

116<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 268

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## AN ACT

Making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 That the following sums are hereby appropriated, out of  
2 any money in the Treasury not otherwise appropriated,  
3 and out of applicable corporate or other revenues, receipts,  
4 and funds, for the several departments, agencies, corpora-  
5 tions, and other organizational units of Government for  
6 fiscal year 2019, and for other purposes, namely:

7 TITLE I

8 DEPARTMENT OF AGRICULTURE

9 AGRICULTURAL PROGRAMS

10 PROCESSING, RESEARCH AND MARKETING

11 OFFICE OF THE SECRETARY

12 For an additional amount for the “Office of the Sec-  
13 retary”, \$1,105,442,000 (increased by \$1,900,000,000),  
14 which shall remain available until December 31, 2020, for  
15 necessary expenses related to losses of crops (including  
16 milk and harvested adulterated wine grapes), trees,  
17 bushes, and vines, as a consequence of Hurricanes Michael  
18 or Florence, other hurricanes, typhoons, volcanic activity,  
19 or wildfires occurring in calendar year 2018 under such  
20 terms and conditions as determined by the Secretary: *Pro-*  
21 *vided*, That the Secretary may provide assistance for such  
22 losses in the form of block grants to eligible states and  
23 territories and such assistance may include compensation  
24 to producers, as determined by the Secretary, for past or  
25 future crop insurance premiums, forest restoration, and

1 poultry and livestock losses: *Provided further*, That of the  
2 amounts provided under this heading, tree assistance pay-  
3 ments may be made under section 1501(e) of the Agricul-  
4 tural Act of 2014 (7 U.S.C. 9081(e)) to eligible orchard-  
5 ists or nursery tree growers (as defined in such section)  
6 of pecan trees with a tree mortality rate that exceeds 7.5  
7 percent (adjusted for normal mortality) and is less than  
8 15 percent (adjusted for normal mortality), to be available  
9 until expended, for losses incurred during the period be-  
10 ginning January 1, 2018, and ending December 31, 2018:  
11 *Provided further*, That in the case of producers impacted  
12 by volcanic activity that resulted in the loss of crop land,  
13 or access to crop land, the Secretary shall consider all  
14 measures available, as appropriate, to bring replacement  
15 land into production: *Provided further*, That the total  
16 amount of payments received under this heading and ap-  
17 plicable policies of crop insurance under the Federal Crop  
18 Insurance Act (7 U.S.C. 1501 et seq.) or the Noninsured  
19 Crop Disaster Assistance Program (NAP) under section  
20 196 of the Federal Agriculture Improvement and Reform  
21 Act of 1996 (7 U.S.C. 7333) shall not exceed 90 percent  
22 of the loss as determined by the Secretary: *Provided fur-*  
23 *ther*, That the total amount of payments received under  
24 this heading for producers who did not obtain a policy or  
25 plan of insurance for an insurable commodity for the ap-

1 plicable crop year under the Federal Crop Insurance Act  
2 (7 U.S.C. 1501 et seq.) for the crop incurring the losses  
3 or did not file the required paperwork and pay the service  
4 fee by the applicable State filing deadline for a noninsur-  
5 able commodity for the applicable crop year under NAP  
6 for the crop incurring the losses shall not exceed 70 per-  
7 cent of the loss as determined by the Secretary: *Provided*  
8 *further*, That producers receiving payments under this  
9 heading, as determined by the Secretary, shall be required  
10 to purchase crop insurance where crop insurance is avail-  
11 able for the next two available crop years, excluding tree  
12 insurance policies, and producers receiving payments  
13 under this heading shall be required to purchase coverage  
14 under NAP where crop insurance is not available in the  
15 next two available crop years, as determined by the Sec-  
16 retary: *Provided further*, That, not later than 120 days  
17 after the end of fiscal year 2019, the Secretary shall sub-  
18 mit a report to the Congress specifying the type, amount,  
19 and method of such assistance by state and territory: *Pro-*  
20 *vided further*, That such amount is designated by the Con-  
21 gress as being for an emergency requirement pursuant to  
22 section 251(b)(2)(A)(i) of the Balanced Budget and  
23 Emergency Deficit Control Act of 1985.

## 1 FARM SERVICE AGENCY

## 2 EMERGENCY FOREST RESTORATION PROGRAM

3 For an additional amount for the “Emergency Forest  
4 Restoration Program”, for necessary expenses related to  
5 the consequences of Hurricanes Michael and Florence and  
6 wildfires occurring in calendar year 2018, and other nat-  
7 ural disasters, \$480,000,000, to remain available until ex-  
8 pended: *Provided*, That such amount is designated by the  
9 Congress as being for an emergency requirement pursuant  
10 to section 251(b)(2)(A)(i) of the Balanced Budget and  
11 Emergency Deficit Control Act of 1985.

## 12 NATURAL RESOURCES CONSERVATION SERVICE

## 13 WATERSHED AND FLOOD PREVENTION OPERATIONS

14 For an additional amount for “Watershed and Flood  
15 Prevention Operations”, for necessary expenses for the  
16 Emergency Watershed Protection Program related to the  
17 consequences of Hurricanes Michael and Florence and  
18 wildfires occurring in calendar year 2018, and other nat-  
19 ural disasters, \$125,000,000, to remain available until ex-  
20 pended: *Provided*, That such amount is designated by the  
21 Congress as being for an emergency requirement pursuant  
22 to section 251(b)(2)(A)(i) of the Balanced Budget and  
23 Emergency Deficit Control Act of 1985.

## 1 RURAL DEVELOPMENT

## 2 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

3 For an additional amount for the cost of grants for  
4 rural community facilities programs as authorized by sec-  
5 tion 306 and described in section 381E(d)(1) of the Con-  
6 solidated Farm and Rural Development Act, for necessary  
7 expenses related to the consequences of Hurricanes Mi-  
8 chael and Florence and wildfires occurring in calendar  
9 year 2018, and other natural disasters, \$150,000,000, to  
10 remain available until expended: *Provided*, That sections  
11 381E-H and 381N of the Consolidated Farm and Rural  
12 Development Act are not applicable to the funds made  
13 available under this heading: *Provided further*, That such  
14 amount is designated by the Congress as being for an  
15 emergency requirement pursuant to section  
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
17 Deficit Control Act of 1985.

## 18 GENERAL PROVISIONS—THIS TITLE

19 SEC. 101. In addition to other amounts made avail-  
20 able by section 309 of Public Law 115–72, there is hereby  
21 appropriated \$600,000,000 (increased by \$5,000,000) (in-  
22 creased by \$5,000,000) for the Secretary of Agriculture  
23 to provide a grant to the Commonwealth of Puerto Rico  
24 for disaster nutrition assistance in response to Presi-  
25 dentially declared major disasters and emergencies: *Pro-*

1 *vided*, That the funds made available to the Common-  
2 wealth of Puerto Rico under this section shall remain  
3 available for obligation by the Commonwealth until Sep-  
4 tember 30, 2020, and shall be in addition to funds other-  
5 wise made available: *Provided further*, That such amount  
6 is designated by the Congress as being for an emergency  
7 requirement pursuant to section 251(b)(2)(A)(i) of the  
8 Balanced Budget and Emergency Deficit Control Act of  
9 1985.

10       SEC. 102. In addition to amounts otherwise made  
11 available, out of the funds made available under section  
12 18 of Food and Nutrition Act of 2008, \$10,200,000 (in-  
13 creased by \$15,000,000) shall be available for the Sec-  
14 retary to provide a grant to the Commonwealth of the  
15 Northern Mariana Islands for disaster nutrition assistance  
16 in response to the Presidentially declared major disasters  
17 and emergencies: *Provided*, That funds made available to  
18 the Commonwealth of the Northern Mariana Islands  
19 under this section shall remain available for obligation by  
20 the Commonwealth until September 30, 2020: *Provided*  
21 *further*, That such amount is designated by the Congress  
22 as being for an emergency requirement pursuant to sec-  
23 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
24 gency Deficit Control Act of 1985.

1        SEC. 103. For purposes of administering title I of  
2 subdivision 1 of division B of the Bipartisan Budget Act  
3 of 2018 (Public Law 115–123), losses to agricultural pro-  
4 ducers resulting from hurricanes shall also include losses  
5 of peach and blueberry crops in calendar year 2017 due  
6 to extreme cold: *Provided*, That the amounts provided by  
7 this section are designated by the Congress as being for  
8 an emergency requirement pursuant to section  
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
10 Deficit Control Act of 1985: *Provided further*, That  
11 amounts repurposed under this heading that were pre-  
12 viously designated by the Congress as an emergency re-  
13 quirement pursuant to the Balanced Budget and Emer-  
14 gency Deficit Control Act of 1985 are designated by the  
15 Congress as an emergency requirement pursuant to sec-  
16 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
17 gency Deficit Control Act of 1985.

18        SEC. 104. (a)(1) Except as provided in paragraph  
19 (2), a person or legal entity is not eligible to receive a  
20 payment under the Market Facilitation Program estab-  
21 lished pursuant to the Commodity Credit Corporation  
22 Charter Act (15 U.S.C. 714 et seq.) if the average ad-  
23 justed gross income of such person or legal entity is great-  
24 er than \$900,000.



1 tion, disaster relief, long-term recovery, and restoration of  
2 infrastructure in areas that received a major disaster des-  
3 ignation as a result of Hurricanes Florence, Michael, and  
4 Lane, Typhoons Yutu and Mangkhut, and of wildfires, vol-  
5 canic eruptions, earthquakes, and other natural disasters  
6 occurring in calendar year 2018 under the Robert T. Staf-  
7 ford Disaster Relief and Emergency Assistance Act (42  
8 U.S.C. 5121 et seq.), \$600,000,000, to remain available  
9 until expended: *Provided*, That such amount is designated  
10 by the Congress as being for an emergency requirement  
11 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
12 et and Emergency Deficit Control Act of 1985: *Provided*  
13 *further*, That within the amount appropriated, up to 2 per-  
14 cent of funds may be transferred to the “Salaries and Ex-  
15 penses” account for administration and oversight activi-  
16 ties: *Provided further*, That within the amount appro-  
17 priated, \$1,000,000 shall be transferred to the “Office of  
18 Inspector General” account for carrying out investigations  
19 and audits related to the funding provided under this  
20 heading.

21 NATIONAL OCEANIC AND ATMOSPHERIC

22 ADMINISTRATION

23 OPERATIONS, RESEARCH, AND FACILITIES

24 For an additional amount for “Operations, Research,  
25 and Facilities” for necessary expenses related to the con-

1 sequences of Hurricanes Florence and Michael, Typhoon  
2 Yutu, and of wildfires, \$120,570,000, to remain available  
3 until September 30, 2020, as follows:

4 (1) \$3,000,000 for repair and replacement of  
5 observing assets, real property, and equipment;

6 (2) \$11,000,000 for marine debris assessment  
7 and removal;

8 (3) \$31,570,000 for mapping, charting, and ge-  
9 odesy services;

10 (4) \$25,000,000 to improve: (a) hurricane in-  
11 tensity forecasting, including through deployment of  
12 unmanned ocean observing platforms and enhanced  
13 data assimilation; (b) flood prediction, forecasting,  
14 and mitigation capabilities; and (c) wildfire pre-  
15 diction, detection, and forecasting; and

16 (5) \$50,000,000 for Title IX Fund grants as  
17 authorized under section 906(c) of division O of  
18 Public Law 114–113:

19 *Provided*, That such amount is designated by the Congress  
20 as being for an emergency requirement pursuant to sec-  
21 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
22 gency Deficit Control Act of 1985: *Provided further*, That  
23 the National Oceanic and Atmospheric Administration  
24 shall submit a spending plan to the Committees on Appro-  
25 priations of the House of Representatives and the Senate

1 for funding provided under subsection (4) of this heading  
2 within 45 days after the date of enactment of this Act.

3 PROCUREMENT, ACQUISITION AND CONSTRUCTION

4 For an additional amount for “Procurement, Acquisi-  
5 tion and Construction”, \$25,000,000, to remain available  
6 until September 30, 2021, for improvements to oper-  
7 ational and research weather supercomputing infrastruc-  
8 ture and satellite ground services used for hurricane inten-  
9 sity and track prediction; flood prediction, forecasting, and  
10 mitigation; and wildfire prediction, detection, and fore-  
11 casting: *Provided*, That such amount is designated by the  
12 Congress as being for an emergency requirement pursuant  
13 to section 251(b)(2)(A)(i) of the Balanced Budget and  
14 Emergency Deficit Control Act of 1985: *Provided further*,  
15 That the National Oceanic and Atmospheric Administra-  
16 tion shall submit a spending plan to the Committees on  
17 Appropriations of the House of Representatives and the  
18 Senate within 45 days after the date of enactment of this  
19 Act.

20 FISHERIES DISASTER ASSISTANCE

21 For an additional amount for “Fisheries Disaster As-  
22 sistance” for necessary expenses associated with the miti-  
23 gation of fishery disasters, \$150,000,000, to remain avail-  
24 able until expended: *Provided*, That funds shall be used  
25 for mitigating the effects of commercial fishery failures

1 and fishery resource disasters declared by the Secretary  
2 of Commerce, including those declared by the Secretary  
3 to be a direct result of Hurricanes Florence and Michael  
4 and Typhoons Yutu and Mangkhut: *Provided further*,  
5 That such amount is designated by the Congress as being  
6 for an emergency requirement pursuant to section  
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
8 Deficit Control Act of 1985.

9 DEPARTMENT OF JUSTICE

10 UNITED STATES MARSHALS SERVICE

11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-  
13 penses” for necessary expenses related to the con-  
14 sequences of Hurricanes Florence and Michael and Ty-  
15 phoon Yutu, \$1,336,000: *Provided*, That such amount is  
16 designated by the Congress as being for an emergency re-  
17 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
18 anced Budget and Emergency Deficit Control Act of 1985.

19 FEDERAL PRISON SYSTEM

20 BUILDINGS AND FACILITIES

21 For an additional amount for “Buildings and Facili-  
22 ties” for necessary expenses related to the consequences  
23 of Hurricanes Florence and Michael and Typhoon Yutu,  
24 \$28,400,000, to remain available until expended: *Pro-*  
25 *vided*, That such amount is designated by the Congress

1 as being for an emergency requirement pursuant to sec-  
2 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
3 gency Deficit Control Act of 1985.

#### 4 RELATED AGENCIES

##### 5 LEGAL SERVICES CORPORATION

###### 6 PAYMENT TO THE LEGAL SERVICES CORPORATION

7 For an additional amount for “Payment to the Legal  
8 Services Corporation” to carry out the purposes of the  
9 Legal Services Corporation Act by providing for necessary  
10 expenses related to the consequences of Hurricanes Flor-  
11 ence, Michael, and Lane, Typhoons Yutu and Mangkhut,  
12 and calendar year 2018 wildfires, volcanic eruptions, and  
13 earthquakes, \$15,000,000: *Provided*, That such amount is  
14 designated by the Congress as being for an emergency re-  
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
16 anced Budget and Emergency Deficit Control Act of 1985:  
17 *Provided further*, That none of the funds appropriated in  
18 this Act to the Legal Services Corporation shall be ex-  
19 pended for any purpose prohibited or limited by, or con-  
20 trary to any of the provisions of, sections 501, 502, 503,  
21 504, 505, and 506 of Public Law 105–119, and all funds  
22 appropriated in this Act to the Legal Services Corporation  
23 shall be subject to the same terms and conditions set forth  
24 in such sections, except that all references in sections 502  
25 and 503 to 1997 and 1998 shall be deemed to refer in-



1 TITLE IV  
2 CORPS OF ENGINEERS—CIVIL  
3 DEPARTMENT OF THE ARMY  
4 INVESTIGATIONS

5 For an additional amount for “Investigations” for  
6 necessary expenses related to the completion, or initiation  
7 and completion, of flood and storm damage reduction, in-  
8 cluding shore protection, studies which are currently au-  
9 thorized or which are authorized after the date of enact-  
10 ment of this Act, to reduce risk from future floods and  
11 hurricanes, at full Federal expense, \$35,000,000, to re-  
12 main available until expended, in States and insular areas  
13 that were impacted by Hurricanes Florence and Michael,  
14 Typhoon Mangkhut, Super Typhoon Yutu, and Tropical  
15 Storm Gita: *Provided*, That such amount is designated by  
16 the Congress as being for an emergency requirement pur-  
17 suant to section 251(b)(2)(A)(i) of the Balanced Budget  
18 and Emergency Deficit Control Act of 1985: *Provided fur-*  
19 *ther*, That the Assistant Secretary of the Army for Civil  
20 Works shall provide a monthly report directly to the Com-  
21 mittees on Appropriations of the House and the Senate  
22 detailing the allocation and obligation of these funds, in-  
23 cluding new studies selected to be initiated using funds  
24 provided under this heading, beginning not later than 60  
25 days after the enactment of this Act.

## 1 CONSTRUCTION

2 For an additional amount for “Construction” for nec-  
3 essary expenses, \$715,000,000 (increased by  
4 \$25,000,000), to remain available until expended, to con-  
5 struct flood and storm damage reduction, including shore  
6 protection, projects which are currently authorized or  
7 which are authorized after the date of enactment of this  
8 Act, and flood and storm damage reduction, including  
9 shore protection, projects which have signed Chief’s Re-  
10 ports as of the date of enactment of this Act or which  
11 are studied using funds provided under the heading “In-  
12 vestigations” if the Secretary determines such projects to  
13 be technically feasible, economically justified, and environ-  
14 mentally acceptable, in States and insular areas that were  
15 impacted by Hurricanes Florence and Michael, Typhoon  
16 Mangkhut, Super Typhoon Yutu, and Tropical Storm  
17 Gita: *Provided*, That projects receiving funds provided in  
18 Public Law 115–123 shall not be eligible for funding pro-  
19 vided under this heading: *Provided further*, That for  
20 projects receiving funding under this heading, the provi-  
21 sions of Section 902 of the Water Resources Act of 1986  
22 shall not apply to these funds: *Provided further*, That the  
23 completion of ongoing construction projects receiving  
24 funds provided under this heading shall be at full Federal  
25 expense with respect to such funds: *Provided further*, That

1 using funds provided under this heading, the non-Federal  
2 cash contribution for projects not eligible as ongoing con-  
3 struction projects shall be financed in accordance with the  
4 provisions of section 103(k) of Public Law 99–662 over  
5 a period of 30 years from the date of completion of the  
6 project or separable element: *Provided further*, That of  
7 this amount \$25,000,000 shall be used for Corps of Engi-  
8 neers ecosystem restoration projects: *Provided further*,  
9 That up to \$25,000,000 of the funds made available under  
10 this heading shall be used for continuing authorities  
11 projects to reduce the risk of flooding and storm damage:  
12 *Provided further*, That any projects using funds appro-  
13 priated under this heading shall be initiated only after  
14 non-Federal interests have entered into binding agree-  
15 ments with the Secretary requiring, where applicable, the  
16 non-Federal interests to pay 100 percent of the operation,  
17 maintenance, repair, replacement, and rehabilitation costs  
18 of the project and to hold and save the United States free  
19 from damages due to the construction or operation and  
20 maintenance of the project, except for damages due to the  
21 fault or negligence of the United States or its contractors:  
22 *Provided further*, That such amount is designated by the  
23 Congress as being for an emergency requirement pursuant  
24 to section 251(b)(2)(A)(i) of the Balanced Budget and  
25 Emergency Deficit Control Act of 1985: *Provided further*,

1 That the Assistant Secretary of the Army for Civil Works  
2 shall provide a monthly report directly to the Committees  
3 on Appropriations of the House of Representatives and the  
4 Senate detailing the allocation and obligation of these  
5 funds, beginning not later than 60 days after the date of  
6 the enactment of this Act.

7                   MISSISSIPPI RIVER AND TRIBUTARIES

8           For an additional amount for “Mississippi River and  
9 Tributaries” for necessary expenses to address emergency  
10 situations at Corps of Engineers projects and rehabilitate  
11 and repair damages to Corps of Engineers projects,  
12 caused by natural disasters, \$225,000,000, to remain  
13 available until expended: *Provided*, That such amount is  
14 designated by the Congress as being for an emergency re-  
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
16 anced Budget and Emergency Deficit Control Act of 1985:  
17 *Provided further*, That the Assistant Secretary of the  
18 Army for Civil Works shall provide a monthly report di-  
19 rectly to the Committees on Appropriations of the House  
20 of Representatives and the Senate detailing the allocation  
21 and obligation of these funds, beginning not later than 60  
22 days after the enactment of this Act.

23                   OPERATION AND MAINTENANCE

24           For an additional amount for “Operation and Main-  
25 tenance” for necessary expenses to dredge Federal naviga-

1 tion projects in response to, and repair damages to Corps  
2 of Engineers Federal projects caused by, natural disasters,  
3 \$245,000,000, to remain available until expended, of  
4 which such sums as are necessary to cover the Federal  
5 share of eligible operation and maintenance costs for  
6 coastal harbors and channels, and for inland harbors shall  
7 be derived from the Harbor Maintenance Trust Fund:  
8 *Provided*, That such amount is designated by the Congress  
9 as being for an emergency requirement pursuant to sec-  
10 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
11 gency Deficit Control Act of 1985: *Provided further*, That  
12 the Assistant Secretary of the Army for Civil Works shall  
13 provide a monthly report directly to the Committees on  
14 Appropriations of the House of Representatives and the  
15 Senate detailing the allocation and obligation of these  
16 funds, beginning not later than 60 days after the enact-  
17 ment of this Act.

18 DEPARTMENT OF THE INTERIOR

19 CENTRAL UTAH PROJECT

20 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

21 For an additional amount for “Central Utah Project  
22 Completion Account”, \$350,000, to be deposited into the  
23 Utah Reclamation Mitigation and Conservation Account  
24 for use by the Utah Reclamation Mitigation and Conserva-  
25 tion Commission, to remain available until expended, for

1 expenses necessary in carrying out fire remediation activi-  
2 ties related to wildfires in 2018: *Provided*, That such  
3 amount is designated by the Congress as being for an  
4 emergency requirement pursuant to section  
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
6 Deficit Control Act of 1985.

7 BUREAU OF RECLAMATION

8 WATER AND RELATED RESOURCES

9 For an additional amount for “Water and Related  
10 Resources”, \$15,500,000, to remain available until ex-  
11 pended, for fire remediation and suppression emergency  
12 assistance related to wildfires in 2017 and 2018: *Provided*,  
13 That such amount is designated by the Congress as being  
14 for an emergency requirement pursuant to section  
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
16 Deficit Control Act of 1985.

17 DEPARTMENT OF ENERGY

18 ENERGY PROGRAMS

19 ELECTRICITY DELIVERY

20 For an additional amount for “Electricity Delivery”,  
21 \$15,500,000, to remain available until expended, for nec-  
22 essary expenses related to the consequences of Hurricanes  
23 Harvey, Irma, and Maria, and Super Typhoon Yutu, in-  
24 cluding technical assistance related to electric grids: *Pro-*  
25 *vided*, That such amount is designated by the Congress

1 as being for an emergency requirement pursuant to sec-  
2 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
3 gency Deficit Control Act of 1985: *Provided further*, That  
4 the Assistant Secretary of Electricity Delivery shall pro-  
5 vide a monthly report to the Committees on Appropria-  
6 tions of the House of Representatives and the Senate de-  
7 tailing the allocation and obligation of these funds, begin-  
8 ning not later than 60 days after the enactment of this  
9 Act.

10 TITLE V

11 DEPARTMENT OF HOMELAND SECURITY

12 SECURITY, ENFORCEMENT, AND

13 INVESTIGATIONS

14 COAST GUARD

15 OPERATIONS AND SUPPORT

16 For an additional amount for “Operations and Sup-  
17 port” for necessary expenses related to the consequences  
18 of Hurricanes Michael, Florence, and Lane, Tropical  
19 Storm Gordon, and Typhoon Mangkhut, \$46,977,000, to  
20 remain available until September 30, 2020: *Provided*,  
21 That such amount is designated by the Congress as being  
22 for an emergency requirement pursuant to section  
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
24 Deficit Control Act of 1985.

## 1     PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2           For an additional amount for “Procurement, Con-  
3     struction, and Improvements” for necessary expenses re-  
4     lated to the consequences of Hurricanes Michael, Flor-  
5     ence, and Lane, Tropical Storm Gordon, and Typhoon  
6     Mangkhut, \$476,755,000, to remain available until Sep-  
7     tember 30, 2023: *Provided*, That such amount is des-  
8     ignated by the Congress as being for an emergency re-  
9     quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
10    anced Budget and Emergency Deficit Control Act of 1985.

## 11     ENVIRONMENTAL COMPLIANCE AND RESTORATION

12           For an additional amount for “Environmental Com-  
13    pliance and Restoration” for necessary expenses related  
14    to the consequences of Hurricanes Michael and Florence,  
15    \$2,000,000, to remain available until September 30, 2023:  
16    *Provided*, That such amount is designated by the Congress  
17    as being for an emergency requirement pursuant to sec-  
18    tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
19    gency Deficit Control Act of 1985.

## 20           GENERAL PROVISIONS—THIS TITLE

21           SEC. 501. (a) IN GENERAL.—The Federal share of  
22    assistance provided for DR–4336–PR, DR–4339–PR,  
23    DR–4340–USVI and DR–4335–USVI under sections  
24    403, 406 and 407 of the Robert T. Stafford Disaster Re-  
25    lief and Emergency Assistance Act (42 U.S.C. 5170b and

1 5173) shall be 100 percent of the eligible costs under such  
2 sections.

3 (b) APPLICABILITY.—The Federal share provided by  
4 subsection (a) shall apply to disaster assistance applied  
5 for before, on, or after the date of enactment of this Act.

6 SEC. 502. The Administrator of the Federal Emer-  
7 gency Management Agency may provide assistance, pursu-  
8 ant to section 428 of the Robert T. Stafford Disaster Re-  
9 lief and Emergency Assistance Act (42 U.S.C. 5121 et  
10 seq.), for critical services as defined in section 406 of the  
11 Robert T. Stafford Disaster Relief and Emergency Assist-  
12 ance Act for the duration of the recovery for incidents  
13 DR-4404, DR-4396, and DR-4398 to—

14 (1) replace or restore the function of a facility  
15 or system to industry standards without regard to  
16 the pre-disaster condition of the facility or system;  
17 and

18 (2) replace or restore components of the facility  
19 or system not damaged by the disaster where nec-  
20 essary to fully effectuate the replacement or restora-  
21 tion of disaster-damaged components to restore the  
22 function of the facility or system to industry stand-  
23 ards.

1 TITLE VI  
2 DEPARTMENT OF THE INTERIOR  
3 UNITED STATES FISH AND WILDLIFE SERVICE  
4 CONSTRUCTION

5 For an additional amount for “Construction” for nec-  
6 essary expenses related to the consequences of Hurricanes  
7 Florence, Lane, and Michael, and flooding associated with  
8 major declared disaster DR-4365, and calendar year 2018  
9 earthquakes, \$82,400,000, to remain available until ex-  
10 pended: *Provided*, That of this amount \$50,000,000 shall  
11 be used to restore and rebuild national wildlife refuges and  
12 increase the resiliency and capacity of coastal habitat and  
13 infrastructure to withstand storms and reduce the amount  
14 of damage caused by such storms: *Provided further*, That  
15 such amount is designated by the Congress as being for  
16 an emergency requirement pursuant to section  
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
18 Deficit Control Act of 1985.

19 NATIONAL PARK SERVICE  
20 HISTORIC PRESERVATION FUND

21 For an additional amount for the “Historic Preserva-  
22 tion Fund” for necessary expenses related to the con-  
23 sequences of Hurricanes Florence and Michael, and Ty-  
24 phoon Yutu, \$50,000,000, to remain available until Sep-  
25 tember 30, 2022, including costs to States and territories

1 necessary to complete compliance activities required by  
2 section 306108 of title 54, United States Code (formerly  
3 section 106 of the National Historic Preservation Act) and  
4 costs needed to administer the program: *Provided*, That  
5 grants shall only be available for areas that have received  
6 a major disaster declaration pursuant to the Robert T.  
7 Stafford Disaster Relief and Emergency Assistance Act  
8 (42 U.S.C. 5121 et seq.): *Provided further*, That individual  
9 grants shall not be subject to a non-Federal matching re-  
10 quirement: *Provided further*, That such amount is des-  
11 ignated by the Congress as being for an emergency re-  
12 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
13 anced Budget and Emergency Deficit Control Act of 1985.

14 CONSTRUCTION

15 For an additional amount for “Construction” for nec-  
16 essary expenses related to the consequences of Hurricanes  
17 Florence and Michael, Typhoons Yutu and Mangkhut, and  
18 calendar year 2018 wildfires, earthquakes, and volcanic  
19 eruptions, \$78,000,000, to remain available until ex-  
20 pended: *Provided*, That such amount is designated by the  
21 Congress as being for an emergency requirement pursuant  
22 to section 251(b)(2)(A)(i) of the Balanced Budget and  
23 Emergency Deficit Control Act of 1985.

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

3 For an additional amount for “Surveys, Investiga-  
4 tions, and Research” for necessary expenses related to the  
5 consequences of Hurricanes Florence and Michael, and  
6 calendar year 2018 wildfires, earthquake damage associ-  
7 ated with emergency declaration EM–3410, and in those  
8 areas impacted by a major disaster declared pursuant to  
9 the Robert T. Stafford Disaster Relief and Emergency As-  
10 sistance Act (42 U.S.C. 5121 et seq.) with respect to cal-  
11 endar year 2018 wildfires or volcanic eruptions,  
12 \$98,500,000, to remain available until expended: *Pro-*  
13 *vided*, That of this amount, \$72,310,000 is for costs re-  
14 lated to the repair and replacement of equipment and fa-  
15 cilities damaged by disasters in 2018: *Provided further*,  
16 That, not later than 90 days after enactment of this Act,  
17 the Survey shall submit a report to the Committees on  
18 Appropriations that describes the potential options to re-  
19 place the facility damaged by the 2018 volcano disaster  
20 along with cost estimates and a description of how the  
21 Survey will provide direct access for monitoring volcanic  
22 activity and the potential threat to at-risk communities:  
23 *Provided further*, That such amount is designated by the  
24 Congress as being for an emergency requirement pursuant

1 to section 251(b)(2)(A)(i) of the Balanced Budget and  
2 Emergency Deficit Control Act of 1985.

3 DEPARTMENTAL OFFICES

4 INSULAR AFFAIRS

5 ASSISTANCE TO TERRITORIES

6 For an additional amount for “Technical Assistance”  
7 for financial management expenses related to the con-  
8 sequences of Typhoon Yutu, \$2,000,000, to remain avail-  
9 able until expended: *Provided*, That such amount is des-  
10 ignated by the Congress as being for an emergency re-  
11 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
12 anced Budget and Emergency Deficit Control Act of 1985.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 For an additional amount for “Salaries and Ex-  
16 penses” for necessary expenses related to the con-  
17 sequences of major disasters declared pursuant to the  
18 Robert T. Stafford Disaster Relief and Emergency Assist-  
19 ance Act (42 U.S.C. 5121 et seq.) in 2018, \$1,000,000,  
20 to remain available until expended: *Provided*, That such  
21 amount is designated by the Congress as being for an  
22 emergency requirement pursuant to section  
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
24 Deficit Control Act of 1985.

## 1 ENVIRONMENTAL PROTECTION AGENCY

## 2 SCIENCE AND TECHNOLOGY

3 For an additional amount for “Science and Tech-  
4 nology” for necessary expenses related to improving pre-  
5 paredness of the water sector, \$600,000, to remain avail-  
6 able until expended: *Provided*, That such amount is des-  
7 ignated by the Congress as being for an emergency re-  
8 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
9 anced Budget and Emergency Deficit Control Act of 1985.

## 10 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

## 11 PROGRAM

12 For an additional amount for “Leaking Underground  
13 Storage Tank Fund” for necessary expenses related to the  
14 consequences of Hurricanes Florence and Michael, cal-  
15 endar year 2018 earthquakes, and Typhoon Yutu,  
16 \$1,500,000, to remain available until expended: *Provided*,  
17 That such amount is designated by the Congress as being  
18 for an emergency requirement pursuant to section  
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
20 Deficit Control Act of 1985.

## 21 STATE AND TRIBAL ASSISTANCE GRANTS

22 For additional amounts for “State and Tribal Assist-  
23 ance Grants” for necessary expenses related to the con-  
24 sequences of Hurricanes Florence and Michael and cal-  
25 endar year 2018 earthquakes for the hazardous waste fi-

1 nancial assistance grants program, \$1,500,000, to remain  
2 available until expended; for necessary expenses related to  
3 the consequences of Typhoon Yutu for the hazardous  
4 waste financial assistance grants program and for other  
5 solid waste management activities, \$56,000,000, to remain  
6 available until expended, provided that none of these funds  
7 shall be subject to section 3011(b) of the Solid Waste Dis-  
8 posal Act; and for grants under section 106 of the Federal  
9 Water Pollution Control Act, \$5,000,000, to remain avail-  
10 able until expended, to address impacts of Hurricane Flor-  
11 ence, Hurricane Michael, Typhoon Yutu, and calendar  
12 year 2018 wildfires, notwithstanding subsections (b), (e),  
13 and (f), of such section: *Provided*, That such amounts are  
14 designated by the Congress as being for an emergency re-  
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
16 anced Budget and Emergency Deficit Control Act of 1985.

17 For an additional amount for “State and Tribal As-  
18 sistance Grants”, \$349,400,000 to remain available until  
19 expended, of which \$53,300,000 shall be for capitalization  
20 grants for the Clean Water State Revolving Funds under  
21 title VI of the Federal Water Pollution Control Act, and  
22 of which \$296,100,000 shall be for capitalization grants  
23 under section 1452 of the Safe Drinking Water Act: *Pro-*  
24 *vided*, That notwithstanding section 604(a) of the Federal  
25 Water Pollution Control Act and section 1452(a)(1)(D) of

1 the Safe Drinking Water Act, funds appropriated herein  
2 shall be provided to States in EPA Regions 4, 9, and 10  
3 in amounts determined by the Administrator for waste-  
4 water treatment works and drinking water facilities im-  
5 pacted by Hurricanes Florence and Michael, Typhoon  
6 Yutu, and calendar year 2018 wildfires and earthquakes:  
7 *Provided further*, That notwithstanding the requirements  
8 of section 603(i) of the Federal Water Pollution Control  
9 Act and section 1452(d) of the Safe Drinking Water Act,  
10 for the funds appropriated herein, each State shall use not  
11 less than 20 percent but not more than 30 percent amount  
12 of its capitalization grants to provide additional subsidiza-  
13 tion to eligible recipients in the form of forgiveness of prin-  
14 cipal, negative interest loans or grants or any combination  
15 of these: *Provided further*, That the Administrator shall  
16 retain \$10,400,000 of the funds appropriated herein for  
17 grants for drinking water facilities and waste water treat-  
18 ment plants impacted by Typhoon Yutu: *Provided further*,  
19 That the funds appropriated herein shall be used for eligi-  
20 ble projects whose purpose is to reduce flood or fire dam-  
21 age risk and vulnerability or to enhance resiliency to rapid  
22 hydrologic change or natural disaster at treatment works  
23 as defined by section 212 of the Federal Water Pollution  
24 Control Act or any eligible facilities under section 1452  
25 of the Safe Drinking Water Act, and for other eligible

1 tasks at such treatment works or facilities necessary to  
2 further such purposes: *Provided further*, That the Admin-  
3 istrator of the Environmental Protection Agency may re-  
4 tain up to \$1,000,000 of the funds appropriated herein  
5 for management and oversight: *Provided further*, That  
6 such amount is designated by the Congress as being for  
7 an emergency requirement pursuant to section  
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
9 Deficit Control Act of 1985.

10 In addition, for an additional amount for “State and  
11 Tribal Assistance Grants”, \$500,000,000, to remain avail-  
12 able until expended, of which \$261,000,000 shall be for  
13 capitalization grants for the Clean Water State Revolving  
14 Funds under title VI of the Federal Water Pollution Con-  
15 trol Act, and of which \$239,000,000 shall be for capital-  
16 ization grants under section 1452 of the Safe Drinking  
17 Water Act: *Provided*, That notwithstanding section 604(a)  
18 of the Federal Water Pollution Control Act and section  
19 1452(a)(1)(D) of the Safe Drinking Water Act, funds ap-  
20 propriated herein shall be provided to States or Territories  
21 in EPA Regions 2, 4 and 6 in amounts determined by  
22 the Administrator for wastewater and drinking water  
23 treatment works and facilities impacted by Hurricanes  
24 Harvey, Irma, and Maria: *Provided further*, That, for Re-  
25 gion 2, such funds allocated from funds appropriated here-

1 in shall not be subject to the matching or cost share re-  
2 quirements of sections 602(b)(2), 602(b)(3) of the Federal  
3 Water Pollution Control Act nor the matching require-  
4 ments of section 1452(e) of the Safe Drinking Water Act:  
5 *Provided further*, That, for Region 2, notwithstanding the  
6 requirements of section 603(i) of the Federal Water Pollu-  
7 tion Control Act and section 1452(d) of the Safe Drinking  
8 Water Act, each State and Territory shall use the full  
9 amount of its capitalization grants allocated from funds  
10 appropriated herein to provide additional subsidization to  
11 eligible recipients in the form of forgiveness of principal,  
12 negative interest loans or grants or any combination of  
13 these: *Provided further*, That, for Regions 4 and 6, not-  
14 withstanding the requirements of section 603(i) of the  
15 Federal Water Pollution Control Act and section 1452(d)  
16 of the Safe Drinking Water Act, for the funds allocated,  
17 each State shall use not less than 20 percent but not more  
18 than 30 percent amount of its capitalization grants allo-  
19 cated from funds appropriated herein to provide additional  
20 subsidization to eligible recipients in the form of forgive-  
21 ness of principal, negative interest loans or grants or any  
22 combination of these: *Provided further*, That the Adminis-  
23 trator shall retain \$74,600,000 of the funds appropriated  
24 herein for grants to any state or territory that has not  
25 established a water pollution control revolving fund pursu-

1 ant to title VI of the Federal Water Pollution Control Act  
2 or section 1452 of the Safe Drinking Water Act for drink-  
3 ing water facilities and waste water treatment plants im-  
4 pacted by Hurricanes Irma and Maria: *Provided further,*  
5 That the funds appropriated herein shall only be used for  
6 eligible projects whose purpose is to reduce flood damage  
7 risk and vulnerability or to enhance resiliency to rapid hy-  
8 drologic change or a 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, for Region  
14 2, notwithstanding section 603(d)(2) of the Federal Water  
15 Pollution Control Act and section 1452(f)(2) of the Safe  
16 Drinking Water Act, funds allocated from funds appro-  
17 priated herein may be used to make loans or to buy, refi-  
18 nance or restructure the debt obligations of eligible recipi-  
19 ents only where such debt was incurred on or after Sep-  
20 tember 20, 2017: *Provided further,* That the Adminis-  
21 trator of the Environmental Protection Agency may retain  
22 up to \$1,000,000 of the funds appropriated herein for  
23 management and oversight: *Provided further,* That such  
24 amount is designated by the Congress as being for an  
25 emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
2 Deficit Control Act of 1985.

3 RELATED AGENCIES

4 DEPARTMENT OF AGRICULTURE

5 FOREST SERVICE

6 FOREST AND RANGELAND RESEARCH

7 For an additional amount for “Forest and Rangeland  
8 Research” for necessary expenses related to the con-  
9 sequences of Hurricanes Florence and Michael, and the  
10 calendar year 2018 wildfires, \$1,000,000, to remain avail-  
11 able until expended for the forest inventory and analysis  
12 program: *Provided*, That such amount is designated by the  
13 Congress as being for an emergency requirement pursuant  
14 to section 251(b)(2)(A)(i) of the Balanced Budget and  
15 Emergency Deficit Control Act of 1985.

16 STATE AND PRIVATE FORESTRY

17 For an additional amount for “State and Private  
18 Forestry” for necessary expenses related to the con-  
19 sequences of Hurricanes Florence and Michael, and the  
20 calendar year 2018 wildfires, \$2,000,000 (increased by  
21 \$10,000,000), to remain available until expended: *Pro-*  
22 *vided*, That such amount is designated by the Congress  
23 as being for an emergency requirement pursuant to sec-  
24 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
25 gency Deficit Control Act of 1985.

## 1 NATIONAL FOREST SYSTEM

2 For an additional amount for “National Forest Sys-  
3 tem” for necessary expenses related to the consequences  
4 of Hurricanes Florence and Michael, and the calendar  
5 year 2018 wildfires, \$84,960,000, to remain available  
6 until expended: *Provided*, That of this amount  
7 \$21,000,000 shall be used for hazardous fuels manage-  
8 ment activities: *Provided further*, That such amount is des-  
9 ignated by the Congress as being for an emergency re-  
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
11 anced Budget and Emergency Deficit Control Act of 1985.

## 12 CAPITAL IMPROVEMENT AND MAINTENANCE

13 For an additional amount for “Capital Improvement  
14 and Maintenance” for necessary expenses related to the  
15 consequences of Hurricanes Florence and Michael, and the  
16 calendar year 2018 wildfires, \$36,040,000, to remain  
17 available until expended: *Provided*, That such amount is  
18 designated by the Congress as being for an emergency re-  
19 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
20 anced Budget and Emergency Deficit Control Act of 1985.

## 21 WILDLAND FIRE MANAGEMENT

## 22 (INCLUDING TRANSFER OF FUNDS)

23 For an additional amount for “Wildland Fire Man-  
24 agement”, \$720,271,000, to remain available through  
25 September 30, 2022, for urgent wildland fire suppression

1 operations: *Provided*, That such funds shall be solely avail-  
2 able to be transferred to and merged with other appropria-  
3 tions accounts from which funds were previously trans-  
4 ferred for wildland fire suppression in fiscal year 2018 to  
5 fully repay those amounts: *Provided further*, That such  
6 amount is designated by the Congress as an emergency  
7 requirement pursuant to section 251(b)(2)(A)(i) of the  
8 Balanced Budget and Emergency Deficit Control Act of  
9 1985.

10 DEPARTMENT OF HEALTH AND HUMAN

11 SERVICES

12 NATIONAL INSTITUTES OF HEALTH

13 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH

14 SCIENCES

15 For an additional amount for “National Institute of  
16 Environmental Health Sciences” for necessary expenses in  
17 carrying out activities set forth in section 311(a) of the  
18 Comprehensive Environmental Response, Compensation,  
19 and Liability Act of 1980 (42 U.S.C. 9660(a)) and section  
20 126(g) of the Superfund Amendments and Reauthoriza-  
21 tion Act of 1986 related to the consequences of major dis-  
22 asters declared pursuant to the Robert T. Stafford Dis-  
23 aster Relief and Emergency Assistance Act (42 U.S.C.  
24 5121 et seq.) in 2018, \$1,000,000, to remain available  
25 until expended: *Provided*, That such amount is designated

1 by the Congress as being for an emergency requirement  
 2 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
 3 et and Emergency Deficit Control Act of 1985.

4           GENERAL PROVISION—THIS TITLE

5           SEC. 601. Not later than 45 days after the date of  
 6 enactment of this Act, the agencies receiving funds appro-  
 7 priated by this title shall provide a detailed operating plan  
 8 of anticipated uses of funds made available in this title  
 9 by State and Territory, and by program, project, and ac-  
 10 tivity, to the Committees on Appropriations: *Provided*,  
 11 That no such funds shall be obligated before the operating  
 12 plans are provided to the Committees: *Provided further*,  
 13 That such plans shall be updated, including obligations to  
 14 date, and submitted to the Committees on Appropriations  
 15 every 60 days until all such funds are expended.

16                                   TITLE VII

17                                   DEPARTMENT OF LABOR

18                   EMPLOYMENT AND TRAINING ADMINISTRATION

19                                   TRAINING AND EMPLOYMENT SERVICES

20   (INCLUDING TRANSFER OF FUNDS)

21           For an additional amount for “Training and Employ-  
 22 ment Services”, \$50,000,000, for the dislocated workers  
 23 assistance national reserve for necessary expenses directly  
 24 related to the consequences of Hurricanes Florence and  
 25 Michael, Typhoon Mangkhut, Super Typhoon Yutu, or the

1 California wildfires occurring in calendar year 2018, to re-  
 2 main available through September 30, 2020: *Provided*,  
 3 That the Secretary of Labor may transfer up to  
 4 \$1,000,000 of such funds to any other Department of  
 5 Labor account for reconstruction and recovery needs, in-  
 6 cluding worker protection activities: *Provided further*, That  
 7 these sums may be used to replace grant funds previously  
 8 obligated to the impacted areas: *Provided further*, That of  
 9 the amount provided, up to \$500,000, to remain available  
 10 until expended, shall be transferred to “Office of Inspector  
 11 General” for oversight of activities responding to such con-  
 12 sequences: *Provided further*, That such amount is des-  
 13 igned by the Congress as being for an emergency re-  
 14 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
 15 anced Budget and Emergency Deficit Control Act of 1985.

16 DEPARTMENT OF HEALTH AND HUMAN  
 17 SERVICES  
 18 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES  
 19 ADMINISTRATION  
 20 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

21 For an additional amount for “Health Surveillance  
 22 and Program Support”, \$30,000,000, to remain available  
 23 until September 30, 2019, for grants, contracts and coop-  
 24 erative agreements for behavioral health treatment, crisis  
 25 counseling, and other related helplines, and for other simi-

1 lar programs to provide support to individuals impacted  
2 by Hurricanes Florence and Michael, Typhoon Mangkhut,  
3 Super Typhoon Yutu, and the California wildfires occur-  
4 ring in 2018 in those areas for which a major disaster  
5 or emergency has been declared under section 401 or 501  
6 of the Robert T. Stafford Disaster Relief and Emergency  
7 Assistance Act (42 U.S.C. 5170 and 5191): *Provided,*  
8 That obligations incurred for the purposes provided herein  
9 prior to the date of enactment of this Act may be charged  
10 to funds appropriated under this heading: *Provided fur-*  
11 *ther,* That such amount is designated by the Congress as  
12 being for an emergency requirement pursuant to section  
13 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
14 Deficit Control Act of 1985.

15 ADMINISTRATION FOR CHILDREN AND FAMILIES

16 SOCIAL SERVICES BLOCK GRANT

17 For an additional amount for “Social Services Block  
18 Grant”, \$250,000,000, which shall remain available  
19 through September 30, 2020, for necessary expenses di-  
20 rectly related to the consequences of Hurricanes Florence  
21 and Michael, Typhoon Mangkhut, Super Typhoon Yutu,  
22 and the California wildfires in 2018 in those areas for  
23 which a major disaster or emergency has been declared  
24 under section 401 or 501 of the Robert T. Stafford Dis-  
25 aster Relief and Emergency Assistance Act (42 U.S.C.

1 5170 and 5191): *Provided*, That notwithstanding section  
2 2002 of the Social Security Act, the distribution of such  
3 amount shall be limited to States directly affected by these  
4 events: *Provided further*, That the time limits in section  
5 2002(c) of the Social Security Act shall not apply to funds  
6 appropriated in this paragraph that are used for renova-  
7 tion, repair or construction: *Provided further*, That funds  
8 appropriated in this paragraph are in addition to the enti-  
9 tlement grants authorized by section 2002(a)(1) of the So-  
10 cial Security Act and shall not be available for such enti-  
11 tlement grants: *Provided further*, That in addition to other  
12 uses permitted by title XX of the Social Security Act,  
13 funds appropriated in this paragraph may be used for  
14 health services (including mental health services), and for  
15 costs of renovating, repairing, and construction of health  
16 care facilities (including mental health facilities), child  
17 care centers, and other social services facilities: *Provided*  
18 *further*, That of the amount provided, up to \$1,000,000,  
19 to remain available until expended, shall be transferred to  
20 “Office of the Secretary—Office of Inspector General” for  
21 oversight of activities responding to such hurricanes, ty-  
22 phoons, and wildfires: *Provided further*, That funds appro-  
23 priated in this paragraph shall not be available for costs  
24 that are reimbursed by the Federal Emergency Manage-  
25 ment Agency, under a contract for insurance, or by self-

1 insurance: *Provided further*, That obligations incurred for  
2 the purposes provided herein prior to the date of enact-  
3 ment of this Act may be charged to funds appropriated  
4 under this heading: *Provided further*, That up to  
5 \$3,000,000 may be used to supplement amounts available  
6 for the necessary expenses of administering subtitle A of  
7 title XX of the Social Security Act: *Provided further*, That  
8 such amount is designated by the Congress as being for  
9 an emergency requirement pursuant to section  
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
11 Deficit Control Act of 1985.

12 CHILDREN AND FAMILIES SERVICES PROGRAMS

13 For an additional amount for “Children and Families  
14 Services Programs”, \$60,000,000, to remain available  
15 until September 30, 2021, for Head Start programs, in-  
16 cluding making payments under the Head Start Act, for  
17 necessary expenses directly related to the consequences of  
18 Hurricanes Florence and Michael, Typhoon Mangkhut,  
19 Super Typhoon Yutu, and the California wildfires in 2018  
20 in those areas for which a major disaster or emergency  
21 has been declared under section 401 or 501 of the Robert  
22 T. Stafford Disaster Relief and Emergency Assistance Act  
23 (42 U.S.C. 5170 and 5191): *Provided*, That none of the  
24 funds appropriated in this paragraph shall be included in  
25 the calculation of the “base grant” in subsequent fiscal

1 years, as such term is defined in sections 640(a)(7)(A),  
2 641A(h)(1)(B), or 645(d)(3) of the Head Start Act: *Pro-*  
3 *vided further*, That funds appropriated in this paragraph  
4 are not subject to the allocation requirements of section  
5 640(a) of the Head Start Act: *Provided further*, That  
6 funds appropriated in this paragraph shall not be available  
7 for costs that are reimbursed by the Federal Emergency  
8 Management Agency, under a contract for insurance, or  
9 by self-insurance: *Provided further*, That up to \$2,000,000  
10 shall be available for Federal administrative expenses:  
11 *Provided further*, That obligations incurred for the pur-  
12 poses provided herein prior to the date of enactment of  
13 this Act may be charged to funds appropriated under this  
14 heading: *Provided further*, That such amount is designated  
15 by the Congress as being for an emergency requirement  
16 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
17 et and Emergency Deficit Control Act of 1985.

18 DEPARTMENT OF EDUCATION

19 EDUCATION RECOVERY

20 (INCLUDING TRANSFER OF FUNDS)

21 For an additional amount for “Education Recovery”  
22 for necessary expenses related to the consequences of Hur-  
23 ricanes Florence and Michael, Typhoon Mangkhut, Super  
24 Typhoon Yutu, the California wildfires in 2018, the No-  
25 vember 2018 Anchorage Earthquake or the volcanic erup-

1 tion and earthquakes in Hawaii in 2018 in those areas  
2 for which a major disaster or emergency has been declared  
3 under section 401 or 501 of the Robert T. Stafford Dis-  
4 aster Relief and Emergency Assistance Act (42 U.S.C.  
5 5170 and 5191) (referred to under this heading as a “cov-  
6 ered disaster or emergency”), \$165,000,000, to remain  
7 available through September 30, 2019: *Provided*, That  
8 such amount is designated by the Congress as being for  
9 an emergency requirement pursuant to section  
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
11 Deficit Control Act of 1985: *Provided further*, That such  
12 assistance may be provided through any of the programs  
13 authorized under this heading in division B of title VIII  
14 of Public Law 115–123 (as amended by Public Law 115–  
15 141), as determined by the Secretary of Education, and  
16 subject to the terms and conditions that applied to those  
17 programs, except that references to dates and school years  
18 in Public Law 115–123 shall be deemed to be the cor-  
19 responding dates and school years for the covered disaster  
20 or emergency: *Provided further*, That the Secretary of  
21 Education may determine the amounts to be used for each  
22 such program and shall notify the Committees on Appro-  
23 priations of the House of Representatives and the Senate  
24 of these amounts not later than 7 days prior to obligation:  
25 *Provided further*, \$2,000,000 of the funds made available

1 under this heading, to remain available until expended,  
2 shall be transferred to the Office of the Inspector General  
3 of the Department of Education for oversight of activities  
4 supported with funds appropriated under this heading,  
5 and up to \$1,000,000 of the funds made available under  
6 this heading shall be for program administration.

7           GENERAL PROVISIONS—THIS TITLE

8           SEC. 701. (a) Section 1108(g)(5) of the Social Secu-  
9 rity Act (42 U.S.C. 1308(g)(5)) is amended—

10           (1) in subparagraph (A), by striking “and (E)”  
11 and inserting “(E), and (F)”;

12           (2) in subparagraph (C), in the matter pre-  
13 ceding clause (i), by striking “and (E)” and insert-  
14 ing “and (F)”;

15           (3) by redesignating subparagraph (E) as sub-  
16 paragraph (F);

17           (4) by inserting after subparagraph (D), the  
18 following:

19           “(E) Subject to subparagraph (F), for the  
20 period beginning January 1, 2019, and ending  
21 September 30, 2019, the amount of the in-  
22 crease otherwise provided under subparagraph  
23 (A) for the Northern Mariana Islands shall be  
24 further increased by \$20,000,000 (increased by  
25 \$16,000,000).”; and

1 (5) in subparagraph (F) (as redesignated by  
2 paragraph (3) of this section)—

3 (A) by striking “title XIX, during” and in-  
4 serting “title XIX—

5 “(i) during”;

6 (B) by striking “and (D)” and inserting “,  
7 (D), and (E)”;

8 (C) by striking “and the Virgin Islands”  
9 each place it appears and inserting “, the Vir-  
10 gin Islands, and the Northern Mariana Is-  
11 lands”;

12 (D) by striking the period at the end and  
13 inserting “; and”; and

14 (E) by adding at the end the following:

15 “(ii) for the period beginning January  
16 1, 2019, and ending September 30, 2019,  
17 with respect to payments to Guam and  
18 American Samoa from the additional funds  
19 provided under subparagraph (A), the Sec-  
20 retary shall increase the Federal medical  
21 assistance percentage or other rate that  
22 would otherwise apply to such payments to  
23 100 percent.”.

24 (b) The amounts provided by the amendments made  
25 by subsection (a) are designated by the Congress as being

1 for an emergency requirement pursuant to section  
2 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
3 Deficit Control Act of 1985.

4       SEC. 702. Not later than 30 days after the date of  
5 enactment of this Act, the Secretaries of Labor, Health  
6 and Human Services, and Education shall provide a de-  
7 tailed spend plan of anticipated uses of funds made avail-  
8 able in this title, including estimated personnel and admin-  
9 istrative costs, to the Committees on Appropriations: *Pro-*  
10 *vided*, That such plans shall be updated and submitted  
11 to the Committees on Appropriations every 60 days until  
12 all funds are expended or expire.

13       SEC. 703. The second proviso under the heading  
14 “Hurricane Education Recovery” under the heading “De-  
15 partment of Education” under title VIII of subdivision 1  
16 of division B of the Bipartisan Budget Act of 2018 (Public  
17 Law 115–123; 132 Stat. 95) is amended—

18               (1) in paragraph (2)—

19                       (A) in subparagraph (I), by striking “and”  
20                       after the semicolon; and

21                       (B) by adding at the end the following:

22                               “(K) assistance provided to an eligible en-  
23                               tity under this heading, including assistance  
24                               provided to an eligible entity before the date of  
25                               enactment of the Supplemental Appropriations

1 Act, 2019, may be used by the eligible entity  
2 for a purpose described in section 406 of the  
3 Robert T. Stafford Disaster and Relief Emer-  
4 gency Act (42 U.S.C. 5172), notwithstanding  
5 section 102(e)(3) of title IV of division B of  
6 Public Law 109–148 (119 Stat. 2794), if the  
7 eligible entity will receive funds for that pur-  
8 pose under such section 406; and

9 “(L) any duplicative Federal assistance  
10 provided under this heading to an eligible entity  
11 may be retained by the entity and used for  
12 other activities to restart school operations in  
13 accordance with this paragraph;”;

14 (2) in paragraph (9), by striking “and” after  
15 the semicolon;

16 (3) by redesignating paragraph (10) as para-  
17 graph (11); and

18 (4) by inserting after paragraph (9) the fol-  
19 lowing:

20 “(10) amounts available under paragraph (4)  
21 that exceed the amount required to meet the need  
22 for such funds as determined by the Secretary as of  
23 December 31, 2018, shall be available to carry out  
24 paragraph (3); and”:

1 *Provided*, That amounts repurposed pursuant to this sec-  
2 tion that were previously designated by the Congress as  
3 an emergency requirement pursuant to the Balanced  
4 Budget and Emergency Deficit Control Act are designated  
5 by the Congress as being for an emergency requirement  
6 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
7 et and Emergency Deficit Control Act of 1985.

8 TITLE VIII

9 LEGISLATIVE BRANCH

10 GOVERNMENT ACCOUNTABILITY OFFICE

11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-  
13 penses”, \$10,000,000, to remain available until expended,  
14 for audits and investigations related to Hurricanes Flor-  
15 ence, Lane, and Michael, Typhoons Yutu and Mangkhut,  
16 the calendar year 2018 wildfires, earthquakes, and volcano  
17 eruptions, and other disasters declared pursuant to the  
18 Robert T. Stafford Disaster Relief and Emergency Assist-  
19 ance Act (42 U.S.C. 5121 et seq.): *Provided*, That, not  
20 later than 90 days after the date of enactment of this Act,  
21 the Government Accountability Office shall submit to the  
22 Committees on Appropriations of the House of Represent-  
23 atives and the Senate a spend plan specifying funding esti-  
24 mates for audits and investigations of any such declared  
25 disasters occurring in 2018 and identifying funding esti-

1 mates or carryover balances, if any, that may be available  
2 for audits and investigations of any other such declared  
3 disasters: *Provided further*, That such amount is des-  
4 ignated by the Congress as being for an emergency re-  
5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-  
6 anced Budget and Emergency Deficit Control Act of 1985.

7 TITLE IX

8 DEPARTMENT OF DEFENSE

9 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

10 For an additional amount for “Military Construction,  
11 Navy and Marine Corps”, \$115,000,000, to remain avail-  
12 able until September 30, 2023, for planning and design  
13 related to the consequences of Hurricanes Florence and  
14 Michael on Navy and Marine Corps installations: *Pro-*  
15 *vided*, That none of the funds shall be available for obliga-  
16 tion until the Committees on Appropriations of the House  
17 of Representatives and the Senate receive a master plan  
18 for the installations and a form 1391 for each specific  
19 project: *Provided further*, That, not later than 60 days  
20 after enactment of this Act, the Secretary of the Navy,  
21 or his designee, shall submit to the Committees on Appro-  
22 priations of the House of Representatives and the Senate  
23 a detailed expenditure plan for funds provided under this  
24 heading: *Provided further*, That such amount is designated  
25 by the Congress as being for an emergency requirement

1 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
2 et and Emergency Deficit Control Act of 1985.

3           MILITARY CONSTRUCTION, AIR FORCE

4           For an additional amount for “Military Construction,  
5 Air Force”, \$700,000,000, to remain available until Sep-  
6 tember 30, 2023, for planning and design, and construc-  
7 tion expenses related to the consequences of Hurricane  
8 Michael: *Provided*, That none of the funds shall be avail-  
9 able for obligation until the Committees on Appropriations  
10 of the House of Representatives and the Senate receive  
11 a basing plan and future mission requirements for instal-  
12 lations significantly damaged by Hurricane Michael: *Pro-*  
13 *vided further*, That, not later than 60 days after enact-  
14 ment of this Act, the Secretary of the Air Force, or his  
15 designee, shall submit to the Committees on Appropria-  
16 tions of the House of Representatives and the Senate a  
17 detailed expenditure plan for funds provided under this  
18 heading: *Provided further*, That such amount is designated  
19 by the Congress as being for an emergency requirement  
20 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
21 et and Emergency Deficit Control Act of 1985.

22           MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

23           For an additional amount for “Military Construction,  
24 Army National Guard”, \$42,400,000, to remain available  
25 until September 30, 2023, for necessary expenses related

1 to the consequences of Hurricanes Florence and Michael:  
2 *Provided*, That none of the funds shall be available for  
3 obligation until the Committees on Appropriations of the  
4 House of Representatives and the Senate receive form  
5 1391 for each specific request: *Provided further*, That, not  
6 later than 60 days after enactment of this Act, the Direc-  
7 tor of the Army National Guard, or his designee, shall  
8 submit to the Committees on Appropriations of the House  
9 of Representatives and the Senate a detailed expenditure  
10 plan for funds provided under this heading: *Provided fur-*  
11 *ther*, That such funds may be obligated or expended for  
12 planning and design and military construction projects not  
13 otherwise authorized by law: *Provided further*, That such  
14 amount is designated by the Congress as being for an  
15 emergency requirement pursuant to section  
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
17 Deficit Control Act of 1985.

18 DEPARTMENT OF VETERANS AFFAIRS

19 VETERANS HEALTH ADMINISTRATION

20 MEDICAL FACILITIES

21 (INCLUDING TRANSFER OF FUNDS)

22 For an additional amount for “Medical Facilities”,  
23 \$3,000,000, to remain available until September 30, 2023,  
24 for necessary expenses related to the consequences of Hur-  
25 ricanes Florence and Michael and Typhoons Mangkhut

1 and Yutu: *Provided*, That the Secretary of Veterans Af-  
2 fairs, upon determination that such action is necessary to  
3 address needs as a result of the consequences of Hurri-  
4 canes Florence and Michael and Typhoons Mangkhut and  
5 Yutu, may transfer such funds to any discretionary ac-  
6 count of the Department of Veterans Affairs: *Provided*  
7 *further*, That before a transfer may take place, the Sec-  
8 retary of Veterans Affairs shall submit notice thereof to  
9 the Committee on Appropriations of the House of Rep-  
10 resentatives and the Senate: *Provided further*, That none  
11 of these funds shall be available for obligation until the  
12 Secretary of Veterans Affairs submits to the Committees  
13 on Appropriations of the House of Representatives and the  
14 Senate a detailed expenditure plan for funds provided  
15 under this heading: *Provided further*, That such amount  
16 is designated by the Congress as being for an emergency  
17 requirement pursuant to section 251(b)(2)(A)(i) of the  
18 Balanced Budget and Emergency Deficit Control Act of  
19 1985.

## 20 TITLE X

### 21 DEPARTMENT OF TRANSPORTATION

#### 22 FEDERAL TRANSIT ADMINISTRATION

#### 23 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

24 For an additional amount for the “Public Transpor-  
25 tation Emergency Relief Program” as authorized under

1 section 5324 of title 49, United States Code, \$10,542,000  
2 to remain available until expended, for transit systems af-  
3 fected by major declared disasters occurring in calendar  
4 year 2018: *Provided*, That not more than three-quarters  
5 of 1 percent of the funds for public transportation emer-  
6 gency relief shall be available for administrative expenses  
7 and ongoing program management oversight as authorized  
8 under sections 5334 and 5338(f)(2) of such title and shall  
9 be in addition to any other appropriations for such pur-  
10 pose: *Provided further*, That such amount is designated  
11 by the Congress as being for an emergency requirement  
12 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
13 et and Emergency Deficit Control Act of 1985.

14 FEDERAL AVIATION ADMINISTRATION

15 OPERATIONS

16 (AIRPORT AND AIRWAY TRUST FUND)

17 Of the amounts made available for “Federal Aviation  
18 Administration—Operations” in division B of the Bipar-  
19 tisan Budget Act of 2018 (Public Law 115–123), up to  
20 \$18,000,000 shall also be available for necessary expenses  
21 related to the consequences of major declared disasters oc-  
22 ccurring in calendar year 2018: *Provided*, That amounts  
23 repurposed under this heading that were previously des-  
24 ignated by the Congress as an emergency requirement  
25 pursuant to the Balanced Budget and Emergency Deficit

1 Control Act of 1985 are designated by the Congress as  
2 an emergency requirement pursuant to section  
3 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
4 Deficit Control Act of 1985.

5 FEDERAL HIGHWAY ADMINISTRATION  
6 EMERGENCY RELIEF PROGRAM

7 For an additional amount for the Emergency Relief  
8 Program as authorized under section 125 of title 23,  
9 United States Code, \$1,650,000,000, to remain available  
10 until expended: *Provided*, That such amount is designated  
11 by the Congress as being for an emergency requirement  
12 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-  
13 et and Emergency Deficit Control Act of 1985.

14 DEPARTMENT OF HOUSING AND URBAN  
15 DEVELOPMENT

16 COMMUNITY PLANNING AND DEVELOPMENT  
17 COMMUNITY DEVELOPMENT FUND  
18 (INCLUDING TRANSFERS OF FUNDS)

19 For an additional amount for “Community Develop-  
20 ment Fund”, \$1,160,000,000 (increased by \$50,000,000),  
21 to remain available until expended, for necessary expenses  
22 for activities authorized under title I of the Housing and  
23 Community Development Act of 1974 (42 U.S.C. 5301 et  
24 seq.) related to disaster relief, long-term recovery, restora-  
25 tion of infrastructure and housing, economic revitalization,

1 and mitigation in the most impacted and distressed areas  
2 resulting from a major disaster that occurred in 2018 (ex-  
3 cept as otherwise provided under this heading) pursuant  
4 to the Robert T. Stafford Disaster Relief and Emergency  
5 Assistance Act (42 U.S.C. 5121 et seq.): *Provided*, That  
6 funds shall be awarded directly to the State, unit of gen-  
7 eral local government, or Indian tribe (as such term is de-  
8 fined in section 102 of the Housing and Community De-  
9 velopment Act of 1974) at the discretion of the Secretary:  
10 *Provided further*, That of the amounts made available  
11 under this heading \$100,000,000 (increased by  
12 \$50,000,000) shall be allocated to meet unmet infrastruc-  
13 ture needs for grantees that received allocations for disas-  
14 ters that occurred in 2017 (excluding disasters specified  
15 in section 501(a) of title V of this Act) under this heading  
16 of division B of Public Law 115–56 and title XI of Public  
17 Law 115–123: *Provided further*, That of the amounts pro-  
18 vided in the previous proviso, the Secretary’s unmet infra-  
19 structure needs determinations shall not take into account  
20 mitigation-specific allocations: *Provided further*, That any  
21 funds made available under this heading and under the  
22 same heading in Public Law 115–254 that remain avail-  
23 able, after the funds under such headings have been allo-  
24 cated for necessary expenses for activities authorized  
25 under such headings, shall be allocated to grantees, for

1 mitigation activities in the most impacted and distressed  
2 areas resulting from a major disaster that occurred in  
3 2018: *Provided further*, That such allocations shall be  
4 made in the same proportion that the amount of funds  
5 each grantee received under this Act and the same heading  
6 in division I of Public Law 115–254 bears to the amount  
7 of all funds provided to all grantees that received alloca-  
8 tions for disasters that occurred in 2018: *Provided further*,  
9 That of the amounts made available under the text pre-  
10 ceding the first proviso under this heading and under the  
11 same heading in Public Law 115–254, the Secretary shall  
12 allocate to all such grantees an aggregate amount not less  
13 than 33 percent of the sum of such amounts of funds with-  
14 in 120 days after the enactment of this Act based on the  
15 best available data, and shall allocate no less than 100  
16 percent of such funds by no later than 180 days after the  
17 enactment of this Act: *Provided further*, That the Sec-  
18 retary shall not prohibit the use of funds made available  
19 under this heading and the same heading in Public Law  
20 115–254 for non-Federal share as authorized by section  
21 105(a)(9) of the Housing and Community Development  
22 Act of 1974 (42 U.S.C. 5305(a)(9)): *Provided further*,  
23 That of the amounts made available under this heading,  
24 grantees may establish grant programs to assist small  
25 businesses for working capital purposes to aid in recovery:

1 *Provided further*, That as a condition of making any grant,  
2 the Secretary shall certify in advance that such grantee  
3 has in place proficient financial controls and procurement  
4 processes and has established adequate procedures to pre-  
5 vent any duplication of benefits as defined by section 312  
6 of the Robert T. Stafford Disaster Relief and Emergency  
7 Assistance Act (42 U.S.C. 5155), to ensure timely expend-  
8 iture of funds, to maintain comprehensive websites regard-  
9 ing all disaster recovery activities assisted with these  
10 funds, and to detect and prevent waste, fraud, and abuse  
11 of funds: *Provided further*, That with respect to any such  
12 duplication of benefits, the Secretary shall act in accord-  
13 ance with section 1210 of Public Law 115–254 (132 Stat.  
14 3442) and section 312 of the Robert T. Stafford Disaster  
15 Relief and Emergency Assistance Act (42 U.S.C. 5155):  
16 *Provided further*, That the Secretary shall require grantees  
17 to maintain on a public website information containing  
18 common reporting criteria established by the Department  
19 that permits individuals and entities awaiting assistance  
20 and the general public to see how all grant funds are used,  
21 including copies of all relevant procurement documents,  
22 grantee administrative contracts and details of ongoing  
23 procurement processes, as determined by the Secretary:  
24 *Provided further*, That prior to the obligation of funds a  
25 grantee shall submit a plan to the Secretary for approval

1 detailing the proposed use of all funds, including criteria  
2 for eligibility and how the use of these funds will address  
3 long-term recovery and restoration of infrastructure and  
4 housing, economic revitalization, and mitigation in the  
5 most impacted and distressed areas: *Provided further*,  
6 That such funds may not be used for activities reimbursed  
7 by, or for which funds have been made available by, the  
8 Federal Emergency Management Agency or the Army  
9 Corps of Engineers, in excess of the authorized amount  
10 of the project or its components: *Provided further*, That  
11 funds allocated under this heading shall not be considered  
12 relevant to the non-disaster formula allocations made pur-  
13 suant to section 106 of the Housing and Community De-  
14 velopment Act of 1974 (42 U.S.C. 5306): *Provided fur-*  
15 *ther*, That a State, unit of general local government, or  
16 Indian tribe may use up to 5 percent of its allocation for  
17 administrative costs: *Provided further*, That the first pro-  
18 viso under this heading in the Supplemental Appropria-  
19 tions for Disaster Relief Requirements Act, 2018 (division  
20 I of Public Law 115–254) is amended by striking “State  
21 or unit of general local government” and inserting “State,  
22 unit of general local government, or Indian tribe (as such  
23 term is defined in section 102 of the Housing and Commu-  
24 nity Development Act of 1974 (42 U.S.C. 5302))”: *Pro-*  
25 *vided further*, That the sixth proviso under this heading

1 in the Supplemental Appropriations for Disaster Relief  
2 Requirements Act, 2018 (division I of Public Law 115–  
3 254) is amended by striking “State or subdivision thereof”  
4 and inserting “State, unit of general local government, or  
5 Indian tribe (as such term is defined in section 102 of  
6 the Housing and Community Development Act of 1974  
7 (42 U.S.C. 5302))”: *Provided further*, That in admin-  
8 istering the funds under this heading, the Secretary of  
9 Housing and Urban Development may waive, or specify  
10 alternative requirements for, any provision of any statute  
11 or regulation that the Secretary administers in connection  
12 with the obligation by the Secretary or the use by the re-  
13 cipient of these funds (except for requirements related to  
14 fair housing, nondiscrimination, labor standards, and the  
15 environment), if the Secretary finds that good cause exists  
16 for the waiver or alternative requirement and such waiver  
17 or alternative requirement would not be inconsistent with  
18 the overall purpose of title I of the Housing and Commu-  
19 nity Development Act of 1974: *Provided further*, That,  
20 notwithstanding the preceding proviso, recipients of funds  
21 provided under this heading that use such funds to supple-  
22 ment Federal assistance provided under section 402, 403,  
23 404, 406, 407, 408 (c)(4), or 502 of the Robert T. Staf-  
24 ford Disaster Relief and Emergency Assistance Act (42  
25 U.S.C. 5121 et seq.) may adopt, without review or public

1 comment, any environmental review, approval, or permit  
2 performed by a Federal agency, and such adoption shall  
3 satisfy the responsibilities of the recipient with respect to  
4 such environmental review, approval or permit: *Provided*  
5 *further*, That, notwithstanding section 104(g)(2) of the  
6 Housing and Community Development Act of 1974 (42  
7 U.S.C. 5304(g)(2)), the Secretary may, upon receipt of  
8 a request for release of funds and certification, imme-  
9 diately approve the release of funds for an activity or  
10 project assisted under this heading if the recipient has  
11 adopted an environmental review, approval or permit  
12 under the preceding proviso or the activity or project is  
13 categorically excluded from review under the National En-  
14 vironmental Policy Act of 1969 (42 U.S.C. 4321 et seq.):  
15 *Provided further*, That the Secretary shall publish via no-  
16 tice in the Federal Register any waiver, or alternative re-  
17 quirement, to any statute or regulation that the Secretary  
18 administers pursuant to title I of the Housing and Com-  
19 munity Development Act of 1974 no later than 5 days be-  
20 fore the effective date of such waiver or alternative re-  
21 quirement: *Provided further*, That of the amounts made  
22 available under this heading, up to \$5,000,000 shall be  
23 made available for capacity building and technical assist-  
24 ance, including assistance on contracting and procurement  
25 processes, to support States, units of general local govern-

1 ment, or Indian tribes (and their subrecipients) that re-  
2 ceive allocations pursuant to this heading, received dis-  
3 aster recovery allocations under the same heading in Pub-  
4 lic Law 115–254, or may receive similar allocations for  
5 disaster recovery in future appropriations Acts: *Provided*  
6 *further*, That of the amounts made available under this  
7 heading and under the same heading in Public Law 115–  
8 254, up to \$2,500,000 shall be transferred, in aggregate,  
9 to “Department of Housing and Urban Development—  
10 Program Office Salaries and Expenses—Community Plan-  
11 ning and Development” for necessary costs, including in-  
12 formation technology costs, of administering and over-  
13 seeing the obligation and expenditure of amounts under  
14 this heading: *Provided further*, That the amount specified  
15 in the preceding proviso shall be combined with funds ap-  
16 propriated under the same heading and for the same pur-  
17 pose in Public Law 115–254 and the aggregate of such  
18 amounts shall be available for any of the same such pur-  
19 poses specified under this heading or the same heading  
20 in Public Law 115–254 without limitation: *Provided fur-*  
21 *ther*, That such amount is designated by the Congress as  
22 being for an emergency requirement pursuant to section  
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
24 Deficit Control Act of 1985.

## 1           GENERAL PROVISION—THIS TITLE

2           SEC. 1001. (a) Amounts previously made available  
3 for activities authorized under title I of the Housing and  
4 Community Development Act of 1974 (42 U.S.C. 5301 et  
5 seq.) related to disaster relief, long-term recovery, restora-  
6 tion of infrastructure and housing, economic revitalization,  
7 and mitigation in the most impacted and distressed areas  
8 resulting from a major disaster, including funds provided  
9 under section 145 of division C of Public Law 114–223,  
10 section 192 of division C of Public Law 114–223 (as  
11 added by section 101(3) of division A of Public Law 114–  
12 254), section 421 of division K of Public Law 115–31,  
13 and any mitigation funding provided under the heading  
14 “Department of Housing and Urban Development—Com-  
15 munity Planning and Development—Community Develop-  
16 ment Fund” of Public Law 115–123, that were allocated  
17 in response to Hurricane Matthew, may be used inter-  
18 changeably and without limitation for the same activities  
19 in the most impacted and distressed areas related to Hur-  
20 ricane Florence. In addition, any funds provided under the  
21 heading “Department of Housing and Urban Develop-  
22 ment—Community Planning and Development—Commu-  
23 nity Development Fund” in this Act or in division I of  
24 Public Law 115–254 that are allocated in response to  
25 Hurricane Florence may be used interchangeably and

1 without limitation for the same activities in the most im-  
2 pacted and distressed areas related to Hurricane Matthew.  
3 Until HUD publishes the Federal Register Notice imple-  
4 menting this provision, grantees may submit for HUD ap-  
5 proval revised plans for the use of funds related to Hurri-  
6 cane Matthew that expand the eligible beneficiaries of ex-  
7 isting programs contained in such previously approved  
8 plans to include those impacted by Hurricane Florence.  
9 Approval of any such revised plans shall include the execu-  
10 tion of revised grant terms and conditions as necessary.  
11 Once the implementing Notice is published, any additional  
12 action plan revisions shall follow the requirements con-  
13 tained therein.

14 (b) Amounts made available for administrative costs  
15 for activities authorized under title I of the Housing and  
16 Community Development Act of 1974 (42 U.S.C. 5301 et  
17 seq.) related to disaster relief, long-term recovery, restora-  
18 tion of infrastructure and housing, economic revitalization,  
19 and mitigation in the most impacted and distressed areas  
20 under this Act or any future Act, and amounts previously  
21 provided under section 420 of division L of Public Law  
22 114–113, section 145 of division C of Public Law 114–  
23 223, section 192 of division C of Public Law 114–223 (as  
24 added by section 101(3) of division A of Public Law 114–  
25 254), section 421 of division K of Public Law 115–31,

1 and under the heading “Department of Housing and  
2 Urban Development—Community Planning and Develop-  
3 ment—Community Development Fund” of division B of  
4 Public Law 115–56, Public Law 115–123, and Public  
5 Law 115–254, shall be available for eligible administrative  
6 costs of the grantee related to any disaster relief funding  
7 identified in this subsection without regard to the par-  
8 ticular disaster appropriation from which such funds origi-  
9 nated.

10 (c) The additional uses pursuant to this section for  
11 amounts that were previously designated by the Congress,  
12 respectively, as an emergency requirement or as being for  
13 disaster relief pursuant to the Balanced Budget and  
14 Emergency Deficit Control Act are designated by the Con-  
15 gress as being for an emergency requirement pursuant to  
16 section 251(b)(2)(A)(i) of the Balanced Budget and  
17 Emergency Deficit Control Act of 1985 or as being for  
18 disaster relief pursuant to section 251(b)(2)(D) of the  
19 Balanced Budget and Emergency Deficit Control Act of  
20 1985.

## 21 TITLE XI

### 22 GENERAL PROVISION—THIS ACT

23 SEC. 1101. Each amount designated in this Act by  
24 the Congress as being for an emergency requirement pur-  
25 suant to section 251(b)(2)(A)(i) of the Balanced Budget

1 and Emergency Deficit Control Act of 1985 shall be avail-  
2 able (or rescinded or transferred, if applicable) only if the  
3 President subsequently so designates all such amounts  
4 and transmits such designations to the Congress.

5 SEC. 1102. None of the funds made available by this  
6 Act for the Department of Homeland Security may be  
7 used for the construction or expansion of immigration de-  
8 tention facilities.

9 SEC. 1103. None of the funds appropriated or other-  
10 wise made available by this Act for the Army Corps of  
11 Engineers or Department of Homeland Security may be  
12 obligated or expended to plan, develop, or construct a new  
13 physical barrier along the Southwest border.

14 TITLE XII—FURTHER CONTINUING  
15 APPROPRIATIONS

16 SEC. 1201. The Continuing Appropriations Act, 2019  
17 (division C of Public Law 115–245) is further amended  
18 by striking the date specified in section 105(3) and insert-  
19 ing “February 8, 2019”.

1        This Act may be cited as the “Supplemental Appro-  
2        priations Act, 2019”.

          Passed the House of Representatives January 16,  
2019.

Attest:

*Clerk.*

116<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

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**H. R. 268**

**AN ACT**

Making supplemental appropriations for the fiscal  
year ending September 30, 2019, and for other  
purposes.