

117TH CONGRESS
2D SESSION

S. 5355

Making emergency supplemental appropriations for disaster relief for the fiscal year ending September 30, 2023, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 22, 2022

Mr. SCOTT of Florida (for himself and Mr. RUBIO) introduced the following bill; which was read twice, considered, read the third time, and failed of passage

A BILL

Making emergency supplemental appropriations for disaster relief for the fiscal year ending September 30, 2023, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 2023, and for other pur-
6 poses, namely:

1 TITLE I
2 DEPARTMENT OF AGRICULTURE
3 AGRICULTURAL PROGRAMS
4 PROCESSING, RESEARCH AND MARKETING
5 OFFICE OF THE SECRETARY

6 For an additional amount for “Office of the Sec-
7 retary”, \$3,741,715,000, to remain available until ex-
8 pended, for necessary expenses related to losses of rev-
9 enue, quality or production losses of crops (including milk,
10 on-farm stored commodities, crops prevented from plant-
11 ing in 2022, and harvested adulterated wine grapes),
12 trees, bushes, and vines, as a consequence of droughts,
13 wildfires, hurricanes, floods, derechos, excessive heat, tor-
14 nadoes, winter storms, freeze, including a polar vortex,
15 smoke exposure, and excessive moisture occurring in cal-
16 endar year 2022 under such terms and conditions as de-
17 termined by the Secretary: *Provided*, That the Secretary
18 may provide assistance for such losses in the form of block
19 grants to eligible States and territories: *Provided further*,
20 That of the amounts provided under this heading in this
21 Act, the Secretary shall use up to \$494,500,000 to provide
22 assistance to producers of livestock, as determined by the
23 Secretary of Agriculture, for losses incurred during cal-
24 endar year 2022 due to hurricanes, drought, or wildfires:
25 *Provided further*, That the amount provided under this

1 heading in this Act shall be subject to the terms and con-
 2 ditions set forth in the first, second, fourth through sixth,
 3 and eighth through twelfth provisos under this heading in
 4 title I of the Disaster Relief Supplemental Appropriations
 5 Act, 2022 (division B of Public Law 117–43), except that
 6 each reference to 2020 or 2021 in such provisos in such
 7 Act shall be deemed to be a reference instead to 2022.

8 AGRICULTURAL RESEARCH SERVICE

9 BUILDINGS AND FACILITIES

10 For an additional amount for “Buildings and Facili-
 11 ties”, \$58,000,000, to remain available until expended.

12 FOOD SAFETY AND INSPECTION SERVICE

13 For an additional amount for “Food Safety and In-
 14 spection Service”, \$29,700,000, to remain available until
 15 expended.

16 FARM PRODUCTION AND CONSERVATION

17 PROGRAMS

18 FARM SERVICE AGENCY

19 EMERGENCY FOREST RESTORATION PROGRAM

20 For an additional amount for “Emergency Forest
 21 Restoration Program”, \$27,000,000, to remain available
 22 until expended.

1 NATURAL RESOURCES CONSERVATION SERVICE

2 WATERSHED AND FLOOD PREVENTION OPERATIONS

3 For an additional amount for “Watershed and Flood
4 Prevention Operations” for necessary expenses for the
5 Emergency Watershed Protection Program,
6 \$925,000,000, to remain available until expended.

7 RURAL DEVELOPMENT PROGRAMS

8 RURAL HOUSING SERVICE

9 RURAL HOUSING ASSISTANCE GRANTS

10 For an additional amount for “Rural Housing Assist-
11 ance Grants”, \$60,000,000, to remain available until ex-
12 pended, for necessary expenses related to homes damaged
13 by Presidentially declared disasters in calendar year 2022:
14 *Provided*, That 42 U.S.C. 1471(b)(3) shall not apply: *Pro-*
15 *vided further*, That the income limit shall be capped at
16 80 percent of the area median income: *Provided further*,
17 That, notwithstanding section 1490m(c)(2) of such title,
18 a grant made under 42 U.S.C. 1490m of such title using
19 funds made available under this heading in this Act, may
20 not exceed \$50,000.

21 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

22 For an additional amount for “Rural Community Fa-
23 cilities Program Account”, \$75,300,000, to remain avail-
24 able until expended: *Provided*, That of the amounts pro-
25 vided under this heading in this Act, \$50,000,000 shall

1 be for necessary expenses for grants to repair essential
2 community facilities damaged by Presidentially declared
3 disasters in calendar year 2022: *Provided further*, That the
4 percentage of the cost of the facility that may be covered
5 by a grant pursuant to the preceding proviso shall be 75
6 percent.

7 RURAL UTILITIES SERVICE

8 RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

9 For an additional amount for “Rural Water and
10 Waste Disposal Program Account”, \$325,000,000, to re-
11 main available until expended: *Provided*, That of the
12 amounts provided under this heading in this Act,
13 \$265,000,000 shall be for necessary expenses related to
14 water systems damaged by Presidentially declared disas-
15 ters in calendar year 2022: *Provided further*, That, not-
16 withstanding section 343(a)(13)(B) of the Consolidated
17 Farm and Rural Development Act, a grant using funds
18 made available pursuant to the preceding proviso may not
19 be awarded to a community with a population of more
20 than 35,000 people: *Provided further*, That not to exceed
21 \$8,000,000 of the amount made available pursuant to the
22 first proviso shall be for technical assistance grants for
23 rural water and waste systems pursuant to section
24 306(a)(22) of the Consolidated Farm and Rural Develop-
25 ment Act.

1 GENERAL PROVISIONS—THIS TITLE

2 SEC. 101. In addition to other funds available for
3 such purposes, not more than three percent of the
4 amounts provided in each account under the “Rural De-
5 velopment Programs” heading in this title shall be paid
6 to the appropriation for “Rural Development, Salaries and
7 Expenses” for administrative costs to carry out the emer-
8 gency rural development programs in this title.

9 SEC. 102. For necessary expenses for salary and re-
10 lated costs associated with Agriculture Quarantine and In-
11 spection Services activities pursuant to 21 U.S.C. 136a(6),
12 and in addition to any other funds made available for this
13 purpose, there is appropriated, out of any money in the
14 Treasury not otherwise appropriated, \$125,000,000, to re-
15 main available until September 30, 2024, to offset the loss
16 of quarantine and inspection fees collected pursuant to
17 sections 2508 and 2509 of the Food, Agriculture, Con-
18 servation, and Trade Act of 1990 (21 U.S.C. 136, 136a):
19 *Provided*, That amounts made available in this section
20 shall be treated as funds collected by fees authorized
21 under sections 2508 and 2509 of the Food, Agriculture,
22 Conservation, and Trade Act of 1990 (21 U.S.C. 136,
23 136a) for purposes of section 421(f) of the Homeland Se-
24 curity Act of 2002 (6 U.S.C. 231(f)).

1 TITLE II
2 DEPARTMENT OF COMMERCE
3 ECONOMIC DEVELOPMENT ADMINISTRATION
4 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS
5 (INCLUDING TRANSFERS OF FUNDS)
6 Pursuant to section 703 of the Public Works and
7 Economic Development Act (42 U.S.C. 3233), for an addi-
8 tional amount for “Economic Development Assistance
9 Programs” for necessary expenses related to flood mitiga-
10 tion, disaster relief, long-term recovery, and restoration of
11 infrastructure in areas that received a major disaster des-
12 ignation as a result of Hurricanes Ian and Fiona, and of
13 wildfires, flooding, and other natural disasters occurring
14 in calendar years 2021 and 2022 under the Robert T.
15 Stafford Disaster Relief and Emergency Assistance Act
16 (42 U.S.C. 5121 et seq.), \$500,000,000, to remain avail-
17 able until expended: *Provided*, That within the amount ap-
18 propriated under this heading in this Act, up to 3 percent
19 of funds may be transferred to the “Salaries and Ex-
20 penses” account for administration and oversight activi-
21 ties: *Provided further*, That the Secretary of Commerce is
22 authorized to appoint and fix the compensation of such
23 temporary personnel as may be necessary to implement
24 the requirements under this heading in this Act, without
25 regard to the provisions of title 5, United States Code,

1 governing appointments in competitive service: *Provided*
2 *further*, That within the amount appropriated under this
3 heading in this Act, \$2,000,000 shall be transferred to the
4 “Office of Inspector General” account for carrying out in-
5 vestigations and audits related to the funding provided
6 under this heading in this Act.

7 For an additional amount for “Economic Develop-
8 ment Assistance Programs” for grants authorized by sec-
9 tions 28 and 29 of the Stevenson-Wydler Technology Inno-
10 vation Act of 1980 (15 U.S.C. 3722a and 3722b),
11 \$618,000,000, to remain available until expended, of
12 which \$459,000,000 shall be for grants under section 28
13 and \$159,000,000 shall be for grants under section 29 in
14 amounts determined by the Secretary.

15 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY
16 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

17 For an additional amount for “Scientific and Tech-
18 nical Research and Services” to investigate the impacts
19 of hurricanes, typhoons, and wildfires in calendar year
20 2022 to support the development of resilience standards
21 with regard to weather and climate disasters, in addition
22 to the underlying research to support those standards, and
23 for necessary expenses to carry out investigations of build-
24 ing failures pursuant to the National Construction Safety

1 Team Act of 2002 (15 U.S.C. 7301), \$40,000,000, to re-
2 main available until expended.

3 INDUSTRIAL TECHNOLOGY SERVICES

4 For an additional amount for “Industrial Technology
5 Services”, \$27,000,000, to remain available until ex-
6 pended, to implement the Research and Development,
7 Competition, and Innovation Act (division B of Public
8 Law 117–167), of which \$13,000,000 shall be for the Hol-
9 lings Manufacturing Extension Partnership, and of which
10 \$14,000,000 shall be for the Manufacturing USA Pro-
11 gram.

12 NATIONAL OCEANIC AND ATMOSPHERIC

13 ADMINISTRATION

14 OPERATIONS, RESEARCH, AND FACILITIES

15 For an additional amount for “Operations, Research,
16 and Facilities” for necessary expenses related to the con-
17 sequences of hurricanes, typhoons, flooding, and wildfires
18 in calendar year 2022, \$29,000,000, to remain available
19 until September 30, 2024, for repair and replacement of
20 observing assets, real property, and equipment; for marine
21 debris assessment and removal; and for mapping, chart-
22 ing, and geodesy services.

23 For an additional amount for “Operations, Research,
24 and Facilities”, \$62,000,000, to remain available until
25 September 30, 2024, of which \$20,000,000, to remain

1 available until expended, shall be to carry out activities
2 described in title II of division JJ of the Consolidated Ap-
3 propriations Act, 2023 to support the adoption of innova-
4 tive fishing gear deployment and fishing techniques to re-
5 duce entanglement risk to North Atlantic right whales, in-
6 cluding through cooperative agreements pursuant to the
7 National Fish and Wildlife Foundation Establishment Act
8 (16 U.S.C. 3701).

9 PROCUREMENT, ACQUISITION AND CONSTRUCTION

10 For an additional amount for “Procurement, Acquisi-
11 tion and Construction” for the acquisition of hurricane
12 hunter aircraft and related expenses as authorized under
13 section 413(a) of the Weather Research and Forecasting
14 Innovation Act of 2017 (Public Law 115–25),
15 \$327,701,000, to remain available until expended.

16 For an additional amount for “Procurement, Acquisi-
17 tion and Construction”, \$108,838,000, to remain available
18 until September 30, 2025.

19 FISHERIES DISASTER ASSISTANCE

20 For an additional amount for “Fisheries Disaster As-
21 sistance” for necessary expenses associated with the miti-
22 gation of fishery disasters, \$300,000,000, to remain avail-
23 able until expended: *Provided*, That such funds shall be
24 used for mitigating the effects of commercial fishery fail-

1 ures and fishery resource disasters declared by the Sec-
2 retary of Commerce.

3 DEPARTMENT OF JUSTICE

4 FEDERAL PRISON SYSTEM

5 BUILDINGS AND FACILITIES

6 For an additional amount for “Buildings and Facili-
7 ties”, \$182,000,000, to remain available until expended.

8 SCIENCE

9 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

10 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND

11 RESTORATION

12 For an additional amount for “Construction and En-
13 vironmental Compliance and Restoration” for repair and
14 replacement of National Aeronautics and Space Adminis-
15 tration facilities damaged by Hurricanes Ian and Nicole
16 or scheduled for derating due to deterioration,
17 \$189,400,000, to remain available until expended.

18 For an additional amount for “Construction and En-
19 vironmental Compliance and Restoration”, \$367,000,000,
20 to remain available until September 30, 2028.

21 NATIONAL SCIENCE FOUNDATION

22 RESEARCH AND RELATED ACTIVITIES

23 For an additional amount for “Research and Related
24 Activities” for necessary expenses related to damage to re-
25 search facilities and scientific equipment in calendar year

1 2022, including related to the consequences of hurricanes
2 or wildfires, \$2,500,000, to remain available until Sep-
3 tember 30, 2024.

4 For an additional amount for “Research and Related
5 Activities”, \$818,162,000, to remain available until Sep-
6 tember 30, 2024, of which \$210,000,000 shall be to imple-
7 ment the Research and Development, Competition, and
8 Innovation Act (division B of Public Law 117–167).

9
10 STEM EDUCATION

11 For an additional amount for “STEM Education”,
12 \$217,000,000, to remain available until September 30,
13 2024, of which \$125,000,000 shall be to implement the
14 Research and Development, Competition, and Innovation
15 Act (division B of Public Law 117–167).

16 RELATED AGENCIES

17 LEGAL SERVICES CORPORATION

18 PAYMENT TO THE LEGAL SERVICES CORPORATION

19 For an additional amount for “Payment to the Legal
20 Services Corporation” to carry out the purposes of the
21 Legal Services Corporation Act by providing for necessary
22 expenses related to the consequences of hurricanes, flood-
23 ing, wildfires, and other extreme weather that occurred
24 during calendar year 2022, \$20,000,000, to remain avail-
25 able until September 30, 2023: *Provided*, That none of the
funds appropriated in this Act to the Legal Services Cor-

1 poration shall be expended for any purpose prohibited or
2 limited by, or contrary to any of the provisions of, sections
3 501, 502, 503, 504, 505, and 506 of Public Law 105–
4 119, and all funds appropriated in this Act to the Legal
5 Services Corporation shall be subject to the same terms
6 and conditions set forth in such sections, except that all
7 references in sections 502 and 503 to 1997 and 1998 shall
8 be deemed to refer instead to 2022 and 2023, respectively,
9 and except that sections 501 and 503 of Public Law 104–
10 134 (referenced by Public Law 105–119) shall not apply
11 to the amount made available under this heading in this
12 Act: *Provided further*, That, for the purposes of this Act,
13 the Legal Services Corporation shall be considered an
14 agency of the United States.

15 GENERAL PROVISION—THIS TITLE

16 SEC. 201. Unobligated balances from amounts made
17 available in paragraph (1) under the heading “Procure-
18 ment, Acquisition and Construction” in the Disaster Re-
19 lief Supplemental Appropriations Act, 2022 (division B of
20 Public Law 117–43) may be used for necessary expenses
21 related to the consequences of hurricanes or wildfires in
22 calendar year 2022: *Provided*, That amounts repurposed
23 pursuant to this section that were previously designated
24 by the Congress as an emergency requirement pursuant
25 to section 4001(a)(1) and section 4001(b) of S. Con. Res.

1 14 (117th Congress), the concurrent resolution on the
 2 budget for fiscal year 2022, are designated by the Con-
 3 gress as an emergency requirement pursuant to section
 4 4001(a)(1) of such concurrent resolution and section 1(e)
 5 of H. Res. 1151 (117th Congress), as engrossed in the
 6 House of Representatives on June 8, 2022.

7 TITLE III

8 DEPARTMENT OF DEFENSE

9 DEPARTMENT OF DEFENSE—MILITARY

10 OPERATION AND MAINTENANCE

11 OPERATION AND MAINTENANCE, NAVY

12 For an additional amount for “Operation and Main-
 13 tenance, Navy”, \$82,875,000, to remain available until
 14 September 30, 2023, for necessary expenses related to the
 15 consequences of Hurricanes Ian and Fiona.

16 OPERATION AND MAINTENANCE, ARMY RESERVE

17 For an additional amount for “Operation and Main-
 18 tenance, Army Reserve”, \$6,786,000, to remain available
 19 until September 30, 2023, for necessary expenses related
 20 to the consequences of Hurricanes Ian and Fiona.

21 OPERATION AND MAINTENANCE, ARMY NATIONAL

22 GUARD

23 For an additional amount for “Operation and Main-
 24 tenance, Army National Guard”, \$16,572,000, to remain

1 available until September 30, 2023, for necessary expenses
2 related to the consequences of Hurricanes Ian and Fiona.

3 TITLE IV
4 CORPS OF ENGINEERS—CIVIL
5 DEPARTMENT OF THE ARMY
6 INVESTIGATIONS

7 For an additional amount for “Investigations” for
8 necessary expenses related to the completion, or initiation
9 and completion, of flood and storm damage reduction, in-
10 cluding shore protection, studies that are currently au-
11 thorized or that are authorized after the date of enactment
12 of this Act, to reduce risks from future floods and hurri-
13 canes, at full Federal expense, \$50,000,000, to remain
14 available until expended: *Provided*, That funds made avail-
15 able under this heading in this Act shall be for high-pri-
16 ority studies of projects in States and insular areas that
17 were impacted by Hurricanes Ian, Fiona, and Nicole: *Pro-*
18 *vided further*, That within 60 days of enactment of this
19 Act, the Chief of Engineers shall submit directly to the
20 House and Senate Committees on Appropriations a de-
21 tailed work plan for the funds provided under this heading
22 in this Act, including a list of study locations, new studies
23 selected to be initiated, the total cost for all studies, the
24 remaining cost for all ongoing studies, and a schedule by
25 fiscal year of proposed use of such funds: *Provided further*,

1 That the Secretary shall not deviate from the work plan,
2 once the plan has been submitted to the Committees on
3 Appropriations of both Houses of Congress: *Provided fur-*
4 *ther*, That beginning not later than 60 days after the en-
5 actment of this Act, the Assistant Secretary of the Army
6 for Civil Works shall provide a quarterly report directly
7 to the Committees on Appropriations of the House of Rep-
8 resentatives and the Senate detailing the allocation and
9 obligation of the funds provided under this heading in this
10 Act.

11 CONSTRUCTION

12 For an additional amount for “Construction” for nec-
13 essary expenses to address emergency situations at Corps
14 of Engineers projects, construct Corps of Engineers
15 projects, and rehabilitate and repair damages caused by
16 natural disasters to Corps of Engineers projects,
17 \$261,300,000, to remain available until expended: *Pro-*
18 *vided*, That funds made available in this paragraph in this
19 Act are available to construct flood and storm damage re-
20 duction, including shore protection, projects which are
21 currently authorized or which are authorized after the
22 date of enactment of this Act, and flood and storm damage
23 reduction, including shore protection, projects which have
24 signed Chief’s Reports as of the date of enactment of this
25 Act or which are studied using funds provided under the

1 heading “Investigations” of this Act if the Secretary de-
2 termines such projects to be technically feasible, economi-
3 cally justified, and environmentally acceptable, in States
4 and insular areas that were impacted by Hurricanes Ian,
5 Fiona, and Nicole: *Provided further*, That to the extent
6 that ongoing construction projects are constructed using
7 funding pursuant to the first proviso in this paragraph
8 in this Act, such construction shall be at full Federal ex-
9 pense: *Provided further*, That the Secretary may initiate
10 additional new construction starts with funds provided
11 pursuant to the first proviso in this paragraph in this Act:
12 *Provided further*, That using funds provided in this para-
13 graph in this Act, the non-Federal cash contribution for
14 projects eligible for funding pursuant to the first proviso
15 in this paragraph in this Act shall be financed in accord-
16 ance with the provisions of section 103(k) of Public Law
17 99–662 over a period of 30 years from the date of comple-
18 tion of the project or separable element: *Provided further*,
19 That funds made available in this paragraph in this Act
20 may be for ongoing projects that have previously received
21 funds under this heading in the Disaster Relief Appropria-
22 tions Act of 2013 (Public Law 113–2) and for which non-
23 Federal interests have entered into binding agreements
24 with the Secretary at the time of enactment of this Act:
25 *Provided further*, That projects receiving funds pursuant

1 to the preceding proviso, shall be subject to the terms and
2 conditions of Disaster Relief Appropriations Act of 2013
3 (Public Law 113–2): *Provided further*, That funds made
4 available in this paragraph in this Act may be for projects
5 that have previously received funds under this heading in
6 the Bipartisan Budget Act of 2018 (Public Law 115–123)
7 and for which non-Federal interests have entered into
8 binding agreements with the Secretary at the time of en-
9 actment of this Act: *Provided further*, That projects receiv-
10 ing funds pursuant to the preceding proviso, shall be sub-
11 ject to the terms and conditions of Bipartisan Budget Act
12 of 2018 (Public Law 115–123): *Provided further*, That
13 funds made available in this paragraph in this Act may
14 be used for projects that have previously received funds
15 under this heading in the Disaster Relief Supplemental
16 Appropriations Act of 2022 (Public Law 117–43) and for
17 which non-Federal interests have entered into binding
18 agreements with the Secretary at the time of enactment
19 of this Act: *Provided further*, That projects receiving funds
20 pursuant to the preceding proviso, shall be subject to the
21 terms and conditions of Disaster Relief Supplemental Ap-
22 propriations Act of 2022 (Public Law 117–43): *Provided*
23 *further*, That construction of ongoing projects that have
24 previously received funds under this heading from the Dis-
25 aster Relief Supplemental Appropriations Act of 2022

1 (Public Law 117–43) to complete certain features, useful
2 increments of work, or components of the project shall be
3 at full Federal expense with respect to funds provided to
4 the project under this heading in such Act or in this para-
5 graph in this Act: *Provided further*, That of the sums ap-
6 propriated in this paragraph in this Act, any sums as are
7 necessary to cover the Federal share of eligible construc-
8 tion costs for coastal harbors and channels, and for inland
9 harbors eligible to be derived from the Harbor Mainte-
10 nance Trust Fund under section 101 or section 104 of
11 the Water Resources and Development Act of 2020 shall
12 be derived from the general fund of the Treasury: *Pro-*
13 *vided further*, That for projects receiving funding in this
14 paragraph in this Act, the limitation concerning total
15 project costs in section 902 of the Water Resources Devel-
16 opment Act of 1986 (Public Law 99–662), as amended,
17 shall not apply to funds provided in this paragraph in this
18 Act: *Provided further*, That any projects using funds ap-
19 propriated in this paragraph in this Act shall be initiated
20 only after non-Federal interests have entered into binding
21 agreements with the Secretary requiring, where applicable,
22 the non-Federal interests to pay 100 percent of the oper-
23 ation, maintenance, repair, replacement, and rehabilita-
24 tion costs of the project and to hold and save the United
25 States free from damages due to the construction or oper-

1 ation and maintenance of the project, except for damages
2 due to the fault or negligence of the United States or its
3 contractors: *Provided further*, That within 60 days of en-
4 actment of this Act, the Chief of Engineers shall submit
5 directly to the House and Senate Committees on Appro-
6 priations a detailed work plan for the funds provided in
7 this paragraph in this Act, including a list of project loca-
8 tions, new construction projects selected to be initiated,
9 the total cost for all projects, and a schedule by fiscal year
10 of proposed use of such funds: *Provided further*, That the
11 Secretary shall not deviate from the work plan, once the
12 plan has been submitted to the Committees on Appropria-
13 tions of both Houses of Congress: *Provided further*, That
14 beginning not later than 60 days after the enactment of
15 this Act, the Assistant Secretary of the Army for Civil
16 Works shall provide a quarterly report directly to the
17 Committees on Appropriations of the House of Represent-
18 atives and the Senate detailing the allocation and obliga-
19 tion of the funds provided in this paragraph in this Act:
20 *Provided further*, That amounts repurposed pursuant to
21 this paragraph that were previously designated by the
22 Congress as an emergency requirement pursuant to sec-
23 tion 4001(a)(1) and section 4001(b) of S. Con. Res. 14
24 (117th Congress), the concurrent resolution on the budget
25 for fiscal year 2022, are designated by the Congress as

1 an emergency requirement pursuant to section 4001(a)(1)
2 of such concurrent resolution and section 1(e) of H. Res.
3 1151 (117th Congress), as engrossed in the House of Rep-
4 resentatives on June 8, 2022.

5 For an additional amount for “Construction”,
6 \$297,200,000, to remain available until expended: *Pro-*
7 *vided*, That of the funds made available in this paragraph
8 in this Act, \$45,000,000 shall be for flood and storm dam-
9 age reduction: *Provided further*, That of the funds made
10 available in this paragraph in this Act, \$36,575,000 shall
11 be for flood control: *Provided further*, That of the funds
12 made available in this paragraph in this Act, for flood and
13 storm damage reduction and flood control, \$43,650,000
14 shall be to continue construction of projects that prin-
15 cipally address drainage in urban areas: *Provided further*,
16 That of the funds made available in this paragraph in this
17 Act, \$36,575,000 shall be for shore protection: *Provided*
18 *further*, That of the funds made available in this para-
19 graph in this Act, \$113,550,000 shall be for major reha-
20 bilitation, construction, and related activities for rivers
21 and harbors navigation projects, of which \$10,000,000
22 shall be for authorized reimbursements: *Provided further*,
23 That of the sums appropriated in this paragraph in this
24 Act, any sums as are necessary to cover the Federal share
25 of eligible construction costs for coastal harbors and chan-

1 nels, and for inland harbors eligible to be derived from
2 the Harbor Maintenance Trust Fund under section 101
3 or section 104 of the Water Resources and Development
4 Act of 2020 shall be derived from the general fund of the
5 Treasury: *Provided further*, That of the funds made avail-
6 able in this paragraph in this Act, \$19,000,000 shall be
7 for other authorized project purposes, of which up to
8 \$11,900,000 shall be for the execution of comprehensive
9 restoration plans developed by the Corps for major bodies
10 of water: *Provided further*, That of the funds made avail-
11 able in this paragraph in this Act, \$28,500,000 shall be
12 for environmental restoration or compliance: *Provided fur-*
13 *ther*, That of the funds made available in this paragraph
14 in this Act, \$18,000,000 shall be for water-related envi-
15 ronmental infrastructure assistance to make environ-
16 mentally sound repairs and upgrades to water infrastruc-
17 ture: *Provided further*, That within 60 days of enactment
18 of this Act, the Chief of Engineers shall submit directly
19 to the House and Senate Committees on Appropriations
20 a detailed work plan for the funds provided in this para-
21 graph in this Act, including a list of project locations, the
22 total cost for all projects, and a schedule by fiscal year
23 of proposed use of such funds: *Provided further*, That the
24 Secretary shall not deviate from the work plan, once the

1 plan has been submitted to the Committees on Appropria-
2 tions of both Houses of Congress.

3 MISSISSIPPI RIVER AND TRIBUTARIES

4 For an additional amount for “Mississippi River and
5 Tributaries” for necessary expenses to address emergency
6 situations at Corps of Engineers projects in response to,
7 and rehabilitate and repair damages caused by natural
8 disasters to Corps of Engineers projects, \$15,500,000, to
9 remain available until expended: *Provided*, That of the
10 amount provided under this heading in this Act, such
11 sums as are necessary to cover the Federal share of eligi-
12 ble operation and maintenance costs for coastal harbors
13 and channels, and for inland harbors shall be derived from
14 the general fund of the Treasury: *Provided further*, That
15 within 60 days of enactment of this Act, the Chief of Engi-
16 neers shall submit directly to the House and Senate Com-
17 mittees on Appropriations a detailed work plan for the
18 funds provided under this heading in this Act: *Provided*
19 *further*, That beginning not later than 60 days after the
20 enactment of this Act, the Assistant Secretary of the Army
21 for Civil Works shall provide a quarterly report directly
22 to the Committees on Appropriations of the House of Rep-
23 resentatives and the Senate detailing the allocation and
24 obligation of the funds provided under this heading in this
25 Act.

1 OPERATION AND MAINTENANCE

2 For an additional amount for “Operation and Main-
3 tenance” for necessary expenses to dredge Federal naviga-
4 tion projects in response to, and repair damages to Corps
5 of Engineers Federal projects caused by natural disasters,
6 \$324,000,000, to remain available until expended: *Pro-*
7 *vided*, That of the amount provided in this paragraph in
8 this Act, such sums as are necessary to cover the Federal
9 share of eligible operation and maintenance costs for
10 coastal harbors and channels, and for inland harbors shall
11 be derived from the general fund of the Treasury: *Pro-*
12 *vided further*, That within 60 days of enactment of this
13 Act, the Chief of Engineers shall submit directly to the
14 House and Senate Committees on Appropriations a de-
15 tailed work plan for the funds provided in this paragraph
16 in this Act: *Provided further*, That beginning not later
17 than 60 days after the enactment of this Act, the Assist-
18 ant Secretary of the Army for Civil Works shall provide
19 a quarterly report directly to the Committees on Appro-
20 priations of the House of Representatives and the Senate
21 detailing the allocation and obligation of the funds pro-
22 vided in this paragraph in this Act.

23 For an additional amount for “Operation and Main-
24 tenance”, \$52,800,000, to remain available until ex-
25 pended: *Provided*, That of the amount provided in this

1 paragraph in this Act, \$36,000,000 shall be for necessary
2 expenses at inland waterways projects: *Provided further*,
3 That of the amount provided in this paragraph in this Act,
4 \$16,800,000 shall be for other authorized project pur-
5 poses: *Provided further*, That within 60 days of enactment
6 of this Act, the Chief of Engineers shall submit directly
7 to the House and Senate Committees on Appropriations
8 a detailed work plan for the funds provided in this para-
9 graph in this Act, including a list of project locations, the
10 total cost for all projects, and a schedule by fiscal year
11 of proposed use of such funds: *Provided further*, That the
12 Secretary shall not deviate from the work plan, once the
13 plan has been submitted to the Committees on Appropria-
14 tions of both Houses of Congress.

15 FLOOD CONTROL AND COASTAL EMERGENCIES

16 For an additional amount for “Flood Control and
17 Coastal Emergencies”, as authorized by section 5 of the
18 Act of August 18, 1941 (33 U.S.C. 701n), for necessary
19 expenses to prepare for flood, hurricane, and other natural
20 disasters and support emergency operations, repairs, and
21 other activities in response to such disasters, as authorized
22 by law, \$519,200,000, to remain available until expended:
23 *Provided*, That funding provided under this heading in
24 this Act and utilized for authorized shore protection
25 projects shall restore such projects to the full project pro-

1 file at full Federal expense: *Provided further*, That begin-
 2 ning not later than 60 days after the enactment of this
 3 Act, the Chief of Engineers shall provide a quarterly re-
 4 port directly to the Committees on Appropriations of the
 5 House of Representatives and the Senate detailing the al-
 6 location and obligation of these fund provided under this
 7 heading in this Act.

8 EXPENSES

9 For an additional amount for “Expenses” for nec-
 10 essary expenses to administer and oversee the obligation
 11 and expenditure of amounts provided in this Act for the
 12 Corps of Engineers, \$5,000,000, to remain available until
 13 expended: *Provided*, That beginning not later than 60 days
 14 after the enactment of this Act, the Chief of Engineers
 15 shall provide a quarterly report directly to the Committees
 16 on Appropriations of the House of Representatives and the
 17 Senate detailing the allocation and obligation of these fund
 18 provided under this heading in this Act.

19 DEPARTMENT OF ENERGY

20 ENERGY PROGRAMS

21 ELECTRICITY

22 For an additional amount for “Electricity”,
 23 \$1,000,000,000, to remain available until expended, to
 24 carry out activities to improve the resilience of the Puerto
 25 Rican electric grid, including grants for low and moderate

1 income households and households that include individuals
 2 with disabilities for the purchase and installation of renew-
 3 able energy, energy storage, and other grid technologies:
 4 *Provided*, That the Department of Energy shall coordinate
 5 with the Federal Emergency Management Agency and the
 6 Department of Housing and Urban Development on these
 7 activities.

8 POWER MARKETING ADMINISTRATIONS
 9 CONSTRUCTION, REHABILITATION, OPERATION AND
 10 MAINTENANCE, WESTERN AREA POWER ADMINIS-
 11 TRATION

12 For an additional amount for “Construction, Reha-
 13 bilitation, Operation and Maintenance, Western Area
 14 Power Administration”, \$520,000,000, to remain avail-
 15 able until expended, for the purchase of power and trans-
 16 mission services: *Provided*, That the amount made avail-
 17 able under this heading in this Act shall be derived from
 18 the general fund of the Treasury and shall be reimbursable
 19 from amounts collected by the Western Area Power Ad-
 20 ministration pursuant to the Flood Control Act of 1944
 21 and the Reclamation Project Act of 1939 to recover pur-
 22 chase power and wheeling expenses: *Provided further*, That
 23 of the amount made available under this heading in this
 24 Act, up to \$100,000,000 may be transferred to Western
 25 Area Power Administration’s Colorado River Basins

1 Power Marketing Fund account to be used for the same
 2 purposes as outlined under this heading.

3 TITLE V

4 INDEPENDENT AGENCIES

5 GENERAL SERVICES ADMINISTRATION

6 REAL PROPERTY ACTIVITIES

7 FEDERAL BUILDINGS FUND

8 For an additional amount to be deposited in the
 9 “Federal Buildings Fund”, \$36,788,390, to remain avail-
 10 able until expended, for necessary expenses related to the
 11 consequences of Hurricane Ian, for repair and alteration
 12 of buildings under the jurisdiction, custody and control of
 13 the Administrator of General Services, and real property
 14 management and related activities not otherwise provided
 15 for: *Provided*, That the amount provided under this head-
 16 ing in this Act may be used to reimburse the Fund for
 17 obligations incurred for this purpose prior to the date of
 18 the enactment of this Act.

19 SMALL BUSINESS ADMINISTRATION

20 DISASTER LOANS PROGRAM ACCOUNT

21 (INCLUDING TRANSFERS OF FUNDS)

22 For an additional amount for “Disaster Loans Pro-
 23 gram Account” for the cost of direct loans authorized by
 24 section 7(b) of the Small Business Act, \$858,000,000, to
 25 remain available until expended, of which \$8,000,000 shall

1 be transferred to and merged with “Office of Inspector
2 General” for audits and reviews of disaster loans and the
3 disaster loans programs; and of which \$850,000,000 may
4 be transferred to and merged with “Salaries and Ex-
5 penses” for administrative expenses to carry out the dis-
6 aster loan program or any disaster loan authorized by sec-
7 tion 7(b) of the Small Business Act.

8
9 TITLE VI
10 DEPARTMENT OF HOMELAND SECURITY
11 SECURITY, ENFORCEMENT, AND
12 INVESTIGATIONS
13 COAST GUARD
14 OPERATIONS AND SUPPORT

14 For an additional amount for “Operations and Sup-
15 port”, \$39,250,000, to remain available until September
16 30, 2024, for necessary expenses related to the con-
17 sequences of Hurricanes Fiona and Ian.

18 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS
19 For an additional amount for “Procurement, Con-
20 struction, and Improvements”, \$115,500,000, to remain
21 available until September 30, 2027, for necessary expenses
22 related to the consequences of Hurricanes Fiona and Ian.

1 PROTECTION, PREPAREDNESS, RESPONSE, AND
2 RECOVERY

3 FEDERAL EMERGENCY MANAGEMENT AGENCY

4 DISASTER RELIEF FUND

5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “Disaster Relief
7 Fund”, \$5,000,000,000, to remain available until ex-
8 pended, for major disasters declared pursuant to the Rob-
9 ert T. Stafford Disaster Relief and Emergency Assistance
10 Act (42 U.S.C. 5121 et seq.), of which \$13,000,000 shall
11 be transferred to “Office of the Inspector General—Oper-
12 ations and Support” for audits and investigations of ac-
13 tivities funded under this heading.

14 HERMIT’S PEAK/CALF CANYON FIRE ASSISTANCE

15 ACCOUNT

16 (INCLUDING TRANSFER OF FUNDS)

17 For an additional amount for “Hermit’s Peak/Calf
18 Canyon Fire Assistance Account”, \$1,450,000,000, to re-
19 main available until expended, to carry out the Hermit’s
20 Peak/Calf Canyon Fire Assistance Act, of which
21 \$1,000,000 shall be transferred to “Office of the Inspector
22 General—Operations and Support” for oversight of activi-
23 ties authorized by the Hermit’s Peak/Calf Canyon Fire
24 Assistance Act: *Provided*, That the amounts provided
25 under this heading in this Act shall be subject to the re-

1 porting requirement in the third proviso of section 136
2 of the Continuing Appropriations Act, 2023 (division A
3 of Public Law 117–180).

4 GENERAL PROVISIONS—THIS TITLE

5 SEC. 601. Notwithstanding sections 104(c) and (d)
6 of the Hermit’s Peak/Calf Canyon Fire Assistance Act (di-
7 vision G of Public Law 117–180), the Federal Emergency
8 Management Agency may compensate for the replacement
9 of water treatment facilities, to the extent necessitated by
10 the Hermit’s Peak/Calf Canyon Fire, in lieu of compen-
11 sating for temporary injury, in an amount not to exceed
12 \$140,000,000 from funds made available under the head-
13 ing “Hermit’s Peak/Calf Canyon Fire Assistance Ac-
14 count” in this Act or in section 136 of the Continuing
15 Appropriations Act, 2023 (division A of Public Law 117–
16 180).

17 SEC. 602. For necessary expenses related to pro-
18 viding customs and immigration inspection and pre-in-
19 spection services at, or in support of ports of entry, pursu-
20 ant to section 1356 of title 8, United States Code, and
21 section 58c(f) of title 19, United States Code, and in addi-
22 tion to any other funds made available for this purpose,
23 there is appropriated, out of any money in the Treasury
24 not otherwise appropriated, \$309,000,000, to offset the
25 loss of Immigration User Fee receipts collected pursuant

1 to section 286(h) of the Immigration and Nationality Act
2 (8 U.S.C. 1356(h)), and fees for certain customs services
3 collected pursuant to paragraphs (1) through (8) and
4 paragraph (10) of subsection (a) of section 13031 of the
5 Consolidated Omnibus Budget Reconciliation Act of 1985
6 (19 U.S.C. 58c(a)(1)–(8) and (a)(10)).

7 TITLE VII

8 DEPARTMENT OF THE INTERIOR

9 UNITED STATES FISH AND WILDLIFE SERVICE

10 CONSTRUCTION

11 For an additional amount for “Construction”,
12 \$247,000,000, to remain available until expended, for nec-
13 essary expenses related to the consequences of wildfires,
14 hurricanes, and other natural disasters occurring in and
15 prior to calendar year 2023, including winter storm dam-
16 ages at Midway Atoll National Wildlife Refuge.

17 NATIONAL PARK SERVICE

18 CONSTRUCTION

19 For an additional amount for “Construction”,
20 \$1,500,000,000, to remain available until expended, for
21 necessary expenses related to the consequences of
22 wildfires, hurricanes, and other natural disasters occur-
23 ring in and prior to calendar year 2023.

1 UNITED STATES GEOLOGICAL SURVEY
2 SURVEYS, INVESTIGATIONS, AND RESEARCH

3 For an additional amount for “Surveys, Investiga-
4 tions, and Research”, \$41,040,000, to remain available
5 until expended, for necessary expenses related to the con-
6 sequences of wildfires, hurricanes, and other natural disas-
7 ters occurring in and prior to calendar year 2023.

8 INDIAN AFFAIRS

9 BUREAU OF INDIAN AFFAIRS

10 OPERATION OF INDIAN PROGRAMS

11 For an additional amount for “Operation of Indian
12 Programs”, \$44,500,000, to remain available until ex-
13 pended, for necessary expenses related to the consequences
14 of wildfires, hurricanes, and other natural disasters occur-
15 ring in and prior to calendar year 2023.

16 CONSTRUCTION

17 For an additional amount for “Construction”,
18 \$2,500,000, to remain available until expended, for nec-
19 essary expenses related to the consequences of wildfires,
20 hurricanes, and other natural disasters occurring in and
21 prior to calendar year 2023.

22 BUREAU OF INDIAN EDUCATION

23 EDUCATION CONSTRUCTION

24 For an additional amount for “Education Construc-
25 tion”, \$90,465,000, to remain available until expended,

1 for necessary expenses related to the consequences of
 2 flooding at the To'Hajiilee Community School.

3 DEPARTMENTAL OFFICES

4 DEPARTMENT-WIDE PROGRAMS

5 WILDLAND FIRE MANAGEMENT

6 For an additional amount for "Wildland Fire Man-
 7 agement", \$75,000,000, to remain available until ex-
 8 pended, for wildland fire suppression activities.

9 For an additional amount for "Wildland Fire Man-
 10 agement", \$429,000,000, to remain available until ex-
 11 pended: *Provided*, That of the funds provided under this
 12 paragraph in this Act, \$383,657,000 shall be available for
 13 wildfire suppression operations, and is provided to meet
 14 the terms of section 4004(b)(5)(B) of S. Con. Res. 14
 15 (117th Congress), the concurrent resolution on the budget
 16 for fiscal year 2022, and section 1(g)(2) of H. Res. 1151
 17 (117th Congress), as engrossed in the House of Rep-
 18 resentatives on June 8, 2022: *Provided further*, That of
 19 the funds provided under this paragraph in this Act,
 20 \$45,343,000 shall be available for fire preparedness.

21 ENVIRONMENTAL PROTECTION AGENCY

22 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

23 PROGRAM

24 For an additional amount for "Leaking Underground
 25 Storage Tank Trust Fund Program", \$1,000,000, to re-

1 main available until expended, for necessary expenses re-
2 lated to the consequences of Hurricanes Fiona and Ian.

3 STATE AND TRIBAL ASSISTANCE GRANTS

4 For an additional amount for “State and Tribal As-
5 sistance Grants”, \$1,067,210,000, to remain available
6 until expended, of which \$665,210,000 shall be for capital-
7 ization grants for the Clean Water State Revolving Funds
8 under title VI of the Federal Water Pollution Control Act,
9 and of which \$402,000,000 shall be for capitalization
10 grants under section 1452 of the Safe Drinking Water
11 Act: *Provided*, That notwithstanding section 604(a) of the
12 Federal Water Pollution Control Act and section
13 1452(a)(1)(D) of the Safe Drinking Water Act, funds ap-
14 propriated under this paragraph in this Act shall be pro-
15 vided to States or Territories in EPA Regions 2 and 4
16 in amounts determined by the Administrator for waste-
17 water treatment works and drinking water facilities im-
18 pacted by Hurricanes Fiona and Ian: *Provided further*,
19 That States or Territories shall prioritize funds, as appro-
20 priate, to Tribes and disadvantaged communities: *Pro-*
21 *vided further*, That notwithstanding the requirements of
22 section 603(i) of the Federal Water Pollution Control Act
23 and section 1452(d) of the Safe Drinking Water Act, for
24 the funds appropriated under this paragraph in this Act,
25 each State shall use 100 percent of the amount of its cap-

1 italization grants to provide additional subsidization to eli-
2 gible recipients in the form of forgiveness of principal,
3 negative interest loans or grants, or any combination of
4 these: *Provided further*, That the funds appropriated
5 under this paragraph in this Act shall be used for eligible
6 projects whose purpose is to reduce flood or fire damage
7 risk and vulnerability or to enhance resiliency to rapid hy-
8 drologic change or natural disaster at treatment works,
9 as defined by section 212 of the Federal Water Pollution
10 Control Act, or any eligible facilities under section 1452
11 of the Safe Drinking Water Act, and for other eligible
12 tasks at such treatment works or facilities necessary to
13 further such purposes: *Provided further*, That the funds
14 provided under this paragraph in this Act shall not be sub-
15 ject to the matching or cost share requirements of section
16 1452(e) of the Safe Drinking Water Act: *Provided further*,
17 That funds provided under this paragraph in this Act shall
18 not be subject to the matching or cost share requirements
19 of sections 602(b)(2), 602(b)(3), or 202 of the Federal
20 Water Pollution Control Act: *Provided further*, That the
21 Administrator of the Environmental Protection Agency
22 may retain up to \$1,000,000 of the funds appropriated
23 under this paragraph in this Act for management and
24 oversight.

1 For an additional amount for “State and Tribal As-
2 sistance Grants”, \$150,000,000, to remain available until
3 expended, for technical assistance and grants under sec-
4 tion 1442(b) of the Safe Drinking Water Act (42 U.S.C.
5 300j–1(b)) in areas where the President declared an emer-
6 gency in August of fiscal year 2022 pursuant to the Rob-
7 ert T. Stafford Disaster Relief and Emergency Assistance
8 Act (42 U.S.C. 5121 et seq.): *Provided*, That the Adminis-
9 trator of the Environmental Protection Agency may retain
10 up to three percent of the amounts made available under
11 this paragraph in this Act for salaries, expenses, and ad-
12 ministration: *Provided further*, That the agency shall sub-
13 mit an annual report to the Committees on Appropriations
14 until all funds have been obligated, with a status on the
15 use of funds for this effort.

16 For an additional amount for “State and Tribal As-
17 sistance Grants”, \$450,000,000, to remain available until
18 expended, for capitalization grants under section 1452 of
19 the Safe Drinking Water Act (42 U.S.C. 300j–12): *Pro-*
20 *vided*, That notwithstanding section 1452(a)(1)(D) of the
21 Safe Drinking Water Act, funds appropriated under this
22 paragraph in this Act shall be provided to States or Terri-
23 tories in EPA Region 4 in amounts determined by the Ad-
24 ministrator in areas where there the President declared
25 an emergency in August of fiscal year 2022 pursuant to

1 the Robert T. Stafford Disaster Relief and Emergency As-
 2 sistance Act (42 U.S.C. 5121 et seq.): *Provided further*,
 3 That notwithstanding the requirements of section 1452(d)
 4 of the Safe Drinking Water Act, for the funds appro-
 5 priated under this paragraph in this Act, each State shall
 6 use 100 percent of the amount of its capitalization grants
 7 to provide additional subsidization to eligible recipients in
 8 the form of forgiveness of principal, grants, negative inter-
 9 est loans, other loan forgiveness, and through buying, refi-
 10 nancing, or restructuring debt or any combination thereof:
 11 *Provided further*, That the funds provided under this para-
 12 graph in this Act shall not be subject to the matching or
 13 cost share requirements of section 1452(e) of the Safe
 14 Drinking Water Act: *Provided further*, That the Adminis-
 15 trator of the Environmental Protection Agency may retain
 16 up to \$1,000,000 of the funds appropriated under this
 17 paragraph in this Act for management and oversight.

18 RELATED AGENCIES

19 DEPARTMENT OF AGRICULTURE

20 FOREST SERVICE

21 FOREST AND RANGELAND RESEARCH

22 For an additional amount for “Forest and Rangeland
 23 Research”, \$2,000,000, to remain available until ex-
 24 pended, for necessary expenses related to the consequences

1 of calendar year 2020, 2021, and 2022 wildfires, hurri-
2 canes, and other natural disasters.

3 STATE AND PRIVATE FORESTRY

4 For an additional amount for “State and Private
5 Forestry”, \$148,000,000, to remain available until ex-
6 pended, for necessary expenses related to the consequences
7 of calendar year 2020, 2021, and 2022 wildfires, hurri-
8 canes, and other natural disasters: *Provided*, That of the
9 amounts made available under this heading in this Act,
10 up to \$20,000,000 is for grants to states to support eco-
11 nomic recovery activities in communities damaged by hur-
12 ricanes or wildfire: *Provided further*, That of the amounts
13 made available under this heading in this Act, no less than
14 \$100,000,000 is for cooperative lands forest management
15 activities.

16 NATIONAL FOREST SYSTEM

17 For an additional amount for “National Forest Sys-
18 tem”, \$210,000,000, to remain available until expended,
19 for necessary expenses related to the consequences of cal-
20 endar year 2020, 2021, and 2022 wildfires, hurricanes,
21 and other natural disasters, including for high priority
22 post-hurricane or post-wildfire restoration for watershed
23 protection, public access and critical habitat, hazardous
24 fuels mitigation for community protection, and burned
25 area recovery.

1 CAPITAL IMPROVEMENT AND MAINTENANCE

2 For an additional amount for “Capital Improvement
3 and Maintenance”, \$150,000,000, to remain available
4 until expended, for necessary expenses related to the con-
5 sequences of calendar year 2020, 2021, and 2022
6 wildfires, hurricanes, and other natural disasters.

7 WILDLAND FIRE MANAGEMENT

8 For an additional amount for “Wildland Fire Man-
9 agement”, \$375,000,000, to remain available until ex-
10 pended, for wildland fire suppression activities.

11 For an additional amount for “Wildland Fire Man-
12 agement”, \$1,171,000,000, to remain available until ex-
13 pended: *Provided*, That of the funds provided under this
14 paragraph in this Act, \$1,011,000,000 shall be available
15 for wildfire suppression operations, and is provided to
16 meet the terms of section 4004(b)(5)(B) of S. Con. Res.
17 14 (117th Congress), the concurrent resolution on the
18 budget for fiscal year 2022, and section 1(g)(2) of H. Res.
19 1151 (117th Congress), as engrossed in the House of Rep-
20 resentatives on June 8, 2022: *Provided further*, That of
21 the funds provided under this paragraph in this Act,
22 \$160,000,000 shall be available for forest fire
23 presuppression.

1 TITLE VIII
2 DEPARTMENT OF HEALTH AND HUMAN
3 SERVICES
4 CENTERS FOR DISEASE CONTROL AND PREVENTION
5 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT

6 For an additional amount for “CDC-Wide Activities
7 and Program Support”, \$86,000,000, to remain available
8 until September 30, 2024, for necessary expenses directly
9 related to the consequences of Hurricanes Fiona and Ian:
10 *Provided*, That funds appropriated under this heading in
11 this Act may be made available to restore amounts, either
12 directly or through reimbursement, for obligations in-
13 curred for such purposes, prior to the date of enactment
14 of this Act.

15 NATIONAL INSTITUTES OF HEALTH
16 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
17 SCIENCES
18 For an additional amount for “National Institute of
19 Environmental Health Sciences”, \$2,500,000, to remain
20 available until expended, for necessary expenses in car-
21 rying out activities set forth in section 311(a) of the Com-
22 prehensive Environmental Response, Compensation, and
23 Liability Act of 1980 (42 U.S.C. 9660(a)) and section
24 126(g) of the Superfund Amendments and Reauthoriza-
25 tion Act of 1986 related to the consequences of major dis-

1 asters declared pursuant to the Robert T. Stafford Dis-
2 aster Relief and Emergency Assistance Act (42 U.S.C.
3 5121 et seq.) in 2022.

4 OFFICE OF THE DIRECTOR

5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for “Office of the Direc-
7 tor”, \$25,000,000, to remain available until September
8 30, 2024, for necessary expenses directly related to the
9 consequences of Hurricanes Fiona and Ian: *Provided*,
10 That funds appropriated under this heading in this Act
11 may be made available to restore amounts, either directly
12 or through reimbursement, for obligations incurred for
13 such purposes, prior to the date of enactment of this Act:
14 *Provided further*, That funds appropriated under this
15 heading in this Act may be transferred to the accounts
16 of Institutes and Centers of the National Institutes of
17 Health (NIH): *Provided further*, That this transfer au-
18 thority is in addition to any other transfer authority avail-
19 able to the NIH.

20 ADMINISTRATION FOR CHILDREN AND FAMILIES

21 LOW INCOME HOME ENERGY ASSISTANCE

22 For an additional amount for “Low Income Home
23 Energy Assistance”, \$1,000,000,000, to remain available
24 until September 30, 2023, for making payments under
25 subsection (b) of section 2602 of the Low-Income Home

1 Energy Assistance Act of 1981 (42 U.S.C. 8621 et seq.):
2 *Provided*, That of the funds made available under this
3 heading in this Act, \$500,000,000 shall be allocated as
4 though the total appropriation for such payments for fiscal
5 year 2023 was less than \$1,975,000,000.

6 For an additional amount for “Low Income Home
7 Energy Assistance”, \$2,500,000,000, to remain available
8 until September 30, 2023, for making payments under
9 subsection (b) of section 2602 of the Low-Income Home
10 Energy Assistance Act of 1981 (42 U.S.C. 8621 et seq.).

11 PAYMENTS TO STATES FOR THE CHILD CARE AND
12 DEVELOPMENT BLOCK GRANT

13 For an additional amount for “Payments to States
14 for the Child Care and Development Block Grant”,
15 \$100,000,000, to remain available through September 30,
16 2024, for necessary expenses directly related to the con-
17 sequences of Hurricanes Fiona and Ian, including activi-
18 ties authorized under section 319(a) of the Public Health
19 Service Act: *Provided*, That the Secretary shall allocate
20 such funds to States, Territories, and tribes based on as-
21 sessed need notwithstanding sections 658J and 658O of
22 the Child Care and Development Block Grant Act of 1990:
23 *Provided further*, That not to exceed 2 percent of funds
24 appropriated under this heading in this Act may be re-
25 served, to remain available until expended, for Federal ad-

1 ministration costs: *Provided further*, That such funds may
2 be used for alteration, renovation, construction, equip-
3 ment, and other capital improvement costs, including for
4 child care facilities without regard to section 658F(b) of
5 such Act, and for other expenditures related to child care,
6 as necessary to meet the needs of areas affected by Hurri-
7 canes Fiona and Ian: *Provided further*, That funds made
8 available under this heading in this Act may be used with-
9 out regard to section 658G of such Act and with amounts
10 allocated for such purposes excluded from the calculation
11 of percentages under subsection 658E(c)(3) of such Act:
12 *Provided further*, That notwithstanding section 658J(e) of
13 such Act, funds allotted to a State may be obligated by
14 the State in that fiscal year or the succeeding three fiscal
15 years: *Provided further*, That Federal interest provisions
16 will not apply to the renovation or construction of pri-
17 vately-owned family child care homes, and the Secretary
18 shall develop parameters on the use of funds for family
19 child care homes: *Provided further*, That the Secretary
20 shall not retain Federal interest after a period of 10 years
21 (from the date on which the funds are made available to
22 purchase or improve the property) in any facility ren-
23 ovated or constructed with funds made available under
24 this heading in this Act: *Provided further*, That funds
25 made available under this heading in this Act shall not

1 be available for costs that are reimbursed by the Federal
2 Emergency Management Agency, under a contract for in-
3 surance, or by self-insurance: *Provided further*, That funds
4 appropriated under this heading in this Act may be made
5 available to restore amounts, either directly or through re-
6 imbursement, for obligations incurred for such purposes,
7 prior to the date of enactment of this Act.

8 CHILDREN AND FAMILIES SERVICES PROGRAMS

9 For an additional amount for “Children and Families
10 Services Programs”, \$408,000,000, to remain available
11 until September 30, 2027, for necessary expenses directly
12 related to the consequences of Hurricanes Fiona and Ian,
13 including activities authorized under section 319(a) of the
14 Public Health Service Act: *Provided*, That \$345,000,000
15 of the amount provided under this heading in this Act
16 shall be for Head Start programs, including making pay-
17 ments under the Head Start Act: *Provided further*, That
18 none of funds made available in the preceding proviso shall
19 be included in the calculation of the “base grant” in subse-
20 quent fiscal years, as such term is defined in sections
21 640(a)(7)(A) of the Head Start Act: *Provided further*,
22 That funds made available in first proviso are not subject
23 to the allocation requirements of section 640(a) of the
24 Head Start Act or the matching requirements of section
25 640(b) of such Act: *Provided further*, That \$10,000,000

1 of the amount provided under this heading in this Act
2 shall be for payments to States, Territories, and tribes for
3 activities authorized under subpart 1 of part B of title
4 IV of the Social Security Act, with such funds allocated
5 based on assessed need notwithstanding section 423 of
6 such Act and paid without regard to percentage limita-
7 tions in subsections (a), (c), or (e) in section 424 of such
8 Act: *Provided further*, That \$10,000,000 of the amount
9 provided under this heading in this Act shall be for pay-
10 ments to States, Territories, tribes, and coalitions for car-
11 rying out sections 303(a) and 303(b) of the Family Vio-
12 lence Prevention and Services Act, notwithstanding the
13 matching requirements in section 306(c)(4) of such Act
14 and allocated based on assessed need, notwithstanding
15 section 303(a)(2) of such Act: *Provided further*, That the
16 Secretary may make funds made available under the pre-
17 ceding proviso available for providing temporary housing
18 and assistance to victims of family, domestic, and dating
19 violence: *Provided further*, That funds made available by
20 the fifth proviso shall be available for expenditure, by a
21 State, Territory, tribe, coalition, or any recipient of funds
22 from a grant, through the end of fiscal year 2027: *Pro-*
23 *vided further*, That \$25,000,000 of the amount made
24 available under this heading in this Act shall be for pay-
25 ments to States, territories, and tribes authorized under

1 the Community Services Block Grant Act, with such funds
2 allocated based on assessed need, notwithstanding sections
3 674(b), 675A, and 675B of such Act: *Provided further*,
4 That notwithstanding section 676(b)(8) of the Community
5 Services Block Grant Act, each State, Territory, or tribe
6 receiving funds made available under the preceding pro-
7 viso may allocate funds to eligible entities based on as-
8 sessed need: *Provided further*, That for services furnished
9 under the CSBG Act with funds appropriated under this
10 heading in this Act, a State, territory or tribe that receives
11 a supplemental grant award may apply the last sentence
12 of section 673(2) of the CSBG Act by substituting “200
13 percent” for “125 percent”: *Provided further*, That funds
14 made available under this heading in this Act may be used
15 for alteration, renovation, construction, equipment, and
16 other capital improvement costs as necessary to meet the
17 needs of areas affected by Hurricanes Fiona and Ian: *Pro-*
18 *vided further*, That the Secretary shall not retain Federal
19 interest after a period of 10 years (from the date on which
20 the funds are made available to purchase or improve the
21 property) in any facility renovated, repaired, or rebuilt
22 with funds appropriated under this heading in this Act,
23 with the exception of funds appropriated for Head Start
24 programs: *Provided further*, That funds made available
25 under this heading in this Act shall not be available for

1 costs that are reimbursed by the Federal Emergency Man-
 2 agement Agency, under a contract for insurance, or by
 3 self-insurance: *Provided further*, That up to \$18,000,000,
 4 to remain available until expended, shall be available for
 5 Federal administrative expenses: *Provided further*, That
 6 funds appropriated under this heading in this Act may be
 7 made available to restore amounts, either directly or
 8 through reimbursement, for obligations incurred for such
 9 purposes, prior to the date of enactment of this Act.

10 OFFICE OF THE SECRETARY
 11 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
 12 FUND
 13 (INCLUDING TRANSFERS OF FUNDS)

14 For an additional amount for “Public Health and So-
 15 cial Services Emergency Fund”, \$128,792,000, to remain
 16 available until September 30, 2024, for necessary expenses
 17 directly related to the consequences of Hurricanes Fiona
 18 and Ian, including activities authorized under section
 19 319(a) of the Public Health Service Act (referred to under
 20 this heading as the “PHS Act”): *Provided*, That funds
 21 made available under this heading in this Act may be used
 22 for alteration, renovation, construction, equipment, and
 23 other capital improvement costs as necessary to meet the
 24 needs of areas affected by Hurricanes Fiona and Ian: *Pro-*
 25 *vided further*, That funds made available under this head-

1 ing in this Act may be used for the purchase or hire of
2 vehicles: *Provided further*, That of the amount made avail-
3 able under this heading in this Act, \$65,000,000 shall be
4 transferred to “Health Resources and Services Adminis-
5 tration—Primary Health Care” for expenses directly re-
6 lated to a disaster or emergency for disaster response and
7 recovery, for the Health Centers Program under section
8 330 of the PHS Act, including alteration, renovation, con-
9 struction, equipment, and other capital improvement costs
10 as necessary to meet the needs of areas affected by a dis-
11 aster or emergency: *Provided further*, That the time limita-
12 tion in section 330(e)(3) of the PHS Act shall not apply
13 to funds made available under the preceding proviso: *Pro-*
14 *vided further*, That of the amount made available under
15 this heading in this Act, not less than \$22,000,000 shall
16 be transferred to “Substance Abuse and Mental Health
17 Services Administration—Health Surveillance and Pro-
18 gram Support” for grants, contracts, and cooperative
19 agreements for behavioral health treatment (including
20 screening and diagnosis), treatment of substance use dis-
21 orders (including screening and diagnosis), crisis coun-
22 seling, and other related helplines, and for other similar
23 programs to provide support to individuals impacted by
24 a disaster or emergency: *Provided further*, That of the
25 amount made available under this heading in this Act, not

1 less than \$15,000,000 shall be transferred to “Adminis-
2 tration for Community Living—Aging and Disability
3 Services Programs” for necessary expenses directly related
4 to the consequences of Hurricanes Fiona and Ian: *Pro-*
5 *vided further*, That funds made available under the pre-
6 ceding proviso are not subject to the allotment, reserva-
7 tion, matching, or application and State and area require-
8 ments of the Older Americans Act of 1965 and Rehabilita-
9 tion Act of 1973: *Provided further*, That of the amount
10 made available under this heading in this Act, not less
11 than \$392,000 shall be transferred to “Food and Drug
12 Administration—Buildings and Facilities” for costs re-
13 lated to repair of facilities, for replacement of equipment,
14 and for other increases in facility-related costs due to the
15 consequences of Hurricanes Fiona and Ian: *Provided fur-*
16 *ther*, That of the amount made available under this head-
17 ing in this Act, up to \$2,000,000, to remain available until
18 expended, shall be transferred to “Office of the Sec-
19 retary—Office of Inspector General” for oversight of ac-
20 tivities responding to such disasters or emergencies.

21 GENERAL PROVISIONS—THIS TITLE

22 SEC. 801. (a) IN GENERAL.—As the Secretary of
23 Health and Human Services determines necessary to re-
24 spond to a critical hiring need for emergency response po-
25 sitions, after providing public notice and without regard

1 to the provisions of sections 3309 through 3319 of title
2 5, United States Code, the Secretary may appoint can-
3 didates directly to the following positions, consistent with
4 subsection (b), to perform critical work directly relating
5 to the consequences of Hurricanes Fiona and Ian:

6 (1) Intermittent disaster-response personnel in
7 the National Disaster Medical System, under section
8 2812 of the Public Health Service Act (42 U.S.C.
9 300hh-11).

10 (2) Term or temporary related positions in the
11 Centers for Disease Control and Prevention and the
12 Office of the Assistant Secretary for Preparedness
13 and Response.

14 (b) EXPIRATION.—The authority under subsection
15 (a) shall expire 270 days after the date of enactment of
16 this section.

17 SEC. 802. Not later than 45 days after the date of
18 enactment of this Act, the agencies receiving funds appro-
19 priated by this title shall provide a detailed operating plan
20 of anticipated uses of funds made available in this title
21 by State and Territory, and by program, project, and ac-
22 tivity, to the Committees on Appropriations: *Provided*,
23 That no such funds shall be obligated before the operating
24 plans are provided to the Committees: *Provided further*,
25 That such plans shall be updated, including obligations to

1 date and anticipated use of funds made available in this
2 title, and submitted to the Committees on Appropriations
3 biweekly until all such funds are expended.

4 TITLE IX

5 DEPARTMENT OF DEFENSE

6 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

7 For an additional amount for “Military Construction,
8 Navy and Marine Corps”, \$41,040,000, to remain avail-
9 able until September 30, 2025, for necessary expenses re-
10 lated to the consequences of Hurricanes Ian and Fiona:
11 *Provided*, That, not later than 60 days after the date of
12 enactment of this Act, the Secretary of the Navy, or their
13 designee, shall submit to the Committees on Appropria-
14 tions of the House of Representatives and the Senate an
15 expenditure plan for funds provided under this heading
16 in this Act: *Provided further*, That such funds may be obli-
17 gated or expended for planning and design and military
18 construction projects not otherwise authorized by law.

19 TITLE X

20 DEPARTMENT OF TRANSPORTATION

21 FEDERAL HIGHWAY ADMINISTRATION

22 EMERGENCY RELIEF PROGRAM

23 For an additional amount for the “Emergency Relief
24 Program” as authorized under section 125 of title 23,
25 United States Code, \$803,000,000, to remain available

1 until expended: *Provided*, That notwithstanding subsection
2 (e) of section 120 of title 23, United States Code, for this
3 fiscal year and hereafter, the Federal share for Emergency
4 Relief funds made available under section 125 of such title
5 to respond to damage caused by Hurricane Fiona, shall
6 be 100 percent.

7 FEDERAL TRANSIT ADMINISTRATION

8 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

9 For an additional amount for “Public Transportation
10 Emergency Relief Program” as authorized under section
11 5324 of title 49, United States Code, \$213,905,338, to
12 remain available until expended, for transit systems af-
13 fected by major declared disasters occurring in calendar
14 years 2017, 2020, 2021, and 2022: *Provided*, That not
15 more than three-quarters of 1 percent of the funds for
16 public transportation emergency relief shall be available
17 for administrative expenses and ongoing program manage-
18 ment oversight as authorized under sections 5334 and
19 5338(c)(2) of such title and shall be in addition to any
20 other appropriations for such purpose.

1 DEPARTMENT OF HOUSING AND URBAN
2 DEVELOPMENT
3 PUBLIC AND INDIAN HOUSING
4 TENANT-BASED RENTAL ASSISTANCE

5 For an additional amount for “Tenant-Based Rental
6 Assistance”, \$2,653,580,000, to remain available until ex-
7 pended, for activities specified in paragraph (1) (excluding
8 any set-asides) of such heading in title II of division L
9 of this consolidated Act.

10 COMMUNITY PLANNING AND DEVELOPMENT
11 COMMUNITY DEVELOPMENT FUND
12 (INCLUDING TRANSFERS OF FUNDS)

13 For an additional amount for “Community Develop-
14 ment Fund”, \$3,000,000,000, to remain available until
15 expended, for the same purposes and under the same
16 terms and conditions as funds appropriated under such
17 heading in title VIII of the Disaster Relief Supplemental
18 Appropriations Act, 2022 (division B of Public Law 117–
19 43), except that such amounts shall be for major disasters
20 that occurred in 2022 or later until such funds are fully
21 allocated and the fourth, twentieth, and twenty-first pro-
22 visos under such heading in such Act shall not apply: *Pro-*
23 *vided*, That amounts made available under this heading
24 in this Act and under such heading in such Act may be
25 used by a grantee to assist utilities as part of a disaster-

1 related eligible activity under section 105(a) of the Hous-
2 ing and Community Development Act of 1974 (42 U.S.C.
3 5305(a)): *Provided further*, That of the amounts made
4 available under this heading in this Act, up to
5 \$10,000,000 shall be made available for capacity building
6 and technical assistance, including assistance on con-
7 tracting and procurement processes, to support States,
8 units of general local government, or Indian tribes (and
9 their subrecipients) that receive allocations related to
10 major disasters under this heading in this, prior, or future
11 Acts: *Provided further*, That of the amounts made avail-
12 able under this heading in this Act, up to \$5,000,000 shall
13 be transferred to “Department of Housing and Urban De-
14 velopment—Program Office Salaries and Expenses—
15 Community Planning and Development” for necessary
16 costs, including information technology costs, of admin-
17 istering and overseeing the obligation and expenditure of
18 amounts made available under this heading in this Act or
19 any prior or future Act that makes amounts available for
20 purposes related to major disasters under such heading:
21 *Provided further*, That the amount specified in the pre-
22 ceding proviso shall be combined with funds appropriated
23 under this same heading for this same purpose in any
24 prior Acts and the aggregate of such amounts shall be
25 available for the costs of administering and overseeing any

1 funds appropriated to the Department related to major
2 disasters in this, prior, or future Acts, notwithstanding the
3 purposes for which such funds were appropriated: *Pro-*
4 *vided further*, That of the amounts made available under
5 this heading in this Act, up to \$5,000,000 shall be trans-
6 ferred to “Department of Housing and Urban Develop-
7 ment—Office of the Inspector General” for necessary
8 costs of overseeing and auditing amounts made available
9 under this heading in this Act or any prior or future Act
10 that makes amounts available for purposes related to
11 major disasters under such heading: *Provided further*,
12 That amounts repurposed under this heading that were
13 previously designated by the Congress as an emergency
14 requirement pursuant to the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985 or a concurrent resolu-
16 tion on the budget are designated by the Congress as an
17 emergency requirement pursuant to section 4001(a)(1) of
18 S. Con. Res. 14 (117th Congress), the concurrent resolu-
19 tion on the budget for fiscal year 2022, and section 1(e)
20 of H. Res. 1151 (117th Congress), as engrossed in the
21 House of Representatives on June 8, 2022.

1 HOUSING PROGRAMS

2 PROJECT-BASED RENTAL ASSISTANCE

3 For an additional amount for “Project-Based Rental
4 Assistance”, \$969,420,000, to remain available until ex-
5 pended.

6 TITLE XI

7 GENERAL PROVISIONS—THIS ACT

8 SEC. 1101. Each amount appropriated or made avail-
9 able by this Act is in addition to amounts otherwise appro-
10 priated for the fiscal year involved.

11 SEC. 1102. No part of any appropriation contained
12 in this Act shall remain available for obligation beyond
13 the current fiscal year unless expressly so provided herein.

14 SEC. 1103. Unless otherwise provided for by this Act,
15 the additional amounts appropriated by this Act to appro-
16 priations accounts shall be available under the authorities
17 and conditions applicable to such appropriations accounts
18 for fiscal year 2023.

19 SEC. 1104. Each amount provided by this Act is des-
20 ignated by the Congress as being for an emergency re-
21 quirement pursuant to section 4001(a)(1) of S. Con. Res.
22 14 (117th Congress), the concurrent resolution on the
23 budget for fiscal year 2022, and section 1(e) of H. Res.
24 1151 (117th Congress), as engrossed in the House of Rep-
25 resentatives on June 8, 2022.

1 This Act may be cited as the “Disaster Relief Supple-
2 mental Appropriations Act, 2023”.

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