,000,000) (increased by \$34,860,000); of
16 which not less than \$6,000,000 shall remain available
17 until expended for efforts to enforce laws against forced
18 child labor; of which \$46,696,000 shall remain available
19 until September 30, 2025; of which not less than
20 \$2,000,000 is for paid apprenticeships for participants in
21 the Human Exploitation Rescue Operative Child-Rescue
22 Corps; of which not less than \$15,000,000 shall be avail-
23 able for investigation of intellectual property rights viola-
24 tions, including operation of the National Intellectual
25 Property Rights Coordination Center; and of which not

1 less than \$5,310,547,000 shall be for enforcement, deten-
2 tion, and removal operations, including transportation of
3 unaccompanied alien minors: *Provided*, That not to exceed
4 \$11,475 shall be for official reception and representation
5 expenses: *Provided further*, That not to exceed
6 \$10,000,000 shall be available until expended for con-
7 ducting special operations under section 3131 of the Cus-
8 toms Enforcement Act of 1986 (19 U.S.C. 2081): *Pro-*
9 *vided further*, That not to exceed \$2,000,000 shall be for
10 awards of compensation to informants, to be accounted
11 for solely under the certificate of the Secretary of Home-
12 land Security: *Provided further*, That not to exceed
13 \$11,216,000 shall be available to fund or reimburse other
14 Federal agencies for the costs associated with the care,
15 maintenance, and repatriation of smuggled aliens unlaw-
16 fully present in the United States: *Provided further*, That
17 not less than \$2,000,000 shall be for entering into new
18 agreements for the delegation of law enforcement author-
19 ity authorized under section 287(g) of the Immigration
20 and Nationality Act: *Provided further*, That funding made
21 available under this heading shall maintain a level of not
22 less than 41,500 detention beds through September 30,
23 2024.

1 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2 For necessary expenses of U.S. Immigration and
3 Customs Enforcement for procurement, construction, and
4 improvements, \$50,520,000, of which \$35,420,000 shall
5 remain available until September 30, 2026, and of which
6 \$15,100,000 shall remain available until September 30,
7 2028.

8 TRANSPORTATION SECURITY ADMINISTRATION

9 OPERATIONS AND SUPPORT

10 For necessary expenses of the Transportation Secu-
11 rity Administration for operations and support,
12 \$10,118,131,000, of which \$600,000,000 shall remain
13 available until September 30, 2025: *Provided*, That not
14 to exceed \$7,650 shall be for official reception and rep-
15 resentation expenses: *Provided further*, That security serv-
16 ice fees authorized under section 44940 of title 49, United
17 States Code, shall be credited to this appropriation as off-
18 setting collections and shall be available only for aviation
19 security: *Provided further*, That the sum appropriated
20 under this heading from the general fund shall be reduced
21 on a dollar-for-dollar basis as such offsetting collections
22 are received during fiscal year 2024 so as to result in a
23 final fiscal year appropriation from the general fund esti-
24 mated at not more than \$7,498,131,000.

1 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2 For necessary expenses of the Transportation Secu-
3 rity Administration for procurement, construction, and
4 improvements, \$130,340,000, to remain available until
5 September 30, 2026.

6 RESEARCH AND DEVELOPMENT

7 For necessary expenses of the Transportation Secu-
8 rity Administration for research and development,
9 \$33,532,000, to remain available until September 30,
10 2025.

11 COAST GUARD

12 OPERATIONS AND SUPPORT

13 For necessary expenses of the Coast Guard for oper-
14 ations and support including the Coast Guard Reserve;
15 purchase or lease of not to exceed 25 passenger motor ve-
16 hicles, which shall be for replacement only; purchase or
17 lease of small boats for contingent and emergent require-
18 ments (at a unit cost of not more than \$700,000) and
19 repairs and service-life replacements, not to exceed a total
20 of \$31,000,000 (reduced by \$1,000,000) (increased by
21 \$1,000,000); purchase, lease, or improvements of boats
22 necessary for overseas deployments and activities; pay-
23 ments pursuant to section 156 of Public Law 97–377 (42
24 U.S.C. 402 note; 96 Stat. 1920); and recreation and wel-
25 fare; \$10,222,488,000, of which \$530,000,000 shall be for

1 defense-related activities; of which \$24,500,000 shall be
2 derived from the Oil Spill Liability Trust Fund to carry
3 out the purposes of section 1012(a)(5) of the Oil Pollution
4 Act of 1990 (33 U.S.C. 2712(a)(5)); of which
5 \$20,000,000 shall remain available until September 30,
6 2026; of which \$24,717,000 shall remain available until
7 September 30, 2028, for environmental compliance and
8 restoration; and of which \$100,000,000 shall remain avail-
9 able until September 30, 2025, which shall only be avail-
10 able for vessel depot level maintenance: *Provided*, That not
11 to exceed \$23,000 shall be for official reception and rep-
12 resentation expenses.

13 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

14 For necessary expenses of the Coast Guard for pro-
15 curement, construction, and improvements, including aids
16 to navigation, shore facilities (including facilities at De-
17 partment of Defense installations used by the Coast
18 Guard), and vessels and aircraft, including equipment re-
19 lated thereto, \$1,981,194,000, to remain available until
20 September 30, 2028; of which \$20,000,000 shall be de-
21 rived from the Oil Spill Liability Trust Fund to carry out
22 the purposes of section 1012(a)(5) of the Oil Pollution Act
23 of 1990 (33 U.S.C. 2712(a)(5)).

1 RESEARCH AND DEVELOPMENT

2 For necessary expenses of the Coast Guard for re-
3 search and development; and for maintenance, rehabilita-
4 tion, lease, and operation of facilities and equipment;
5 \$7,476,000, to remain available until September 30, 2026,
6 of which \$500,000 shall be derived from the Oil Spill Li-
7 ability Trust Fund to carry out the purposes of section
8 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C.
9 2712(a)(5)): *Provided*, That there may be credited to and
10 used for the purposes of this appropriation funds received
11 from State and local governments, other public authori-
12 ties, private sources, and foreign countries for expenses
13 incurred for research, development, testing, and evalua-
14 tion.

15 RETIRED PAY

16 For retired pay, including the payment of obligations
17 otherwise chargeable to lapsed appropriations for this pur-
18 pose, payments under the Retired Serviceman's Family
19 Protection and Survivor Benefits Plans, payment for ca-
20 reer status bonuses, payment of continuation pay under
21 section 356 of title 37, United States Code, concurrent
22 receipts, combat-related special compensation, and pay-
23 ments for medical care of retired personnel and their de-
24 pendants under chapter 55 of title 10, United States Code,
25 \$1,147,244,000, to remain available until expended.

1 UNITED STATES SECRET SERVICE

2 OPERATIONS AND SUPPORT

3 For necessary expenses of the United States Secret
4 Service for operations and support, including purchase of
5 not to exceed 652 vehicles for police-type use; hire of pas-
6 senger motor vehicles; purchase of motorcycles made in
7 the United States; hire of aircraft; rental of buildings in
8 the District of Columbia; fencing, lighting, guard booths,
9 and other facilities on private or other property not in
10 Government ownership or control, as may be necessary to
11 perform protective functions; conduct of and participation
12 in firearms matches; presentation of awards; conduct of
13 behavioral research in support of protective intelligence
14 and operations; payment in advance for commercial ac-
15 commodations as may be necessary to perform protective
16 functions; and payment, without regard to section 5702
17 of title 5, United States Code, of subsistence expenses of
18 employees who are on protective missions, whether at or
19 away from their duty stations; \$2,949,463,000 (increased
20 by \$2,000,000); of which \$114,599,000 shall remain avail-
21 able until September 30, 2025, and of which \$6,000,000
22 (increased by \$2,000,000) shall be for a grant for activi-
23 ties related to investigations of missing and exploited chil-
24 dren; and of which up to \$30,000,000 may be for calendar
25 year 2023 premium pay in excess of the annual equivalent

1 of the limitation on the rate of pay contained in section
2 5547(a) of title 5, United States Code, pursuant to section
3 2 of the Overtime Pay for Protective Services Act of 2016
4 (5 U.S.C. 5547 note), as last amended by Public Law
5 116–269: *Provided*, That not to exceed \$19,125 shall be
6 for official reception and representation expenses: *Pro-*
7 *vided further*, That not to exceed \$100,000 shall be to pro-
8 vide technical assistance and equipment to foreign law en-
9 forcement organizations in criminal investigations within
10 the jurisdiction of the United States Secret Service.

11 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

12 For necessary expenses of the United States Secret
13 Service for procurement, construction, and improvements,
14 \$61,098,000, to remain available until September 30,
15 2026.

16 RESEARCH AND DEVELOPMENT

17 For necessary expenses of the United States Secret
18 Service for research and development, \$4,217,000, to re-
19 main available until September 30, 2025.

20 ADMINISTRATIVE PROVISIONS

21 SEC. 201. Section 201 of the Department of Home-
22 land Security Appropriations Act, 2018 (division F of
23 Public Law 115–141), related to overtime compensation
24 limitations, shall apply with respect to funds made avail-
25 able in this Act in the same manner as such section ap-

1 plied to funds made available in that Act, except that “fis-
2 cal year 2024” shall be substituted for “fiscal year 2018”.

3 SEC. 202. Funding made available under the head-
4 ings “U.S. Customs and Border Protection—Operations
5 and Support” and “U.S. Customs and Border Protec-
6 tion—Procurement, Construction, and Improvements”
7 shall be available for customs expenses when necessary to
8 maintain operations and prevent adverse personnel actions
9 in Puerto Rico and the U.S. Virgin Islands, in addition
10 to funding provided by sections 740 and 1406i of title 48,
11 United States Code.

12 SEC. 203. As authorized by section 601(b) of the
13 United States-Colombia Trade Promotion Agreement Im-
14 plementation Act (Public Law 112–42), fees collected
15 from passengers arriving from Canada, Mexico, or an ad-
16 jacent island pursuant to section 13031(a)(5) of the Con-
17 solidated Omnibus Budget Reconciliation Act of 1985 (19
18 U.S.C. 58c(a)(5)) shall be available until expended.

19 SEC. 204. (a) For an additional amount for “U.S.
20 Customs and Border Protection—Operations and Sup-
21 port”, \$31,000,000, to remain available until expended,
22 to be reduced by amounts collected and credited to this
23 appropriation in fiscal year 2024 from amounts authorized
24 to be collected by section 286(i) of the Immigration and
25 Nationality Act (8 U.S.C. 1356(i)), section 10412 of the

1 Farm Security and Rural Investment Act of 2002 (7
2 U.S.C. 8311), and section 817 of the Trade Facilitation
3 and Trade Enforcement Act of 2015 (Public Law 114–
4 125), or other such authorizing language.

5 (b) To the extent that amounts realized from such
6 collections exceed \$31,000,000, those amounts in excess
7 of \$31,000,000 shall be credited to this appropriation, to
8 remain available until expended.

9 SEC. 205. None of the funds made available in this
10 Act for U.S. Customs and Border Protection may be used
11 to prevent an individual not in the business of importing
12 a prescription drug (within the meaning of section 801(g)
13 of the Federal Food, Drug, and Cosmetic Act) from im-
14 porting a prescription drug from Canada that complies
15 with the Federal Food, Drug, and Cosmetic Act: *Provided*,
16 That this section shall apply only to individuals trans-
17 porting on their person a personal-use quantity of the pre-
18 scription drug, not to exceed a 90-day supply: *Provided*
19 *further*, That the prescription drug may not be—

20 (1) a controlled substance, as defined in section
21 102 of the Controlled Substances Act (21 U.S.C.
22 802); or

23 (2) a biological product, as defined in section
24 351 of the Public Health Service Act (42 U.S.C.
25 262).

1 SEC. 206. (a) Notwithstanding any other provision
2 of law, none of the funds provided in this or any other
3 Act shall be used to approve a waiver of the navigation
4 and vessel-inspection laws pursuant to section 501(b) of
5 title 46, United States Code, for the transportation of
6 crude oil distributed from and to the Strategic Petroleum
7 Reserve until the Secretary of Homeland Security, after
8 consultation with the Secretaries of the Departments of
9 Energy and Transportation and representatives from the
10 United States flag maritime industry, takes adequate
11 measures to ensure the use of United States flag vessels.

12 (b) The Secretary shall notify the Committees on Ap-
13 propriations of the House of Representatives and the Sen-
14 ate, the Committee on Transportation and Infrastructure
15 of the House of Representatives, and the Committee on
16 Commerce, Science, and Transportation of the Senate
17 within 2 business days of any request for waivers of navi-
18 gation and vessel-inspection laws pursuant to section
19 501(b) of title 46, United States Code, with respect to
20 such transportation, and the disposition of such requests.

21 SEC. 207. (a) Beginning on the date of enactment
22 of this Act, the Secretary of Homeland Security shall
23 not—

24 (1) establish, collect, or otherwise impose any
25 new border crossing fee on individuals crossing the

1 Southern border or the Northern border at a land
2 port of entry; or

3 (2) conduct any study relating to the imposition
4 of a border crossing fee.

5 (b) In this section, the term “border crossing fee”
6 means a fee that every pedestrian, cyclist, and driver and
7 passenger of a private motor vehicle is required to pay
8 for the privilege of crossing the Southern border or the
9 Northern border at a land port of entry.

10 SEC. 208. (a) Not later than 90 days after the date
11 of enactment of this Act, the Commissioner of U.S. Cus-
12 toms and Border Protection shall submit an expenditure
13 plan for any amounts made available for “U.S. Customs
14 and Border Protection—Procurement, Construction, and
15 Improvements” in this Act and prior Acts to the Commit-
16 tees on Appropriations of the House of Representatives
17 and the Senate.

18 (b) No such amounts provided in this Act may be
19 obligated prior to the submission of such plan.

20 SEC. 209. Section 211 of the Department of Home-
21 land Security Appropriations Act, 2021 (division F of
22 Public Law 116–260), prohibiting the use of funds for the
23 construction of fencing in certain areas, shall apply with
24 respect to funds made available in this Act in the same

1 manner as such section applied to funds made available
2 in that Act.

3 SEC. 210. (a) Funds made available in this Act may
4 be used to alter operations within the National Targeting
5 Center of U.S. Customs and Border Protection.

6 (b) None of the funds provided by this Act, provided
7 by previous appropriations Acts that remain available for
8 obligation or expenditure in fiscal year 2024, or provided
9 from any accounts in the Treasury of the United States
10 derived by the collection of fees available to the compo-
11 nents funded by this Act, may be used to reduce antici-
12 pated or planned vetting operations at existing locations
13 unless specifically authorized by a statute enacted after
14 the date of enactment of this Act.

15 SEC. 211. (a) Of the total amount made available
16 under “U.S. Customs and Border Protection—Procure-
17 ment, Construction, and Improvements”, \$2,965,653,000
18 shall be available only as follows:

19 (1) \$2,104,000,000 for the acquisition and de-
20 ployment of physical barriers;

21 (2) \$276,000,000 for the acquisition and de-
22 ployment of border security technologies;

23 (3) \$305,400,000 for trade and travel assets
24 and infrastructure;

1 (4) \$119,768,000 for facility construction and
2 improvements;

3 (5) \$123,232,000 (reduced by \$1,000,000) (in-
4 creased by \$1,000,000) for integrated operations as-
5 sets and infrastructure; and

6 (6) \$37,253,000 for mission support and infra-
7 structure.

8 (b) None of the funds allocated for pedestrian phys-
9 ical barriers may be made available for any purpose other
10 than the construction of steel bollard pedestrian barrier
11 built at least 18 to 30 feet in effective height and aug-
12 mented with anti-climb and anti-dig features.

13 (c) None of the funds allocated for pedestrian phys-
14 ical barriers may be made available for any purpose other
15 than construction of pedestrian barriers consistent with
16 the description in subsection (b) at locations identified in
17 the Border Security Improvement Plan submitted to Con-
18 gress on August 1, 2020.

19 (d) The Commissioner of U.S. Customs and Border
20 Protection may reprioritize the construction of physical
21 barriers outlined in the Border Security Improvement
22 Plan and, with prior approval of the Committees on Ap-
23 propriations of the House of Representatives and the Sen-
24 ate, add additional miles of pedestrian physical barriers
25 where no such barriers exist, prioritized by operational re-

1 requirements developed in coordination with U.S. Border
2 Patrol leadership.

3 (e) The Secretary of Homeland Security shall begin
4 to obligate amounts for physical barrier construction no
5 later than 120 days after the date of enactment of this
6 Act.

7 (f) For purposes of this section, the term “effective
8 height” refers to the height above the level of the adjacent
9 terrain features.

10 SEC. 212. None of the funds appropriated or other-
11 wise made available by this Act may be obligated, ex-
12 pended, or transferred to another Federal agency, board,
13 or commission to be used to dismantle, demolish, remove,
14 or damage existing United States-Mexico physical barriers
15 at any location where such barriers have been constructed
16 as of the date of enactment of this Act unless such barrier
17 is simultaneously being repaired or replaced.

18 SEC. 213. None of the funds appropriated or other-
19 wise made available by this Act may be made available
20 to utilize the U.S. Customs and Border Protection CBP
21 One Application, or any successor application, to facilitate
22 the parole of any alien into the United States.

23 SEC. 214. None of the funds appropriated or other-
24 wise made available by this Act may be made available
25 to reduce participation in or substantively diminish the

1 delegation of law enforcement authority authorized under
2 section 287(g) of the Immigration and Nationality Act,
3 except as provided in section 215 of this Act.

4 SEC. 215. None of the funds provided under the
5 heading “U.S. Immigration and Customs Enforcement—
6 Operations and Support” may be used to continue a dele-
7 gation of law enforcement authority authorized under sec-
8 tion 287(g) of the Immigration and Nationality Act (8
9 U.S.C. 1357(g)) if the Department of Homeland Security
10 Inspector General determines that the terms of the agree-
11 ment governing the delegation of authority have been ma-
12 terially violated.

13 SEC. 216. (a) None of the funds provided under the
14 heading “U.S. Immigration and Customs Enforcement—
15 Operations and Support” may be used to continue any
16 contract for the provision of detention services if the two
17 most recent overall performance evaluations received by
18 the contracted facility are less than “adequate” or the
19 equivalent median score in any subsequent performance
20 evaluation system.

21 (b) The performance evaluations referenced in sub-
22 section (a) shall be conducted by the U.S. Immigration
23 and Customs Enforcement Office of Professional Respon-
24 sibility.

1 SEC. 217. Without regard to the limitation as to time
2 and condition of section 503(d) of this Act, the Secretary
3 may reprogram within and transfer funds to “U.S. Immi-
4 gration and Customs Enforcement—Operations and Sup-
5 port” as necessary to ensure the detention of aliens
6 prioritized for removal.

7 SEC. 218. The reports required to be submitted under
8 section 216 of the Department of Homeland Security Ap-
9 propriations Act, 2021 (division F of Public Law 116–
10 260) shall continue to be submitted semimonthly and each
11 matter required to be included in such reports by such
12 section 216 shall apply in the same manner and to the
13 same extent during the period described in such section
14 216.

15 SEC. 219. The terms and conditions of section 217
16 of the Department of Homeland Security Appropriations
17 Act, 2020 (division D of Public Law 116–93) shall apply
18 to this Act.

19 SEC. 220. None of the funds appropriated or other-
20 wise made available by this Act may be made available
21 to implement, administer, or otherwise carry out the ac-
22 tivities and policies described in the memorandum issued
23 by the Secretary of Homeland Security on September 30,
24 2021, entitled “Guidelines for the Enforcement of Civil
25 Immigration Law” or described in the memorandum

1 issued by Kerry Doyle, Immigration and Customs En-
2 forcement Principal Legal Advisor on April 3, 2022, enti-
3 tled “Guidance to OPLA Attorneys Regarding the En-
4 forcement of Civil Immigration Laws and the Exercise of
5 Prosecutorial Discretion” or any successor or similar
6 memorandum or policy.

7 SEC. 221. (a) None of the funds appropriated or oth-
8 erwise made available by this Act may be made available
9 to transport aliens unlawfully present in, paroled into, or
10 inadmissible to the United States into the interior of the
11 United States for purposes other than enforcement of the
12 immigration laws (as such term is defined in section 101
13 of the Immigration and Nationality Act (8 U.S.C. 1101)).

14 (b) The limitation under subsection (a) shall not
15 apply with respect to amounts made available to transport
16 unaccompanied alien children (as such term is defined in
17 section 462 of the Homeland Security Act of 2002 (6
18 U.S.C. 279)).

19 SEC. 222. (a) None of the funds appropriated or oth-
20 erwise made available by this Act for “U.S. Immigration
21 and Customs Enforcement” may be used to pay for or
22 facilitate an abortion, except where the life of the mother
23 would be endangered if the fetus would be carried to term,
24 or in the case of rape or incest.

1 (b) None of the funds appropriated or otherwise
2 made available by this Act for “U.S. Immigration and
3 Customs Enforcement” may be used to require any person
4 to perform, or facilitate in any way the performance of,
5 any abortion.

6 SEC. 223. None of the funds appropriated or other-
7 wise made available by this Act may be made available
8 to administer hormone therapy medication or perform or
9 facilitate any surgery for any person in custody of U.S.
10 Immigration and Customs Enforcement for the purpose
11 of gender-affirming care.

12 SEC. 224. The Secretary of Homeland Security shall
13 allocate amounts appropriated or otherwise made available
14 under the heading “U.S. Immigration and Customs En-
15 forcement—Operations and Support” by this Act in order
16 to—

17 (1) prioritize detention by using such amounts
18 to ensure that the average daily population of de-
19 tainees is maintained at the full capacity at all de-
20 tention facilities funded by this Act throughout the
21 fiscal year; and

22 (2) ensure that every alien on the non-detained
23 docket is enrolled into the Alternatives to Detention
24 Program with mandatory GPS monitoring through-
25 out the duration of all applicable immigration pro-

1 proceedings (including any appeals) and until removal,
2 if ordered removed.

3 SEC. 225. Members of the United States House of
4 Representatives and the United States Senate, including
5 the leadership; the heads of Federal agencies and commis-
6 sions, including the Secretary, Deputy Secretary, Under
7 Secretaries, and Assistant Secretaries of the Department
8 of Homeland Security; the United States Attorney Gen-
9 eral, Deputy Attorney General, Assistant Attorneys Gen-
10 eral, and the United States Attorneys; and senior mem-
11 bers of the Executive Office of the President, including
12 the Director of the Office of Management and Budget,
13 shall not be exempt from Federal passenger and baggage
14 screening.

15 SEC. 226. Notwithstanding section 44923 of title 49,
16 United States Code, for fiscal year 2024, any funds in
17 the Aviation Security Capital Fund established by section
18 44923(h) of title 49, United States Code, may be used
19 for the procurement and installation of explosives detec-
20 tion systems or for the issuance of other transaction agree-
21 ments for the purpose of funding projects described in sec-
22 tion 44923(a) of such title.

23 SEC. 227. Not later than 45 days after the submis-
24 sion of the President's budget proposal, the Administrator
25 of the Transportation Security Administration shall sub-

1 mit to the Committees on Appropriations and Homeland
2 Security in the House of Representatives and the Commit-
3 tees on Appropriations and Commerce, Science, and
4 Transportation of the Senate a single report that fulfills
5 the following requirements:

6 (1) a Capital Investment Plan, both constrained
7 and unconstrained, that includes a plan for contin-
8 uous and sustained capital investment in new, and
9 the replacement of aged, transportation security
10 equipment;

11 (2) the 5-year technology investment plan as re-
12 quired by section 1611 of title XVI of the Homeland
13 Security Act of 2002, as amended by section 3 of
14 the Transportation Security Acquisition Reform Act
15 (Public Law 113–245); and

16 (3) the Advanced Integrated Passenger Screen-
17 ing Technologies report as required by the Senate
18 Report accompanying the Department of Homeland
19 Security Appropriations Act, 2019 (Senate Report
20 115–283).

21 SEC. 228. None of the funds made available under
22 the heading “Transportation Security Administration—
23 Operations and Support” may be made available for the
24 purpose of implementation of any structural pay reform
25 that would alter the pay structure in place as of October

1 1, 2022, for any employee that is not a Transportation
2 Security Officer.

3 SEC. 229. (a) None of the funds made available by
4 this Act under the heading “Coast Guard—Operations
5 and Support” shall be for expenses incurred for rec-
6 reational vessels under section 12114 of title 46, United
7 States Code, except to the extent fees are collected from
8 owners of yachts and credited to the appropriation made
9 available by this Act under the heading “Coast Guard—
10 Operations and Support”.

11 (b) To the extent such fees are insufficient to pay
12 expenses of recreational vessel documentation under such
13 section 12114, and there is a backlog of recreational vessel
14 applications, personnel performing non-recreational vessel
15 documentation functions under subchapter II of chapter
16 121 of title 46, United States Code, may perform docu-
17 mentation under section 12114.

18 SEC. 230. Without regard to the limitation as to time
19 and condition of section 503(d) of this Act, after June
20 30, in accordance with the notification requirement de-
21 scribed in subsection (b) of such section, up to the fol-
22 lowing amounts may be reprogrammed within “Coast
23 Guard—Operations and Support”—

24 (1) \$10,000,000 to or from the “Military Per-
25 sonnel” funding category; and

1 (2) \$10,000,000 between the “Field Oper-
2 ations” funding subcategories.

3 SEC. 231. Notwithstanding any other provision of
4 law, the Commandant of the Coast Guard shall submit
5 to the Committees on Appropriations of the House of Rep-
6 resentatives and the Senate a future-years capital invest-
7 ment plan as described in the second proviso under the
8 heading “Coast Guard—Acquisition, Construction, and
9 Improvements” in the Department of Homeland Security
10 Appropriations Act, 2015 (Public Law 114–4), which shall
11 be subject to the requirements in the third and fourth pro-
12 visos under such heading.

13 SEC. 232. None of the funds in this Act shall be used
14 to reduce the Coast Guard’s legacy Operations Systems
15 Center mission or its government-employed or contract
16 staff levels.

17 SEC. 233. None of the funds appropriated by this Act
18 may be used to conduct, or to implement the results of,
19 a competition under Office of Management and Budget
20 Circular A–76 for activities performed with respect to the
21 Coast Guard National Vessel Documentation Center.

22 SEC. 234. Funds made available in this Act may be
23 used to alter operations within the Civil Engineering Pro-
24 gram of the Coast Guard nationwide, including civil engi-
25 neering units, facilities design and construction centers,

1 maintenance and logistics commands, and the Coast
2 Guard Academy, except that none of the funds provided
3 in this Act may be used to reduce operations within any
4 civil engineering unit unless specifically authorized by a
5 statute enacted after the date of enactment of this Act.

6 SEC. 235. Amounts deposited into the Coast Guard
7 Housing Fund in fiscal year 2024 shall be available until
8 expended to carry out the purposes of section 2946 of title
9 14, United States Code, and shall be in addition to funds
10 otherwise available for such purposes.

11 SEC. 236. (a) Notwithstanding section 2110 of title
12 46, United States Code, none of the funds made available
13 in this Act shall be used to charge a fee for an inspection
14 of a towing vessel, as defined in 46 CFR 136.110, that
15 utilizes the Towing Safety Management System option for
16 a Certificate of Inspection issued under subchapter M of
17 title 46, Code of Federal Regulations.

18 (b) Subsection (a) shall not apply after the date the
19 Commandant of the Coast Guard makes a determination
20 under section 815(a) of the Frank LoBiondo Coast Guard
21 Authorization Act of 2018 (Public Law 115–282) and, as
22 necessary based on such determination, carries out the re-
23 quirements of section 815(b) of such Act.

24 SEC. 237. The United States Secret Service is au-
25 thorized to obligate funds in anticipation of reimburse-

1 ments from executive agencies, as defined in section 105
2 of title 5, United States Code, for personnel receiving
3 training sponsored by the James J. Rowley Training Cen-
4 ter, except that total obligations at the end of the fiscal
5 year shall not exceed total budgetary resources available
6 under the heading “United States Secret Service—Oper-
7 ations and Support” at the end of the fiscal year.

8 SEC. 238. (a) None of the funds made available to
9 the United States Secret Service by this Act or by previous
10 appropriations Acts may be made available for the protec-
11 tion of the head of a Federal agency other than the Sec-
12 retary of Homeland Security.

13 (b) The Director of the United States Secret Service
14 may enter into agreements to provide such protection on
15 a fully reimbursable basis.

16 SEC. 239. For purposes of section 503(a)(3) of this
17 Act, up to \$15,000,000 may be reprogrammed within
18 “United States Secret Service—Operations and Support”.

19 SEC. 240. Funding made available in this Act for
20 “United States Secret Service—Operations and Support”
21 is available for travel of United States Secret Service em-
22 ployees on protective missions without regard to the limi-
23 tations on such expenditures in this or any other Act if
24 the Director of the United States Secret Service or a des-
25 ignee notifies the Committees on Appropriations of the

1 House of Representatives and the Senate 10 or more days
2 in advance, or as early as practicable, prior to such ex-
3 penditures.

4 SEC. 241. None of the funds appropriated or other-
5 wise made available by this Act may be made available
6 to implement, administer, or otherwise carry out the poli-
7 cies described in the directive issued by the Acting Com-
8 missioner of U.S. Customs and Border Protection on Jan-
9 uary 10, 2023, entitled “Emergency Driving and Vehic-
10 ular Pursuits”, or any successor or similar directive or pol-
11 icy.

12 SEC. 242. None of the funds appropriated or other-
13 wise made available by this Act may be made available
14 to admit an alien into the United States based on a De-
15 partment of Homeland Security Form I-20 (Certificate of
16 Eligibility for Nonimmigrant Student Status) issued by a
17 college, university, or other institution of higher education
18 that is not accredited by a nationally recognized accred-
19 iting agency or association recognized by the Secretary of
20 Education pursuant to part H of title IV of the Higher
21 Education Act of 1965 (20 U.S.C. 1099a et seq.).

22 SEC. 243. None of the funds appropriated or other-
23 wise made available by this Act may be made available
24 to parole into the Commonwealth of the Northern Mariana
25 Islands, for the purpose of temporary visit for business

1 or pleasure without a visa, an alien who is a national of
2 the People’s Republic of China.

3 SEC. 244. None of the funds appropriated or other-
4 wise made available by this Act or previous appropriations
5 Acts under the heading “Coast Guard—Procurement,
6 Construction, and Improvements” that remain available
7 for obligation in fiscal year 2024 within the Waterways
8 Commerce Cutter Program may be used to enter into or
9 carry out a procurement contract with any entity deemed
10 not eligible for an award from a size standpoint by the
11 Small Business Administration.

1 TITLE III
2 PROTECTION, PREPAREDNESS, RESPONSE, AND
3 RECOVERY
4 CYBERSECURITY AND INFRASTRUCTURE SECURITY
5 AGENCY
6 OPERATIONS AND SUPPORT

7 For necessary expenses of the Cybersecurity and In-
8 frastructure Security Agency for operations and support,
9 \$2,370,963,000 (reduced by \$1,000,000, increased by
10 \$1,000,000), of which \$24,424,000 shall remain available
11 until September 30, 2025: *Provided*, That not to exceed
12 \$3,825 shall be for official reception and representation
13 expenses: *Provided further*, That \$5,000,000 shall be with-
14 held from obligation until the reports and briefings di-
15 rected under this heading in the explanatory statement ac-
16 companying Public Law 117–103 have been submitted to
17 the Committees on Appropriations of the House of Rep-
18 resentatives and the Senate.

19 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

20 For necessary expenses of the Cybersecurity and In-
21 frastructure Security Agency for procurement, construc-
22 tion, and improvements, \$553,537,000, to remain avail-
23 able until September 30, 2026.

1 RESEARCH AND DEVELOPMENT

2 For necessary expenses of the Cybersecurity and In-
3 frastructure Security Agency for research and develop-
4 ment, \$1,791,000, to remain available until September 30,
5 2025.

6 FEDERAL EMERGENCY MANAGEMENT AGENCY

7 OPERATIONS AND SUPPORT

8 For necessary expenses of the Federal Emergency
9 Management Agency for operations and support,
10 \$1,521,248,000 (increased by \$5,000,000) (reduced by
11 \$1,000,000) (increased by \$1,000,000) (reduced by
12 \$10,000,000) (increased by \$10,000,000): *Provided*, That
13 not to exceed \$2,250 shall be for official reception and
14 representation expenses.

15 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

16 For necessary expenses of the Federal Emergency
17 Management Agency for procurement, construction, and
18 improvements, \$119,137,000, of which \$81,637,000 shall
19 remain available until September 30, 2026, and of which
20 \$37,500,000 shall remain available until September 30,
21 2028.

22 FEDERAL ASSISTANCE

23 For activities of the Federal Emergency Management
24 Agency for Federal assistance through grants, contracts,
25 cooperative agreements, and other activities,

1 \$3,742,460,342 (increased by \$10,000,000) (increased by
2 \$20,000,000) (increased by \$20,000,000), which shall be
3 allocated as follows:

4 (1) \$530,000,000 (increased by \$10,000,000)
5 for the State Homeland Security Grant Program
6 under section 2004 of the Homeland Security Act of
7 2002 (6 U.S.C. 605), of which \$100,000,000 (in-
8 creased by \$10,000,000) shall be for Operation
9 Stonegarden and \$15,000,000 shall be for Tribal
10 Homeland Security Grants under section 2005 of
11 the Homeland Security Act of 2002 (6 U.S.C. 606):
12 *Provided*, That notwithstanding subsection (c)(4) of
13 such section 2004, for fiscal year 2024, the Com-
14 monwealth of Puerto Rico shall make available to
15 local and tribal governments amounts provided to
16 the Commonwealth of Puerto Rico under this para-
17 graph in accordance with subsection (c)(1) of such
18 section 2004.

19 (2) \$615,000,000 for the Urban Area Security
20 Initiative under section 2003 of the Homeland Secu-
21 rity Act of 2002 (6 U.S.C. 604).

22 (3) \$315,000,000 (increased by \$20,000,000)
23 for the Nonprofit Security Grant Program under
24 section 2009 of the Homeland Security Act of 2002
25 (6 U.S.C. 609a), of which \$157,500,000 (increased

1 by \$10,000,000) is for eligible recipients located in
2 high-risk urban areas that receive funding under
3 section 2003 of such Act and \$157,500,000 (in-
4 creased by \$10,000,000) is for eligible recipients
5 that are located outside such areas: *Provided*, That
6 eligible recipients are those described in section
7 2009(b) of such Act (6 U.S.C. 609a(b)) or are an
8 otherwise eligible recipient at risk of a terrorist or
9 other extremist attack.

10 (4) \$105,000,000 for Public Transportation Se-
11 curity Assistance, Railroad Security Assistance, and
12 Over-the-Road Bus Security Assistance under sec-
13 tions 1406, 1513, and 1532 of the Implementing
14 Recommendations of the 9/11 Commission Act of
15 2007 (6 U.S.C. 1135, 1163, and 1182), of which
16 \$10,000,000 shall be for Amtrak security and
17 \$5,000,000 shall be for Over-the-Road Bus Security:
18 *Provided*, That such public transportation security
19 assistance shall be provided directly to public trans-
20 portation agencies.

21 (5) \$100,000,000 for Port Security Grants in
22 accordance with section 70107 of title 46, United
23 States Code.

24 (6) \$720,000,000 (increased by \$20,000,000),
25 to remain available until September 30, 2025, of

1 which \$360,000,000 (increased by \$10,000,000)
2 shall be for Assistance to Firefighter Grants and
3 \$360,000,000 (increased by \$10,000,000) shall be
4 for Staffing for Adequate Fire and Emergency Re-
5 sponse Grants under sections 33 and 34 respectively
6 of the Federal Fire Prevention and Control Act of
7 1974 (15 U.S.C. 2229 and 2229a).

8 (7) \$355,000,000 for emergency management
9 performance grants under the National Flood Insur-
10 ance Act of 1968 (42 U.S.C. 4001 et seq.), the Rob-
11 ert T. Stafford Disaster Relief and Emergency As-
12 sistance Act (42 U.S.C. 5121), the Earthquake Haz-
13 ards Reduction Act of 1977 (42 U.S.C. 7701), sec-
14 tion 762 of title 6, United States Code, and Reorga-
15 nization Plan No. 3 of 1978 (5 U.S.C. App.).

16 (8) \$312,750,000 for necessary expenses for
17 Flood Hazard Mapping and Risk Analysis, in addi-
18 tion to and to supplement any other sums appro-
19 priated under the National Flood Insurance Fund,
20 and such additional sums as may be provided by
21 States or other political subdivisions for cost-shared
22 mapping activities under section 1360(f)(2) of the
23 National Flood Insurance Act of 1968 (42 U.S.C.
24 4101(f)(2)), to remain available until expended.

1 (9) \$12,000,000 for Regional Catastrophic Pre-
2 paredness Grants.

3 (10) \$130,000,000 for the emergency food and
4 shelter program under title III of the McKinney-
5 Vento Homeless Assistance Act (42 U.S.C. 11331),
6 to remain available until September 30, 2025: *Pro-*
7 *vided*, That not to exceed 3.5 percent shall be for
8 total administrative costs.

9 (11) \$40,000,000 for the Next Generation
10 Warning System.

11 (12) \$181,223,342 for Community Project
12 Funding grants, which shall be for the purposes,
13 and the amounts, specified in the table entitled
14 “Homeland Security—Community Project Funding”
15 in the report accompanying this Act, of which—

16 (A) \$65,627,263, in addition to amounts
17 otherwise made available for such purpose, is
18 for emergency operations center grants under
19 section 614 of the Robert T. Stafford Disaster
20 Relief and Emergency Assistance Act (42
21 U.S.C. 5196c); and

22 (B) \$115,596,079, in addition to amounts
23 otherwise made available for such purpose, is
24 for pre-disaster mitigation grants under section
25 203 of the Robert T. Stafford Disaster Relief

1 and Emergency Assistance Act (42 U.S.C.
2 5133(e), notwithstanding subsections (f), (g),
3 and (l) of that section (42 U.S.C. 5133(f), (g),
4 (l)).

5 (13) \$326,487,000 to sustain current oper-
6 ations for training, exercises, technical assistance,
7 and other programs.

8 DISASTER RELIEF FUND

9 For necessary expenses in carrying out the Robert
10 T. Stafford Disaster Relief and Emergency Assistance Act
11 (42 U.S.C. 5121 et seq.), \$20,406,341,000, to remain
12 available until expended, of which \$20,261,000,000 (re-
13 duced by \$10,000,000) (increased by \$10,000,000) shall
14 be for major disasters declared pursuant to the Robert T.
15 Stafford Disaster Relief and Emergency Assistance Act
16 (42 U.S.C. 5121 et seq.) and is designated by the Con-
17 gress as being for disaster relief pursuant to section
18 251(b)(2)(D) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 NATIONAL FLOOD INSURANCE FUND

21 For activities under the National Flood Insurance
22 Act of 1968 (42 U.S.C. 4001 et seq.), the Flood Disaster
23 Protection Act of 1973 (42 U.S.C. 4001 et seq.), the
24 Biggert-Waters Flood Insurance Reform Act of 2012
25 (Public Law 112–141, 126 Stat. 916), and the Home-

1 owner Flood Insurance Affordability Act of 2014 (Public
2 Law 113–89; 128 Stat. 1020), \$239,983,000, to remain
3 available until September 30, 2025, which shall be derived
4 from offsetting amounts collected under section 1308(d)
5 of the National Flood Insurance Act of 1968 (42 U.S.C.
6 4015(d)); of which \$18,917,000 shall be available for mis-
7 sion support associated with flood management; and of
8 which \$221,066,000 shall be available for flood plain man-
9 agement and flood mapping: *Provided*, That any addi-
10 tional fees collected pursuant to section 1308(d) of the
11 National Flood Insurance Act of 1968 (42 U.S.C.
12 4015(d)) shall be credited as offsetting collections to this
13 account, to be available for flood plain management and
14 flood mapping: *Provided further*, That in fiscal year 2024,
15 no funds shall be available from the National Flood Insur-
16 ance Fund under section 1310 of the National Flood In-
17 surance Act of 1968 (42 U.S.C. 4017) in excess of—

18 (1) \$230,504,000 for operating expenses and
19 salaries and expenses associated with flood insurance
20 operations;

21 (2) \$1,300,000,000 for commissions and taxes
22 of agents;

23 (3) such sums as are necessary for interest on
24 Treasury borrowings; and

1 Appropriations of the House of Representatives and the
2 Senate described under the heading “Quarterly Budget
3 and Staffing Briefings” in the explanatory statement for
4 division F of Public Law 117–103 described in section 4
5 in the matter preceding division A of such Public Law—

6 (1) with respect to the first quarter of fiscal
7 year 2024, not later than the later of 30 days after
8 the date of enactment of this Act or January 30,
9 2024; and

10 (2) with respect to each subsequent fiscal quar-
11 ter in fiscal year 2024, not later than 21 days after
12 the end of each such quarter.

13 (b) In the event that any such briefing required dur-
14 ing this fiscal year under subsection (a) is not provided,
15 the amount made available in title III to the Cybersecurity
16 and Infrastructure Security Agency under the heading
17 “Operations and Support” shall be reduced by \$50,000
18 for each day of noncompliance with subsection (a), and
19 the amount made available under such heading and speci-
20 fied in the detailed funding table in the report accom-
21 panying this Act for Mission Support shall be correspond-
22 ingly reduced by an equivalent amount.

23 SEC. 302. (a) Notwithstanding section 2008(a)(12)
24 of the Homeland Security Act of 2002 (6 U.S.C.
25 609(a)(12)) or any other provision of law, not more than

1 5 percent of the amount of a grant made available in para-
2 graphs (1) through (5) under “Federal Emergency Man-
3 agement Agency—Federal Assistance”, may be used by
4 the recipient for expenses directly related to administra-
5 tion of the grant.

6 (b) The authority provided in subsection (a) shall also
7 apply to a state recipient for the administration of a grant
8 under such paragraph (3).

9 SEC. 303. Applications for grants under the heading
10 “Federal Emergency Management Agency—Federal As-
11 sistance”, for paragraphs (1) through (5), shall be made
12 available to eligible applicants not later than 60 days after
13 the date of enactment of this Act, eligible applicants shall
14 submit applications not later than 80 days after the grant
15 announcement, and the Administrator of the Federal
16 Emergency Management Agency shall act within 65 days
17 after the receipt of an application.

18 SEC. 304. (a) Under the heading “Federal Emer-
19 gency Management Agency—Federal Assistance”, for
20 grants under paragraphs (1) through (5) and (9), the Ad-
21 ministrator of the Federal Emergency Management Agen-
22 cy shall brief the Committees on Appropriations of the
23 House of Representatives and the Senate 5 full business
24 days in advance of announcing publicly the intention of
25 making an award.

1 (b) If any such public announcement is made before
2 5 full business days have elapsed following such briefing,
3 \$1,000,000 of amounts appropriated by this Act for “Fed-
4 eral Emergency Management Agency—Operations and
5 Support” shall be rescinded.

6 SEC. 305. Under the heading “Federal Emergency
7 Management Agency—Federal Assistance”, for grants
8 under paragraphs (1) and (2), the installation of commu-
9 nications towers is not considered construction of a build-
10 ing or other physical facility.

11 SEC. 306. The reporting requirements in paragraphs
12 (1) and (2) under the heading “Federal Emergency Man-
13 agement Agency—Disaster Relief Fund” in the Depart-
14 ment of Homeland Security Appropriations Act, 2015
15 (Public Law 114–4), related to reporting on the Disaster
16 Relief Fund, shall be applied in fiscal year 2024 with re-
17 spect to budget year 2025 and current fiscal year 2024,
18 respectively—

19 (1) in paragraph (1) by substituting “fiscal
20 year 2025” for “fiscal year 2016”; and

21 (2) in paragraph (2) by inserting “business”
22 after “fifth”.

23 SEC. 307. In making grants under the heading “Fed-
24 eral Emergency Management Agency—Federal Assist-
25 ance”, for Staffing for Adequate Fire and Emergency Re-

1 sponse grants, the Administrator of the Federal Emer-
2 gency Management Agency may grant waivers from the
3 requirements in subsections (a)(1)(A), (a)(1)(B),
4 (a)(1)(E), (c)(1), (c)(2), and (c)(4) of section 34 of the
5 Federal Fire Prevention and Control Act of 1974 (15
6 U.S.C. 2229a).

7 SEC. 308. (a) The aggregate charges assessed during
8 fiscal year 2024, as authorized in title III of the Depart-
9 ments of Veterans Affairs and Housing and Urban Devel-
10 opment, and Independent Agencies Appropriations Act,
11 1999 (42 U.S.C. 5196e), shall not be less than 100 per-
12 cent of the amounts anticipated by the Department of
13 Homeland Security to be necessary for its Radiological
14 Emergency Preparedness Program for the next fiscal year.

15 (b) The methodology for assessment and collection of
16 fees shall be fair and equitable and shall reflect costs of
17 providing such services, including administrative costs of
18 collecting such fees.

19 (c) Such fees shall be deposited in a Radiological
20 Emergency Preparedness Program account as offsetting
21 collections and will become available for authorized pur-
22 poses on October 1, 2024, and remain available until ex-
23 pended.

24 SEC. 309. In making grants under the heading “Fed-
25 eral Emergency Management Agency—Federal Assist-

1 ance”, for Assistance to Firefighter Grants, the Adminis-
2 trator of the Federal Emergency Management Agency
3 may waive subsection (k) of section 33 of the Federal Fire
4 Prevention and Control Act of 1974 (15 U.S.C. 2229).

1 TITLE IV
2 RESEARCH, DEVELOPMENT, TRAINING, AND
3 SERVICES

4 U.S. CITIZENSHIP AND IMMIGRATION SERVICES
5 OPERATIONS AND SUPPORT

6 For necessary expenses of U.S. Citizenship and Im-
7 migration Services for operations and support of the E-
8 Verify Program, \$111,865,000: *Provided*, That such
9 amounts shall be in addition to any other amounts made
10 available for such purposes, and shall not be construed to
11 require any reduction of any fee described in section
12 286(m) of the Immigration and Nationality Act (8 U.S.C.
13 1356(m)).

14 FEDERAL LAW ENFORCEMENT TRAINING CENTERS
15 OPERATIONS AND SUPPORT

16 For necessary expenses of the Federal Law Enforce-
17 ment Training Centers for operations and support, includ-
18 ing the purchase of not to exceed 117 vehicles for police-
19 type use and hire of passenger motor vehicles, and services
20 as authorized by section 3109 of title 5, United States
21 Code, \$361,398,000, of which \$66,665,000 shall remain
22 available until September 30, 2025: *Provided*, That not
23 to exceed \$7,180 shall be for official reception and rep-
24 resentation expenses.

1 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2 For necessary expenses of the Federal Law Enforce-
3 ment Training Centers for procurement, construction, and
4 improvements, \$20,100,000, to remain available until Sep-
5 tember 30, 2028, for acquisition of necessary additional
6 real property and facilities, construction and ongoing
7 maintenance, facility improvements and related expenses
8 of the Federal Law Enforcement Training Centers.

9 SCIENCE AND TECHNOLOGY DIRECTORATE

10 OPERATIONS AND SUPPORT

11 For necessary expenses of the Science and Tech-
12 nology Directorate for operations and support, including
13 the purchase or lease of not to exceed 5 vehicles,
14 \$333,632,000, of which \$206,548,000 shall remain avail-
15 able until September 30, 2025: *Provided*, That not to ex-
16 ceed \$10,000 shall be for official reception and representa-
17 tion expenses.

18 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

19 For necessary expenses of the Science and Tech-
20 nology Directorate for procurement, construction, and im-
21 provements, \$58,466,000, to remain available until Sep-
22 tember 30, 2028.

23 RESEARCH AND DEVELOPMENT

24 For necessary expenses of the Science and Tech-
25 nology Directorate for research and development,

1 \$444,545,000 (increased by \$3,000,000) (reduced by
2 \$10,000,000) (reduced by \$20,000,000) (reduced by
3 \$20,000,000), to remain available until September 30,
4 2026.

5 COUNTERING WEAPONS OF MASS DESTRUCTION OFFICE
6 OPERATIONS AND SUPPORT

7 For necessary expenses of the Countering Weapons
8 of Mass Destruction Office for operations and support,
9 \$164,315,000, of which \$69,364,000 shall remain avail-
10 able until September 30, 2025: *Provided*, That not to ex-
11 ceed \$2,250 shall be for official reception and representa-
12 tion expenses.

13 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

14 For necessary expenses of the Countering Weapons
15 of Mass Destruction Office for procurement, construction,
16 and improvements, \$42,338,000, to remain available until
17 September 30, 2026.

18 RESEARCH AND DEVELOPMENT

19 For necessary expenses of the Countering Weapons
20 of Mass Destruction Office for research and development,
21 \$64,201,000, to remain available until September 30,
22 2026.

23 FEDERAL ASSISTANCE

24 For necessary expenses of the Countering Weapons
25 of Mass Destruction Office for Federal assistance through

1 grants, contracts, cooperative agreements, and other ac-
2 tivities, \$142,885,000, to remain available until Sep-
3 tember 30, 2026.

4 ADMINISTRATIVE PROVISIONS

5 SEC. 401. (a) Notwithstanding any other provision
6 of law, funds otherwise made available to U.S. Citizenship
7 and Immigration Services may be used to acquire, operate,
8 equip, and dispose of up to 5 vehicles, for replacement
9 only, for areas where the Administrator of General Serv-
10 ices does not provide vehicles for lease.

11 (b) The Director of U.S. Citizenship and Immigration
12 Services may authorize employees who are assigned to
13 those areas to use such vehicles to travel between the em-
14 ployees' residences and places of employment.

15 SEC. 402. None of the funds appropriated by this Act
16 may be used to process or approve a competition under
17 Office of Management and Budget Circular A-76 for serv-
18 ices provided by employees (including employees serving
19 on a temporary or term basis) of U.S. Citizenship and Im-
20 migration Services of the Department of Homeland Secu-
21 rity who are known as Immigration Information Officers,
22 Immigration Service Analysts, Contact Representatives,
23 Investigative Assistants, or Immigration Services Officers.

24 SEC. 403. Notwithstanding any other provision of
25 law, any Federal funds made available to U.S. Citizenship

1 and Immigration Services may be used for the collection
2 and use of biometrics taken at a U.S. Citizenship and Im-
3 migration Services Application Support Center that is
4 overseen virtually by U.S. Citizenship and Immigration
5 Services personnel using appropriate technology.

6 SEC. 404. None of the funds appropriated or other-
7 wise made available by this Act may be made available
8 to implement, administer, or enforce the rule entitled
9 “Procedures or Credible Fear Screening and Consider-
10 ation of Asylum, Withholding of Removal, and CAT Pro-
11 tection Claims by Asylum Officers” (87 Fed. Reg. 18078).

12 SEC. 405. None of the funds appropriated or other-
13 wise made available by this Act may be made available
14 to issue any employment authorization document or simi-
15 lar document to any alien whose application for asylum
16 in the United States has been denied, or who is convicted
17 of a Federal or State crime while his or her application
18 for asylum in the United States is pending.

19 SEC. 406. Notwithstanding the numerical limitation
20 set forth in section 214(g)(1)(B) of the Immigration and
21 Nationality Act (8 U.S.C. 1184(g)(1)(B)), the Secretary
22 of Homeland Security, after consultation with the Sec-
23 retary of Labor, and upon determining that the needs of
24 American businesses cannot be satisfied during fiscal year
25 2024 with United States workers who are willing, quali-

1 fied, and able to perform temporary nonagricultural labor,
2 may increase the total number of aliens who may receive
3 a visa under section 101(a)(15)(H)(ii)(b) of such Act (8
4 U.S.C. 1101(a)(15)(H)(ii)(b)) in such fiscal year above
5 such limitation by not more than the highest number of
6 H-2B nonimmigrants who participated in the H-2B re-
7 turning worker program in any fiscal year in which return-
8 ing workers were exempt from such numerical limitation.

9 SEC. 407. Notwithstanding section 286(n) of the Im-
10 migration and Nationality Act (8 U.S.C. 1356(n)), the Di-
11 rector of U.S. Citizenship and Immigration Services may
12 use not more than \$5,000 of the amounts deposited in
13 the Immigration Examinations Fee Account for official re-
14 ception and representation expenses in fiscal year 2024.

15 SEC. 408. The Director of the Federal Law Enforce-
16 ment Training Centers is authorized to distribute funds
17 to Federal law enforcement agencies for expenses incurred
18 participating in training accreditation.

19 SEC. 409. The Federal Law Enforcement Training
20 Accreditation Board, including representatives from the
21 Federal law enforcement community and non-Federal ac-
22 creditation experts involved in law enforcement training,
23 shall lead the Federal law enforcement training accredita-
24 tion process to continue the implementation of measuring

1 and assessing the quality and effectiveness of Federal law
2 enforcement training programs, facilities, and instructors.

3 SEC. 410. (a) The Director of the Federal Law En-
4 forcement Training Centers may accept transfers to its
5 “Procurement, Construction, and Improvements” account
6 from Government agencies requesting the construction of
7 special use facilities, as authorized by the Economy Act
8 (31 U.S.C. 1535(b)).

9 (b) The Federal Law Enforcement Training Centers
10 shall maintain administrative control and ownership upon
11 completion of such facilities.

12 SEC. 411. The functions of the Federal Law Enforce-
13 ment Training Centers instructor staff shall be classified
14 as inherently governmental for purposes of the Federal
15 Activities Inventory Reform Act of 1998 (31 U.S.C. 501
16 note).

TITLE V

GENERAL PROVISIONS

(INCLUDING RESCISSIONS OF FUNDS)

1 SEC. 501. No part of any appropriation contained in
2 this Act shall remain available for obligation beyond the
3 current fiscal year unless expressly so provided herein.

4 SEC. 502. Subject to the requirements of section 503
5 of this Act, the unexpended balances of prior appropria-
6 tions provided for activities in this Act may be transferred
7 to appropriation accounts for such activities established
8 pursuant to this Act, may be merged with funds in the
9 applicable established accounts, and thereafter may be ac-
10 counted for as one fund for the same time period as origi-
11 nally enacted.

12 SEC. 503. (a) None of the funds provided by this Act,
13 provided by previous appropriations Acts to the compo-
14 nents in or transferred to the Department of Homeland
15 Security that remain available for obligation or expendi-
16 ture in fiscal year 2024, or provided from any accounts
17 in the Treasury of the United States derived by the collec-
18 tion of fees available to the components funded by this
19 Act, shall be available for obligation or expenditure
20 through a reprogramming of funds that—

21 (1) creates or eliminates a program, project, or
22 activity, or increases funds for any program, project,
23

1 or activity for which funds have been denied or re-
2 stricted by the Congress;

3 (2) contracts out any function or activity pres-
4 ently performed by Federal employees or any new
5 function or activity proposed to be performed by
6 Federal employees in the President's budget pro-
7 posal for fiscal year 2024 for the Department of
8 Homeland Security;

9 (3) augments funding for existing programs,
10 projects, or activities in excess of \$5,000,000 or 10
11 percent, whichever is less;

12 (4) reduces funding for any program, project,
13 or activity, or numbers of personnel, by 10 percent
14 or more; or

15 (5) results from any general savings from a re-
16 duction in personnel that would result in a change
17 in funding levels for programs, projects, or activities
18 as approved by the Congress.

19 (b) Subsection (a) shall not apply if the Committees
20 on Appropriations of the House of Representatives and the
21 Senate are notified at least 15 days in advance of such
22 reprogramming.

23 (c) Up to 5 percent of any appropriation made avail-
24 able for the current fiscal year for the Department of
25 Homeland Security by this Act or provided by previous

1 appropriations Acts may be transferred between such ap-
2 propriations if the Committees on Appropriations of the
3 House of Representatives and the Senate are notified at
4 least 30 days in advance of such transfer, but no such
5 appropriation, except as otherwise specifically provided,
6 shall be increased by more than 10 percent by such trans-
7 fer.

8 (d) Notwithstanding subsections (a), (b), and (c), no
9 funds shall be reprogrammed within or transferred be-
10 tween appropriations based upon an initial notification
11 provided after June 30, except in extraordinary cir-
12 cumstances that imminently threaten the safety of human
13 life or the protection of property.

14 (e) The notification thresholds and procedures set
15 forth in subsections (a), (b), (c), and (d) shall apply to
16 any use of deobligated balances of funds provided in pre-
17 vious Department of Homeland Security Appropriations
18 Acts that remain available for obligation in the current
19 year.

20 (f) Notwithstanding subsection (c), the Secretary of
21 Homeland Security may transfer to the fund established
22 by 8 U.S.C. 1101 note, up to \$20,000,000 from appro-
23 priations available to the Department of Homeland Secu-
24 rity: *Provided*, That the Secretary shall notify the Commit-

1 tees on Appropriations of the House of Representatives
2 and the Senate at least 5 days in advance of such transfer.

3 SEC. 504. (a) Section 504 of the Department of
4 Homeland Security Appropriations Act, 2017 (division F
5 of Public Law 115–31), related to the operations of a
6 working capital fund, shall apply with respect to funds
7 made available in this Act in the same manner as such
8 section applied to funds made available in that Act.

9 (b) Funds from such working capital fund may be
10 obligated and expended in anticipation of reimbursements
11 from components of the Department of Homeland Secu-
12 rity.

13 SEC. 505. (a) Except as otherwise specifically pro-
14 vided by law, not to exceed 50 percent of unobligated bal-
15 ances remaining available at the end of fiscal year 2024,
16 as recorded in the financial records at the time of a re-
17 programming notification, but not later than June 30,
18 2025, from appropriations for “Operations and Support”
19 for fiscal year 2024 in this Act shall remain available
20 through September 30, 2025, in the account and for the
21 purposes for which the appropriations were provided.

22 (b) Prior to the obligation of such funds, a notifica-
23 tion shall be submitted to the Committees on Appropria-
24 tions of the House of Representatives and the Senate in
25 accordance with section 503 of this Act.

1 SEC. 506. (a) Funds made available by this Act for
2 intelligence activities are deemed to be specifically author-
3 ized by the Congress for purposes of section 504 of the
4 National Security Act of 1947 (50 U.S.C. 414) during fis-
5 cal year 2024 until the enactment of an Act authorizing
6 intelligence activities for fiscal year 2024.

7 (b) Amounts described in subsection (a) made avail-
8 able for “Intelligence, Analysis, and Situational Aware-
9 ness—Operations and Support” that exceed the amounts
10 in such authorization for such account shall be transferred
11 to and merged with amounts made available under the
12 heading “Management Directorate—Operations and Sup-
13 port”.

14 (c) Prior to the obligation of any funds transferred
15 under subsection (b), the Management Directorate shall
16 brief the Committees on Appropriations of the House of
17 Representatives and the Senate on a plan for the use of
18 such funds.

19 SEC. 507. (a) The Secretary of Homeland Security,
20 or the designee of the Secretary, shall notify the Commit-
21 tees on Appropriations of the House of Representatives
22 and the Senate at least 3 full business days in advance
23 of—

24 (1) making or awarding a grant allocation or
25 grant in excess of \$1,000,000;

1 (2) making or awarding a contract, other trans-
2 action agreement, or task or delivery order on a
3 multiple award contract, or to issue a letter of intent
4 totaling in excess of \$4,000,000;

5 (3) awarding a task or delivery order requiring
6 an obligation of funds in an amount greater than
7 \$10,000,000 from multi-year funds;

8 (4) making a sole-source grant award; or

9 (5) announcing publicly the intention to make
10 or award items under paragraph (1), (2), (3), or (4),
11 including a contract covered by the Federal Acquisi-
12 tion Regulation.

13 (b) If the Secretary of Homeland Security determines
14 that compliance with this section would pose a substantial
15 risk to human life, health, or safety, an award may be
16 made without notification, and the Secretary shall notify
17 the Committees on Appropriations of the House of Rep-
18 resentatives and the Senate not later than 5 full business
19 days after such an award is made or letter issued.

20 (c) A notification under this section—

21 (1) may not involve funds that are not available
22 for obligation; and

23 (2) shall include the amount of the award; the
24 fiscal year for which the funds for the award were

1 appropriated; the type of contract; and the account
2 from which the funds are being drawn.

3 SEC. 508. Notwithstanding any other provision of
4 law, no agency shall purchase, construct, or lease any ad-
5 ditional facilities, except within or contiguous to existing
6 locations, to be used for the purpose of conducting Federal
7 law enforcement training without advance notification to
8 the Committees on Appropriations of the House of Rep-
9 resentatives and the Senate, except that the Federal Law
10 Enforcement Training Centers is authorized to obtain the
11 temporary use of additional facilities by lease, contract,
12 or other agreement for training that cannot be accommo-
13 dated in existing Centers' facilities.

14 SEC. 509. None of the funds appropriated or other-
15 wise made available by this Act may be used for expenses
16 for any construction, repair, alteration, or acquisition
17 project for which a prospectus otherwise required under
18 chapter 33 of title 40, United States Code, has not been
19 approved, except that necessary funds may be expended
20 for each project for required expenses for the development
21 of a proposed prospectus.

22 SEC. 510. Sections 522 and 530 of the Department
23 of Homeland Security Appropriations Act, 2008 (division
24 E of Public Law 110–161; 121 Stat. 2073 and 2074) shall
25 apply with respect to funds made available in this Act in

1 the same manner as such sections applied to funds made
2 available in that Act.

3 SEC. 511. (a) None of the funds made available in
4 this Act may be used in contravention of the applicable
5 provisions of the Buy American Act.

6 (b) For purposes of subsection (a), the term “Buy
7 American Act” means chapter 83 of title 41, United
8 States Code.

9 SEC. 512. None of the funds made available in this
10 Act may be used to amend the oath of allegiance required
11 by section 337 of the Immigration and Nationality Act
12 (8 U.S.C. 1448).

13 SEC. 513. None of the funds provided or otherwise
14 made available in this Act shall be available to carry out
15 section 872 of the Homeland Security Act of 2002 (6
16 U.S.C. 452) unless explicitly authorized by the Congress.

17 SEC. 514. None of the funds made available in this
18 Act may be used for planning, testing, piloting, or devel-
19 oping a national identification card.

20 SEC. 515. Any official that is required by this Act
21 to report or to certify to the Committees on Appropria-
22 tions of the House of Representatives and the Senate may
23 not delegate such authority to perform that act unless spe-
24 cifically authorized herein.

1 SEC. 516. None of the funds made available in this
2 Act may be used for first-class travel by the employees
3 of agencies funded by this Act in contravention of sections
4 301–10.122 through 301–10.124 of title 41, Code of Fed-
5 eral Regulations.

6 SEC. 517. None of the funds made available in this
7 Act may be used to employ workers described in section
8 274A(h)(3) of the Immigration and Nationality Act (8
9 U.S.C. 1324a(h)(3)).

10 SEC. 518. Notwithstanding any other provision of
11 this Act, none of the funds appropriated or otherwise
12 made available by this Act may be used to pay award or
13 incentive fees for contractor performance that has been
14 judged to be below satisfactory performance or perform-
15 ance that does not meet the basic requirements of a con-
16 tract.

17 SEC. 519. (a) None of the funds made available in
18 this Act may be used to maintain or establish a computer
19 network unless such network blocks the viewing,
20 downloading, and exchanging of pornography.

21 (b) Nothing in subsection (a) shall limit the use of
22 funds necessary for any Federal, State, tribal, territorial,
23 or local law enforcement agency or any other entity car-
24 rying out criminal investigations, prosecution, or adjudica-
25 tion activities.

1 SEC. 520. None of the funds made available in this
2 Act may be used by a Federal law enforcement officer to
3 facilitate the transfer of an operable firearm to an indi-
4 vidual if the Federal law enforcement officer knows or sus-
5 pects that the individual is an agent of a drug cartel unless
6 law enforcement personnel of the United States continu-
7 ously monitor or control the firearm at all times.

8 SEC. 521. (a) None of the funds made available in
9 this Act may be used to pay for the travel to or attendance
10 of more than 50 employees of a single component of the
11 Department of Homeland Security, who are stationed in
12 the United States, at a single international conference un-
13 less the Secretary of Homeland Security, or a designee,
14 determines that such attendance is in the national interest
15 and notifies the Committees on Appropriations of the
16 House of Representatives and the Senate within at least
17 10 days of that determination and the basis for that deter-
18 mination.

19 (b) For purposes of this section the term “inter-
20 national conference” shall mean a conference occurring
21 outside of the United States attended by representatives
22 of the United States Government and of foreign govern-
23 ments, international organizations, or nongovernmental
24 organizations.

1 (c) The total cost to the Department of Homeland
2 Security of any such conference shall not exceed \$500,000.

3 (d) Employees who attend a conference virtually
4 without travel away from their permanent duty station
5 within the United States shall not be counted for purposes
6 of this section, and the prohibition contained in this sec-
7 tion shall not apply to payments for the costs of attend-
8 ance for such employees.

9 SEC. 522. None of the funds made available in this
10 Act may be used to reimburse any Federal department
11 or agency for its participation in a National Special Secu-
12 rity Event.

13 SEC. 523. (a) None of the funds made available to
14 the Department of Homeland Security by this or any other
15 Act may be obligated for the implementation of any struc-
16 tural pay reform or the introduction of any new position
17 classification that will affect more than 100 full-time posi-
18 tions or costs more than \$5,000,000 in a single year be-
19 fore the end of the 30-day period beginning on the date
20 on which the Secretary of Homeland Security submits to
21 Congress a notification that includes—

22 (1) the number of full-time positions affected by
23 such change;

1 (2) funding required for such change for the
2 current fiscal year and through the Future Years
3 Homeland Security Program;

4 (3) justification for such change; and

5 (4) for a structural pay reform, an analysis of
6 compensation alternatives to such change that were
7 considered by the Department.

8 (b) Subsection (a) shall not apply to such change if—

9 (1) it was proposed in the President’s budget
10 proposal for the fiscal year funded by this Act; and

11 (2) funds for such change have not been explic-
12 itly denied or restricted in this Act.

13 SEC. 524. (a) Any agency receiving funds made avail-
14 able in this Act shall, subject to subsections (b) and (c),
15 post on the public website of that agency any report re-
16 quired to be submitted by the Committees on Appropria-
17 tions of the House of Representatives and the Senate in
18 this Act, upon the determination by the head of the agency
19 that it shall serve the national interest.

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

21 (1) the public posting of the report com-
22 promises homeland or national security; or

23 (2) the report contains proprietary information.

24 (c) The head of the agency posting such report shall
25 do so only after such report has been made available to

1 the Committees on Appropriations of the House of Rep-
2 resentatives and the Senate for not less than 45 days ex-
3 cept as otherwise specified in law.

4 SEC. 525. (a) Funding provided in this Act for “Op-
5 erations and Support” may be used for minor procure-
6 ment, construction, and improvements.

7 (b) For purposes of subsection (a), “minor” refers
8 to end items with a unit cost of \$250,000 or less for per-
9 sonal property, and \$2,000,000 or less for real property.

10 SEC. 526. The authority provided by section 532 of
11 the Department of Homeland Security Appropriations
12 Act, 2018 (Public Law 115–141) regarding primary and
13 secondary schooling of dependents shall continue in effect
14 during fiscal year 2024.

15 SEC. 527. (a) None of the funds appropriated or oth-
16 erwise made available to the Department of Homeland Se-
17 curity by this Act may be used to prevent any of the fol-
18 lowing persons from entering, for the purpose of con-
19 ducting oversight, any facility operated by or for the De-
20 partment of Homeland Security used to detain or other-
21 wise house aliens, or to make any temporary modification
22 at any such facility that in any way alters what is observed
23 by a visiting Member of Congress or such designated em-
24 ployee, compared to what would be observed in the absence
25 of such modification:

1 (1) A Member of Congress.

2 (2) An employee of the United States House of
3 Representatives or the United States Senate des-
4 igned by such a Member for the purposes of this
5 section.

6 (b) Nothing in this section may be construed to re-
7 quire a Member of Congress to provide prior notice of the
8 intent to enter a facility described in subsection (a) for
9 the purpose of conducting oversight.

10 (c) With respect to individuals described in subsection
11 (a)(2), the Department of Homeland Security may require
12 that a request be made at least 24 hours in advance of
13 an intent to enter a facility described in subsection (a).

14 SEC. 528. (a) For an additional amount for “Federal
15 Emergency Management Agency—Federal Assistance”,
16 \$3,000,000, to remain available until September 30, 2025,
17 exclusively for providing reimbursement of extraordinary
18 law enforcement or other emergency personnel costs for
19 protection activities directly and demonstrably associated
20 with any residence of the President that is designated or
21 identified to be secured by the United States Secret Serv-
22 ice.

23 (b) Subsections (b) through (f) of section 534 of the
24 Department of Homeland Security Appropriations Act,
25 2018 (Public Law 115–141), shall be applied with respect

1 to amounts made available by subsection (a) of this section
2 by substituting “October 1, 2024” for “October 1, 2018”
3 and “October 1, 2023” for “October 1, 2017”.

4 SEC. 529. (a) Except as provided in subsection (b),
5 none of the funds made available in this Act may be used
6 to place restraints on a woman in the custody of the De-
7 partment of Homeland Security (including during trans-
8 port, in a detention facility, or at an outside medical facil-
9 ity) who is pregnant or in post-delivery recuperation.

10 (b) Subsection (a) shall not apply with respect to a
11 pregnant woman if—

12 (1) an appropriate official of the Department of
13 Homeland Security makes an individualized deter-
14 mination that the woman—

15 (A) is a serious flight risk, and such risk
16 cannot be prevented by other means; or

17 (B) poses an immediate and serious threat
18 to harm herself or others that cannot be pre-
19 vented by other means; or

20 (2) a medical professional responsible for the
21 care of the pregnant woman determines that the use
22 of therapeutic restraints is appropriate for the med-
23 ical safety of the woman.

24 (c) If a pregnant woman is restrained pursuant to
25 subsection (b), only the safest and least restrictive re-

1 straits, as determined by the appropriate medical profes-
2 sional treating the woman, may be used. In no case may
3 restraints be used on a woman who is in active labor or
4 delivery, and in no case may a pregnant woman be re-
5 strained in a face-down position with four-point restraints,
6 on her back, or in a restraint belt that constricts the area
7 of the pregnancy. A pregnant woman who is immobilized
8 by restraints shall be positioned, to the maximum extent
9 feasible, on her left side.

10 SEC. 530. (a) None of the funds made available by
11 this Act may be used to destroy any document, recording,
12 or other record pertaining to any—

13 (1) death of,

14 (2) potential sexual assault or abuse per-
15 petrated against, or

16 (3) allegation of abuse, criminal activity, or dis-
17 ruption committed by

18 an individual held in the custody of the Department of
19 Homeland Security.

20 (b) The records referred to in subsection (a) shall be
21 made available, in accordance with applicable laws and
22 regulations, and Federal rules governing disclosure in liti-
23 gation, to an individual who has been charged with a
24 crime, been placed into segregation, or otherwise punished

1 as a result of an allegation described in paragraph (3),
2 upon the request of such individual.

3 SEC. 531. Section 519 of division F of Public Law
4 114–113, regarding a prohibition on funding for any posi-
5 tion designated as a Principal Federal Official, shall apply
6 with respect to any Federal funds in the same manner
7 as such section applied to funds made available in that
8 Act.

9 SEC. 532. (a) Not later than 10 days after the date
10 on which the budget of the President for a fiscal year is
11 submitted to Congress pursuant to section 1105(a) of title
12 31, United States Code, the Under Secretary for Manage-
13 ment of Homeland Security shall submit to the Commit-
14 tees on Appropriations of the House of Representatives
15 and the Senate a report on the unfunded priorities, for
16 the Department of Homeland Security and separately for
17 each departmental component, for which discretionary
18 funding would be classified as budget function 050.

19 (b) Each report under this section shall specify, for
20 each such unfunded priority—

21 (1) a summary description, including the objec-
22 tives to be achieved if such priority is funded
23 (whether in whole or in part);

1 (2) the description, including the objectives to
2 be achieved if such priority is funded (whether in
3 whole or in part);

4 (3) account information, including the following
5 (as applicable):

6 (A) appropriation account; and

7 (B) program, project, or activity name;

8 and

9 (4) the additional number of full-time or part-
10 time positions to be funded as part of such priority.

11 (c) In this section, the term “unfunded priority”, in
12 the case of a fiscal year, means a requirement that—

13 (1) is not funded in the budget referred to in
14 subsection (a);

15 (2) is necessary to fulfill a requirement associ-
16 ated with an operational or contingency plan for the
17 Department; and

18 (3) would have been recommended for funding
19 through the budget referred to in subsection (a) if—

20 (A) additional resources had been available
21 for the budget to fund the requirement;

22 (B) the requirement has emerged since the
23 budget was formulated; or

24 (C) the requirement is necessary to sustain
25 prior-year investments.

1 SEC. 533. (a) Not later than 10 days after a deter-
2 mination is made by the President to evaluate and initiate
3 protection under any authority for a former or retired
4 Government official or employee, or for an individual who,
5 during the duration of the directed protection, will become
6 a former or retired Government official or employee (re-
7 ferred to in this section as a “covered individual”), the
8 Secretary of Homeland Security shall submit a notifica-
9 tion to congressional leadership and the Committees on
10 Appropriations of the House of Representatives and the
11 Senate, the Committees on the Judiciary of the House of
12 Representatives and the Senate, the Committee on Home-
13 land Security of the House of Representatives, the Com-
14 mittee on Homeland Security and Governmental Affairs
15 of the Senate, and the Committee on Oversight and Re-
16 form of the House of Representatives (referred to in this
17 section as the “appropriate congressional committees”).

18 (b) Such notification may be submitted in classified
19 form, if necessary, and in consultation with the Director
20 of National Intelligence or the Director of the Federal Bu-
21 reau of Investigation, as appropriate, and shall include the
22 threat assessment, scope of the protection, and the antici-
23 pated cost and duration of such protection.

24 (c) Not later than 15 days before extending, or 30
25 days before terminating, protection for a covered indi-

1 vidual, the Secretary of Homeland Security shall submit
2 a notification regarding the extension or termination and
3 any change to the threat assessment to the congressional
4 leadership and the appropriate congressional committees.

5 (d) Not later than 45 days after the date of enact-
6 ment of this Act, and quarterly thereafter, the Secretary
7 shall submit a report to the congressional leadership and
8 the appropriate congressional committees, which may be
9 submitted in classified form, if necessary, detailing each
10 covered individual, and the scope and associated cost of
11 protection.

12 SEC. 534. (a) None of the funds provided to the De-
13 partment of Homeland Security in this or any prior Act
14 may be used by an agency to submit an initial project pro-
15 posal to the Technology Modernization Fund (as author-
16 ized by section 1078 of subtitle G of title X of the National
17 Defense Authorization Act for Fiscal Year 2018 (Public
18 Law 115–91)) unless, concurrent with the submission of
19 an initial project proposal to the Technology Moderniza-
20 tion Board, the head of the agency—

21 (1) notifies the Committees on Appropriations
22 of the House of Representatives and the Senate of
23 the proposed submission of the project proposal;

24 (2) submits to the Committees on Appropria-
25 tions a copy of the project proposal; and

1 (3) provides a detailed analysis of how the pro-
2 posed project funding would supplement or supplant
3 funding requested as part of the Department’s most
4 recent budget submission.

5 (b) None of the funds provided to the Department
6 of Homeland Security by the Technology Modernization
7 Fund shall be available for obligation until 15 days after
8 a report on such funds has been transmitted to the Com-
9 mittees on Appropriations of the House of Representatives
10 and the Senate.

11 (c) The report described in subsection (b) shall in-
12 clude—

13 (1) the full project proposal submitted to and
14 approved by the Fund’s Technology Modernization
15 Board;

16 (2) the finalized interagency agreement between
17 the Department and the Fund including the
18 project’s deliverables and repayment terms, as appli-
19 cable;

20 (3) a detailed analysis of how the project will
21 supplement or supplant existing funding available to
22 the Department for similar activities;

23 (4) a plan for how the Department will repay
24 the Fund, including specific planned funding
25 sources, as applicable; and

1 (5) other information as determined by the Sec-
2 retary.

3 SEC. 535. Within 60 days of any budget submission
4 for the Department of Homeland Security for fiscal year
5 2025 that assumes revenues or proposes a reduction from
6 the previous year based on user fees proposals that have
7 not been enacted into law prior to the submission of the
8 budget, the Secretary of Homeland Security shall provide
9 the Committees on Appropriations of the House of Rep-
10 resentatives and the Senate specific reductions in proposed
11 discretionary budget authority commensurate with the
12 revenues assumed in such proposals in the event that they
13 are not enacted prior to October 1, 2024.

14 SEC. 536. None of the funds made available by this
15 Act may be obligated or expended to implement the Arms
16 Trade Treaty until the Senate approves a resolution of
17 ratification for the Treaty.

18 SEC. 537. No Federal funds made available to the
19 Department of Homeland Security may be used to enter
20 into a procurement contract, memorandum of under-
21 standing, or cooperative agreement with, or make a grant
22 to, or provide a loan or guarantee to, any entity identified
23 under section 1260H of the William M. (Mac) Thornberry
24 National Defense Authorization Act for Fiscal Year 2021
25 (Public Law 116–283) or any subsidiary of such entity.

1 SEC. 538. None of the funds appropriated or other-
2 wise made available in this or any other Act may be used
3 to transfer, release, or assist in the transfer or release to
4 or within the United States, its territories, or possessions
5 Khalid Sheikh Mohammed or any other detainee who—

6 (1) is not a United States citizen or a member
7 of the Armed Forces of the United States; and

8 (2) is or was held on or after June 24, 2009,
9 at the United States Naval Station, Guantanamo
10 Bay, Cuba, by the Department of Defense.

11 SEC. 539. (a) The Secretary of Homeland Security
12 (in this section referred to as the “Secretary”) shall, on
13 a bimonthly basis beginning immediately after the date of
14 enactment of this Act, develop estimates of the number
15 of migrants anticipated to arrive at the southwest border
16 of the United States.

17 (b) The Secretary shall ensure that, at a minimum,
18 the estimates developed pursuant to subsection (a)—

19 (1) cover the current fiscal year and the fol-
20 lowing fiscal year;

21 (2) include a breakout by demographics, to in-
22 clude single adults, family units, and unaccompanied
23 children;

24 (3) undergo an independent validation and
25 verification review;

1 (4) are used to inform policy planning and
2 budgeting processes within the Department of
3 Homeland Security; and

4 (5) are included in the budget materials sub-
5 mitted to Congress in support of the President’s an-
6 nual budget request pursuant to section 1105 of title
7 31, United States Code, for each fiscal year begin-
8 ning after the date of enactment of this Act and, for
9 such budget materials shall include—

10 (A) the most recent bimonthly estimates
11 developed pursuant to subsection (a);

12 (B) a description and quantification of the
13 estimates used to justify funding requests for
14 Department programs related to border secu-
15 rity, immigration enforcement, and immigration
16 services;

17 (C) a description and quantification of the
18 anticipated workload and requirements result-
19 ing from such estimates; and

20 (D) a confirmation as to whether the budg-
21 et requests for impacted agencies were devel-
22 oped using the same estimates.

23 (c) The Secretary shall share the bimonthly estimates
24 developed pursuant to subsection (a) with the Secretary
25 of Health and Human Services, the Attorney General, the

1 Secretary of State, and the Committees on Appropriations
2 of the House of Representatives and the Senate.

3 SEC. 540. None of the funds appropriated or other-
4 wise made available by this Act may be made available
5 to establish or support the activities of:

6 (1) a Disinformation Governance Board at the
7 Department of Homeland Security, or any other en-
8 tity carrying out similar activities relating to mis-,
9 dis-, or mal-information in a similar manner or to a
10 similar extent to such a Board; or

11 (2) any entity responsible, directly or indirectly,
12 under color of countering mis-, dis-, or mal-informa-
13 tion or otherwise, for instructing, influencing, direct-
14 ing, or recommending that private companies censor,
15 prohibit, or obstruct lawful and constitutionally pro-
16 tected speech of United States persons on social
17 media platforms, including by—

18 (A) terminating speakers' accounts;

19 (B) temporarily suspending accounts;

20 (C) imposing warnings or strikes against
21 accounts to stop future speech;

22 (D) “shadowbanning” speakers;

23 (E) demonetizing content or speakers;

24 (F) adjusting algorithms to suppress or de-
25 emphasize speakers or messages;

- 1 (G) deboosting speakers or content;
- 2 (H) promoting or demoting content;
- 3 (I) placing warning labels or explanatory
- 4 notes on content;
- 5 (J) suppressing content in other users'
- 6 feeds;
- 7 (K) promoting negative comments on
- 8 disfavored content;
- 9 (L) requiring additional click-through(s) to
- 10 access content; or
- 11 (M) any other such methods.

12 SEC. 541. None of the funds appropriated or other-
13 wise made available by this Act may be made available
14 to require an employee of the Department of Homeland
15 Security to receive a vaccination against COVID-19.

16 SEC. 542. None of the funds appropriated or other-
17 wise made available by this Act may be made available
18 to administer, implement, or enforce the rules entitled
19 “Amended Order Implementing Presidential Proclamation
20 on Advancing the Safe Resumption of Global Travel Dur-
21 ing the COVID–19 Pandemic” (87 Fed. Reg. 20405 et
22 seq.) or “Notification of Temporary Travel Restrictions
23 Applicable to Land Ports of Entry and Ferries Service Be-
24 tween the United States and Mexico” (87 Fed. Reg.
25 24041) (or any successor rules).

1 SEC. 543. (a) None of the funds appropriated or oth-
2 erwise made available by this Act may be made available
3 to:

4 (1) classify or facilitate the classification of any
5 communications by a United States person as mis-
6 , dis-, or mal-information; or

7 (2) partner with or fund nonprofit or other or-
8 ganizations that in any way instruct, influence, di-
9 rect, or recommend that private companies in any
10 way censor, prohibit, or obstruct lawful and constitu-
11 tionally protected speech of United States persons
12 on social media platforms, including by—

13 (A) terminating speakers' accounts;

14 (B) temporarily suspending accounts;

15 (C) imposing warnings or strikes against
16 accounts to stop future speech;

17 (D) “shadowbanning” speakers;

18 (E) demonetizing content or speakers;

19 (F) adjusting algorithms to suppress or de-
20 emphasize speakers or messages;

21 (G) deboosting speakers or content;

22 (H) promoting or demoting content;

23 (I) placing warning labels or explanatory
24 notes on content;

1 (J) suppressing content in other users’
2 feeds;

3 (K) promoting negative comments on
4 disfavored content;

5 (L) requiring additional click-through(s) to
6 access content; or

7 (M) any other such methods.

8 (b) Any officer or employee of the Federal Govern-
9 ment whose salary is funded by this Act and who conducts
10 any activity described in subsections (a)(1) or (a)(2) shall
11 be removed from the Federal service.

12 SEC. 544. None of the funds appropriated or other-
13 wise made available by this Act may be made available
14 to implement, administer, or enforce the rule related to
15 “Circumvention of Lawful Pathways” (88 Fed. Reg.
16 11704).

17 SEC. 545. None of the funds appropriated or other-
18 wise made available by this Act may be made available
19 to implement, administer, apply, enforce, or carry out the
20 Equity Action Plan of the Department of Homeland Secu-
21 rity, or Executive Order No. 13985 of January 20, 2021
22 (86 Fed. Reg. 7009, relating to advancing racial equity
23 and support for under-served communities through the
24 federal government), Executive Order No. 14035 of June
25 25, 2021 (86 Fed. Reg. 34593, relating to diversity, eq-

1 uity, inclusion, and accessibility in the federal workforce),
2 Executive Order No. 14091 of February 16, 2023 (88
3 Fed. Reg. 10825 relating to further advancing racial eq-
4 uity and support for underserved communities through the
5 federal government) or any program, project, or activity
6 that promotes or advances Critical Race Theory or any
7 concept associated with Critical Race Theory.

8 SEC. 546. None of the funds appropriated or other-
9 wise made available by this Act under the heading “Office
10 of the Secretary and Executive Management—Operations
11 and Support” may be made available for the purpose of
12 paying counsel outside the Federal Government—

13 (1) before the date on which all funds provided
14 in section 211(a)(1) of this Act are obligated; and

15 (2) to prepare for or defend against impeach-
16 ment.

17 SEC. 547. (a) None of the funds appropriated or oth-
18 erwise made available by this Act may be made available
19 to be used to purchase, maintain, or continue to operate
20 any Unmanned Aircraft Systems that are manufactured
21 in the People’s Republic of China or a country identified
22 as a foreign adversary in the Annual Threat Assessment
23 of the U.S. Intelligence Community or by an entity domi-
24 ciled in the People’s Republic of China or a country identi-

1 fied as a foreign adversary in the most recent Annual
2 Threat Assessment of the U.S. Intelligence Community.

3 (b) Nothing in subsection (a) shall limit the use of
4 funds for counterintelligence, research and development,
5 test and evaluation, or counter Unmanned Aircraft Sys-
6 tem mitigation efforts, including the activities of the Coast
7 Guard authorized by section 8414 of Public Law 116–283
8 (14 U.S.C. 1156 note).

9 SEC. 548. (a) Section 538 of the Department of
10 Homeland Security Appropriations Act, 2022 (division F
11 of Public Law 117–103) is amended—

12 (1) in subsection (b), by striking “may” and in-
13 serting “shall”; and

14 (2) by striking subsection (d) and inserting the
15 following:

16 “(d) Amounts in the Fund may not be ob-
17 ligated until after the date on which the Act
18 making full-year appropriations for the Depart-
19 ment of Homeland Security for the applicable
20 fiscal year is enacted into law, subject to sub-
21 section (e).

22 “(e) The Committees on Appropriations of
23 the House of Representatives and the Senate
24 shall be notified at least 15 days in advance of
25 the planned use of funds.”.

1 (b) The amendments made by this section shall apply
2 to amounts transferred under such section 538 on or after
3 the date of enactment of this Act.

4 SEC. 549. (a) None of the funds appropriated or oth-
5 erwise made available by this Act or any other Act shall
6 be used to execute an inspection of any detention facility
7 that is in a contractual agreement with U.S. Immigration
8 and Customs Enforcement for the provision of detention
9 services within six months of a previous inspection of such
10 facility.

11 (b) Subsection (a) shall not apply with respect to in-
12 spections executed by the Office of Inspector General.

13 SEC. 550. (a) None of the funds appropriated or oth-
14 erwise made available by this Act or any other Act shall
15 be used to execute an inspection of any detention facility
16 that is in a contractual agreement with U.S. Immigration
17 and Customs Enforcement for the provision of detention
18 services, except solely for compliance with the terms, con-
19 ditions, and standards found within the National Deten-
20 tion Standards 2019 for U.S. Immigration and Customs
21 Enforcement.

22 (b) Subsection (a) shall take effect for detention fa-
23 cilities operating under existing contracts, as of the date
24 of enactment of this Act, not later than 180 days after
25 the date of enactment of this Act.

1 SEC. 551. None of the funds appropriated or other-
2 wise made available by this Act shall be used to admit
3 an alien, who is a national of the Republic of Chile, under
4 section 217 of the Immigration and Nationality Act (8
5 U.S.C. 1187), until the Secretary of Homeland Security
6 verifies that the Republic of Chile provides access to ap-
7 propriate criminal databases and the Department of
8 Homeland Security screens Chilean nationals against such
9 criminal databases.

10 SEC. 552. (a) In general.—Notwithstanding section
11 7 of title 1, United States Code, section 1738C of title
12 28, United States Code, or any other provision of law,
13 none of the funds provided by this Act, or previous appro-
14 priations Acts, shall be used in whole or in part to take
15 any discriminatory action against a person, wholly or par-
16 tially, on the basis that such person speaks, or acts, in
17 accordance with a sincerely held religious belief, or moral
18 conviction, that marriage is, or should be recognized as,
19 a union of one man and one woman.

20 (b) Discriminatory action defined.—As used in sub-
21 section (a), a discriminatory action means any action
22 taken by the Federal Government to—

23 (1) alter in any way the Federal tax treatment
24 of, or cause any tax, penalty, or payment to be as-
25 sessed against, or deny, delay, or revoke an exemp-

1 tion from taxation under section 501(a) of the Inter-
2 nal Revenue Code of 1986 of, any person referred to
3 in subsection (a);

4 (2) disallow a deduction for Federal tax pur-
5 poses of any charitable contribution made to or by
6 such person;

7 (3) withhold, reduce the amount or funding for,
8 exclude, terminate, or otherwise make unavailable or
9 deny, any Federal grant, contract, subcontract, co-
10 operative agreement, guarantee, loan, scholarship, li-
11 cense, certification, accreditation, employment, or
12 other similar position or status from or to such per-
13 son;

14 (4) withhold, reduce, exclude, terminate, or oth-
15 erwise make unavailable or deny, any entitlement or
16 benefit under a Federal benefit program, including
17 admission to, equal treatment in, or eligibility for a
18 degree from an educational program, from or to
19 such person; or

20 (5) withhold, reduce, exclude, terminate, or oth-
21 erwise make unavailable or deny access or an entitle-
22 ment to Federal property, facilities, educational in-
23 stitutions, speech fora (including traditional, limited,
24 and nonpublic fora), or charitable fundraising cam-
25 paigns from or to such person.

1 (c) Accreditation; Licensure; Certification.—The
2 Federal Government shall consider accredited, licensed, or
3 certified for purposes of Federal law any person that
4 would be accredited, licensed, or certified, respectively, for
5 such purposes but for a determination against such person
6 wholly or partially on the basis that the person speaks,
7 or acts, in accordance with a sincerely held religious belief
8 or moral conviction described in subsection (a).

9 (RESCISSIONS OF FUNDS)

10 SEC. 553. Of the funds appropriated to the Depart-
11 ment of Homeland Security, the following funds are here-
12 by rescinded from the following accounts and programs
13 in the specified amounts: *Provided*, That no amounts may
14 be rescinded from amounts that were designated by the
15 Congress as an emergency requirement pursuant to a con-
16 current resolution on the budget or the Balanced Budget
17 and Emergency Deficit Control Act of 1985:

18 (1) \$800,000 from unobligated balances avail-
19 able in the “Office of the Secretary and Executive
20 Management—Operations and Support” account (70
21 23/24 0100).

22 (2) \$4,100,000 from the unobligated balances
23 available in the “Management Directorate—Office of
24 the Chief Information Officer and Operations” ac-
25 count (70 X 0113).

1 (3) \$1,473,000 from the unobligated balances
2 available in the “U.S. Customs and Border Protec-
3 tion—Procurement, Construction, and Improve-
4 ments” account (70 X 0532).

5 (4) \$1,842,000 from the unobligated balances
6 available in the “U.S. Customs and Border Protec-
7 tion—Border Security Fencing, Infrastructure, and
8 Technology” account (70 X 0533).

9 (5) \$452,000 from the unobligated balances
10 available in the “U.S. Customs and Border Protec-
11 tion—Air and Marine Interdiction, Operations,
12 Maintenance, and Procurement” account (70 X
13 0544).

14 (6) \$1,159,000,000 from the unobligated bal-
15 ances available under the heading “U.S. Customs
16 and Border Protection—Procurement, Construction,
17 and Improvements” of the amounts provided by
18 Public Law 116–93 for the construction of barrier
19 system along the southwest border.

20 (7) \$945,000,000 from the unobligated bal-
21 ances available under the heading “U.S. Customs
22 and Border Protection—Procurement, Construction,
23 and Improvements” of the amounts provided by
24 Public Law 116–260 for the construction of barrier
25 system along the southwest border.

1 (8) \$3,000,000 from the unobligated balances
2 available in the “U.S. Immigration and Customs En-
3 forcement—Operations and Support” account (70
4 23/24 0540).

5 (9) \$2,092,841 from the unobligated balances
6 available in the “U.S. Immigration and Customs En-
7 forcement—Operations and Support” account (70 X
8 0540).

9 (10) \$10,439 from the unobligated balances
10 available in the “U.S. Immigration and Customs En-
11 forcement—Automation Modernization” account (70
12 X 0543).

13 (11) \$154,515,000 from the unobligated bal-
14 ances available under the heading “Transportation
15 Security Administration—Operations and Support”
16 of the amounts provided by Public Law 117–328.

17 (12) \$22,600,000 from the unobligated bal-
18 ances available in the “Coast Guard—Acquisition,
19 Construction, and Improvements” account (70 X
20 0613).

21 (13) \$3,500,000 from the unobligated balances
22 available in the “Cybersecurity and Infrastructure
23 Security Agency—Procurement, Construction, and
24 Improvements” account (70 23/27 0412).

1 (14) \$2,000,000 from the unobligated balances
2 available in the “Cybersecurity and Infrastructure
3 Security Agency—Research and Development” ac-
4 count (70 23/24 0805).

5 (15) \$5,821,000 from the unobligated balances
6 available in the “Federal Emergency Management
7 Agency—National Predisaster Mitigation Fund” ac-
8 count (70 X 0716).

9 (16) \$800,000 from the unobligated balances
10 available in the “Federal Law Enforcement Training
11 Centers—Procurement, Construction, and Improve-
12 ments” account (70 20/24 0510).

13 (17) \$900,000 from the unobligated balances
14 available in the “Science and Technology Direc-
15 torate—Operations and Support” account (70 X
16 0800).

17 (18) \$388,522 from the unobligated balances
18 available in the “Countering Weapons of Mass De-
19 struction Office—Research and Development” ac-
20 count (70 22/24 0860).

21 (19) \$11,478 from the unobligated balances
22 available in the “Countering Weapons of Mass De-
23 struction Office—Research and Development” ac-
24 count (70 X 0860).

1 SEC. 554. Of the unobligated balances of amounts
2 made available under section 70001 of Public Law 117–
3 169, \$312,000,000 are hereby rescinded.

4 SEC. 555. Of the unobligated balances of amounts
5 made available in the Department of Homeland Security
6 Nonrecurring Expenses Fund (70 X 1914), \$3,800,000
7 are hereby rescinded.

8 SPENDING REDUCTION ACCOUNT

9 SEC. 556. The amount by which the applicable alloca-
10 tion of new budget authority made by the Committee on
11 Appropriations of the House of Representatives under sec-
12 tion 302(b) of the Congressional Budget Act of 1974 ex-
13 ceeds the amount of proposed new budget authority is \$0.

14 SEC. 557. None of the funds made available by this
15 Act may be used to pay Secretary Alejandro Nicholas
16 Mayorkas a salary that exceeds \$1.

17 SEC. 558. None of the funds made available by this
18 Act may be used to pay the salary and expenses of the
19 position of the Secretary of the Department of Homeland
20 Security, occupied by Alejandro Mayorkas.

21 SEC. 559. None of the funds made available by this
22 Act may be used to implement, administer, or enforce the
23 rule entitled “Public Charge Ground of Inadmissibility”
24 published by the Department of Homeland Security in the

1 Federal Register on September 9, 2022 (87 Fed. Reg.
2 55472).

3 SEC. 560. None of the funds made available by this
4 Act may be used to implement a COVID-19 vaccine and
5 mask mandate for travelers passing through the Transpor-
6 tation Security Administration checkpoints.

7 SEC. 561. The salary of Ur M. Jaddou, Director of
8 U.S. Citizenship and Immigration Services, shall be re-
9 duced to \$1.

10 SEC. 562. None of the funds made available by this
11 Act may be used to require an employee of the Depart-
12 ment of Homeland Security to wear a face mask.

13 SEC. 563. None of the funds appropriated or other-
14 wise made available by this Act may be used for the Unit-
15 ing for Ukraine program.

16 SEC. 564. The salary of Alejandro Nicholas
17 Mayorkas, Secretary of Homeland Security, shall be re-
18 duced to \$1.00.

19 SEC. 565. None of the funds made available by this
20 Act may be used by the Secretary of Homeland Security
21 to travel to outside of the United States.

22 SEC. 566. None of the funds made available by this
23 Act may be used to implement the Climate Literacy Strat-
24 egy.

1 SEC. 567. None of the funds made available by this
2 Act may be used for the Department of Homeland Secu-
3 rity’s Environmental Justice Strategy.

4 SEC. 568. None of the funds made available in this
5 Act may be made available to administer, implement, or
6 enforce the “Funding the Asylum Program With Em-
7 ployer Petition Fees” section of the proposed rule entitled
8 “U.S. Citizenship and Immigration Services Fee Schedule
9 and Changes to Certain Other Immigration Benefit Re-
10 quest Requirements” (88 Fed. Reg. 402).

11 SEC. 569. The salary of Jonathan Davidson, Chief
12 of Staff of the Department of Homeland Security, shall
13 be reduced to \$1.

14 SEC. 570. None of the funds made available by this
15 Act may be used to carry out Executive Order No. 14019
16 (86 Fed. Reg. 13623; relating to promoting access to vot-
17 ing), except for sections 7, 8, and 10 of such Order.

18 SEC. 571. None of the funds made available by this
19 Act may be used for the Homeland Intelligence Experts
20 Group.

21 SEC. 572. None of the funds appropriated or other-
22 wise made available by this Act may be made available
23 to administer, implement, or enforce a “Remain-in-Texas”
24 policy.

1 SEC. 573. None of the funds made available by this
2 Act may be used to carry out the Department of Home-
3 land Security memorandum titled “Worksite Enforcement:
4 The Strategy to Protect the American Labor Market, the
5 Conditions of the American Worksite, and the Dignity of
6 the Individual”.

7 SEC. 574. None of the funds made available by this
8 Act shall be used to terminate the Department of Home-
9 land Security’s Migration Protection Protocols.

10 SEC. 575. None of the funds made available by this
11 Act may be used to carry out the Department of Home-
12 land Security memorandum titled “Guidelines for En-
13 forcement Actions in or Near Protected Areas”.

14 SEC. 576. None of the funds appropriated by this Act
15 may be used to implement any of the following executive
16 orders:

17 (1) Executive Order No. 13990, relating to
18 Protecting Public Health and the Environment and
19 Restoring Science To Tackle the Climate Crisis.

20 (2) Executive Order No. 14008, relating to
21 Tackling the Climate Crisis at Home and Abroad.

22 (3) Section 6 of Executive Order No. 14013, re-
23 lating to Rebuilding and Enhancing Programs To
24 Resettle Refugees and Planning for the Impact of
25 Climate Change on Migration.

1 (4) Executive Order No. 14030, relating to Cli-
2 mate-Related Financial Risk.

3 (5) Executive Order No. 14057, relating to
4 Catalyzing Clean Energy Industries and Jobs
5 Through Federal Sustainability.

6 (6) Executive Order No. 14082, relating to Im-
7 plementation of the Energy and Infrastructure Pro-
8 visions of the Inflation Reduction Act of 2022.

9 (7) Executive Order No. 14096, relating to Re-
10 vitalizing Our Nation’s Commitment to Environ-
11 mental Justice for All.

12 SEC. 577. None of the funds made available in this
13 Act may be used in contravention of section 642(a) of the
14 Illegal Immigration Reform and Immigrant Responsibility
15 Act of 1996 (8 U.S.C. 1373(a)).

16 SEC. 578. None of the funds made available by this
17 Act may be used to provide assistance to the Department
18 of Defense to house persons at military installations in
19 the United States, except in the case of a major disaster
20 declaration made pursuant to the Robert T. Stafford Dis-
21 aster Relief and Emergency Assistance Act (42 U.S.C.
22 5121 et seq.), or for U.S. Coast Guard personnel.

1 This division may be cited as the “Department of
2 Homeland Security Appropriations Act, 2024”.

 Passed the House of Representatives September 28,
2023.

Attest:

Clerk.

118TH CONGRESS
1ST SESSION

H. R. 4367

AN ACT

Making appropriations for the Department of
Homeland Security for the fiscal year ending
September 30, 2024, and for other purposes.