

116TH CONGRESS
2^D SESSION

H. R. 7617

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 2021, 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 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Defense, Commerce,
3 Justice, Science, Energy and Water Development, Finan-
4 cial Services and General Government, Labor, Health and
5 Human Services, Education, Transportation, Housing,
6 and Urban Development Appropriations Act, 2021”.

7 **SEC. 2. REFERENCES TO ACT.**

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

12 **SEC. 3. REFERENCES TO REPORT.**

13 (a) Any reference to a “report accompanying this
14 Act” contained in division A of this Act shall be treated
15 as a reference to House Report 116–453. The effect of
16 such Report shall be limited to division A and shall apply
17 for purposes of determining the allocation of funds pro-
18 vided by, and the implementation of, division A.

19 (b) Any reference to a “report accompanying this
20 Act” contained in division B of this Act shall be treated
21 as a reference to House Report 116–455. The effect of
22 such Report shall be limited to division B and shall apply
23 for purposes of determining the allocation of funds pro-
24 vided by, and the implementation of, division B.

25 (c) Any reference to a “report accompanying this
26 Act” contained in division C of this Act shall be treated

1 as a reference to House Report 116–449. The effect of
2 such Report shall be limited to division C and shall apply
3 for purposes of determining the allocation of funds pro-
4 vided by, and the implementation of, division C.

5 (d) Any reference to a “report accompanying this
6 Act” contained in division D of this Act shall be treated
7 as a reference to House Report 116–456. The effect of
8 such Report shall be limited to division D and shall apply
9 for purposes of determining the allocation of funds pro-
10 vided by, and the implementation of, division D.

11 (e) Any reference to a “report accompanying this
12 Act” contained in division E of this Act shall be treated
13 as a reference to House Report 116–450. The effect of
14 such Report shall be limited to division E and shall apply
15 for purposes of determining the allocation of funds pro-
16 vided by, and the implementation of, division E.

17 (f) Any reference to a “report accompanying this
18 Act” contained in division F of this Act shall be treated
19 as a reference to House Report 116–452. The effect of
20 such Report shall be limited to division F and shall apply
21 for purposes of determining the allocation of funds pro-
22 vided by, and the implementation of, division F.

23 **SEC. 4. AVAILABILITY OF FUNDS.**

24 (a) Each amount designated in this Act by the Con-
25 gress as an emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985 shall be available (or re-
3 scinded, if applicable) only if the President subsequently
4 so designates all such amounts and transmits such des-
5 ignations to the Congress.

6 (b) Each amount designated in this Act by the Con-
7 gress for Overseas Contingency Operations/Global War on
8 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
9 anced Budget and Emergency Deficit Control Act of 1985
10 shall be available (or rescinded, if applicable) only if the
11 President subsequently so designates all such amounts
12 and transmits such designations to the Congress.

13 **DIVISION A—DEPARTMENT OF DEFENSE**
14 **APPROPRIATIONS ACT, 2021**

15 That the following sums are appropriated, out of any
16 money in the Treasury not otherwise appropriated, for the
17 fiscal year ending September 30, 2021, for military func-
18 tions administered by the Department of Defense and for
19 other purposes, namely:

20 **TITLE I**

21 **MILITARY PERSONNEL**

22 **MILITARY PERSONNEL, ARMY**

23 For pay, allowances, individual clothing, subsistence,
24 interest on deposits, gratuities, permanent change of sta-
25 tion travel (including all expenses thereof for organiza-

1 tion travel (including all expenses thereof for organiza-
2 tional movements), and expenses of temporary duty travel
3 between permanent duty stations, for members of the Ma-
4 rine Corps on active duty (except members of the Reserve
5 provided for elsewhere); and for payments pursuant to sec-
6 tion 156 of Public Law 97-377, as amended (42 U.S.C.
7 402 note), and to the Department of Defense Military Re-
8 tirement Fund, \$14,534,551,000.

9 MILITARY PERSONNEL, AIR FORCE

10 For pay, allowances, individual clothing, subsistence,
11 interest on deposits, gratuities, permanent change of sta-
12 tion travel (including all expenses thereof for organiza-
13 tional movements), and expenses of temporary duty travel
14 between permanent duty stations, for members of the Air
15 Force on active duty (except members of reserve compo-
16 nents provided for elsewhere), cadets, and aviation cadets;
17 for members of the Reserve Officers' Training Corps; and
18 for payments pursuant to section 156 of Public Law 97-
19 377, as amended (42 U.S.C. 402 note), and to the Depart-
20 ment of Defense Military Retirement Fund,
21 \$32,675,965,000.

22 RESERVE PERSONNEL, ARMY

23 For pay, allowances, clothing, subsistence, gratuities,
24 travel, and related expenses for personnel of the Army Re-
25 serve on active duty under sections 10211, 10302, and

1 7038 of title 10, United States Code, or while serving on
2 active duty under section 12301(d) of title 10, United
3 States Code, in connection with performing duty specified
4 in section 12310(a) of title 10, United States Code, or
5 while undergoing reserve training, or while performing
6 drills or equivalent duty or other duty, and expenses au-
7 thorized by section 16131 of title 10, United States Code;
8 and for payments to the Department of Defense Military
9 Retirement Fund, \$5,025,216,000.

10 RESERVE PERSONNEL, NAVY

11 For pay, allowances, clothing, subsistence, gratuities,
12 travel, and related expenses for personnel of the Navy Re-
13 serve on active duty under section 10211 of title 10,
14 United States Code, or while serving on active duty under
15 section 12301(d) of title 10, United States Code, in con-
16 nection with performing duty specified in section 12310(a)
17 of title 10, United States Code, or while undergoing re-
18 serve training, or while performing drills or equivalent
19 duty, and expenses authorized by section 16131 of title
20 10, United States Code; and for payments to the Depart-
21 ment of Defense Military Retirement Fund,
22 \$2,223,690,000.

23 RESERVE PERSONNEL, MARINE CORPS

24 For pay, allowances, clothing, subsistence, gratuities,
25 travel, and related expenses for personnel of the Marine

1 Corps Reserve on active duty under section 10211 of title
2 10, United States Code, or while serving on active duty
3 under section 12301(d) of title 10, United States Code,
4 in connection with performing duty specified in section
5 12310(a) of title 10, United States Code, or while under-
6 going reserve training, or while performing drills or equiv-
7 alent duty, and for members of the Marine Corps platoon
8 leaders class, and expenses authorized by section 16131
9 of title 10, United States Code; and for payments to the
10 Department of Defense Military Retirement Fund,
11 \$857,394,000.

12 RESERVE PERSONNEL, AIR FORCE

13 For pay, allowances, clothing, subsistence, gratuities,
14 travel, and related expenses for personnel of the Air Force
15 Reserve on active duty under sections 10211, 10305, and
16 8038 of title 10, United States Code, or while serving on
17 active duty under section 12301(d) of title 10, United
18 States Code, in connection with performing duty specified
19 in section 12310(a) of title 10, United States Code, or
20 while undergoing reserve training, or while performing
21 drills or equivalent duty or other duty, and expenses au-
22 thorized by section 16131 of title 10, United States Code;
23 and for payments to the Department of Defense Military
24 Retirement Fund, \$2,179,763,000.

1 NATIONAL GUARD PERSONNEL, ARMY

2 For pay, allowances, clothing, subsistence, gratuities,
3 travel, and related expenses for personnel of the Army Na-
4 tional Guard while on duty under section 10211, 10302,
5 or 12402 of title 10 or section 708 of title 32, United
6 States Code, or while serving on duty under section
7 12301(d) of title 10 or section 502(f) of title 32, United
8 States Code, in connection with performing duty specified
9 in section 12310(a) of title 10, United States Code, or
10 while undergoing training, or while performing drills or
11 equivalent duty or other duty, and expenses authorized by
12 section 16131 of title 10, United States Code; and for pay-
13 ments to the Department of Defense Military Retirement
14 Fund, \$8,639,005,000 (increased by \$10,000,000) (re-
15 duced by \$10,000,000).

16 NATIONAL GUARD PERSONNEL, AIR FORCE

17 For pay, allowances, clothing, subsistence, gratuities,
18 travel, and related expenses for personnel of the Air Na-
19 tional Guard on duty under section 10211, 10305, or
20 12402 of title 10 or section 708 of title 32, United States
21 Code, or while serving on duty under section 12301(d) of
22 title 10 or section 502(f) of title 32, United States Code,
23 in connection with performing duty specified in section
24 12310(a) of title 10, United States Code, or while under-
25 going training, or while performing drills or equivalent

1 duty or other duty, and expenses authorized by section
2 16131 of title 10, United States Code; and for payments
3 to the Department of Defense Military Retirement Fund,
4 \$4,525,466,000.

5 TITLE II

6 OPERATION AND MAINTENANCE

7 OPERATION AND MAINTENANCE, ARMY

8 For expenses, not otherwise provided for, necessary
9 for the operation and maintenance of the Army, as author-
10 ized by law, \$40,424,428,000 (increased by \$500,000) (re-
11 duced by \$5,000,000) (increased by \$2,000,000) (reduced
12 by \$1,000,000) (increased by \$1,000,000): *Provided*, That
13 not to exceed \$12,478,000 can be used for emergencies
14 and extraordinary expenses, to be expended on the ap-
15 proval or authority of the Secretary of the Army, and pay-
16 ments may be made on his certificate of necessity for con-
17 fidential military purposes.

18 OPERATION AND MAINTENANCE, NAVY

19 For expenses, not otherwise provided for, necessary
20 for the operation and maintenance of the Navy and the
21 Marine Corps, as authorized by law, \$49,248,117,000 (re-
22 duced by \$1,500,000) (increased by \$2,000,000) (reduced
23 by \$1,000,000) (increased by \$1,000,000): *Provided*, That
24 not to exceed \$15,055,000 can be used for emergencies
25 and extraordinary expenses, to be expended on the ap-

1 proval or authority of the Secretary of the Navy, and pay-
2 ments may be made on his certificate of necessity for con-
3 fidential military purposes.

4 OPERATION AND MAINTENANCE, MARINE CORPS

5 For expenses, not otherwise provided for, necessary
6 for the operation and maintenance of the Marine Corps,
7 as authorized by law, \$7,512,336,000.

8 OPERATION AND MAINTENANCE, AIR FORCE

9 For expenses, not otherwise provided for, necessary
10 for the operation and maintenance of the Air Force, as
11 authorized by law, \$33,595,328,000 (increased by
12 \$2,000,000) (reduced by \$20,000,000) (increased by
13 \$10,000,000): *Provided*, That not to exceed \$7,699,000
14 can be used for emergencies and extraordinary expenses,
15 to be expended on the approval or authority of the Sec-
16 retary of the Air Force, and payments may be made on
17 his certificate of necessity for confidential military pur-
18 poses.

19 OPERATION AND MAINTENANCE, SPACE FORCE

20 For expenses, not otherwise provided for, necessary
21 for the operation and maintenance of the Space Force, as
22 authorized by law, \$2,498,544,000 (reduced by
23 \$5,000,000) (reduced by \$2,000,000).

1 OPERATION AND MAINTENANCE, DEFENSE-WIDE

2 (INCLUDING TRANSFER OF FUNDS)

3 For expenses, not otherwise provided for, necessary
4 for the operation and maintenance of activities and agen-
5 cies of the Department of Defense (other than the military
6 departments), as authorized by law, \$38,967,817,000 (re-
7 duced by \$7,700,000) (reduced by \$4,000,000) (reduced
8 by \$3,000,000) (increased by \$3,000,000) (reduced by
9 \$2,500,000) (reduced by \$5,000,000) (reduced by
10 \$5,000,000) (reduced by \$5,000,000) (reduced by
11 \$4,000,000) (reduced by \$500,000) (reduced by
12 \$5,000,000) (reduced by \$5,000,000) (reduced by
13 \$7,000,000) (reduced by \$31,306,000) (reduced by
14 \$4,000,000) (reduced by \$382,084,000) (increased by
15 \$382,084,000) (reduced by \$4,000,000) (reduced by
16 \$4,000,000) (reduced by \$2,000,000) (reduced by
17 \$5,000,000) (increased by \$5,000,000) (reduced by
18 \$20,000,000) (reduced by \$2,000,000) (increased by
19 \$2,000,000) (reduced by \$5,000,000) (reduced by
20 \$1,000,000) (reduced by \$15,000,000) (reduced by
21 \$6,000,000) (reduced by \$2,500,000) (increased by
22 \$2,500,000) (reduced by \$10,000,000) (reduced by
23 \$5,000,000) (reduced by \$10,000,000): *Provided*, That
24 not more than \$6,859,000 may be used for the Combatant
25 Commander Initiative Fund authorized under section

1 166a of title 10, United States Code: *Provided further*,
2 That not to exceed \$36,000,000 can be used for emer-
3 gencies and extraordinary expenses, to be expended on the
4 approval or authority of the Secretary of Defense, and
5 payments may be made on his certificate of necessity for
6 confidential military purposes: *Provided further*, That of
7 the funds provided under this heading, not less than
8 \$48,000,000 shall be made available for the Procurement
9 Technical Assistance Cooperative Agreement Program, of
10 which not less than \$4,500,000 shall be available for cen-
11 ters defined in 10 U.S.C. 2411(1)(D): *Provided further*,
12 That none of the funds appropriated or otherwise made
13 available by this Act may be used to plan or implement
14 the consolidation of a budget or appropriations liaison of-
15 fice of the Office of the Secretary of Defense, the office
16 of the Secretary of a military department, or the service
17 headquarters of one of the Armed Forces into a legislative
18 affairs or legislative liaison office: *Provided further*, That
19 \$17,732,000, to remain available until expended, is avail-
20 able only for expenses relating to certain classified activi-
21 ties, and may be transferred as necessary by the Secretary
22 of Defense to operation and maintenance appropriations
23 or research, development, test and evaluation appropria-
24 tions, to be merged with and to be available for the same
25 time period as the appropriations to which transferred:

1 *Provided further*, That any ceiling on the investment item
2 unit cost of items that may be purchased with operation
3 and maintenance funds shall not apply to the funds de-
4 scribed in the preceding proviso: *Provided further*, That
5 of the funds provided under this heading, \$659,225,000
6 (reduced by \$5,000,000) (increased by \$5,000,000), of
7 which \$164,806,000 to remain available until September
8 30, 2022, shall be available to provide support and assist-
9 ance to foreign security forces or other groups or individ-
10 uals to conduct, support or facilitate counterterrorism, cri-
11 sis response, or other Department of Defense security co-
12 operation programs; of which not less than \$30,000,000
13 shall be available for International Security Cooperation
14 Programs with countries in the United States Africa Com-
15 mand area of responsibility; of which not less than
16 \$130,000,000 shall be available for International Security
17 Cooperation Programs with countries in the United States
18 Southern Command area of responsibility; and not to ex-
19 ceed \$21,814,000 shall be for Defense Security Coopera-
20 tion Agency headquarters expenses: *Provided further*, That
21 the Secretary of Defense shall notify the congressional de-
22 fense committees in writing and not fewer than 15 days
23 prior to obligating funds for International Security Co-
24 operation Programs: *Provided further*, That the Secretary
25 of Defense shall provide quarterly reports to the Commit-

1 tees on Appropriations of the House of Representatives
2 and the Senate on the use and status of funds provided
3 under this heading: *Provided further*, That the transfer au-
4 thority provided under this heading is in addition to any
5 other transfer authority provided elsewhere in this Act.

6 OPERATION AND MAINTENANCE, ARMY RESERVE

7 For expenses, not otherwise provided for, necessary
8 for the operation and maintenance, including training, or-
9 ganization, and administration, of the Army Reserve; re-
10 pair of facilities and equipment; hire of passenger motor
11 vehicles; travel and transportation; care of the dead; re-
12 cruiting; procurement of services, supplies, and equip-
13 ment; and communications, \$3,004,717,000.

14 OPERATION AND MAINTENANCE, NAVY RESERVE

15 For expenses, not otherwise provided for, necessary
16 for the operation and maintenance, including training, or-
17 ganization, and administration, of the Navy Reserve; re-
18 pair of facilities and equipment; hire of passenger motor
19 vehicles; travel and transportation; care of the dead; re-
20 cruiting; procurement of services, supplies, and equip-
21 ment; and communications, \$1,155,746,000.

22 OPERATION AND MAINTENANCE, MARINE CORPS
23 RESERVE

24 For expenses, not otherwise provided for, necessary
25 for the operation and maintenance, including training, or-

1 ganization, and administration, of the Marine Corps Re-
2 serve; repair of facilities and equipment; hire of passenger
3 motor vehicles; travel and transportation; care of the dead;
4 recruiting; procurement of services, supplies, and equip-
5 ment; and communications, \$322,706,000.

6 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

7 For expenses, not otherwise provided for, necessary
8 for the operation and maintenance, including training, or-
9 ganization, and administration, of the Air Force Reserve;
10 repair of facilities and equipment; hire of passenger motor
11 vehicles; travel and transportation; care of the dead; re-
12 cruiting; procurement of services, supplies, and equip-
13 ment; and communications, \$3,300,284,000.

14 OPERATION AND MAINTENANCE, ARMY NATIONAL

15 GUARD

16 For expenses of training, organizing, and admin-
17 istering the Army National Guard, including medical and
18 hospital treatment and related expenses in non-Federal
19 hospitals; maintenance, operation, and repairs to struc-
20 tures and facilities; hire of passenger motor vehicles; per-
21 sonnel services in the National Guard Bureau; travel ex-
22 penses (other than mileage), as authorized by law for
23 Army personnel on active duty, for Army National Guard
24 division, regimental, and battalion commanders while in-
25 specting units in compliance with National Guard Bureau

1 regulations when specifically authorized by the Chief, Na-
2 tional Guard Bureau; supplying and equipping the Army
3 National Guard as authorized by law; and expenses of re-
4 pair, modification, maintenance, and issue of supplies and
5 equipment (including aircraft), \$7,611,147,000.

6 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

7 For expenses of training, organizing, and admin-
8 istering the Air National Guard, including medical and
9 hospital treatment and related expenses in non-Federal
10 hospitals; maintenance, operation, and repairs to struc-
11 tures and facilities; transportation of things, hire of pas-
12 senger motor vehicles; supplying and equipping the Air
13 National Guard, as authorized by law; expenses for repair,
14 modification, maintenance, and issue of supplies and
15 equipment, including those furnished from stocks under
16 the control of agencies of the Department of Defense;
17 travel expenses (other than mileage) on the same basis as
18 authorized by law for Air National Guard personnel on
19 active Federal duty, for Air National Guard commanders
20 while inspecting units in compliance with National Guard
21 Bureau regulations when specifically authorized by the
22 Chief, National Guard Bureau, \$6,853,942,000.

1 UNITED STATES COURT OF APPEALS FOR THE ARMED
2 FORCES

3 For salaries and expenses necessary for the United
4 States Court of Appeals for the Armed Forces,
5 \$15,211,000, of which not to exceed \$5,000 may be used
6 for official representation purposes.

7 ENVIRONMENTAL RESTORATION, ARMY
8 (INCLUDING TRANSFER OF FUNDS)

9 For the Department of the Army, \$264,285,000 (re-
10 duced by \$5,000,000) (reduced by \$10,000,000), to re-
11 main available until transferred: *Provided*, That the Sec-
12 retary of the Army shall, upon determining that such
13 funds are required for environmental restoration, reduc-
14 tion and recycling of hazardous waste, removal of unsafe
15 buildings and debris of the Department of the Army, or
16 for similar purposes, transfer the funds made available by
17 this appropriation to other appropriations made available
18 to the Department of the Army, to be merged with and
19 to be available for the same purposes and for the same
20 time period as the appropriations to which transferred:
21 *Provided further*, That upon a determination that all or
22 part of the funds transferred from this appropriation are
23 not necessary for the purposes provided herein, such
24 amounts may be transferred back to this appropriation:
25 *Provided further*, That the transfer authority provided

1 under this heading is in addition to any other transfer au-
2 thority provided elsewhere in this Act.

3 ENVIRONMENTAL RESTORATION, NAVY

4 (INCLUDING TRANSFER OF FUNDS)

5 For the Department of the Navy, \$404,250,000, to
6 remain available until transferred: *Provided*, That the Sec-
7 retary of the Navy shall, upon determining that such
8 funds are required for environmental restoration, reduc-
9 tion and recycling of hazardous waste, removal of unsafe
10 buildings and debris of the Department of the Navy, or
11 for similar purposes, transfer the funds made available by
12 this appropriation to other appropriations made available
13 to the Department of the Navy, to be merged with and
14 to be available for the same purposes and for the same
15 time period as the appropriations to which transferred:
16 *Provided further*, That upon a determination that all or
17 part of the funds transferred from this appropriation are
18 not necessary for the purposes provided herein, such
19 amounts may be transferred back to this appropriation:
20 *Provided further*, That the transfer authority provided
21 under this heading is in addition to any other transfer au-
22 thority provided elsewhere in this Act.

1 ENVIRONMENTAL RESTORATION, AIR FORCE

2 (INCLUDING TRANSFER OF FUNDS)

3 For the Department of the Air Force, \$509,250,000,
4 to remain available until transferred: *Provided*, That the
5 Secretary of the Air Force shall, upon determining that
6 such funds are required for environmental restoration, re-
7 duction and recycling of hazardous waste, removal of un-
8 safe buildings and debris of the Department of the Air
9 Force, or for similar purposes, transfer the funds made
10 available by this appropriation to other appropriations
11 made available to the Department of the Air Force, to be
12 merged with and to be available for the same purposes
13 and for the same time period as the appropriations to
14 which transferred: *Provided further*, That upon a deter-
15 mination that all or part of the funds transferred from
16 this appropriation are not necessary for the purposes pro-
17 vided herein, such amounts may be transferred back to
18 this appropriation: *Provided further*, That the transfer au-
19 thority provided under this heading is in addition to any
20 other transfer authority provided elsewhere in this Act.

21 ENVIRONMENTAL RESTORATION, DEFENSE-WIDE

22 (INCLUDING TRANSFER OF FUNDS)

23 For the Department of Defense, \$19,952,000, to re-
24 main available until transferred: *Provided*, That the Sec-
25 retary of Defense shall, upon determining that such funds

1 are required for environmental restoration, reduction and
2 recycling of hazardous waste, removal of unsafe buildings
3 and debris of the Department of Defense, or for similar
4 purposes, transfer the funds made available by this appro-
5 priation to other appropriations made available to the De-
6 partment of Defense, to be merged with and to be avail-
7 able for the same purposes and for the same time period
8 as the appropriations to which transferred: *Provided fur-*
9 *ther*, That upon a determination that all or part of the
10 funds transferred from this appropriation are not nec-
11 essary for the purposes provided herein, such amounts
12 may be transferred back to this appropriation: *Provided*
13 *further*, That the transfer authority provided under this
14 heading is in addition to any other transfer authority pro-
15 vided elsewhere in this Act.

16 ENVIRONMENTAL RESTORATION, FORMERLY USED
17 DEFENSE SITES
18 (INCLUDING TRANSFER OF FUNDS)

19 For the Department of the Army, \$288,750,000, to
20 remain available until transferred: *Provided*, That the Sec-
21 retary of the Army shall, upon determining that such
22 funds are required for environmental restoration, reduc-
23 tion and recycling of hazardous waste, removal of unsafe
24 buildings and debris at sites formerly used by the Depart-
25 ment of Defense, transfer the funds made available by this

1 appropriation to other appropriations made available to
2 the Department of the Army, to be merged with and to
3 be available for the same purposes and for the same time
4 period as the appropriations to which transferred: *Pro-*
5 *vided further*, That upon a determination that all or part
6 of the funds transferred from this appropriation are not
7 necessary for the purposes provided herein, such amounts
8 may be transferred back to this appropriation: *Provided*
9 *further*, That the transfer authority provided under this
10 heading is in addition to any other transfer authority pro-
11 vided elsewhere in this Act.

12 OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

13 For expenses relating to the Overseas Humanitarian,
14 Disaster, and Civic Aid programs of the Department of
15 Defense (consisting of the programs provided under sec-
16 tions 401, 402, 404, 407, 2557, and 2561 of title 10,
17 United States Code), \$147,500,000, to remain available
18 until September 30, 2022: *Provided*, That such amounts
19 shall not be subject to the limitation in section 407(e)(3)
20 of title 10, United States Code.

21 COOPERATIVE THREAT REDUCTION ACCOUNT

22 For assistance, including assistance provided by con-
23 tract or by grants, under programs and activities of the
24 Department of Defense Cooperative Threat Reduction
25 Program authorized under the Department of Defense Co-

1 operative Threat Reduction Act, \$360,190,000, to remain
2 available until September 30, 2023.

3 DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE
4 DEVELOPMENT ACCOUNT

5 For the Department of Defense Acquisition Work-
6 force Development Account, \$198,501,000, to remain
7 available for obligation until September 30, 2021: *Pro-*
8 *vided*, That no other amounts may be otherwise credited
9 or transferred to the Account, or deposited into the Ac-
10 count, in fiscal year 2021 pursuant to section 1705(d) of
11 title 10, United States Code.

12 TITLE III
13 PROCUREMENT

14 AIRCRAFT PROCUREMENT, ARMY

15 For construction, procurement, production, modifica-
16 tion, and modernization of aircraft, equipment, including
17 ordnance, ground handling equipment, spare parts, and
18 accessories therefor; specialized equipment and training
19 devices; expansion of public and private plants, including
20 the land necessary therefor, for the foregoing purposes,
21 and such lands and interests therein, may be acquired,
22 and construction prosecuted thereon prior to approval of
23 title; and procurement and installation of equipment, ap-
24 pliances, and machine tools in public and private plants;
25 reserve plant and Government and contractor-owned

1 equipment layaway; and other expenses necessary for the
2 foregoing purposes, \$3,503,013,000 (increased by
3 \$5,500,000), to remain available for obligation until Sep-
4 tember 30, 2023.

5 MISSILE PROCUREMENT, ARMY

6 For construction, procurement, production, modifica-
7 tion, and modernization of missiles, equipment, including
8 ordnance, ground handling equipment, spare parts, and
9 accessories therefor; specialized equipment and training
10 devices; expansion of public and private plants, including
11 the land necessary therefor, for the foregoing purposes,
12 and such lands and interests therein, may be acquired,
13 and construction prosecuted thereon prior to approval of
14 title; and procurement and installation of equipment, ap-
15 pliances, and machine tools in public and private plants;
16 reserve plant and Government and contractor-owned
17 equipment layaway; and other expenses necessary for the
18 foregoing purposes, \$3,419,333,000, to remain available
19 for obligation until September 30, 2023.

20 PROCUREMENT OF WEAPONS AND TRACKED COMBAT

21 VEHICLES, ARMY

22 For construction, procurement, production, and
23 modification of weapons and tracked combat vehicles,
24 equipment, including ordnance, spare parts, and acces-
25 sories therefor; specialized equipment and training devices;

1 expansion of public and private plants, including the land
2 necessary therefor, for the foregoing purposes, and such
3 lands and interests therein, may be acquired, and con-
4 struction prosecuted thereon prior to approval of title; and
5 procurement and installation of equipment, appliances,
6 and machine tools in public and private plants; reserve
7 plant and Government and contractor-owned equipment
8 layaway; and other expenses necessary for the foregoing
9 purposes, \$3,696,263,000, to remain available for obliga-
10 tion until September 30, 2023.

11 PROCUREMENT OF AMMUNITION, ARMY

12 For construction, procurement, production, and
13 modification of ammunition, and accessories therefor; spe-
14 cialized equipment and training devices; expansion of pub-
15 lic and private plants, including ammunition facilities, au-
16 thorized by section 2854 of title 10, United States Code,
17 and the land necessary therefor, for the foregoing pur-
18 poses, and such lands and interests therein, may be ac-
19 quired, and construction prosecuted thereon prior to ap-
20 proval of title; and procurement and installation of equip-
21 ment, appliances, and machine tools in public and private
22 plants; reserve plant and Government and contractor-
23 owned equipment layaway; and other expenses necessary
24 for the foregoing purposes, \$2,789,898,000, to remain
25 available for obligation until September 30, 2023.

1 OTHER PROCUREMENT, ARMY

2 For construction, procurement, production, and
3 modification of vehicles, including tactical, support, and
4 non-tracked combat vehicles; the purchase of passenger
5 motor vehicles for replacement only; communications and
6 electronic equipment; other support equipment; spare
7 parts, ordnance, and accessories therefor; specialized
8 equipment and training devices; expansion of public and
9 private plants, including the land necessary therefor, for
10 the foregoing purposes, and such lands and interests
11 therein, may be acquired, and construction prosecuted
12 thereon prior to approval of title; and procurement and
13 installation of equipment, appliances, and machine tools
14 in public and private plants; reserve plant and Govern-
15 ment and contractor-owned equipment layaway; and other
16 expenses necessary for the foregoing purposes,
17 \$8,453,422,000 (reduced by \$5,500,000) (reduced by
18 \$17,160,000) (increased by \$17,160,000) (increased by
19 \$5,000,000), to remain available for obligation until Sep-
20 tember 30, 2023.

21 AIRCRAFT PROCUREMENT, NAVY

22 For construction, procurement, production, modifica-
23 tion, and modernization of aircraft, equipment, including
24 ordnance, spare parts, and accessories therefor; specialized
25 equipment; expansion of public and private plants, includ-

1 ing the land necessary therefor, and such lands and inter-
2 ests therein, may be acquired, and construction prosecuted
3 thereon prior to approval of title; and procurement and
4 installation of equipment, appliances, and machine tools
5 in public and private plants; reserve plant and Govern-
6 ment and contractor-owned equipment layaway,
7 \$17,710,109,000 (increased by \$10,000,000), to remain
8 available for obligation until September 30, 2023.

9 WEAPONS PROCUREMENT, NAVY

10 For construction, procurement, production, modifica-
11 tion, and modernization of missiles, torpedoes, other weap-
12 ons, and related support equipment including spare parts,
13 and accessories therefor; expansion of public and private
14 plants, including the land necessary therefor, and such
15 lands and interests therein, may be acquired, and con-
16 struction prosecuted thereon prior to approval of title; and
17 procurement and installation of equipment, appliances,
18 and machine tools in public and private plants; reserve
19 plant and Government and contractor-owned equipment
20 layaway, \$4,378,594,000, to remain available for obliga-
21 tion until September 30, 2023.

22 PROCUREMENT OF AMMUNITION, NAVY AND MARINE 23 CORPS

24 For construction, procurement, production, and
25 modification of ammunition, and accessories therefor; spe-

1 cialized equipment and training devices; expansion of pub-
2 lic and private plants, including ammunition facilities, au-
3 thorized by section 2854 of title 10, United States Code,
4 and the land necessary therefor, for the foregoing pur-
5 poses, and such lands and interests therein, may be ac-
6 quired, and construction prosecuted thereon prior to ap-
7 proval of title; and procurement and installation of equip-
8 ment, appliances, and machine tools in public and private
9 plants; reserve plant and Government and contractor-
10 owned equipment layaway; and other expenses necessary
11 for the foregoing purposes, \$795,134,000 (increased by
12 \$5,000,000), to remain available for obligation until Sep-
13 tember 30, 2023.

14 SHIPBUILDING AND CONVERSION, NAVY

15 For expenses necessary for the construction, acquisi-
16 tion, or conversion of vessels as authorized by law, includ-
17 ing armor and armament thereof, plant equipment, appli-
18 ances, and machine tools and installation thereof in public
19 and private plants; reserve plant and Government and con-
20 tractor-owned equipment layaway; procurement of critical,
21 long lead time components and designs for vessels to be
22 constructed or converted in the future; and expansion of
23 public and private plants, including land necessary there-
24 for, and such lands and interests therein, may be acquired,

1 and construction prosecuted thereon prior to approval of
2 title, as follows:

3 Columbia Class Submarine, \$2,862,179,000;

4 Columbia Class Submarine (AP), \$1,123,175,000;

5 Carrier Replacement Program (CVN-80),
6 \$904,800,000;

7 Carrier Replacement Program (CVN-81),
8 \$1,606,432,000;

9 Virginia Class Submarine, \$4,603,213,000;

10 Virginia Class Submarine (AP), \$2,173,187,000;

11 CVN Refueling Overhauls, \$1,878,453,000;

12 CVN Refueling Overhauls (AP), \$17,384,000;

13 DDG-1000 Program, \$78,205,000;

14 DDG-51 Destroyer, \$2,931,245,000;

15 DDG-51 Destroyer (AP), \$29,297,000;

16 FFG-Frigate, \$1,053,123,000;

17 LPD Flight II, \$1,155,801,000;

18 TAO Fleet Oiler, \$20,000,000;

19 Towing, Salvage, and Rescue Ship, \$157,790,000;

20 LCU 1700, \$87,395,000;

21 Service Craft, \$244,147,000;

22 LCAC SLEP, \$56,461,000;

23 For COVID-19 recovery for second, third, and fourth
24 tier suppliers, \$100,000,000;

1 For outfitting, post delivery, conversions, and first
2 destination transportation, \$806,539,000; and

3 Completion of Prior Year Shipbuilding Programs,
4 \$369,112,000.

5 In all: \$22,257,938,000, to remain available for obli-
6 gation until September 30, 2025: *Provided*, That addi-
7 tional obligations may be incurred after September 30,
8 2025, for engineering services, tests, evaluations, and
9 other such budgeted work that must be performed in the
10 final stage of ship construction: *Provided further*, That
11 none of the funds provided under this heading for the con-
12 struction or conversion of any naval vessel to be con-
13 structed in shipyards in the United States shall be ex-
14 pended in foreign facilities for the construction of major
15 components of such vessel: *Provided further*, That none
16 of the funds provided under this heading shall be used
17 for the construction of any naval vessel in foreign ship-
18 yards: *Provided further*, That funds appropriated or other-
19 wise made available by this Act for Columbia Class Sub-
20 marine (AP) may be available for the purposes authorized
21 by subsection (f), (g), (h) or (i) of section 2218a of title
22 10, United States Code, only in accordance with the provi-
23 sions of the applicable subsection.

1 OTHER PROCUREMENT, NAVY

2 For procurement, production, and modernization of
3 support equipment and materials not otherwise provided
4 for, Navy ordnance (except ordnance for new aircraft, new
5 ships, and ships authorized for conversion); the purchase
6 of passenger motor vehicles for replacement only; expan-
7 sion of public and private plants, including the land nec-
8 essary therefor, and such lands and interests therein, may
9 be acquired, and construction prosecuted thereon prior to
10 approval of title; and procurement and installation of
11 equipment, appliances, and machine tools in public and
12 private plants; reserve plant and Government and con-
13 tractor-owned equipment layaway, \$9,986,796,000 (re-
14 duced by \$5,000,000) (increased by \$5,000,000), to re-
15 main available for obligation until September 30, 2023:
16 *Provided*, That such funds are also available for the main-
17 tenance, repair, and modernization of Pacific Fleet ships
18 under a pilot program established for such purposes.

19 PROCUREMENT, MARINE CORPS

20 For expenses necessary for the procurement, manu-
21 facture, and modification of missiles, armament, military
22 equipment, spare parts, and accessories therefor; plant
23 equipment, appliances, and machine tools, and installation
24 thereof in public and private plants; reserve plant and
25 Government and contractor-owned equipment layaway; ve-

1 hicles for the Marine Corps, including the purchase of pas-
2 senger motor vehicles for replacement only; and expansion
3 of public and private plants, including land necessary
4 therefor, and such lands and interests therein, may be ac-
5 quired, and construction prosecuted thereon prior to ap-
6 proval of title, \$2,693,354,000 (increased by
7 \$31,306,000), to remain available for obligation until Sep-
8 tember 30, 2023.

9 AIRCRAFT PROCUREMENT, AIR FORCE

10 For construction, procurement, and modification of
11 aircraft and equipment, including armor and armament,
12 specialized ground handling equipment, and training de-
13 vices, spare parts, and accessories therefor; specialized
14 equipment; expansion of public and private plants, Gov-
15 ernment-owned equipment and installation thereof in such
16 plants, erection of structures, and acquisition of land, for
17 the foregoing purposes, and such lands and interests
18 therein, may be acquired, and construction prosecuted
19 thereon prior to approval of title; reserve plant and Gov-
20 ernment and contractor-owned equipment layaway; and
21 other expenses necessary for the foregoing purposes in-
22 cluding rents and transportation of things,
23 \$19,587,853,000 (increased by \$5,000,000), to remain
24 available for obligation until September 30, 2023.

1 MISSILE PROCUREMENT, AIR FORCE

2 For construction, procurement, and modification of
3 missiles, rockets, and related equipment, including spare
4 parts and accessories therefor; ground handling equip-
5 ment, and training devices; expansion of public and pri-
6 vate plants, Government-owned equipment and installa-
7 tion thereof in such plants, erection of structures, and ac-
8 quisition of land, for the foregoing purposes, and such
9 lands and interests therein, may be acquired, and con-
10 struction prosecuted thereon prior to approval of title; re-
11 serve plant and Government and contractor-owned equip-
12 ment layaway; and other expenses necessary for the fore-
13 going purposes including rents and transportation of
14 things, \$2,249,157,000, to remain available for obligation
15 until September 30, 2023.

16 PROCUREMENT OF AMMUNITION, AIR FORCE

17 For construction, procurement, production, and
18 modification of ammunition, and accessories therefor; spe-
19 cialized equipment and training devices; expansion of pub-
20 lic and private plants, including ammunition facilities, au-
21 thorized by section 2854 of title 10, United States Code,
22 and the land necessary therefor, for the foregoing pur-
23 poses, and such lands and interests therein, may be ac-
24 quired, and construction prosecuted thereon prior to ap-
25 proval of title; and procurement and installation of equip-

1 ment, appliances, and machine tools in public and private
2 plants; reserve plant and Government and contractor-
3 owned equipment layaway; and other expenses necessary
4 for the foregoing purposes, \$609,338,000, to remain avail-
5 able for obligation until September 30, 2023.

6 OTHER PROCUREMENT, AIR FORCE

7 For procurement and modification of equipment (in-
8 cluding ground guidance and electronic control equipment,
9 and ground electronic and communication equipment),
10 and supplies, materials, and spare parts therefor, not oth-
11 erwise provided for; the purchase of passenger motor vehi-
12 cles for replacement only; lease of passenger motor vehi-
13 cles; and expansion of public and private plants, Govern-
14 ment-owned equipment and installation thereof in such
15 plants, erection of structures, and acquisition of land, for
16 the foregoing purposes, and such lands and interests
17 therein, may be acquired, and construction prosecuted
18 thereon, prior to approval of title; reserve plant and Gov-
19 ernment and contractor-owned equipment layaway,
20 \$23,603,470,000 (reduced by \$5,000,000), to remain
21 available for obligation until September 30, 2023.

22 PROCUREMENT, SPACE FORCE

23 For construction, procurement, and modification of
24 spacecraft, rockets, and related equipment, including
25 spare parts and accessories therefor; ground handling

1 equipment, and training devices; expansion of public and
2 private plants, Government-owned equipment and installa-
3 tion thereof in such plants, erection of structures, and ac-
4 quisition of land, for the foregoing purposes, and such
5 lands and interests therein, may be acquired, and con-
6 struction prosecuted thereon prior to approval of title; re-
7 serve plant and Government and contractor-owned equip-
8 ment layaway; and other expenses necessary for the fore-
9 going purposes including rents and transportation of
10 things, \$2,289,934,000, to remain available for obligation
11 until September 30, 2023.

12 PROCUREMENT, DEFENSE-WIDE

13 For expenses of activities and agencies of the Depart-
14 ment of Defense (other than the military departments)
15 necessary for procurement, production, and modification
16 of equipment, supplies, materials, and spare parts there-
17 for, not otherwise provided for; the purchase of passenger
18 motor vehicles for replacement only; expansion of public
19 and private plants, equipment, and installation thereof in
20 such plants, erection of structures, and acquisition of land
21 for the foregoing purposes, and such lands and interests
22 therein, may be acquired, and construction prosecuted
23 thereon prior to approval of title; reserve plant and Gov-
24 ernment and contractor-owned equipment layaway,

1 \$5,418,220,000, to remain available for obligation until
2 September 30, 2023.

3 DEFENSE PRODUCTION ACT PURCHASES

4 For activities by the Department of Defense pursuant
5 to sections 108, 301, 302, and 303 of the Defense Produc-
6 tion Act of 1950 (50 U.S.C. 4518, 4531, 4532, and 4533),
7 \$191,931,000, to remain available until expended.

8 TITLE IV

9 RESEARCH, DEVELOPMENT, TEST AND
10 EVALUATION

11 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
12 ARMY

13 For expenses necessary for basic and applied sci-
14 entific research, development, test and evaluation, includ-
15 ing maintenance, rehabilitation, lease, and operation of fa-
16 cilities and equipment, \$13,126,499,000 (reduced by
17 \$5,000,000) (reduced by \$5,000,000) (increased by
18 \$4,000,000) (increased by \$5,000,000) (increased by
19 \$4,000,000) (increased by \$5,000,000) (reduced by
20 \$5,000,000) (increased by \$5,000,000) (increased by
21 \$3,000,000) (reduced by \$3,000,000) (increased by
22 \$4,000,000) (reduced by \$5,000,000) (increased by
23 \$5,000,000) (reduced by \$4,000,000) (increased by
24 \$4,000,000), to remain available for obligation until Sep-
25 tember 30, 2022.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 NAVY

3 For expenses necessary for basic and applied sci-
4 entific research, development, test and evaluation, includ-
5 ing maintenance, rehabilitation, lease, and operation of fa-
6 cilities and equipment, \$20,165,874,000 (increased by
7 \$7,700,000) (increased by \$2,500,000) (increased by
8 \$1,500,000) (increased by \$5,000,000) (increased by
9 \$4,000,000), to remain available for obligation until Sep-
10 tember 30, 2022: *Provided*, That funds appropriated in
11 this paragraph which are available for the V-22 may be
12 used to meet unique operational requirements of the Spe-
13 cial Operations Forces.

14 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
15 AIR FORCE

16 For expenses necessary for basic and applied sci-
17 entific research, development, test and evaluation, includ-
18 ing maintenance, rehabilitation, lease, and operation of fa-
19 cilities and equipment, \$36,040,609,000 (increased by
20 \$5,000,000) (reduced by \$250,000) (increased by
21 \$250,000) (reduced by \$2,500,000) (increased by
22 \$2,500,000) (reduced by \$5,000,000) (increased by
23 \$5,000,000) (increased by \$5,000,000) (increased by
24 \$20,000,000), to remain available for obligation until Sep-
25 tember 30, 2022.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 SPACE FORCE

3 For expenses necessary for basic and applied sci-
4 entific research, development, test and evaluation, includ-
5 ing maintenance, rehabilitation, lease, and operation of fa-
6 cilities and equipment, \$10,187,840,000 (increased by
7 \$4,000,000), to remain available until September 30,
8 2022.

9 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
10 DEFENSE-WIDE

11 For expenses of activities and agencies of the Depart-
12 ment of Defense (other than the military departments),
13 necessary for basic and applied scientific research, devel-
14 opment, test and evaluation; advanced research projects
15 as may be designated and determined by the Secretary
16 of Defense, pursuant to law; maintenance, rehabilitation,
17 lease, and operation of facilities and equipment,
18 \$24,617,177,000 (increased by \$5,000,000) (increased by
19 \$5,000,000) (reduced by \$5,000,000) (increased by
20 \$5,000,000) (increased by \$5,000,000) (increased by
21 \$5,000,000) (reduced by \$5,000,000) (increased by
22 \$2,000,000) (reduced by \$3,000,000) (increased by
23 \$3,000,000) (increased by \$20,000,000) (increased by
24 \$5,000,000) (increased by \$1,000,000) (increased by
25 \$15,000,000) (increased by \$5,000,000) (reduced by

1 \$5,000,000) (reduced by \$3,000,000) (increased by
2 \$3,000,000), to remain available for obligation until Sep-
3 tember 30, 2022.

4 OPERATIONAL TEST AND EVALUATION, DEFENSE

5 For expenses, not otherwise provided for, necessary
6 for the independent activities of the Director, Operational
7 Test and Evaluation, in the direction and supervision of
8 operational test and evaluation, including initial oper-
9 ational test and evaluation which is conducted prior to,
10 and in support of, production decisions; joint operational
11 testing and evaluation; and administrative expenses in
12 connection therewith, \$210,090,000, to remain available
13 for obligation until September 30, 2022.

14 TITLE V

15 REVOLVING AND MANAGEMENT FUNDS

16 DEFENSE WORKING CAPITAL FUNDS

17 For the Defense Working Capital Funds,
18 \$1,348,910,000.

19 TITLE VI

20 OTHER DEPARTMENT OF DEFENSE PROGRAMS

21 DEFENSE HEALTH PROGRAM

22 For expenses, not otherwise provided for, for medical
23 and health care programs of the Department of Defense
24 as authorized by law, \$33,297,902,000 (increased by
25 \$5,000,000) (reduced by \$5,000,000) (increased by

1 \$5,000,000) (increased by \$10,000,000) (increased by
2 \$2,000,000) (reduced by \$4,000,000) (increased by
3 \$4,000,000) (increased by \$7,400,000) (reduced by
4 \$7,400,000); of which \$31,097,781,000 (reduced by
5 \$4,500,000) (reduced by \$5,000,000) (reduced by
6 \$5,000,000) (increased by \$5,000,000), shall be for oper-
7 ation and maintenance, of which not to exceed 1 percent
8 shall remain available for obligation until September 30,
9 2022, and of which up to \$16,024,715,000 may be avail-
10 able for contracts entered into under the TRICARE pro-
11 gram; of which \$557,896,000, to remain available for obli-
12 gation until September 30, 2023, shall be for procure-
13 ment; and of which \$1,642,225,000 (increased by
14 \$4,500,000) (increased by \$5,000,000) (increased by
15 \$5,000,000) (increased by \$10,000,000) (increased by
16 \$2,000,000), to remain available for obligation until Sep-
17 tember 30, 2022, shall be for research, development, test
18 and evaluation: *Provided*, That, notwithstanding any other
19 provision of law, of the amount made available under this
20 heading for research, development, test and evaluation,
21 not less than \$8,000,000 shall be available for HIV pre-
22 vention educational activities undertaken in connection
23 with United States military training, exercises, and hu-
24 manitarian assistance activities conducted primarily in Af-
25 rican nations: *Provided further*, That of the funds provided

1 under this heading for research, development, test and
2 evaluation, not less than \$1,020,500,000 (increased by
3 \$4,500,000) (increased by \$5,000,000) (increased by
4 \$5,000,000) (increased by \$10,000,000) (increased by
5 \$2,000,000) shall be made available to the United States
6 Army Medical Research and Development Command to
7 carry out the congressionally directed medical research
8 programs: *Provided further*, That the Secretary of Defense
9 shall submit to the Congressional defense committees
10 quarterly reports on the current status of the deployment
11 of the electronic health record: *Provided further*, That the
12 Secretary of Defense shall provide notice to the Congres-
13 sional defense committees not later than 10 business days
14 after delaying the proposed timeline of such deployment
15 if such delay is longer than 1 week: *Provided further*, That
16 the Comptroller General of the United States shall per-
17 form quarterly performance reviews of such deployment.

18 CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,

19 DEFENSE

20 For expenses, not otherwise provided for, necessary
21 for the destruction of the United States stockpile of lethal
22 chemical agents and munitions in accordance with the pro-
23 visions of section 1412 of the Department of Defense Au-
24 thorization Act, 1986 (50 U.S.C. 1521), and for the de-
25 struction of other chemical warfare materials that are not

1 in the chemical weapon stockpile, \$889,500,000, of which
2 \$106,691,000 shall be for operation and maintenance, of
3 which no less than \$51,009,000 shall be for the Chemical
4 Stockpile Emergency Preparedness Program, consisting of
5 \$22,235,000 for activities on military installations and
6 \$28,774,000, to remain available until September 30,
7 2022, to assist State and local governments; \$616,000
8 shall be for procurement, to remain available until Sep-
9 tember 30, 2023, of which not less than \$616,000 shall
10 be for the Chemical Stockpile Emergency Preparedness
11 Program to assist State and local governments; and
12 \$782,193,000, to remain available until September 30,
13 2022, shall be for research, development, test and evalua-
14 tion, of which \$775,699,000 shall only be for the Assem-
15 bled Chemical Weapons Alternatives program.

16 DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,

17 DEFENSE

18 (INCLUDING TRANSFER OF FUNDS)

19 For drug interdiction and counter-drug activities of
20 the Department of Defense, for transfer to appropriations
21 available to the Department of Defense for military per-
22 sonnel of the reserve components serving under the provi-
23 sions of title 10 and title 32, United States Code; for oper-
24 ation and maintenance; for procurement; and for research,
25 development, test and evaluation, \$746,223,000, of which

1 \$421,029,000 shall be for counter-narcotics support;
2 \$123,704,000 (reduced by \$4,000,000) (increased by
3 \$4,000,000) shall be for the drug demand reduction pro-
4 gram; \$195,979,000 (reduced by \$4,000,000) (increased
5 by \$4,000,000) shall be for the National Guard counter-
6 drug program; and \$5,511,000 shall be for the National
7 Guard counter-drug schools program: *Provided*, That the
8 funds appropriated under this heading shall be available
9 for obligation for the same time period and for the same
10 purpose as the appropriation to which transferred: *Pro-*
11 *vided further*, That upon a determination that all or part
12 of the funds transferred from this appropriation are not
13 necessary for the purposes provided herein, such amounts
14 may be transferred back to this appropriation: *Provided*
15 *further*, That the transfer authority provided under this
16 heading is in addition to any other transfer authority con-
17 tained elsewhere in this Act: *Provided further*, That funds
18 appropriated under this heading for counter-narcotics sup-
19 port may only be transferred 15 days following written
20 notification to the congressional defense committees.

21 OFFICE OF THE INSPECTOR GENERAL

22 For expenses and activities of the Office of the In-
23 spector General in carrying out the provisions of the In-
24 spector General Act of 1978, as amended, \$387,696,000,
25 of which \$385,740,000 shall be for operation and mainte-

1 nance, of which not to exceed \$700,000 is available for
2 emergencies and extraordinary expenses to be expended on
3 the approval or authority of the Inspector General, and
4 payments may be made on the Inspector General's certifi-
5 cate of necessity for confidential military purposes; of
6 which \$858,000, to remain available for obligation until
7 September 30, 2023, shall be for procurement; and of
8 which \$1,098,000, to remain available until September 30,
9 2022, shall be for research, development, test and evalua-
10 tion.

11 TITLE VII

12 RELATED AGENCIES

13 CENTRAL INTELLIGENCE AGENCY RETIREMENT AND

14 DISABILITY SYSTEM FUND

15 For payment to the Central Intelligence Agency Re-
16 tirement and Disability System Fund, to maintain the
17 proper funding level for continuing the operation of the
18 Central Intelligence Agency Retirement and Disability
19 System, \$514,000,000.

20 INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

21 For necessary expenses of the Intelligence Commu-
22 nity Management Account, \$619,728,000.

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TITLE VIII

GENERAL PROVISIONS

SEC. 8001. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 8002. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the Department of Defense:

Provided, That salary increases granted to direct and indirect hire foreign national employees of the Department of Defense funded by this Act shall not be at a rate in excess of the percentage increase authorized by law for civilian employees of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: *Provided further*, That this section shall not apply to Department of Defense foreign service national employees serving at United States diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: *Provided further*, That the limitations of this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

1 SEC. 8003. No part of any appropriation contained
2 in this Act shall remain available for obligation beyond
3 the current fiscal year, unless expressly so provided herein.

4 SEC. 8004. No more than 20 percent of the appro-
5 priations in this Act which are limited for obligation dur-
6 ing the current fiscal year shall be obligated during the
7 last 2 months of the fiscal year: *Provided*, That this sec-
8 tion shall not apply to obligations for support of active
9 duty training of reserve components or summer camp
10 training of the Reserve Officers' Training Corps.

11 (TRANSFER OF FUNDS)

12 SEC. 8005. Upon determination by the Secretary of
13 Defense that such action is necessary in the national inter-
14 est, the Secretary may, with the approval of the Office
15 of Management and Budget, transfer not to exceed
16 \$1,000,000,000 of working capital funds of the Depart-
17 ment of Defense or funds made available in this Act to
18 the Department of Defense for military functions (except
19 military construction) between such appropriations or
20 funds or any subdivision thereof, to be merged with and
21 to be available for the same purposes, and for the same
22 time period, as the appropriation or fund to which trans-
23 ferred: *Provided*, That such authority to transfer may not
24 be used unless for higher priority items, based on unfore-
25 seen military requirements, than those for which originally

1 appropriated and in no case where the item for which
2 funds are requested has been denied by the Congress: *Pro-*
3 *vided further*, That the Secretary of Defense shall notify
4 the Congress promptly of all transfers made pursuant to
5 this authority or any other authority in this Act: *Provided*
6 *further*, That no part of the funds in this Act shall be
7 available to prepare or present a request to the Commit-
8 tees on Appropriations of the House of Representatives
9 and the Senate for reprogramming of funds, unless for
10 higher priority items, based on unforeseen military re-
11 quirements, than those for which originally appropriated
12 and in no case where the item for which reprogramming
13 is requested has been denied by the Congress: *Provided*
14 *further*, That a request for multiple reprogrammings of
15 funds using authority provided in this section shall be
16 made prior to June 30, 2021: *Provided further*, That
17 transfers among military personnel appropriations shall
18 not be taken into account for purposes of the limitation
19 on the amount of funds that may be transferred under
20 this section.

21 SEC. 8006. (a) With regard to the list of specific pro-
22 grams, projects, and activities (and the dollar amounts
23 and adjustments to budget activities corresponding to
24 such programs, projects, and activities) contained in the
25 tables titled Explanation of Project Level Adjustments in

1 the explanatory statement regarding this Act, the obliga-
2 tion and expenditure of amounts appropriated or other-
3 wise made available in this Act for those programs,
4 projects, and activities for which the amounts appro-
5 priated exceed the amounts requested are hereby required
6 by law to be carried out in the manner provided by such
7 tables to the same extent as if the tables were included
8 in the text of this Act.

9 (b) Amounts specified in the referenced tables de-
10 scribed in subsection (a) shall not be treated as subdivi-
11 sions of appropriations for purposes of section 8005 of this
12 Act: *Provided*, That section 8005 shall apply when trans-
13 fers of the amounts described in subsection (a) occur be-
14 tween appropriation accounts.

15 SEC. 8007. (a) Not later than 60 days after enact-
16 ment of this Act, the Department of Defense shall submit
17 a report to the congressional defense committees to estab-
18 lish the baseline for application of reprogramming and
19 transfer authorities for fiscal year 2021: *Provided*, That
20 the report shall include—

21 (1) a table for each appropriation with a sepa-
22 rate column to display the President's budget re-
23 quest, adjustments made by Congress, adjustments
24 due to enacted rescissions, if appropriate, and the
25 fiscal year enacted level;

1 (2) a delineation in the table for each appro-
2 priation both by budget activity and program,
3 project, and activity as detailed in the Budget Ap-
4 pendix; and

5 (3) an identification of items of special congres-
6 sional interest.

7 (b) Notwithstanding section 8005 of this Act, none
8 of the funds provided in this Act shall be available for
9 reprogramming or transfer until the report identified in
10 subsection (a) is submitted to the congressional defense
11 committees, unless the Secretary of Defense certifies in
12 writing to the congressional defense committees that such
13 reprogramming or transfer is necessary as an emergency
14 requirement: *Provided*, That this subsection shall not
15 apply to transfers from the following appropriations ac-
16 counts:

17 “Environmental Restoration, Army”;

18 “Environmental Restoration, Navy”;

19 “Environmental Restoration, Air Force”;

20 “Environmental Restoration, Defense-Wide”; and

21 “Environmental Restoration, Formerly Used Defense
22 Sites”.

23 (TRANSFER OF FUNDS)

24 SEC. 8008. During the current fiscal year, cash bal-
25 ances in working capital funds of the Department of De-

1 fense established pursuant to section 2208 of title 10,
2 United States Code, may be maintained in only such
3 amounts as are necessary at any time for cash disburse-
4 ments to be made from such funds: *Provided*, That trans-
5 fers may be made between such funds: *Provided further*,
6 That transfers may be made between working capital
7 funds and the “Foreign Currency Fluctuations, Defense”
8 appropriation and the “Operation and Maintenance” ap-
9 propriation accounts in such amounts as may be deter-
10 mined by the Secretary of Defense, with the approval of
11 the Office of Management and Budget, except that such
12 transfers may not be made unless the Secretary of Defense
13 has notified the Congress of the proposed transfer: *Pro-*
14 *vided further*, That except in amounts equal to the
15 amounts appropriated to working capital funds in this Act,
16 no obligations may be made against a working capital fund
17 to procure or increase the value of war reserve material
18 inventory, unless the Secretary of Defense has notified the
19 Congress prior to any such obligation.

20 SEC. 8009. Funds appropriated by this Act may not
21 be used to initiate a special access program without prior
22 notification 30 calendar days in advance to the congres-
23 sional defense committees.

24 SEC. 8010. None of the funds provided in this Act
25 shall be available to initiate: (1) a multiyear contract that

1 employs economic order quantity procurement in excess of
2 \$20,000,000 in any one year of the contract or that in-
3 cludes an unfunded contingent liability in excess of
4 \$20,000,000; or (2) a contract for advance procurement
5 leading to a multiyear contract that employs economic
6 order quantity procurement in excess of \$20,000,000 in
7 any one year, unless the congressional defense committees
8 have been notified at least 30 days in advance of the pro-
9 posed contract award: *Provided*, That no part of any ap-
10 propriation contained in this Act shall be available to ini-
11 tiate a multiyear contract for which the economic order
12 quantity advance procurement is not funded at least to
13 the limits of the Government's liability: *Provided further*,
14 That no part of any appropriation contained in this Act
15 shall be available to initiate multiyear procurement con-
16 tracts for any systems or component thereof if the value
17 of the multiyear contract would exceed \$500,000,000 un-
18 less specifically provided in this Act: *Provided further*,
19 That no multiyear procurement contract can be termi-
20 nated without 30-day prior notification to the congres-
21 sional defense committees: *Provided further*, That the exe-
22 cution of multiyear authority shall require the use of a
23 present value analysis to determine lowest cost compared
24 to an annual procurement: *Provided further*, That none of
25 the funds provided in this Act may be used for a multiyear

1 contract executed after the date of the enactment of this
2 Act unless in the case of any such contract—

3 (1) the Secretary of Defense has submitted to
4 Congress a budget request for full funding of units
5 to be procured through the contract and, in the case
6 of a contract for procurement of aircraft, that in-
7 cludes, for any aircraft unit to be procured through
8 the contract for which procurement funds are re-
9 quested in that budget request for production be-
10 yond advance procurement activities in the fiscal
11 year covered by the budget, full funding of procure-
12 ment of such unit in that fiscal year;

13 (2) cancellation provisions in the contract do
14 not include consideration of recurring manufacturing
15 costs of the contractor associated with the produc-
16 tion of unfunded units to be delivered under the con-
17 tract;

18 (3) the contract provides that payments to the
19 contractor under the contract shall not be made in
20 advance of incurred costs on funded units; and

21 (4) the contract does not provide for a price ad-
22 justment based on a failure to award a follow-on
23 contract.

24 SEC. 8011. Within the funds appropriated for the op-
25 eration and maintenance of the Armed Forces, funds are

1 hereby appropriated pursuant to section 401 of title 10,
2 United States Code, for humanitarian and civic assistance
3 costs under chapter 20 of title 10, United States Code.
4 Such funds may also be obligated for humanitarian and
5 civic assistance costs incidental to authorized operations
6 and pursuant to authority granted in section 401 of title
7 10, United States Code, and these obligations shall be re-
8 ported as required by section 401(d) of title 10, United
9 States Code: *Provided*, That funds available for operation
10 and maintenance shall be available for providing humani-
11 tarian and similar assistance by using Civic Action Teams
12 in the Trust Territories of the Pacific Islands and freely
13 associated states of Micronesia, pursuant to the Compact
14 of Free Association as authorized by Public Law 99-239:
15 *Provided further*, That upon a determination by the Sec-
16 retary of the Army that such action is beneficial for grad-
17 uate medical education programs conducted at Army med-
18 ical facilities located in Hawaii, the Secretary of the Army
19 may authorize the provision of medical services at such
20 facilities and transportation to such facilities, on a nonre-
21 imburseable basis, for civilian patients from American
22 Samoa, the Commonwealth of the Northern Mariana Is-
23 lands, the Marshall Islands, the Federated States of Mi-
24 cronesia, Palau, and Guam.

1 SEC. 8012. (a) During the current fiscal year, the
2 civilian personnel of the Department of Defense may not
3 be managed on the basis of any constraint or limitation
4 in terms of man years, end strength, full-time equivalent
5 positions, or maximum number of employees, but are to
6 be managed primarily on the basis of, and in a manner
7 consistent with—

8 (1) the total force management policies and
9 procedures established under section 129a of title
10 10, United States Code;

11 (2) the workload required to carry out the func-
12 tions and activities of the Department; and

13 (3) the funds made available to the Department
14 for such fiscal year.

15 (b) None of the funds appropriated by this Act may
16 be used to reduce the civilian workforce programmed full
17 time equivalent levels absent the appropriate analysis of
18 the impacts of these reductions on workload, military force
19 structure, lethality, readiness, operational effectiveness,
20 stress on the military force, and fully burdened costs.

21 (c) None of the funds appropriated by this Act may
22 be used for term or temporary hiring authorities for en-
23 during functions.

24 (d) A projection of the number of full-time equivalent
25 positions shall not be considered a constraint or limitation

1 for purposes of subsection (a) and reducing funding for
2 under-execution of such a projection shall not be consid-
3 ered managing based on a constraint or limitation for pur-
4 poses of such subsection.

5 (e) The fiscal year 2022 budget request for the De-
6 partment of Defense, and any justification material and
7 other documentation supporting such request, shall be
8 prepared and submitted to Congress as if subsections (a)
9 and (b) were effective with respect to such fiscal year.

10 (f) Nothing in this section shall be construed to apply
11 to military (civilian) technicians.

12 SEC. 8013. None of the funds made available by this
13 Act shall be used in any way, directly or indirectly, to in-
14 fluence congressional action on any legislation or appro-
15 priation matters pending before the Congress.

16 SEC. 8014. None of the funds appropriated by this
17 Act shall be available for the basic pay and allowances of
18 any member of the Army participating as a full-time stu-
19 dent and receiving benefits paid by the Secretary of Vet-
20 erans Affairs from the Department of Defense Education
21 Benefits Fund when time spent as a full-time student is
22 credited toward completion of a service commitment: *Pro-*
23 *vided*, That this section shall not apply to those members
24 who have reenlisted with this option prior to October 1,

1 1987: *Provided further*, That this section applies only to
2 active components of the Army.

3 (TRANSFER OF FUNDS)

4 SEC. 8015. Funds appropriated in title III of this Act
5 for the Department of Defense Pilot Mentor-Protégé Pro-
6 gram may be transferred to any other appropriation con-
7 tained in this Act solely for the purpose of implementing
8 a Mentor-Protégé Program developmental assistance
9 agreement pursuant to section 831 of the National De-
10 fense Authorization Act for Fiscal Year 1991 (Public Law
11 101–510; 10 U.S.C. 2302 note), as amended, under the
12 authority of this provision or any other transfer authority
13 contained in this Act.

14 SEC. 8016. None of the funds in this Act may be
15 available for the purchase by the Department of Defense
16 (and its departments and agencies) of welded shipboard
17 anchor and mooring chain 4 inches in diameter and under
18 unless the anchor and mooring chain are manufactured
19 in the United States from components which are substan-
20 tially manufactured in the United States: *Provided*, That
21 for the purpose of this section, the term “manufactured”
22 shall include cutting, heat treating, quality control, testing
23 of chain and welding (including the forging and shot blast-
24 ing process): *Provided further*, That for the purpose of this
25 section substantially all of the components of anchor and

1 mooring chain shall be considered to be produced or manu-
2 factured in the United States if the aggregate cost of the
3 components produced or manufactured in the United
4 States exceeds the aggregate cost of the components pro-
5 duced or manufactured outside the United States: *Pro-*
6 *vided further*, That when adequate domestic supplies are
7 not available to meet Department of Defense requirements
8 on a timely basis, the Secretary of the Service responsible
9 for the procurement may waive this restriction on a case-
10 by-case basis by certifying in writing to the Committees
11 on Appropriations of the House of Representatives and the
12 Senate that such an acquisition must be made in order
13 to acquire capability for national security purposes.

14 SEC. 8017. None of the funds appropriated by this
15 Act shall be used for the support of any nonappropriated
16 funds activity of the Department of Defense that procures
17 malt beverages and wine with nonappropriated funds for
18 resale (including such alcoholic beverages sold by the
19 drink) on a military installation located in the United
20 States unless such malt beverages and wine are procured
21 within that State, or in the case of the District of Colum-
22 bia, within the District of Columbia, in which the military
23 installation is located: *Provided*, That, in a case in which
24 the military installation is located in more than one State,
25 purchases may be made in any State in which the installa-

1 tion is located: *Provided further*, That such local procure-
2 ment requirements for malt beverages and wine shall
3 apply to all alcoholic beverages only for military installa-
4 tions in States which are not contiguous with another
5 State: *Provided further*, That alcoholic beverages other
6 than wine and malt beverages, in contiguous States and
7 the District of Columbia shall be procured from the most
8 competitive source, price and other factors considered.

9 SEC. 8018. None of the funds available to the De-
10 partment of Defense may be used to demilitarize or dis-
11 pose of M-1 Carbines, M-1 Garand rifles, M-14 rifles,
12 .22 caliber rifles, .30 caliber rifles, or M-1911 pistols, or
13 to demilitarize or destroy small arms ammunition or am-
14 munition components that are not otherwise prohibited
15 from commercial sale under Federal law, unless the small
16 arms ammunition or ammunition components are certified
17 by the Secretary of the Army or designee as unserviceable
18 or unsafe for further use.

19 SEC. 8019. No more than \$500,000 of the funds ap-
20 propriated or made available in this Act shall be used dur-
21 ing a single fiscal year for any single relocation of an orga-
22 nization, unit, activity or function of the Department of
23 Defense into or within the National Capital Region: *Pro-*
24 *vided*, That the Secretary of Defense may waive this re-
25 striction on a case-by-case basis by certifying in writing

1 to the congressional defense committees that such a relo-
2 cation is required in the best interest of the Government.

3 SEC. 8020. In addition to the funds provided else-
4 where in this Act, \$25,000,000 is appropriated only for
5 incentive payments authorized by section 504 of the In-
6 dian Financing Act of 1974 (25 U.S.C. 1544): *Provided*,
7 That a prime contractor or a subcontractor at any tier
8 that makes a subcontract award to any subcontractor or
9 supplier as defined in section 1544 of title 25, United
10 States Code, or a small business owned and controlled by
11 an individual or individuals defined under section 4221(9)
12 of title 25, United States Code, shall be considered a con-
13 tractor for the purposes of being allowed additional com-
14 pensation under section 504 of the Indian Financing Act
15 of 1974 (25 U.S.C. 1544) whenever the prime contract
16 or subcontract amount is over \$500,000 and involves the
17 expenditure of funds appropriated by an Act making ap-
18 propriations for the Department of Defense with respect
19 to any fiscal year: *Provided further*, That notwithstanding
20 section 1906 of title 41, United States Code, this section
21 shall be applicable to any Department of Defense acquisi-
22 tion of supplies or services, including any contract and any
23 subcontract at any tier for acquisition of commercial items
24 produced or manufactured, in whole or in part, by any
25 subcontractor or supplier defined in section 1544 of title

1 25, United States Code, or a small business owned and
2 controlled by an individual or individuals defined under
3 section 4221(9) of title 25, United States Code.

4 SEC. 8021. Funds appropriated by this Act for the
5 Defense Media Activity shall not be used for any national
6 or international political or psychological activities.

7 SEC. 8022. During the current fiscal year, the De-
8 partment of Defense is authorized to incur obligations of
9 not to exceed \$350,000,000 for purposes specified in sec-
10 tion 2350j(c) of title 10, United States Code, in anticipa-
11 tion of receipt of contributions, only from the Government
12 of Kuwait, under that section: *Provided*, That, upon re-
13 ceipt, such contributions from the Government of Kuwait
14 shall be credited to the appropriations or fund which in-
15 curred such obligations.

16 SEC. 8023. (a) The Secretary of Defense shall notify
17 the congressional defense committees in writing not more
18 than 15 days after the receipt of any contribution of funds
19 received from the government of a foreign country for any
20 purpose relating to the stationing or operations of the
21 United States Armed Forces.

22 (b) Any notification submitted under subsection (a)
23 shall include the amount of the contribution; the purpose
24 for which such contribution was made; and the authority

1 under which such contribution was accepted by the Sec-
2 retary of Defense.

3 (c) The Secretary of Defense shall, not fewer than
4 15 days prior to obligating funds received pursuant to sub-
5 section (a), submit to the congressional defense commit-
6 tees in writing a notification of the details of any such
7 obligation, including—

8 (1) the total amount of such contributions and
9 the date received;

10 (2) the account or accounts to which such con-
11 tributions were deposited and may be subsequently
12 transferred;

13 (3) a description of the purpose for which such
14 contributions were made; any contributions expected
15 in future years from the foreign country; any agree-
16 ment or memorandum of understanding between the
17 United States and such country relating to such con-
18 tributions; and any associated in-kind contributions;

19 (4) the planned use of such contributions, in-
20 cluding whether such contributions would support
21 existing or new stationing or operations of the
22 United States Armed Forces; and

23 (5) a list of any additional congressional action
24 or notification (other than the notification required

1 by this section) needed prior to the obligation or ex-
2 penditure of such contributions.

3 (d) Nothing in this section may be construed to au-
4 thorize the Secretary to accept contributions from a for-
5 eign country.

6 SEC. 8024. (a) Of the funds made available in this
7 Act, not less than \$56,205,000 shall be available for the
8 Civil Air Patrol Corporation, of which—

9 (1) \$43,205,000 shall be available from “Oper-
10 ation and Maintenance, Air Force” to support Civil
11 Air Patrol Corporation operation and maintenance,
12 readiness, counter-drug activities, and drug demand
13 reduction activities involving youth programs;

14 (2) \$11,200,000 shall be available from “Air-
15 craft Procurement, Air Force”; and

16 (3) \$1,800,000 shall be available from “Other
17 Procurement, Air Force” for vehicle procurement.

18 (b) The Secretary of the Air Force should waive reim-
19 bursement for any funds used by the Civil Air Patrol for
20 counter-drug activities in support of Federal, State, and
21 local government agencies.

22 SEC. 8025. (a) None of the funds appropriated in this
23 Act are available to establish a new Department of De-
24 fense (department) federally funded research and develop-
25 ment center (FFRDC), either as a new entity, or as a

1 separate entity administrated by an organization man-
2 aging another FFRDC, or as a nonprofit membership cor-
3 poration consisting of a consortium of other FFRDCs and
4 other nonprofit entities.

5 (b) No member of a Board of Directors, Trustees,
6 Overseers, Advisory Group, Special Issues Panel, Visiting
7 Committee, or any similar entity of a defense FFRDC,
8 and no paid consultant to any defense FFRDC, except
9 when acting in a technical advisory capacity, may be com-
10 pensated for his or her services as a member of such enti-
11 ty, or as a paid consultant by more than one FFRDC in
12 a fiscal year: *Provided*, That a member of any such entity
13 referred to previously in this subsection shall be allowed
14 travel expenses and per diem as authorized under the Fed-
15 eral Joint Travel Regulations, when engaged in the per-
16 formance of membership duties.

17 (c) Notwithstanding any other provision of law, none
18 of the funds available to the department from any source
19 during the current fiscal year may be used by a defense
20 FFRDC, through a fee or other payment mechanism, for
21 construction of new buildings not located on a military in-
22 stallation, for payment of cost sharing for projects funded
23 by Government grants, for absorption of contract over-
24 runs, or for certain charitable contributions, not to include

1 employee participation in community service and/or devel-
2 opment.

3 (d) Notwithstanding any other provision of law, of
4 the funds available to the department during fiscal year
5 2021, not more than 6,110 staff years of technical effort
6 (staff years) may be funded for defense FFRDCs: *Pro-*
7 *vided*, That, of the specific amount referred to previously
8 in this subsection, not more than 1,148 staff years may
9 be funded for the defense studies and analysis FFRDCs:
10 *Provided further*, That this subsection shall not apply to
11 staff years funded in the National Intelligence Program
12 and the Military Intelligence Program.

13 (e) The Secretary of Defense shall, with the submis-
14 sion of the department's fiscal year 2022 budget request,
15 submit a report presenting the specific amounts of staff
16 years of technical effort to be allocated for each defense
17 FFRDC during that fiscal year and the associated budget
18 estimates.

19 (f) Notwithstanding any other provision of this Act,
20 the total amount appropriated in this Act for FFRDCs
21 is hereby increased by \$21,834,000: *Provided*, That this
22 subsection shall not apply to appropriations for the Na-
23 tional Intelligence Program (NIP) and the Military Intel-
24 ligence Program (MIP).

1 SEC. 8026. None of the funds appropriated or made
2 available in this Act shall be used to procure carbon, alloy,
3 or armor steel plate for use in any Government-owned fa-
4 cility or property under the control of the Department of
5 Defense which were not melted and rolled in the United
6 States or Canada: *Provided*, That these procurement re-
7 strictions shall apply to any and all Federal Supply Class
8 9515, American Society of Testing and Materials (ASTM)
9 or American Iron and Steel Institute (AISI) specifications
10 of carbon, alloy or armor steel plate: *Provided further*,
11 That the Secretary of the military department responsible
12 for the procurement may waive this restriction on a case-
13 by-case basis by certifying in writing to the Committees
14 on Appropriations of the House of Representatives and the
15 Senate that adequate domestic supplies are not available
16 to meet Department of Defense requirements on a timely
17 basis and that such an acquisition must be made in order
18 to acquire capability for national security purposes: *Pro-*
19 *vided further*, That these restrictions shall not apply to
20 contracts which are in being as of the date of the enact-
21 ment of this Act.

22 SEC. 8027. For the purposes of this Act, the term
23 “congressional defense committees” means the Armed
24 Services Committee of the House of Representatives, the
25 Armed Services Committee of the Senate, the Sub-

1 committee on Defense of the Committee on Appropriations
2 of the Senate, and the Subcommittee on Defense of the
3 Committee on Appropriations of the House of Representa-
4 tives.

5 SEC. 8028. During the current fiscal year, the De-
6 partment of Defense may acquire the modification, depot
7 maintenance and repair of aircraft, vehicles and vessels
8 as well as the production of components and other De-
9 fense-related articles, through competition between De-
10 partment of Defense depot maintenance activities and pri-
11 vate firms: *Provided*, That the Senior Acquisition Execu-
12 tive of the military department or Defense Agency con-
13 cerned, with power of delegation, shall certify that success-
14 ful bids include comparable estimates of all direct and in-
15 direct costs for both public and private bids: *Provided fur-*
16 *ther*, That Office of Management and Budget Circular A-
17 76 shall not apply to competitions conducted under this
18 section.

19 SEC. 8029. (a)(1) If the Secretary of Defense, after
20 consultation with the United States Trade Representative,
21 determines that a foreign country which is party to an
22 agreement described in paragraph (2) has violated the
23 terms of the agreement by discriminating against certain
24 types of products produced in the United States that are
25 covered by the agreement, the Secretary of Defense shall

1 rescind the Secretary’s blanket waiver of the Buy Amer-
2 ican Act with respect to such types of products produced
3 in that foreign country.

4 (2) An agreement referred to in paragraph (1) is any
5 reciprocal defense procurement memorandum of under-
6 standing, between the United States and a foreign country
7 pursuant to which the Secretary of Defense has prospec-
8 tively waived the Buy American Act for certain products
9 in that country.

10 (b) The Secretary of Defense shall submit to the Con-
11 gress a report on the amount of Department of Defense
12 purchases from foreign entities in fiscal year 2021. Such
13 report shall separately indicate the dollar value of items
14 for which the Buy American Act was waived pursuant to
15 any agreement described in subsection (a)(2), the Trade
16 Agreements Act of 1979 (19 U.S.C. 2501 et seq.), or any
17 international agreement to which the United States is a
18 party.

19 (c) For purposes of this section, the term “Buy
20 American Act” means chapter 83 of title 41, United
21 States Code.

22 SEC. 8030. During the current fiscal year, amounts
23 contained in the Department of Defense Overseas Military
24 Facility Investment Recovery Account established by sec-
25 tion 2921(c)(1) of the National Defense Authorization Act

1 of 1991 (Public Law 101–510; 10 U.S.C. 2687 note) shall
2 be available until expended for the payments specified by
3 section 2921(c)(2) of that Act.

4 SEC. 8031. (a) Notwithstanding any other provision
5 of law, the Secretary of the Air Force may convey at no
6 cost to the Air Force, without consideration, to Indian
7 Tribes located in the States of Nevada, Idaho, North Da-
8 kota, South Dakota, Montana, Oregon, Minnesota, and
9 Washington relocatable military housing units located at
10 Grand Forks Air Force Base, Malmstrom Air Force Base,
11 Mountain Home Air Force Base, Ellsworth Air Force
12 Base, and Minot Air Force Base that are excess to the
13 needs of the Air Force.

14 (b) The Secretary of the Air Force shall convey, at
15 no cost to the Air Force, military housing units under sub-
16 section (a) in accordance with the request for such units
17 that are submitted to the Secretary by the Operation
18 Walking Shield Program on behalf of Indian Tribes lo-
19 cated in the States of Nevada, Idaho, North Dakota,
20 South Dakota, Montana, Oregon, Minnesota, and Wash-
21 ington. Any such conveyance shall be subject to the condi-
22 tion that the housing units shall be removed within a rea-
23 sonable period of time, as determined by the Secretary.

24 (c) The Operation Walking Shield Program shall re-
25 solve any conflicts among requests of Indian Tribes for

1 housing units under subsection (a) before submitting re-
2 quests to the Secretary of the Air Force under subsection
3 (b).

4 (d) In this section, the term “Indian Tribe” means
5 any recognized Indian Tribe included on the current list
6 published by the Secretary of the Interior under section
7 104 of the Federally Recognized Indian Tribe Act of 1994
8 (Public Law 103–454; 108 Stat. 4792; 25 U.S.C. 5131).

9 SEC. 8032. During the current fiscal year, appropria-
10 tions which are available to the Department of Defense
11 for operation and maintenance may be used to purchase
12 items having an investment item unit cost of not more
13 than \$250,000.

14 SEC. 8033. Up to \$14,000,000 of the funds appro-
15 priated under the heading “Operation and Maintenance,
16 Navy” may be made available for the Asia Pacific Re-
17 gional Initiative Program for the purpose of enabling the
18 United States Indo-Pacific Command to execute Theater
19 Security Cooperation activities such as humanitarian as-
20 sistance, and payment of incremental and personnel costs
21 of training and exercising with foreign security forces:
22 *Provided*, That funds made available for this purpose may
23 be used, notwithstanding any other funding authorities for
24 humanitarian assistance, security assistance or combined
25 exercise expenses: *Provided further*, That funds may not

1 be obligated to provide assistance to any foreign country
2 that is otherwise prohibited from receiving such type of
3 assistance under any other provision of law.

4 SEC. 8034. The Secretary of Defense shall issue reg-
5 ulations to prohibit the sale of any tobacco or tobacco-
6 related products in military resale outlets in the United
7 States, its territories and possessions at a price below the
8 most competitive price in the local community: *Provided*,
9 That such regulations shall direct that the prices of to-
10 bacco or tobacco-related products in overseas military re-
11 tail outlets shall be within the range of prices established
12 for military retail system stores located in the United
13 States.

14 SEC. 8035. (a) During the current fiscal year, none
15 of the appropriations or funds available to the Department
16 of Defense Working Capital Funds shall be used for the
17 purchase of an investment item for the purpose of acquir-
18 ing a new inventory item for sale or anticipated sale dur-
19 ing the current fiscal year or a subsequent fiscal year to
20 customers of the Department of Defense Working Capital
21 Funds if such an item would not have been chargeable
22 to the Department of Defense Business Operations Fund
23 during fiscal year 1994 and if the purchase of such an
24 investment item would be chargeable during the current

1 fiscal year to appropriations made to the Department of
2 Defense for procurement.

3 (b) The fiscal year 2022 budget request for the De-
4 partment of Defense as well as all justification material
5 and other documentation supporting the fiscal year 2022
6 Department of Defense budget shall be prepared and sub-
7 mitted to the Congress on the basis that any equipment
8 which was classified as an end item and funded in a pro-
9 curement appropriation contained in this Act shall be
10 budgeted for in a proposed fiscal year 2022 procurement
11 appropriation and not in the supply management business
12 area or any other area or category of the Department of
13 Defense Working Capital Funds.

14 SEC. 8036. None of the funds appropriated by this
15 Act for programs of the Central Intelligence Agency shall
16 remain available for obligation beyond the current fiscal
17 year, except for funds appropriated for the Reserve for
18 Contingencies, which shall remain available until Sep-
19 tember 30, 2022: *Provided*, That funds appropriated,
20 transferred, or otherwise credited to the Central Intel-
21 ligence Agency Central Services Working Capital Fund
22 during this or any prior or subsequent fiscal year shall
23 remain available until expended: *Provided further*, That
24 any funds appropriated or transferred to the Central Intel-
25 ligence Agency for advanced research and development ac-

1 quision, for agent operations, and for covert action pro-
2 grams authorized by the President under section 503 of
3 the National Security Act of 1947 (50 U.S.C. 3093) shall
4 remain available until September 30, 2022: *Provided fur-*
5 *ther*, That any funds appropriated or transferred to the
6 Central Intelligence Agency for the construction, improve-
7 ment, or alteration of facilities, including leased facilities,
8 to be used primarily by personnel of the intelligence com-
9 munity shall remain available until September 30, 2023.

10 SEC. 8037. Of the funds appropriated to the Depart-
11 ment of Defense under the heading “Operation and Main-
12 tenance, Defense-Wide”, not less than \$12,000,000 shall
13 be made available only for the mitigation of environmental
14 impacts, including training and technical assistance to
15 Tribes, related administrative support, the gathering of in-
16 formation, documenting of environmental damage, and de-
17 veloping a system for prioritization of mitigation and cost
18 to complete estimates for mitigation, on Indian lands re-
19 sulting from Department of Defense activities.

20 SEC. 8038. (a) None of the funds appropriated in this
21 Act may be expended by an entity of the Department of
22 Defense unless the entity, in expending the funds, com-
23 plies with the Buy American Act. For purposes of this
24 subsection, the term “Buy American Act” means chapter
25 83 of title 41, United States Code.

1 (b) If the Secretary of Defense determines that a per-
2 son has been convicted of intentionally affixing a label
3 bearing a “Made in America” inscription to any product
4 sold in or shipped to the United States that is not made
5 in America, the Secretary shall determine, in accordance
6 with section 2410f of title 10, United States Code, wheth-
7 er the person should be debarred from contracting with
8 the Department of Defense.

9 (c) In the case of any equipment or products pur-
10 chased with appropriations provided under this Act, it is
11 the sense of the Congress that any entity of the Depart-
12 ment of Defense, in expending the appropriation, purchase
13 only American-made equipment and products, provided
14 that American-made equipment and products are cost-
15 competitive, quality competitive, and available in a timely
16 fashion.

17 SEC. 8039. (a) Except as provided in subsections (b)
18 and (c), none of the funds made available by this Act may
19 be used—

- 20 (1) to establish a field operating agency; or
- 21 (2) to pay the basic pay of a member of the
22 Armed Forces or civilian employee of the depart-
23 ment who is transferred or reassigned from a head-
24 quarters activity if the member or employee’s place
25 of duty remains at the location of that headquarters.

1 (b) The Secretary of Defense or Secretary of a mili-
2 tary department may waive the limitations in subsection
3 (a), on a case-by-case basis, if the Secretary determines,
4 and certifies to the Committees on Appropriations of the
5 House of Representatives and the Senate that the grant-
6 ing of the waiver will reduce the personnel requirements
7 or the financial requirements of the department.

8 (c) This section does not apply to—

9 (1) field operating agencies funded within the
10 National Intelligence Program;

11 (2) an Army field operating agency established
12 to eliminate, mitigate, or counter the effects of im-
13 proved explosive devices, and, as determined by the
14 Secretary of the Army, other similar threats;

15 (3) an Army field operating agency established
16 to improve the effectiveness and efficiencies of bio-
17 metric activities and to integrate common biometric
18 technologies throughout the Department of Defense;
19 or

20 (4) an Air Force field operating agency estab-
21 lished to administer the Air Force Mortuary Affairs
22 Program and Mortuary Operations for the Depart-
23 ment of Defense and authorized Federal entities.

24 SEC. 8040. (a) None of the funds appropriated by
25 this Act shall be available to convert to contractor per-

1 performance an activity or function of the Department of De-
2 fense that, on or after the date of the enactment of this
3 Act, is performed by Department of Defense civilian em-
4 ployees unless—

5 (1) the conversion is based on the result of a
6 public-private competition that includes a most effi-
7 cient and cost effective organization plan developed
8 by such activity or function;

9 (2) the Competitive Sourcing Official deter-
10 mines that, over all performance periods stated in
11 the solicitation of offers for performance of the ac-
12 tivity or function, the cost of performance of the ac-
13 tivity or function by a contractor would be less costly
14 to the Department of Defense by an amount that
15 equals or exceeds the lesser of—

16 (A) 10 percent of the most efficient organi-
17 zation's personnel-related costs for performance
18 of that activity or function by Federal employ-
19 ees; or

20 (B) \$10,000,000; and

21 (3) the contractor does not receive an advan-
22 tage for a proposal that would reduce costs for the
23 Department of Defense by—

24 (A) not making an employer-sponsored
25 health insurance plan available to the workers

1 who are to be employed in the performance of
2 that activity or function under the contract; or

3 (B) offering to such workers an employer-
4 sponsored health benefits plan that requires the
5 employer to contribute less towards the pre-
6 mium or subscription share than the amount
7 that is paid by the Department of Defense for
8 health benefits for civilian employees under
9 chapter 89 of title 5, United States Code.

10 (b)(1) The Department of Defense, without regard
11 to subsection (a) of this section or subsection (a), (b), or
12 (c) of section 2461 of title 10, United States Code, and
13 notwithstanding any administrative regulation, require-
14 ment, or policy to the contrary shall have full authority
15 to enter into a contract for the performance of any com-
16 mercial or industrial type function of the Department of
17 Defense that—

18 (A) is included on the procurement list estab-
19 lished pursuant to section 2 of the Javits-Wagner-
20 O'Day Act (section 8503 of title 41, United States
21 Code);

22 (B) is planned to be converted to performance
23 by a qualified nonprofit agency for the blind or by
24 a qualified nonprofit agency for other severely handi-
25 capped individuals in accordance with that Act; or

1 ignated by the Congress for Overseas Contingency Oper-
2 ations/Global War on Terrorism or as an emergency re-
3 quirement pursuant to a concurrent resolution on the
4 budget or the Balanced Budget and Emergency Deficit
5 Control Act of 1985, as amended:

6 “Weapons and Tracked Combat Vehicles, Army”,
7 2019/2021, \$14,250,000;

8 “Other Procurement, Army”, 2019/2021,
9 \$12,953,000;

10 “Aircraft Procurement, Navy”, 2019/2021,
11 \$7,983,000;

12 “Other Procurement, Navy”, 2019/2021,
13 \$2,226,000;

14 “Aircraft Procurement, Air Force”, 2019/2021,
15 \$236,624,000;

16 “Other Procurement, Air Force”, 2019/2021,
17 \$12,400,000;

18 “Operation and Maintenance, Defense-Wide: Defense
19 Security Cooperation Agency”, 2020/2021, \$20,000,000;

20 “Weapons and Tracked Combat Vehicles, Army”,
21 2020/2022, \$93,840,000;

22 “Other Procurement, Army”, 2020/2022,
23 \$10,878,000;

24 “Aircraft Procurement, Navy”, 2020/2022,
25 \$351,009,000;

1 “Shipbuilding and Conversation, Navy: CVN Refuel-
2 ing Overhauls”, 2020/2024, \$13,100,000;
3 “Shipbuilding and Conversion, Navy: TAO Fleet
4 Oiler (AP)”, 2020/2024, \$73,000,000;
5 “Other Procurement, Navy”, 2020/2022,
6 \$60,920,000;
7 “Procurement, Marine Corps”, 2020/2022,
8 \$33,539,000;
9 “Aircraft Procurement, Air Force”, 2020/2022,
10 \$439,458,000;
11 “Missile Procurement, Air Force”, 2020/2022,
12 \$24,500,000;
13 “Other Procurement, Air Force”, 2020/2022,
14 \$11,226,000;
15 “Research, Development, Test and Evaluation,
16 Army”, 2020/2021, \$310,622,000;
17 “Research, Development, Test and Evaluation,
18 Navy”, 2020/2021, \$70,000,000;
19 “Research, Development, Test and Evaluation, Air
20 Force”, 2020/2021, \$219,341,000;
21 “Research, Development, Test and Evaluation, De-
22 fense-Wide”, 2020/2021, \$323,231,000; and
23 “Defense Counterintelligence and Security Agency
24 Working Capital Fund”, 2020/20XX, \$150,000,000.

1 SEC. 8042. None of the funds available in this Act
2 may be used to reduce the authorized positions for mili-
3 tary technicians (dual status) of the Army National
4 Guard, Air National Guard, Army Reserve and Air Force
5 Reserve for the purpose of applying any administratively
6 imposed civilian personnel ceiling, freeze, or reduction on
7 military technicians (dual status), unless such reductions
8 are a direct result of a reduction in military force struc-
9 ture.

10 SEC. 8043. None of the funds appropriated or other-
11 wise made available in this Act may be obligated or ex-
12 pended for assistance to the Democratic People's Republic
13 of Korea unless specifically appropriated for that purpose.

14 SEC. 8044. Funds appropriated in this Act for oper-
15 ation and maintenance of the Military Departments, Com-
16 batant Commands and Defense Agencies shall be available
17 for reimbursement of pay, allowances and other expenses
18 which would otherwise be incurred against appropriations
19 for the National Guard and Reserve when members of the
20 National Guard and Reserve provide intelligence or coun-
21 terintelligence support to Combatant Commands, Defense
22 Agencies and Joint Intelligence Activities, including the
23 activities and programs included within the National Intel-
24 ligence Program and the Military Intelligence Program:
25 *Provided*, That nothing in this section authorizes deviation

1 from established Reserve and National Guard personnel
2 and training procedures.

3 SEC. 8045. (a) None of the funds available to the
4 Department of Defense for any fiscal year for drug inter-
5 diction or counter-drug activities may be transferred to
6 any other department or agency of the United States ex-
7 cept as specifically provided in an appropriations law.

8 (b) None of the funds available to the Central Intel-
9 ligence Agency for any fiscal year for drug interdiction or
10 counter-drug activities may be transferred to any other de-
11 partment or agency of the United States except as specifi-
12 cally provided in an appropriations law.

13 SEC. 8046. None of the funds appropriated by this
14 Act may be used for the procurement of ball and roller
15 bearings other than those produced by a domestic source
16 and of domestic origin: *Provided*, That the Secretary of
17 the military department responsible for such procurement
18 may waive this restriction on a case-by-case basis by certi-
19 fying in writing to the Committees on Appropriations of
20 the House of Representatives and the Senate, that ade-
21 quate domestic supplies are not available to meet Depart-
22 ment of Defense requirements on a timely basis and that
23 such an acquisition must be made in order to acquire ca-
24 pability for national security purposes: *Provided further*,
25 That this restriction shall not apply to the purchase of

1 “commercial items”, as defined by section 103 of title 41,
2 United States Code, except that the restriction shall apply
3 to ball or roller bearings purchased as end items.

4 SEC. 8047. In addition to the amounts appropriated
5 or otherwise made available elsewhere in this Act,
6 \$47,500,000 is hereby appropriated to the Department of
7 Defense: *Provided*, That upon the determination of the
8 Secretary of Defense that it shall serve the national inter-
9 est, the Secretary shall make grants in the amounts speci-
10 fied as follows: \$22,500,000 to the United Service Organi-
11 zations and \$25,000,000 to the Red Cross.

12 SEC. 8048. None of the funds in this Act may be
13 used to purchase any supercomputer which is not manu-
14 factured in the United States, unless the Secretary of De-
15 fense certifies to the congressional defense committees
16 that such an acquisition must be made in order to acquire
17 capability for national security purposes that is not avail-
18 able from United States manufacturers.

19 SEC. 8049. Notwithstanding any other provision in
20 this Act, the Small Business Innovation Research program
21 and the Small Business Technology Transfer program set-
22 asides shall be taken proportionally from all programs,
23 projects, or activities to the extent they contribute to the
24 extramural budget.

1 SEC. 8050. None of the funds available to the De-
2 partment of Defense under this Act shall be obligated or
3 expended to pay a contractor under a contract with the
4 Department of Defense for costs of any amount paid by
5 the contractor to an employee when—

6 (1) such costs are for a bonus or otherwise in
7 excess of the normal salary paid by the contractor
8 to the employee; and

9 (2) such bonus is part of restructuring costs as-
10 sociated with a business combination.

11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 8051. During the current fiscal year, no more
13 than \$30,000,000 of appropriations made in this Act
14 under the heading “Operation and Maintenance, Defense-
15 Wide” may be transferred to appropriations available for
16 the pay of military personnel, to be merged with, and to
17 be available for the same time period as the appropriations
18 to which transferred, to be used in support of such per-
19 sonnel in connection with support and services for eligible
20 organizations and activities outside the Department of De-
21 fense pursuant to section 2012 of title 10, United States
22 Code.

23 SEC. 8052. During the current fiscal year, in the case
24 of an appropriation account of the Department of Defense
25 for which the period of availability for obligation has ex-

1 pired or which has closed under the provisions of section
2 1552 of title 31, United States Code, and which has a
3 negative unliquidated or unexpended balance, an obliga-
4 tion or an adjustment of an obligation may be charged
5 to any current appropriation account for the same purpose
6 as the expired or closed account if—

7 (1) the obligation would have been properly
8 chargeable (except as to amount) to the expired or
9 closed account before the end of the period of avail-
10 ability or closing of that account;

11 (2) the obligation is not otherwise properly
12 chargeable to any current appropriation account of
13 the Department of Defense; and

14 (3) in the case of an expired account, the obli-
15 gation is not chargeable to a current appropriation
16 of the Department of Defense under the provisions
17 of section 1405(b)(8) of the National Defense Au-
18 thorization Act for Fiscal Year 1991, Public Law
19 101–510, as amended (31 U.S.C. 1551 note): *Pro-*
20 *vided*, That in the case of an expired account, if sub-
21 sequent review or investigation discloses that there
22 was not in fact a negative unliquidated or unex-
23 pended balance in the account, any charge to a cur-
24 rent account under the authority of this section shall
25 be reversed and recorded against the expired ac-

1 count: *Provided further*, That the total amount
2 charged to a current appropriation under this sec-
3 tion may not exceed an amount equal to 1 percent
4 of the total appropriation for that account:

5 *Provided*, That the Under Secretary of Defense (Comp-
6 troller) shall include with the budget of the President for
7 fiscal year 2022 (as submitted to Congress pursuant to
8 section 1105 of title 31, United States Code) a statement
9 describing each instance if any, during each of the fiscal
10 years 2016 through 2021 in which the authority in this
11 section was exercised.

12 SEC. 8053. (a) Notwithstanding any other provision
13 of law, the Chief of the National Guard Bureau may per-
14 mit the use of equipment of the National Guard Distance
15 Learning Project by any person or entity on a space-avail-
16 able, reimbursable basis. The Chief of the National Guard
17 Bureau shall establish the amount of reimbursement for
18 such use on a case-by-case basis.

19 (b) Amounts collected under subsection (a) shall be
20 credited to funds available for the National Guard Dis-
21 tance Learning Project and be available to defray the costs
22 associated with the use of equipment of the project under
23 that subsection. Such funds shall be available for such
24 purposes without fiscal year limitation.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 8054. Of the funds appropriated in this Act
3 under the heading “Operation and Maintenance, Defense-
4 Wide”, \$40,000,000 (increased by \$6,000,000) shall be
5 for continued implementation and expansion of the Sexual
6 Assault Special Victims’ Counsel Program: *Provided*, That
7 the funds are made available for transfer to the Depart-
8 ment of the Army, the Department of the Navy, and the
9 Department of the Air Force: *Provided further*, That funds
10 transferred shall be merged with and available for the
11 same purposes and for the same time period as the appro-
12 priations to which the funds are transferred: *Provided fur-*
13 *ther*, That this transfer authority is in addition to any
14 other transfer authority provided in this Act.

15 SEC. 8055. None of the funds appropriated in title
16 IV of this Act may be used to procure end-items for deliv-
17 ery to military forces for operational training, operational
18 use or inventory requirements: *Provided*, That this restric-
19 tion does not apply to end-items used in development,
20 prototyping, and test activities preceding and leading to
21 acceptance for operational use: *Provided further*, That the
22 Secretary of Defense shall, at the time of the submittal
23 to Congress of the budget of the President for fiscal year
24 2022 pursuant to section 1105 of title 31, United States
25 Code, submit to the congressional defense committees a

1 report detailing the use of funds requested in research,
2 development, test and evaluation accounts for end-items
3 used in development, prototyping and test activities pre-
4 ceding and leading to acceptance for operational use: *Pro-*
5 *vided further*, That the report shall set forth, for each end-
6 item covered by the preceding proviso, a detailed list of
7 the statutory authorities under which amounts in the ac-
8 counts described in that proviso were used for such item:
9 *Provided further*, That this restriction does not apply to
10 programs funded within the National Intelligence Pro-
11 gram: *Provided further*, That the Secretary of Defense
12 may waive this restriction on a case-by-case basis by certi-
13 fying in writing to the Committees on Appropriations of
14 the House of Representatives and the Senate that it is
15 in the national security interest to do so.

16 SEC. 8056. (a) The Secretary of Defense may, on a
17 case-by-case basis, waive with respect to a foreign country
18 each limitation on the procurement of defense items from
19 foreign sources provided in law if the Secretary determines
20 that the application of the limitation with respect to that
21 country would invalidate cooperative programs entered
22 into between the Department of Defense and the foreign
23 country, or would invalidate reciprocal trade agreements
24 for the procurement of defense items entered into under
25 section 2531 of title 10, United States Code, and the

1 country does not discriminate against the same or similar
2 defense items produced in the United States for that coun-
3 try.

4 (b) Subsection (a) applies with respect to—

5 (1) contracts and subcontracts entered into on
6 or after the date of the enactment of this Act; and

7 (2) options for the procurement of items that
8 are exercised after such date under contracts that
9 are entered into before such date if the option prices
10 are adjusted for any reason other than the applica-
11 tion of a waiver granted under subsection (a).

12 (c) Subsection (a) does not apply to a limitation re-
13 garding construction of public vessels, ball and roller bear-
14 ings, food, and clothing or textile materials as defined by
15 section XI (chapters 50–65) of the Harmonized Tariff
16 Schedule of the United States and products classified
17 under headings 4010, 4202, 4203, 6401 through 6406,
18 6505, 7019, 7218 through 7229, 7304.41 through
19 7304.49, 7306.40, 7502 through 7508, 8105, 8108, 8109,
20 8211, 8215, and 9404.

21 SEC. 8057. None of the funds appropriated or other-
22 wise made available by this or other Department of De-
23 fense Appropriations Acts may be obligated or expended
24 for the purpose of performing repairs or maintenance to
25 military family housing units of the Department of De-

1 fense, including areas in such military family housing
2 units that may be used for the purpose of conducting offi-
3 cial Department of Defense business.

4 SEC. 8058. Notwithstanding any other provision of
5 law, funds appropriated in this Act under the heading
6 “Research, Development, Test and Evaluation, Defense-
7 Wide” for any new start advanced concept technology
8 demonstration project or joint capability demonstration
9 project may only be obligated 45 days after a report, in-
10 cluding a description of the project, the planned acquisi-
11 tion and transition strategy and its estimated annual and
12 total cost, has been provided in writing to the congres-
13 sional defense committees.

14 SEC. 8059. The Secretary of Defense shall continue
15 to provide a classified quarterly report to the Committees
16 on Appropriations of the House of Representatives and the
17 Senate, Subcommittees on Defense on certain matters as
18 directed in the classified annex accompanying this Act.

19 SEC. 8060. Notwithstanding section 12310(b) of title
20 10, United States Code, a Reserve who is a member of
21 the National Guard serving on full-time National Guard
22 duty under section 502(f) of title 32, United States Code,
23 may perform duties in support of the ground-based ele-
24 ments of the National Ballistic Missile Defense System.

1 SEC. 8061. None of the funds provided in this Act
2 may be used to transfer to any nongovernmental entity
3 ammunition held by the Department of Defense that has
4 a center-fire cartridge and a United States military no-
5 menclature designation of “armor penetrator”, “armor
6 piercing (AP)”, “armor piercing incendiary (API)”, or
7 “armor-piercing incendiary tracer (API-T)”, except to an
8 entity performing demilitarization services for the Depart-
9 ment of Defense under a contract that requires the entity
10 to demonstrate to the satisfaction of the Department of
11 Defense that armor piercing projectiles are either: (1) ren-
12 dered incapable of reuse by the demilitarization process;
13 or (2) used to manufacture ammunition pursuant to a con-
14 tract with the Department of Defense or the manufacture
15 of ammunition for export pursuant to a License for Per-
16 manent Export of Unclassified Military Articles issued by
17 the Department of State.

18 SEC. 8062. Notwithstanding any other provision of
19 law, the Chief of the National Guard Bureau, or his des-
20 ignee, may waive payment of all or part of the consider-
21 ation that otherwise would be required under section 2667
22 of title 10, United States Code, in the case of a lease of
23 personal property for a period not in excess of 1 year to
24 any organization specified in section 508(d) of title 32,
25 United States Code, or any other youth, social, or fra-

1 ternal nonprofit organization as may be approved by the
2 Chief of the National Guard Bureau, or his designee, on
3 a case-by-case basis.

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 8063. Of the amounts appropriated in this Act
6 under the heading “Operation and Maintenance, Army”,
7 \$137,724,000 shall remain available until expended: *Pro-*
8 *vided*, That, notwithstanding any other provision of law,
9 the Secretary of Defense is authorized to transfer such
10 funds to other activities of the Federal Government: *Pro-*
11 *vided further*, That the Secretary of Defense is authorized
12 to enter into and carry out contracts for the acquisition
13 of real property, construction, personal services, and oper-
14 ations related to projects carrying out the purposes of this
15 section: *Provided further*, That contracts entered into
16 under the authority of this section may provide for such
17 indemnification as the Secretary determines to be nec-
18 essary: *Provided further*, That projects authorized by this
19 section shall comply with applicable Federal, State, and
20 local law to the maximum extent consistent with the na-
21 tional security, as determined by the Secretary of Defense.

22 SEC. 8064. (a) None of the funds appropriated in this
23 or any other Act may be used to take any action to mod-
24 ify—

1 (1) the appropriations account structure
2 for the National Intelligence Program budget,
3 including through the creation of a new appro-
4 priation or new appropriation account;

5 (2) how the National Intelligence Program
6 budget request is presented in the unclassified
7 P-1, R-1, and O-1 documents supporting the
8 Department of Defense budget request;

9 (3) the process by which the National In-
10 telligence Program appropriations are appor-
11 tioned to the executing agencies; or

12 (4) the process by which the National In-
13 telligence Program appropriations are allotted,
14 obligated, and disbursed.

15 (b) Nothing in subsection (a) shall be construed to
16 prohibit the merger of programs or changes to the Na-
17 tional Intelligence Program budget at or below the Ex-
18 penditure Center level, provided such change is otherwise
19 in accordance with paragraphs (a)(1)–(3).

20 SEC. 8065. In addition to amounts provided else-
21 where in this Act, \$5,000,000 (increased by \$5,000,000)
22 is hereby appropriated to the Department of Defense, to
23 remain available for obligation until expended: *Provided,*
24 That notwithstanding any other provision of law, that
25 upon the determination of the Secretary of Defense that

1 it shall serve the national interest, these funds shall be
2 available only for a grant to the Fisher House Foundation,
3 Inc., only for the construction and furnishing of additional
4 Fisher Houses to meet the needs of military family mem-
5 bers when confronted with the illness or hospitalization of
6 an eligible military beneficiary.

7 (INCLUDING TRANSFER OF FUNDS)

8 SEC. 8066. Of the amounts appropriated for “Oper-
9 ation and Maintenance, Navy”, up to \$1,000,000 shall be
10 available for transfer to the John C. Stennis Center for
11 Public Service Development Trust Fund established under
12 section 116 of the John C. Stennis Center for Public Serv-
13 ice Training and Development Act (2 U.S.C. 1105).

14 SEC. 8067. None of the funds available to the De-
15 partment of Defense may be obligated to modify command
16 and control relationships to give Fleet Forces Command
17 operational and administrative control of United States
18 Navy forces assigned to the Pacific fleet: *Provided*, That
19 the command and control relationships which existed on
20 October 1, 2004, shall remain in force until a written
21 modification has been proposed to the Committees on Ap-
22 propriations of the House of Representatives and the Sen-
23 ate: *Provided further*, That the proposed modification may
24 be implemented 30 days after the notification unless an
25 objection is received from either the House or Senate Ap-

1 appropriations Committees: *Provided further*, That any pro-
2 posed modification shall not preclude the ability of the
3 commander of United States Indo-Pacific Command to
4 meet operational requirements.

5 SEC. 8068. Any notice that is required to be sub-
6 mitted to the Committees on Appropriations of the House
7 of Representatives and the Senate under section 806(e)(4)
8 of the Bob Stump National Defense Authorization Act for
9 Fiscal Year 2003 (10 U.S.C. 2302 note) after the date
10 of the enactment of this Act shall be submitted pursuant
11 to that requirement concurrently to the Subcommittees on
12 Defense of the Committees on Appropriations of the
13 House of Representatives and the Senate.

14 (INCLUDING TRANSFER OF FUNDS)

15 SEC. 8069. Of the amounts appropriated in this Act
16 under the headings “Procurement, Defense-Wide” and
17 “Research, Development, Test and Evaluation, Defense-
18 Wide”, \$500,000,000 shall be for the Israeli Cooperative
19 Programs: *Provided*, That of this amount, \$73,000,000
20 shall be for the Secretary of Defense to provide to the Gov-
21 ernment of Israel for the procurement of the Iron Dome
22 defense system to counter short-range rocket threats, sub-
23 ject to the U.S.-Israel Iron Dome Procurement Agree-
24 ment, as amended; \$177,000,000 shall be for the Short
25 Range Ballistic Missile Defense (SRBMD) program, in-

1 cluding cruise missile defense research and development
2 under the SRBMD program, of which \$50,000,000 shall
3 be for co-production activities of SRBMD systems in the
4 United States and in Israel to meet Israel's defense re-
5 quirements consistent with each nation's laws, regulations,
6 and procedures, subject to the U.S.-Israeli co-production
7 agreement for SRBMD, as amended; \$77,000,000 shall
8 be for an upper-tier component to the Israeli Missile De-
9 fense Architecture, of which \$77,000,000 shall be for co-
10 production activities of Arrow 3 Upper Tier systems in
11 the United States and in Israel to meet Israel's defense
12 requirements consistent with each nation's laws, regula-
13 tions, and procedures, subject to the U.S.-Israeli co-pro-
14 duction agreement for Arrow 3 Upper Tier, as amended;
15 and \$173,000,000 shall be for the Arrow System Improve-
16 ment Program including development of a long range,
17 ground and airborne, detection suite: *Provided further*,
18 That the transfer authority provided under this provision
19 is in addition to any other transfer authority contained
20 in this Act.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 8070. Of the amounts appropriated in this Act
23 under the heading "Shipbuilding and Conversion, Navy",
24 \$369,112,000 shall be available until September 30, 2021,
25 to fund prior year shipbuilding cost increases: *Provided*,

1 That upon enactment of this Act, the Secretary of the
2 Navy shall transfer funds to the following appropriations
3 in the amounts specified: *Provided further*, That the
4 amounts transferred shall be merged with and be available
5 for the same purposes as the appropriations to which
6 transferred to:

7 (1) Under the heading “Shipbuilding and Con-
8 version, Navy”, 2008/2021: Carrier Replacement
9 Program \$71,000,000;

10 (2) Under the heading “Shipbuilding and Con-
11 version, Navy”, 2015/2021: DDG–51 Destroyer
12 \$9,634,000;

13 (3) Under the heading “Shipbuilding and Con-
14 version, Navy”, 2016/2021: CVN Refueling Over-
15 hauls \$198,000,000;

16 (4) Under the heading “Shipbuilding and Con-
17 version, Navy”, 2016/2021: LPD–17 \$30,578,000;

18 (5) Under the heading “Shipbuilding and Con-
19 version, Navy”, 2016/2021: TAO Fleet Oiler
20 \$42,500,000; and

21 (6) Under the heading “Shipbuilding and Con-
22 version, Navy”, 2018/2021: TAO Fleet Oiler
23 \$17,400,000.

24 SEC. 8071. Funds appropriated by this Act, or made
25 available by the transfer of funds in this Act, for intel-

1 lidence activities are deemed to be specifically authorized
2 by the Congress for purposes of section 504 of the Na-
3 tional Security Act of 1947 (50 U.S.C. 3094) during fiscal
4 year 2021 until the enactment of the Intelligence Author-
5 ization Act for Fiscal Year 2021.

6 SEC. 8072. None of the funds provided in this Act
7 shall be available for obligation or expenditure through a
8 reprogramming of funds that creates or initiates a new
9 program, project, or activity, unless the Secretary of De-
10 fense notifies the congressional defense committees not
11 less than 30 days in advance (or in an emergency, as far
12 in advance as practicable) that such program, project, or
13 activity must be undertaken immediately in the interest
14 of national security and only after written prior notifica-
15 tion to the congressional defense committees.

16 SEC. 8073. The budget of the President for fiscal
17 year 2022 submitted to the Congress pursuant to section
18 1105 of title 31, United States Code, shall include sepa-
19 rate budget justification documents for costs of United
20 States Armed Forces' participation in contingency oper-
21 ations for the Military Personnel accounts, the Operation
22 and Maintenance accounts, the Procurement accounts,
23 and the Research, Development, Test and Evaluation ac-
24 counts: *Provided*, That these documents shall include a de-
25 scription of the funding requested for each contingency op-

1 eration, for each military service, including all Active and
2 Reserve components, and for each appropriations account:
3 *Provided further*, That these documents shall include esti-
4 mated costs for each element of expense or object class,
5 a reconciliation of increases and decreases for each contin-
6 gency operation, and programmatic data including, but
7 not limited to, troop strength for each Active and Reserve
8 component, and estimates of the major weapons systems
9 deployed in support of each contingency: *Provided further*,
10 That these documents shall include budget exhibits OP-
11 5 and OP-32 (as defined in the Department of Defense
12 Financial Management Regulation) for all contingency op-
13 erations for the budget year and the 2 preceding fiscal
14 years.

15 SEC. 8074. None of the funds in this Act may be
16 used for research, development, test, evaluation, procure-
17 ment or deployment of nuclear armed interceptors of a
18 missile defense system.

19 SEC. 8075. The Secretary of Defense may use up to
20 \$500,000,000 of the amounts appropriated or otherwise
21 made available in this Act to the Department of Defense
22 for the rapid acquisition and deployment of supplies and
23 associated support services pursuant to section 806 of the
24 Bob Stump National Defense Authorization Act for Fiscal
25 Year 2003 (Public Law 107-314; 10 U.S.C. 2302 note):

1 *Provided*, That the Secretary of Defense shall notify the
2 congressional defense committees promptly of all uses of
3 such authority.

4 SEC. 8076. None of the funds appropriated or made
5 available in this Act shall be used to reduce or disestablish
6 the operation of the 53rd Weather Reconnaissance Squad-
7 ron of the Air Force Reserve, if such action would reduce
8 the WC-130 Weather Reconnaissance mission below the
9 levels funded in this Act: *Provided*, That the Air Force
10 shall allow the 53rd Weather Reconnaissance Squadron to
11 perform other missions in support of national defense re-
12 quirements during the non-hurricane season.

13 SEC. 8077. None of the funds provided in this Act
14 shall be available for integration of foreign intelligence in-
15 formation unless the information has been lawfully col-
16 lected and processed during the conduct of authorized for-
17 eign intelligence activities: *Provided*, That information
18 pertaining to United States persons shall only be handled
19 in accordance with protections provided in the Fourth
20 Amendment of the United States Constitution as imple-
21 mented through Executive Order No. 12333.

22 SEC. 8078. (a) None of the funds appropriated by
23 this Act may be used to transfer research and develop-
24 ment, acquisition, or other program authority relating to

1 current tactical unmanned aerial vehicles (TUAVs) from
2 the Army.

3 (b) The Army shall retain responsibility for and oper-
4 ational control of the MQ-1C Gray Eagle Unmanned Aer-
5 ial Vehicle (UAV) in order to support the Secretary of De-
6 fense in matters relating to the employment of unmanned
7 aerial vehicles.

8 SEC. 8079. None of the funds appropriated by this
9 Act for programs of the Office of the Director of National
10 Intelligence shall remain available for obligation beyond
11 the current fiscal year, except for funds appropriated for
12 research and technology, which shall remain available until
13 September 30, 2022.

14 SEC. 8080. For purposes of section 1553(b) of title
15 31, United States Code, any subdivision of appropriations
16 made in this Act under the heading “Shipbuilding and
17 Conversion, Navy” shall be considered to be for the same
18 purpose as any subdivision under the heading “Ship-
19 building and Conversion, Navy” appropriations in any
20 prior fiscal year, and the 1 percent limitation shall apply
21 to the total amount of the appropriation.

1 SEC. 8081. (a) Not later than 60 days after the date
2 of enactment of this Act, the Director of National Intel-
3 ligence shall submit a report to the congressional intel-
4 ligence committees to establish the baseline for application
5 of reprogramming and transfer authorities for fiscal year
6 2021: *Provided*, That the report shall include—

7 (1) a table for each appropriation with a sepa-
8 rate column to display the President’s budget re-
9 quest, adjustments made by Congress, adjustments
10 due to enacted rescissions, if appropriate, and the
11 fiscal year enacted level;

12 (2) a delineation in the table for each appro-
13 priation by Expenditure Center and project; and

14 (3) an identification of items of special congres-
15 sional interest.

16 (b) None of the funds provided for the National Intel-
17 ligence Program in this Act shall be available for re-
18 programming or transfer until the report identified in sub-
19 section (a) is submitted to the congressional intelligence
20 committees, unless the Director of National Intelligence
21 certifies in writing to the congressional intelligence com-
22 mittees that such reprogramming or transfer is necessary
23 as an emergency requirement.

24 SEC. 8082. Notwithstanding any other provision of
25 law, any transfer of funds, appropriated or otherwise made

1 available by this Act, for support to friendly foreign coun-
2 tries in connection with the conduct of operations in which
3 the United States is not participating, pursuant to section
4 331(d) of title 10, United States Code, shall be made in
5 accordance with section 8005 or 9002 of this Act, as appli-
6 cable.

7 SEC. 8083. Any transfer of amounts appropriated to,
8 credited to, or deposited in the Department of Defense Ac-
9 quisition Workforce Development Account in or for fiscal
10 year 2021 to a military department or Defense Agency
11 pursuant to section 1705(e)(1) of title 10, United States
12 Code, shall be covered by and subject to section 8005 or
13 9002 of this Act, as applicable.

14 SEC. 8084. None of the funds made available by this
15 Act for excess defense articles, assistance under section
16 333 of title 10, United States Code, or peacekeeping oper-
17 ations for the countries designated annually to be in viola-
18 tion of the standards of the Child Soldiers Prevention Act
19 of 2008 (Public Law 110–457; 22 U.S.C. 2370c–1) may
20 be used to support any military training or operation that
21 includes child soldiers, as defined by the Child Soldiers
22 Prevention Act of 2008, unless such assistance is other-
23 wise permitted under section 404 of the Child Soldiers
24 Prevention Act of 2008.

1 SEC. 8085. (a) None of the funds provided for the
2 National Intelligence Program in this or any prior appro-
3 priations Act shall be available for obligation or expendi-
4 ture through a reprogramming or transfer of funds in ac-
5 cordance with section 102A(d) of the National Security
6 Act of 1947 (50 U.S.C. 3024(d)) that—

7 (1) creates a new start effort;

8 (2) terminates a program with appropriated
9 funding of \$10,000,000 or more;

10 (3) transfers funding into or out of the Na-
11 tional Intelligence Program; or

12 (4) transfers funding between appropriations,
13 unless the congressional intelligence committees are
14 notified 30 days in advance of such reprogramming
15 of funds; this notification period may be reduced for
16 urgent national security requirements.

17 (b) None of the funds provided for the National Intel-
18 ligence Program in this or any prior appropriations Act
19 shall be available for obligation or expenditure through a
20 reprogramming or transfer of funds in accordance with
21 section 102A(d) of the National Security Act of 1947 (50
22 U.S.C. 3024(d)) that results in a cumulative increase or
23 decrease of the levels specified in the classified annex ac-
24 companying the Act unless the congressional intelligence
25 committees are notified 30 days in advance of such re-

1 programming of funds; this notification period may be re-
2 duced for urgent national security requirements.

3 SEC. 8086. For the purposes of this Act, the term
4 “congressional intelligence committees” means the Perma-
5 nent Select Committee on Intelligence of the House of
6 Representatives, the Select Committee on Intelligence of
7 the Senate, the Subcommittee on Defense of the Com-
8 mittee on Appropriations of the House of Representatives,
9 and the Subcommittee on Defense of the Committee on
10 Appropriations of the Senate.

11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 8087. During the current fiscal year, not to ex-
13 ceed \$11,000,000 from each of the appropriations made
14 in title II of this Act for “Operation and Maintenance,
15 Army”, “Operation and Maintenance, Navy”, and “Oper-
16 ation and Maintenance, Air Force” may be transferred by
17 the military department concerned to its central fund es-
18 tablished for Fisher Houses and Suites pursuant to sec-
19 tion 2493(d) of title 10, United States Code.

20 SEC. 8088. None of the funds appropriated by this
21 Act may be available for the purpose of making remit-
22 tances to the Department of Defense Acquisition Work-
23 force Development Account in accordance with section
24 1705 of title 10, United States Code.

1 SEC. 8089. (a) Any agency receiving funds made
2 available in this Act, shall, subject to subsections (b) and
3 (c), post on the public website of that agency any report
4 required to be submitted by the Congress in this or any
5 other Act, upon the determination by the head of the agen-
6 cy that it shall serve the national interest.

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

8 (1) the public posting of the report com-
9 promises national security; or

10 (2) the report contains proprietary information.

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

15 SEC. 8090. (a) None of the funds appropriated or
16 otherwise made available by this Act may be expended for
17 any Federal contract for an amount in excess of
18 \$1,000,000, unless the contractor agrees not to—

19 (1) enter into any agreement with any of its
20 employees or independent contractors that requires,
21 as a condition of employment, that the employee or
22 independent contractor agree to resolve through ar-
23 bitration any claim under title VII of the Civil
24 Rights Act of 1964 or any tort related to or arising
25 out of sexual assault or harassment, including as-

1 sault and battery, intentional infliction of emotional
2 distress, false imprisonment, or negligent hiring, su-
3 pervision, or retention; or

4 (2) take any action to enforce any provision of
5 an existing agreement with an employee or inde-
6 pendent contractor that mandates that the employee
7 or independent contractor resolve through arbitra-
8 tion any claim under title VII of the Civil Rights Act
9 of 1964 or any tort related to or arising out of sex-
10 ual assault or harassment, including assault and
11 battery, intentional infliction of emotional distress,
12 false imprisonment, or negligent hiring, supervision,
13 or retention.

14 (b) None of the funds appropriated or otherwise
15 made available by this Act may be expended for any Fed-
16 eral contract unless the contractor certifies that it requires
17 each covered subcontractor to agree not to enter into, and
18 not to take any action to enforce any provision of, any
19 agreement as described in paragraphs (1) and (2) of sub-
20 section (a), with respect to any employee or independent
21 contractor performing work related to such subcontract.
22 For purposes of this subsection, a “covered subcon-
23 tractor” is an entity that has a subcontract in excess of
24 \$1,000,000 on a contract subject to subsection (a).

1 (c) The prohibitions in this section do not apply with
2 respect to a contractor's or subcontractor's agreements
3 with employees or independent contractors that may not
4 be enforced in a court of the United States.

5 (d) The Secretary of Defense may waive the applica-
6 tion of subsection (a) or (b) to a particular contractor or
7 subcontractor for the purposes of a particular contract or
8 subcontract if the Secretary or the Deputy Secretary per-
9 sonally determines that the waiver is necessary to avoid
10 harm to national security interests of the United States,
11 and that the term of the contract or subcontract is not
12 longer than necessary to avoid such harm. The determina-
13 tion shall set forth with specificity the grounds for the
14 waiver and for the contract or subcontract term selected,
15 and shall state any alternatives considered in lieu of a
16 waiver and the reasons each such alternative would not
17 avoid harm to national security interests of the United
18 States. The Secretary of Defense shall transmit to Con-
19 gress, and simultaneously make public, any determination
20 under this subsection not less than 15 business days be-
21 fore the contract or subcontract addressed in the deter-
22 mination may be awarded.

23 (INCLUDING TRANSFER OF FUNDS)

24 SEC. 8091. From within the funds appropriated for
25 operation and maintenance for the Defense Health Pro-

1 gram in this Act, up to \$137,000,000, shall be available
2 for transfer to the Joint Department of Defense-Depart-
3 ment of Veterans Affairs Medical Facility Demonstration
4 Fund in accordance with the provisions of section 1704
5 of the National Defense Authorization Act for Fiscal Year
6 2010, Public Law 111–84: *Provided*, That for purposes
7 of section 1704(b), the facility operations funded are oper-
8 ations of the integrated Captain James A. Lovell Federal
9 Health Care Center, consisting of the North Chicago Vet-
10 erans Affairs Medical Center, the Navy Ambulatory Care
11 Center, and supporting facilities designated as a combined
12 Federal medical facility as described by section 706 of
13 Public Law 110–417: *Provided further*, That additional
14 funds may be transferred from funds appropriated for op-
15 eration and maintenance for the Defense Health Program
16 to the Joint Department of Defense-Department of Vet-
17 erans Affairs Medical Facility Demonstration Fund upon
18 written notification by the Secretary of Defense to the
19 Committees on Appropriations of the House of Represent-
20 atives and the Senate.

21 SEC. 8092. None of the funds appropriated or other-
22 wise made available by this Act may be used by the De-
23 partment of Defense or a component thereof in contraven-
24 tion of the provisions of section 130h of title 10, United
25 States Code.

1 SEC. 8093. Appropriations available to the Depart-
2 ment of Defense may be used for the purchase of heavy
3 and light armored vehicles for the physical security of per-
4 sonnel or for force protection purposes up to a limit of
5 \$450,000 per vehicle, notwithstanding price or other limi-
6 tations applicable to the purchase of passenger carrying
7 vehicles.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 8094. Upon a determination by the Director of
10 National Intelligence that such action is necessary and in
11 the national interest, the Director may, with the approval
12 of the Office of Management and Budget, transfer not to
13 exceed \$1,000,000,000 of the funds made available in this
14 Act for the National Intelligence Program: *Provided*, That
15 such authority to transfer may not be used unless for
16 higher priority items, based on unforeseen intelligence re-
17 quirements, than those for which originally appropriated
18 and in no case where the item for which funds are re-
19 quested has been denied by the Congress: *Provided further*,
20 That a request for multiple reprogrammings of funds
21 using authority provided in this section shall be made
22 prior to June 30, 2021.

23 SEC. 8095. None of the funds made available by this
24 Act may be used in contravention of the War Powers Res-
25 olution (50 U.S.C. 1541 et seq.).

1 SEC. 8096. (a) None of the funds appropriated or
2 otherwise made available by this or any other Act may
3 be used by the Secretary of Defense, or any other official
4 or officer of the Department of Defense, to enter into a
5 contract, memorandum of understanding, or cooperative
6 agreement with, or make a grant to, or provide a loan
7 or loan guarantee to Rosoboronexport or any subsidiary
8 of Rosoboronexport.

9 (b) The Secretary of Defense may waive the limita-
10 tion in subsection (a) if the Secretary, in consultation with
11 the Secretary of State and the Director of National Intel-
12 ligence, determines that it is in the vital national security
13 interest of the United States to do so, and certifies in writ-
14 ing to the congressional defense committees that—

15 (1) Rosoboronexport has ceased the transfer of
16 lethal military equipment to, and the maintenance of
17 existing lethal military equipment for, the Govern-
18 ment of the Syrian Arab Republic;

19 (2) the armed forces of the Russian Federation
20 have withdrawn from Crimea, other than armed
21 forces present on military bases subject to agree-
22 ments in force between the Government of the Rus-
23 sian Federation and the Government of Ukraine;
24 and

1 (3) agents of the Russian Federation have
2 ceased taking active measures to destabilize the con-
3 trol of the Government of Ukraine over eastern
4 Ukraine.

5 (c) The Inspector General of the Department of De-
6 fense shall conduct a review of any action involving
7 Rosoboronexport with respect to a waiver issued by the
8 Secretary of Defense pursuant to subsection (b), and not
9 later than 90 days after the date on which such a waiver
10 is issued by the Secretary of Defense, the Inspector Gen-
11 eral shall submit to the congressional defense committees
12 a report containing the results of the review conducted
13 with respect to such waiver.

14 SEC. 8097. None of the funds made available in this
15 Act may be used for the purchase or manufacture of a
16 flag of the United States unless such flags are treated as
17 covered items under section 2533a(b) of title 10, United
18 States Code.

19 SEC. 8098. The Secretary of Defense shall post grant
20 awards on a public website in a searchable format.

21 SEC. 8099. The Secretary of each military depart-
22 ment, in reducing each research, development, test and
23 evaluation and procurement account of the military de-
24 partment as required under paragraph (1) of section
25 828(d) of the National Defense Authorization Act for Fis-

1 cal Year 2016 (Public Law 114–92; 10 U.S.C. 2430 note),
2 as amended by section 825(a)(3) of the National Defense
3 Authorization Act for Fiscal Year 2018, shall allocate the
4 percentage reduction determined under paragraph (2) of
5 such section 828(d) proportionally from all programs,
6 projects, or activities under such account: *Provided*, That
7 the authority under section 804(d)(2) of the National De-
8 fense Authorization Act for Fiscal Year 2016 (Public Law
9 114–92; 10 U.S.C. 2302 note) to transfer amounts avail-
10 able in the Rapid Prototyping Fund shall be subject to
11 section 8005 or 9002 of this Act, as applicable.

12 SEC. 8100. None of the funds made available by this
13 Act may be used by the National Security Agency to—

14 (1) conduct an acquisition pursuant to section
15 702 of the Foreign Intelligence Surveillance Act of
16 1978 for the purpose of targeting a United States
17 person; or

18 (2) acquire, monitor, or store the contents (as
19 such term is defined in section 2510(8) of title 18,
20 United States Code) of any electronic communica-
21 tion of a United States person from a provider of
22 electronic communication services to the public pur-
23 suant to section 501 of the Foreign Intelligence Sur-
24 veillance Act of 1978.

1 SEC. 8101. None of the funds made available in this
2 or any other Act may be used to pay the salary of any
3 officer or employee of any agency funded by this Act who
4 approves or implements the transfer of administrative re-
5 sponsibilities or budgetary resources of any program,
6 project, or activity financed by this Act to the jurisdiction
7 of another Federal agency not financed by this Act with-
8 out the express authorization of Congress: *Provided*, That
9 this limitation shall not apply to transfers of funds ex-
10 pressly provided for in Defense Appropriations Acts, or
11 provisions of Acts providing supplemental appropriations
12 for the Department of Defense.

13 SEC. 8102. Of the amounts appropriated in this Act
14 for “Operation and Maintenance, Navy”, \$436,029,000,
15 to remain available until expended, may be used for any
16 purposes related to the National Defense Reserve Fleet
17 established under section 11 of the Merchant Ship Sales
18 Act of 1946 (46 U.S.C. 57100): *Provided*, That such
19 amounts are available for reimbursements to the Ready
20 Reserve Force, Maritime Administration account of the
21 United States Department of Transportation for pro-
22 grams, projects, activities, and expenses related to the Na-
23 tional Defense Reserve Fleet.

24 SEC. 8103. None of the funds made available in this
25 Act may be obligated for activities authorized under sec-

1 tion 1208 of the Ronald W. Reagan National Defense Au-
2 thorization Act for Fiscal Year 2005 (Public Law 112-
3 81; 125 Stat. 1621) to initiate support for, or expand sup-
4 port to, foreign forces, irregular forces, groups, or individ-
5 uals unless the congressional defense committees are noti-
6 fied in accordance with the direction contained in the clas-
7 sified annex accompanying this Act, not less than 15 days
8 before initiating such support: *Provided*, That none of the
9 funds made available in this Act may be used under sec-
10 tion 1208 for any activity that is not in support of an
11 ongoing military operation being conducted by United
12 States Special Operations Forces to combat terrorism:
13 *Provided further*, That the Secretary of Defense may waive
14 the prohibitions in this section if the Secretary determines
15 that such waiver is required by extraordinary cir-
16 cumstances and, by not later than 72 hours after making
17 such waiver, notifies the congressional defense committees
18 of such waiver.

19 SEC. 8104. (a) None of the funds provided in this
20 Act for the TAO Fleet Oiler program shall be used to
21 award a new contract that provides for the acquisition of
22 the following components unless those components are
23 manufactured in the United States: Auxiliary equipment
24 (including pumps) for shipboard services; propulsion
25 equipment (including engines, reduction gears, and propel-

1 lers); shipboard cranes; and spreaders for shipboard
2 cranes.

3 (b) None of the funds provided in this Act for the
4 FFG(X) Frigate program shall be used to award a new
5 contract that provides for the acquisition of the following
6 components unless those components are manufactured in
7 the United States: Air circuit breakers; gyrocompasses;
8 electronic navigation chart systems; steering controls;
9 pumps; propulsion and machinery control systems; totally
10 enclosed lifeboats; auxiliary equipment pumps; shipboard
11 cranes; auxiliary chill water systems; and propulsion pro-
12 pellers: *Provided*, That the Secretary of the Navy shall in-
13 corporate United States manufactured propulsion engines
14 and propulsion reduction gears into the FFG(X) Frigate
15 program beginning not later than with the eleventh ship
16 of the program.

17 SEC. 8105. No amounts credited or otherwise made
18 available in this or any other Act to the Department of
19 Defense Acquisition Workforce Development Account may
20 be transferred to—

21 (1) the Rapid Prototyping Fund established
22 under section 804(d) of the National Defense Au-
23 thorization Act for Fiscal Year 2016 (10 U.S.C.
24 2302 note); or

1 (2) credited to a military-department specific
2 fund established under section 804(d)(2) of the Na-
3 tional Defense Authorization Act for Fiscal Year
4 2016 (as amended by section 897 of the National
5 Defense Authorization Act for Fiscal Year 2017).

6 SEC. 8106. None of the funds made available by this
7 Act may be used for Government Travel Charge Card ex-
8 penses by military or civilian personnel of the Department
9 of Defense for gaming, or for entertainment that includes
10 topless or nude entertainers or participants, as prohibited
11 by Department of Defense FMR, Volume 9, Chapter 3
12 and Department of Defense Instruction 1015.10 (enclo-
13 sure 3, 14a and 14b).

14 SEC. 8107. (a) None of the funds made available in
15 this Act may be used to maintain or establish a computer
16 network unless such network is designed to block access
17 to pornography websites.

18 (b) Nothing in subsection (a) shall limit the use of
19 funds necessary for any Federal, State, Tribal, or local
20 law enforcement agency or any other entity carrying out
21 criminal investigations, prosecution, or adjudication activi-
22 ties, or for any activity necessary for the national defense,
23 including intelligence activities.

24 SEC. 8108. None of the funds appropriated by this
25 Act may be made available to deliver F-35 air vehicles

1 or any other F-35 weapon system equipment to the Re-
2 public of Turkey, except in accordance with section 1245
3 of the National Defense Authorization Act for Fiscal Year
4 2020 (Public Law 116-92).

5 SEC. 8109. Notwithstanding any other provision of
6 law, any transfer of funds appropriated or otherwise made
7 available by this Act to the Global Engagement Center es-
8 tablished by section 1287 of the National Defense Author-
9 ization Act for Fiscal Year 2017 (Public Law 114-328;
10 22 U.S.C. 2656 note) shall be made in accordance with
11 section 8005 or 9002 of this Act, as applicable.

12 SEC. 8110. In addition to amounts provided else-
13 where in this Act, there is appropriated \$270,000,000, for
14 an additional amount for “Operation and Maintenance,
15 Defense-Wide”, to remain available until expended: *Pro-*
16 *vided*, That such funds shall only be available to the Sec-
17 retary of Defense, acting through the Office of Economic
18 Adjustment of the Department of Defense, or for transfer
19 to the Secretary of Education, notwithstanding any other
20 provision of law, to make grants, conclude cooperative
21 agreements, or supplement other Federal funds to con-
22 struct, renovate, repair, or expand elementary and sec-
23 ondary public schools on military installations in order to
24 address capacity or facility condition deficiencies at such
25 schools: *Provided further*, That in making such funds

1 available, the Office of Economic Adjustment or the Sec-
2 retary of Education shall give priority consideration to
3 those military installations with schools having the most
4 serious capacity or facility condition deficiencies as deter-
5 mined by the Secretary of Defense: *Provided further*, That
6 as a condition of receiving funds under this section a local
7 educational agency or State shall provide a matching share
8 as described in the notice titled “Department of Defense
9 Program for Construction, Renovation, Repair or Expan-
10 sion of Public Schools Located on Military Installations”
11 published by the Department of Defense in the Federal
12 Register on September 9, 2011 (76 Fed. Reg. 55883 et
13 seq.): *Provided further*, That these provisions apply to
14 funds provided under this section, and to funds previously
15 provided by Congress to construct, renovate, repair, or ex-
16 pand elementary and secondary public schools on military
17 installations in order to address capacity or facility condi-
18 tion deficiencies at such schools to the extent such funds
19 remain unobligated on the date of enactment of this sec-
20 tion.

21 SEC. 8111. In carrying out the program described in
22 the memorandum on the subject of “Policy for Assisted
23 Reproductive Services for the Benefit of Seriously or Se-
24 verely Ill/Injured (Category II or III) Active Duty Service
25 Members” issued by the Assistant Secretary of Defense

1 for Health Affairs on April 3, 2012, and the guidance
2 issued to implement such memorandum, the Secretary of
3 Defense shall apply such policy and guidance, except
4 that—

5 (1) the limitation on periods regarding embryo
6 cryopreservation and storage set forth in part III(G)
7 and in part IV(H) of such memorandum shall not
8 apply; and

9 (2) the term “assisted reproductive technology”
10 shall include embryo cryopreservation and storage
11 without limitation on the duration of such
12 cryopreservation and storage.

13 SEC. 8112. None of the funds provided for, or other-
14 wise made available, in this or any prior Act making ap-
15 propriations to the Department of Defense, may be obli-
16 gated or expended by the Secretary of Defense to provide
17 motorized vehicles, aviation platforms, munitions other
18 than small arms and munitions appropriate for customary
19 ceremonial honors, operational military units, or oper-
20 ational military platforms if the Secretary determines that
21 providing such units, platforms, or equipment would un-
22 dermine the readiness of such units, platforms, or equip-
23 ment.

24 SEC. 8113. The Secretary of Defense may obligate
25 and expend funds made available under this Act for pro-

1 curement or for research, development, test and evaluation
2 for the F-35 Joint Strike Fighter to modify up to six F-
3 35 aircraft, including up to two F-35 aircraft of each vari-
4 ant, to a test configuration: *Provided*, That the Secretary
5 of Defense shall, with the concurrence of the Secretary
6 of the Air Force and the Secretary of the Navy, notify
7 the congressional defense committees not fewer than 30
8 days prior to obligating and expending funds under this
9 section: *Provided further*, That any transfer of funds pur-
10 suant to the authority provided in this section shall be
11 made in accordance with section 8005 or 9002 of this Act,
12 as appropriate, if applicable: *Provided further*, That air-
13 craft referred to previously in this section are not addi-
14 tional to aircraft referred to in section 8135 of the Depart-
15 ment of Defense Appropriations Act, 2019 and section
16 8126 of the Department of Defense Appropriations Act,
17 2020.

18 SEC. 8114. Amounts appropriated for “Defense
19 Health Program” in this Act and hereafter may be obli-
20 gated to make death gratuity payments, as authorized in
21 subchapter II of chapter 75 of title 10, United States
22 Code, if no appropriation for “Military Personnel” is avail-
23 able for obligation for such payments: *Provided*, That such
24 obligations may subsequently be recorded against appro-
25 priations available for “Military Personnel”.

1 SEC. 8115. (a) None of the funds made available by
2 this or any other Act may be used to enter into a contract,
3 memorandum of understanding, or cooperative agreement
4 with, make a grant to, or provide a loan or loan guarantee
5 to any corporation that has any unpaid Federal tax liabil-
6 ity that has been assessed, for which all judicial and ad-
7 ministrative remedies have been exhausted or have lapsed,
8 and that is not being paid in a timely manner pursuant
9 to an agreement with the authority responsible for col-
10 lecting such tax liability, provided that the applicable Fed-
11 eral agency is aware of the unpaid Federal tax liability.

12 (b) Subsection (a) shall not apply if the applicable
13 Federal agency has considered suspension or debarment
14 of the corporation described in such subsection and has
15 made a determination that such suspension or debarment
16 is not necessary to protect the interests of the Federal
17 Government.

18 SEC. 8116. During fiscal year 2021, any advance bill-
19 ing for background investigation services and related serv-
20 ices purchased from activities financed using Defense
21 Working Capital Funds shall be excluded from the calcula-
22 tion of cumulative advance billings under section
23 2208(1)(3) of title 10, United States Code.

24 SEC. 8117. None of the funds appropriated or other-
25 wise made available by this Act may be used to transfer

1 the National Reconnaissance Office to the United States
2 Space Force.

3 SEC. 8118. None of the funds appropriated or other-
4 wise made available by this Act may be used to transfer
5 any element of the Department of the Army, the Depart-
6 ment of the Navy, or a Defense Agency to the United
7 States Space Force unless, not less than 60 days prior
8 to initiating such transfer, the Secretary of Defense cer-
9 tifies in writing to the Committees on Appropriations of
10 the House of Representatives and the Senate that such
11 transfer is in the national security interest of the United
12 States and will not have an adverse impact on the Depart-
13 ment or agency from which such element is being trans-
14 ferred: *Provided*, That such certification shall include a
15 detailed description of the element and timeline for such
16 transfer.

17 SEC. 8119. Funds appropriated in titles I and IX of
18 this Act under the heading “Military Personnel” may be
19 used for expenses described therein for members of the
20 United States Space Force on active duty: *Provided*, that
21 amounts appropriated under such headings may be used
22 for payments pursuant to section 156 of Public Law 97–
23 377, as amended (42 U.S.C. 402 note), and to the Depart-
24 ment of Defense Military Retirement Fund.

1 SEC. 8120. Prior to the initial obligation of funds
2 made available in titles II and IX of this Act for the De-
3 fense Security Cooperation Agency (DSCA), the Director
4 of DSCA shall submit a spend plan by budget activity and
5 sub-activity to the Committees on Appropriations of the
6 House of Representatives and the Senate: *Provided*, That
7 for funds planned for International Security Cooperation
8 Programs, the Director shall, in coordination with the
9 commanders of each geographic combatant command, in-
10 clude amounts planned for each combatant command and
11 country, and a comparison to such amounts provided in
12 the previous 3 fiscal years: *Provided further*, That
13 amounts in such plan shall only reflect those amounts des-
14 ignated in the fiscal year 2021 budget justification mate-
15 rials and modified by the fiscal year 2021 appropriations
16 adjustments in this Act and in the table in the report ac-
17 companying this Act: *Provided further*, That the Secretary
18 of Defense shall notify such Committees in writing and
19 not fewer than 15 days prior to obligating such funds for
20 any proposed new projects or activities, or transfer of
21 funds between budget sub-activity groups: *Provided fur-*
22 *ther*, That such plan shall be updated and submitted to
23 such Committees upon notification of such funds to in-
24 clude a justification for any changes: *Provided further*,
25 That a similar plan shall be provided to such Committees

1 outlining funds requested for fiscal year 2022 with the
2 submission of the fiscal year 2022 budget request.

3 SEC. 8121. Notwithstanding any other provision of
4 this Act, to reflect savings due to favorable foreign ex-
5 change rates, the total amount appropriated in this Act
6 is hereby reduced by \$436,000,000.

7 SEC. 8122. Notwithstanding any other provision of
8 this Act, to reflect savings due to lower than anticipated
9 fuel costs, the total amount appropriated in this Act is
10 hereby reduced by \$1,000,000,000.

11 SEC. 8123. None of the funds appropriated by this
12 Act may be used to exclude, or implement the exclusion
13 of, the Department of Defense, or any agency, activity,
14 or subdivision thereof, from coverage under section
15 7103(b)(1) or (2) of title 5, United States Code (com-
16 monly referred to as the “Federal Service Labor-Manage-
17 ment Relations Statute”).

18 SEC. 8124. Not later than 60 days after the date of
19 enactment of this Act, the Secretary of Defense, in coordi-
20 nation with the Secretary of State, shall provide all rel-
21 evant information and documents to the appropriate judi-
22 cial authorities in El Salvador investigating the December
23 1981 massacre in El Mozote: *Provided*, That not later
24 than 30 days following such action, the Secretary of De-
25 fense shall submit a report to the Committees on Appro-

1 priations of the House of Representatives and the Senate
2 describing the information and documents provided and
3 the authorities that received them.

4 SEC. 8125. (a) Funds appropriated under title IV of
5 this Act may be used for expenses for agile development,
6 test and evaluation, procurement, production and modi-
7 fication, and the operation and maintenance for the fol-
8 lowing software pilot programs—

9 (1) Space Command and Control
10 (PE1203614SF);

11 (2) Algorithmic Warfare Cross Functional
12 Team (PE0308588D8Z);

13 (3) Risk Management Information
14 (PE0608013N);

15 (4) Maritime Tactical Command Control
16 (PE0608231N);

17 (5) National Background Investigation
18 Services (PE0608197V);

19 (6) Global Command and Control System
20 – Joint (PE0308150K);

21 (7) Defensive Cyber Operations Army
22 (PE0608041A); and

23 (8) Acquisition Visibility
24 (PE0608648D8Z).

1 (b) Not later than 30 days after the date of the enact-
2 ment of this Act, the Secretary of Defense shall submit
3 to the Committees on Appropriations of the House of Rep-
4 resentatives and the Senate a plan for carrying out each
5 pilot program specified in subsection (a), including goals
6 and metrics for each program.

7 (c) Following the submission of the plan under sub-
8 section (b), the Secretary of Defense shall provide to the
9 Committees on Appropriations of the House of Represent-
10 atives and the Senate a quarterly report on the status of
11 each pilot program specified in subsection (a).

12 SEC. 8126. (a) Not later than 30 days after the date
13 of the enactment of this Act, and quarterly thereafter, the
14 Secretary of Defense shall submit to the congressional de-
15 fense committees a report that includes—

16 (1) the number of members of the Armed Forces de-
17 ployed by each geographic combatant command (other
18 than United States Northern Command), set forth sepa-
19 rately by each of the Armed Forces and whether regular,
20 National Guard, or Reserve;

21 (2) the number of Department of Defense civilian em-
22 ployees deployed by each geographic combatant command
23 (other than United States Northern Command);

1 (3) the number of Department of Defense contractor
2 employees deployed by each geographic combatant com-
3 mand (other than United States Northern Command); and

4 (4) for each category of personnel described in para-
5 graphs (1) through (3), the country and named operation
6 to which such personnel are assigned, if applicable; a de-
7 scription of the functions performed by such personnel;
8 and a comparison of the number of personnel to the num-
9 ber of such personnel in reports previously submitted
10 under this section.

11 (b) Each report under subsection (a) shall be sub-
12 mitted in unclassified form, but may include a classified
13 annex.

14 SEC. 8127. Not more than 15 days before deploying
15 a security force assistance brigade of the United States
16 Army to a friendly foreign country to conduct a program
17 to provide training or equipment to the security forces of
18 such country to build the capacity of such forces, the Sec-
19 retary of Defense shall submit to the congressional defense
20 committees a notification that includes—

21 (1) an identification of the United States Army
22 brigade, including the number of individuals to be
23 deployed;

24 (2) a description of any education and training
25 provided to such brigade before deployment in order

1 to conduct the program, including on the language,
2 cultural, and the social dynamics of the friendly for-
3 eign country where the program would be conducted;

4 (3) a description of the amount, type, and pur-
5 pose of the training or equipment to be provided
6 under the program;

7 (4) the authority under which the program is
8 authorized, whether congressional notification (other
9 than the notification required by this section) is re-
10 quired to conduct the program under such authority,
11 and whether such notification has been made;

12 (5) an identification of the foreign country in
13 which the program would be conducted, the specific
14 security forces whose capacity would be built under
15 the program, and an evaluation of the ability of such
16 forces to absorb the training and equipment to be
17 provided under the program;

18 (6) the cost, implementation timeline, and deliv-
19 ery schedule for the training and equipment to be
20 provided under the program, and the source of
21 funds;

22 (7) a description of any arrangements made for
23 sustainment of the program;

24 (8) information, including the amount, type,
25 and purpose, of any prior assistance provided to the

1 foreign country by any security force assistance bri-
2 gade of the United States Army;

3 (9) information, including the amount, type,
4 and purpose, on the security assistance provided to
5 the foreign country during the current and prior fis-
6 cal year under other train and equip programs, and
7 a description of how the training and equipment to
8 be provided under the program fits into the overall
9 objective of such programs; and

10 (10) a description of whether training and
11 equipment to be provided under the program could
12 be provided pursuant to other train and equip au-
13 thorities.

14 SEC. 8128. Of funds made available by section 8102
15 of the Department of Defense Appropriations Act, 2014
16 (division C of Public Law 113–76) that remain unobli-
17 gated as of the date of the enactment of this Act, up to
18 \$13,000,000 shall be available for grants, cooperative
19 agreements, and to supplement other Federal funds for
20 the following authorized purposes: public healthcare pro-
21 fessionals and public health laboratory staff; laboratory
22 and medical equipment; and medical supplies: *Provided*,
23 That the Secretary of Defense shall, not less than 15 days
24 prior to obligating funds made available for such purposes,

1 notify the congressional defense committees in writing of
2 the details of any such obligation.

3 SEC. 8129. None of the funds provided in this Act
4 for requirements development, performance specification
5 development, concept design and development, ship con-
6 figuration development, systems engineering, naval archi-
7 tecture, marine engineering, operations research analysis,
8 industry studies, preliminary design, development of the
9 Detailed Design and Construction Request for Proposals
10 solicitation package, or related activities for the AS(X)
11 Submarine Tender, T-ARC(X) Cable Laying and Repair
12 Ship, T-AGOS(X) Oceanographic Surveillance Ship,
13 Light Amphibious Warship, Next Generation Medium Am-
14 phibious Ship, or Next Generation Medium Logistics Ship
15 may be used to award a new contract for such activities
16 unless these contracts include specifications that all hull,
17 mechanical, and electrical components are manufactured
18 in the United States.

19 SEC. 8130. None of the funds made available by this
20 Act may be obligated or expended for the purpose of de-
21 commissioning any Navy Littoral Combat Ships.

22 SEC. 8131. (a) Not later than 3 days after a signifi-
23 cant deployment or redeployment of members of the
24 Armed Forces to a location outside the United States, the

1 Secretary of Defense shall submit to the congressional de-
2 fense committees a notification that includes—

3 (1) the number of members of the Armed
4 Forces deployed or redeployed;

5 (2) the name of each unit deployed or re-
6 deployed;

7 (3) the duration of the orders for the de-
8 ployment or redeployment;

9 (4) the location of the deployment or rede-
10 ployment;

11 (5) the purpose for the deployment or re-
12 deployment;

13 (6) the estimated cost of the deployment or
14 redeployment over such timeline; and

15 (7) an explanation of how the Secretary in-
16 tends to pay the costs of such deployment or re-
17 deployment, including identification of the spe-
18 cific accounts that will be used to pay such
19 costs for each fiscal year.

20 (b) Each notification under subsection (a) shall be
21 submitted in unclassified form, but may include a classi-
22 fied annex.

23 (c) Nothing in this section shall be construed to au-
24 thorize a deployment or redeployment.

1 SEC. 8132. None of the funds made available by this
2 Act may be obligated or expended in a manner that does
3 not comply with the requirements of section 365 of H.R.
4 7120, One Hundred Sixteenth Congress, as passed by the
5 House of Representatives on June 25, 2020.

6 SEC. 8133. None of the funds made available by this
7 Act or any prior Department of Defense Appropriations
8 Acts may be used to conduct, or make specific prepara-
9 tions for, any explosive nuclear weapons test that produces
10 any yield.

11 SEC. 8134. None of the funds appropriated or other-
12 wise made available by this Act or any prior Department
13 of Defense Appropriations Acts may be used to construct
14 a wall, fence, border barriers, or border security infra-
15 structure along the southern land border of the United
16 States: *Provided*, That none of the funds appropriated or
17 otherwise made available under the heading “Drug Inter-
18 diction and Counter-drug Activities, Defense” in title VI
19 of this Act may be used for the construction of fences pur-
20 suant to subsection (b)(7) of section 284 of title 10,
21 United States Code.

22 SEC. 8135. Notwithstanding any other provision of
23 law, funds made available to the Department of Defense
24 for fiscal year 2020 that were transferred by such Depart-
25 ment on February 13, 2020, and remain unobligated as

1 of the date of the enactment of this Act shall be returned
2 to the original account or accounts and may not be used
3 for any purpose other than the original purposes for which
4 they were appropriated by the Department of Defense Ap-
5 propriations Act, 2020 (division A of Public Law 116–93),
6 notwithstanding the transfer authority provided by section
7 8005 of such Act.

8 SEC. 8136. None of the funds made available by this
9 Act may be used for members of the Armed Forces serving
10 on active duty in support of security or immigration en-
11 forcement operations at the southern border unless the
12 agency requesting such support enters into an agreement
13 with the Secretary of Defense to reimburse the Depart-
14 ment of Defense for all costs incurred by the Department
15 to provide such services.

16 SEC. 8137. Of the amounts appropriated in this Act
17 under the heading “Operation and Maintenance, Defense-
18 Wide”, \$50,000,000, to remain available until September
19 30, 2022: *Provided*, That such funds shall only be avail-
20 able to the Secretary of Defense, acting through the Office
21 of Economic Adjustment of the Department of Defense,
22 to make grants to communities impacted by military avia-
23 tion noise for the purpose of installing noise mitigating
24 insulation at covered facilities: *Provided further*, That, to
25 be eligible to receive a grant under the program, a commu-

1 nity must enter into an agreement with the Secretary
2 under which the community prioritizes the use of funds
3 for the installation of noise mitigation at covered facilities
4 in the community: *Provided further*, That, in carrying out
5 the program, the Secretary of Defense shall coordinate
6 and minimize duplication of efforts with the noise mitiga-
7 tion program established under part 150 of title 14, Code
8 of Federal Regulations: *Provided further*, That, in this sec-
9 tion, the term “covered facilities” means hospitals,
10 daycare facilities, schools, facilities serving senior citizens,
11 and private residences that are located within one mile of
12 a military installation or another location at which mili-
13 tary aircraft are stationed or are located in an area im-
14 pacted by excessive military aviation noise, as determined
15 by the Department of Defense’s noise monitoring pro-
16 grams.

17 SEC. 8138. None of the funds appropriated or other-
18 wise made available by this Act or any prior Department
19 of Defense Appropriations Acts may be used to provide
20 guidance on, review, prepare, approve, or recommend
21 budget request funding levels or initiatives for the Depart-
22 ment of Energy.

23 SEC. 8139. Of the funds appropriated in this Act
24 under the heading “Operation and Maintenance, Army”,
25 \$1,000,000 shall be made available for expenses for the

1 renaming of Army installations, facilities, roads, and
2 streets named after confederate leaders and officers.

3 TITLE IX

4 OVERSEAS CONTINGENCY OPERATIONS

5 MILITARY PERSONNEL

6 MILITARY PERSONNEL, ARMY

7 For an additional amount for “Military Personnel,
8 Army”, \$2,748,033,000: *Provided*, That such amount is
9 designated by the Congress for Overseas Contingency Op-
10 erations/Global War on Terrorism pursuant to section
11 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 MILITARY PERSONNEL, NAVY

14 For an additional amount for “Military Personnel,
15 Navy”, \$382,286,000: *Provided*, That such amount is des-
16 ignated by the Congress for Overseas Contingency Oper-
17 ations/Global War on Terrorism pursuant to section
18 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 MILITARY PERSONNEL, MARINE CORPS

21 For an additional amount for “Military Personnel,
22 Marine Corps”, \$129,943,000: *Provided*, That such
23 amount is designated by the Congress for Overseas Con-
24 tingency Operations/Global War on Terrorism pursuant to

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

3 MILITARY PERSONNEL, AIR FORCE

4 For an additional amount for “Military Personnel,
5 Air Force”, \$1,077,168,000: *Provided*, That such amount
6 is designated by the Congress for Overseas Contingency
7 Operations/Global War on Terrorism pursuant to section
8 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 RESERVE PERSONNEL, ARMY

11 For an additional amount for “Reserve Personnel,
12 Army”, \$33,414,000: *Provided*, That such amount is des-
13 ignated by the Congress for Overseas Contingency Oper-
14 ations/Global War on Terrorism pursuant to section
15 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 RESERVE PERSONNEL, NAVY

18 For an additional amount for “Reserve Personnel,
19 Navy”, \$11,771,000: *Provided*, That such amount is des-
20 ignated by the Congress for Overseas Contingency Oper-
21 ations/Global War on Terrorism pursuant to section
22 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985.

1 RESERVE PERSONNEL, MARINE CORPS

2 For an additional amount for “Reserve Personnel,
3 Marine Corps”, \$2,048,000: *Provided*, That such amount
4 is designated by the Congress for Overseas Contingency
5 Operations/Global War on Terrorism pursuant to section
6 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
7 Deficit Control Act of 1985.

8 RESERVE PERSONNEL, AIR FORCE

9 For an additional amount for “Reserve Personnel,
10 Air Force”, \$16,816,000: *Provided*, That such amount is
11 designated by the Congress for Overseas Contingency Op-
12 erations/Global War on Terrorism pursuant to section
13 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 NATIONAL GUARD PERSONNEL, ARMY

16 For an additional amount for “National Guard Per-
17 sonnel, Army”, \$195,314,000: *Provided*, That such
18 amount is designated by the Congress for Overseas Con-
19 tingency Operations/Global War on Terrorism pursuant to
20 section 251(b)(2)(A)(ii) of the Balanced Budget and
21 Emergency Deficit Control Act of 1985.

22 NATIONAL GUARD PERSONNEL, AIR FORCE

23 For an additional amount for “National Guard Per-
24 sonnel, Air Force”, \$5,800,000: *Provided*, That such
25 amount is designated by the Congress for Overseas Con-

1 tingency Operations/Global War on Terrorism pursuant to
2 section 251(b)(2)(A)(ii) of the Balanced Budget and
3 Emergency Deficit Control Act of 1985.

4 OPERATION AND MAINTENANCE

5 OPERATION AND MAINTENANCE, ARMY

6 For an additional amount for “Operation and Main-
7 tenance, Army”, \$16,530,754,000: *Provided*, That such
8 amount is designated by the Congress for Overseas Con-
9 tingency Operations/Global War on Terrorism pursuant to
10 section 251(b)(2)(A)(ii) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985.

12 OPERATION AND MAINTENANCE, NAVY

13 For an additional amount for “Operation and Main-
14 tenance, Navy”, \$10,942,741,000: *Provided*, That such
15 amount is designated by the Congress for Overseas Con-
16 tingency Operations/Global War on Terrorism pursuant to
17 section 251(b)(2)(A)(ii) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985.

19 OPERATION AND MAINTENANCE, MARINE CORPS

20 For an additional amount for “Operation and Main-
21 tenance, Marine Corps”, \$1,145,600,000: *Provided*, That
22 such amount is designated by the Congress for Overseas
23 Contingency Operations/Global War on Terrorism pursu-
24 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
25 and Emergency Deficit Control Act of 1985.

1 OPERATION AND MAINTENANCE, AIR FORCE

2 For an additional amount for “Operation and Main-
3 tenance, Air Force”, \$18,861,862,000: *Provided*, That
4 such amount is designated by the Congress for Overseas
5 Contingency Operations/Global War on Terrorism pursu-
6 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
7 and Emergency Deficit Control Act of 1985.

8 OPERATION AND MAINTENANCE, SPACE FORCE

9 For an additional amount for “Operation and Main-
10 tenance, Space Force”, \$77,115,000: *Provided*, That such
11 amount is designated by the Congress for Overseas Con-
12 tingency Operations/Global War on Terrorism pursuant to
13 section 251(b)(2)(A)(ii) of the Balanced Budget and
14 Emergency Deficit Control Act of 1985.

15 OPERATION AND MAINTENANCE, DEFENSE-WIDE

16 For an additional amount for “Operation and Main-
17 tenance, Defense-Wide”, \$6,169,693,000: *Provided*, That
18 of the funds provided under this heading, not to exceed
19 \$180,000,000, to remain available until September 30,
20 2022, shall be for payments to reimburse key cooperating
21 nations for logistical, military, and other support, includ-
22 ing access, provided to United States military and stability
23 operations in Afghanistan and to counter the Islamic
24 State of Iraq and Syria: *Provided further*, That such reim-
25 bursement payments may be made in such amounts as the

1 Secretary of Defense, with the concurrence of the Sec-
2 retary of State, and in consultation with the Director of
3 the Office of Management and Budget, may determine,
4 based on documentation determined by the Secretary of
5 Defense to adequately account for the support provided,
6 and such determination is final and conclusive upon the
7 accounting officers of the United States, and 15 days fol-
8 lowing written notification to the appropriate congres-
9 sional committees: *Provided further*, That these funds may
10 be used for the purpose of providing specialized training
11 and procuring supplies and specialized equipment and pro-
12 viding such supplies and loaning such equipment on a non-
13 reimbursable basis to coalition forces supporting United
14 States military and stability operations in Afghanistan
15 and to counter the Islamic State of Iraq and Syria, and
16 15 days following written notification to the appropriate
17 congressional committees: *Provided further*, That these
18 funds may be used to support the Government of Jordan
19 in such amounts as the Secretary of Defense may deter-
20 mine, to enhance the ability of the armed forces of Jordan
21 to increase or sustain security along its borders, upon 15
22 days prior written notification to the congressional defense
23 committees outlining the amounts intended to be provided
24 and the nature of the expenses incurred: *Provided further*,
25 That of the funds provided under this heading, not to ex-

1 ceed \$1,206,296,000, to remain available until September
2 30, 2022, shall be available to provide support and assist-
3 ance to foreign security forces or other groups or individ-
4 uals to conduct, support or facilitate counterterrorism, cri-
5 sis response, or other Department of Defense security co-
6 operation programs, of which not less than \$130,000,000
7 shall be available for International Security Cooperation
8 Programs with countries in the United States Africa Com-
9 mand area of responsibility: *Provided further*, That the
10 Secretary of Defense shall notify the congressional defense
11 committees in writing and not fewer than 15 days prior
12 to obligating funds for International Security Cooperation
13 Programs: *Provided further*, That these funds may be used
14 in such amounts as the Secretary of Defense may deter-
15 mine to enhance the border security of nations adjacent
16 to conflict areas including Jordan, Lebanon, Egypt, and
17 Tunisia resulting from actions of the Islamic State of Iraq
18 and Syria: *Provided further*, That the Secretary of Defense
19 shall provide quarterly reports to the Committees on Ap-
20 propriations of the House of Representatives and the Sen-
21 ate on the use and status of funds provided under this
22 heading: *Provided further*, That such amount is designated
23 by the Congress for Overseas Contingency Operations/
24 Global War on Terrorism pursuant to section

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

3 OPERATION AND MAINTENANCE, ARMY RESERVE

4 For an additional amount for “Operation and Main-
5 tenance, Army Reserve”, \$33,399,000: *Provided*, That
6 such amount is designated by the Congress for Overseas
7 Contingency Operations/Global War on Terrorism pursu-
8 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
9 and Emergency Deficit Control Act of 1985.

10 OPERATION AND MAINTENANCE, NAVY RESERVE

11 For an additional amount for “Operation and Main-
12 tenance, Navy Reserve”, \$21,492,000: *Provided*, That
13 such amount is designated by the Congress for Overseas
14 Contingency Operations/Global War on Terrorism pursu-
15 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
16 and Emergency Deficit Control Act of 1985.

17 OPERATION AND MAINTENANCE, MARINE CORPS

18 RESERVE

19 For an additional amount for “Operation and Main-
20 tenance, Marine Corps Reserve”, \$8,707,000: *Provided*,
21 That such amount is designated by the Congress for Over-
22 seas Contingency Operations/Global War on Terrorism
23 pursuant to section 251(b)(2)(A)(ii) of the Balanced
24 Budget and Emergency Deficit Control Act of 1985.

1 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

2 For an additional amount for “Operation and Main-
3 tenance, Air Force Reserve”, \$30,090,000: *Provided*, That
4 such amount is designated by the Congress for Overseas
5 Contingency Operations/Global War on Terrorism pursu-
6 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
7 and Emergency Deficit Control Act of 1985.

8 OPERATION AND MAINTENANCE, ARMY NATIONAL
9 GUARD

10 For an additional amount for “Operation and Main-
11 tenance, Army National Guard”, \$79,792,000: *Provided*,
12 That such amount is designated by the Congress for Over-
13 seas Contingency Operations/Global War on Terrorism
14 pursuant to section 251(b)(2)(A)(ii) of the Balanced
15 Budget and Emergency Deficit Control Act of 1985.

16 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

17 For an additional amount for “Operation and Main-
18 tenance, Air National Guard”, \$175,642,000: *Provided*,
19 That such amount is designated by the Congress for Over-
20 seas Contingency Operations/Global War on Terrorism
21 pursuant to section 251(b)(2)(A)(ii) of the Balanced
22 Budget and Emergency Deficit Control Act of 1985.

23 AFGHANISTAN SECURITY FORCES FUND

24 For the “Afghanistan Security Forces Fund”,
25 \$3,047,612,000, to remain available until September 30,

1 2022: *Provided*, That such funds shall be available to the
2 Secretary of Defense for the purpose of allowing the Com-
3 mander, Combined Security Transition Command—Af-
4 ghanistan, or the Secretary’s designee, to provide assist-
5 ance, with the concurrence of the Secretary of State, to
6 the security forces of Afghanistan, including the provision
7 of equipment, supplies, services, training, facility and in-
8 frastructure repair, renovation, construction, and funding:
9 *Provided further*, That the Secretary of Defense may obli-
10 gate and expend funds made available to the Department
11 of Defense in this title for additional costs associated with
12 existing projects previously funded with amounts provided
13 under the heading “Afghanistan Infrastructure Fund” in
14 prior Acts: *Provided further*, That such costs shall be lim-
15 ited to contract changes resulting from inflation, market
16 fluctuation, rate adjustments, and other necessary con-
17 tract actions to complete existing projects, and associated
18 supervision and administration costs and costs for design
19 during construction: *Provided further*, That the Secretary
20 may not use more than \$50,000,000 under the authority
21 provided in this section: *Provided further*, That the Sec-
22 retary shall notify in advance such contract changes and
23 adjustments in annual reports to the congressional defense
24 committees: *Provided further*, That the authority to pro-
25 vide assistance under this heading is in addition to any

1 other authority to provide assistance to foreign nations:
2 *Provided further*, That contributions of funds for the pur-
3 poses provided herein from any person, foreign govern-
4 ment, or international organization may be credited to this
5 Fund, to remain available until expended, and used for
6 such purposes: *Provided further*, That the Secretary of De-
7 fense shall notify the congressional defense committees in
8 writing upon the receipt and upon the obligation of any
9 contribution, delineating the sources and amounts of the
10 funds received and the specific use of such contributions:
11 *Provided further*, That the Secretary of Defense shall, not
12 fewer than 15 days prior to obligating from this appro-
13 priation account, notify the congressional defense commit-
14 tees in writing of the details of any such obligation: *Pro-*
15 *vided further*, That the Secretary of Defense shall notify
16 the congressional defense committees in writing and not
17 fewer than 15 days prior to obligating funds for any pro-
18 posed new projects or activities, or transfer of funds be-
19 tween budget sub-activity groups in excess of
20 \$10,000,000: *Provided further*, That the United States
21 may accept equipment procured using funds provided
22 under this heading in this or prior Acts that was trans-
23 ferred to the security forces of Afghanistan and returned
24 by such forces to the United States: *Provided further*, That
25 equipment procured using funds provided under this head-

1 ing in this or prior Acts, and not yet transferred to the
2 security forces of Afghanistan or transferred to the secu-
3 rity forces of Afghanistan and returned by such forces to
4 the United States, may be treated as stocks of the Depart-
5 ment of Defense upon written notification to the congres-
6 sional defense committees: *Provided further*, That of the
7 funds provided under this heading, not less than
8 \$20,000,000 shall be for recruitment and retention of
9 women in the Afghanistan National Security Forces, and
10 the recruitment and training of female security personnel:
11 *Provided further*, That funds appropriated under this
12 heading and made available for the salaries and benefits
13 of personnel of the Afghanistan Security Forces may only
14 be used for personnel who are enrolled in the Afghanistan
15 Personnel and Pay System: *Provided further*, That funds
16 appropriated under this heading for the Afghanistan Secu-
17 rity Forces may only be obligated if the Secretary of De-
18 fense, in consultation with the Secretary of State, certifies
19 in writing to the congressional defense committees that
20 such forces are controlled by a civilian, representative gov-
21 ernment that is protecting human rights and women's
22 rights and preventing terrorists and terrorist groups from
23 using the territory of Afghanistan to threaten the security
24 of the United States and United States allies: *Provided*
25 *further*, That such amount is designated by the Congress

1 for Overseas Contingency Operations/Global War on Ter-
2 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985.

4 COUNTER-ISIS TRAIN AND EQUIP FUND

5 For the “Counter-Islamic State of Iraq and Syria
6 Train and Equip Fund”, \$700,000,000, to remain avail-
7 able until September 30, 2022: *Provided*, That such funds
8 shall be available to the Secretary of Defense in coordina-
9 tion with the Secretary of State, to provide assistance, in-
10 cluding training; equipment; logistics support, supplies,
11 and services; stipends; infrastructure repair and renova-
12 tion; construction for facility fortification and humane
13 treatment; and sustainment, to foreign security forces, ir-
14 regular forces, groups, or individuals participating, or pre-
15 paring to participate in activities to counter the Islamic
16 State of Iraq and Syria, and their affiliated or associated
17 groups: *Provided further*, That amounts made available
18 under this heading shall be available to provide assistance
19 only for activities in a country designated by the Secretary
20 of Defense, in coordination with the Secretary of State,
21 as having a security mission to counter the Islamic State
22 of Iraq and Syria, and following written notification to the
23 congressional defense committees of such designation:
24 *Provided further*, That the Secretary of Defense shall en-
25 sure that prior to providing assistance to elements of any

1 forces or individuals, such elements or individuals are ap-
2 propriately vetted, including at a minimum, assessing such
3 elements for associations with terrorist groups or groups
4 associated with the Government of Iran; and receiving
5 commitments from such elements to promote respect for
6 human rights and the rule of law: *Provided further*, That
7 the Secretary of Defense shall, not fewer than 15 days
8 prior to obligating from this appropriation account, notify
9 the congressional defense committees in writing of the de-
10 tails of any such obligation: *Provided further*, That the
11 Secretary of Defense may accept and retain contributions,
12 including assistance in-kind, from foreign governments,
13 including the Government of Iraq and other entities, to
14 carry out assistance authorized under this heading: *Pro-*
15 *vided further*, That contributions of funds for the purposes
16 provided herein from any foreign government or other en-
17 tity may be credited to this Fund, to remain available until
18 expended, and used for such purposes: *Provided further*,
19 That the Secretary of Defense shall prioritize such con-
20 tributions when providing any assistance for construction
21 for facility fortification: *Provided further*, That the Sec-
22 retary of Defense may waive a provision of law relating
23 to the acquisition of items and support services or sections
24 40 and 40A of the Arms Export Control Act (22 U.S.C.
25 2780 and 2785) if the Secretary determines that such pro-

1 vision of law would prohibit, restrict, delay or otherwise
2 limit the provision of such assistance and a notice of and
3 justification for such waiver is submitted to the congress-
4 sional defense committees, the Committees on Appropria-
5 tions and Foreign Relations of the Senate and the Com-
6 mittees on Appropriations and Foreign Affairs of the
7 House of Representatives: *Provided further*, That the
8 United States may accept equipment procured using funds
9 provided under this heading, or under the heading, “Iraq
10 Train and Equip Fund” in prior Acts, that was trans-
11 ferred to security forces, irregular forces, or groups par-
12 ticipating, or preparing to participate in activities to
13 counter the Islamic State of Iraq and Syria and returned
14 by such forces or groups to the United States, and such
15 equipment may be treated as stocks of the Department
16 of Defense upon written notification to the congressional
17 defense committees: *Provided further*, That equipment
18 procured using funds provided under this heading, or
19 under the heading, “Iraq Train and Equip Fund” in prior
20 Acts, and not yet transferred to security forces, irregular
21 forces, or groups participating, or preparing to participate
22 in activities to counter the Islamic State of Iraq and Syria
23 may be treated as stocks of the Department of Defense
24 when determined by the Secretary to no longer be required
25 for transfer to such forces or groups and upon written

1 notification to the congressional defense committees: *Pro-*
2 *vided further*, That the Secretary of Defense shall provide
3 quarterly reports to the congressional defense committees
4 on the use of funds provided under this heading, including,
5 but not limited to, the number of individuals trained, the
6 nature and scope of support and sustainment provided to
7 each group or individual, the area of operations for each
8 group, and the contributions of other countries, groups,
9 or individuals: *Provided further*, That such amount is des-
10 ignated by the Congress for Overseas Contingency Oper-
11 ations/Global War on Terrorism pursuant to section
12 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
13 Deficit Control Act of 1985.

14 PROCUREMENT

15 AIRCRAFT PROCUREMENT, ARMY

16 For an additional amount for “Aircraft Procurement,
17 Army”, \$595,112,000, to remain available until Sep-
18 tember 30, 2023: *Provided*, That such amount is des-
19 ignated by the Congress for Overseas Contingency Oper-
20 ations/Global War on Terrorism pursuant to section
21 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985.

23 MISSILE PROCUREMENT, ARMY

24 For an additional amount for “Missile Procurement,
25 Army”, \$865,992,000, to remain available until Sep-

1 tember 30, 2023: *Provided*, That such amount is des-
2 ignated by the Congress for Overseas Contingency Oper-
3 ations/Global War on Terrorism pursuant to section
4 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
5 Deficit Control Act of 1985.

6 PROCUREMENT OF WEAPONS AND TRACKED COMBAT
7 VEHICLES, ARMY

8 For an additional amount for “Procurement of Weap-
9 ons and Tracked Combat Vehicles, Army”, \$15,225,000,
10 to remain available until September 30, 2023: *Provided*,
11 That such amount is designated by the Congress for Over-
12 seas Contingency Operations/Global War on Terrorism
13 pursuant to section 251(b)(2)(A)(ii) of the Balanced
14 Budget and Emergency Deficit Control Act of 1985.

15 PROCUREMENT OF AMMUNITION, ARMY

16 For an additional amount for “Procurement of Am-
17 munition, Army”, \$110,668,000, to remain available until
18 September 30, 2023: *Provided*, That such amount is des-
19 ignated by the Congress for Overseas Contingency Oper-
20 ations/Global War on Terrorism pursuant to section
21 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985.

23 OTHER PROCUREMENT, ARMY

24 For an additional amount for “Other Procurement,
25 Army”, \$875,666,000, to remain available until Sep-

1 tember 30, 2023: *Provided*, That such amount is des-
2 ignated by the Congress for Overseas Contingency Oper-
3 ations/Global War on Terrorism pursuant to section
4 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
5 Deficit Control Act of 1985.

6 AIRCRAFT PROCUREMENT, NAVY

7 For an additional amount for “Aircraft Procurement,
8 Navy”, \$33,241,000, to remain available until September
9 30, 2023: *Provided*, That such amount is designated by
10 the Congress for Overseas Contingency Operations/Global
11 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
12 the Balanced Budget and Emergency Deficit Control Act
13 of 1985.

14 WEAPONS PROCUREMENT, NAVY

15 For an additional amount for “Weapons Procure-
16 ment, Navy”, \$5,572,000, to remain available until Sep-
17 tember 30, 2023: *Provided*, That such amount is des-
18 ignated by the Congress for Overseas Contingency Oper-
19 ations/Global War on Terrorism pursuant to section
20 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

22 PROCUREMENT OF AMMUNITION, NAVY AND MARINE
23 CORPS

24 For an additional amount for “Procurement of Am-
25 munition, Navy and Marine Corps”, \$77,424,000, to re-

1 main available until September 30, 2023: *Provided*, That
2 such amount is designated by the Congress for Overseas
3 Contingency Operations/Global War on Terrorism pursu-
4 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
5 and Emergency Deficit Control Act of 1985.

6 OTHER PROCUREMENT, NAVY

7 For an additional amount for “Other Procurement,
8 Navy”, \$341,612,000, to remain available until September
9 30, 2023: *Provided*, That such amount is designated by
10 the Congress for Overseas Contingency Operations/Global
11 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
12 the Balanced Budget and Emergency Deficit Control Act
13 of 1985.

14 PROCUREMENT, MARINE CORPS

15 For an additional amount for “Procurement, Marine
16 Corps”, \$47,963,000, to remain available until September
17 30, 2023: *Provided*, That such amount is designated by
18 the Congress for Overseas Contingency Operations/Global
19 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
20 the Balanced Budget and Emergency Deficit Control Act
21 of 1985.

22 AIRCRAFT PROCUREMENT, AIR FORCE

23 For an additional amount for “Aircraft Procurement,
24 Air Force”, \$787,665,000, to remain available until Sep-
25 tember 30, 2023: *Provided*, That such amount is des-

1 ignated by the Congress for Overseas Contingency Oper-
2 ations/Global War on Terrorism pursuant to section
3 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985.

5 MISSILE PROCUREMENT, AIR FORCE

6 For an additional amount for “Missile Procurement,
7 Air Force”, \$223,772,000, to remain available until Sep-
8 tember 30, 2023: *Provided*, That such amount is des-
9 ignated by the Congress for Overseas Contingency Oper-
10 ations/Global War on Terrorism pursuant to section
11 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 PROCUREMENT OF AMMUNITION, AIR FORCE

14 For an additional amount for “Procurement of Am-
15 munition, Air Force”, \$802,455,000, to remain available
16 until September 30, 2023: *Provided*, That such amount
17 is designated by the Congress for Overseas Contingency
18 Operations/Global War on Terrorism pursuant to section
19 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

21 OTHER PROCUREMENT, AIR FORCE

22 For an additional amount for “Other Procurement,
23 Air Force”, \$355,339,000, to remain available until Sep-
24 tember 30, 2023: *Provided*, That such amount is des-
25 ignated by the Congress for Overseas Contingency Oper-

1 ations/Global War on Terrorism pursuant to section
2 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
3 Deficit Control Act of 1985.

4 PROCUREMENT, DEFENSE-WIDE

5 For an additional amount for “Procurement, De-
6 fense-Wide”, \$335,837,000, to remain available until Sep-
7 tember 30, 2023: *Provided*, That such amount is des-
8 ignated by the Congress for Overseas Contingency Oper-
9 ations/Global War on Terrorism pursuant to section
10 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 NATIONAL GUARD AND RESERVE EQUIPMENT ACCOUNT

13 For procurement of rotary-wing aircraft; combat, tac-
14 tical and support vehicles; other weapons; and other pro-
15 curement items for the reserve components of the Armed
16 Forces, \$1,000,000,000, to remain available for obligation
17 until September 30, 2023: *Provided*, That the Chiefs of
18 National Guard and Reserve components shall, not later
19 than 30 days after enactment of this Act, individually sub-
20 mit to the congressional defense committees the mod-
21 ernization priority assessment for their respective Na-
22 tional Guard or Reserve component: *Provided further*,
23 That none of the funds made available by this paragraph
24 may be used to procure manned fixed wing aircraft, or
25 procure or modify missiles, munitions, or ammunition:

1 *Provided further*, That such amount is designated by the
2 Congress for Overseas Contingency Operations/Global
3 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
4 the Balanced Budget and Emergency Deficit Control Act
5 of 1985.

6 RESEARCH, DEVELOPMENT, TEST AND
7 EVALUATION

8 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
9 ARMY

10 For an additional amount for “Research, Develop-
11 ment, Test and Evaluation, Army”, \$175,824,000, to re-
12 main available until September 30, 2022: *Provided*, That
13 such amount is designated by the Congress for Overseas
14 Contingency Operations/Global War on Terrorism pursu-
15 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
16 and Emergency Deficit Control Act of 1985.

17 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
18 NAVY

19 For an additional amount for “Research, Develop-
20 ment, Test and Evaluation, Navy”, \$59,562,000, to re-
21 main available until September 30, 2022: *Provided*, That
22 such amount is designated by the Congress for Overseas
23 Contingency Operations/Global War on Terrorism pursu-
24 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
25 and Emergency Deficit Control Act of 1985.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 AIR FORCE

3 For an additional amount for “Research, Develop-
4 ment, Test and Evaluation, Air Force”, \$5,304,000, to re-
5 main available until September 30, 2022: *Provided*, That
6 such amount is designated by the Congress for Overseas
7 Contingency Operations/Global War on Terrorism pursu-
8 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
9 and Emergency Deficit Control Act of 1985.

10 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
11 DEFENSE-WIDE

12 For an additional amount for “Research, Develop-
13 ment, Test and Evaluation, Defense-Wide”, \$80,818,000
14 (reduced by \$6,000,000) (increased by \$6,000,000), to re-
15 main available until September 30, 2022: *Provided*, That
16 such amount is designated by the Congress for Overseas
17 Contingency Operations/Global War on Terrorism pursu-
18 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
19 and Emergency Deficit Control Act of 1985.

20 REVOLVING AND MANAGEMENT FUNDS

21 DEFENSE WORKING CAPITAL FUNDS

22 For an additional amount for “Defense Working
23 Capital Funds”, \$20,090,000: *Provided*, That such
24 amount is designated by the Congress for Overseas Con-
25 tingency Operations/Global War on Terrorism pursuant to

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

3 OTHER DEPARTMENT OF DEFENSE PROGRAMS

4 DEFENSE HEALTH PROGRAM

5 For an additional amount for “Defense Health Pro-
6 gram”, \$365,098,000, which shall be for operation and
7 maintenance: *Provided*, That such amount is designated
8 by the Congress for Overseas Contingency Operations/
9 Global War on Terrorism pursuant to section
10 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 OFFICE OF THE INSPECTOR GENERAL

13 For an additional amount for the “Office of the In-
14 spector General”, \$24,069,000: *Provided*, That such
15 amount is designated by the Congress for Overseas Con-
16 tingency Operations/Global War on Terrorism pursuant to
17 section 251(b)(2)(A)(ii) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985.

19 GENERAL PROVISIONS—THIS TITLE

20 SEC. 9001. Notwithstanding any other provision of
21 law, funds made available in this title are in addition to
22 amounts appropriated or otherwise made available for the
23 Department of Defense for fiscal year 2021.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 9002. Upon the determination of the Secretary
3 of Defense that such action is necessary in the national
4 interest, the Secretary may, with the approval of the Of-
5 fice of Management and Budget, transfer up to
6 \$900,000,000 between the appropriations or funds made
7 available to the Department of Defense in this title: *Pro-*
8 *vided*, That the Secretary shall notify the Congress
9 promptly of each transfer made pursuant to the authority
10 in this section: *Provided further*, That the authority pro-
11 vided in this section is in addition to any other transfer
12 authority available to the Department of Defense and is
13 subject to the same terms and conditions as the authority
14 provided in section 8005 of this Act.

15 SEC. 9003. Supervision and administration costs and
16 costs for design during construction associated with a con-
17 struction project funded with appropriations available for
18 operation and maintenance or the “Afghanistan Security
19 Forces Fund” provided in this Act and executed in direct
20 support of overseas contingency operations in Afghani-
21 stan, may be obligated at the time a construction contract
22 is awarded: *Provided*, That, for the purpose of this section,
23 supervision and administration costs and costs for design
24 during construction include all in-house Government costs.

1 SEC. 9004. From funds made available in this title,
2 the Secretary of Defense may purchase for use by military
3 and civilian employees of the Department of Defense in
4 the United States Central Command area of responsi-
5 bility: (1) passenger motor vehicles up to a limit of
6 \$75,000 per vehicle; and (2) heavy and light armored vehi-
7 cles for the physical security of personnel or for force pro-
8 tection purposes up to a limit of \$450,000 per vehicle, not-
9 withstanding price or other limitations applicable to the
10 purchase of passenger carrying vehicles.

11 SEC. 9005. Not to exceed \$2,000,000 of the amounts
12 appropriated by this title under the heading “Operation
13 and Maintenance, Army” may be used, notwithstanding
14 any other provision of law, to fund the Commanders’
15 Emergency Response Program (CERP), for the purpose
16 of enabling military commanders in Afghanistan to re-
17 spond to urgent, small-scale, humanitarian relief and re-
18 construction requirements within their areas of responsi-
19 bility: *Provided*, That each project (including any ancillary
20 or related elements in connection with such project) exe-
21 cuted under this authority shall not exceed \$1,000,000:
22 *Provided further*, That not later than 45 days after the
23 end of each 6 months of the fiscal year, the Secretary of
24 Defense shall submit to the congressional defense commit-
25 tees a report regarding the source of funds and the alloca-

1 tion and use of funds during that 6-month period that
2 were made available pursuant to the authority provided
3 in this section or under any other provision of law for the
4 purposes described herein: *Provided further*, That, not
5 later than 30 days after the end of each fiscal year quar-
6 ter, the Army shall submit to the congressional defense
7 committees quarterly commitment, obligation, and expend-
8 iture data for the CERP in Afghanistan: *Provided further*,
9 That, not less than 15 days before making funds available
10 pursuant to the authority provided in this section or under
11 any other provision of law for the purposes described here-
12 in for a project with a total anticipated cost for completion
13 of \$500,000 or more, the Secretary shall submit to the
14 congressional defense committees a written notice con-
15 taining each of the following:

16 (1) The location, nature and purpose of the
17 proposed project, including how the project is in-
18 tended to advance the military campaign plan for
19 the country in which it is to be carried out.

20 (2) The budget, implementation timeline with
21 milestones, and completion date for the proposed
22 project, including any other CERP funding that has
23 been or is anticipated to be contributed to the com-
24 pletion of the project.

1 (3) A plan for the sustainment of the proposed
2 project, including the agreement with either the host
3 nation, a non-Department of Defense agency of the
4 United States Government or a third-party contrib-
5 utor to finance the sustainment of the activities and
6 maintenance of any equipment or facilities to be pro-
7 vided through the proposed project.

8 SEC. 9006. Funds available to the Department of De-
9 fense for operation and maintenance may be used, not-
10 withstanding any other provision of law, to provide sup-
11 plies, services, transportation, including airlift and sealift,
12 and other logistical support to allied forces participating
13 in a combined operation with the armed forces of the
14 United States and coalition forces supporting military and
15 stability operations in Afghanistan and to counter the Is-
16 lamic State of Iraq and Syria: *Provided*, That the Sec-
17 retary of Defense shall provide quarterly reports to the
18 congressional defense committees regarding support pro-
19 vided under this section.

20 SEC. 9007. None of the funds appropriated or other-
21 wise made available by this or any other Act shall be obli-
22 gated or expended by the United States Government for
23 a purpose as follows:

1 (1) To establish any military installation or
2 base for the purpose of providing for the permanent
3 stationing of United States Armed Forces in Iraq.

4 (2) To exercise United States control over any
5 oil resource of Iraq or Syria.

6 (3) To establish any military installation or
7 base for the purpose of providing for the permanent
8 stationing of United States Armed Forces in Af-
9 ghanistan.

10 SEC. 9008. None of the funds made available in this
11 Act may be used in contravention of the following laws
12 enacted or regulations promulgated to implement the
13 United Nations Convention Against Torture and Other
14 Cruel, Inhuman or Degrading Treatment or Punishment
15 (done at New York on December 10, 1984):

16 (1) Section 2340A of title 18, United States
17 Code.

18 (2) Section 2242 of the Foreign Affairs Reform
19 and Restructuring Act of 1998 (division G of Public
20 Law 105–277; 112 Stat. 2681–822; 8 U.S.C. 1231
21 note) and regulations prescribed thereto, including
22 regulations under part 208 of title 8, Code of Fed-
23 eral Regulations, and part 95 of title 22, Code of
24 Federal Regulations.

1 (3) Sections 1002 and 1003 of the Department
2 of Defense, Emergency Supplemental Appropriations
3 to Address Hurricanes in the Gulf of Mexico, and
4 Pandemic Influenza Act, 2006 (Public Law 109–
5 148).

6 SEC. 9009. None of the funds provided for the “Af-
7 ghanistan Security Forces Fund” (ASFF) may be obli-
8 gated prior to the approval of a financial and activity plan
9 by the Afghanistan Resources Oversight Council (AROC)
10 of the Department of Defense: *Provided*, That the AROC
11 must approve the requirement and acquisition plan for any
12 service requirements in excess of \$50,000,000 annually
13 and any non-standard equipment requirements in excess
14 of \$100,000,000 using ASFF: *Provided further*, That the
15 Department of Defense must certify to the congressional
16 defense committees that the AROC has convened and ap-
17 proved a process for ensuring compliance with the require-
18 ments in the preceding proviso and accompanying report
19 language for the ASFF.

20 SEC. 9010. Funds made available in this title to the
21 Department of Defense for operation and maintenance
22 may be used to purchase items having an investment unit
23 cost of not more than \$250,000: *Provided*, That, upon de-
24 termination by the Secretary of Defense that such action
25 is necessary to meet the operational requirements of a

1 Commander of a Combatant Command engaged in contin-
2 gency operations overseas, such funds may be used to pur-
3 chase items having an investment item unit cost of not
4 more than \$500,000.

5 SEC. 9011. Up to \$500,000,000 of funds appro-
6 priated by this Act for the Defense Security Cooperation
7 Agency in “Operation and Maintenance, Defense-Wide”
8 may be used to provide assistance to the Government of
9 Jordan to support the armed forces of Jordan and to en-
10 hance security along its borders.

11 SEC. 9012. None of the funds made available by this
12 Act under the headings “Afghanistan Security Forces
13 Fund” and “Counter-ISIS Train and Equip Fund”, and
14 under the heading “Operation and Maintenance, Defense-
15 Wide” for Department of Defense security cooperation
16 grant programs, may be used to procure or transfer man-
17 portable air defense systems.

18 SEC. 9013. Of the amounts appropriated in this title
19 under the heading “Operation and Maintenance, Defense-
20 Wide”, for the Defense Security Cooperation Agency,
21 \$275,000,000, of which \$137,500,000 to remain available
22 until September 30, 2021, shall be for the Ukraine Secu-
23 rity Assistance Initiative: *Provided*, That such funds shall
24 be available to the Secretary of Defense, in coordination
25 with the Secretary of State, to provide assistance, includ-

1 ing training; equipment; lethal assistance; logistics sup-
2 port, supplies and services; sustainment; and intelligence
3 support to the military and national security forces of
4 Ukraine, and for replacement of any weapons or articles
5 provided to the Government of Ukraine from the inventory
6 of the United States: *Provided further*, That of the
7 amounts made available in this section, \$50,000,000 shall
8 be available only for lethal assistance described in para-
9 graphs (2) and (3) of section 1250(b) of the National De-
10 fense Authorization Act for Fiscal Year 2016 (Public Law
11 114–92): *Provided further*, That the Secretary of Defense
12 shall, not less than 15 days prior to obligating funds made
13 available in this section, notify the congressional defense
14 committees in writing of the details of any such obligation:
15 *Provided further*, That the Secretary of Defense shall, not
16 more than 60 days after such notification is made, inform
17 such committees if such funds have not been obligated and
18 the reasons therefor: *Provided further*, That the United
19 States may accept equipment procured using funds made
20 available in this section in this or prior Acts that was
21 transferred to the security forces of Ukraine and returned
22 by such forces to the United States: *Provided further*, That
23 equipment procured using funds made available in this
24 section in this or prior Acts, and not yet transferred to
25 the military or National Security Forces of Ukraine or re-

1 turned by such forces to the United States, may be treated
2 as stocks of the Department of Defense upon written noti-
3 fication to the congressional defense committees: *Provided*
4 *further*, That, notwithstanding any other provision of law,
5 amounts made available in this section shall be exempt
6 from apportionment under chapter 15 of title 31, United
7 States Code.

8 SEC. 9014. Funds appropriated in this title shall be
9 available for replacement of funds for items provided to
10 the Government of Ukraine from the inventory of the
11 United States to the extent specifically provided for in sec-
12 tion 9013 of this Act.

13 SEC. 9015. None of the funds made available by this
14 Act may be used to provide arms, training, or other assist-
15 ance to the Azov Battalion.

16 SEC. 9016. Equipment procured using funds provided
17 in prior Acts under the heading “Counterterrorism Part-
18 nerships Fund” for the program authorized by section
19 1209 of the Carl Levin and Howard P. “Buck” McKeon
20 National Defense Authorization Act for Fiscal Year 2015
21 (Public Law 113–291), or under the heading “Iraq Train
22 and Equip Fund” for the program authorized by section
23 1236 of such Act, and not yet transferred to authorized
24 recipients may be transferred to foreign security forces,
25 irregular forces, groups, or individuals, authorized to re-

1 ceive assistance using amounts provided under the heading
2 “Counter-ISIS Train and Equip Fund” in this Act: *Pro-*
3 *vided*, That such equipment may be transferred 15 days
4 following written notification to the congressional defense
5 committees.

6 SEC. 9017. (a) None of the funds appropriated or
7 otherwise made available by this Act under the headings
8 “Operation and Maintenance, Defense-Wide” and
9 “Counter-ISIS Train and Equip Fund” for reimburse-
10 ment made to the Government of Pakistan under section
11 1226 of the National Defense Authorization Act for Fiscal
12 Year 2016 (22 U.S.C. 2151 note) may be made available
13 unless the Secretary of Defense, in coordination with the
14 Secretary of State, certifies to the congressional defense
15 committees that the Government of Pakistan is—

16 (1) cooperating with the United States in
17 counterterrorism efforts against the Haqqani Net-
18 work, the Quetta Shura Taliban, Lashkar e-Tayyiba,
19 Jaish-e-Mohammed, Al Qaeda, and other domestic
20 and foreign terrorist organizations, including taking
21 steps to end support for such groups and prevent
22 them from basing and operating in Pakistan and
23 carrying out cross border attacks into neighboring
24 countries;

1 (2) not supporting terrorist activities against
2 United States or coalition forces in Afghanistan, and
3 Pakistan's military and intelligence agencies are not
4 intervening extra-judicially into political and judicial
5 processes in Pakistan;

6 (3) dismantling improvised explosive device
7 (IED) networks and interdicting precursor chemicals
8 used in the manufacture of IEDs;

9 (4) preventing the proliferation of nuclear-re-
10 lated material and expertise;

11 (5) implementing policies to protect judicial
12 independence and due process of law;

13 (6) issuing visas in a timely manner for United
14 States visitors engaged in counterterrorism efforts
15 and assistance programs in Pakistan; and

16 (7) providing humanitarian organizations access
17 to detainees, internally displaced persons, and other
18 Pakistani civilians affected by the conflict.

19 (b) The Secretary of Defense, in coordination with
20 the Secretary of State, may waive the restriction in sub-
21 section (a) on a case-by-case basis by certifying in writing
22 to the congressional defense committees that it is in the
23 national security interest to do so: *Provided*, That if the
24 Secretary of Defense, in coordination with the Secretary
25 of State, exercises such waiver authority, the Secretaries

1 shall report to the congressional defense committees on
2 both the justification for the waiver and on the require-
3 ments of this section that the Government of Pakistan was
4 not able to meet: *Provided further*, That such report may
5 be submitted in classified form if necessary.

6 SEC. 9018. None of the funds made available by this
7 Act may be used with respect to Iraq in contravention of
8 the War Powers Resolution (50 U.S.C. 1541 et seq.), in-
9 cluding for the introduction of United States armed forces
10 into hostilities in Iraq, into situations in Iraq where immi-
11 nent involvement in hostilities is clearly indicated by the
12 circumstances, or into Iraqi territory, airspace, or waters
13 while equipped for combat, in contravention of the con-
14 gressional consultation and reporting requirements of sec-
15 tions 3 and 4 of such Resolution (50 U.S.C. 1542 and
16 1543).

17 SEC. 9019. None of the funds made available by this
18 Act may be used with respect to Syria in contravention
19 of the War Powers Resolution (50 U.S.C. 1541 et seq.),
20 including for the introduction of United States armed or
21 military forces into hostilities in Syria, into situations in
22 Syria where imminent involvement in hostilities is clearly
23 indicated by the circumstances, or into Syrian territory,
24 airspace, or waters while equipped for combat, in con-
25 travention of the congressional consultation and reporting

1 requirements of sections 3 and 4 of that law (50 U.S.C.
2 1542 and 1543).

3 SEC. 9020. None of the funds in this Act may be
4 made available for the transfer of additional C-130 cargo
5 aircraft to the Afghanistan National Security Forces or
6 the Afghanistan Air Force.

7 SEC. 9021. Funds made available by this Act under
8 the heading “Afghanistan Security Forces Fund” may be
9 used to provide limited training, equipment, and other as-
10 sistance that would otherwise be prohibited by 10 U.S.C.
11 362 to a unit of the security forces of Afghanistan only
12 if the Secretary of Defense certifies to the congressional
13 defense committees, within 30 days of a decision to pro-
14 vide such assistance, that (1) a denial of such assistance
15 would present significant risk to United States or coalition
16 forces or significantly undermine United States national
17 security objectives in Afghanistan; and (2) the Secretary
18 has sought a commitment by the Government of Afghani-
19 stan to take all necessary corrective steps: *Provided*, That
20 such certification shall be accompanied by a report de-
21 scribing: (1) the information relating to the gross violation
22 of human rights; (2) the circumstances that necessitated
23 the provision of such assistance; (3) the Afghan security
24 force unit involved; (4) the assistance provided and the
25 assistance withheld; and (5) the corrective steps to be

1 taken by the Government of Afghanistan: *Provided fur-*
2 *ther*, That every 120 days after the initial report an addi-
3 tional report shall be submitted detailing the status of any
4 corrective steps taken by the Government of Afghanistan:
5 *Provided further*, That if the Government of Afghanistan
6 has not initiated necessary corrective steps within 1 year
7 of the certification, the authority under this section to pro-
8 vide assistance to such unit shall no longer apply: *Provided*
9 *further*, That the Secretary shall submit a report to such
10 committees detailing the final disposition of the case by
11 the Government of Afghanistan.

12 SEC. 9022. None of the funds made available by this
13 Act may be made available for any member of the Taliban
14 except to support a reconciliation activity that includes the
15 participation of members of the Government of Afghani-
16 stan, does not restrict the participation of women, and is
17 authorized by section 1218 of the National Defense Au-
18 thorization Act for Fiscal Year 2020 (Public Law 116–
19 92).

20 SEC. 9023. Nothing in this Act may be construed as
21 authorizing the use of force against Iran.

22 SEC. 9024. Not later than 15 days after the date on
23 which any foreign base that involves the stationing or op-
24 erations of the United States Armed Forces, including a
25 temporary base, permanent base, or base owned and oper-

1 ated by a foreign country, is opened or closed, the Sec-
2 retary of Defense shall notify the congressional defense
3 committees in writing of the opening or closing of such
4 base: *Provided*, that such notification shall also include in-
5 formation on any personnel changes, costs, and savings
6 associated with the opening or closing of such base.

7 (INCLUDING TRANSFER OF FUNDS)

8 SEC. 9025. In addition to amounts otherwise made
9 available in this Act, \$250,000,000 is hereby appropriated
10 to the Department of Defense and made available for
11 transfer only to the operation and maintenance, military
12 personnel, and procurement accounts, to improve near-
13 term intelligence, surveillance, and reconnaissance capa-
14 bilities and related processing, exploitation, and dissemi-
15 nation functions of the Department of Defense: *Provided*,
16 That the transfer authority provided in this section is in
17 addition to any other transfer authority provided else-
18 where in this Act: *Provided further*, That not later than
19 30 days prior to exercising the transfer authority provided
20 in this section, the Secretary of Defense shall submit a
21 report to the congressional defense committees on the pro-
22 posed uses of these funds: *Provided further*, That the
23 funds provided in this section may not be transferred to
24 any program, project, or activity specifically limited or de-
25 nied by this Act: *Provided further*, That such funds may

1 not be obligated for new start efforts: *Provided further*,
2 That amounts made available by this section are des-
3 ignated by the Congress for Overseas Contingency Oper-
4 ations/Global War on Terrorism pursuant to section
5 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985: *Provided further*, That the
7 authority to provide funding under this section shall termi-
8 nate on September 30, 2021.

9 (RESCISSIONS)

10 SEC. 9026. Of the funds appropriated in Department
11 of Defense Appropriations Acts, the following funds are
12 hereby rescinded from the following accounts and pro-
13 grams in the specified amounts: *Provided*, That such
14 amounts are designated by the Congress for Overseas
15 Contingency Operations/Global War on Terrorism pursu-
16 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
17 and Emergency Deficit Control Act of 1985:

18 “Aircraft Procurement, Air Force”, 2019/2021,
19 \$16,400,000;

20 “Operation and Maintenance, Defense-Wide: Defense
21 Security Cooperation Agency”, 2020/2021, \$80,000,000;

22 “Afghanistan Security Forces Fund”, 2020/2021,
23 \$1,100,000,000; and

24 “Counter-ISIS Train and Equip Fund”, 2020/2021,
25 \$250,000,000.

1 SEC. 9027. Effective 240 days after the date of the
2 enactment of this Act, the Authorization for Use of Military
3 Force (Public Law 107–40; 50 U.S.C. 1541 note)
4 is hereby repealed.

5 SEC. 9028. The Authorization for Use of Military
6 Force Against Iraq Resolution of 2002 (Public Law 107–
7 243; 50 U.S.C. 1541 note) is hereby repealed.

8 SEC. 9029. (a)(1) Except as provided in paragraph
9 (2), none of the funds appropriated or otherwise made
10 available by this Act may be obligated or expended for any
11 use of military force in or against Iran unless Congress
12 has—

13 (A) declared war; or

14 (B) enacted specific statutory author-
15 ization for such use of military force after
16 the date of the enactment of this Act that
17 meets the requirements of the War Powers
18 Resolution (50 U.S.C. 1541 et seq.).

19 (2) The prohibition under paragraph (1) shall not
20 apply to a use of military force that is consistent with sec-
21 tion (2)(c) of the War Powers Resolution.

22 (b) Nothing in this section may be construed—

23 (1) to prevent the President from using nec-
24 essary and appropriate force to defend United States
25 allies and partners if Congress enacts specific statu-

1 tory authorization for such use of force consistent
2 with the requirements of the War Powers Resolution
3 (50 U.S.C. 1541 et seq.);

4 (2) to relieve the executive branch of restric-
5 tions on the use of force, reporting, or consultation
6 requirements set forth in the War Powers Resolution
7 (50 U.S.C. 1541 et seq.); or

8 (3) to authorize the use of military force.

9 SEC. 9030. None of the funds appropriated or other-
10 wise made available by this Act may be used to carry out
11 or support any law enforcement action, carried out by a
12 member of the Armed Forces or employee (including any
13 contract employee) of the Department of Defense deployed
14 pursuant to section 253 of title 10, United States Code,
15 unless such individual wears a clearly visible identification
16 that indicates the first and last name of the individual,
17 a unique identifier or badge number, rank or title, and
18 the Armed Force or agency that vests such individual with
19 authority to carry out or support such action.

20 SEC. 9031. None of the funds appropriated or other-
21 wise made available by this Act may be used in contraven-
22 tion of the First Amendment of the Constitution.

23 SEC. 9032. None of the funds appropriated or other-
24 wise made available by this Act under the heading “Oper-
25 ation and Maintenance, Defense-Wide” may be used to re-

1 quire, support, or pay private sector (as defined in Depart-
2 ment of Defense Instruction 8000.01) manufacturers (as
3 used in Department of Defense Instruction 8500.2) of
4 software and hardware (as defined in Department of De-
5 fense Instruction 8510.01, effective May 24, 2016) for
6 consumers (as defined in section 106(1) of the Electronic
7 Signatures in Global and National Commerce Act (15
8 U.S.C. 7006(1))) to—

9 (1) intentionally add security vulnerabilities, as
10 such term is defined in section 102(17) of the Cy-
11 bersecurity Information Sharing Act of 2015 (6
12 U.S.C. 1501(17)) to their items or services;

13 (2) remove any security function, mechanism,
14 service, or solution, as such term is used in Depart-
15 ment of Defense Directive 8500.01E (effective April
16 23, 2007) from their items or services; or

17 (3) remove encryption end-to-end, as such term
18 is used in Department of Defense Instruction
19 8420.01 from their items or services.

20 SEC. 9033. None of the funds made available by this
21 Act may be used to implement Directive-type Memo-
22 randum (DTM)–19–004, titled “Military Service by
23 Transgender Persons and Persons with Gender Dys-
24 phoria”, and dated March 12, 2019 (effective date April
25 12, 2019).

1 SEC. 9034. None of the funds made available by this
2 Act may be used to reduce the number of KC-135 aircraft
3 in the primary mission aircraft inventory of the Air Na-
4 tional Guard.

5 SEC. 9035. None of the funds made available by this
6 Act may be used to support the Badr Organization.

7 SEC. 9036. None of the funds available by this Act
8 may be used to support the Iraqi Popular Mobilization
9 Forces.

10 This division may be cited as the “Department of De-
11 fense Appropriations Act, 2021”.

12 **DIVISION B—COMMERCE, JUSTICE,**
13 **SCIENCE, AND RELATED AGENCIES**
14 **APPROPRIATIONS ACT, 2021**

15 That the following sums are appropriated, out of any
16 money in the Treasury not otherwise appropriated, for the
17 fiscal year ending September 30, 2021, and for other pur-
18 poses, namely:

19 **TITLE I**

20 **DEPARTMENT OF COMMERCE**

21 **INTERNATIONAL TRADE ADMINISTRATION**

22 **OPERATIONS AND ADMINISTRATION**

23 For necessary expenses for international trade activi-
24 ties of the Department of Commerce provided for by law,
25 to carry out activities associated with facilitating, attract-

1 ing, and retaining business investment in the United
2 States, and for engaging in trade promotional activities
3 abroad, including expenses of grants and cooperative
4 agreements for the purpose of promoting exports of
5 United States firms, without regard to sections 3702 and
6 3703 of title 44, United States Code; full medical coverage
7 for dependent members of immediate families of employees
8 stationed overseas and employees temporarily posted over-
9 seas; travel and transportation of employees of the Inter-
10 national Trade Administration between two points abroad,
11 without regard to section 40118 of title 49, United States
12 Code; employment of citizens of the United States and
13 aliens by contract for services; rental of space abroad for
14 periods not exceeding 10 years, and expenses of alteration,
15 repair, or improvement; purchase or construction of tem-
16 porary demountable exhibition structures for use abroad;
17 payment of tort claims, in the manner authorized in the
18 first paragraph of section 2672 of title 28, United States
19 Code, when such claims arise in foreign countries; not to
20 exceed \$294,300 for official representation expenses
21 abroad; purchase of passenger motor vehicles for official
22 use abroad, not to exceed \$45,000 per vehicle; obtaining
23 insurance on official motor vehicles; and rental of tie lines,
24 \$542,428,000 (reduced by \$542,428,000) (increased by
25 \$542,428,000), of which \$75,000,000 shall remain avail-

1 able until September 30, 2022: *Provided*, That
2 \$11,000,000 is to be derived from fees to be retained and
3 used by the International Trade Administration, notwith-
4 standing section 3302 of title 31, United States Code: *Pro-*
5 *vided further*, That, of amounts provided under this head-
6 ing, not less than \$16,400,000 shall be for China anti-
7 dumping and countervailing duty enforcement and compli-
8 ance activities: *Provided further*, That the provisions of the
9 first sentence of section 105(f) and all of section 108(c)
10 of the Mutual Educational and Cultural Exchange Act of
11 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in car-
12 rying out these activities; and that for the purpose of this
13 Act, contributions under the provisions of the Mutual
14 Educational and Cultural Exchange Act of 1961 shall in-
15 clude payment for assessments for services provided as
16 part of these activities.

17 BUREAU OF INDUSTRY AND SECURITY

18 OPERATIONS AND ADMINISTRATION

19 For necessary expenses for export administration and
20 national security activities of the Department of Com-
21 merce, including costs associated with the performance of
22 export administration field activities both domestically and
23 abroad; full medical coverage for dependent members of
24 immediate families of employees stationed overseas; em-
25 ployment of citizens of the United States and aliens by

1 contract for services abroad; payment of tort claims, in
2 the manner authorized in the first paragraph of section
3 2672 of title 28, United States Code, when such claims
4 arise in foreign countries; not to exceed \$13,500 for offi-
5 cial representation expenses abroad; awards of compensa-
6 tion to informers under the Export Control Reform Act
7 of 2018 (subtitle B of title XVII of the John S. McCain
8 National Defense Authorization Act for Fiscal Year 2019;
9 Public Law 115–232; 132 Stat. 2208; 50 U.S.C. 4801 et
10 seq.), and as authorized by section 1(b) of the Act of June
11 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase
12 of passenger motor vehicles for official use and motor vehi-
13 cles for law enforcement use with special requirement vehi-
14 cles eligible for purchase without regard to any price limi-
15 tation otherwise established by law, \$137,664,000, to re-
16 main available until expended: *Provided*, That the provi-
17 sions of the first sentence of section 105(f) and all of sec-
18 tion 108(c) of the Mutual Educational and Cultural Ex-
19 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall
20 apply in carrying out these activities: *Provided further*,
21 That payments and contributions collected and accepted
22 for materials or services provided as part of such activities
23 may be retained for use in covering the cost of such activi-
24 ties, and for providing information to the public with re-
25 spect to the export administration and national security

1 activities of the Department of Commerce and other ex-
2 port control programs of the United States and other gov-
3 ernments.

4 ECONOMIC DEVELOPMENT ADMINISTRATION

5 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

6 For grants for economic development assistance as
7 provided by the Public Works and Economic Development
8 Act of 1965, for trade adjustment assistance, and for
9 grants authorized by sections 27 and 28 of the Stevenson-
10 Wydler Technology Innovation Act of 1980 (15 U.S.C.
11 3722 and 3723), \$314,000,000, to remain available until
12 expended, of which \$35,000,000 shall be for grants under
13 such section 27 and \$4,500,000 shall be for grants under
14 such section 28.

15 SALARIES AND EXPENSES

16 For necessary expenses of administering the eco-
17 nomic development assistance programs as provided for by
18 law, \$42,000,000: *Provided*, That funds provided under
19 this heading may be used to monitor projects approved
20 pursuant to title I of the Public Works Employment Act
21 of 1976, title II of the Trade Act of 1974, sections 27
22 and 28 of the Stevenson-Wydler Technology Innovation
23 Act of 1980 (15 U.S.C. 3722 and 3723), and the Commu-
24 nity Emergency Drought Relief Act of 1977.

1 MINORITY BUSINESS DEVELOPMENT AGENCY

2 MINORITY BUSINESS DEVELOPMENT

3 For necessary expenses of the Department of Com-
4 merce in fostering, promoting, and developing minority
5 business enterprises, including expenses of grants, con-
6 tracts, and other agreements with public or private organi-
7 zations, \$52,000,000, of which not more than
8 \$16,000,000 shall be available for overhead expenses, in-
9 cluding salaries and expenses, rent, utilities, and informa-
10 tion technology services.

11 ECONOMIC AND STATISTICAL ANALYSIS

12 SALARIES AND EXPENSES

13 For necessary expenses, as authorized by law, of eco-
14 nomic and statistical analysis programs of the Department
15 of Commerce, \$111,855,000 (increased by \$1,000,000), to
16 remain available until September 30, 2022.

17 BUREAU OF THE CENSUS

18 CURRENT SURVEYS AND PROGRAMS

19 For necessary expenses for collecting, compiling, ana-
20 lyzing, preparing, and publishing statistics, provided for
21 by law, \$288,403,000: *Provided*, That, from amounts pro-
22 vided herein, funds may be used for promotion, outreach,
23 and marketing activities.

1 PERIODIC CENSUSES AND PROGRAMS
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses for collecting, compiling, ana-
4 lyzing, preparing, and publishing statistics for periodic
5 censuses and programs provided for by law,
6 \$1,392,709,000, to remain available until September 30,
7 2023: *Provided*, That, from amounts provided herein,
8 funds may be used for promotion, outreach, and mar-
9 keting activities: *Provided further*, That within the
10 amounts appropriated, \$3,556,000 shall be transferred to
11 the “Office of Inspector General” account for activities as-
12 sociated with carrying out investigations and audits re-
13 lated to the Bureau of the Census.

14 NATIONAL TELECOMMUNICATIONS AND INFORMATION
15 ADMINISTRATION

16 SALARIES AND EXPENSES

17 For necessary expenses, as provided for by law, of
18 the National Telecommunications and Information Ad-
19 ministration (NTIA), \$45,500,000, to remain available
20 until September 30, 2022: *Provided*, That, notwith-
21 standing 31 U.S.C. 1535(d), the Secretary of Commerce
22 shall charge Federal agencies for costs incurred in spec-
23 trum management, analysis, operations, and related serv-
24 ices, and such fees shall be retained and used as offsetting
25 collections for costs of such spectrum services, to remain

1 available until expended: *Provided further*, That the Sec-
2 retary of Commerce is authorized to retain and use as off-
3 setting collections all funds transferred, or previously
4 transferred, from other Government agencies for all costs
5 incurred in telecommunications research, engineering, and
6 related activities by the Institute for Telecommunication
7 Sciences of NTIA, in furtherance of its assigned functions
8 under this paragraph, and such funds received from other
9 Government agencies shall remain available until ex-
10 pended.

11 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
12 AND CONSTRUCTION

13 For the administration of prior-year grants, recov-
14 eries and unobligated balances of funds previously appro-
15 priated are available for the administration of all open
16 grants until their expiration.

17 UNITED STATES PATENT AND TRADEMARK OFFICE
18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses of the United States Patent
21 and Trademark Office (USPTO) provided for by law, in-
22 cluding defense of suits instituted against the Under Sec-
23 retary of Commerce for Intellectual Property and Director
24 of the USPTO, \$3,695,295,000, to remain available until
25 expended: *Provided*, That the sum herein appropriated

1 from the general fund shall be reduced as offsetting collec-
2 tions of fees and surcharges assessed and collected by the
3 USPTO under any law are received during fiscal year
4 2021, so as to result in a fiscal year 2021 appropriation
5 from the general fund estimated at \$0: *Provided further,*
6 That during fiscal year 2021, should the total amount of
7 such offsetting collections be less than \$3,695,295,000,
8 this amount shall be reduced accordingly: *Provided fur-*
9 *ther,* That any amount received in excess of
10 \$3,695,295,000 in fiscal year 2021 and deposited in the
11 Patent and Trademark Fee Reserve Fund shall remain
12 available until expended: *Provided further,* That the Direc-
13 tor of USPTO shall submit a spending plan to the Com-
14 mittees on Appropriations of the House of Representatives
15 and the Senate for any amounts made available by the
16 preceding proviso and such spending plan shall be treated
17 as a reprogramming under section 505 of this Act and
18 shall not be available for obligation or expenditure except
19 in compliance with the procedures set forth in that section:
20 *Provided further,* That any amounts reprogrammed in ac-
21 cordance with the preceding proviso shall be transferred
22 to the United States Patent and Trademark Office “Sala-
23 ries and Expenses” account: *Provided further,* That from
24 amounts provided herein, not to exceed \$900 shall be
25 made available in fiscal year 2021 for official reception

1 and representation expenses: *Provided further*, That in fis-
2 cal year 2021 from the amounts made available for “Sala-
3 ries and Expenses” for the USPTO, the amounts nec-
4 essary to pay (1) the difference between the percentage
5 of basic pay contributed by the USPTO and employees
6 under section 8334(a) of title 5, United States Code, and
7 the normal cost percentage (as defined by section
8 8331(17) of that title) as provided by the Office of Per-
9 sonnel Management (OPM) for USPTO’s specific use, of
10 basic pay, of employees subject to subchapter III of chap-
11 ter 83 of that title, and (2) the present value of the other-
12 wise unfunded accruing costs, as determined by OPM for
13 USPTO’s specific use of post-retirement life insurance
14 and post-retirement health benefits coverage for all
15 USPTO employees who are enrolled in Federal Employees
16 Health Benefits (FEHB) and Federal Employees Group
17 Life Insurance (FEGLI), shall be transferred to the Civil
18 Service Retirement and Disability Fund, the FEGLI
19 Fund, and the Employees FEHB Fund, as appropriate,
20 and shall be available for the authorized purposes of those
21 accounts: *Provided further*, That any differences between
22 the present value factors published in OPM’s yearly 300
23 series benefit letters and the factors that OPM provides
24 for USPTO’s specific use shall be recognized as an im-
25 puted cost on USPTO’s financial statements, where appli-

1 cable: *Provided further*, That, notwithstanding any other
2 provision of law, all fees and surcharges assessed and col-
3 lected by USPTO are available for USPTO only pursuant
4 to section 42(c) of title 35, United States Code, as amend-
5 ed by section 22 of the Leahy-Smith America Invents Act
6 (Public Law 112–29): *Provided further*, That within the
7 amounts appropriated, \$2,000,000 shall be transferred to
8 the “Office of Inspector General” account for activities as-
9 sociated with carrying out investigations and audits re-
10 lated to the USPTO.

11 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY
12 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES
13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses of the National Institute of
15 Standards and Technology (NIST), \$789,000,000 (in-
16 creased by \$5,000,000), to remain available until ex-
17 pended, of which not to exceed \$9,000,000 may be trans-
18 ferred to the “Working Capital Fund”: *Provided*, That not
19 to exceed \$5,000 shall be for official reception and rep-
20 resentation expenses: *Provided further*, That NIST may
21 provide local transportation for summer undergraduate re-
22 search fellowship program participants.

23 INDUSTRIAL TECHNOLOGY SERVICES

24 For necessary expenses for industrial technology
25 services, \$170,000,000, to remain available until ex-

1 pending, of which \$153,000,000 (increased by \$1,000,000)
2 (reduced by \$1,000,000) shall be for the Hollings Manu-
3 facturing Extension Partnership, and of which
4 \$17,000,000 shall be for the National Network for Manu-
5 facturing Innovation (also known as “Manufacturing
6 USA”).

7 CONSTRUCTION OF RESEARCH FACILITIES

8 For construction of new research facilities, including
9 architectural and engineering design, and for renovation
10 and maintenance of existing facilities, not otherwise pro-
11 vided for the National Institute of Standards and Tech-
12 nology, as authorized by sections 13 through 15 of the
13 National Institute of Standards and Technology Act (15
14 U.S.C. 278c–278e), \$85,000,000, to remain available until
15 expended: *Provided*, That the Secretary of Commerce shall
16 include in the budget justification materials that the Sec-
17 retary submits to Congress in support of the Department
18 of Commerce budget (as submitted with the budget of the
19 President under section 1105(a) of title 31, United States
20 Code) an estimate for each National Institute of Stand-
21 ards and Technology construction project having a total
22 multi-year program cost of more than \$5,000,000, and si-
23 multaneously the budget justification materials shall in-
24 clude an estimate of the budgetary requirements for each
25 such project for each of the 5 subsequent fiscal years.

1 NATIONAL OCEANIC AND ATMOSPHERIC
2 ADMINISTRATION
3 OPERATIONS, RESEARCH, AND FACILITIES
4 (INCLUDING TRANSFER OF FUNDS)

5 For necessary expenses of activities authorized by law
6 for the National Oceanic and Atmospheric Administration,
7 including maintenance, operation, and hire of aircraft and
8 vessels; pilot programs for state-led fisheries management,
9 notwithstanding any other provision of law; grants, con-
10 tracts, or other payments to nonprofit organizations for
11 the purposes of conducting activities pursuant to coopera-
12 tive agreements; and relocation of facilities,
13 \$3,871,659,000 (increased by \$1,500,000) (increased by
14 \$2,000,000) (reduced by \$2,000,000), to remain available
15 until September 30, 2022: *Provided*, That fees and dona-
16 tions received by the National Ocean Service for the man-
17 agement of national marine sanctuaries may be retained
18 and used for the salaries and expenses associated with
19 those activities, notwithstanding section 3302 of title 31,
20 United States Code: *Provided further*, That in addition,
21 \$253,171,000 shall be derived by transfer from the fund
22 entitled “Promote and Develop Fishery Products and Re-
23 search Pertaining to American Fisheries”, which shall
24 only be used for the Fishery Science and Management pro-
25 gram activities: *Provided further*, That not to exceed

1 \$66,389,000 shall be for payment to the Department of
2 Commerce Working Capital Fund: *Provided further*, That
3 of the \$4,142,330,000 provided for in direct obligations
4 under this heading, \$3,871,659,000 is appropriated from
5 the general fund, \$253,171,000 is provided by transfer,
6 and \$17,500,000 is derived from recoveries of prior year
7 obligations: *Provided further*, That any deviation from the
8 amounts designated for specific activities in the report ac-
9 companying this Act or any use of deobligated balances
10 of funds provided under this heading in previous years,
11 shall be subject to the procedures set forth in section 505
12 of this Act: *Provided further*, That, in addition, for nec-
13 essary retired pay expenses under the Retired Service-
14 man's Family Protection and Survivor Benefits Plan, and
15 for payments for the medical care of retired personnel and
16 their dependents under the Dependents' Medical Care Act
17 (10 U.S.C. ch. 55), such sums as may be necessary.

18 PROCUREMENT, ACQUISITION AND CONSTRUCTION

19 (INCLUDING TRANSFER OF FUNDS)

20 For procurement, acquisition and construction of
21 capital assets, including alteration and modification costs,
22 of the National Oceanic and Atmospheric Administration,
23 \$1,524,360,000 (increased by \$2,300,000) (reduced by
24 \$2,300,000), to remain available until September 30,
25 2023, except that funds provided for acquisition and con-

1 construction of vessels and construction of facilities shall re-
2 main available until expended: *Provided*, That of the
3 \$1,537,360,000 provided for in direct obligations under
4 this heading, \$1,524,360,000 is appropriated from the
5 general fund and \$13,000,000 is provided from recoveries
6 of prior year obligations: *Provided further*, That any devi-
7 ation from the amounts designated for specific activities
8 in the report accompanying this Act or any use of
9 deobligated balances of funds provided under this heading
10 in previous years, shall be subject to the procedures set
11 forth in section 505 of this Act: *Provided further*, That
12 the Secretary of Commerce shall include in budget jus-
13 tification materials that the Secretary submits to Congress
14 in support of the Department of Commerce budget (as
15 submitted with the budget of the President under section
16 1105(a) of title 31, United States Code) an estimate for
17 each National Oceanic and Atmospheric Administration
18 procurement, acquisition or construction project having a
19 total of more than \$5,000,000 and simultaneously the
20 budget justification shall include an estimate of the budg-
21 etary requirements for each such project for each of the
22 5 subsequent fiscal years: *Provided further*, That, within
23 the amounts appropriated, \$1,302,000 shall be transferred
24 to the “Office of Inspector General” account for activities
25 associated with carrying out investigations and audits re-

1 lated to satellite procurement, acquisition and construc-
2 tion.

3 PACIFIC COASTAL SALMON RECOVERY

4 For necessary expenses associated with the restora-
5 tion of Pacific salmon populations, \$65,000,000, to re-
6 main available until September 30, 2022: *Provided*, That,
7 of the funds provided herein, the Secretary of Commerce
8 may issue grants to the States of Washington, Oregon,
9 Idaho, Nevada, California, and Alaska, and to the feder-
10 ally recognized Tribes of the Columbia River and Pacific
11 Coast (including Alaska), for projects necessary for con-
12 servation of salmon and steelhead populations that are
13 listed as threatened or endangered, or that are identified
14 by a State as at-risk to be so listed, for maintaining popu-
15 lations necessary for exercise of Tribal treaty fishing
16 rights or native subsistence fishing, or for conservation of
17 Pacific coastal salmon and steelhead habitat, based on
18 guidelines to be developed by the Secretary of Commerce:
19 *Provided further*, That all funds shall be allocated based
20 on scientific and other merit principles and shall not be
21 available for marketing activities: *Provided further*, That
22 funds disbursed to States shall be subject to a matching
23 requirement of funds or documented in-kind contributions
24 of at least 33 percent of the Federal funds.

1 FISHERMEN'S CONTINGENCY FUND

2 For carrying out the provisions of title IV of Public
3 Law 95-372, not to exceed \$349,000, to be derived from
4 receipts collected pursuant to that Act, to remain available
5 until expended.

6 FISHERY DISASTER ASSISTANCE

7 For salaries and expenses associated with the admin-
8 istration of fishery disaster assistance, \$300,000, to re-
9 main available until September 30, 2022: *Provided*, That
10 funds shall be used for administering the fishery disaster
11 programs authorized by the Magnuson-Stevens Fishery
12 Conservation and Management Act and the Interjurisdic-
13 tional Fisheries Act of 1986.

14 FISHERIES FINANCE PROGRAM ACCOUNT

15 Subject to section 502 of the Congressional Budget
16 Act of 1974, during fiscal year 2021, obligations of direct
17 loans may not exceed \$24,000,000 for Individual Fishing
18 Quota loans and not to exceed \$100,000,000 for tradi-
19 tional direct loans as authorized by the Merchant Marine
20 Act of 1936.

21 DEPARTMENTAL MANAGEMENT

22 SALARIES AND EXPENSES

23 For necessary expenses for the management of the
24 Department of Commerce provided for by law, including
25 not to exceed \$4,500 for official reception and representa-

1 tion, \$73,080,000 (reduced by \$1,000,000) (reduced by
2 \$2,500,000) (reduced by \$5,000,000): *Provided*, That no
3 employee of the Department of Commerce may be detailed
4 or assigned from a bureau or office funded by this Act
5 or any other Act to offices within the Office of the Sec-
6 retary of the Department of Commerce for more than 30
7 days in a fiscal year unless the individual's employing bu-
8 reau or office is fully reimbursed for the salary and ex-
9 penses of the employee for the entire period of assignment
10 using funds provided under this heading.

11 RENOVIATION AND MODERNIZATION

12 For necessary expenses for the renovation and mod-
13 ernization of the Herbert C. Hoover Building, \$1,123,000.

14 NONRECURRING EXPENSES FUND

15 For necessary expenses for a business application
16 system modernization, \$20,000,000, to remain available
17 until September 30, 2023.

18 OFFICE OF INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector
20 General in carrying out the provisions of the Inspector
21 General Act of 1978 (5 U.S.C. App.), \$35,520,000: *Pro-*
22 *vided*, That notwithstanding section 6413 of the Middle
23 Class Tax Relief and Job Creation Act of 2012 (Public
24 Law 112–96), an additional \$2,000,000, to remain avail-
25 able until expended, shall be derived from the Public Safe-

1 ty Trust Fund for activities associated with carrying out
2 investigations and audits related to the First Responder
3 Network Authority (FirstNet).

4 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE
5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 101. During the current fiscal year, applicable
7 appropriations and funds made available to the Depart-
8 ment of Commerce by this Act shall be available for the
9 activities specified in the Act of October 26, 1949 (15
10 U.S.C. 1514), to the extent and in the manner prescribed
11 by the Act, and, notwithstanding 31 U.S.C. 3324, may
12 be used for advanced payments not otherwise authorized
13 only upon the certification of officials designated by the
14 Secretary of Commerce that such payments are in the
15 public interest.

16 SEC. 102. During the current fiscal year, appropria-
17 tions made available to the Department of Commerce by
18 this Act for salaries and expenses shall be available for
19 hire of passenger motor vehicles as authorized by 31
20 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
21 3109; and uniforms or allowances therefor, as authorized
22 by law (5 U.S.C. 5901–5902).

23 SEC. 103. Not to exceed 5 percent of any appropria-
24 tion made available for the current fiscal year for the De-
25 partment of Commerce in this Act may be transferred be-

1 tween such appropriations, but no such appropriation shall
2 be increased by more than 10 percent by any such trans-
3 fers: *Provided*, That any transfer pursuant to this section
4 shall be treated as a reprogramming of funds under sec-
5 tion 505 of this Act and shall not be available for obliga-
6 tion or expenditure except in compliance with the proce-
7 dures set forth in that section: *Provided further*, That the
8 Secretary of Commerce shall notify the Committees on Ap-
9 propriations at least 15 days in advance of the acquisition
10 or disposal of any capital asset (including land, structures,
11 and equipment) not specifically provided for in this Act
12 or any other law appropriating funds for the Department
13 of Commerce.

14 SEC. 104. The requirements set forth by section 105
15 of the Commerce, Justice, Science, and Related Agencies
16 Appropriations Act, 2012 (Public Law 112–55), as
17 amended by section 105 of title I of division B of Public
18 Law 113–6, are hereby adopted by reference and made
19 applicable with respect to fiscal year 2021: *Provided*, That
20 the life cycle cost for the Joint Polar Satellite System is
21 \$11,322,125,000 and the life cycle cost for the Geo-
22 stationary Operational Environmental Satellite R-Series
23 Program is \$10,828,059,000.

24 SEC. 105. Notwithstanding any other provision of
25 law, the Secretary may furnish services (including but not

1 limited to utilities, telecommunications, and security serv-
2 ices) necessary to support the operation, maintenance, and
3 improvement of space that persons, firms, or organizations
4 are authorized, pursuant to the Public Buildings Coopera-
5 tive Use Act of 1976 or other authority, to use or occupy
6 in the Herbert C. Hoover Building, Washington, DC, or
7 other buildings, the maintenance, operation, and protec-
8 tion of which has been delegated to the Secretary from
9 the Administrator of General Services pursuant to the
10 Federal Property and Administrative Services Act of 1949
11 on a reimbursable or non-reimbursable basis. Amounts re-
12 ceived as reimbursement for services provided under this
13 section or the authority under which the use or occupancy
14 of the space is authorized, up to \$200,000, shall be cred-
15 ited to the appropriation or fund which initially bears the
16 costs of such services.

17 SEC. 106. Nothing in this title shall be construed to
18 prevent a grant recipient from deterring child pornog-
19 raphy, copyright infringement, or any other unlawful ac-
20 tivity over its networks.

21 SEC. 107. The Administrator of the National Oceanic
22 and Atmospheric Administration is authorized to use, with
23 their consent, with reimbursement and subject to the lim-
24 its of available appropriations, the land, services, equip-
25 ment, personnel, and facilities of any department, agency,

1 or instrumentality of the United States, or of any State,
2 local government, Indian Tribal Government, Territory, or
3 possession, or of any political subdivision thereof, or of
4 any foreign government or international organization, for
5 purposes related to carrying out the responsibilities of any
6 statute administered by the National Oceanic and Atmos-
7 pheric Administration.

8 SEC. 108. The National Technical Information Serv-
9 ice shall not charge any customer for a copy of any report
10 or document generated by the Legislative Branch unless
11 the Service has provided information to the customer on
12 how an electronic copy of such report or document may
13 be accessed and downloaded for free online. Should a cus-
14 tomer still require the Service to provide a printed or dig-
15 ital copy of the report or document, the charge shall be
16 limited to recovering the Service's cost of processing, re-
17 producing, and delivering such report or document.

18 SEC. 109. To carry out the responsibilities of the Na-
19 tional Oceanic and Atmospheric Administration (NOAA),
20 the Administrator of NOAA is authorized to: (1) enter
21 into grants and cooperative agreements with; (2) use on
22 a non-reimbursable basis land, services, equipment, per-
23 sonnel, and facilities provided by; and (3) receive and ex-
24 pend funds made available on a consensual basis from: a
25 Federal agency, State or subdivision thereof, local govern-

1 ment, Tribal Government, territory, or possession or any
2 subdivisions thereof: *Provided*, That funds received for
3 permitting and related regulatory activities pursuant to
4 this section shall be deposited under the heading “Na-
5 tional Oceanic and Atmospheric Administration—Oper-
6 ations, Research, and Facilities” and shall remain avail-
7 able until September 30, 2023, for such purposes: *Pro-*
8 *vided further*, That all funds within this section and their
9 corresponding uses are subject to section 505 of this Act.

10 SEC. 110. Amounts provided by this Act or by any
11 prior appropriations Act that remain available for obliga-
12 tion, for necessary expenses of the programs of the Eco-
13 nomics and Statistics Administration of the Department
14 of Commerce, including amounts provided for programs
15 of the Bureau of Economic Analysis and the Bureau of
16 the Census, shall be available for expenses of cooperative
17 agreements with appropriate entities, including any Fed-
18 eral, State, or local governmental unit, or institution of
19 higher education, to aid and promote statistical, research,
20 and methodology activities which further the purposes for
21 which such amounts have been made available.

22 This title may be cited as the “Department of Justice
23 Appropriations Act, 2021”.

1 TITLE II
2 DEPARTMENT OF JUSTICE
3 GENERAL ADMINISTRATION
4 SALARIES AND EXPENSES

5 For expenses necessary for the administration of the
6 Department of Justice, \$120,041,000 (reduced by
7 \$2,000,000) (reduced by \$500,000) (reduced by
8 \$4,000,000) (increased by \$4,000,000) (reduced by
9 \$1,000,000) (reduced by \$1,000,000) (reduced by
10 \$1,000,000) (reduced by \$1,000,000) (reduced by
11 \$2,000,000) (reduced by \$1,500,000) (reduced by
12 \$1,000,000) (reduced by \$1,000,000) (reduced by
13 \$1,000,000) (reduced by \$1,000,000) (reduced by
14 \$1,000,000) (reduced by \$1,500,000), of which not to ex-
15 ceed \$4,000,000 for security and construction of Depart-
16 ment of Justice facilities shall remain available until ex-
17 pended, and of which \$5,000,000 is available only for the
18 purposes of carrying out provisions related to a Task
19 Force on Law Enforcement Oversight established pursu-
20 ant to section 220 of this Act.

21 JUSTICE INFORMATION SHARING TECHNOLOGY
22 (INCLUDING TRANSFER OF FUNDS)

23 For necessary expenses for information sharing tech-
24 nology, including planning, development, deployment and
25 departmental direction, \$33,875,000, to remain available

1 until expended: *Provided*, That the Attorney General may
2 transfer up to \$40,000,000 to this account, from funds
3 available to the Department of Justice for information
4 technology, to remain available until expended, for enter-
5 prise-wide information technology initiatives: *Provided fur-*
6 *ther*, That the transfer authority in the preceding proviso
7 is in addition to any other transfer authority contained
8 in this Act: *Provided further*, That any transfer pursuant
9 to the first proviso shall be treated as a reprogramming
10 under section 505 of this Act and shall not be available
11 for obligation or expenditure except in compliance with the
12 procedures set forth in that section.

13 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

14 (INCLUDING TRANSFER OF FUNDS)

15 For expenses necessary for the administration of im-
16 migration related activities of the Executive Office for Im-
17 migration Review, \$734,000,000, of which \$4,000,000
18 shall be derived by transfer from the Executive Office for
19 Immigration Review fees deposited in the “Immigration
20 Examinations Fee” account, and of which not less than
21 \$25,000,000 shall be available for services and activities
22 provided by the Legal Orientation Program: *Provided*,
23 That not to exceed \$35,000,000 of the total amount made
24 available under this heading shall remain available until
25 September 30, 2022.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General, \$113,985,000, including not to exceed \$10,000
4 to meet unforeseen emergencies of a confidential char-
5 acter: Provided, That not to exceed \$2,000,000 shall re-
6 main available until September 30, 2022.

7 UNITED STATES PAROLE COMMISSION

8 SALARIES AND EXPENSES

9 For necessary expenses of the United States Parole
10 Commission as authorized, \$13,539,000: *Provided*, That,
11 notwithstanding any other provision of law, upon the expi-
12 ration of a term of office of a Commissioner, the Commis-
13 sioner may continue to act until a successor has been ap-
14 pointed.

15 LEGAL ACTIVITIES

16 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

17 (INCLUDING TRANSFER OF FUNDS)

18 For expenses necessary for the legal activities of the
19 Department of Justice, not otherwise provided for, includ-
20 ing not to exceed \$20,000 for expenses of collecting evi-
21 dence, to be expended under the direction of, and to be
22 accounted for solely under the certificate of, the Attorney
23 General; the administration of pardon and clemency peti-
24 tions; and rent of private or Government-owned space in
25 the District of Columbia, \$969,211,000 (increased by

1 \$1,000,000) (reduced by \$1,000,000), of which not to ex-
2 ceed \$20,000,000 for litigation support contracts shall re-
3 main available until expended: *Provided*, That of the
4 amount provided for INTERPOL Washington dues pay-
5 ments, not to exceed \$685,000 shall remain available until
6 expended: *Provided further*, That of the total amount ap-
7 propriated, not to exceed \$9,000 shall be available to
8 INTERPOL Washington for official reception and rep-
9 resentation expenses: *Provided further*, That of the total
10 amount appropriated, not to exceed \$9,000 shall be avail-
11 able to the Criminal Division for official reception and rep-
12 resentation expenses: *Provided further*, That \$10,000,000
13 shall be for the Civil Rights Division for additional ex-
14 penses relating to the enforcement of section 210401 of
15 the Violent Crime Control and Law Enforcement Act of
16 1994 (34 U.S.C. 12601), criminal enforcement under sec-
17 tions 241 and 242 of title 18, United States Code, and
18 administrative enforcement by the Department of Justice,
19 including compliance with consent decrees or judgments
20 entered into under such section 210401: *Provided further*,
21 That upon a determination by the Attorney General that
22 emergent circumstances require additional funding for liti-
23 gation activities of the Civil Division, the Attorney General
24 may transfer such amounts to “Salaries and Expenses,
25 General Legal Activities” from available appropriations

1 for the current fiscal year for the Department of Justice,
2 as may be necessary to respond to such circumstances:
3 *Provided further*, That any transfer pursuant to the pre-
4 ceding proviso shall be treated as a reprogramming under
5 section 505 of this Act and shall not be available for obli-
6 gation or expenditure except in compliance with the proce-
7 dures set forth in that section: *Provided further*, That of
8 the amount appropriated, such sums as may be necessary
9 shall be available to the Civil Rights Division for salaries
10 and expenses associated with the election monitoring pro-
11 gram under section 8 of the Voting Rights Act of 1965
12 (52 U.S.C. 10305) and to reimburse the Office of Per-
13 sonnel Management for such salaries and expenses: *Pro-*
14 *vided further*, That of the amounts provided under this
15 heading for the election monitoring program, \$3,390,000
16 shall remain available until expended: *Provided further*,
17 That of the amount appropriated, not less than
18 \$198,744,000 shall be available for the Criminal Division,
19 including related expenses for the Mutual Legal Assist-
20 ance Treaty Program.

21 In addition, for reimbursement of expenses of the De-
22 partment of Justice associated with processing cases
23 under the National Childhood Vaccine Injury Act of 1986,
24 not to exceed \$19,000,000, to be appropriated from the

1 Vaccine Injury Compensation Trust Fund and to remain
2 available until expended.

3 SALARIES AND EXPENSES, ANTITRUST DIVISION

4 For expenses necessary for the enforcement of anti-
5 trust and kindred laws, \$180,274,000, to remain available
6 until expended, of which not to exceed \$2,000 shall be
7 made available for official reception and representation ex-
8 penses: *Provided*, That notwithstanding any other provi-
9 sion of law, fees collected for premerger notification filings
10 under the Hart-Scott-Rodino Antitrust Improvements Act
11 of 1976 (15 U.S.C. 18a), regardless of the year of collec-
12 tion (and estimated to be \$150,000,000 in fiscal year
13 2021), shall be retained and used for necessary expenses
14 in this appropriation, and shall remain available until ex-
15 pended: *Provided further*, That the sum herein appro-
16 priated from the general fund shall be reduced as such
17 offsetting collections are received during fiscal year 2021,
18 so as to result in a final fiscal year 2021 appropriation
19 from the general fund estimated at \$30,274,000.

20 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

21 For necessary expenses of the Offices of the United
22 States Attorneys, including inter-governmental and coop-
23 erative agreements, \$2,347,177,000: *Provided*, That of the
24 total amount appropriated, not to exceed \$7,200 shall be
25 available for official reception and representation ex-

1 penses: *Provided further*, That \$10,000,000 shall be for
2 additional expenses relating to the enforcement of section
3 210401 of the Violent Crime Control and Law Enforce-
4 ment Act of 1994 (34 U.S.C. 12601), criminal enforce-
5 ment under sections 241 and 242 of title 18, United
6 States Code, and administrative enforcement by the De-
7 partment of Justice, including compliance with consent de-
8 crees or judgments entered into under such section
9 210401: *Provided further*, That not to exceed \$25,000,000
10 shall remain available until expended: *Provided further*,
11 That each United States Attorney shall establish or par-
12 ticipate in a task force on human trafficking.

13 UNITED STATES TRUSTEE SYSTEM FUND

14 For necessary expenses of the United States Trustee
15 Program, as authorized, \$232,361,000, to remain avail-
16 able until expended: *Provided*, That, notwithstanding any
17 other provision of law, deposits to the United States
18 Trustee System Fund and amounts herein appropriated
19 shall be available in such amounts as may be necessary
20 to pay refunds due depositors: *Provided further*, That, not-
21 withstanding any other provision of law, fees deposited
22 into the Fund pursuant to section 589a(b) of title 28,
23 United States Code (as limited by section 1004(b) of the
24 Bankruptcy Judgeship Act of 2017 (division B of Public
25 Law 115–72)), shall be retained and used for necessary

1 expenses in this appropriation and shall remain available
2 until expended: *Provided further*, That to the extent that
3 fees deposited into the Fund in fiscal year 2021, net of
4 amounts necessary to pay refunds due depositors, exceed
5 \$232,361,000, those excess amounts shall be available in
6 future fiscal years only to the extent provided in advance
7 in appropriations Acts: *Provided further*, That the sum
8 herein appropriated from the general fund shall be re-
9 duced (1) as such fees are received during fiscal year
10 2021, net of amounts necessary to pay refunds due deposi-
11 tors, (estimated at \$318,000,000) and (2) to the extent
12 that any remaining general fund appropriations can be de-
13 rived from amounts deposited in the Fund in previous fis-
14 cal years that are not otherwise appropriated, so as to re-
15 sult in a final fiscal year 2021 appropriation from the gen-
16 eral fund estimated at \$0.

17 SALARIES AND EXPENSES, FOREIGN CLAIMS

18 SETTLEMENT COMMISSION

19 For expenses necessary to carry out the activities of
20 the Foreign Claims Settlement Commission, including
21 services as authorized by section 3109 of title 5, United
22 States Code, \$2,366,000.

23 FEES AND EXPENSES OF WITNESSES

24 For fees and expenses of witnesses, for expenses of
25 contracts for the procurement and supervision of expert

1 witnesses, for private counsel expenses, including ad-
2 vances, and for expenses of foreign counsel, \$270,000,000,
3 to remain available until expended, of which not to exceed
4 \$16,000,000 is for construction of buildings for protected
5 witness safesites; not to exceed \$3,000,000 is for the pur-
6 chase and maintenance of armored and other vehicles for
7 witness security caravans; and not to exceed \$25,000,000
8 is for the purchase, installation, maintenance, and up-
9 grade of secure telecommunications equipment and a se-
10 cure automated information network to store and retrieve
11 the identities and locations of protected witnesses.

12 SALARIES AND EXPENSES, COMMUNITY RELATIONS

13 SERVICE

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses of the Community Relations
16 Service, \$20,300,000 (increased by \$2,700,000): *Provided*,
17 That upon a determination by the Attorney General that
18 emergent circumstances require additional funding for
19 conflict resolution and violence prevention activities of the
20 Community Relations Service, the Attorney General may
21 transfer such amounts to the Community Relations Serv-
22 ice, from available appropriations for the current fiscal
23 year for the Department of Justice, as may be necessary
24 to respond to such circumstances: *Provided further*, That
25 any transfer pursuant to the preceding proviso shall be

1 treated as a reprogramming under section 505 of this Act
2 and shall not be available for obligation or expenditure ex-
3 cept in compliance with the procedures set forth in that
4 section.

5 ASSETS FORFEITURE FUND

6 For expenses authorized by subparagraphs (B), (F),
7 and (G) of section 524(e)(1) of title 28, United States
8 Code, \$20,514,000, to be derived from the Department
9 of Justice Assets Forfeiture Fund.

10 UNITED STATES MARSHALS SERVICE

11 SALARIES AND EXPENSES

12 For necessary expenses of the United States Mar-
13 shals Service, \$1,484,184,000, of which not to exceed
14 \$6,000 shall be available for official reception and rep-
15 resentation expenses, and not to exceed \$25,000,000 shall
16 remain available until expended.

17 CONSTRUCTION

18 For construction in space controlled, occupied or uti-
19 lized by the United States Marshals Service for prisoner
20 holding and related support, \$15,000,000, to remain avail-
21 able until expended.

22 FEDERAL PRISONER DETENTION

23 For necessary expenses related to United States pris-
24 oners in the custody of the United States Marshals Service
25 as authorized by section 4013 of title 18, United States

1 Code, \$1,867,461,000 (reduced by \$2,700,000) (reduced
2 by \$4,000,000), to remain available until expended: *Pro-*
3 *vided*, That not to exceed \$20,000,000 shall be considered
4 “funds appropriated for State and local law enforcement
5 assistance” pursuant to section 4013(b) of title 18, United
6 States Code: *Provided further*, That the United States
7 Marshals Service shall be responsible for managing the
8 Justice Prisoner and Alien Transportation System.

9 NATIONAL SECURITY DIVISION

10 SALARIES AND EXPENSES

11 (INCLUDING TRANSFER OF FUNDS)

12 For expenses necessary to carry out the activities of
13 the National Security Division, \$114,837,000 (reduced by
14 \$1,000,000) (increased by \$1,000,000), of which not to
15 exceed \$5,000,000 for information technology systems
16 shall remain available until expended: *Provided*, That upon
17 a determination by the Attorney General that emergent
18 circumstances require additional funding for the activities
19 of the National Security Division, the Attorney General
20 may transfer such amounts to this heading from available
21 appropriations for the current fiscal year for the Depart-
22 ment of Justice, as may be necessary to respond to such
23 circumstances: *Provided further*, That any transfer pursu-
24 ant to the preceding proviso shall be treated as a re-
25 programming under section 505 of this Act and shall not

1 be available for obligation or expenditure except in compli-
2 ance with the procedures set forth in that section.

3 INTERAGENCY LAW ENFORCEMENT

4 INTERAGENCY CRIME AND DRUG ENFORCEMENT

5 For necessary expenses for the identification, inves-
6 tigation, and prosecution of individuals associated with the
7 most significant drug trafficking organizations,
8 transnational organized crime, and money laundering or-
9 ganizations not otherwise provided for, to include inter-
10 governmental agreements with State and local law en-
11 forcement agencies engaged in the investigation and pros-
12 ecution of individuals involved in transnational organized
13 crime and drug trafficking, \$565,000,000, of which
14 \$50,000,000 shall remain available until expended: *Pro-*
15 *vided*, That any amounts obligated from appropriations
16 under this heading may be used under authorities avail-
17 able to the organizations reimbursed from this appropria-
18 tion.

19 FEDERAL BUREAU OF INVESTIGATION

20 SALARIES AND EXPENSES

21 For necessary expenses of the Federal Bureau of In-
22 vestigation for detection, investigation, and prosecution of
23 crimes against the United States, \$9,703,348,000 (re-
24 duced by \$1,000,000) (increased by \$1,000,000) (reduced
25 by \$10,000,000) (increased by \$10,000,000), of which not

1 to exceed \$216,900,000 shall remain available until ex-
2 pended: *Provided*, That \$5,000,000 shall be for the Cor-
3 ruption/Civil Rights Section for additional expenses relat-
4 ing to the enforcement of section 210401 of the Violent
5 Crime Control and Law Enforcement Act of 1994 (34
6 U.S.C. 12601), criminal enforcement under sections 241
7 and 242 of title 18, United States Code, and administra-
8 tive enforcement by the Department of Justice, including
9 compliance with consent decrees or judgments entered into
10 under such section 210401: *Provided further*, That not to
11 exceed \$284,000 shall be available for official reception
12 and representation expenses.

13 CONSTRUCTION

14 For necessary expenses, to include the cost of equip-
15 ment, furniture, and information technology requirements,
16 related to construction or acquisition of buildings, facili-
17 ties, and sites by purchase, or as otherwise authorized by
18 law; conversion, modification, and extension of federally
19 owned buildings; preliminary planning and design of
20 projects; and operation and maintenance of secure work
21 environment facilities and secure networking capabilities;
22 \$51,895,000, to remain available until expended.

1 DRUG ENFORCEMENT ADMINISTRATION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Drug Enforcement Ad-
4 ministration, including not to exceed \$70,000 to meet un-
5 foreseen emergencies of a confidential character pursuant
6 to section 530C of title 28, United States Code; and ex-
7 penses for conducting drug education and training pro-
8 grams, including travel and related expenses for partici-
9 pants in such programs and the distribution of items of
10 token value that promote the goals of such programs,
11 \$2,331,370,000, of which not to exceed \$75,000,000 shall
12 remain available until expended and not to exceed \$90,000
13 shall be available for official reception and representation
14 expenses: *Provided*, That, notwithstanding section 3672 of
15 Public Law 106–310, up to \$10,000,000 may be used to
16 reimburse States, units of local government, Indian Tribal
17 Governments, other public entities, and multijurisdictional
18 or regional consortia thereof for expenses incurred to clean
19 up and safely dispose of substances associated with clan-
20 destine methamphetamine laboratories, conversion and ex-
21 traction operations, tableting operations, or laboratories
22 and processing operations for fentanyl and fentanyl-re-
23 lated substances which may present a danger to public
24 health or the environment.

1 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND
2 EXPLOSIVES
3 SALARIES AND EXPENSES

4 For necessary expenses of the Bureau of Alcohol, To-
5 bacco, Firearms and Explosives, for training of State and
6 local law enforcement agencies with or without reimburse-
7 ment, including training in connection with the training
8 and acquisition of canines for explosives and fire
9 accelerants detection; and for provision of laboratory as-
10 sistance to State and local law enforcement agencies, with
11 or without reimbursement, \$1,550,000,000, of which not
12 to exceed \$36,000 shall be for official reception and rep-
13 resentation expenses, not to exceed \$1,000,000 shall be
14 available for the payment of attorneys' fees as provided
15 by section 924(d)(2) of title 18, United States Code, and
16 not to exceed \$25,000,000 shall remain available until ex-
17 pended: *Provided*, That none of the funds appropriated
18 herein shall be available to investigate or act upon applica-
19 tions for relief from Federal firearms disabilities under
20 section 925(c) of title 18, United States Code: *Provided*
21 *further*, That such funds shall be available to investigate
22 and act upon applications filed by corporations for relief
23 from Federal firearms disabilities under section 925(c) of
24 title 18, United States Code: *Provided further*, That no
25 funds made available by this or any other Act may be used

1 to transfer the functions, missions, or activities of the Bu-
2 reau of Alcohol, Tobacco, Firearms and Explosives to
3 other agencies or Departments.

4 CONSTRUCTION

5 For necessary expenses related to construction of lab-
6 oratory facilities, to include the cost of equipment, fur-
7 niture, and information technology requirements; con-
8 struction or acquisition of buildings, facilities, and sites
9 by purchase, or as otherwise authorized by law; conver-
10 sion, modification and extension of federally owned build-
11 ings; and preliminary planning and design of projects;
12 \$5,000,000, to remain available until September 30, 2025.

13 FEDERAL PRISON SYSTEM

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses of the Federal Prison System
17 for the administration, operation, and maintenance of
18 Federal penal and correctional institutions, and for the
19 provision of technical assistance and advice on corrections
20 related issues to foreign governments, \$7,770,000,000 (in-
21 creased by \$500,000) (increased by \$2,000,000) (reduced
22 by \$2,000,000) of which not less than \$165,000,000 shall
23 be for the programs and activities authorized by the First
24 Step Act of 2018 (Public Law 115–391): *Provided*, That
25 the Attorney General may transfer to the Department of

1 Health and Human Services such amounts as may be nec-
2 essary for direct expenditures by that Department for
3 medical relief for inmates of Federal penal and correc-
4 tional institutions: *Provided further*, That the Director of
5 the Federal Prison System, where necessary, may enter
6 into contracts with a fiscal agent or fiscal intermediary
7 claims processor to determine the amounts payable to per-
8 sons who, on behalf of the Federal Prison System, furnish
9 health services to individuals committed to the custody of
10 the Federal Prison System: *Provided further*, That not to
11 exceed \$5,400 shall be available for official reception and
12 representation expenses: *Provided further*, That not to ex-
13 ceed \$50,000,000 shall remain available until expended for
14 necessary operations: *Provided further*, That, of the
15 amounts provided for contract confinement, not to exceed
16 \$20,000,000 shall remain available until expended to
17 make payments in advance for grants, contracts and reim-
18 bursable agreements, and other expenses: *Provided fur-*
19 *ther*, That the Director of the Federal Prison System may
20 accept donated property and services relating to the oper-
21 ation of the prison card program from a not-for-profit en-
22 tity which has operated such program in the past, notwith-
23 standing the fact that such not-for-profit entity furnishes
24 services under contracts to the Federal Prison System re-

1 lating to the operation of pre-release services, halfway
2 houses, or other custodial facilities.

3 BUILDINGS AND FACILITIES

4 For planning, acquisition of sites, and construction
5 of new facilities; purchase and acquisition of facilities and
6 remodeling, and equipping of such facilities for penal and
7 correctional use, including all necessary expenses incident
8 thereto, by contract or force account; and constructing,
9 remodeling, and equipping necessary buildings and facili-
10 ties at existing penal and correctional institutions, includ-
11 ing all necessary expenses incident thereto, by contract or
12 force account, \$110,000,000, to remain available until ex-
13 pended: *Provided*, That labor of United States prisoners
14 may be used for work performed under this appropriation.

15 FEDERAL PRISON INDUSTRIES, INCORPORATED

16 The Federal Prison Industries, Incorporated, is here-
17 by authorized to make such expenditures within the limits
18 of funds and borrowing authority available, and in accord
19 with the law, and to make such contracts and commit-
20 ments without regard to fiscal year limitations as provided
21 by section 9104 of title 31, United States Code, as may
22 be necessary in carrying out the program set forth in the
23 budget for the current fiscal year for such corporation.

1 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
2 PRISON INDUSTRIES, INCORPORATED

3 Not to exceed \$2,700,000 of the funds of the Federal
4 Prison Industries, Incorporated, shall be available for its
5 administrative expenses, and for services as authorized by
6 section 3109 of title 5, United States Code, to be com-
7 puted on an accrual basis to be determined in accordance
8 with the corporation's current prescribed accounting sys-
9 tem, and such amounts shall be exclusive of depreciation,
10 payment of claims, and expenditures which such account-
11 ing system requires to be capitalized or charged to cost
12 of commodities acquired or produced, including selling and
13 shipping expenses, and expenses in connection with acqui-
14 sition, construction, operation, maintenance, improvement,
15 protection, or disposition of facilities and other property
16 belonging to the corporation or in which it has an interest.

17 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

18 OFFICE ON VIOLENCE AGAINST WOMEN

19 VIOLENCE AGAINST WOMEN PREVENTION AND

20 PROSECUTION PROGRAMS

21 (INCLUDING TRANSFER OF FUNDS)

22 For grants, contracts, cooperative agreements, and
23 other assistance for the prevention and prosecution of vio-
24 lence against women, as authorized by the Omnibus Crime
25 Control and Safe Streets Act of 1968 (34 U.S.C. 10101

1 et seq.) (“the 1968 Act”); the Violent Crime Control and
2 Law Enforcement Act of 1994 (Public Law 103–322)
3 (“the 1994 Act”); the Victims of Child Abuse Act of 1990
4 (Public Law 101–647) (“the 1990 Act”); the Prosecu-
5 torial Remedies and Other Tools to end the Exploitation
6 of Children Today Act of 2003 (Public Law 108–21); the
7 Juvenile Justice and Delinquency Prevention Act of 1974
8 (34 U.S.C. 11101 et seq.) (“the 1974 Act”); the Victims
9 of Trafficking and Violence Protection Act of 2000 (Public
10 Law 106–386) (“the 2000 Act”); the Violence Against
11 Women and Department of Justice Reauthorization Act
12 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vio-
13 lence Against Women Reauthorization Act of 2013 (Public
14 Law 113–4) (“the 2013 Act”); the Rape Survivor Child
15 Custody Act of 2015 (Public Law 114–22) (“the 2015
16 Act”); and the Abolish Human Trafficking Act (Public
17 Law 115–392); and for related victims services,
18 \$525,000,000 (increased by \$1,000,000) (increased by
19 \$1,000,000) (increased by \$2,500,000) (increased by
20 \$2,500,000), to remain available until expended, of which
21 \$435,000,000 shall be derived by transfer from amounts
22 available for obligation in this Act from the Fund estab-
23 lished by section 1402 of chapter XIV of title II of Public
24 Law 98–473 (34 U.S.C. 20101), notwithstanding section
25 1402(d) of such Act of 1984, and merged with the

1 amounts otherwise made available under this heading:
2 *Provided*, That except as otherwise provided by law, not
3 to exceed 5 percent of funds made available under this
4 heading may be used for expenses related to evaluation,
5 training, and technical assistance: *Provided further*, That
6 of the amount provided—

7 (1) \$223,000,000 (reduced by \$100,000) (in-
8 creased by \$100,000) is for grants to combat vio-
9 lence against women, as authorized by part T of the
10 1968 Act;

11 (2) \$39,000,000 (increased by \$2,500,000) is
12 for transitional housing assistance grants for victims
13 of domestic violence, dating violence, stalking, or
14 sexual assault as authorized by section 40299 of the
15 1994 Act;

16 (3) \$3,500,000 is for the National Institute of
17 Justice and the Bureau of Justice Statistics for re-
18 search, evaluation, and statistics of violence against
19 women and related issues addressed by grant pro-
20 grams of the Office on Violence Against Women,
21 which shall be transferred to “Research, Evaluation
22 and Statistics” for administration by the Office of
23 Justice Programs;

24 (4) \$12,000,000 (reduced by \$2,000,000) (in-
25 creased by \$2,000,000) is for a grant program to

1 provide services to advocate for and respond to
2 youth victims of domestic violence, dating violence,
3 sexual assault, and stalking; assistance to children
4 and youth exposed to such violence; programs to en-
5 gage men and youth in preventing such violence; and
6 assistance to middle and high school students
7 through education and other services related to such
8 violence: *Provided*, That unobligated balances avail-
9 able for the programs authorized by sections 41201,
10 41204, 41303, and 41305 of the 1994 Act, prior to
11 its amendment by the 2013 Act, shall be available
12 for this program: *Provided further*, That 10 percent
13 of the total amount available for this grant program
14 shall be available for grants under the program au-
15 thorized by section 2015 of the 1968 Act: *Provided*
16 *further*, That the definitions and grant conditions in
17 section 40002 of the 1994 Act shall apply to this
18 program;

19 (5) \$53,000,000 is for grants to encourage ar-
20 rest policies as authorized by part U of the 1968
21 Act, of which \$4,000,000 is for a homicide reduction
22 initiative;

23 (6) \$42,500,000 (increased by \$2,500,000) is
24 for sexual assault victims assistance, as authorized
25 by section 41601 of the 1994 Act;

1 (7) \$45,000,000 is for rural domestic violence
2 and child abuse enforcement assistance grants, as
3 authorized by section 40295 of the 1994 Act;

4 (8) \$21,000,000 is for grants to reduce violent
5 crimes against women on campus, as authorized by
6 section 304 of the 2005 Act;

7 (9) \$47,500,000 (increased by \$500,000) is for
8 legal assistance for victims, as authorized by section
9 1201 of the 2000 Act;

10 (10) \$6,000,000 (increased by \$500,000) (in-
11 creased by \$1,000,000) is for enhanced training and
12 services to end violence against and abuse of women
13 in later life, as authorized by section 40801 of the
14 1994 Act;

15 (11) \$17,500,000 is for grants to support fami-
16 lies in the justice system, as authorized by section
17 1301 of the 2000 Act: *Provided*, That unobligated
18 balances available for the programs authorized by
19 section 1301 of the 2000 Act and section 41002 of
20 the 1994 Act, prior to their amendment by the 2013
21 Act, shall be available for this program;

22 (12) \$6,000,000 is for education and training
23 to end violence against and abuse of women with
24 disabilities, as authorized by section 1402 of the
25 2000 Act;

1 (13) \$1,000,000 is for the National Resource
2 Center on Workplace Responses to assist victims of
3 domestic violence, as authorized by section 41501 of
4 the 1994 Act;

5 (14) \$1,000,000 is for analysis and research on
6 violence against Indian women, including as author-
7 ized by section 904 of the 2005 Act: *Provided*, That
8 such funds may be transferred to “Research, Eval-
9 uation and Statistics” for administration by the Of-
10 fice of Justice Programs;

11 (15) \$500,000 is for a national clearinghouse
12 that provides training and technical assistance on
13 issues relating to sexual assault of American Indian
14 and Alaska Native women;

15 (16) \$4,300,000 is for grants to assist Tribal
16 Governments in exercising special domestic violence
17 criminal jurisdiction, as authorized by section 904 of
18 the 2013 Act: *Provided*, That the grant conditions in
19 section 40002(b) of the 1994 Act shall apply to this
20 program; and

21 (17) \$2,200,000 is for the purposes authorized
22 under the 2015 Act.

1 OFFICE OF JUSTICE PROGRAMS
2 RESEARCH, EVALUATION AND STATISTICS
3 For grants, contracts, cooperative agreements, and
4 other assistance authorized by title I of the Omnibus
5 Crime Control and Safe Streets Act of 1968 (Public Law
6 90–351) (“the 1968 Act”); the Violent Crime Control and
7 Law Enforcement Act of 1994 (Public Law 103–322)
8 (“the 1994 Act”); the Juvenile Justice and Delinquency
9 Prevention Act of 1974 (Public Law 93–415) (“the 1974
10 Act”); the Prosecutorial Remedies and Other Tools to end
11 the Exploitation of Children Today Act of 2003 (Public
12 Law 108–21) (“the PROTECT Act”); the Justice for All
13 Act of 2004 (Public Law 108–405); the Violence Against
14 Women and Department of Justice Reauthorization Act
15 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vic-
16 tims of Child Abuse Act of 1990 (Public Law 101–647);
17 the Second Chance Act of 2007 (Public Law 110–199);
18 the Victims of Crime Act of 1984 (Public Law 98–473);
19 the Adam Walsh Child Protection and Safety Act of 2006
20 (Public Law 109–248) (“the Adam Walsh Act”); the
21 PROTECT Our Children Act of 2008 (Public Law 110–
22 401); subtitle C of title II of the Homeland Security Act
23 of 2002 (Public Law 107–296) (“the 2002 Act”); the
24 Prison Rape Elimination Act of 2003 (Public Law 108–
25 79); the NICS Improvement Amendments Act of 2007

1 (Public Law 110–180); the Violence Against Women Re-
2 authorization Act of 2013 (Public Law 113–4) (“the 2013
3 Act”); the Comprehensive Addiction and Recovery Act of
4 2016 (Public Law 114–198); the First Step Act of 2018
5 (Public Law 115–391); and other programs, \$88,500,000,
6 to remain available until expended, of which—

7 (1) \$45,000,000 is for criminal justice statistics
8 programs, and other activities, as authorized by part
9 C of title I of the 1968 Act; and

10 (2) \$43,500,000 is for research, development,
11 and evaluation programs, and other activities as au-
12 thorized by part B of title I of the 1968 Act and
13 subtitle C of title II of the 2002 Act, and for activi-
14 ties authorized by or consistent with the First Step
15 Act of 2018, of which \$6,000,000 is for research
16 targeted toward developing a better understanding
17 of the domestic radicalization phenomenon, and ad-
18 vancing evidence-based strategies for effective inter-
19 vention and prevention; \$1,500,000 (increased by
20 \$1,000,000) is for research to study the root causes
21 of school violence to include the impact and effec-
22 tiveness of grants made under the STOP School Vio-
23 lence Act; \$1,500,000 is for a national study to un-
24 derstand the responses of law enforcement to sex

1 trafficking of minors; and \$3,000,000 is for a na-
2 tional center on forensics.

3 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE
4 (INCLUDING TRANSFER OF FUNDS)

5 For grants, contracts, cooperative agreements, and
6 other assistance authorized by the Violent Crime Control
7 and Law Enforcement Act of 1994 (Public Law 103–322)
8 (“the 1994 Act”); the Omnibus Crime Control and Safe
9 Streets Act of 1968 (Public Law 90–351) (“the 1968
10 Act”); the Justice for All Act of 2004 (Public Law 108–
11 405); the Victims of Child Abuse Act of 1990 (Public Law
12 101–647) (“the 1990 Act”); the Trafficking Victims Pro-
13 tection Reauthorization Act of 2005 (Public Law 109–
14 164); the Violence Against Women and Department of
15 Justice Reauthorization Act of 2005 (Public Law 109–
16 162) (“the 2005 Act”); the Adam Walsh Child Protection
17 and Safety Act of 2006 (Public Law 109–248) (“the
18 Adam Walsh Act”); the Victims of Trafficking and Vio-
19 lence Protection Act of 2000 (Public Law 106–386); the
20 NICS Improvement Amendments Act of 2007 (Public
21 Law 110–180); subtitle C of title II of the Homeland Se-
22 curity Act of 2002 (Public Law 107–296) (“the 2002
23 Act”); the Prison Rape Elimination Act of 2003 (Public
24 Law 108–79); the Second Chance Act of 2007 (Public
25 Law 110–199); the Prioritizing Resources and Organiza-

1 tion for Intellectual Property Act of 2008 (Public Law
2 110–403); the Victims of Crime Act of 1984 (Public Law
3 98–473); the Mentally Ill Offender Treatment and Crime
4 Reduction Reauthorization and Improvement Act of 2008
5 (Public Law 110–416); the Violence Against Women Re-
6 authorization Act of 2013 (Public Law 113–4) (“the 2013
7 Act”); the Comprehensive Addiction and Recovery Act of
8 2016 (Public Law 114–198) (“CARA”); the Justice for
9 All Reauthorization Act of 2016 (Public Law 114–324);
10 Kevin and Avonte’s Law (division Q of Public Law 115–
11 141) (“Kevin and Avonte’s Law”); the Keep Young Ath-
12 letes Safe Act of 2018 (title III of division S of Public
13 Law 115–141) (“the Keep Young Athletes Safe Act”); the
14 STOP School Violence Act of 2018 (title V of division S
15 of Public Law 115–141) (“the STOP School Violence
16 Act”); the Fix NICS Act of 2018 (title VI of division S
17 of Public Law 115–141); the Project Safe Neighborhoods
18 Grant Program Authorization Act of 2018 (Public Law
19 115–185); the SUPPORT for Patients and Communities
20 Act (Public Law 115–271); the Second Chance Reauthor-
21 ization Act of 2018 (Public Law 115–391); and the Mat-
22 thew Shepard and James Byrd, Jr. Hate Crimes Preven-
23 tion Act (Public Law 111–84); and other programs,
24 \$2,402,000,000 (increased by \$2,000,000) (increased by
25 \$2,500,000) (increased by \$1,000,000) (reduced by

1 \$2,500,000) (reduced by \$2,500,000) (increased by
2 \$1,000,000) (increased by \$1,000,000) (reduced by
3 \$10,000,000) (increased by \$10,000,000) (increased by
4 \$1,000,000) (increased by \$1,000,000) (increased by
5 \$1,500,000) (increased by \$4,000,000), to remain avail-
6 able until expended as follows—

7 (1) \$525,000,000 (increased by \$2,000,000)
8 (increased by \$1,000,000) (reduced by \$2,500,000)
9 (reduced by \$2,500,000) (increased by \$1,500,000)
10 for the Edward Byrne Memorial Justice Assistance
11 Grant program as authorized by subpart 1 of part
12 E of title I of the 1968 Act (except that section
13 1001(e), and the special rules for Puerto Rico under
14 section 505(g) of title I of the 1968 Act shall not
15 apply for purposes of this Act), of which, notwith-
16 standing such subpart 1; \$12,500,000 is for an Offi-
17 cer Robert Wilson III memorial initiative on Pre-
18 venting Violence Against Law Enforcement and En-
19 suring Officer Resilience and Survivability
20 (VALOR); \$7,500,000 is for an initiative to support
21 evidence-based policing; \$8,500,000 is for an initia-
22 tive to enhance prosecutorial decision-making;
23 \$2,400,000 is for the operationalization, mainte-
24 nance and expansion of the National Missing and
25 Unidentified Persons System; \$3,000,000 is for an

1 academic based training initiative to improve police-
2 based responses to people with mental illness or de-
3 velopmental disabilities; \$3,000,000 is for a student
4 loan repayment assistance program pursuant to sec-
5 tion 952 of Public Law 110–315; \$15,500,000 is for
6 prison rape prevention and prosecution grants to
7 States and units of local government, and other pro-
8 grams, as authorized by the Prison Rape Elimini-
9 nation Act of 2003 (Public Law 108–79);
10 \$3,000,000 is for a grant program authorized by
11 Kevin and Avonte’s Law; \$3,000,000 is for a re-
12 gional law enforcement technology initiative;
13 \$20,000,000 is for grants authorized under the
14 Project Safe Neighborhoods Grant Authorization Act
15 of 2018 (Public Law 115–185); \$2,000,000 is for a
16 grant to provide a drug field testing and training
17 initiative; \$6,500,000 is for the Capital Litigation
18 Improvement Grant Program, as authorized by sec-
19 tion 426 of Public Law 108–405, and for grants for
20 wrongful conviction review; \$3,000,000 is for grants
21 to States and units of local government to deploy
22 managed access systems to combat contraband cell
23 phone use in prison; \$1,500,000 (increased by
24 \$1,000,000) is for a collaborative mental health and
25 anti-recidivism initiative; \$3,000,000 is for a pro-

1 gram to improve juvenile indigent defense;
2 \$9,000,000 (increased by \$1,500,000) is for commu-
3 nity-based violence prevention initiatives; \$3,500,000
4 (increased by \$2,000,000) is for a national center
5 for restorative justice; \$2,000,000 is for grants for
6 construction, renovation, or upgrades of child-friend-
7 ly family visitation spaces in correctional facilities;
8 \$5,000,000 is for the development of best practices
9 for and the creation of local task forces on public
10 safety innovation consistent with the requirements
11 as described in section 366 of H.R. 7120 as passed
12 by the House of Representatives on June 25, 2020;
13 \$15,000,000 is for technical assistance grants to law
14 enforcement agencies, consistent with requirements
15 as described in section 224 of H.R. 7120 as passed
16 by the House of Representatives on June 25, 2020,
17 regarding reporting data on the use of force by law
18 enforcement officers; \$5,000,000 is for competitive
19 grants or contracts to law enforcement agencies, for
20 the purpose of developing and implementing data
21 collection programs on hit rates for stops and
22 searches by law enforcement agencies, consistent
23 with requirements as described in subsections (a)
24 and (b) of section 333 of H.R. 7120 as passed by
25 the House of Representatives on June 25, 2020;

1 \$7,200,000 is for grants to support State and local
2 law enforcement agencies in complying with law en-
3 forcement reform efforts as a result of litigation, in-
4 cluding consent decrees, out-of-court settlements,
5 memoranda of understanding, findings, technical as-
6 sistance, and recommendation letters provided by re-
7 form authorities; and \$50,000,000 is for training
8 programs for State and local law enforcement offi-
9 cers on racial profiling, implicit bias, de-escalation,
10 use of force and a duty to intervene, and procedural
11 justice: *Provided*, That of the grant awards funded
12 from amounts provided herein and not otherwise
13 specified under this paragraph, each applicant shall
14 provide assurance that, for each fiscal year covered
15 by an application, the applicant will use not less
16 than 10 percent of the total amount of the grant
17 award for the fiscal year to develop and implement
18 best practice devices and systems to eliminate racial
19 profiling, including training to prevent racial
20 profiling and to encourage more respectful inter-
21 action with the public, the acquisition and use of
22 technology to facilitate the accurate collection and
23 analysis of data, the development and acquisition of
24 feedback systems and technologies that identify law
25 enforcement agents or units of agents engaged in, or

1 at risk of engaging in, racial profiling or other mis-
2 conduct, and the establishment and maintenance of
3 an administrative complaint procedure or inde-
4 pendent auditor program: *Provided further*, That of
5 the grant awards funded from amounts provided
6 herein and not otherwise specified under this para-
7 graph, each applicant shall provide assurance that,
8 for each fiscal year covered by an application, the
9 applicant will use not less than 5 percent of the total
10 amount of the grant award for the fiscal year to as-
11 sist law enforcement agencies of the applicant, in-
12 cluding campus public safety departments, to gain or
13 maintain accreditation from certified law enforce-
14 ment accreditation organizations, consistent with the
15 requirements as described in section 113 of H.R.
16 7120 as passed by the House of Representatives on
17 June 25, 2020: *Provided further*, That of the grant
18 awards funded from amounts provided herein and
19 not otherwise specified under this paragraph, each
20 applicant shall provide assurance that the applicant
21 will use not less than 5 percent of the total amount
22 of the grant award for the fiscal year to study and
23 implement effective management, training, recruit-
24 ing, hiring, and oversight standards and programs to
25 promote effective community and problem solving

1 strategies for law enforcement agencies, consistent
2 with the requirements as described in section 114 of
3 H.R. 7120 as passed by the House of Representa-
4 tives on June 25, 2020: *Provided further*, That of
5 the grant awards funded from amounts provided
6 herein and not otherwise specified under this para-
7 graph, each applicant shall provide assurance that,
8 for each fiscal year covered by an application, the
9 applicant will use not less than 5 percent of the total
10 amount of the grant award for the fiscal year to de-
11 velop policies and procedures in compliance with sec-
12 tion 382 of H.R. 7120 as passed by the House of
13 Representatives on June 25, 2020: *Provided further*,
14 That for purposes of this paragraph, the term “ap-
15 plicant” means a recipient and a subrecipient of
16 funds under a program described in this paragraph:
17 *Provided further*, That awards hereunder, shall not
18 be subject to restrictions or special conditions that
19 are the same as (or substantially similar to) those,
20 imposed on awards under such subpart in fiscal year
21 2018, that forbid interference with Federal law en-
22 forcement;

23 (2) \$251,500,000 for the State Criminal Alien
24 Assistance Program, as authorized by section
25 241(i)(5) of the Immigration and Nationality Act (8

1 U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction
2 shall request compensation for any cost greater than
3 the actual cost for Federal immigration and other
4 detainees housed in State and local detention facili-
5 ties;

6 (3) \$95,000,000 for victim services programs
7 for victims of trafficking, as authorized by section
8 107(b)(2) of Public Law 106–386, for programs au-
9 thorized under Public Law 109–164, or programs
10 authorized under Public Law 113–4;

11 (4) \$14,500,000 for economic, high technology,
12 white collar, and internet crime prevention grants,
13 including as authorized by section 401 of Public
14 Law 110–403, of which \$2,500,000 is for competi-
15 tive grants that help State and local law enforce-
16 ment tackle intellectual property thefts, and
17 \$2,000,000 for a competitive grant program for
18 training students in computer forensics and digital
19 investigation;

20 (5) \$20,500,000 for sex offender management
21 assistance, as authorized by the Adam Walsh Act,
22 and related activities;

23 (6) \$29,000,000 for the Patrick Leahy Bullet-
24 proof Vest Partnership Grant Program, as author-
25 ized by section 2501 of title I of the 1968 Act: *Pro-*

1 *vided*, That \$1,500,000 is transferred directly to the
2 National Institute of Standards and Technology's
3 Office of Law Enforcement Standards for research,
4 testing and evaluation programs;

5 (7) \$1,000,000 for the National Sex Offender
6 Public Website;

7 (8) \$88,000,000 (increased by \$1,000,000) for
8 grants to States to upgrade criminal and mental
9 health records for the National Instant Criminal
10 Background Check System, of which no less than
11 \$25,000,000 shall be for grants made under the au-
12 thorities of the NICS Improvement Amendments Act
13 of 2007 (Public Law 110–180) and Fix NICS Act
14 of 2018;

15 (9) \$30,500,000 for Paul Coverdell Forensic
16 Sciences Improvement Grants under part BB of title
17 I of the 1968 Act;

18 (10) \$142,000,000 (increased by \$1,000,000)
19 (increased by \$4,000,000) for DNA-related and fo-
20 rensic programs and activities, of which—

21 (A) \$108,000,000 (increased by
22 \$1,000,000) (increased by \$4,000,000) is for
23 the purposes authorized under section 2 of the
24 DNA Analysis Backlog Elimination Act of 2000
25 (Public Law 106–546) (the Debbie Smith DNA

1 Backlog Grant Program): *Provided*, That up to
2 4 percent of funds made available under this
3 paragraph may be used for the purposes de-
4 scribed in the DNA Training and Education for
5 Law Enforcement, Correctional Personnel, and
6 Court Officers program (Public Law 108–405,
7 section 303);

8 (B) \$19,000,000 is for other local, State,
9 and Federal forensic activities;

10 (C) \$9,000,000 is for the purposes de-
11 scribed in the Kirk Bloodsworth Post-Convic-
12 tion DNA Testing Grant Program (Public Law
13 108–405, section 412); and

14 (D) \$6,000,000 is for Sexual Assault Fo-
15 rensic Exam Program grants, including as au-
16 thorized by section 304 of Public Law 108–405;

17 (11) \$49,000,000 for a grant program for com-
18 munity-based sexual assault response reform;

19 (12) \$12,500,000 for the court-appointed spe-
20 cial advocate program, as authorized by section 217
21 of the 1990 Act;

22 (13) \$39,500,000 for assistance to Indian
23 Tribes;

24 (14) \$100,000,000 for offender reentry pro-
25 grams and research, as authorized by the Second

1 Chance Act of 2007 (Public Law 110–199) and by
2 the Second Chance Reauthorization Act of 2018
3 (Public Law 115–391), without regard to the time
4 limitations specified at section 6(1) of such Act, of
5 which not to exceed \$6,000,000 is for a program to
6 improve State, local, and Tribal probation or parole
7 supervision efforts and strategies, \$5,000,000 is for
8 Children of Incarcerated Parents Demonstrations to
9 enhance and maintain parental and family relation-
10 ships for incarcerated parents as a reentry or recidi-
11 vism reduction strategy, and \$4,500,000 is for addi-
12 tional replication sites employing the Project HOPE
13 Opportunity Probation with Enforcement model im-
14 plementing swift and certain sanctions in probation,
15 and for a research project on the effectiveness of the
16 model: *Provided*, That up to \$7,500,000 of funds
17 made available in this paragraph may be used for
18 performance-based awards for Pay for Success
19 projects, of which up to \$5,000,000 shall be for Pay
20 for Success programs implementing the Permanent
21 Supportive Housing Model;

22 (15) \$77,500,000 for initiatives to improve po-
23 lice-community relations, of which \$27,500,000 is
24 for a competitive matching grant program for pur-
25 chases of body-worn cameras for State, local and

1 Tribal law enforcement, \$30,000,000 is for a justice
2 reinvestment initiative, for activities related to crimi-
3 nal justice reform and recidivism reduction, and
4 \$20,000,000 is for an Edward Byrne Memorial
5 criminal justice innovation program;

6 (16) \$412,000,000 for comprehensive opioid
7 abuse reduction activities, including as authorized by
8 CARA, and for the following programs, which shall
9 address opioid, stimulant, and substance abuse re-
10 duction consistent with underlying program authori-
11 ties—

12 (A) \$85,000,000 for Drug Courts, as au-
13 thorized by section 1001(a)(25)(A) of title I of
14 the 1968 Act;

15 (B) \$43,000,000 for mental health courts
16 and adult and juvenile collaboration program
17 grants, as authorized by parts V and HH of
18 title I of the 1968 Act, and the Mentally Ill Of-
19 fender Treatment and Crime Reduction Reau-
20 thorization and Improvement Act of 2008 (Pub-
21 lic Law 110–416);

22 (C) \$35,000,000 for grants for Residential
23 Substance Abuse Treatment for State Pris-
24 oners, as authorized by part S of title I of the
25 1968 Act;

1 (D) \$30,000,000 for a veterans treatment
2 courts program;

3 (E) \$31,000,000 for a program to monitor
4 prescription drugs and scheduled listed chemical
5 products; and

6 (F) \$188,000,000 for a comprehensive
7 opioid, stimulant, and substance abuse pro-
8 gram;

9 (17) \$2,500,000 (increased by \$2,500,000) for
10 a competitive grant program authorized by the Keep
11 Young Athletes Safe Act;

12 (18) \$87,000,000 for grants to be administered
13 by the Bureau of Justice Assistance for purposes au-
14 thorized under the STOP School Violence Act;

15 (19) \$2,000,000 (increased by \$1,000,000) for
16 grants to State and local law enforcement agencies
17 for the expenses associated with the investigation
18 and prosecution of criminal offenses, involving civil
19 rights, authorized by the Emmett Till Unsolved Civil
20 Rights Crimes Reauthorization Act of 2016 (Public
21 Law 114–325);

22 (20) \$8,000,000 (increased by \$1,000,000) for
23 grants to State, local, and Tribal law enforcement
24 agencies to conduct educational outreach and train-
25 ing on hate crimes and to investigate and prosecute

1 hate crimes, as authorized by section 4704 of the
2 Matthew Shepard and James Byrd, Jr. Hate Crimes
3 Prevention Act (Public Law 111–84);

4 (21) \$15,000,000 for a competitive grant pilot
5 program for qualified nonprofit organizations to pro-
6 vide legal representation to immigrants arriving at
7 the southwest border seeking asylum and other
8 forms of legal protection in the United States; and

9 (22) \$400,000,000 for Law Enforcement Ac-
10 countability Grants, of which—

11 (A) \$350,000,000 is for grants to hold law
12 enforcement accountable in the courts: *Pro-*
13 *vided*, That of the amounts provided under this
14 paragraph, \$100,000,000 shall be for grants to
15 assist States in conducting pattern and practice
16 investigations at the State level, consistent with
17 the requirements as described in section 103(b)
18 of H.R. 7120 as passed by the House of Rep-
19 resentatives on June 25, 2020: *Provided fur-*
20 *ther*, That of the amounts provided,
21 \$250,000,000 shall be for grants to States and
22 Tribal Governments to assist in implementing
23 statutes providing for independent investigation
24 of law enforcement officers, consistent with the
25 requirements as described in section 104 of

1 H.R. 7120 as passed by the House of Rep-
2 resentatives on June 25, 2020; and

3 (B) \$50,000,000 is for Law Enforcement
4 Trust and Integrity Grant Programs: *Provided*,
5 That of the amounts provided under this sub-
6 paragraph—

7 (i) \$25,000,000 shall be for grants to
8 allow community-based organizations to
9 study management and operations stand-
10 ards for law enforcement agencies, con-
11 sistent with the requirements as described
12 in subsections (b) and (c) of section 114 of
13 H.R. 7120 as passed by the House of Rep-
14 resentatives on June 25, 2020; and

15 (ii) \$25,000,000 shall be for grants to
16 develop pilot programs and implement ef-
17 fective standards and programs, consistent
18 with the requirements as described in sub-
19 sections (c) and (d) of section 114 of H.R.
20 7120 as passed by the House of Represent-
21 atives on June 25, 2020.

22 JUVENILE JUSTICE PROGRAMS

23 For grants, contracts, cooperative agreements, and
24 other assistance authorized by the Juvenile Justice and
25 Delinquency Prevention Act of 1974 (“the 1974 Act”); the

1 Omnibus Crime Control and Safe Streets Act of 1968
2 (“the 1968 Act”); the Violence Against Women and De-
3 partment of Justice Reauthorization Act of 2005 (Public
4 Law 109–162) (“the 2005 Act”); the Missing Children’s
5 Assistance Act (34 U.S.C. 11291 et seq.); the Prosecu-
6 torial Remedies and Other Tools to end the Exploitation
7 of Children Today Act of 2003 (Public Law 108–21); the
8 Victims of Child Abuse Act of 1990 (Public Law 101–
9 647) (“the 1990 Act”); the Adam Walsh Child Protection
10 and Safety Act of 2006 (Public Law 109–248) (“the
11 Adam Walsh Act”); the PROTECT Our Children Act of
12 2008 (Public Law 110–401); the Violence Against Women
13 Reauthorization Act of 2013 (Public Law 113–4) (“the
14 2013 Act”); the Justice for All Reauthorization Act of
15 2016 (Public Law 114–324); the Juvenile Justice Reform
16 Act of 2018 (Public Law 115–385); and other juvenile jus-
17 tice programs, \$337,000,000 (increased by \$1,000,000)
18 (increased by \$2,000,000), to remain available until ex-
19 pended as follows—

20 (1) \$65,000,000 for programs authorized by
21 section 221 of the 1974 Act, and for training and
22 technical assistance to assist small, nonprofit organi-
23 zations with the Federal grants process: *Provided*,
24 That of the amounts provided under this paragraph,
25 \$500,000 shall be for a competitive demonstration

1 grant program to support emergency planning
2 among State, local and Tribal juvenile justice resi-
3 dential facilities;

4 (2) \$100,000,000 for youth mentoring grants;

5 (3) \$44,000,000 for delinquency prevention, of
6 which, pursuant to sections 261 and 262 of the
7 1974 Act—

8 (A) \$3,000,000 shall be for grants to pre-
9 vent trafficking of girls;

10 (B) \$5,000,000 shall be for the Tribal
11 Youth Program;

12 (C) \$500,000 shall be for an internet site
13 providing information and resources on children
14 of incarcerated parents;

15 (D) \$2,000,000 (increased by \$1,000,000)
16 shall be for competitive grants focusing on girls
17 in the juvenile justice system;

18 (E) \$10,000,000 shall be for an opioid-af-
19 fected youth initiative; and

20 (F) \$8,000,000 shall be for an initiative
21 relating to children exposed to violence;

22 (4) \$28,500,000 (increased by \$2,000,000) for
23 programs authorized by the Victims of Child Abuse
24 Act of 1990;

1 (5) \$94,500,000 (increased by \$1,000,000) for
2 missing and exploited children programs, including
3 as authorized by sections 404(b) and 405(a) of the
4 1974 Act (except that section 102(b)(4)(B) of the
5 PROTECT Our Children Act of 2008 (Public Law
6 110–401) shall not apply for purposes of this Act);
7 and

8 (6) \$5,000,000 for child abuse training pro-
9 grams for judicial personnel and practitioners, as
10 authorized by section 222 of the 1990 Act:

11 *Provided*, That not more than 10 percent of each amount
12 may be used for research, evaluation, and statistics activi-
13 ties designed to benefit the programs or activities author-
14 ized: *Provided further*, That not more than 2 percent of
15 the amounts designated under paragraphs (1) through (3)
16 and (6) may be used for training and technical assistance:
17 *Provided further*, That the two preceding provisos shall not
18 apply to grants and projects administered pursuant to sec-
19 tions 261 and 262 of the 1974 Act and to missing and
20 exploited children programs.

21 PUBLIC SAFETY OFFICER BENEFITS

22 (INCLUDING TRANSFER OF FUNDS)

23 For payments and expenses authorized under section
24 1001(a)(4) of title I of the Omnibus Crime Control and
25 Safe Streets Act of 1968, such sums as are necessary (in-

1 cluding amounts for administrative costs), to remain avail-
2 able until expended; and \$24,800,000 for payments au-
3 thorized by section 1201(b) of such Act and for edu-
4 cational assistance authorized by section 1218 of such Act,
5 to remain available until expended: *Provided*, That upon
6 a determination by the Attorney General that emergent
7 circumstances require additional funding for such dis-
8 ability and education payments, the Attorney General may
9 transfer such amounts to “Public Safety Officer Benefits”
10 from available appropriations for the Department of Jus-
11 tice as may be necessary to respond to such circumstances:
12 *Provided further*, That any transfer pursuant to the pre-
13 ceding proviso shall be treated as a reprogramming under
14 section 505 of this Act and shall not be available for obli-
15 gation or expenditure except in compliance with the proce-
16 dures set forth in that section.

17 COMMUNITY ORIENTED POLICING SERVICES

18 COMMUNITY ORIENTED POLICING SERVICES PROGRAMS

19 (INCLUDING TRANSFER OF FUNDS)

20 For activities authorized by the Violent Crime Con-
21 trol and Law Enforcement Act of 1994 (Public Law 103–
22 322); the Omnibus Crime Control and Safe Streets Act
23 of 1968 (“the 1968 Act”); the Violence Against Women
24 and Department of Justice Reauthorization Act of 2005
25 (Public Law 109–162) (“the 2005 Act”); the American

1 Law Enforcement Heroes Act of 2017 (Public Law 115–
2 37); and the SUPPORT for Patients and Communities
3 Act (Public Law 115–271), \$343,000,000, to remain
4 available until expended: *Provided*, That any balances
5 made available through prior year deobligations shall only
6 be available in accordance with section 505 of this Act:
7 *Provided further*, That of the amount provided under this
8 heading—

9 (1) \$231,000,000 is for grants under section
10 1701 of title I of the 1968 Act (34 U.S.C. 10381)
11 for the hiring and rehiring of additional career law
12 enforcement officers under part Q of such title not-
13 withstanding subsection (i) of such section: *Pro-*
14 *vided*, That, notwithstanding section 1704(c) of such
15 title (34 U.S.C. 10384(c)), funding for hiring or re-
16 hiring a career law enforcement officer may not ex-
17 ceed \$125,000 unless the Director of the Office of
18 Community Oriented Policing Services grants a
19 waiver from this limitation: *Provided further*, That
20 within the amounts appropriated under this para-
21 graph, \$27,000,000 is for improving Tribal law en-
22 forcement, including hiring, equipment, training,
23 anti-methamphetamine activities, and anti-opioid ac-
24 tivities: *Provided further*, That of the amounts ap-
25 propriated under this paragraph, \$6,500,000 is for

1 community policing development activities in fur-
2 therance of the purposes in section 1701: *Provided*
3 *further*, That of the amounts appropriated under
4 this paragraph \$40,000,000 is for regional informa-
5 tion sharing activities, as authorized by part M of
6 title I of the 1968 Act, which shall be transferred
7 to and merged with “Research, Evaluation, and Sta-
8 tistics” for administration by the Office of Justice
9 Programs: *Provided further*, That within the
10 amounts appropriated under this paragraph, no less
11 than \$3,000,000 is to support the Tribal Access
12 Program: *Provided further*, That within the amounts
13 appropriated under this paragraph, \$5,000,000 (in-
14 creased by \$2,500,000) is for training, peer men-
15 toring, and mental health program activities as au-
16 thorized under the Law Enforcement Mental Health
17 and Wellness Act (Public Law 115–113): *Provided*
18 *further*, That within the amount appropriated under
19 this paragraph, no less than \$4,000,000 is for grant
20 programs to develop best practices for, and to cre-
21 ate, civilian review boards, consistent with the re-
22 quirements as described in section 104(b) of H.R.
23 7120 as passed by in the House of Representatives
24 on June 25, 2020.

1 (2) \$11,000,000 is for activities authorized by
2 the POLICE Act of 2016 (Public Law 114–199);

3 (3) \$13,000,000 is for competitive grants to
4 State law enforcement agencies in States with high
5 seizures of precursor chemicals, finished meth-
6 amphetamine, laboratories, and laboratory dump sei-
7 zures: *Provided*, That funds appropriated under this
8 paragraph shall be utilized for investigative purposes
9 to locate or investigate illicit activities, including
10 precursor diversion, laboratories, or methamphet-
11 amine traffickers;

12 (4) \$35,000,000 is for competitive grants to
13 statewide law enforcement agencies in States with
14 high rates of primary treatment admissions for her-
15 oin and other opioids: *Provided*, That these funds
16 shall be utilized for investigative purposes to locate
17 or investigate illicit activities, including activities re-
18 lated to the distribution of heroin or unlawful dis-
19 tribution of prescription opioids, or unlawful heroin
20 and prescription opioid traffickers through statewide
21 collaboration; and

22 (5) \$53,000,000 is for competitive grants to be
23 administered by the Community Oriented Policing
24 Services Office for purposes authorized under the

1 STOP School Violence Act (title V of division S of
2 Public Law 115–141).

3 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE
4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 201. None of the funds appropriated by this
6 title shall be available to pay for an abortion, except where
7 the life of the mother would be endangered if the fetus
8 were carried to term, or in the case of rape or incest: *Pro-*
9 *vided*, That should this prohibition be declared unconstitu-
10 tional by a court of competent jurisdiction, this section
11 shall be null and void.

12 SEC. 202. None of the funds appropriated under this
13 title shall be used to require any person to perform, or
14 facilitate in any way the performance of, any abortion.

15 SEC. 203. Nothing in the preceding section shall re-
16 move the obligation of the Director of the Bureau of Pris-
17 ons to provide escort services necessary for a female in-
18 mate to receive such service outside the Federal facility:
19 *Provided*, That nothing in this section in any way dimin-
20 ishes the effect of section 202 intended to address the phil-
21 osophical beliefs of individual employees of the Bureau of
22 Prisons.

23 SEC. 204. None of the funds made available under
24 this title may be used by the Federal Bureau of Prisons
25 or the United States Marshals Service for the purpose of

1 transporting an individual who is a prisoner pursuant to
2 conviction for crime under State or Federal law and is
3 classified as a maximum or high security prisoner, other
4 than to a prison or other facility certified by the Federal
5 Bureau of Prisons as appropriately secure for housing
6 such a prisoner.

7 SEC. 205. (a) None of the funds appropriated by this
8 Act may be used by Federal prisons to purchase cable tele-
9 vision services, or to rent or purchase audiovisual or elec-
10 tronic media or equipment used primarily for recreational
11 purposes.

12 (b) Subsection (a) does not preclude the rental, main-
13 tenance, or purchase of audiovisual or electronic media or
14 equipment for inmate training, religious, or educational
15 programs.

16 SEC. 206. None of the funds made available under
17 this title shall be obligated or expended for any new or
18 enhanced information technology program having total es-
19 timated development costs in excess of \$100,000,000, un-
20 less the Deputy Attorney General and the investment re-
21 view board certify to the Committees on Appropriations
22 of the House of Representatives and the Senate that the
23 information technology program has appropriate program
24 management controls and contractor oversight mecha-

1 nisms in place, and that the program is compatible with
2 the enterprise architecture of the Department of Justice.

3 SEC. 207. The notification thresholds and procedures
4 set forth in section 505 of this Act shall apply to devi-
5 ations from the amounts designated for specific activities
6 in this Act and in the report accompanying this Act, and
7 to any use of deobligated balances of funds provided under
8 this title in previous years.

9 SEC. 208. None of the funds appropriated by this Act
10 may be used to plan for, begin, continue, finish, process,
11 or approve a public-private competition under the Office
12 of Management and Budget Circular A-76 or any suc-
13 cessor administrative regulation, directive, or policy for
14 work performed by employees of the Bureau of Prisons
15 or of Federal Prison Industries, Incorporated.

16 SEC. 209. Notwithstanding any other provision of
17 law, no funds shall be available for the salary, benefits,
18 or expenses of any United States Attorney assigned dual
19 or additional responsibilities by the Attorney General or
20 his designee that exempt that United States Attorney
21 from the residency requirements of section 545 of title 28,
22 United States Code.

23 SEC. 210. At the discretion of the Attorney General,
24 and in addition to any amounts that otherwise may be
25 available (or authorized to be made available) by law, with

1 respect to funds appropriated by this title under the head-
2 ings “Research, Evaluation and Statistics”, “State and
3 Local Law Enforcement Assistance”, and “Juvenile Jus-
4 tice Programs”—

5 (1) up to 2 percent of funds made available to
6 the Office of Justice Programs for grant or reim-
7 bursement programs may be used by such Office to
8 provide training and technical assistance; and

9 (2) up to 2 percent of funds made available for
10 grant or reimbursement programs under such head-
11 ings, except for amounts appropriated specifically for
12 research, evaluation, or statistical programs adminis-
13 tered by the National Institute of Justice and the
14 Bureau of Justice Statistics, shall be transferred to
15 and merged with funds provided to the National In-
16 stitute of Justice and the Bureau of Justice Statis-
17 tics, to be used by them for research, evaluation, or
18 statistical purposes, without regard to the authoriza-
19 tions for such grant or reimbursement programs.

20 SEC. 211. Upon request by a grantee for whom the
21 Attorney General has determined there is a fiscal hard-
22 ship, the Attorney General may, with respect to funds ap-
23 propriated in this or any other Act making appropriations
24 for fiscal years 2018 through 2021 for the following pro-
25 grams, waive the following requirements:

1 (1) For the adult and juvenile offender State
2 and local reentry demonstration projects under part
3 FF of title I of the Omnibus Crime Control and
4 Safe Streets Act of 1968 (34 U.S.C. 10631 et seq.),
5 the requirements under section 2976(g)(1) of such
6 part (34 U.S.C. 10631(g)(1)).

7 (2) For grants to protect inmates and safe-
8 guard communities as authorized by section 6 of the
9 Prison Rape Elimination Act of 2003 (34 U.S.C.
10 30305(c)(3)), the requirements of section 6(c)(3) of
11 such Act.

12 SEC. 212. Notwithstanding any other provision of
13 law, section 20109(a) of subtitle A of title II of the Violent
14 Crime Control and Law Enforcement Act of 1994 (34
15 U.S.C. 12109(a)) shall not apply to amounts made avail-
16 able by this or any other Act.

17 SEC. 213. None of the funds made available under
18 this Act, other than for the national instant criminal back-
19 ground check system established under section 103 of the
20 Brady Handgun Violence Prevention Act (34 U.S.C.
21 40901), may be used by a Federal law enforcement officer
22 to facilitate the transfer of an operable firearm to an indi-
23 vidual if the Federal law enforcement officer knows or sus-
24 pects that the individual is an agent of a drug cartel, un-

1 less law enforcement personnel of the United States con-
2 tinuously monitor or control the firearm at all times.

3 SEC. 214. (a) None of the income retained in the De-
4 partment of Justice Working Capital Fund pursuant to
5 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.
6 527 note) shall be available for obligation during fiscal
7 year 2021, except up to \$12,000,000 may be obligated for
8 implementation of a unified Department of Justice finan-
9 cial management system.

10 (b) Not to exceed \$30,000,000 of the unobligated bal-
11 ances transferred to the capital account of the Department
12 of Justice Working Capital Fund pursuant to title I of
13 Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note)
14 shall be available for obligation in fiscal year 2021, and
15 any use, obligation, transfer or allocation of such funds
16 shall be treated as a reprogramming of funds under sec-
17 tion 505 of this Act.

18 (c) Not to exceed \$10,000,000 of the excess unobli-
19 gated balances available under section 524(c)(8)(E) of
20 title 28, United States Code, shall be available for obliga-
21 tion during fiscal year 2021, and any use, obligation,
22 transfer or allocation of such funds shall be treated as a
23 reprogramming of funds under section 505 of this Act.

24 SEC. 215. Discretionary funds that are made avail-
25 able in this Act for the Office of Justice Programs may

1 be used to participate in Performance Partnership Pilots
2 authorized under such authorities as have been enacted
3 for Performance Partnership Pilots in appropriations acts
4 in prior fiscal years and the current fiscal year.

5 SEC. 216. Notwithstanding section 219 of division B
6 of Public Law 116–93, section 1930(a)(6)(B) of title 28,
7 United States Code, shall be applied for fiscal years 2021
8 and 2022 by substituting “\$300,000,000” for
9 “\$200,000,000”.

10 SEC. 217. None of the funds made available by this
11 Act may be used by the Executive Office for Immigration
12 Review to implement case performance numeric metrics
13 that are linked to performance evaluations for individual
14 immigration judges.

15 SEC. 218. Section 151 of the Foreign Relations Au-
16 thorization Act, Fiscal Years 1990 and 1991 (Public Law
17 101–246; 5 U.S.C. 5928 note), is amended—

18 (1) by striking “or” after “Drug Enforcement
19 Administration” and inserting “, the”; and

20 (2) by inserting “, or the United States Mar-
21 shals Service” after “Federal Bureau of Investiga-
22 tion”.

23 SEC. 219. None of the funds made available under
24 this Act for the Edward Byrne Memorial Justice Assist-
25 ance Grant program or Community Oriented Policing

1 Services program may be awarded to a State or unit of
2 local government unless the United States Attorney Gen-
3 eral certifies that the State or unit of local government—

4 (1) maintains adequate policies and procedures
5 designed to eliminate racial profiling in law enforce-
6 ment, and has eliminated any existing practices that
7 permit or encourage racial profiling in law enforce-
8 ment;

9 (2) requires each law enforcement officer in the
10 State or unit of local government to complete train-
11 ing programs on racial profiling, implicit bias, de-es-
12 calation, use of force and a duty to intervene in
13 cases where another law enforcement officer is using
14 excessive force against a civilian, and procedural jus-
15 tice;

16 (3) has in effect a law that prohibits law en-
17 forcement officers in the State or other jurisdiction
18 from using a chokehold or carotid hold, consistent
19 with the requirements as described in section 363 of
20 H.R. 7120 as passed by the House of Representa-
21 tives on June 25, 2020;

22 (4) has in effect a law that prohibits law en-
23 forcement officers in the State or other jurisdiction
24 from using less lethal force, consistent with the re-
25 quirements as described in section 364 of H.R. 7120

1 as passed by the House of Representatives on June
2 25, 2020;

3 (5) has in effect a law that prohibits law en-
4 forcement officers in the State or other jurisdiction
5 from using deadly force, consistent with the require-
6 ments as described in section 364 of H.R. 7120 as
7 passed by the House of Representatives on June 25,
8 2020;

9 (6) has in effect a law that prohibits the
10 issuance of a “no-knock warrant” in a drug case,
11 consistent with the requirements as described in sec-
12 tion 362 of H.R. 7120 as passed by the House of
13 Representatives on June 25, 2020;

14 (7) has provided the United States Attorney
15 General a law enforcement practice report that in-
16 cludes information on the race, ethnicity, age, and
17 gender of the officers and employees of the law en-
18 forcement agency and of members of the public in-
19 volved in—

20 (A) traffic violation stops;

21 (B) pedestrian stops;

22 (C) frisk and body searches;

23 (D) instances where officers or employees
24 of the law enforcement agency used deadly
25 force including—

1 (i) a description of when and where
2 deadly force was used, and whether it re-
3 sulted in death;

4 (ii) a description of deadly force di-
5 rected against an officer or employee and
6 whether it resulted in injury or death; and

7 (iii) the law enforcement agency's jus-
8 tification for use of deadly force, if the
9 agency determines it was justified; and

10 (8) will not make such funds available to a law
11 enforcement agency that has entered into or renewed
12 any contractual arrangement, including a collective
13 bargaining agreement with a labor organization,
14 that—

15 (A) would prevent the Attorney General
16 from seeking or enforcing equitable or declara-
17 tory relief against a law enforcement agency en-
18 gaging in a pattern or practice of unconstitu-
19 tional misconduct; or

20 (B) conflicts with any terms or conditions
21 contained in a consent decree.

22 NATIONAL TASK FORCE ON LAW ENFORCEMENT

23 OVERSIGHT

24 SEC. 220. (a) ESTABLISHMENT.—There is estab-
25 lished within the Department of Justice a task force to

1 be known as the Task Force on Law Enforcement Over-
2 sight (hereinafter in this section referred to as the “Task
3 Force”).

4 (b) COMPOSITION.—The Task Force shall be com-
5 posed of individuals appointed by the Attorney General,
6 who shall appoint not less than one individual from each
7 of the following:

8 (1) The Special Litigation Section of the Civil
9 Rights Division.

10 (2) The Criminal Section of the Civil Rights Di-
11 vision.

12 (3) The Federal Coordination and Compliance
13 Section of the Civil Rights Division.

14 (4) The Employment Litigation Section of the
15 Civil Rights Division.

16 (5) The Disability Rights Section of the Civil
17 Rights Division.

18 (6) The Office of Justice Programs.

19 (7) The Office of Community Oriented Policing
20 Services (COPS).

21 (8) The Corruption/Civil Rights Section of the
22 Federal Bureau of Investigation.

23 (9) The Community Relations Service.

24 (10) The Office of Tribal Justice.

1 (11) The unit within the Department of Justice
2 assigned as a liaison for civilian review boards.

3 (c) POWERS AND DUTIES.—The Task Force shall
4 consult with professional law enforcement associations,
5 labor organizations, and community-based organizations
6 to coordinate the process of the detection and referral of
7 complaints regarding incidents of alleged law enforcement
8 misconduct.

9 SEC. 221. None of the funds appropriated by this
10 title shall be made available for any law enforcement agen-
11 cy of any State, unit of local government, or federally rec-
12 ognized Tribal Government unless the Attorney General
13 of the United States has certified that such agency has
14 begun or completed the process of obtaining accreditation
15 from a law enforcement accreditation organization (as de-
16 fined in section 112(2) of H.R. 7120 as passed by the
17 House of Representatives on June 25, 2020) approved by
18 the Attorney General.

19 SEC. 222. None of the funds made available under
20 this Act for the Edward Byrne Memorial Justice Assist-
21 ance Grant program or Community Oriented Policing
22 Services program may be awarded to a State or unit of
23 local government unless the United States Attorney Gen-
24 eral certifies that the State or unit of local government
25 has in effect a law that—

1 (1) makes it a criminal offense for any person
2 acting under color of law of the State or unit of local
3 government to engage in a sexual act with an indi-
4 vidual, including an individual who is under arrest,
5 in detention, or otherwise in the actual custody of
6 any law enforcement officer; and

7 (2) prohibits a person charged with an offense
8 described herein from asserting the consent of the
9 other individual as a defense.

10 In the case of a multi-jurisdictional or regional consortium
11 that would be eligible to receive funds under the Commu-
12 nity Oriented Policing Services grant program, if any
13 member of that consortium is a State or unit of local gov-
14 ernment that does not have in effect a law described in
15 paragraphs (1) and (2), that consortium shall not be eligi-
16 ble to receive such funds.

17 This title may be cited as the “Department of Justice
18 Appropriations Act, 2021”.

19 **TITLE III**

20 **SCIENCE**

21 **OFFICE OF SCIENCE AND TECHNOLOGY POLICY**

22 For necessary expenses of the Office of Science and
23 Technology Policy, in carrying out the purposes of the Na-
24 tional Science and Technology Policy, Organization, and
25 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of

1 passenger motor vehicles, and services as authorized by
2 section 3109 of title 5, United States Code, not to exceed
3 \$2,250 for official reception and representation expenses,
4 and rental of conference rooms in the District of Colum-
5 bia, \$5,544,000.

6 NATIONAL SPACE COUNCIL

7 For necessary expenses of the National Space Coun-
8 cil, in carrying out the purposes of title V of Public Law
9 100-685 and Executive Order No. 13803, hire of pas-
10 senger motor vehicles, and services as authorized by sec-
11 tion 3109 of title 5, United States Code, not to exceed
12 \$2,250 for official reception and representation expenses,
13 \$1,965,000: *Provided*, That notwithstanding any other
14 provision of law, the National Space Council may accept
15 personnel support from Federal agencies, departments,
16 and offices, and such Federal agencies, departments, and
17 offices may detail staff without reimbursement to the Na-
18 tional Space Council for purposes provided herein.

19 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
20 SCIENCE

21 For necessary expenses, not otherwise provided for,
22 in the conduct and support of science research and devel-
23 opment activities, including research, development, oper-
24 ations, support, and services; maintenance and repair, fa-
25 cility planning and design; space flight, spacecraft control,

1 and communications activities; program management; per-
2 sonnel and related costs, including uniforms or allowances
3 therefor, as authorized by sections 5901 and 5902 of title
4 5, United States Code; travel expenses; purchase and hire
5 of passenger motor vehicles; and purchase, lease, charter,
6 maintenance, and operation of mission and administrative
7 aircraft, \$7,097,500,000 (reduced by \$30,000,000) (in-
8 creased by \$30,000,000), to remain available until Sep-
9 tember 30, 2022: *Provided*, That, \$2,021,800,000 shall be
10 for Earth Science; \$2,713,400,000 (reduced by
11 \$40,000,000) (increased by \$40,000,000) shall be for
12 Planetary Science; \$1,306,200,000 shall be for Astro-
13 physics; \$423,000,000 shall be for the James Webb Space
14 Telescope; and \$633,100,000 shall be for Heliophysics:
15 *Provided further*, That of the amounts provided,
16 \$403,500,000 is for an orbiter to meet the science goals
17 for the Jupiter Europa mission as recommended in pre-
18 vious Planetary Science Decadal surveys: *Provided further*,
19 That the National Aeronautics and Space Administration
20 shall use the Space Launch System, if available, as the
21 launch vehicles for the Jupiter Europa missions, plan for
22 an orbiter launch no later than 2025 and a lander launch
23 no later than 2027, and include in the fiscal year 2022
24 budget the 5-year funding profile necessary to achieve
25 these goals.

1 AERONAUTICS

2 For necessary expenses, not otherwise provided for,
3 in the conduct and support of aeronautics research and
4 development activities, including research, development,
5 operations, support, and services; maintenance and repair,
6 facility planning and design; space flight, spacecraft con-
7 trol, and communications activities; program manage-
8 ment; personnel and related costs, including uniforms or
9 allowances therefor, as authorized by sections 5901 and
10 5902 of title 5, United States Code; travel expenses; pur-
11 chase and hire of passenger motor vehicles; and purchase,
12 lease, charter, maintenance, and operation of mission and
13 administrative aircraft, \$819,000,000 (increased by
14 \$15,000,000) (reduced by \$15,000,000), to remain avail-
15 able until September 30, 2022.

16 SPACE TECHNOLOGY

17 For necessary expenses, not otherwise provided for,
18 in the conduct and support of space technology research
19 and development activities, including research, develop-
20 ment, operations, support, and services; maintenance and
21 repair, facility planning and design; space flight, space-
22 craft control, and communications activities; program
23 management; personnel and related costs, including uni-
24 forms or allowances therefor, as authorized by sections
25 5901 and 5902 of title 5, United States Code; travel ex-

1 penses; purchase and hire of passenger motor vehicles; and
2 purchase, lease, charter, maintenance, and operation of
3 mission and administrative aircraft, \$1,100,000,000, to
4 remain available until September 30, 2022: *Provided*,
5 That \$227,000,000 shall be for RESTORE-L/SPace In-
6 frastructure DExterous Robot: *Provided further*, That
7 \$110,000,000 shall be for the development, production
8 and demonstration of a nuclear thermal propulsion sys-
9 tem, of which \$80,000,000 shall be for the design of a
10 flight demonstration system: *Provided further*, That, not
11 later than 180 days after the enactment of this Act, the
12 National Aeronautics and Space Administration shall pro-
13 vide a plan for the design of a flight demonstration.

14 EXPLORATION

15 For necessary expenses, not otherwise provided for,
16 in the conduct and support of exploration research and
17 development activities, including research, development,
18 operations, support, and services; maintenance and repair,
19 facility planning and design; space flight, spacecraft con-
20 trol, and communications activities; program manage-
21 ment; personnel and related costs, including uniforms or
22 allowances therefor, as authorized by sections 5901 and
23 5902 of title 5, United States Code; travel expenses; pur-
24 chase and hire of passenger motor vehicles; and purchase,
25 lease, charter, maintenance, and operation of mission and

1 administrative aircraft, \$6,017,600,000, to remain avail-
2 able until September 30, 2022: *Provided*, That not less
3 than \$1,400,500,000 shall be for the Orion Multi-Purpose
4 Crew Vehicle: *Provided further*, That not less than
5 \$2,600,000,000 shall be for the Space Launch System
6 (SLS) launch vehicle, which shall have a lift capability not
7 less than 130 metric tons and which shall have core ele-
8 ments and an Exploration Upper Stage developed simulta-
9 neously to be used to the maximum extent practicable, in-
10 cluding for Earth to Moon missions and Moon landings:
11 *Provided further*, That of the amounts provided for SLS,
12 not less than \$400,000,000 shall be for SLS Block 1B
13 development including the Exploration Upper Stage and
14 associated systems including related facilitization: *Pro-*
15 *vided further*, That \$459,700,000 shall be for Exploration
16 Ground Systems including infrastructure in support of
17 SLS Block 1B missions: *Provided further*, That the Na-
18 tional Aeronautics and Space Administration shall provide
19 to the Committees on Appropriations of the House of Rep-
20 resentatives and the Senate, concurrent with the annual
21 budget submission, a 5-year budget profile for an inte-
22 grated system that includes the SLS, the Orion Multi-Pur-
23 pose Crew Vehicle, and associated ground systems that
24 will ensure a crewed launch as early as possible, as well
25 as a system-based funding profile for a sustained launch

1 cadence that contemplates the use of an SLS Block 1B
2 cargo variant and associated ground systems: *Provided*
3 *further*, That \$1,557,400,000 shall be for exploration re-
4 search and development.

5 SPACE OPERATIONS

6 For necessary expenses, not otherwise provided for,
7 in the conduct and support of space operations research
8 and development activities, including research, develop-
9 ment, operations, support and services; space flight, space-
10 craft control and communications activities, including op-
11 erations, production, and services; maintenance and re-
12 pair, facility planning and design; program management;
13 personnel and related costs, including uniforms or allow-
14 ances therefor, as authorized by sections 5901 and 5902
15 of title 5, United States Code; travel expenses; purchase
16 and hire of passenger motor vehicles; and purchase, lease,
17 charter, maintenance and operation of mission and admin-
18 istrative aircraft, \$4,052,200,000, to remain available
19 until September 30, 2022.

20 SCIENCE, TECHNOLOGY, ENGINEERING, AND

21 MATHEMATICS ENGAGEMENT

22 For necessary expenses, not otherwise provided for,
23 in the conduct and support of aerospace and aeronautical
24 education research and development activities, including
25 research, development, operations, support, and services;

1 program management; personnel and related costs, includ-
2 ing uniforms or allowances therefor, as authorized by sec-
3 tions 5901 and 5902 of title 5, United States Code; travel
4 expenses; purchase and hire of passenger motor vehicles;
5 and purchase, lease, charter, maintenance, and operation
6 of mission and administrative aircraft, \$126,000,000 (in-
7 creased by \$1,000,000), to remain available until Sep-
8 tember 30, 2022, of which \$26,000,000 shall be for the
9 Established Program to Stimulate Competitive Research
10 and \$50,000,000 (increased by \$1,000,000) shall be for
11 the National Space Grant College and Fellowship Pro-
12 gram.

13 SAFETY, SECURITY AND MISSION SERVICES

14 For necessary expenses, not otherwise provided for,
15 in the conduct and support of science, aeronautics, space
16 technology, exploration, space operations and education
17 research and development activities, including research,
18 development, operations, support, and services; mainte-
19 nance and repair, facility planning and design; space
20 flight, spacecraft control, and communications activities;
21 program management; personnel and related costs, includ-
22 ing uniforms or allowances therefor, as authorized by sec-
23 tions 5901 and 5902 of title 5, United States Code; travel
24 expenses; purchase and hire of passenger motor vehicles;
25 not to exceed \$63,000 for official reception and represen-

1 tation expenses; and purchase, lease, charter, mainte-
2 nance, and operation of mission and administrative air-
3 craft, \$2,953,400,000, to remain available until Sep-
4 tember 30, 2022: *Provided*, That if available balances in
5 the “Science, Space, and Technology Education Trust
6 Fund” are not sufficient to provide for the grant disburse-
7 ments required under the third and fourth provisos under
8 such heading in the Department of Housing and Urban
9 Development-Independent Agencies Appropriations Act,
10 1989, (Public Law 100–404), as amended by the Depart-
11 ments of Veterans Affairs and Housing and Urban Devel-
12 opment, and Independent Agencies Appropriations Act,
13 1995, (Public Law 103–327), up to \$1,000,000 shall be
14 available from amounts made available under this heading
15 to make such grant disbursements.

16 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND
17 RESTORATION

18 For necessary expenses for construction of facilities
19 including repair, rehabilitation, revitalization, and modi-
20 fication of facilities, construction of new facilities and ad-
21 ditions to existing facilities, facility planning and design,
22 and restoration, and acquisition or condemnation of real
23 property, as authorized by law, and environmental compli-
24 ance and restoration, \$419,100,000, to remain available
25 until September 30, 2026: *Provided*, That proceeds from

1 leases deposited into this account shall be available for a
2 period of 5 years to the extent and in amounts as provided
3 in annual appropriations Acts: *Provided further*, That such
4 proceeds referred to in the preceding proviso shall be avail-
5 able for obligation for fiscal year 2021 in an amount not
6 to exceed \$18,700,000: *Provided further*, That each an-
7 nual budget request shall include an annual estimate of
8 gross receipts and collections and proposed use of all funds
9 collected pursuant to section 20145 of title 51, United
10 States Code.

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector
13 General in carrying out the Inspector General Act of 1978,
14 \$44,200,000, of which \$500,000 shall remain available
15 until September 30, 2022.

16 ADMINISTRATIVE PROVISIONS

17 (INCLUDING TRANSFERS OF FUNDS)

18 Funds for any announced prize otherwise authorized
19 shall remain available, without fiscal year limitation, until
20 a prize is claimed or the offer is withdrawn.

21 Not to exceed 5 percent of any appropriation made
22 available for the current fiscal year for the National Aero-
23 nautics and Space Administration in this Act may be
24 transferred between such appropriations, but no such ap-
25 propriation, except as otherwise specifically provided, shall

1 be increased by more than 10 percent by any such trans-
2 fers. Any funds transferred to “Construction and Environ-
3 mental Compliance and Restoration” for construction ac-
4 tivities shall not increase that account by more than 20
5 percent. Balances so transferred shall be merged with and
6 available for the same purposes and the same time period
7 as the appropriations to which transferred. Any transfer
8 pursuant to this provision shall be treated as a reprogram-
9 ming of funds under section 505 of this Act and shall not
10 be available for obligation except in compliance with the
11 procedures set forth in that section.

12 Not to exceed 5 percent of any appropriation pro-
13 vided for the National Aeronautics and Space Administra-
14 tion under previous appropriations Acts that remains
15 available for obligation or expenditure in fiscal year 2021
16 may be transferred between such appropriations, but no
17 such appropriation, except as otherwise specifically pro-
18 vided, shall be increased by more than 10 percent by any
19 such transfers. Any transfer pursuant to this provision
20 shall retain its original availability and shall be treated
21 as a reprogramming of funds under section 505 of this
22 Act and shall not be available for obligation except in com-
23 pliance with the procedures set forth in that section.

24 The spending plan required by this Act shall be pro-
25 vided by NASA at the theme, program, project and activ-

1 ity level. The spending plan, as well as any subsequent
2 change of an amount established in that spending plan
3 that meets the notification requirements of section 505 of
4 this Act, shall be treated as a reprogramming under sec-
5 tion 505 of this Act and shall not be available for obliga-
6 tion or expenditure except in compliance with the proce-
7 dures set forth in that section.

8 Not more than 40 percent of the amounts made avail-
9 able in this Act for the Gateway; Advanced Cislunar and
10 Surface Capabilities; Commercial LEO Development;
11 Human Landing System; and Lunar Discovery and Explo-
12 ration, excluding the Lunar Reconnaissance Orbiter, may
13 be obligated until the Administrator submits a multi-year
14 plan to the Committees on Appropriations of the House
15 of Representatives and the Senate that identifies esti-
16 mated dates, by fiscal year, for Space Launch System
17 flights to build the Gateway; the commencement of part-
18 nerships with commercial entities for additional LEO mis-
19 sions to land humans and rovers on the Moon; and con-
20 ducting additional scientific activities on the Moon. The
21 multi-year plan shall include key milestones to be met by
22 fiscal year to achieve goals for each of the lunar programs
23 described in the previous sentence and funding required
24 by fiscal year to achieve such milestones.

1 NATIONAL SCIENCE FOUNDATION

2 RESEARCH AND RELATED ACTIVITIES

3 For necessary expenses in carrying out the National
4 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),
5 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services
6 as authorized by section 3109 of title 5, United States
7 Code; maintenance and operation of aircraft and purchase
8 of flight services for research support; acquisition of air-
9 craft; and authorized travel; \$6,967,123,000 (reduced by
10 \$5,000,000) (increased by \$5,000,000) (reduced by
11 \$10,000,000) (increased by \$10,000,000) (reduced by
12 \$1,500,000) (increased by \$1,500,000) (reduced by
13 \$1,000,000) (increased by \$1,000,000) (reduced by
14 \$200,000,000), (increased by \$200,000,000), to remain
15 available until September 30, 2022, of which not to exceed
16 \$544,000,000 shall remain available until expended for
17 polar research and operations support, and for reimburse-
18 ment to other Federal agencies for operational and science
19 support and logistical and other related activities for the
20 United States Antarctic program: *Provided*, That receipts
21 for scientific support services and materials furnished by
22 the National Research Centers and other National Science
23 Foundation supported research facilities may be credited
24 to this appropriation.

1 MAJOR RESEARCH EQUIPMENT AND FACILITIES

2 CONSTRUCTION

3 For necessary expenses for the acquisition, construc-
4 tion, commissioning, and upgrading of major research
5 equipment, facilities, and other such capital assets pursu-
6 ant to the National Science Foundation Act of 1950 (42
7 U.S.C. 1861 et seq.), including authorized travel,
8 \$243,230,000, to remain available until expended.

9 EDUCATION AND HUMAN RESOURCES

10 For necessary expenses in carrying out science, math-
11 ematics and engineering education and human resources
12 programs and activities pursuant to the National Science
13 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-
14 ing services as authorized by section 3109 of title 5,
15 United States Code, authorized travel, and rental of con-
16 ference rooms in the District of Columbia, \$970,000,000
17 (reduced by \$1,500,000) (increased by \$1,500,000) (re-
18 duced by \$350,000,000) (increased by \$350,000,000), to
19 remain available until September 30, 2022.

20 AGENCY OPERATIONS AND AWARD MANAGEMENT

21 For agency operations and award management nec-
22 essary in carrying out the National Science Foundation
23 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized
24 by section 3109 of title 5, United States Code; hire of pas-
25 senger motor vehicles; uniforms or allowances therefor, as

1 authorized by sections 5901 and 5902 of title 5, United
2 States Code; rental of conference rooms in the District of
3 Columbia; and reimbursement of the Department of
4 Homeland Security for security guard services;
5 \$345,640,000: *Provided*, That not to exceed \$8,280 is for
6 official reception and representation expenses: *Provided*
7 *further*, That contracts may be entered into under this
8 heading in fiscal year 2021 for maintenance and operation
9 of facilities and for other services to be provided during
10 the next fiscal year.

11 OFFICE OF THE NATIONAL SCIENCE BOARD

12 For necessary expenses (including payment of sala-
13 ries, authorized travel, hire of passenger motor vehicles,
14 the rental of conference rooms in the District of Columbia,
15 and the employment of experts and consultants under sec-
16 tion 3109 of title 5, United States Code) involved in car-
17 rying out section 4 of the National Science Foundation
18 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209
19 (42 U.S.C. 1880 et seq.), \$4,500,000: *Provided*, That not
20 to exceed \$2,500 shall be available for official reception
21 and representation expenses.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary expenses of the Office of Inspector
24 General as authorized by the Inspector General Act of

1 1978, \$17,850,000, of which \$400,000 shall remain avail-
2 able until September 30, 2022.

3 ADMINISTRATIVE PROVISIONS

4 (INCLUDING TRANSFER OF FUNDS)

5 Not to exceed 5 percent of any appropriation made
6 available for the current fiscal year for the National
7 Science Foundation in this Act may be transferred be-
8 tween such appropriations, but no such appropriation shall
9 be increased by more than 10 percent by any such trans-
10 fers. Any transfer pursuant to this paragraph shall be
11 treated as a reprogramming of funds under section 505
12 of this Act and shall not be available for obligation except
13 in compliance with the procedures set forth in that section.

14 The Director of the National Science Foundation
15 (NSF) shall notify the Committees on Appropriations of
16 the House of Representatives and the Senate at least 30
17 days in advance of any planned divestment through trans-
18 fer, decommissioning, termination, or deconstruction of
19 any NSF-owned facilities or any NSF capital assets (in-
20 cluding land, structures, and equipment) valued greater
21 than \$2,500,000.

22 This title may be cited as the “Science Appropria-
23 tions Act, 2021”.

1 TITLE IV
2 RELATED AGENCIES
3 COMMISSION ON CIVIL RIGHTS
4 SALARIES AND EXPENSES

5 For necessary expenses of the Commission on Civil
6 Rights, including hire of passenger motor vehicles,
7 \$12,000,000: *Provided*, That none of the funds appro-
8 priated in this paragraph may be used to employ any indi-
9 viduals under Schedule C of subpart C of part 213 of title
10 5 of the Code of Federal Regulations exclusive of one spe-
11 cial assistant for each Commissioner: *Provided further*,
12 That none of the funds appropriated in this paragraph
13 shall be used to reimburse Commissioners for more than
14 75 billable days, with the exception of the chairperson,
15 who is permitted 125 billable days: *Provided further*, That
16 the Chair may accept and use any gift or donation to carry
17 out the work of the Commission: *Provided further*, That
18 none of the funds appropriated in this paragraph shall be
19 used for any activity or expense that is not explicitly au-
20 thorized by section 3 of the Civil Rights Commission Act
21 of 1983 (42 U.S.C. 1975a).

22 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
23 SALARIES AND EXPENSES

24 For necessary expenses of the Equal Employment
25 Opportunity Commission as authorized by title VII of the

1 Civil Rights Act of 1964, the Age Discrimination in Em-
2 ployment Act of 1967, the Equal Pay Act of 1963, the
3 Americans with Disabilities Act of 1990, section 501 of
4 the Rehabilitation Act of 1973, the Civil Rights Act of
5 1991, the Genetic Information Nondiscrimination Act
6 (GINA) of 2008 (Public Law 110–233), the ADA Amend-
7 ments Act of 2008 (Public Law 110–325), and the Lilly
8 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-
9 cluding services as authorized by section 3109 of title 5,
10 United States Code; hire of passenger motor vehicles as
11 authorized by section 1343(b) of title 31, United States
12 Code; nonmonetary awards to private citizens; and up to
13 \$32,600,000 for payments to State and local enforcement
14 agencies for authorized services to the Commission,
15 \$408,700,000: *Provided*, That the Commission is author-
16 ized to make available for official reception and represen-
17 tation expenses not to exceed \$2,250 from available funds:
18 *Provided further*, That the Commission may take no action
19 to implement any workforce repositioning, restructuring,
20 or reorganization until such time as the Committees on
21 Appropriations of the House of Representatives and the
22 Senate have been notified of such proposals, in accordance
23 with the reprogramming requirements of section 505 of
24 this Act: *Provided further*, That the Chair may accept and

1 use any gift or donation to carry out the work of the Com-
2 mission.

3 INTERNATIONAL TRADE COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses of the International Trade
6 Commission, including hire of passenger motor vehicles
7 and services as authorized by section 3109 of title 5,
8 United States Code, and not to exceed \$2,250 for official
9 reception and representation expenses, \$105,000,000, to
10 remain available until expended.

11 LEGAL SERVICES CORPORATION

12 PAYMENT TO THE LEGAL SERVICES CORPORATION

13 For payment to the Legal Services Corporation to
14 carry out the purposes of the Legal Services Corporation
15 Act of 1974, \$465,000,000, of which \$423,400,000 is for
16 basic field programs and required independent audits;
17 \$5,600,000 is for the Office of Inspector General, of which
18 such amounts as may be necessary may be used to conduct
19 additional audits of recipients; \$24,000,000 is for manage-
20 ment and grants oversight; \$5,000,000 is for client self-
21 help and information technology; \$5,000,000 is for a Pro
22 Bono Innovation Fund; and \$2,000,000 is for loan repay-
23 ment assistance: *Provided*, That the Legal Services Cor-
24 poration may continue to provide locality pay to officers
25 and employees at a rate no greater than that provided by

1 the Federal Government to Washington, DC-based em-
2 ployees as authorized by section 5304 of title 5, United
3 States Code, notwithstanding section 1005(d) of the Legal
4 Services Corporation Act (42 U.S.C. 2996d(d)): *Provided*
5 *further*, That not to exceed 5 percent of any appropriation
6 made available for the current fiscal year for the Legal
7 Services Corporation in this Act may be transferred be-
8 tween such appropriations, but no such appropriation shall
9 be increased by more than 10 percent by any such trans-
10 fers: *Provided further*, That any transfer pursuant to the
11 preceding proviso shall be treated as a reprogramming of
12 funds under section 505 of this Act and shall not be avail-
13 able for obligation or expenditure except in compliance
14 with the procedures set forth in that section: *Provided fur-*
15 *ther*, That, for the purposes of section 505 of this Act,
16 the Legal Services Corporation shall be considered an
17 agency of the United States Government.

18 ADMINISTRATIVE PROVISION—LEGAL SERVICES

19 CORPORATION

20 None of the funds appropriated in this Act to the
21 Legal Services Corporation shall be expended for any pur-
22 pose prohibited or limited by, or contrary to any of the
23 provisions of, sections 501, 502, 503, 504, 505, and 506
24 of Public Law 105–119, and all funds appropriated in this
25 Act to the Legal Services Corporation shall be subject to

1 the same terms and conditions set forth in such sections,
2 except that all references in sections 502 and 503 to 1997
3 and 1998 shall be deemed to refer instead to 2020 and
4 2021, respectively.

5 MARINE MAMMAL COMMISSION

6 SALARIES AND EXPENSES

7 For necessary expenses of the Marine Mammal Com-
8 mission as authorized by title II of the Marine Mammal
9 Protection Act of 1972 (16 U.S.C. 1361 et seq.),
10 \$3,769,000.

11 OFFICE OF THE UNITED STATES TRADE

12 REPRESENTATIVE

13 SALARIES AND EXPENSES

14 For necessary expenses of the Office of the United
15 States Trade Representative, including the hire of pas-
16 senger motor vehicles and the employment of experts and
17 consultants as authorized by section 3109 of title 5,
18 United States Code, \$55,000,000, of which \$1,000,000
19 shall remain available until expended: *Provided*, That of
20 the total amount made available under this heading, not
21 to exceed \$124,000 shall be available for official reception
22 and representation expenses.

1 TRADE ENFORCEMENT TRUST FUND
2 (INCLUDING TRANSFER OF FUNDS)

3 For activities of the United States Trade Representa-
4 tive authorized by section 611 of the Trade Facilitation
5 and Trade Enforcement Act of 2015 (19 U.S.C. 4405),
6 including transfers, \$15,000,000, to be derived from the
7 Trade Enforcement Trust Fund: *Provided*, That any
8 transfer pursuant to subsection (d)(1) of such section shall
9 be treated as a reprogramming under section 505 of this
10 Act.

11 STATE JUSTICE INSTITUTE
12 SALARIES AND EXPENSES

13 For necessary expenses of the State Justice Institute,
14 as authorized by the State Justice Institute Act of 1984
15 (42 U.S.C. 10701 et seq.) \$7,700,000, of which \$500,000
16 shall remain available until September 30, 2022: *Provided*,
17 That not to exceed \$2,250 shall be available for official
18 reception and representation expenses: *Provided further*,
19 That, for the purposes of section 505 of this Act, the State
20 Justice Institute shall be considered an agency of the
21 United States Government.

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TITLE V

GENERAL PROVISIONS

(INCLUDING RESCISSIONS)

(INCLUDING TRANSFER OF FUNDS)

SEC. 501. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 502. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 503. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 504. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the remainder of the Act and the application of each provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

1 SEC. 505. None of the funds provided under this Act,
2 or provided under previous appropriations Acts to the
3 agencies funded by this Act that remain available for obli-
4 gation or expenditure in fiscal year 2021, or provided from
5 any accounts in the Treasury of the United States derived
6 by the collection of fees available to the agencies funded
7 by this Act, shall be available for obligation or expenditure
8 through a reprogramming of funds that: (1) creates or ini-
9 tiates a new program, project, or activity; (2) eliminates
10 a program, project, or activity; (3) increases funds or per-
11 sonnel by any means for any project or activity for which
12 funds have been denied or restricted; (4) relocates an of-
13 fice or employees; (5) reorganizes or renames offices, pro-
14 grams, or activities; (6) contracts out or privatizes any
15 functions or activities presently performed by Federal em-
16 ployees; (7) augments existing programs, projects, or ac-
17 tivities in excess of \$500,000 or 10 percent, whichever is
18 less, or reduces by 10 percent funding for any program,
19 project, or activity, or numbers of personnel by 10 percent;
20 or (8) results from any general savings, including savings
21 from a reduction in personnel, which would result in a
22 change in existing programs, projects, or activities as ap-
23 proved by Congress; unless the House and Senate Com-
24 mittees on Appropriations are notified 15 days in advance
25 of such reprogramming of funds.

1 SEC. 506. (a) If it has been finally determined by
2 a court or Federal agency that any person intentionally
3 affixed a label bearing a “Made in America” inscription,
4 or any inscription with the same meaning, to any product
5 sold in or shipped to the United States that is not made
6 in the United States, the person shall be ineligible to re-
7 ceive any contract or subcontract made with funds made
8 available in this Act, pursuant to the debarment, suspen-
9 sion, and ineligibility procedures described in sections
10 9.400 through 9.409 of title 48, Code of Federal Regula-
11 tions.

12 (b)(1) To the extent practicable, with respect to au-
13 thorized purchases of promotional items, funds made
14 available by this Act shall be used to purchase items that
15 are manufactured, produced, or assembled in the United
16 States, its territories or possessions.

17 (2) The term “promotional items” has the meaning
18 given the term in OMB Circular A–87, Attachment B,
19 Item (1)(f)(3).

20 SEC. 507. (a) The Departments of Commerce and
21 Justice, the National Science Foundation, and the Na-
22 tional Aeronautics and Space Administration shall provide
23 to the Committees on Appropriations of the House of Rep-
24 resentatives and the Senate a quarterly report on the sta-
25 tus of balances of appropriations at the account level. For

1 unobligated, uncommitted balances and unobligated, com-
2 mitted balances the quarterly reports shall separately
3 identify the amounts attributable to each source year of
4 appropriation from which the balances were derived. For
5 balances that are obligated, but unexpended, the quarterly
6 reports shall separately identify amounts by the year of
7 obligation.

8 (b) The report described in subsection (a) shall be
9 submitted within 30 days of the end of each quarter.

10 (c) If a department or agency is unable to fulfill any
11 aspect of a reporting requirement described in subsection
12 (a) due to a limitation of a current accounting system,
13 the department or agency shall fulfill such aspect to the
14 maximum extent practicable under such accounting sys-
15 tem and shall identify and describe in each quarterly re-
16 port the extent to which such aspect is not fulfilled.

17 SEC. 508. Any costs incurred by a department or
18 agency funded under this Act resulting from, or to pre-
19 vent, personnel actions taken in response to funding re-
20 ductions included in this Act shall be absorbed within the
21 total budgetary resources available to such department or
22 agency: *Provided*, That the authority to transfer funds be-
23 tween appropriations accounts as may be necessary to
24 carry out this section is provided in addition to authorities
25 included elsewhere in this Act: *Provided further*, That use

1 of funds to carry out this section shall be treated as a
2 reprogramming of funds under section 505 of this Act and
3 shall not be available for obligation or expenditure except
4 in compliance with the procedures set forth in that section:
5 *Provided further*, That for the Department of Commerce,
6 this section shall also apply to actions taken for the care
7 and protection of loan collateral or grant property.

8 SEC. 509. None of the funds provided by this Act
9 shall be available to promote the sale or export of tobacco
10 or tobacco products, or to seek the reduction or removal
11 by any foreign country of restrictions on the marketing
12 of tobacco or tobacco products, except for restrictions
13 which are not applied equally to all tobacco or tobacco
14 products of the same type.

15 SEC. 510. Notwithstanding any other provision of
16 law, amounts deposited or available in the Fund estab-
17 lished by section 1402 of chapter XIV of title II of Public
18 Law 98-473 (34 U.S.C. 20101) in any fiscal year in ex-
19 cess of \$2,650,000,000 shall not be available for obligation
20 until the following fiscal year: *Provided*, That notwith-
21 standing section 1402(d) of such Act, of the amounts
22 available from the Fund for obligation: (1) \$10,000,000
23 shall be transferred to the Department of Justice Office
24 of Inspector General and remain available until expended
25 for crime victim-related oversight and auditing purposes;

1 and (2) 5 percent shall be available to the Office for Vic-
2 tims of Crime for grants, consistent with the requirements
3 of the Victims of Crime Act, to Indian Tribes to improve
4 services for victims of crime.

5 SEC. 511. None of the funds made available to the
6 Department of Justice in this Act may be used to discrimi-
7 nate against or denigrate the religious or moral beliefs of
8 students who participate in programs for which financial
9 assistance is provided from those funds, or of the parents
10 or legal guardians of such students.

11 SEC. 512. None of the funds made available in this
12 Act may be transferred to any department, agency, or in-
13 strumentality of the United States Government, except
14 pursuant to a transfer made by, or transfer authority pro-
15 vided in, this Act or any other appropriations Act.

16 SEC. 513. (a) The Inspectors General of the Depart-
17 ment of Commerce, the Department of Justice, the Na-
18 tional Aeronautics and Space Administration, the Na-
19 tional Science Foundation, and the Legal Services Cor-
20 poration shall conduct audits, pursuant to the Inspector
21 General Act (5 U.S.C. App.), of grants or contracts for
22 which funds are appropriated by this Act, and shall submit
23 reports to Congress on the progress of such audits, which
24 may include preliminary findings and a description of
25 areas of particular interest, within 180 days after initi-

1 ating such an audit and every 180 days thereafter until
2 any such audit is completed.

3 (b) Within 60 days after the date on which an audit
4 described in subsection (a) by an Inspector General is
5 completed, the Secretary, Attorney General, Adminis-
6 trator, Director, or President, as appropriate, shall make
7 the results of the audit available to the public on the Inter-
8 net website maintained by the Department, Administra-
9 tion, Foundation, or Corporation, respectively. The results
10 shall be made available in redacted form to exclude—

11 (1) any matter described in section 552(b) of
12 title 5, United States Code; and

13 (2) sensitive personal information for any indi-
14 vidual, the public access to which could be used to
15 commit identity theft or for other inappropriate or
16 unlawful purposes.

17 (c) Any person awarded a grant or contract funded
18 by amounts appropriated by this Act shall submit a state-
19 ment to the Secretary of Commerce, the Attorney General,
20 the Administrator, Director, or President, as appropriate,
21 certifying that no funds derived from the grant or contract
22 will be made available through a subcontract or in any
23 other manner to another person who has a financial inter-
24 est in the person awarded the grant or contract.

1 (d) The provisions of the preceding subsections of
2 this section shall take effect 30 days after the date on
3 which the Director of the Office of Management and
4 Budget, in consultation with the Director of the Office of
5 Government Ethics, determines that a uniform set of rules
6 and requirements, substantially similar to the require-
7 ments in such subsections, consistently apply under the
8 executive branch ethics program to all Federal depart-
9 ments, agencies, and entities.

10 SEC. 514. (a) None of the funds appropriated or oth-
11 erwise made available under this Act may be used by the
12 Departments of Commerce and Justice, the National Aer-
13 onautics and Space Administration, or the National
14 Science Foundation to acquire a high-impact or moderate-
15 impact information system, as defined for security cat-
16 egorization in the National Institute of Standards and
17 Technology's (NIST) Federal Information Processing
18 Standard Publication 199, "Standards for Security Cat-
19 egorization of Federal Information and Information Sys-
20 tems" unless the agency has—

21 (1) reviewed the supply chain risk for the infor-
22 mation systems against criteria developed by NIST
23 and the Federal Bureau of Investigation (FBI) to
24 inform acquisition decisions for high-impact and

1 moderate-impact information systems within the
2 Federal Government;

3 (2) reviewed the supply chain risk from the pre-
4 sumptive awardee against available and relevant
5 threat information provided by the FBI and other
6 appropriate agencies; and

7 (3) in consultation with the FBI or other ap-
8 propriate Federal entity, conducted an assessment of
9 any risk of cyber-espionage or sabotage associated
10 with the acquisition of such system, including any
11 risk associated with such system being produced,
12 manufactured, or assembled by one or more entities
13 identified by the United States Government as pos-
14 ing a cyber threat, including but not limited to,
15 those that may be owned, directed, or subsidized by
16 the People's Republic of China, the Islamic Republic
17 of Iran, the Democratic People's Republic of Korea,
18 or the Russian Federation.

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

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

4 (2) determined, in consultation with NIST and
5 the FBI, that the acquisition of such system is in
6 the national interest of the United States; and

7 (3) reported that determination to the Commit-
8 tees on Appropriations of the House of Representa-
9 tives and the Senate and the agency Inspector Gen-
10 eral.

11 SEC. 515. None of the funds made available in this
12 Act shall be used in any way whatsoever to support or
13 justify the use of torture by any official or contract em-
14 ployee of the United States Government.

15 SEC. 516. None of the funds made available in this
16 Act may be used to include in any new bilateral or multi-
17 lateral trade agreement the text of—

18 (1) paragraph 2 of article 16.7 of the United
19 States–Singapore Free Trade Agreement;

20 (2) paragraph 4 of article 17.9 of the United
21 States–Australia Free Trade Agreement; or

22 (3) paragraph 4 of article 15.9 of the United
23 States–Morocco Free Trade Agreement.

24 SEC. 517. None of the funds made available in this
25 Act may be used to authorize or issue a national security

1 letter in contravention of any of the following laws author-
2 izing the Federal Bureau of Investigation to issue national
3 security letters: The Right to Financial Privacy Act of
4 1978; The Electronic Communications Privacy Act of
5 1986; The Fair Credit Reporting Act; The National Secu-
6 rity Act of 1947; USA PATRIOT Act; USA FREEDOM
7 Act of 2015; and the laws amended by these Acts.

8 SEC. 518. If at any time during any quarter, the pro-
9 gram manager of a project within the jurisdiction of the
10 Departments of Commerce or Justice, the National Aero-
11 nautics and Space Administration, or the National Science
12 Foundation totaling more than \$75,000,000 has reason-
13 able cause to believe that the total program cost has in-
14 creased by 10 percent or more, the program manager shall
15 immediately inform the respective Secretary, Adminis-
16 trator, or Director. The Secretary, Administrator, or Di-
17 rector shall notify the House and Senate Committees on
18 Appropriations within 30 days in writing of such increase,
19 and shall include in such notice: the date on which such
20 determination was made; a statement of the reasons for
21 such increases; the action taken and proposed to be taken
22 to control future cost growth of the project; changes made
23 in the performance or schedule milestones and the degree
24 to which such changes have contributed to the increase
25 in total program costs or procurement costs; new esti-

1 mates of the total project or procurement costs; and a
2 statement validating that the project's management struc-
3 ture is adequate to control total project or procurement
4 costs.

5 SEC. 519. Funds appropriated by this Act, or made
6 available by the transfer of funds in this Act, for intel-
7 ligence or intelligence related activities are deemed to be
8 specifically authorized by the Congress for purposes of sec-
9 tion 504 of the National Security Act of 1947 (50 U.S.C.
10 3094) during fiscal year 2021 until the enactment of the
11 Intelligence Authorization Act for fiscal year 2021.

12 SEC. 520. None of the funds appropriated or other-
13 wise made available by this Act may be used to enter into
14 a contract in an amount greater than \$5,000,000 or to
15 award a grant in excess of such amount unless the pro-
16 spective contractor or grantee certifies in writing to the
17 agency awarding the contract or grant that, to the best
18 of its knowledge and belief, the contractor or grantee has
19 filed all Federal tax returns required during the 3 years
20 preceding the certification, has not been convicted of a
21 criminal offense under the Internal Revenue Code of 1986,
22 and has not, more than 90 days prior to certification, been
23 notified of any unpaid Federal tax assessment for which
24 the liability remains unsatisfied, unless the assessment is
25 the subject of an installment agreement or offer in com-

1 promise that has been approved by the Internal Revenue
2 Service and is not in default, or the assessment is the sub-
3 ject of a non-frivolous administrative or judicial pro-
4 ceeding.

5 (RESCISSIONS)

6 SEC. 521. (a) Of the unobligated balances available
7 under the heading “National Oceanic and Atmospheric
8 Administration, Fisheries Enforcement Asset Forfeiture
9 Fund”, \$10,000,000 is hereby permanently rescinded, not
10 later than September 30, 2021.

11 (b) Of the unobligated balances available to the De-
12 partment of Justice, the following funds are hereby per-
13 manently rescinded, not later than September 30, 2021,
14 from the following accounts in the specified amounts—

15 (1) “Working Capital Fund”, \$75,000,000;

16 (2) “State and Local Law Enforcement Activi-
17 ties, Office of Justice Programs”, \$70,000,000; and

18 (3) “State and Local Law Enforcement Activi-
19 ties, Community Oriented Policing Services”,
20 \$15,000,000.

21 (c) The Departments of Commerce and Justice shall
22 submit to the Committees on Appropriations of the House
23 of Representatives and the Senate a report no later than
24 September 1, 2021, specifying the amount of each rescis-
25 sion made pursuant to subsections (a) and (b).

1 (d) The amounts rescinded in subsections (a) and (b)
2 shall not be from amounts that were designated by the
3 Congress as an emergency or disaster relief requirement
4 pursuant to the concurrent resolution on the budget or
5 the Balanced Budget and Emergency Deficit Control Act
6 of 1985.

7 SEC. 522. None of the funds made available in this
8 Act may be used to purchase first class or premium airline
9 travel in contravention of sections 301–10.122 through
10 301–10.124 of title 41 of the Code of Federal Regulations.

11 SEC. 523. None of the funds made available in this
12 Act may be used to send or otherwise pay for the attend-
13 ance of more than 50 employees from a Federal depart-
14 ment or agency, who are stationed in the United States,
15 at any single conference occurring outside the United
16 States unless—

17 (1) such conference is a law enforcement train-
18 ing or operational conference for law enforcement
19 personnel and the majority of Federal employees in
20 attendance are law enforcement personnel stationed
21 outside the United States; or

22 (2) such conference is a scientific conference
23 and the department or agency head determines that
24 such attendance is in the national interest and noti-
25 fies the Committees on Appropriations of the House

1 of Representatives and the Senate within at least 15
2 days of that determination and the basis for that de-
3 termination.

4 SEC. 524. The Director of the Office of Management
5 and Budget shall instruct any department, agency, or in-
6 strumentality of the United States receiving funds appro-
7 priated under this Act to track undisbursed balances in
8 expired grant accounts and include in its annual perform-
9 ance plan and performance and accountability reports the
10 following:

11 (1) Details on future action the department,
12 agency, or instrumentality will take to resolve
13 undisbursed balances in expired grant accounts.

14 (2) The method that the department, agency, or
15 instrumentality uses to track undisbursed balances
16 in expired grant accounts.

17 (3) Identification of undisbursed balances in ex-
18 pired grant accounts that may be returned to the
19 Treasury of the United States.

20 (4) In the preceding 3 fiscal years, details on
21 the total number of expired grant accounts with
22 undisbursed balances (on the first day of each fiscal
23 year) for the department, agency, or instrumentality
24 and the total finances that have not been obligated
25 to a specific project remaining in the accounts.

1 SEC. 525. To the extent practicable, funds made
2 available in this Act should be used to purchase light bulbs
3 that are “Energy Star” qualified or have the “Federal En-
4 ergy Management Program” designation.

5 SEC. 526. (a) None of the funds made available by
6 this Act may be used for the National Aeronautics and
7 Space Administration (NASA), the Office of Science and
8 Technology Policy (OSTP), or the National Space Council
9 (NSC) to develop, design, plan, promulgate, implement,
10 or execute a bilateral policy, program, order, or contract
11 of any kind to participate, collaborate, or coordinate bilat-
12 erally in any way with China or any Chinese-owned com-
13 pany unless such activities are specifically authorized by
14 a law enacted after the date of enactment of this Act.

15 (b) None of the funds made available by this Act may
16 be used to effectuate the hosting of official Chinese visitors
17 at facilities belonging to or utilized by NASA.

18 (c) The limitations described in subsections (a) and
19 (b) shall not apply to activities which NASA, OSTP, or
20 NSC, after consultation with the Federal Bureau of Inves-
21 tigation, have certified—

22 (1) pose no risk of resulting in the transfer of
23 technology, data, or other information with national
24 security or economic security implications to China
25 or a Chinese-owned company; and

1 (2) will not involve knowing interactions with
2 officials who have been determined by the United
3 States to have direct involvement with violations of
4 human rights.

5 (d) Any certification made under subsection (c) shall
6 be submitted to the Committees on Appropriations of the
7 House of Representatives and the Senate, and the Federal
8 Bureau of Investigation, no later than 30 days prior to
9 the activity in question and shall include a description of
10 the purpose of the activity, its agenda, its major partici-
11 pants, and its location and timing.

12 SEC. 527. (a) None of the funds made available in
13 this Act may be used to maintain or establish a computer
14 network unless such network blocks the viewing,
15 downloading, and exchanging of pornography.

16 (b) Nothing in subsection (a) shall limit the use of
17 funds necessary for any Federal, State, Tribal, or local
18 law enforcement agency or any other entity carrying out
19 criminal investigations, prosecution, adjudication, or other
20 law enforcement- or victim assistance-related activity.

21 SEC. 528. The Departments of Commerce and Jus-
22 tice, the National Aeronautics and Space Administration,
23 the National Science Foundation, the Commission on Civil
24 Rights, the Equal Employment Opportunity Commission,
25 the International Trade Commission, the Legal Services

1 Corporation, the Marine Mammal Commission, the Offices
2 of Science and Technology Policy and the United States
3 Trade Representative, the National Space Council, and
4 the State Justice Institute shall submit spending plans,
5 signed by the respective department or agency head, to
6 the Committees on Appropriations of the House of Rep-
7 resentatives and the Senate not later than 45 days after
8 the date of enactment of this Act.

9 SEC. 529. Notwithstanding any other provision of
10 this Act, none of the funds appropriated or otherwise
11 made available by this Act may be used to pay award or
12 incentive fees for contractor performance that has been
13 judged to be below satisfactory performance or for per-
14 formance that does not meet the basic requirements of a
15 contract.

16 SEC. 530. None of the funds made available by this
17 Act may be used in contravention of section 7606 (“Legit-
18 imacy of Industrial Hemp Research”) of the Agricultural
19 Act of 2014 (Public Law 113–79) by the Department of
20 Justice or the Drug Enforcement Administration.

21 SEC. 531. None of the funds made available under
22 this Act to the Department of Justice may be used, with
23 respect to any of the States of Alabama, Alaska, Arizona,
24 Arkansas, California, Colorado, Connecticut, Delaware,
25 Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Ken-

1 tucky, Louisiana, Maine, Maryland, Massachusetts, Michi-
2 gan, Minnesota, Mississippi, Missouri, Montana, Nevada,
3 New Hampshire, New Jersey, New Mexico, New York,
4 North Carolina, North Dakota, Ohio, Oklahoma, Oregon,
5 Pennsylvania, Rhode Island, South Carolina, Tennessee,
6 Texas, Utah, Vermont, Virginia, Washington, West Vir-
7 ginia, Wisconsin, and Wyoming, or with respect to the
8 District of Columbia, the Commonwealth of the Northern
9 Mariana Islands, the United States Virgin Islands, Guam,
10 or Puerto Rico, to prevent any of them from implementing
11 their own laws that authorize the use, distribution, posses-
12 sion, or cultivation of medical marijuana.

13 SEC. 532. The Department of Commerce, the Na-
14 tional Aeronautics and Space Administration, and the Na-
15 tional Science Foundation shall provide a quarterly report
16 to the Committees on Appropriations of the House of Rep-
17 resentatives and the Senate on any official travel to China
18 by any employee of such Department or agency, including
19 the purpose of such travel.

20 SEC. 533. Of the amounts made available by this Act,
21 not less than 10 percent of each total amount provided,
22 respectively, for Public Works grants authorized by the
23 Public Works and Economic Development Act of 1965 and
24 grants authorized by section 27 of the Stevenson-Wydler
25 Technology Innovation Act of 1980 (15 U.S.C. 3722) shall

1 be allocated for assistance in persistent poverty counties:
2 *Provided*, That for purposes of this section, the term “per-
3 sistent poverty counties” means any county that has had
4 20 percent or more of its population living in poverty over
5 the past 30 years, as measured by the 1990 and 2000
6 decennial censuses and the most recent Small Area In-
7 come and Poverty Estimates, or any territory or posses-
8 sion of the United States.

9 SEC. 534. In determining the formulation and devel-
10 opment costs of the James Webb Space Telescope for pur-
11 poses of section 536 of the Commerce, Justice, Science,
12 and Related Agencies Appropriations Act, 2020 (division
13 B of Public Law 116–93), such costs shall not be consid-
14 ered to include any costs directly related to preventing,
15 preparing for, and responding to the impacts of a global
16 pandemic health crisis.

17 SEC. 535. None of the funds made available by this
18 Act may be used by the Bureau of the Census to use infor-
19 mation or records received through data sharing agree-
20 ments in contravention of existing law, including sections
21 9 and 214 of title 13, United States Code.

22 SEC. 536. None of the funds made available by this
23 Act may be used to relocate the Bureau of Alcohol, To-
24 bacco, Firearms and Explosives (ATF) Canine Training
25 Center or the ATF National Canine Division.

1 SEC. 537. (a) None of the funds made available to
2 the Bureau of the Census in this Act or any other Act
3 may be used to compile or produce any data product or
4 tabulation as part of, in combination with, or in connec-
5 tion with, the 2020 decennial census of population or any
6 such census data produced pursuant to section 141(c) of
7 title 13, United States Code, that is based in whole or
8 in part on data that is not collected in such census.

9 (b) The limitation in subsection (a) shall not apply
10 to any data product or tabulation that is required by sec-
11 tions 141(b) or (c) of such title, that uses the same or
12 substantially similar methodology and data sources as a
13 decennial census data product produced by the Bureau of
14 the Census before January 1, 2019, or that uses a meth-
15 odology and data sources that the Bureau of the Census
16 finalized and made public prior to January 1, 2018.

17 SEC. 538. None of the funds made available in this
18 Act may be used to implement the Attorney General
19 Memorandum dated November 7, 2018, entitled “Prin-
20 ciples and Procedures for Civil Consent Decrees and Set-
21 tlement Agreements with State and Local Governmental
22 Entities”.

23 SEC. 539. None of the funds made available in this
24 Act may be used to carry out or support any law enforce-
25 ment action taken to support or control a crowd or public

1 demonstration, by any individual employed by a Federal,
2 State, or local law enforcement agency unless such indi-
3 vidual wears a clearly visible identification of the law en-
4 forcement agency that vests such individual with authority
5 to carry out or support such action.

6 SEC. 540. None of the funds made available in this
7 or any other Act (including prior Acts and Acts other than
8 appropriations Acts) may be used for the salaries or ex-
9 penses of more than five political and presidential ap-
10 pointees in the Bureau of the Census.

11 SEC. 541. None of the funds made available in this
12 Act may be used to pay any cost to enable the Attorney
13 General of the United States to travel more than 50 miles
14 from the Robert F. Kennedy Department of Justice Build-
15 ing in the District of Columbia.

16 SEC. 542. Section 510 of division B of Public Law
17 116–93 is amended—

18 (1) by inserting “crime victim-related” after
19 “expended for”; and

20 (2) by striking “associated with this section”.

21 SEC. 543. None of the funds appropriated or other-
22 wise made available by this Act, or by any other Act mak-
23 ing appropriations or any other funds available, to the De-
24 partment of Justice for any fiscal year may be made avail-
25 able for the salary or expenses of any Federal employee

1 (including any contract or subcontract employee) who is
2 responding, pursuant to any Federal authority, to a mass
3 gathering or public protest in any area under the jurisdic-
4 tion of a State, local, Tribal, or territorial government un-
5 less—

6 (1) such employee wears a uniform that clearly
7 identifies the Federal agency affiliation of the em-
8 ployee;

9 (2) if the employee is responding in a civilian
10 capacity, wears clothing that is not similar to a com-
11 bat-style uniform worn by a member of the United
12 States Armed Forces;

13 (3) any vehicle used by such employee in the
14 course of performing official functions identifies the
15 Federal agency affiliation of the employee;

16 (4) the Department of Justice publishes a no-
17 tice on its public-facing website that includes the
18 total numbers and agency affiliations of employees,
19 contractors, or subcontractors responding to a mass
20 gathering or public protest, the specific legal author-
21 ity under which they are acting, and a precise state-
22 ment of their mission;

23 (5) a policy is in force at the employee's agency
24 that prohibits the use, at a mass gathering or public
25 protest, of deadly force or less-lethal force, including

1 but not limited to rubber bullets and similar projec-
2 tiles, stun grenades, flash bangs, and tear gas, un-
3 less the employee has a reasonable belief that the
4 subject of such force poses an imminent threat of
5 death or serious bodily injury to the employee or to
6 another person;

7 (6) a policy is in force at the employee's agency
8 that prohibits conducting surveillance of, or col-
9 lecting intelligence on, persons present at a mass
10 gathering or public protest, unless such persons are
11 the subject of a predicated criminal investigation
12 based on a reasonable suspicion that they are en-
13 gaged in or preparing to engage in criminal activity;
14 and

15 (7) the Department of Justice maintains a com-
16 plete record of any law enforcement activities con-
17 ducted in connection with the mass gathering or
18 public protest, including any arrests, detentions,
19 searches, seizures, or uses of force, and those
20 records are provided to Congress at 48-hour inter-
21 vals following the initial deployment of employees to
22 the mass gathering or protest.

23 SEC. 544. None of the funds made available by this
24 Act may be used for the acquisition of chemical weapons

1 (as such term is defined under section 229F of title 18,
2 United States Code) for purposes of domestic riot control.

3 SEC. 545. (a) None of the funds appropriated or oth-
4 erwise made available by this Act may be made available
5 to enter into any new contract, grant, or cooperative
6 agreement with any entity listed in subsection (b).

7 (b) The entities listed in this subsection are the fol-
8 lowing:

Trump International Hotel & Tower Chicago, Chicago, IL	Trump International Hotel & Golf Links Ireland (formerly The Lodge at Doonbeg), Doonbeg, Ireland	Trump International Hotel Las Vegas, Las Vegas, NV
Trump National Doral Miami, Miami, FL	Trump International Hotel & Tower New York, New York City, NY	Trump SoHo New York, New York City, NY
Trump International Hotel & Tower, Vancouver, Vancouver, Canada	Trump International Hotel Waikiki, Honolulu, HI	Trump International Hotel Washington, DC
Trump Tower, 721 Fifth Avenue, New York City, New York	Trump World Tower, 845 United Nations Plaza, New York City, New York	Trump Park Avenue, 502 Park Avenue, New York City, New York
Trump International Hotel & Tower, NY	Trump Parc East, 100 Central Park South, New York City, New York	Trump Palace, 200 East 69th Street, New York City, New York
Heritage, Trump Place, 240 Riverside Blvd, New York City, New York	Trump Place, 220 Riverside Blvd, New York City, New York	Trump Place, 200 Riverside Blvd, New York City, New York
Trump Grande, Sunny Isles, FL	Trump Hollywood Florida, Hollywood, Florida	Trump Plaza, New Rochelle, NY
Trump Tower at City Center, Westchester, NY	Trump Park Residences, Yorktown, NY	Trump Parc Stamford, Stamford, Connecticut
Trump Plaza Residences, Jersey City, NJ	The Estate at Trump National, Los Angeles, CA	Trump Towers Pune, India, Pune, India
Trump Tower Mumbai, India, Mumbai, India	Trump Towers Makati, Philippines, Makati, Philippines	Trump International Vancouver, Vancouver, Canada
Trump Towers Istanbul, Sisli, Istanbul, Sisli	Trump Tower Punta Del Este, Uruguay, Punta Sel Este, Uruguay	Briar Hall Operations LLC, New York, New York
DT Dubai Golf Manager LLC, New York, New York	DT Dubai Golf Manager Member Corp, New York, New York	DT Dubai II Golf Manager LLC, New York, New York

DT Home Marks International LLC, New York, New York	DT Home Marks International Member Corp, New York, New York	DT India Venture LLC, New York, New York
DT India Venture Managing Member Corp, New York, New York	DT Marks Baku LLC, New York, New York	DT Marks Baku Managing Member Corp, New York, New York
DT Marks Dubai LLC, New York, New York	DT Marks Dubai Member Corp, New York, New York	DT Marks Dubai II LLC, New York, New York
DT Marks Dubai II Member Corp, New York, New York	DT Marks Gurgaon LLC, New York, New York	DT Marks Gurgaon Managing Member Corp, New York, New York
DT Marks Jersey City LLC, New York, New York	DT Marks Jupiter LLC, New York, New York	DT Mark Qatar LLC, New York, New York
DT Marks Qatar Member Corp, New York, New York	DT Marks Products International LLC, New York, New York	DT Marks Product International Member Corp, New York, New York
DT Marks Pune LLC, New York, New York	DT Marks Pune Managing Member Corp, New York, New York	DT MARKS PUNE II LLC, New York, New York
DT Marks Pune II Managing Member Corp, New York, New York	DT Marks Rio LLC, New York, New York	DT Marks Rio Member Corp, New York, New York
DT Marks Vancouver LP, New York, New York	DT Marks Vancouver Managing Member Corp, New York, New York	DT Marks Worli LLC, New York, New York
DT Marks Worli Member Corp, New York, New York	DT Tower Gurgaon LLC, New York, New York	DT Tower Gurgaon Managing Member Corp, New York, New York
Indian Hills Holdings LLC f/k/a Indian Hills Development LLC, New York, New York	Jupiter Golf Club LLC (Trump National Gold Club-Jupiter), New York, New York	Jupiter Golf Club Managing Member Corp, New York, New York
Lamington Family Holdings LLC, New York, New York	Lawrence Towers Apartments, New York, New York	LFB Acquisition LLC, New York, New York
LFB Acquisition Member Corp, New York, New York	MAR-A-LAGO CLUB, L.L.C., Palm Beach, Florida	Mar A Lago Club, L.L.C, New York, New York
Nitto World Co, Limited, Turnberry, Scotland	OPO Hotel Manager LLC, New York, New York	OPO Hotel Manager Member Corp, New York, New York
OWO Developer LLC, New York, New York	TIGL Ireland Enterprises Limited (Trump International Golf Links- Doonbeg), Doonbeg, Ireland	TIGL Ireland Management Limited, Doonbeg, Ireland
Ace Entertainment Holdings Inc (f/k/a Trump Casinos Inc and formerly Trump Taj Mahal, Inc), Atlantic City, NJ	Trump Chicago Commercial Member Corp, New York, New York	Trump Chicago Commercial Manager LLC, New York, New York
Trump Chicago Development LLC, New York, New York	Trump Chicago Hotel Member Corp, New York, New York	Trump Chicago Hotel Manager LLC, New York, New York
Trump Chicago Managing Member LLC, New York, New York	Trump Chicago Member LLC, New York, New York	Trump Chicago Residential Member Corp, New York, New York

Trump Chicago Residential Manager LLC, New York, New York	Trump Chicago Retail LLC, New York, New York	Trump Chicago Retail Manager LLC, New York, New York
Trump Chicago Retail Member Corp, New York, New York	Trump Drinks Israel Holdings LLC, New York, New York	Trump Drinks Israel Holdings Member Corp, New York, New York
Trump Drinks Israel LLC, New York, New York	Trump Drinks Israel Member Corp, New York, New York	Trump Endeavor 12 LLC (Trump National Doral), New York, New York
Trump Endeavor 12 Manager Corp, New York, New York	Trump Golf Acquisitions LLC, New York, New York	Trump Golf Coco Beach LLC, New York, New York
Trump Golf Coco Beach Member Corp, New York, New York	Trump International Development LLC, New York, New York	Trump International Golf Club LC (Trump International Golf Club- Florida), New York, New York
Trump International Golf Club Scotland Limited, Aberdeen, Scotland	Trump International Golf Club, Inc, Palm Beach, Florida	Trump International Hotel and Tower Condominium, New York, New York
Trump International Hotel Hawaii LLC, New York, New York	Trump International Hotels Management LLC, New York, New York	Trump International Management Corp, New York, New York
Trump Korean Projects LLC, New York, New York	Trump Marks Atlanta LLC, New York, New York	Trump Marks Atlanta Member Corp, New York, New York
Trump Marks Baja Corp, New York, New York	Trump Marks Baja LLC, New York, New York	Trump Marks Batumi, LLC, New York, New York
Trump Marks Beverages Corp, New York, New York	Trump Marks Beverages, LLC New York, New York	Trump Marks Canouan Corp, New York, New York
Trump Marks Canouan, LLC New York, New York	Trump Marks Chicago LLC, New York, New York	Trump Marks Chicago Member Corp, New York, New York
Trump Marks Dubai Corp, New York, New York	Trump Marks Dubai LLC, New York, New York	Trump Marks Egypt Corp, New York, New York
Trump Marks Egypt LLC, New York, New York	Trump Marks Fine Foods LLC, New York, New York	Trump Marks Fine Foods Member Corp, New York, New York
Trump Marks Ft. Lauderdale LLC, New York, New York	Trump Marks Ft. Lauderdale Member Corp, New York, New York	Trump Marks GP Corp, New York, New York
Trump Marks Holdings LP (FKA Trump Marks LP), New York, New York	Trump Marks Hollywood Corp, New York, New York	Trump Marks Hollywood LLC, New York, New York
Trump Marks Istanbul II Corp, New York, New York	Trump Marks Istanbul II LLC, New York, New York	Trump Marks Jersey City Corp, New York, New York
Trump Marks Jersey City LLC, New York, New York	Trump Marks Mattress LLC, New York, New York	Trump Marks Mattress Member Corp, New York, New York
Trump Marks Menswear LLC, New York, New York	Trump Marks Menswear Member Corp, New York, New York	Trump Marks Mortgage Corp, New York, New York
Trump Marks Mtg LLC, New York, New York	Trump Marks Mumbai LLC, New York, New York	Trump Marks Mumbai Member Corp, New York, New York

Trump Marks New Rochelle Corp, New York, New York	Trump Marks New Rochelle LLC, New York, New York	Trump Marks Palm Beach Corp, New York, New York
Trump Marks Palm Beach LLC, New York, New York	Trump Marks Panama Corp, New York, New York	Trump Marks Panama LLC, New York, New York
Trump Marks Philadelphia Corp, New York, New York	Trump Marks Philadelphia LLC, New York, New York	Trump Marks Philippines Corp, New York, New York
Trump Marks Philippines LLC, New York, New York	Trump Marks Products LLC, New York, New York	The Trump Organization, Inc, New York, New York
Trump Marks Products Member Corp, New York, New York	Trump Marks Puerto Rico I LLC, New York, New York	Trump Marks Puerto Rico I Member Corp, New York, New York
Trump Marks Puerto Rico II LLC, New York, New York	Trump Marks Puerto Rico II Member Corp, New York, New York	Trump Marks Punta del Este LLC, New York, New York
Trump Marks Punta del Este Manager Corp, New York, New York	The Donald J. Trump Company LLC, New York, New York	The Trump Marks Real Estate Corp, New York, New York
Trump Marks SOHO License Corp, New York, New York	Trump Marks SOHO LLC, New York, New York	Trump Marks Stamford LLC, New York, New York
Trump Marks Stamford Corp, New York, New York	Trump Marks Sunny Isles I LLC, New York, New York	Trump Marks Sunny Isles I Member Corp, New York, New York
Trump Marks Sunny Isles II LLC, New York, New York	Trump Marks Sunny Isles II Member Corp, New York, New York	Trump Marks Tampa Corp, New York, New York
Trump Marks Tampa LLC, New York, New York	Trump Marks Toronto Corp, New York, New York	Trump Marks Toronto LLC, New York, New York
Trump Marks Toronto LP (formally Trump Toronto Management LP), New York, New York	Trump Marks Waikiki Corp, New York, New York	Trump Marks Waikiki LLC, New York, New York
Trump Marks Westchester Corp, New York, New York	Trump Marks Westchester LLC, New York, New York	Trump Marks White Plains LLC, New York, New York
Trump Miami Resort Management LLC, New York, New York	Trump Miami Resort Management Member Corp, New York, New York	Trump National Golf Club Colts Neck LLC, New York, New York
Trump National Golf Club Colts Neck Member Corp, New York, New York	Trump National Golf Club LLC (Trump National Golf Club-Westchester), New York, New York	Trump National Golf Club Member Corp, New York, New York
Trump National Golf Club Washington DC LCC, New York, New York	Trump National Golf Club Washington DC Member Corp, New York, New York	Trump Old Post Office LLC, New York, New York
Trump Old Post Office Member Corp, New York, New York	Trump On the Ocean LLC, New York, New York	Trump Organization LLC, New York, New York
The Trump Organization, New York, New York	Trump Pageants, Inc, New York, New York	Trump Palace Condominium, New York, New York
Trump Palace/Parc LLC, New York, New York	Trump Panama Condominium Management LLC, New York, New York	Trump Panama Condominium Member Corp, New York, New York

Trump Panama Hotel Management LLC, New York, New York	Trump Panama Hotel Management Member Corp, New York, New York	Trump Parc East Condominium, New York, New York
Trump Park Avenue Acquisition LLC, New York, New York	Trump Park Avenue LLC, New York, New York	Trump Payroll Chicago LLC, New York, New York
Trump Payroll Corp, New York, New York	Trump Phoenix Development LLC, New York, New York	Trump Plaza LLC, New York, New York
Trump Plaza Member Inc (F/K/A Trump Plaza Corp), New York, New York	Trump Productions LLC (former Rancho Lien LLC), New York, New York	Trump Production Managing Member Inc, New York, New York
Trump Project Manager Corp, New York, New York	Trump Restaurants LLC, New York, New York	Trump Riverside Management LLC, New York, New York
Trump Ruffin Commercial LLC, New York, New York	Trump Ruffin LLC, Las Vegas, NV	Trump Ruffin Tower I LLC, Las Vegas, NV
Trump Sales & Leasing Chicago LLC, Chicago, IL	Trump Sales & Leasing Chicago Member Corp, Chicago, IL	Trump Scotland Member Inc, Aberdeen, Scotland
Trump Scotsborough Square LLC, Scotsborough Square, VA	Trump SoHo Hotel Condominium New York, New York, New York	Trump SoHo Member LLC, New York, New York
Trump Toronto Development Inc, New York, New York	Trump Toronto Member Corp (formally Trump Toronto Management Member Corp), New York, New York	Trump Tower Commercial LLC, New York, New York
Trump Tower Managing Member Inc, New York, New York	Trump Village Construction Corp, New York, New York	Trump Vineyard Estates LLC, New York, New York
Trump Vineyard Estates Manager Corp, New York, New York	Trump Vineyard Estates Lot 3 Owner LLC (F/K/A Erie Trump Land Holdings LLC), New York, New York	Trump Virginia Acquisitions LLC (fka Virginia Acquisitions LLC), New York, New York
Trump Virginia Acquisitions Manager Corp, New York, New York	Trump Virginia Lot 5 LLC, New York, New York	Trump Virginia Lot 5 Manager Corp, New York, New York
Trump Wine Marks LLC, New York, New York	Trump Wine Marks Member Corp, New York, New York	Trump World Productions LLC, New York, New York
Trump World Productions Manager Corp, New York, New York	Trump World Publications LLC, New York, New York	Trump/New World Property Management LLC, New York, New York
Trump's Castle Management Corp, Atlantic City, NJ	Trump Marks White Plains Corp, New York, New York	Turnberry Scotland Managing Member Corp, Turnberry, Scotland
Turnberry Scotland LLC, Turnberry, Scotland	TW Venture I LLC, Palm Beach, Florida	TW Venture II LLC, Doonbeg, Ireland
TW Venture I Managing Member Corp, Palm Beach, Florida	TW Venture II Managing Member Corp, Doonbeg, Ireland	Ultimate Air Corp, New York, New York
Unit 2502 Enterprises Corp, Chicago, IL	Unit 2502 Enterprises LLC, Chicago, IL	VHPS LLC, Los Angeles, CA
West Palm Operations LLC, WPB, Florida	Wexford Hall Inc., New York, New York	White Course LLC, Miami, FL

White Course Managing Member Corp, Miami FL	Wilshire Hall LLC, New York, New York	Wollman Rink Operations LLC, New York, New York
Yorktown Real Estate LLC (F/K/A/ Yorktown Development Associates LLC), New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Donald J. Trump, New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Robert S. Trump, New York, New York
The Fred C. Trump December 16, 1976 Trust- F/B/O Elizabeth J. Trump, New York, New York	Fred C. Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O Elizabeth Trump Grau, New York, New York
Maryanne Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O the grandchildren of Fred C. Trump, New York, New York	The Donald J. Trump grantor Trust - DJT is the Trustee Successor - Trustee is Donald J. Trump, Jr., New York, New York
The Donald J. Trump Revocable Trust, New York, New York	The Police Athletic League, Inc, New York, New York	DT Bali Golf Manager LLC, New York, New York
DT Bali Golf Manager Member Corp, New York, New York	DT Bali Hotel Manager LLC, New York, New York	DT Bali Hotel Manager Member Corp, New York, New York
DT Bali Technical Services Manager LLC, New York, New York	DT Bali Technical Services Manager Member Corp, New York, New York	DT Connect Europe Limited, Turnberry, Scotland
DT Endeavor I LLC, New York, New York	DT Endeavor I Member Corp, New York, New York	DT Lido Golf Manager LLC, New York, New York
DT Lido Golf Manager Member Corp, New York, New York	DT Lido Hotel Manager LLC, New York, New York	DT Lido Hotel Manager Member Corp, New York, New York
DT Marks Bali LLC, New York, New York	DT Marks Bali Member Corp, New York, New York	DT Marks Lido LLC, New York, New York
DT Marks Lido Member Corp, New York, New York	DT Tower I LLC, New York, New York	DT Tower I Member Corp, New York, New York
DT Tower II LLC, New York, New York	DT Tower II Member Corp, New York, New York	DT Tower Kolkata LLC, New York, New York
DT Tower Kolkata Managing Member Corp, New York, New York	DT Venture I LLC, New York, New York	DT Venture I Member Corp, New York, New York
DT Venture II LLC, New York, New York	DT Venture II Member Corp, New York, New York	DTTM Operations LLC, New York, New York
DTTM Operations Managing Member, New York, New York	EID Venture II LLC, New York, New York	EID Venture II Member Corp, New York, New York
THC DC Restaurant Hospitality LLC, New York, New York	Lamington Farm Club (TRUMP NATIONAL GOLF CLUB-BEDMINSTER)*, Bedminster, NJ	Mobile Payroll Construction LLC, New York, New York
Mobile Payroll Construction Manager Corp, New York, New York	C DEVELOPMENT VENTURES LLC, New York, New York	C DEVELOPMENT VENTURES MEMBER CORP, New York, New York

TC MARKS BUENOS AIRES LLC, New York, New York	Midland Associates, New York, New York	Miss Universe L.P., LLLP (formerly Trump Pageants, L.P.), New York, New York
Trump Central Park West Corp, New York, New York	DT Marks Qatar LLC, New York, New York	40 Wall Street LLC, New York, New York
401 North Wabash Venture LLC, Chicago, IL	809 North Canon LLC, Beverly Hills, CA	Caribusiness Investments, S.R.L., Dominican Republic
County Properties, LLC, Norfolk, VA	DJT Aerospace LLC, New York, New York	DJT Operations I LLC, New York, New York
DT Connect II LLC, Palm Beach, Florida	Excel Venture I LLC, St. Martin, French West Indies	Fifty-Seventh Street Associates LLC, New York, New York
Pine Hill Development LLC, Pine Hill, NJ	Seven Springs LLC, Mt. Kisco, NY	Trump Turnberry, Turnberry, Scotland
The East 61 Street Company, LP, New York, New York	The Trump Corporation, New York, New York	TIHT Commercial LLC, New York, New York
TIHT Holding Company LLC, New York, New York	Trump National Golf Club - Hudson Valley, Hopewell Junction, NY	Trump National Golf Club - Charlotte, Charlotte, NC
Trump National Golf Club - Philadelphia, Pine Hill, NJ	Trump International Golf Links - Scotland, Aberdeen, Scotland	Trump Las Vegas Development LLC, Las Vegas, NV
Trump Marks Asia LLC, Sterling, VA	Trump Model Management LLC, New York, New York	Trump National Golf Club - Washington DC, Potomac Falls, VA
1125 South Ocean LLC, Palm Beach, Florida	T Promotions LLC, New York, New York	HWA 555 Owners, LLC, San Francisco, CA
1290 Avenue of the Americas, A Tenancy-In-Common, New York, New York	Trump Tower Triplex, New York, New York	N/K/A DTW VENTURE LLC, Palm Beach, Florida
THC Vancouver Management Corp, Vancouver, Canada	TNGC Jupiter Management Corp, Jupiter, FL	Trump Toronto Hotel Management Corp, New York, New York
Trump Management Inc., Manhasset, NY	THC Miami Restaurant Hospitality LLC, Miami, FL	THC IMEA Development LLC, New York, New York
DT Lido Technical Services Manager LLC, Lido, Indonesia	Trump Las Vegas Sales & Marketing, Inc., Las Vegas, NV	Albemarle Estate, Charlottesville, VA
MacLeod House & Lodge, Aberdeen, Scotland	Trump Golf Links at Ferry Point, New York City, New York	Trump International Golf Club, Dubai, UAE
Trump World Golf Club Dubai, UAE	Trump International Resort & Golf Club Lido, Lido City, Indonesia	Seven Springs, Bedford, NY
Le Chateau des Palmiers, St. Martin, French West Indies	Trump World, Seoul, South Korea	Trump Towers, Sunny Isles, FL
D B Pace Acquisition, LLC, New York, NY	DJT HOLDINGS LLC, New York, NY	Golf Productions LLC, New York, NY
T International Realty LLC, New York, NY	THC CENTRAL RESERVATIONS LLC, New York, NY	THC CHINA DEVELOPMENT LLC, New York, NY
THC SALES & MARKETING LLC, New York, NY	The Trump-Equitable Fifth Avenue Company, New York, NY	TRUMP 106 CPS LLC, New York, NY

TRUMP BOOKS LLC /THE MIDAS TOUCH, New York, NY	TRUMP CAROUSEL LLC, New York, NY	TRUMP CPS LLC, New York, NY
TRUMP FERRY POINT LLC, New York, NY	TRUMP HOME MARKS LLC, New York, NY	TRUMP ICE LLC, New York, NY
STORAGE 106 LLC, New York, NY	SC CLEVELAND MS MANAGEMENT LLC, Cleveland, MS	T RETAIL LLC, New York, NY
WESTMINSTER HOTEL MANAGE- MENT LLC, Living- ston, NJ	GOLF RECREATION SCOTLAND LIM- ITED, Turnberry, Scotland	TRUMP DEVELOP- MENT SERVICES LLC, New York, NY
4T HOLDINGS TWO LLC, New York, NY	T EXPRESS LLC, New York, NY	

1 SEC. 546. None of the funds made available by this
2 Act may be used to implement, administer, or enforce the
3 memorandum entitled, “Memorandum for Federal Pros-
4 ecutors Along the Southwest Border” with the subject
5 “Zero-tolerance for Offenses Under 8 U.S.C. 1325(a)”
6 issued by the Attorney General on April 6, 2018.

7 SEC. 547. None of the funds appropriated or other-
8 wise made available by this Act may be used in contraven-
9 tion of the First Amendment of the Constitution.

10 SEC. 548. None of the funds made available in this
11 Act may be used to implement, administer, or enforce Ex-
12 ecutive Order No. 13880 (84 Fed. Reg. 33821; July 11,
13 2019), entitled “Collecting Information About Citizenship
14 Status in Connection With the Decennial Census”.

15 SEC. 549. None of the funds made available by this
16 Act may be used for Operation Legend or Operation Re-
17 lentless Pursuit.

1 SEC. 550. None of the funds made available by this
2 Act may be used to implement, administer, or enforce the
3 Presidential Memorandum on Excluding Illegal Aliens
4 From the Apportionment Base Following the 2020 Cen-
5 sus, issued on July 21, 2020.

6 SEC. 551. None of the funds made available by this
7 Act may be used to carry out paragraph (2) of section
8 3622(c) of title 18, United States Code.

9 SEC. 552. None of the funds made available by this
10 Act may be used to purchase chemical weapons (as such
11 term is defined in section 229F of title 18, United States
12 Code) for law enforcement purposes.

13 SEC. 553. None of the funds made available by this
14 Act for the Equal Employment Opportunity Commission
15 for fiscal year 2021 may be used to develop, promulgate,
16 issue, finalize, implement, or enforce the proposed rule en-
17 titled “Official Time in Federal Sector Cases Before the
18 Commission” published in the Federal Register on Decem-
19 ber 11, 2019 (84 Fed. Reg. 67683).

20 SEC. 554. None of the funds appropriated or other-
21 wise made available by this Act to the Department of Jus-
22 tice may be obligated or expended to implement, admin-
23 ister, or enforce the rule entitled “DNA Sample Collection
24 from Immigration Detainees” published by the Depart-

1 ment of Justice in the Federal Register on March 6, 2020
2 (85 Fed. Reg. 13483).

3 SEC. 555. None of the funds made available by this
4 Act may be used to carry out Order Number 3946–2017
5 of the Attorney General, issued July 19, 2017.

6 SEC. 556. None of the funds made available by this
7 Act may be used in contravention of section 547 of title
8 28, United States Code.

9 SEC. 557. None of the funds made available by this
10 Act to the Department of Justice may be used, with re-
11 spect to any of the States of Alabama, Alaska, Arizona,
12 Arkansas, California, Colorado, Connecticut, Delaware,
13 Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Ken-
14 tucky, Louisiana, Maine, Maryland, Massachusetts, Michi-
15 gan, Minnesota, Mississippi, Missouri, Montana, Nevada,
16 New Hampshire, New Jersey, New Mexico, New York,
17 North Carolina, North Dakota, Ohio, Oklahoma, Oregon,
18 Pennsylvania, Rhode Island, South Carolina, Tennessee,
19 Texas, Utah, Vermont, Virginia, Washington, West Vir-
20 ginia, Wisconsin, and Wyoming, or with respect to the
21 District of Columbia, the Commonwealth of the Northern
22 Mariana Islands, Guam, Puerto Rico, or the United States
23 Virgin Islands, to prevent any of them from implementing
24 their own laws that authorize the use, distribution, posses-
25 sion, or cultivation of marijuana.

1 SEC. 558. None of the funds made available by this
2 Act to the Department of Justice may be used to prevent
3 any Indian Tribe (as such term is defined in section 4
4 of the Indian Self-Determination and Education Assist-
5 ance Act (25 U.S.C. 5304)) from enacting or imple-
6 menting Tribal laws that authorize the use, distribution,
7 possession, or cultivation of marijuana.

8 SEC. 559. None of the funds made available by this
9 Act may be used by the Department of Justice to argue,
10 in the conduct of any litigation to which the United States,
11 or an agency or officer thereof is a party, that any provi-
12 sion of the Patient Protection and Affordable Care Act
13 (Public Law 111–148; 124 Stat. 119) or of the Health
14 Care and Education Reconciliation Act of 2010 (Public
15 Law 111–152), is unconstitutional or is invalid or unen-
16 forceable on any ground, including that certain provisions
17 of the Patient Protection and Affordable Care Act are not
18 severable from section 5000A of that Act.

19 This division may be cited as the “Commerce, Jus-
20 tice, Science, and Related Agencies Appropriations Act,
21 2021”.

1 **DIVISION C—ENERGY AND WATER DEVEL-**
2 **OPMENT AND RELATED AGENCIES AP-**
3 **PROPRIATIONS ACT, 2021**

4 That the following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for the
6 fiscal year ending September 30, 2021, and for other pur-
7 poses, namely:

8 TITLE I

9 CORPS OF ENGINEERS—CIVIL

10 DEPARTMENT OF THE ARMY

11 CORPS OF ENGINEERS—CIVIL

12 The following appropriations shall be expended under
13 the direction of the Secretary of the Army and the super-
14 vision of the Chief of Engineers for authorized civil func-
15 tions of the Department of the Army pertaining to river
16 and harbor, flood and storm damage reduction, shore pro-
17 tection, aquatic ecosystem restoration, and related efforts.

18 INVESTIGATIONS

19 For expenses necessary where authorized by law for
20 the collection and study of basic information pertaining
21 to river and harbor, flood and storm damage reduction,
22 shore protection, aquatic ecosystem restoration, and re-
23 lated needs; for surveys and detailed studies, and plans
24 and specifications of proposed river and harbor, flood and
25 storm damage reduction, shore protection, and aquatic

1 ecosystem restoration projects, and related efforts prior to
2 construction; for restudy of authorized projects; and for
3 miscellaneous investigations, and, when authorized by law,
4 surveys and detailed studies, and plans and specifications
5 of projects prior to construction, \$151,000,000 (increased
6 by \$1,300,000) (reduced by \$1,300,000), to remain avail-
7 able until expended: *Provided*, That the Secretary shall
8 initiate seven new study starts during fiscal year 2021:
9 *Provided further*, That the Secretary shall not deviate from
10 the new starts proposed in the work plan, once the plan
11 has been submitted to the Committees on Appropriations
12 of both Houses of Congress.

13 CONSTRUCTION

14 For expenses necessary for the construction of river
15 and harbor, flood and storm damage reduction, shore pro-
16 tection, aquatic ecosystem restoration, and related
17 projects authorized by law; for conducting detailed studies,
18 and plans and specifications, of such projects (including
19 those involving participation by States, local governments,
20 or private groups) authorized or made eligible for selection
21 by law (but such detailed studies, and plans and specifica-
22 tions, shall not constitute a commitment of the Govern-
23 ment to construction); \$2,619,855,000 (increased by
24 \$10,000,000) (reduced by \$10,000,000) (reduced by
25 \$78,300,000) (increased by \$78,300,000) (increased by

1 \$20,000,000) (reduced by \$20,000,000) (increased by
2 \$7,000,000) (reduced by \$7,000,000) (reduced by
3 \$52,500,000) (increased by \$52,500,000), to remain avail-
4 able until expended; of which such sums as are necessary
5 to cover the Federal share of construction costs for facili-
6 ties under the Dredged Material Disposal Facilities pro-
7 gram shall be derived from the Harbor Maintenance Trust
8 Fund as authorized by Public Law 104–303; and of which
9 such sums as are necessary to cover one-half of the costs
10 of construction, replacement, rehabilitation, and expansion
11 of inland waterways projects shall be derived from the In-
12 land Waterways Trust Fund, except as otherwise specifi-
13 cally provided for in law.

14 MISSISSIPPI RIVER AND TRIBUTARIES

15 For expenses necessary for flood damage reduction
16 projects and related efforts in the Mississippi River allu-
17 vial valley below Cape Girardeau, Missouri, as authorized
18 by law, \$365,000,000, to remain available until expended,
19 of which such sums as are necessary to cover the Federal
20 share of eligible operation and maintenance costs for in-
21 land harbors shall be derived from the Harbor Mainte-
22 nance Trust Fund.

23 OPERATION AND MAINTENANCE

24 For expenses necessary for the operation, mainte-
25 nance, and care of existing river and harbor, flood and

1 storm damage reduction, aquatic ecosystem restoration,
2 and related projects authorized by law; providing security
3 for infrastructure owned or operated by the Corps, includ-
4 ing administrative buildings and laboratories; maintaining
5 harbor channels provided by a State, municipality, or
6 other public agency that serve essential navigation needs
7 of general commerce, where authorized by law; surveying
8 and charting northern and northwestern lakes and con-
9 necting waters; clearing and straightening channels; and
10 removing obstructions to navigation, \$3,838,000,000, to
11 remain available until expended, of which such sums as
12 are necessary to cover the Federal share of eligible oper-
13 ation and maintenance costs for coastal harbors and chan-
14 nels, and for inland harbors shall be derived from the Har-
15 bor Maintenance Trust Fund; of which such sums as be-
16 come available from the special account for the Corps of
17 Engineers established by the Land and Water Conserva-
18 tion Fund Act of 1965 shall be derived from that account
19 for resource protection, research, interpretation, and
20 maintenance activities related to resource protection in the
21 areas at which outdoor recreation is available; and of
22 which such sums as become available from fees collected
23 under section 217 of Public Law 104–303 shall be used
24 to cover the cost of operation and maintenance of the
25 dredged material disposal facilities for which such fees

1 have been collected: *Provided*, That 1 percent of the total
2 amount of funds provided for each of the programs,
3 projects, or activities funded under this heading shall not
4 be allocated to a field operating activity prior to the begin-
5 ning of the fourth quarter of the fiscal year and shall be
6 available for use by the Chief of Engineers to fund such
7 emergency activities as the Chief of Engineers determines
8 to be necessary and appropriate, and that the Chief of En-
9 gineers shall allocate during the fourth quarter any re-
10 maining funds which have not been used for emergency
11 activities proportionally in accordance with the amounts
12 provided for the programs, projects, or activities.

13 REGULATORY PROGRAM

14 For expenses necessary for administration of laws
15 pertaining to regulation of navigable waters and wetlands,
16 \$205,000,000 (increased by \$5,000,000) (reduced by
17 \$205,000,000) (increased by \$205,000,000), to remain
18 available until September 30, 2022.

19 FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

20 For expenses necessary to clean up contamination
21 from sites in the United States resulting from work per-
22 formed as part of the Nation's early atomic energy pro-
23 gram, \$210,000,000, to remain available until expended.

1 FLOOD CONTROL AND COASTAL EMERGENCIES

2 For expenses necessary to prepare for flood, hurri-
3 cane, and other natural disasters and support emergency
4 operations, repairs, and other activities in response to
5 such disasters as authorized by law, \$35,000,000, to re-
6 main available until expended.

7 EXPENSES

8 For expenses necessary for the supervision and gen-
9 eral administration of the civil works program in the head-
10 quarters of the Corps of Engineers and the offices of the
11 Division Engineers; and for costs of management and op-
12 eration of the Humphreys Engineer Center Support Activ-
13 ity, the Institute for Water Resources, the United States
14 Army Engineer Research and Development Center, and
15 the United States Army Corps of Engineers Finance Cen-
16 ter allocable to the civil works program, \$200,000,000 (re-
17 duced by \$5,000,000), to remain available until September
18 30, 2022, of which not to exceed \$5,000 may be used for
19 official reception and representation purposes and only
20 during the current fiscal year: *Provided*, That no part of
21 any other appropriation provided in this title shall be
22 available to fund the civil works activities of the Office
23 of the Chief of Engineers or the civil works executive di-
24 rection and management activities of the division offices:
25 *Provided further*, That any Flood Control and Coastal

1 Emergencies appropriation may be used to fund the super-
2 vision and general administration of emergency oper-
3 ations, repairs, and other activities in response to any
4 flood, hurricane, or other natural disaster.

5 OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY
6 FOR CIVIL WORKS

7 For the Office of the Assistant Secretary of the Army
8 for Civil Works as authorized by 10 U.S.C. 3016(b)(3),
9 \$5,000,000, to remain available until September 30, 2022:
10 *Provided*, That not more than 25 percent of such amount
11 may be obligated or expended until the Assistant Sec-
12 retary submits to the Committees on Appropriations of
13 both Houses of Congress a work plan that allocates at
14 least 95 percent of the additional funding provided under
15 each heading in this title, as designated under such head-
16 ing in the report of the Committee on Appropriations ac-
17 companying this Act, to specific programs, projects, or ac-
18 tivities.

19 GENERAL PROVISIONS—CORPS OF
20 ENGINEERS—CIVIL
21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 101. (a) None of the funds provided in this title
23 shall be available for obligation or expenditure through a
24 reprogramming of funds that—

1 (1) creates or initiates a new program, project,
2 or activity;

3 (2) eliminates a program, project, or activity;

4 (3) increases funds or personnel for any pro-
5 gram, project, or activity for which funds have been
6 denied or restricted by this Act;

7 (4) reduces funds that are directed to be used
8 for a specific program, project, or activity by this
9 Act;

10 (5) increases funds for any program, project, or
11 activity by more than \$2,000,000 or 10 percent,
12 whichever is less; or

13 (6) reduces funds for any program, project, or
14 activity by more than \$2,000,000 or 10 percent,
15 whichever is less.

16 (b) Subsection (a)(1) shall not apply to any project
17 or activity authorized under section 205 of the Flood Con-
18 trol Act of 1948, section 14 of the Flood Control Act of
19 1946, section 208 of the Flood Control Act of 1954, sec-
20 tion 107 of the River and Harbor Act of 1960, section
21 103 of the River and Harbor Act of 1962, section 111
22 of the River and Harbor Act of 1968, section 1135 of the
23 Water Resources Development Act of 1986, section 206
24 of the Water Resources Development Act of 1996, or sec-

1 tion 204 of the Water Resources Development Act of
2 1992.

3 (c) The Corps of Engineers shall submit reports on
4 a quarterly basis directly to the Committees on Appropria-
5 tions of both Houses of Congress detailing all the funds
6 reprogrammed between programs, projects, activities, or
7 categories of funding. The first quarterly report shall be
8 submitted not later than 60 days after the date of enact-
9 ment of this Act.

10 SEC. 102. None of the funds made available in this
11 title may be used to award or modify any contract that
12 commits funds beyond the amounts appropriated for that
13 program, project, or activity that remain unobligated, ex-
14 cept that such amounts may include any funds that have
15 been made available through reprogramming pursuant to
16 section 101.

17 SEC. 103. The Secretary of the Army may transfer
18 to the Fish and Wildlife Service, and the Fish and Wildlife
19 Service may accept and expend, up to \$5,400,000 of funds
20 provided in this title under the heading “Operation and
21 Maintenance” to mitigate for fisheries lost due to Corps
22 of Engineers projects.

23 SEC. 104. None of the funds in this Act shall be used
24 for an open lake placement alternative for dredged mate-
25 rial, after evaluating the least costly, environmentally ac-

1 ceptable manner for the disposal or management of
2 dredged material originating from Lake Erie or tributaries
3 thereto, unless it is approved under a State water quality
4 certification pursuant to section 401 of the Federal Water
5 Pollution Control Act (33 U.S.C. 1341): *Provided*, That
6 until an open lake placement alternative for dredged mate-
7 rial is approved under a State water quality certification,
8 the Corps of Engineers shall continue upland placement
9 of such dredged material consistent with the requirements
10 of section 101 of the Water Resources Development Act
11 of 1986 (33 U.S.C. 2211).

12 SEC. 105. None of the funds made available by this
13 Act may be used to carry out any water supply reallocation
14 study under the Wolf Creek Dam, Lake Cumberland, Ken-
15 tucky, project authorized under the Act of July 24, 1946
16 (60 Stat. 636, ch. 595).

17 SEC. 106. None of the funds made available by this
18 Act or any other Act may be used to reorganize or to
19 transfer the Civil Works functions or authority of the
20 Corps of Engineers or the Secretary of the Army to an-
21 other department or agency.

22 SEC. 107. Additional funding provided in this Act
23 shall be allocated only to projects determined to be eligible
24 by the Chief of Engineers.

1 SEC. 108. Notwithstanding any other provision of
2 law, none of the funds appropriated or otherwise made
3 available by this Act or any prior appropriations Acts for
4 the Civil Works Program of the United States Army Corps
5 of Engineers may be committed, obligated, expended, or
6 otherwise used to design or construct a wall, fence, border
7 barriers, or border security infrastructure along the south-
8 ern border of the United States.

9 SEC. 109. None of the funds made available by this
10 Act may be used to issue a permit under section 404 of
11 the Federal Water Pollution Control Act to a private enti-
12 ty or individual for the discharge of dredged or fill mate-
13 rial from a project located within Water Conservation
14 Area 1, 2A, 2B, 3A, or 3B in the State of Florida, unless
15 discharge is from a project that is generally available for
16 the general public's or Tribe's use and benefit and serve
17 a public purpose, which may include Tribal communities.

18 SEC. 110. (a) When allocating the additional funding
19 provided in this title under the headings "Construction"
20 and "Mississippi River and Tributaries", the Secretary
21 shall initiate a total of seven new construction starts dur-
22 ing fiscal year 2021.

23 (b) For new construction projects, project cost shar-
24 ing agreements shall be executed as soon as practicable
25 but no later than September 30, 2021.

1 (c) No allocation for a new start shall be considered
2 final and no work allowance shall be made until the Sec-
3 retary provides to the Committees on Appropriations of
4 both Houses of Congress an out-year funding scenario
5 demonstrating the affordability of the selected new starts
6 and the impacts on other projects.

7 (d) The Secretary shall not deviate from the new
8 starts proposed in the work plan, once the plan has been
9 submitted to the Committees on Appropriations of both
10 Houses of Congress.

11 TITLE II

12 DEPARTMENT OF THE INTERIOR

13 CENTRAL UTAH PROJECT

14 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

15 For carrying out activities authorized by the Central
16 Utah Project Completion Act, \$20,000,000 (increased by
17 \$5,000,000), to remain available until expended, of which
18 \$1,800,000 shall be deposited into the Utah Reclamation
19 Mitigation and Conservation Account for use by the Utah
20 Reclamation Mitigation and Conservation Commission:
21 *Provided*, That of the amount provided under this head-
22 ing, \$1,500,000 shall be available until September 30,
23 2022, for expenses necessary in carrying out related re-
24 sponsibilities of the Secretary of the Interior: *Provided fur-*
25 *ther*, That for fiscal year 2021, of the amount made avail-

1 able to the Commission under this Act or any other Act,
2 the Commission may use an amount not to exceed
3 \$1,500,000 for administrative expenses.

4 BUREAU OF RECLAMATION

5 The following appropriations shall be expended to
6 execute authorized functions of the Bureau of Reclama-
7 tion:

8 WATER AND RELATED RESOURCES

9 (INCLUDING TRANSFERS OF FUNDS)

10 For management, development, and restoration of
11 water and related natural resources and for related activi-
12 ties, including the operation, maintenance, and rehabilita-
13 tion of reclamation and other facilities, participation in
14 fulfilling related Federal responsibilities to Native Ameri-
15 cans, and related grants to, and cooperative and other
16 agreements with, State and local governments, federally
17 recognized Indian Tribes, and others, \$1,487,000,000 (re-
18 duced by \$25,000,000) (increased by \$25,000,000), to re-
19 main available until expended, of which \$58,476,000 shall
20 be available for transfer to the Upper Colorado River
21 Basin Fund and \$5,584,000 shall be available for transfer
22 to the Lower Colorado River Basin Development Fund;
23 of which such amounts as may be necessary may be ad-
24 vanced to the Colorado River Dam Fund: *Provided*, That
25 \$25,882,000 shall be available for transfer into the Black-

1 feet Water Settlement Implementation Fund established
2 by section 3717 of Public Law 114–322: *Provided further*,
3 That such transfers may be increased or decreased within
4 the overall appropriation under this heading: *Provided fur-*
5 *ther*, That of the total appropriated, the amount for pro-
6 gram activities that can be financed by the Reclamation
7 Fund or the Bureau of Reclamation special fee account
8 established by 16 U.S.C. 6806 shall be derived from that
9 Fund or account: *Provided further*, That funds contributed
10 under 43 U.S.C. 395 are available until expended for the
11 purposes for which the funds were contributed: *Provided*
12 *further*, That funds advanced under 43 U.S.C. 397a shall
13 be credited to this account and are available until ex-
14 pended for the same purposes as the sums appropriated
15 under this heading: *Provided further*, That of the amounts
16 provided herein, funds may be used for high-priority
17 projects which shall be carried out by the Youth Conserva-
18 tion Corps, as authorized by 16 U.S.C. 1706. *Provided*
19 *further*, That in accordance with section 4007 of Public
20 Law 114–322, and as recommended by the Secretary of
21 the Interior in a letter dated June 22, 2020, funding pro-
22 vided for such purposes in fiscal years 2017, 2018, and
23 2019 may be made available to the Friant-Kern Canal Ca-
24 pacity Correction Resulting from Subsidence, the Los
25 Vaqueros Reservoir Phase 2 Expansion Project, the Delta

1 Mendota Canal Subsidence Correction, the North-of-the-
2 Delta Off stream Storage (Sites Reservoir Project), the
3 Del Puerto Water District, the San Luis Low point Im-
4 provement Project, the Sacramento Regional Water Bank,
5 the Boise River Feasibility Study, and the Cle Elum Pool
6 Raise: *Provided further*, That no funds may be obligated
7 or expended for the projects specified in the preceding pro-
8 viso until the Secretary of the Interior transmits rec-
9 ommendations to Congress for projects authorized under
10 sections 4009(a) and 4009(c) of the Water Infrastructure
11 Improvements for the Nation Act (Public Law 114–322)
12 and the Congress enacts a subsequent appropriations act
13 making appropriations for energy and water development.

14 CENTRAL VALLEY PROJECT RESTORATION FUND

15 For carrying out the programs, projects, plans, habi-
16 tat restoration, improvement, and acquisition provisions of
17 the Central Valley Project Improvement Act, \$55,875,000,
18 to be derived from such sums as may be collected in the
19 Central Valley Project Restoration Fund pursuant to sec-
20 tions 3407(d), 3404(c)(3), and 3405(f) of Public Law
21 102–575, to remain available until expended: *Provided*,
22 That the Bureau of Reclamation is directed to assess and
23 collect the full amount of the additional mitigation and
24 restoration payments authorized by section 3407(d) of
25 Public Law 102–575: *Provided further*, That none of the

1 funds made available under this heading may be used for
2 the acquisition or leasing of water for in-stream purposes
3 if the water is already committed to in-stream purposes
4 by a court adopted decree or order.

5 CALIFORNIA BAY-DELTA RESTORATION
6 (INCLUDING TRANSFERS OF FUNDS)

7 For carrying out activities authorized by the Water
8 Supply, Reliability, and Environmental Improvement Act,
9 consistent with plans to be approved by the Secretary of
10 the Interior, \$33,000,000, to remain available until ex-
11 pended, of which such amounts as may be necessary to
12 carry out such activities may be transferred to appropriate
13 accounts of other participating Federal agencies to carry
14 out authorized purposes: *Provided*, That funds appro-
15 priated herein may be used for the Federal share of the
16 costs of CALFED Program management: *Provided fur-*
17 *ther*, That CALFED implementation shall be carried out
18 in a balanced manner with clear performance measures
19 demonstrating concurrent progress in achieving the goals
20 and objectives of the Program.

21 POLICY AND ADMINISTRATION

22 For expenses necessary for policy, administration,
23 and related functions in the Office of the Commissioner,
24 the Denver office, and offices in the six regions of the Bu-
25 reau of Reclamation, to remain available until September

1 30, 2022, \$60,000,000 (reduced by \$6,000,000), to be de-
2 rived from the Reclamation Fund and be nonreimbursable
3 as provided in 43 U.S.C. 377: *Provided*, That no part of
4 any other appropriation in this Act shall be available for
5 activities or functions budgeted as policy and administra-
6 tion expenses.

7 ADMINISTRATIVE PROVISION

8 Appropriations for the Bureau of Reclamation shall
9 be available for purchase of not to exceed five passenger
10 motor vehicles, which are for replacement only.

11 GENERAL PROVISIONS—DEPARTMENT OF THE
12 INTERIOR

13 SEC. 201. (a) None of the funds provided in this title
14 shall be available for obligation or expenditure through a
15 reprogramming of funds that—

16 (1) creates or initiates a new program, project,
17 or activity;

18 (2) eliminates a program, project, or activity;

19 (3) increases funds for any program, project, or
20 activity for which funds have been denied or re-
21 stricted by this Act;

22 (4) restarts or resumes any program, project,
23 or activity for which funds are not provided in this
24 Act, unless prior approval is received from the Com-

1 committees on Appropriations of both Houses of Con-
2 gress;

3 (5) transfers funds in excess of the following
4 limits—

5 (A) 15 percent for any program, project,
6 or activity for which \$2,000,000 or more is
7 available at the beginning of the fiscal year; or

8 (B) \$400,000 for any program, project, or
9 activity for which less than \$2,000,000 is avail-
10 able at the beginning of the fiscal year;

11 (6) transfers more than \$500,000 from either
12 the Facilities Operation, Maintenance, and Rehabili-
13 tation category or the Resources Management and
14 Development category to any program, project, or
15 activity in the other category; or

16 (7) transfers, where necessary to discharge legal
17 obligations of the Bureau of Reclamation, more than
18 \$5,000,000 to provide adequate funds for settled
19 contractor claims, increased contractor earnings due
20 to accelerated rates of operations, and real estate de-
21 ficiency judgments.

22 (b) Subsection (a)(5) shall not apply to any transfer
23 of funds within the Facilities Operation, Maintenance, and
24 Rehabilitation category.

1 (c) For purposes of this section, the term “transfer”
2 means any movement of funds into or out of a program,
3 project, or activity.

4 (d) The Bureau of Reclamation shall submit reports
5 on a quarterly basis directly to the Committees on Appro-
6 priations of both Houses of Congress detailing all the
7 funds reprogrammed between programs, projects, activi-
8 ties, or categories of funding. The first quarterly report
9 shall be submitted not later than 60 days after the date
10 of enactment of this Act.

11 SEC. 202. (a) None of the funds appropriated or oth-
12 erwise made available by this Act may be used to deter-
13 mine the final point of discharge for the interceptor drain
14 for the San Luis Unit until development by the Secretary
15 of the Interior and the State of California of a plan, which
16 shall conform to the water quality standards of the State
17 of California as approved by the Administrator of the En-
18 vironmental Protection Agency, to minimize any detri-
19 mental effect of the San Luis drainage waters.

20 (b) The costs of the Kesterson Reservoir Cleanup
21 Program and the costs of the San Joaquin Valley Drain-
22 age Program shall be classified by the Secretary of the
23 Interior as reimbursable or nonreimbursable and collected
24 until fully repaid pursuant to the “Cleanup Program—
25 Alternative Repayment Plan” and the “SJVDP—Alter-

1 native Repayment Plan” described in the report entitled
2 “Repayment Report, Kesterson Reservoir Cleanup Pro-
3 gram and San Joaquin Valley Drainage Program, Feb-
4 ruary 1995”, prepared by the Department of the Interior,
5 Bureau of Reclamation. Any future obligations of funds
6 by the United States relating to, or providing for, drainage
7 service or drainage studies for the San Luis Unit shall
8 be fully reimbursable by San Luis Unit beneficiaries of
9 such service or studies pursuant to Federal reclamation
10 law.

11 SEC. 203. Section 9504(e) of the Omnibus Public
12 Land Management Act of 2009 (Public Law 111–11; 42
13 U.S.C. 10364(e)) is amended by striking “\$530,000,000”
14 and inserting “\$600,000,000”.

15 SEC. 204. Title I of the CALFED Bay-Delta Author-
16 ization Act (Public Law 108–361; 118 Stat. 1681), as
17 amended by section 4007(k) of Public Law 114–322, is
18 amended by striking “2020” each place it appears and
19 inserting “2021”.

20 SEC. 205. Section 9106(g)(2) of the Omnibus Public
21 Land Management Act of 2009 (Public Law 111–11; 123
22 Stat. 1309) is amended by striking “2020” and inserting
23 “2021”.

24 SEC. 206. Section 6002(g)(4) of the Omnibus Public
25 Land Management Act of 2009 (Public Law 111–11; 16

1 U.S.C. 1015(a)) is amended by striking “2020” and in-
2 serting “2021”.

3 SEC. 207. (a) Section 104(c) of the Reclamation
4 States Emergency Drought Relief Act of 1991 (Public
5 Law 102–250; 43 U.S.C. 2214(c)) is amended by striking
6 “2020” and inserting “2021”.

7 (b) Section 301 of the Reclamation States Emergency
8 Drought Relief Act of 1991 (Public Law 102–250; 43
9 U.S.C. 2241) is amended by striking “2020” and insert-
10 ing “2021”.

11 SEC. 208. Title VI of the Claims Resolution Act
12 (Public Law 111–291; 42 U.S.C. 1305 note) is amend-
13 ed—

14 (1) in section 602 by adding at the end:

15 “The term ‘611(g) Agreement’ means the
16 agreement dated September 17, 2019, executed by
17 the United States, the State, the Pueblos, the Coun-
18 ty, and the City pursuant to section 611(g).

19 “(24) 611(g) AGREEMENT.—The term ‘611(g)
20 Agreement’ means the agreement dated September
21 17, 2019, executed by the United States, the State,
22 the Pueblos, the County, and the City pursuant to
23 section 611(g).”;

24 (2) in section 611(f)—

1 (A) in subparagraph (1)(A) by striking
2 “\$106,400,000” and inserting “\$243,400,000”;

3 (B) by amending subparagraph (B) of
4 paragraph (1) to read as follows:

5 “(B) EXCEPTION.—Of the amount de-
6 scribed in subparagraph (A)— (i) the initial
7 \$106,400,000 shall be increased or decreased,
8 as appropriate, based on ordinary fluctuations
9 in construction costs since October 1, 2006, as
10 determined using applicable engineering cost in-
11 dices; and (ii) any amounts made available in
12 excess of the amount described in clause (i)
13 shall be increased or decreased, as appropriate,
14 based on ordinary fluctuations in construction
15 costs since October 1, 2018, as determined
16 using applicable engineering cost indices.”; and

17 (C) in paragraph (3), by inserting “and
18 the 611(g) Agreement” after “the Cost-Sharing
19 and System Integration Agreement”;

20 (3) in section 617(a)(1)(B)—

21 (A) by striking “\$50,000,000” and insert-
22 ing “\$187,000,000”; and

23 (B) by striking “2024” and inserting
24 “2028”;

1 (4) in section 617(a)(4) by striking “since Oc-
2 tober 1, 2006, as determined using applicable engi-
3 neering cost indices” and inserting “pursuant to sec-
4 tion 611(f)(1)(B)”;

5 (5) in section 621 by striking subsection (a)
6 and inserting the following:

7 “(a) APPROVAL.—To the extent the Settlement
8 Agreement, the Cost-Sharing and System Integra-
9 tion Agreement, and the 611(g) Agreement do not
10 conflict with this title, the Settlement Agreement,
11 the Cost-Sharing and System Integration Agree-
12 ment, and the 611(g) Agreement (including any
13 amendments to the Settlement Agreement, the Cost
14 Sharing and System Integration Agreement, and the
15 611(g) Agreement that are executed to make the
16 Settlement Agreement, the Cost-Sharing and System
17 Integration Agreement, or the 611(g) Agreement
18 consistent with this title) are authorized, ratified,
19 and confirmed.”; and

20 (6) in section 623(e)—

21 (A) in paragraph (2)—

22 (i) by striking “2021” and inserting
23 “2025”; and

24 (ii) by striking “2024” and inserting
25 “2028”;

1 (B) in paragraph (3), in the matter pre-
2 ceding subparagraph (A), by striking “2021”
3 and inserting “2025”;

4 (C) in paragraph (4)(B)(ii)(II), by striking
5 “2023” and inserting “2027”; and

6 (D) in paragraph (5)(A), by striking
7 “2024” and inserting “2028”.

8 SEC. 209. None of the funds provided in this Act may
9 be used for the Shasta Dam and Reservoir Enlargement
10 Project.

11 SEC. 210. Section 10501 of the Omnibus Public Land
12 Management Act of 2009 (Public Law 111–11; 43 U.S.C.
13 407) is amended—

14 (1) in subsection (b)(1), by striking “For each
15 of fiscal years 2020 through 2029” and inserting
16 “For fiscal year 2020 and each fiscal year there-
17 after”;

18 (2) in subsection (c)—

19 (A) in paragraph (1)(A), by striking “for
20 each of fiscal years 2020 through 2034” and
21 inserting “for fiscal year 2020 and each fiscal
22 year thereafter”; and

23 (B) in paragraph (3)(C), by striking “for
24 any authorized use” and all that follows
25 through the period at the end and inserting

1 “for any use authorized under paragraph (2).”;
2 and
3 (3) by striking subsection (f).

4 TITLE III

5 DEPARTMENT OF ENERGY

6 ENERGY PROGRAMS

7 ENERGY EFFICIENCY AND RENEWABLE ENERGY

8 (INCLUDING RESCISSIONS OF FUNDS)

9 For Department of Energy expenses including the
10 purchase, construction, and acquisition of plant and cap-
11 ital equipment, and other expenses necessary for energy
12 efficiency and renewable energy activities in carrying out
13 the purposes of the Department of Energy Organization
14 Act (42 U.S.C. 7101 et seq.), including the acquisition or
15 condemnation of any real property or any facility or for
16 plant or facility acquisition, construction, or expansion,
17 \$2,850,240,000 (increased by \$600,000) (increased by
18 \$5,000,000) (reduced by \$5,000,000) (increased by
19 \$2,000,000) (increased by \$1,000,000) (increased by
20 \$1,000,000) (reduced by \$1,000,000) (reduced by
21 \$150,000,000) (increased by \$150,000,000), to remain
22 available until expended: *Provided*, That of such amount,
23 \$165,000,000 shall be available until September 30, 2022,
24 for program direction: *Provided further*, That \$806,831
25 from Public Law 111–8 and \$1,433,462 from Public Law

1 111–85 provided under this heading are hereby rescinded:
2 *Provided further*, That no amounts may be rescinded from
3 amounts that were designated by the Congress as an
4 emergency requirement pursuant to a Concurrent Resolu-
5 tion on the Budget or the Balanced Budget and Emer-
6 gency Deficit Control Act of 1985.

7 CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY
8 RESPONSE

9 For Department of Energy expenses including the
10 purchase, construction, and acquisition of plant and cap-
11 ital equipment, and other expenses necessary for energy
12 sector cybersecurity, energy security, and emergency re-
13 sponse activities in carrying out the purposes of the De-
14 partment of Energy Organization Act (42 U.S.C. 7101 et
15 seq.), including the acquisition or condemnation of any
16 real property or any facility or for plant or facility acquisi-
17 tion, construction, or expansion, \$160,000,000 (increased
18 by \$5,000,000), to remain available until expended: *Pro-*
19 *vided*, That of such amount, \$13,000,000 shall be avail-
20 able until September 30, 2022, for program direction.

21 ELECTRICITY

22 For Department of Energy expenses including the
23 purchase, construction, and acquisition of plant and cap-
24 ital equipment, and other expenses necessary for elec-
25 tricity delivery activities in carrying out the purposes of

1 the Department of Energy Organization Act (42 U.S.C.
2 7101 et seq.), including the acquisition or condemnation
3 of any real property or any facility or for plant or facility
4 acquisition, construction, or expansion, \$195,000,000, to
5 remain available until expended: *Provided*, That of such
6 amount, \$18,850,000 shall be available until September
7 30, 2022, for program direction.

8 NUCLEAR ENERGY

9 For Department of Energy expenses including the
10 purchase, construction, and acquisition of plant and cap-
11 ital equipment, and other expenses necessary for nuclear
12 energy activities in carrying out the purposes of the De-
13 partment of Energy Organization Act (42 U.S.C. 7101 et
14 seq.), including the acquisition or condemnation of any
15 real property or any facility or for plant or facility acqui-
16 sition, construction, or expansion, \$1,435,800,000 (reduced
17 by \$235,000,000) (increased by \$235,000,000), to remain
18 available until expended: *Provided*, That of such amount,
19 \$79,000,000 shall be available until September 30, 2022,
20 for program direction.

21 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

22 For Department of Energy expenses necessary in car-
23 rying out fossil energy research and development activi-
24 ties, under the authority of the Department of Energy Or-
25 ganization Act (42 U.S.C. 7101 et seq.), including the ac-

1 quisition of interest, including defeasible and equitable in-
2 terests in any real property or any facility or for plant
3 or facility acquisition or expansion, and for conducting in-
4 quires, technological investigations and research con-
5 cerning the extraction, processing, use, and disposal of
6 mineral substances without objectionable social and envi-
7 ronmental costs (30 U.S.C. 3, 1602, and 1603),
8 \$727,500,000 (reduced by \$10,000,000) (increased by
9 \$10,000,000) (increased by \$2,500,000) (increased by
10 \$5,000,000), to remain available until expended: *Provided*,
11 That of such amount \$62,115,000 shall be available until
12 September 30, 2022, for program direction.

13 NAVAL PETROLEUM AND OIL SHALE RESERVES

14 For Department of Energy expenses necessary to
15 carry out naval petroleum and oil shale reserve activities,
16 \$13,006,000, to remain available until expended: *Pro-*
17 *vided*, That notwithstanding any other provision of law,
18 unobligated funds remaining from prior years shall be
19 available for all naval petroleum and oil shale reserve ac-
20 tivities.

21 STRATEGIC PETROLEUM RESERVE

22 For Department of Energy expenses necessary for
23 Strategic Petroleum Reserve facility development and op-
24 erations and program management activities pursuant to

1 the Energy Policy and Conservation Act (42 U.S.C. 6201
2 et seq.), \$195,000,000, to remain available until expended.

3 SPR PETROLEUM ACCOUNT

4 For the acquisition, transportation, and injection of
5 petroleum products, and for other necessary expenses pur-
6 suant to the Energy Policy and Conservation Act of 1975,
7 as amended (42 U.S.C. 6201 et seq.), sections 403 and
8 404 of the Bipartisan Budget Act of 2015 (42 U.S.C.
9 6241, 6239 note), and section 5010 of the 21st Century
10 Cures Act (Public Law 114–255), \$7,500,000 (reduced by
11 \$1,000,000) (increased by \$1,000,000), to remain avail-
12 able until expended.

13 NORTHEAST HOME HEATING OIL RESERVE

14 For Department of Energy expenses necessary for
15 Northeast Home Heating Oil Reserve storage, operation,
16 and management activities pursuant to the Energy Policy
17 and Conservation Act (42 U.S.C. 6201 et seq.),
18 \$10,000,000, to remain available until expended.

19 ENERGY INFORMATION ADMINISTRATION

20 For Department of Energy expenses necessary in car-
21 rying out the activities of the Energy Information Admin-
22 istration, \$126,800,000 (reduced by \$15,000,000) (in-
23 creased by \$15,000,000), to remain available until ex-
24 pended.

1 NON-DEFENSE ENVIRONMENTAL CLEANUP

2 For Department of Energy expenses, including the
3 purchase, construction, and acquisition of plant and cap-
4 ital equipment and other expenses necessary for non-de-
5 fense environmental cleanup activities in carrying out the
6 purposes of the Department of Energy Organization Act
7 (42 U.S.C. 7101 et seq.), including the acquisition or con-
8 demnation of any real property or any facility or for plant
9 or facility acquisition, construction, or expansion,
10 \$315,000,000, to remain available until expended: *Pro-*
11 *vided*, That in addition, fees collected pursuant to sub-
12 section (b)(1) of section 6939f of title 42, United States
13 Code, and deposited under this heading in fiscal year 2021
14 pursuant to section 309 of title III of division C of the
15 Further Consolidated Appropriations Act, 2020 (Public
16 Law 116–94) are appropriated, to remain available until
17 expended, for mercury storage costs.

18 URANIUM ENRICHMENT DECONTAMINATION AND

19 DECOMMISSIONING FUND

20 For Department of Energy expenses necessary in car-
21 rying out uranium enrichment facility decontamination
22 and decommissioning, remedial actions, and other activi-
23 ties of title II of the Atomic Energy Act of 1954, and
24 title X, subtitle A, of the Energy Policy Act of 1992,
25 \$821,583,000, to be derived from the Uranium Enrich-

1 ment Decontamination and Decommissioning Fund, to re-
2 main available until expended, of which \$21,284,000 shall
3 be available in accordance with title X, subtitle A, of the
4 Energy Policy Act of 1992.

5 SCIENCE

6 For Department of Energy expenses including the
7 purchase, construction, and acquisition of plant and cap-
8 ital equipment, and other expenses necessary for science
9 activities in carrying out the purposes of the Department
10 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
11 cluding the acquisition or condemnation of any real prop-
12 erty or any facility or for plant or facility acquisition, con-
13 struction, or expansion, and purchase of not more than
14 35 passenger motor vehicles for replacement only,
15 \$7,050,000,000 (increased by \$5,000,000) (reduced by
16 \$25,000,000) (increased by \$25,000,000) (reduced by
17 \$7,000,000) (increased by \$7,000,000), to remain avail-
18 able until expended: *Provided*, That of such amount,
19 \$188,000,000 shall be available until September 30, 2022,
20 for program direction.

21 NUCLEAR WASTE DISPOSAL

22 For Department of Energy expenses necessary for
23 nuclear waste disposal activities to carry out the purposes
24 of the Nuclear Waste Policy Act of 1982, Public Law 97-
25 425, as amended, including interim storage activities,

1 \$27,500,000, to remain available until expended, of which
2 \$7,500,000 shall be derived from the Nuclear Waste
3 Fund.

4 ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

5 For Department of Energy expenses necessary in car-
6 rying out the activities authorized by section 5012 of the
7 America COMPETES Act (Public Law 110–69),
8 \$435,000,000, to remain available until expended: *Pro-*
9 *vided*, That of such amount, \$37,000,000 shall be avail-
10 able until September 30, 2022, for program direction.

11 TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE

12 PROGRAM

13 Such sums as are derived from amounts received
14 from borrowers pursuant to section 1702(b) of the Energy
15 Policy Act of 2005 under this heading in prior Acts, shall
16 be collected in accordance with section 502(7) of the Con-
17 gressional Budget Act of 1974: *Provided*, That for nec-
18 essary administrative expenses of the Title 17 Innovative
19 Technology Loan Guarantee Program, as authorized,
20 \$32,000,000 is appropriated, to remain available until
21 September 30, 2022: *Provided further*, That up to
22 \$32,000,000 of fees collected in fiscal year 2021 pursuant
23 to section 1702(h) of the Energy Policy Act of 2005 shall
24 be credited as offsetting collections under this heading and
25 used for necessary administrative expenses in this appro-

1 priation and shall remain available until September 30,
2 2022: *Provided further*, That to the extent that fees col-
3 lected in fiscal year 2021 exceed \$32,000,000, those ex-
4 cess amounts shall be credited as offsetting collections
5 under this heading and available in future fiscal years only
6 to the extent provided in advance in appropriations Acts:
7 *Provided further*, That the sum herein appropriated from
8 the general fund shall be reduced (1) as such fees are re-
9 ceived during fiscal year 2021 (estimated at \$3,000,000)
10 and (2) to the extent that any remaining general fund ap-
11 propriations can be derived from fees collected in previous
12 fiscal years that are not otherwise appropriated, so as to
13 result in a final fiscal year 2021 appropriation from the
14 general fund estimated at \$0: *Provided further*, That the
15 Department of Energy shall not subordinate any loan obli-
16 gation to other financing in violation of section 1702 of
17 the Energy Policy Act of 2005 or subordinate any Guarant-
18 eed Obligation to any loan or other debt obligations in
19 violation of section 609.10 of title 10, Code of Federal
20 Regulations.

21 ADVANCED TECHNOLOGY VEHICLES MANUFACTURING

22 LOAN PROGRAM

23 For Department of Energy administrative expenses
24 necessary in carrying out the Advanced Technology Vehi-

1 cles Manufacturing Loan Program, \$5,000,000, to remain
2 available until September 30, 2022.

3 TRIBAL ENERGY LOAN GUARANTEE PROGRAM

4 For Department of Energy administrative expenses
5 necessary in carrying out the Tribal Energy Loan Guar-
6 antee Program, \$2,000,000, to remain available until Sep-
7 tember 30, 2022.

8 OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS

9 For necessary expenses for Indian Energy activities
10 in carrying out the purposes of the Department of Energy
11 Organization Act (42 U.S.C. 7101 et seq.), \$22,250,000,
12 to remain available until expended: *Provided*, That, of the
13 amount appropriated under this heading, \$5,000,000 shall
14 be available until September 30, 2022, for program direc-
15 tion.

16 DEPARTMENTAL ADMINISTRATION

17 For salaries and expenses of the Department of En-
18 ergy necessary for departmental administration in car-
19 rying out the purposes of the Department of Energy Orga-
20 nization Act (42 U.S.C. 7101 et seq.), \$252,378,000 (re-
21 duced by \$3,100,000) (reduced by \$5,000,000) (reduced
22 by \$5,000,000) (reduced by \$1,000,000) (increased by
23 \$1,000,000) (reduced by \$2,000,000) (reduced by
24 \$5,000,000) (reduced by \$1,000,000), to remain available
25 until September 30, 2022, including the hire of passenger

1 motor vehicles and official reception and representation
2 expenses not to exceed \$30,000, plus such additional
3 amounts as necessary to cover increases in the estimated
4 amount of cost of work for others notwithstanding the pro-
5 visions of the Anti-Deficiency Act (31 U.S.C. 1511 et
6 seq.): *Provided*, That such increases in cost of work are
7 offset by revenue increases of the same or greater amount:
8 *Provided further*, That moneys received by the Department
9 for miscellaneous revenues estimated to total \$93,378,000
10 in fiscal year 2021 may be retained and used for operating
11 expenses within this account, as authorized by section 201
12 of Public Law 95–238, notwithstanding the provisions of
13 31 U.S.C. 3302: *Provided further*, That the sum herein
14 appropriated shall be reduced as collections are received
15 during the fiscal year so as to result in a final fiscal year
16 2021 appropriation from the general fund estimated at
17 not more than \$159,000,000.

18 OFFICE OF THE INSPECTOR GENERAL

19 For expenses necessary for the Office of the Inspector
20 General in carrying out the provisions of the Inspector
21 General Act of 1978, \$57,739,000, to remain available
22 until September 30, 2022.

1 ATOMIC ENERGY DEFENSE ACTIVITIES

2 NATIONAL NUCLEAR SECURITY

3 ADMINISTRATION

4 WEAPONS ACTIVITIES

5 For Department of Energy expenses, including the
6 purchase, construction, and acquisition of plant and cap-
7 ital equipment and other incidental expenses necessary for
8 atomic energy defense weapons activities in carrying out
9 the purposes of the Department of Energy Organization
10 Act (42 U.S.C. 7101 et seq.), including the acquisition or
11 condemnation of any real property or any facility or for
12 plant or facility acquisition, construction, or expansion,
13 and the purchase of not to exceed one aircraft, one ambu-
14 lance, and two passenger buses for replacement only,
15 \$13,659,617,000 (reduced by \$1,000,000) (increased by
16 \$1,000,000), to remain available until expended: *Provided*,
17 That of such amount, \$123,684,000 shall be available
18 until September 30, 2022, for program direction.

19 DEFENSE NUCLEAR NONPROLIFERATION

20 For Department of Energy expenses, including the
21 purchase, construction, and acquisition of plant and cap-
22 ital equipment and other incidental expenses necessary for
23 defense nuclear nonproliferation activities, in carrying out
24 the purposes of the Department of Energy Organization
25 Act (42 U.S.C. 7101 et seq.), including the acquisition or

1 condemnation of any real property or any facility or for
2 plant or facility acquisition, construction, or expansion,
3 \$2,240,000,000, to remain available until expended.

4 NAVAL REACTORS

5 (INCLUDING TRANSFER OF FUNDS)

6 For Department of Energy expenses necessary for
7 naval reactors activities to carry out the Department of
8 Energy Organization Act (42 U.S.C. 7101 et seq.), includ-
9 ing the acquisition (by purchase, condemnation, construc-
10 tion, or otherwise) of real property, plant, and capital
11 equipment, facilities, and facility expansion,
12 \$1,684,000,000, to remain available until expended, of
13 which, \$91,000,000 shall be transferred to “Department
14 of Energy—Energy Programs—Nuclear Energy”, for the
15 Advanced Test Reactor: *Provided*, That of such amount,
16 \$53,700,000 shall be available until September 30, 2022,
17 for program direction.

18 FEDERAL SALARIES AND EXPENSES

19 For expenses necessary for Federal Salaries and Ex-
20 penses in the National Nuclear Security Administration,
21 \$454,000,000, to remain available until September 30,
22 2022, including official reception and representation ex-
23 penses not to exceed \$17,000.

1 ENVIRONMENTAL AND OTHER DEFENSE
2 ACTIVITIES

3 DEFENSE ENVIRONMENTAL CLEANUP

4 For Department of Energy expenses, including the
5 purchase, construction, and acquisition of plant and cap-
6 ital equipment and other expenses necessary for atomic
7 energy defense environmental cleanup activities in car-
8 rying out the purposes of the Department of Energy Orga-
9 nization Act (42 U.S.C. 7101 et seq.), including the acqui-
10 sition or condemnation of any real property or any facility
11 or for plant or facility acquisition, construction, or expan-
12 sion, and the purchase of not to exceed one passenger
13 minivan for replacement only, \$6,321,000,000 (increased
14 by \$10,000,000) (reduced by \$10,000,000), to remain
15 available until expended: *Provided*, That of such amount,
16 \$282,093,000 shall be available until September 30, 2022,
17 for program direction.

18 DEFENSE URANIUM ENRICHMENT DECONTAMINATION
19 AND DECOMMISSIONING
20 (INCLUDING TRANSFER OF FUNDS)

21 For an additional amount for atomic energy defense
22 environmental cleanup activities for Department of En-
23 ergy contributions for uranium enrichment decontamina-
24 tion and decommissioning activities, \$821,583,000, to be
25 deposited into the Defense Environmental Cleanup ac-

1 count which shall be transferred to the “Uranium Enrich-
2 ment Decontamination and Decommissioning Fund”.

3 OTHER DEFENSE ACTIVITIES

4 For Department of Energy expenses, including the
5 purchase, construction, and acquisition of plant and cap-
6 ital equipment and other expenses, necessary for atomic
7 energy defense, other defense activities, and classified ac-
8 tivities, in carrying out the purposes of the Department
9 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
10 cluding the acquisition or condemnation of any real prop-
11 erty or any facility or for plant or facility acquisition, con-
12 struction, or expansion, \$942,300,000, to remain available
13 until expended: *Provided*, That of such amount,
14 \$346,833,000 shall be available until September 30, 2022,
15 for program direction.

16 POWER MARKETING ADMINISTRATIONS

17 BONNEVILLE POWER ADMINISTRATION FUND

18 Expenditures from the Bonneville Power Administra-
19 tion Fund, established pursuant to Public Law 93–454,
20 are approved for official reception and representation ex-
21 penses in an amount not to exceed \$5,000: *Provided*, That
22 during fiscal year 2021, no new direct loan obligations
23 may be made.

1 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
2 ADMINISTRATION

3 For expenses necessary for operation and mainte-
4 nance of power transmission facilities and for marketing
5 electric power and energy, including transmission wheeling
6 and ancillary services, pursuant to section 5 of the Flood
7 Control Act of 1944 (16 U.S.C. 825s), as applied to the
8 southeastern power area, \$7,246,000, including official re-
9 ception and representation expenses in an amount not to
10 exceed \$1,500, to remain available until expended: *Pro-*
11 *vided*, That notwithstanding 31 U.S.C. 3302 and section
12 5 of the Flood Control Act of 1944, up to \$7,246,000 col-
13 lected by the Southeastern Power Administration from the
14 sale of power and related services shall be credited to this
15 account as discretionary offsetting collections, to remain
16 available until expended for the sole purpose of funding
17 the annual expenses of the Southeastern Power Adminis-
18 tration: *Provided further*, That the sum herein appro-
19 priated for annual expenses shall be reduced as collections
20 are received during the fiscal year so as to result in a final
21 fiscal year 2021 appropriation estimated at not more than
22 \$0: *Provided further*, That notwithstanding 31 U.S.C.
23 3302, up to \$52,000,000 collected by the Southeastern
24 Power Administration pursuant to the Flood Control Act
25 of 1944 to recover purchase power and wheeling expenses

1 shall be credited to this account as offsetting collections,
2 to remain available until expended for the sole purpose
3 of making purchase power and wheeling expenditures:
4 *Provided further*, That for purposes of this appropriation,
5 annual expenses means expenditures that are generally re-
6 covered in the same year that they are incurred (excluding
7 purchase power and wheeling expenses).

8 OPERATION AND MAINTENANCE, SOUTHWESTERN
9 POWER ADMINISTRATION

10 For expenses necessary for operation and mainte-
11 nance of power transmission facilities and for marketing
12 electric power and energy, for construction and acquisition
13 of transmission lines, substations and appurtenant facili-
14 ties, and for administrative expenses, including official re-
15 ception and representation expenses in an amount not to
16 exceed \$1,500 in carrying out section 5 of the Flood Con-
17 trol Act of 1944 (16 U.S.C. 825s), as applied to the
18 Southwestern Power Administration, \$47,540,000, to re-
19 main available until expended: *Provided*, That notwith-
20 standing 31 U.S.C. 3302 and section 5 of the Flood Con-
21 trol Act of 1944 (16 U.S.C. 825s), up to \$37,140,000 col-
22 lected by the Southwestern Power Administration from
23 the sale of power and related services shall be credited to
24 this account as discretionary offsetting collections, to re-
25 main available until expended, for the sole purpose of

1 funding the annual expenses of the Southwestern Power
2 Administration: *Provided further*, That the sum herein ap-
3 propriated for annual expenses shall be reduced as collec-
4 tions are received during the fiscal year so as to result
5 in a final fiscal year 2021 appropriation estimated at not
6 more than \$10,400,000: *Provided further*, That notwith-
7 standing 31 U.S.C. 3302, up to \$15,000,000 collected by
8 the Southwestern Power Administration pursuant to the
9 Flood Control Act of 1944 to recover purchase power and
10 wheeling expenses shall be credited to this account as off-
11 setting collections, to remain available until expended for
12 the sole purpose of making purchase power and wheeling
13 expenditures: *Provided further*, That for purposes of this
14 appropriation, annual expenses means expenditures that
15 are generally recovered in the same year that they are in-
16 curred (excluding purchase power and wheeling expenses).

17 CONSTRUCTION, REHABILITATION, OPERATION AND
18 MAINTENANCE, WESTERN AREA POWER ADMINIS-
19 TRATION

20 For carrying out the functions authorized by title III,
21 section 302(a)(1)(E) of the Act of August 4, 1977 (42
22 U.S.C. 7152), and other related activities including con-
23 servation and renewable resources programs as author-
24 ized, \$259,126,000, including official reception and rep-
25 resentation expenses in an amount not to exceed \$1,500,

1 to remain available until expended, of which \$259,126,000
2 shall be derived from the Department of the Interior Rec-
3 lamation Fund: *Provided*, That notwithstanding 31 U.S.C.
4 3302, section 5 of the Flood Control Act of 1944 (16
5 U.S.C. 825s), and section 1 of the Interior Department
6 Appropriation Act, 1939 (43 U.S.C. 392a), up to
7 \$169,754,000 collected by the Western Area Power Ad-
8 ministration from the sale of power and related services
9 shall be credited to this account as discretionary offsetting
10 collections, to remain available until expended, for the sole
11 purpose of funding the annual expenses of the Western
12 Area Power Administration: *Provided further*, That the
13 sum herein appropriated for annual expenses shall be re-
14 duced as collections are received during the fiscal year so
15 as to result in a final fiscal year 2021 appropriation esti-
16 mated at not more than \$89,372,000, of which
17 \$89,372,000 is derived from the Reclamation Fund: *Pro-*
18 *vided further*, That notwithstanding 31 U.S.C. 3302, up
19 to \$172,000,000 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 shall be credited to
23 this account as offsetting collections, to remain available
24 until expended for the sole purpose of making purchase
25 power and wheeling expenditures: *Provided further*, That

1 for purposes of this appropriation, annual expenses means
2 expenditures that are generally recovered in the same year
3 that they are incurred (excluding purchase power and
4 wheeling expenses).

5 FALCON AND AMISTAD OPERATING AND MAINTENANCE
6 FUND

7 For operation, maintenance, and emergency costs for
8 the hydroelectric facilities at the Falcon and Amistad
9 Dams, \$5,776,000, to remain available until expended,
10 and to be derived from the Falcon and Amistad Operating
11 and Maintenance Fund of the Western Area Power Ad-
12 ministration, as provided in section 2 of the Act of June
13 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding
14 the provisions of that Act and of 31 U.S.C. 3302, up to
15 \$5,548,000 collected by the Western Area Power Adminis-
16 tration from the sale of power and related services from
17 the Falcon and Amistad Dams shall be credited to this
18 account as discretionary offsetting collections, to remain
19 available until expended for the sole purpose of funding
20 the annual expenses of the hydroelectric facilities of these
21 Dams and associated Western Area Power Administration
22 activities: *Provided further*, That the sum herein appro-
23 priated for annual expenses shall be reduced as collections
24 are received during the fiscal year so as to result in a final
25 fiscal year 2021 appropriation estimated at not more than

1 \$228,000: *Provided further*, That for purposes of this ap-
2 propriation, annual expenses means expenditures that are
3 generally recovered in the same year that they are in-
4 curred: *Provided further*, That for fiscal year 2021, the
5 Administrator of the Western Area Power Administration
6 may accept up to \$1,526,000 in funds contributed by
7 United States power customers of the Falcon and Amistad
8 Dams for deposit into the Falcon and Amistad Operating
9 and Maintenance Fund, and such funds shall be available
10 for the purpose for which contributed in like manner as
11 if said sums had been specifically appropriated for such
12 purpose: *Provided further*, That any such funds shall be
13 available without further appropriation and without fiscal
14 year limitation for use by the Commissioner of the United
15 States Section of the International Boundary and Water
16 Commission for the sole purpose of operating, maintain-
17 ing, repairing, rehabilitating, replacing, or upgrading the
18 hydroelectric facilities at these Dams in accordance with
19 agreements reached between the Administrator, Commis-
20 sioner, and the power customers.

21 FEDERAL ENERGY REGULATORY COMMISSION

22 SALARIES AND EXPENSES

23 For expenses necessary for the Federal Energy Regu-
24 latory Commission to carry out the provisions of the De-
25 partment of Energy Organization Act (42 U.S.C. 7101 et

1 tivity if the program, project, or activity has not been
2 funded by Congress.

3 (b)(1) Unless the Secretary of Energy notifies the
4 Committees on Appropriations of both Houses of Congress
5 at least 3 full business days in advance, none of the funds
6 made available in this title may be used to—

7 (A) make a grant allocation or discretionary
8 grant award totaling \$1,000,000 or more;

9 (B) make a discretionary contract award or
10 Other Transaction Agreement totaling \$1,000,000
11 or more, including a contract covered by the Federal
12 Acquisition Regulation;

13 (C) issue a letter of intent to make an alloca-
14 tion, award, or Agreement in excess of the limits in
15 subparagraph (A) or (B); or

16 (D) announce publicly the intention to make an
17 allocation, award, or Agreement in excess of the lim-
18 its in subparagraph (A) or (B).

19 (2) The Secretary of Energy shall submit directly to
20 the Committees on Appropriations of both Houses of Con-
21 gress within 15 days of the conclusion of each quarter a
22 report detailing each grant allocation or discretionary
23 grant award totaling less than \$1,000,000 provided during
24 the previous quarter.

1 (3) The notification required by paragraph (1) and
2 the report required by paragraph (2) shall include the re-
3 cipient of the award, the amount of the award, the fiscal
4 year for which the funds for the award were appropriated,
5 the account and program, project, or activity from which
6 the funds are being drawn, the title of the award, and
7 a brief description of the activity for which the award is
8 made.

9 (c) The Department of Energy may not, with respect
10 to any program, project, or activity that uses budget au-
11 thority made available in this title under the heading “De-
12 partment of Energy—Energy Programs”, enter into a
13 multiyear contract, award a multiyear grant, or enter into
14 a multiyear cooperative agreement unless—

15 (1) the contract, grant, or cooperative agree-
16 ment is funded for the full period of performance as
17 anticipated at the time of award; or

18 (2) the contract, grant, or cooperative agree-
19 ment includes a clause conditioning the Federal Gov-
20 ernment’s obligation on the availability of future
21 year budget authority and the Secretary notifies the
22 Committees on Appropriations of both Houses of
23 Congress at least 3 days in advance.

24 (d) Except as provided in subsections (e), (f), and (g),
25 the amounts made available by this title shall be expended

1 as authorized by law for the programs, projects, and ac-
2 tivities specified in the “Bill” column in the “Department
3 of Energy” table included under the heading “Title III—
4 Department of Energy” in the report of the Committee
5 on Appropriations accompanying this Act.

6 (e) The amounts made available by this title may be
7 reprogrammed for any program, project, or activity, and
8 the Department shall notify the Committees on Appropria-
9 tions of both Houses of Congress at least 30 days prior
10 to the use of any proposed reprogramming that would
11 cause any program, project, or activity funding level to
12 increase or decrease by more than \$5,000,000 or 10 per-
13 cent, whichever is less, during the time period covered by
14 this Act.

15 (f) None of the funds provided in this title shall be
16 available for obligation or expenditure through a re-
17 programming of funds that—

18 (1) creates, initiates, or eliminates a program,
19 project, or activity;

20 (2) increases funds or personnel for any pro-
21 gram, project, or activity for which funds are denied
22 or restricted by this Act; or

23 (3) reduces funds that are directed to be used
24 for a specific program, project, or activity by this
25 Act.

1 (g)(1) The Secretary of Energy may waive any re-
2 quirement or restriction in this section that applies to the
3 use of funds made available for the Department of Energy
4 if compliance with such requirement or restriction would
5 pose a substantial risk to human health, the environment,
6 welfare, or national security.

7 (2) The Secretary of Energy shall notify the Commit-
8 tees on Appropriations of both Houses of Congress of any
9 waiver under paragraph (1) as soon as practicable, but
10 not later than 3 days after the date of the activity to which
11 a requirement or restriction would otherwise have applied.
12 Such notice shall include an explanation of the substantial
13 risk under paragraph (1) that permitted such waiver.

14 (h) The unexpended balances of prior appropriations
15 provided for activities in this Act may be available to the
16 same appropriation accounts for such activities established
17 pursuant to this title. Available balances may be merged
18 with funds in the applicable established accounts and
19 thereafter may be accounted for as one fund for the same
20 time period as originally enacted.

21 SEC. 302. Funds appropriated by this or any other
22 Act, or made available by the transfer of funds in this
23 Act, for intelligence activities are deemed to be specifically
24 authorized by the Congress for purposes of section 504
25 of the National Security Act of 1947 (50 U.S.C. 3094)

1 during fiscal year 2021 until the enactment of the Intel-
2 ligence Authorization Act for fiscal year 2021.

3 SEC. 303. None of the funds made available in this
4 title shall be used for the construction of facilities classi-
5 fied as high-hazard nuclear facilities under 10 CFR Part
6 830 unless independent oversight is conducted by the Of-
7 fice of Enterprise Assessments to ensure the project is in
8 compliance with nuclear safety requirements.

9 SEC. 304. None of the funds made available in this
10 title may be used to approve critical decision-2 or critical
11 decision-3 under Department of Energy Order 413.3B, or
12 any successive departmental guidance, for construction
13 projects where the total project cost exceeds
14 \$100,000,000, until a separate independent cost estimate
15 has been developed for the project for that critical deci-
16 sion.

17 SEC. 305. Notwithstanding section 161 of the Energy
18 Policy and Conservation Act (42 U.S.C. 6241), upon a
19 determination by the President in this fiscal year that a
20 regional supply shortage of refined petroleum product of
21 significant scope and duration exists, that a severe in-
22 crease in the price of refined petroleum product will likely
23 result from such shortage, and that a draw down and sale
24 of refined petroleum product would assist directly and sig-
25 nificantly in reducing the adverse impact of such shortage,

1 the Secretary of Energy may draw down and sell refined
2 petroleum product from the Strategic Petroleum Reserve.
3 Proceeds from a sale under this section shall be deposited
4 into the SPR Petroleum Account established in section
5 167 of the Energy Policy and Conservation Act (42 U.S.C.
6 6247), and such amounts shall be available for obligation,
7 without fiscal year limitation, consistent with that section.

8 SEC. 306. (a) Of the offsetting collections, including
9 unobligated balances of such collections, in the “Depart-
10 ment of Energy—Power Marketing Administration—Col-
11 orado River Basins Power Marketing Fund, Western Area
12 Power Administration”, \$21,400,000 shall be transferred
13 to the “Department of the Interior—Bureau of Reclama-
14 tion—Upper Colorado River Basin Fund” for the Bureau
15 of Reclamation to carry out environmental stewardship
16 and endangered species recovery efforts.

17 (b) No funds shall be transferred directly from “De-
18 partment of Energy—Power Marketing Administration—
19 Colorado River Basins Power Marketing Fund, Western
20 Area Power Administration” to the general fund of the
21 Treasury in the current fiscal year.

22 SEC. 307. (a) None of the funds made available in
23 this Act or any other Act for any fiscal year may be used
24 to take an action described in subsection (b) unless—

1 (1) the Secretary of Energy submits a written
2 notification to the Committees on Appropriations of
3 both Houses of Congress regarding such action, in-
4 cluding—

5 (A) a detailed justification and information
6 about the assumptions underlying such action;
7 and

8 (B) with respect to an action described in
9 paragraph (1) or (3) of such subsection—

10 (i) a preliminary cost range for the
11 nuclear weapon program affected by such
12 action;

13 (ii) the estimated costs for such pro-
14 gram during the 5-year period following
15 the notification; and

16 (iii) the source and amount of funds
17 for such action by program, project, or ac-
18 tivity level; and

19 (2) a period of 15 business days elapses fol-
20 lowing the date of such notification.

21 (b) An action described in this subsection is any of
22 the following:

23 (1) Approving the development of a new nuclear
24 weapon or the modification of a nuclear weapon, in-

1 including as described in section 179(d)(8) of title 10,
2 United States Code.

3 (2) Studying whether to develop a new or modi-
4 fied nuclear weapon.

5 (3) Changing the scope of a nuclear weapon
6 program if such change modifies the cost of such
7 program by \$300,000,000 or more.

8 SEC. 308. None of the funds made available by this
9 Act or any other Act making appropriations for energy
10 and water development and related agencies for any fiscal
11 year may be used to conduct, or make specific prepara-
12 tions for, any explosive nuclear weapons test that produces
13 any yield.

14 SEC. 309. None of the funds made available by this
15 Act or any other Act making appropriations for energy
16 and water development and related agencies may be used
17 in furtherance of working through the Nuclear Weapons
18 Council to guide, advise, assist, develop, or execute a budg-
19 et for the National Nuclear Security Administration.

20 TITLE IV

21 INDEPENDENT AGENCIES

22 APPALACHIAN REGIONAL COMMISSION

23 For expenses necessary to carry out the programs au-
24 thorized by the Appalachian Regional Development Act of
25 1965, as amended, notwithstanding 40 U.S.C. 14704, and

1 for expenses necessary for the Federal Co-Chairman and
2 the Alternate on the Appalachian Regional Commission,
3 for payment of the Federal share of the administrative ex-
4 penses of the Commission, including services as authorized
5 by section 3109 of title 5, United States Code, and hire
6 of passenger motor vehicles, \$175,000,000, to remain
7 available until expended.

8 DEFENSE NUCLEAR FACILITIES SAFETY BOARD
9 SALARIES AND EXPENSES

10 For expenses necessary for the Defense Nuclear Fa-
11 cilities Safety Board in carrying out activities authorized
12 by the Atomic Energy Act of 1954, as amended by Public
13 Law 100–456, section 1441, \$31,000,000, to remain
14 available until September 30, 2022.

15 DELTA REGIONAL AUTHORITY
16 SALARIES AND EXPENSES

17 For expenses necessary for the Delta Regional Au-
18 thority and to carry out its activities, as authorized by
19 the Delta Regional Authority Act of 2000, notwith-
20 standing sections 382F(d), 382M, and 382N of said Act,
21 \$15,000,000, to remain available until expended.

22 DENALI COMMISSION

23 For expenses necessary for the Denali Commission
24 including the purchase, construction, and acquisition of
25 plant and capital equipment as necessary and other ex-

1 penses, \$15,000,000, to remain available until expended,
2 notwithstanding the limitations contained in section
3 306(g) of the Denali Commission Act of 1998: *Provided*,
4 That funds shall be available for construction projects in
5 an amount not to exceed 80 percent of total project cost
6 for distressed communities, as defined by section 307 of
7 the Denali Commission Act of 1998 (division C, title III,
8 Public Law 105–277), as amended by section 701 of ap-
9 pendix D, title VII, Public Law 106–113 (113 Stat.
10 1501A–280), and an amount not to exceed 50 percent for
11 non-distressed communities: *Provided further*, That not-
12 withstanding any other provision of law regarding pay-
13 ment of a non-Federal share in connection with a grant-
14 in-aid program, amounts under this heading shall be avail-
15 able for the payment of such a non-Federal share for pro-
16 grams undertaken to carry out the purposes of the Com-
17 mission.

18 NORTHERN BORDER REGIONAL COMMISSION

19 For expenses necessary for the Northern Border Re-
20 gional Commission in carrying out activities authorized by
21 subtitle V of title 40, United States Code, \$25,000,000,
22 to remain available until expended: *Provided*, That such
23 amounts shall be available for administrative expenses,
24 notwithstanding section 15751(b) of title 40, United
25 States Code.

1 SOUTHEAST CRESCENT REGIONAL COMMISSION

2 For expenses necessary for the Southeast Crescent
3 Regional Commission in carrying out activities authorized
4 by subtitle V of title 40, United States Code, \$1,000,000,
5 to remain available until expended.

6 SOUTHWEST BORDER REGIONAL COMMISSION

7 For expenses necessary for the Southwest Border Re-
8 gional Commission in carrying out activities authorized by
9 subtitle V of title 40, United States Code, \$250,000, to
10 remain available until expended.

11 NUCLEAR REGULATORY COMMISSION

12 SALARIES AND EXPENSES

13 For expenses necessary for the Commission in car-
14 rying out the purposes of the Energy Reorganization Act
15 of 1974 and the Atomic Energy Act of 1954,
16 \$849,900,000, including official representation expenses
17 not to exceed \$25,000, to remain available until expended:
18 *Provided*, That of the amount appropriated herein, not
19 more than \$9,500,000 may be made available for salaries,
20 travel, and other support costs for the Office of the Com-
21 mission, to remain available until September 30, 2022, of
22 which, notwithstanding section 201(a)(2)(c) of the Energy
23 Reorganization Act of 1974 (42 U.S.C. 5841(a)(2)(c)),
24 the use and expenditure shall only be approved by a major-
25 ity vote of the Commission: *Provided further*, That reve-

1 nues from licensing fees, inspection services, and other
2 services and collections estimated at \$729,293,000 in fis-
3 cal year 2021 shall be retained and used for necessary
4 salaries and expenses in this account, notwithstanding 31
5 U.S.C. 3302, and shall remain available until expended:
6 *Provided further*, That of the amounts appropriated under
7 this heading, \$10,500,000 shall be for university research
8 and development in areas relevant to the Commission's
9 mission, and \$5,500,000 shall be for a Nuclear Science
10 and Engineering Grant Program that will support multi-
11 year projects that do not align with programmatic mis-
12 sions but are critical to maintaining the discipline of nu-
13 clear science and engineering: *Provided further*, That of
14 the amounts appropriated under this heading,
15 \$17,709,000 shall be for activities related to the develop-
16 ment of regulatory infrastructure for advanced nuclear
17 technologies, and \$13,349,000 shall be for international
18 activities, except that the amounts provided under this
19 proviso shall not be derived from fee revenues: *Provided*
20 *further*, That the sum herein appropriated shall be reduced
21 by the amount of revenues received during fiscal year
22 2021 so as to result in a final fiscal year 2021 appropria-
23 tion estimated at not more than \$120,607,000.

1 OFFICE OF INSPECTOR GENERAL

2 For expenses necessary for the Office of Inspector
3 General in carrying out the provisions of the Inspector
4 General Act of 1978, \$13,499,000, to remain available
5 until September 30, 2022: *Provided*, That revenues from
6 licensing fees, inspection services, and other services and
7 collections estimated at \$11,106,000 in fiscal year 2021
8 shall be retained and be available until September 30,
9 2022, for necessary salaries and expenses in this account,
10 notwithstanding section 3302 of title 31, United States
11 Code: *Provided further*, That the sum herein appropriated
12 shall be reduced by the amount of revenues received dur-
13 ing fiscal year 2021 so as to result in a final fiscal year
14 2021 appropriation estimated at not more than
15 \$2,393,000: *Provided further*, That of the amounts appro-
16 priated under this heading, \$1,206,000 shall be for In-
17 spector General services for the Defense Nuclear Facilities
18 Safety Board.

19 NUCLEAR WASTE TECHNICAL REVIEW BOARD

20 SALARIES AND EXPENSES

21 For expenses necessary for the Nuclear Waste Tech-
22 nical Review Board, as authorized by Public Law 100-
23 203, section 5051, \$3,600,000, to be derived from the Nu-
24 clear Waste Fund, to remain available until September 30,
25 2022.

1 activity to which a requirement or restriction would other-
2 wise have applied. Such notice shall include an explanation
3 of the substantial risk under paragraph (1) that permitted
4 such waiver and shall provide a detailed report to the
5 Committees of such waiver and changes to funding levels
6 to programs, projects, or activities.

7 (c) Except as provided in subsections (a), (b), and
8 (d), the amounts made available by this title for “Nuclear
9 Regulatory Commission—Salaries and Expenses” shall be
10 expended as directed in the report of the Committee on
11 Appropriations accompanying this Act.

12 (d) None of the funds provided for the Nuclear Regu-
13 latory Commission shall be available for obligation or ex-
14 penditure through a reprogramming of funds that in-
15 creases funds or personnel for any program, project, or
16 activity for which funds are denied or restricted by this
17 Act.

18 (e) The Commission shall provide a monthly report
19 to the Committees on Appropriations of both Houses of
20 Congress, which includes the following for each program,
21 project, or activity, including any prior year appropria-
22 tions—

- 23 (1) total budget authority;
- 24 (2) total unobligated balances; and
- 25 (3) total unliquidated obligations.

TITLE V

GENERAL PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

1 SEC. 501. None of the funds appropriated by this Act
2 may be used in any way, directly or indirectly, to influence
3 congressional action on any legislation or appropriation
4 matters pending before Congress, other than to commu-
5 nicate to Members of Congress as described in 18 U.S.C.
6 1913.

7 SEC. 502. (a) None of the funds made available in
8 title III of this Act may be transferred to any department,
9 agency, or instrumentality of the United States Govern-
10 ment, except pursuant to a transfer made by or transfer
11 authority provided in this Act or any other appropriations
12 Act for any fiscal year, transfer authority referenced in
13 the report of the Committee on Appropriations accom-
14 panying this Act, or any authority whereby a department,
15 agency, or instrumentality of the United States Govern-
16 ment may provide goods or services to another depart-
17 ment, agency, or instrumentality.

18 (b) None of the funds made available for any depart-
19 ment, agency, or instrumentality of the United States
20 Government may be transferred to accounts funded in title
21 III of this Act, except pursuant to a transfer made by or
22 transfer authority provided in this Act or any other appro-

1 priations Act for any fiscal year, transfer authority ref-
2 erenced in the report of the Committee on Appropriations
3 accompanying this Act, or any authority whereby a de-
4 partment, agency, or instrumentality of the United States
5 Government may provide goods or services to another de-
6 partment, agency, or instrumentality.

7 (c) The head of any relevant department or agency
8 funded in this Act utilizing any transfer authority shall
9 submit to the Committees on Appropriations of both
10 Houses of Congress a semiannual report detailing the
11 transfer authorities, except for any authority whereby a
12 department, agency, or instrumentality of the United
13 States Government may provide goods or services to an-
14 other department, agency, or instrumentality, used in the
15 previous 6 months and in the year-to-date. This report
16 shall include the amounts transferred and the purposes
17 for which they were transferred, and shall not replace or
18 modify existing notification requirements for each author-
19 ity.

20 SEC. 503. None of the funds made available by this
21 Act may be used in contravention of Executive Order No.
22 12898 of February 11, 1994 (Federal Actions to Address
23 Environmental Justice in Minority Populations and Low-
24 Income Populations).

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 CONSTRUCTION

4 For an additional amount for “Construction”,
5 \$10,000,000,000, to remain available until expended, of
6 which not less than \$500,000,000 shall be for water-re-
7 lated environmental infrastructure assistance and
8 \$3,000,000,000 shall be for inland waterways projects:
9 *Provided*, That section 102 of Public Law 109–103 (33
10 U.S.C. 2221) shall not apply to funds provided in this
11 paragraph: *Provided further*, That notwithstanding any
12 other provision of law, section 102 of the Water Resources
13 Development Act of 1986 (Public Law 99–662; 33 U.S.C.
14 2212) shall not apply to funds provided in this paragraph:
15 *Provided further*, That the Secretary may initiate addi-
16 tional new construction starts with funds provided in this
17 paragraph without regard to section 110 of this Act: *Pro-*
18 *vided further*, That the limitation concerning total project
19 costs in section 902 of the Water Resources Development
20 Act of 1986 (Public Law 99–662; 33 U.S.C. 2280), as
21 amended, shall not apply to any project receiving funds
22 provided in this paragraph: *Provided further*, That funds
23 appropriated in this paragraph may be used by the Sec-
24 retary of the Army, acting through the Chief of Engineers,
25 to undertake work authorized to be carried out in accord-

1 ance with section 14 of the Flood Control Act of 1946
2 (33 U.S.C. 701r), section 205 of the Flood Control Act
3 of 1948 (33 U.S.C. 701s), section 206 of the Water Re-
4 sources Development Act of 1996 (Public Law 104–303;
5 33 U.S.C. 2330), or section 1135 of the Water Resources
6 Development Act of 1986 (Public Law 99–662; 33 U.S.C.
7 2309a), notwithstanding the program cost limitations set
8 forth in those sections: *Provided further*, That such
9 amount is designated by the Congress as being for an
10 emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 MISSISSIPPI RIVER AND TRIBUTARIES

14 For an additional amount for “Mississippi River and
15 Tributaries”, \$875,000,000, to remain available until ex-
16 pended, of which \$150,000,000 shall be used for necessary
17 expenses to address emergency situations at Corps of En-
18 gineers Federal projects caused by natural disasters: *Pro-*
19 *vided*, That the Secretary may initiate additional new
20 study starts and additional new construction starts with
21 funds provided under this paragraph without regard to
22 other limitations in this Act: *Provided further*, That the
23 limitation concerning total project costs in section 902 of
24 the Water Resources Development Act of 1986 (Public
25 Law 99–662; 33 U.S.C. 2280), as amended, shall not

1 apply to any project receiving funds provided in this para-
2 graph: *Provided further*, That funds provided in this para-
3 graph may not be used to update the final determination
4 73 Fed. Reg. 54398 (September 19, 2008) or to construct
5 or provide for the construction of “Alternative 5” as de-
6 scribed in the Reformulation Main Report and Final Sup-
7 plemental Environmental Impact Statement released by
8 the Corps of Engineers in November 2007: *Provided fur-*
9 *ther*, That such amount is designated by the Congress as
10 being for an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 OPERATION AND MAINTENANCE

14 For an additional amount for “Operation and Main-
15 tenance”, \$5,000,000,000, to remain available until ex-
16 pended, of which \$655,000,000 shall be used for necessary
17 expenses to dredge Federal navigation projects in response
18 to, and repair damages to Corps of Engineers Federal
19 projects caused by, natural disasters: *Provided*, That sec-
20 tion 9006 of the Water Resources Development Act of
21 2007 (Public Law 110–114; 33. U.S.C. 3305) shall not
22 apply to funds provided in this paragraph: *Provided fur-*
23 *ther*, That such amount is designated by the Congress as
24 being for an emergency requirement pursuant to section

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

3 REGULATORY PROGRAM

4 For an additional amount for “Regulatory Program”,
5 \$50,000,000, to remain available until expended, for ex-
6 penses necessary to carry out the administration of laws
7 pertaining to regulation of navigable waters and wetlands:
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.

12 FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

13 For an additional amount for “Formerly Utilized
14 Sites Remedial Action Program”, \$500,000,000, to re-
15 main available until expended: *Provided*, That such
16 amount is designated by the Congress as being for an
17 emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 FLOOD CONTROL AND COASTAL EMERGENCIES

21 For an additional amount for “Flood Control and
22 Coastal Emergencies”, \$415,000,000, to remain available
23 until expended, for necessary expenses to prepare for
24 flood, hurricane, and other natural disasters and support
25 emergency operations, repairs, and other activities in re-

1 sponse to such disasters as authorized by law: *Provided*,
2 That funding utilized for authorized shore protection
3 projects shall restore such projects to the full project pro-
4 file at full Federal expense: *Provided further*, That such
5 amount is designated by the Congress as being for an
6 emergency requirement pursuant to section
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985.

9
10 EXPENSES

11 For an additional amount for “Expenses”,
12 \$50,000,000, to remain available until expended, for nec-
13 essary expenses to administer and oversee the obligation
14 and expenditure of amounts provided in this title for the
15 Corps of Engineers: *Provided*, That such amount is des-
16 ignated 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 DEPARTMENT OF THE INTERIOR

20 BUREAU OF RECLAMATION

21 WATER AND RELATED RESOURCES

22 (INCLUDING TRANSFERS OF FUNDS)

23 For an additional amount for “Water and Related
24 Resources”, \$3,000,000,000, to remain available until ex-
25 pended, of which—

1 (1) \$50,000,000 shall be for water reclamation
2 and reuse projects authorized under title XVI of the
3 Reclamation Projects Authorization and Adjustment
4 Act of 1992 (Public Law 102–575);

5 (2) not less than \$300,000,000 shall be for
6 WaterSMART grants;

7 (3) not less than \$200,000,000 shall be for con-
8 struction activities, for which the Federal share of
9 the cost shall not be more than 50 percent and for
10 which the non-Federal share of not less than 50 per-
11 cent may be provided in cash or in-kind, related to
12 projects found to be feasible by the Secretary of the
13 Interior and which are ready to initiate for the re-
14 pair of critical Reclamation canals where operational
15 conveyance capacity has been seriously impaired by
16 factors such as age or land subsidence, focusing on
17 those that would imminently jeopardize Reclama-
18 tion’s ability to meet water delivery obligations;

19 (4) not less than \$605,000,000 shall be used
20 for titles III, IV, V, and VI of the Claims Resolution
21 Act of 2010 (Public Law 111–291), as amended,
22 title III, subtitle G of the Water Infrastructure Im-
23 provements for the Nation Act (Public Law 114–
24 322), title X, subtitle B, part III of the Omnibus
25 Public Land Management Act of 2009 (Public Law

1 111–11), and the Arizona Water Settlements Act
2 (Public Law 108–451), as amended;

3 (5) not less than \$100,000,000 shall be used
4 for rural water projects and shall include water in-
5 take and treatment facilities of such projects;

6 (6) \$100,000,000 shall be for Environmental
7 Restoration and Compliance;

8 (7) \$8,500,000 shall be for activity associated
9 with emergency remediation or repair of any Rec-
10 lamation facility which has had a failure or there is
11 imminent threat of failure in 2020, in order to re-
12 store and maintain water deliveries for irrigation;

13 (8) \$100,000,000 shall be transferred to the
14 Department of the Interior for programs, projects,
15 and activities authorized by the Central Utah
16 Project Completion Act (titles II–V of Public Law
17 102–575), of which \$1,300,000 shall be transferred
18 to the “Central Utah Project Completion Account”
19 for use by the Utah Reclamation and Mitigation and
20 Conservation Commission for emergency assistance;

21 (9) \$250,000,000 shall be for programs,
22 projects, and activities authorized by the Central
23 Valley Project Improvement Act (Public Law 102–
24 575);

1 (10) \$250,000,000 shall be for programs,
2 projects, and activities authorized by title I of the
3 California Bay-Delta Restoration Act (Public Law
4 108–361), as amended; and

5 (11) \$200,000,000 shall be for Section 10004
6 of the Omnibus Public Land Management Act of
7 2009 (Public Law 111–11):

8 *Provided*, That funds provided under this heading in this
9 title may not be used for the Shasta Dam and Reservoir
10 Enlargement Project: *Provided further*, That such amount
11 is designated by the Congress as being for an emergency
12 requirement pursuant to section 251(b)(2)(A)(i) of the
13 Balanced Budget and Emergency Deficit Control Act of
14 1985.

15 DEPARTMENT OF ENERGY

16 ENERGY EFFICIENCY AND RENEWABLE ENERGY

17 For an additional amount for “Energy Efficiency and
18 Renewable Energy”, \$7,780,000,000 (increased by
19 \$25,000,000) (increased by \$250,000,000) (increased by
20 \$25,000,000) (increased by \$250,000,000), to remain
21 available until expended, of which—

22 (1) \$3,000,000,000 (increased by
23 \$250,000,000) shall be for the Weatherization As-
24 sistance Program under part A of title IV of the En-
25 ergy Conservation and Production Act (Public Law

1 94–385; 42 U.S.C. 6861 et seq.), of which
2 \$300,000,000 shall be for enhancements and innova-
3 tion as described in section 603 of this Act, and
4 \$2,000,000 (increased by \$3,000,000) shall be for
5 training and technical assistance to strengthen and
6 increase weatherization apprenticeship pathways;

7 (2) \$730,000,000 shall be for the State Energy
8 Program authorized under part D of title III of the
9 Energy Policy and Conservation Act (Public Law
10 94–163; 42 U.S.C. 6321 et seq.);

11 (3) \$2,000,000,000 (increased by
12 \$250,000,000) shall be for Energy Efficiency and
13 Conservation Block Grants for implementation of
14 programs authorized under subtitle E of title V of
15 the Energy Independence and Security Act of 2007
16 (Public Law 110–140; 42 U.S.C. 17151 et seq.), of
17 which \$1,500,000,000 (increased by \$250,000,000)
18 is available through the formula in subtitle E;

19 (4) \$1,000,000,000 (increased by \$25,000,000)
20 shall be for the Vehicles Technologies Office to de-
21 velop electric and alternative vehicle infrastructure;

22 (5) \$500,000,000 shall be for the Advanced
23 Manufacturing Office, of which—

24 (A) \$250,000,000 shall be for battery sup-
25 ply chain support;

1 (B) \$125,000,000 shall be for a grant pro-
2 gram to improve energy efficiency at water and
3 wastewater plants; and

4 (C) \$125,000,000 shall be for a domestic
5 manufacturing conversion grant program au-
6 thorized under section 132 of subtitle B in title
7 I of the Energy Independence and Security Act
8 of 2007 (Public Law 110–140; 42 U.S.C.
9 17011 et seq.);

10 (6) \$200,000,000 (increased by \$25,000,000)
11 shall be for grants to deploy solar and distributed
12 energy systems in low-income and underserved com-
13 munities, for which no cost share is required;

14 (7) \$100,000,000 shall be for the Hydrogen
15 and Fuel Cell Technologies Office for H2@Scale
16 demonstration and deployment activities related to
17 hydrogen production, storage, transport, and infra-
18 structure;

19 (8) \$230,000,000 shall be for facilities and in-
20 frastructure; and

21 (9) \$20,000,000 shall be for program direction:
22 *Provided*, That funds provided under this heading in this
23 title may not be used for any activities related to the En-
24 ergy Materials and Processing at Scale Research Facility:
25 *Provided further*, That notwithstanding section 3304 of

1 title 5, United States Code, and without regard to the pro-
2 visions of sections 3309 through 3318 of such title 5, the
3 Secretary of Energy, upon a determination that there is
4 a severe shortage of candidates or a critical hiring need
5 for particular positions to carry out the activities funded
6 under this heading in this title, may from within the funds
7 provided under this heading in this title, recruit and di-
8 rectly appoint highly qualified individuals into the com-
9 petitive service: *Provided further*, That such authority
10 shall not apply to positions in the Excepted Service or the
11 Senior Executive Service: *Provided further*, That any ac-
12 tion authorized herein shall be consistent with the merit
13 principles of section 2301 of such title 5, and the Depart-
14 ment shall comply with the public notice requirements of
15 section 3327 of such title 5: *Provided further*, That such
16 amount is designated by the Congress as being for an
17 emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 ELECTRICITY

21 For an additional amount for “Electricity”,
22 \$3,350,000,000, to remain available until expended, for
23 necessary expenses related to grid modernization pro-
24 grams, of which—

1 (1) \$2,000,000,000 shall be for grants and
2 demonstrations to enhance the resilience, reliability,
3 and energy security of electric infrastructure, to im-
4 prove preparedness and restoration time to mitigate
5 power disturbances, to continue delivery of power to
6 critical facilities and electricity-dependent essential
7 services, to enhance regional grid resilience, and to
8 facilitate greater incorporation of renewable energy
9 generation;

10 (2) \$56,500,000 shall be for construction of the
11 Grid Storage Launchpad;

12 (3) \$500,000,000 shall be for energy storage
13 demonstration projects across a portfolio of tech-
14 nologies and approaches; and

15 (4) not less than \$770,500,000 shall be for
16 grants to manufacturers in the United States for the
17 manufacturing of advanced batteries and compo-
18 nents:

19 *Provided*, That the Secretary shall ensure regional diver-
20 sity among eligible entities that receive the funds for
21 grants, technical assistance, and demonstrations provided
22 under this heading in this title: *Provided further*, That
23 funds provided for these activities shall not be subject to
24 cost share requirements for State, local, and other govern-
25 ment recipients: *Provided further*, That notwithstanding

1 section 3304 of title 5, United States Code, and without
2 regard to the provisions of sections 3309 through 3318
3 of such title 5, the Secretary of Energy, upon a determina-
4 tion that there is a severe shortage of candidates or a crit-
5 ical hiring need for particular positions to carry out the
6 activities funded under this heading in this title, may from
7 within the funds provided under this heading in this title,
8 recruit and directly appoint highly qualified individuals
9 into the competitive service: *Provided further*, That such
10 authority shall not apply to positions in the Excepted
11 Service or the Senior Executive Service: *Provided further*,
12 That any action authorized herein shall be consistent with
13 the merit principles of section 2301 of such title 5, and
14 the Department shall comply with the public notice re-
15 quirements of section 3327 of such title 5: *Provided fur-*
16 *ther*, That such amount is designated by the Congress as
17 being for an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 NUCLEAR ENERGY

21 For an additional amount for “Nuclear Energy”,
22 \$1,250,000,000, to remain available until expended, of
23 which—

24 (1) \$700,000,000 shall be for the Advanced Re-
25 actor Demonstration Program;

1 (2) not less than \$192,300,000 shall be for the
2 Advanced Small Modular Reactor program: *Pro-*
3 *vided*, That the cost share for any demonstration
4 project shall be up to 50 percent from the Depart-
5 ment and not less than 50 percent from non-federal
6 sources: *Provided further*, That any demonstration
7 project must meet the following criteria:

8 (A) technical feasibility that the dem-
9 onstration can be operational in 5 to 7 years;

10 (B) likelihood that the design can be li-
11 censed for safe operations by the Nuclear Regu-
12 latory Commission;

13 (C) use of certified fuel design or dem-
14 onstration of a clear path to certification within
15 5 to 7 years;

16 (D) affordability of the design for full-scale
17 construction and cost of electricity generation;

18 (E) ability of the team to provide its por-
19 tion of the cost share; and

20 (F) technical abilities and qualifications of
21 teams desiring to demonstrate a proposed ad-
22 vanced nuclear reactor technology;

23 (3) \$100,000,000 shall be for integrated hydro-
24 gen-nuclear demonstration projects;

1 (4) \$66,000,000 shall be for construction of the
2 Sample Preparation Laboratory;

3 (5) \$61,700,000 shall be for Materials and
4 Fuels Complex Plant Health Investments; and

5 (6) \$125,000,000 shall be for Advanced Test
6 Reactor Recapitalization:

7 *Provided*, That such amount is designated by the Congress
8 as being for an emergency requirement pursuant to sec-
9 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
10 gency Deficit Control Act of 1985.

11 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

12 For an additional amount for “Fossil Energy Re-
13 search and Development”, \$1,250,000,000, to remain
14 available until expended, of which—

15 (1) \$750,000,000 shall be for a carbon capture
16 and utilization technology commercialization pro-
17 gram to improve the efficiency, effectiveness, cost,
18 and environmental performance of fossil fuel-fired
19 facilities, including the industrial sector, through
20 front end engineering design, commercial demonstra-
21 tion of advanced carbon capture technology projects,
22 commercial demonstration of direct air capture tech-
23 nology projects, and commercialization projects of
24 large-scale carbon dioxide storage sites in saline geo-
25 logical formations, including activities exploring, cat-

1 egorizing, and developing storage sites and necessary
2 pipeline infrastructure;

3 (2) not less than \$239,500,000 shall be for
4 demonstrations of negative emissions technologies;

5 (3) \$23,000,000 shall be for Joule 2 and Joule
6 3;

7 (4) \$25,000,000 shall be for the Computational
8 Science and Engineering Center;

9 (5) \$25,000,000 shall be for the Extreme Con-
10 dition Reactive Fluids Lab;

11 (6) \$25,000,000 shall be for the Materials and
12 Minerals Characterization Center;

13 (7) \$25,000,000 shall be for the Combustion
14 Development Facility;

15 (8) \$25,000,000 shall be for the Direct Air
16 Capture Center;

17 (9) \$20,000,000 shall be for the Center for
18 Data Analytics and Machine Learning;

19 (10) \$15,000,000 shall be for the Advanced
20 Alloy Development Facility;

21 (11) \$15,000,000 shall be for the Carbon Utili-
22 zation Center;

23 (12) \$15,000,000 shall be for the Scale-up Phe-
24 nomena Laboratory;

1 (13) \$10,000,000 shall be for Materials Engi-
2 neering Manufacturing laboratory upgrades;

3 (14) \$9,500,000 shall be for NETL campus in-
4 frastructure utilities;

5 (15) \$8,000,000 shall be for the Geological En-
6 vironmental Science Center;

7 (16) \$6,000,000 shall be for Cross Cutting Re-
8 search and Innovation Center laboratory renova-
9 tions; and

10 (17) \$4,000,000 shall be for demolition of ex-
11 cess and aging infrastructure:

12 *Provided*, That such amount is designated by the Congress
13 as being for an emergency requirement pursuant to sec-
14 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985.

16 NON-DEFENSE ENVIRONMENTAL CLEANUP

17 For an additional amount for “Non-Defense Environ-
18 mental Cleanup”, \$200,000,000, to remain available until
19 expended, of which—

20 (1) \$50,500,000 shall be for the Moab Uranium
21 Mill Tailings Remedial Action Project;

22 (2) \$48,000,000 shall be for the Energy Tech-
23 nology Engineering Center;

24 (3) \$45,500,000 shall be for Lawrence Berkeley
25 National Laboratory; and

1 (4) \$56,000,000 shall be for the West Valley
2 Demonstration Project:
3 *Provided*, That such amount is designated by the Congress
4 as being for an emergency requirement pursuant to sec-
5 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
6 gency Deficit Control Act of 1985.

7 URANIUM ENRICHMENT DECONTAMINATION AND
8 DECOMMISSIONING FUND

9 For an additional amount for “Uranium Enrichment
10 Decontamination and Decommissioning Fund”,
11 \$240,000,000, to remain available until expended, for nec-
12 essary expenses related to cleanup of uranium gaseous dif-
13 fusion plants, of which \$120,000,000 shall be for the
14 Portsmouth Gaseous Diffusion Plant Site and
15 \$120,000,000 shall be for the Paducah Gaseous Diffusion
16 Site: *Provided*, That such amount is designated by the
17 Congress as being for an emergency requirement pursuant
18 to section 251(b)(2)(A)(i) of the Balanced Budget and
19 Emergency Deficit Control Act of 1985.

20 SCIENCE

21 For an additional amount for “Science”,
22 \$6,250,000,000, to remain available until expended, for
23 necessary expenses related to scientific infrastructure, of
24 which—

1 (1) \$340,000,000 shall be for procurement of
2 the exascale systems at the Argonne Leadership
3 Computing Facility;

4 (2) \$332,000,000 shall be for procurement of
5 the exascale systems at the Oak Ridge Leadership
6 Computing Facility;

7 (3) \$75,000,000 shall be for equipment and in-
8 frastructure for the Quantum Information Science
9 Research Centers;

10 (4) \$100,000,000 shall be for existing advanced
11 computing systems at the Leadership Computing
12 Facilities;

13 (5) \$20,000,000 shall be for power upgrades at
14 the National Energy Research Scientific Computing
15 Center;

16 (6) \$4,530,000 shall be for the Exascale Com-
17 puting Project;

18 (7) \$2,250,000 shall be for ESnet;

19 (8) \$1,500,000 shall be for National Energy
20 Research Scientific Computing Center 9 infrastruc-
21 ture;

22 (9) \$1,300,000 shall be for the Argonne Lead-
23 ership Computing Facility;

24 (10) \$700,000 shall be for the Oak Ridge Lead-
25 ership Computing Facility;

1 (11) \$50,000,000 shall be for Environmental
2 Molecular Sciences Laboratory equipment upgrades;

3 (12) \$50,000,000 shall be for Joint Genome In-
4 stitute equipment upgrades;

5 (13) \$50,000,000 shall be for Atmospheric Ra-
6 diation Measurement User Facility fixed and mobile
7 sites equipment upgrades;

8 (14) \$214,000,000 shall be for the Linac Co-
9 herent Light Source-II-High Energy;

10 (15) \$207,300,000 shall be for the Spallation
11 Neutron Source Second Target Station;

12 (16) \$200,000,000 shall be for Ames main
13 building modernization;

14 (17) \$170,000,000 shall be for the Advanced
15 Light Source Upgrade;

16 (18) \$151,000,000 shall be for the Advanced
17 Photon Source Upgrade;

18 (19) \$91,200,000 shall be for the Spallation
19 Neutron Source Proton Power Upgrade;

20 (20) \$75,000,000 shall be for the Linac Coher-
21 ent Light Source-II;

22 (21) \$73,000,000 shall be for the Cryomodule
23 Repair & Maintenance Facility;

24 (22) \$60,000,000 shall be for Nanoscale
25 Science Research Centers Recapitalization;

1 (23) \$59,500,000 shall be for NSLS–II Experi-
2 mental Tools-II;

3 (24) \$65,000,000 shall be for ITER;

4 (25) \$110,000,000 shall be for the Matter in
5 Extreme Conditions Upgrade;

6 (26) \$134,254,000 shall be for Materials Plas-
7 ma Exposure experiment equipment;

8 (27) \$641,000,000 shall be for Long Baseline
9 Neutrino Facility;

10 (28) \$284,380,000 shall be for the Proton Im-
11 provement Plan II;

12 (29) \$200,300,000 shall be for Large Hadron
13 Collider computing and equipment;

14 (30) \$100,000,000 shall be for Wilson Hall ren-
15 ovations;

16 (31) \$62,000,000 shall be for Cosmic Micro-
17 wave Background—Stage 4;

18 (32) \$9,000,000 shall be for Muon to Electron
19 Conversion Experiment equipment;

20 (33) \$6,000,000 shall be for Super Cryogenic
21 Dark Matter Search equipment;

22 (34) \$2,100,000 shall be for the Large Synoptic
23 Survey Telescope project;

24 (35) \$448,200,000 shall be for the Electron Ion
25 Collider;

1 (36) \$202,900,000 shall be for the U.S. Stable
2 Isotope Production and Research Center;

3 (37) \$145,500,000 shall be for Ton Scale
4 Neutrinoless Double Beta Decay equipment;

5 (38) \$87,000,000 shall be for the High Rigidity
6 Spectrometer;

7 (39) \$45,000,000 shall be for isotope capabili-
8 ties at the Facility for Rare Isotope Beams;

9 (40) \$43,100,000 shall be for Measurement of
10 a Lepton-Lepton Electroweak Reaction equipment;

11 (41) \$39,100,000 shall be for the Gamma-Ray
12 Energy Tracking Array;

13 (42) \$2,400,000 shall be for Super Pioneering
14 High Energy Nuclear Interaction Experiment equip-
15 ment;

16 (43) \$1,000,000 shall be for Facility for Rare
17 Isotope Beams construction;

18 (44) \$77,000,000 shall be for the Utilities In-
19 frastructure Project;

20 (45) \$65,000,000 shall be for the ORNL Infra-
21 structure Improvements project;

22 (46) \$63,000,000 shall be for the Linear Assets
23 Modernization Project;

24 (47) \$211,036,000 shall be for General Plant
25 Projects;

1 (48) \$73,000,000 shall be for the Argonne Util-
2 ities Upgrade project;

3 (49) \$107,000,000 shall be for the Critical Util-
4 ities Infrastructure Revitalization project;

5 (50) \$52,000,000 shall be for the Critical Utili-
6 ties Rehabilitation Project;

7 (51) \$83,750,000 shall be for the BioEPIC
8 Building;

9 (52) \$59,000,000 shall be for the Princeton
10 Plasma Innovation Center;

11 (53) \$70,000,000 shall be for CEBAF Renova-
12 tion and Expansion;

13 (54) \$59,500,000 shall be for the Critical Infra-
14 structure Recovery and Renewal project;

15 (55) \$75,400,000 shall be for the Seismic and
16 Safety Modernization project;

17 (56) \$50,000,000 shall be for the Craft Re-
18 source Facility;

19 (57) \$45,000,000 shall be for the Large Scale
20 Collaboration Center;

21 (58) \$43,000,000 shall be for the Science User
22 Support Center;

23 (59) \$39,750,000 shall be for the Translational
24 Research Capacity construction project;

1 (60) \$28,000,000 shall be for the Ames Infra-
2 structure Modernization project;

3 (61) \$5,750,000 shall be for the Energy
4 Sciences Capability project;

5 (62) \$5,500,000 shall be for the Integrated En-
6 gineering Research Center;

7 (63) \$1,400,000 shall be for Tritium System
8 Demolition and Disposal;

9 (64) \$1,300,000 shall be for the Core Facility
10 Revitalization construction project;

11 (65) \$1,000,000 shall be for the Electrical Ca-
12 pacity and Distribution Capability project;

13 (66) \$65,000,000 shall be for the TJNAF In-
14 frastructure Improvement project; and

15 (67) \$12,100,000 shall be for addressing Office
16 of Science cybersecurity infrastructure deficiencies:

17 *Provided*, That such amount is designated by the Congress
18 as being for an emergency requirement pursuant to sec-
19 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
20 gency Deficit Control Act of 1985.

21 ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

22 For an additional amount for “Advanced Research
23 Projects Agency—Energy”, \$250,000,000, to remain
24 available until expended, for necessary expenses for dem-
25 onstration projects: *Provided*, That such amount is des-

1 ignated by the Congress as being for an emergency re-
2 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985.

4 OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS

5 For an additional amount for “Office of Indian En-
6 ergy Policy and Programs”, \$150,000,000, to remain
7 available until expended, for necessary expenses for the
8 development and deployment of energy infrastructure on
9 Indian lands that results in the reduction of energy costs,
10 assistance in economic development, and electrification in
11 Tribal communities: *Provided*, That such funds shall not
12 be subject to cost share requirements: *Provided further*,
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 OFFICE OF THE INSPECTOR GENERAL

18 For an additional amount for “Office of the Inspector
19 General”, \$20,000,000, to remain available until ex-
20 pended, for necessary expenses of the Office of the Inspec-
21 tor General in carrying out the provisions of the Inspector
22 General Act of 1978 (Public Law 95–452), as amended,
23 and for providing oversight of the funds provided for the
24 Department of Energy in this title: *Provided*, That such
25 amount is designated by the Congress as being for an

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

4 DEFENSE ENVIRONMENTAL CLEANUP

5 For an additional amount for “Defense Environ-
6 mental Cleanup”, \$2,685,000,000, to remain available
7 until expended, of which—

8 (1) \$941,000,000 shall be for the Hanford Site,
9 of which—

10 (A) \$350,000,000 shall be for site infra-
11 structure upgrades;

12 (B) \$230,000,000 shall be for tank farm
13 infrastructure;

14 (C) \$175,000,000 shall be for Area 105 K
15 West Basin disposition;

16 (D) \$71,000,000 shall be for Area 300/296
17 Waste Site remediation;

18 (E) \$50,000,000 shall be for River Cor-
19 ridor decontamination and decommissioning;

20 (F) \$35,000,000 shall be for tank farm
21 evaporator upgrades; and

22 (G) \$30,000,000 shall be for A/AX farms
23 single shell tank retrievals;

24 (2) \$711,000,000 shall be for the Savannah
25 River Site, of which—

1 (A) \$200,000,000 shall be for H Canyon
2 Basin Dewatering Project;

3 (B) \$140,000,000 shall be for building
4 235–F decontamination and decommissioning;

5 (C) \$82,000,000 shall be for utilities sys-
6 tem upgrades;

7 (D) \$75,000,000 shall be for roads and re-
8 lated infrastructure;

9 (E) \$75,000,000 shall be for critical spares
10 and infrastructure at the Defense Waste Proc-
11 essing Facility;

12 (F) \$60,000,000 shall be for Separations
13 Engineering Development decontamination and
14 decommissioning;

15 (G) \$32,000,000 shall be for Salt Disposal
16 Units 8–12;

17 (H) \$25,000,000 shall be for the Nuclear
18 Materials Storage Vault; and

19 (I) \$22,000,000 shall be for Defense
20 Waste Processing Facility laboratory instru-
21 ments and computers;

22 (3) \$375,000,000 shall be for the Waste Isola-
23 tion Pilot Plant, of which—

24 (A) \$200,000,000 shall be for the Hoist
25 Capability Project;

1 (B) \$90,000,000 shall be for the Safety
2 Significant Ventilation Confinement System;

3 (C) \$55,000,000 shall be for shipping sys-
4 tem upgrades and shielded containers; and

5 (D) \$30,000,000 shall be for underground
6 combustion fume reduction activities;

7 (4) \$240,000,000 shall be for the Idaho Site, of
8 which—

9 (A) \$124,000,000 shall be for accelerated
10 cleanup, decontamination and decommissioning,
11 and groundwater;

12 (B) \$72,000,000 shall be for infrastructure
13 improvements,

14 (C) \$24,000,000 shall be for shielded con-
15 tainers and assay equipment; and

16 (D) \$20,000,000 shall be for Idaho Nu-
17 clear Technology and Engineering Center infra-
18 structure;

19 (5) \$140,000,000 shall be for the Oak Ridge
20 Site, of which—

21 (A) \$90,000,000 shall be for Y-12 Na-
22 tional Security Complex and Oak Ridge Na-
23 tional Laboratory excess facilities decontamina-
24 tion and decommissioning;

1 (B) \$30,000,000 shall be for liquid gas-
2 eous waste operating facilities decontamination
3 and decommissioning; and

4 (C) \$20,000,000 shall be for Transuranic
5 Waste Processing Center infrastructure;

6 (6) \$170,000,000 shall be for Lawrence Liver-
7 more National Laboratory excess facilities decon-
8 tamination and decommissioning;

9 (7) \$58,000,000 shall be for Los Alamos excess
10 facilities decontamination and decommissioning; and

11 (8) \$50,000,000 shall be for Los Alamos middle
12 DP road site investigation and remediation:

13 *Provided*, That such amount is designated by the Congress
14 as being for an emergency requirement pursuant to sec-
15 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
16 gency Deficit Control Act of 1985.

17 OTHER DEFENSE ACTIVITIES

18 For an additional amount for “Other Defense Activi-
19 ties”, \$50,000,000, to remain available until expended, for
20 necessary expenses related to secure compartmented intel-
21 ligence facility infrastructure and IT modernization: *Pro-*
22 *vided*, That funds made available under this paragraph for
23 intelligence activities are deemed to be specifically author-
24 ized by Congress for purposes of section 504 of the Na-
25 tional Security Act of 1947 (50 U.S.C. 3094): *Provided*

1 *further*, That such amount is designated by the Congress
2 as being for an emergency requirement pursuant to sec-
3 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
4 gency Deficit Control Act of 1985.

5 GENERAL PROVISIONS—ADDITIONAL
6 INFRASTRUCTURE INVESTMENTS

7 SEC. 601. The heads of agencies funded under this
8 title shall submit a monthly report to the Committees on
9 Appropriations of the House of Representatives and the
10 Senate detailing the allocation, obligation, and expendi-
11 tures of these funds, including new projects selected to be
12 initiated with funds provided in this title, beginning not
13 later than 45 days after the date of enactment of this Act.

14 SEC. 602. The Secretary of Energy shall, in consulta-
15 tion with the Secretaries of Health and Human Services,
16 Housing and Urban Development, and Veterans Affairs,
17 develop an inter-agency collaboration effort to increase
18 cross-participation in the Department of Energy’s Weath-
19 erization Assistance Program, the Department of Health
20 and Human Services Low Income Home Energy Assist-
21 ance Program, the HUD Lead Hazard Control and
22 Healthy Homes Program, and the Department of Vet-
23 erans Affairs.

24 SEC. 603. The Secretary of Energy shall, within
25 funds made available in this title, distribute funds to WAP

1 grantees via the formula in part A of title IV of the En-
2 ergy Conservation and Production Act (Public Law 94–
3 385; 42 U.S.C. 6861 et seq.), for the purpose of innovative
4 activities that will increase the number of dwelling units
5 that become weatherization-ready through critical repairs,
6 promote the deployment of renewable energy systems and
7 emerging technologies, include community-based weather-
8 ization concepts, and improve indoor environments
9 through healthy homes measures. Grantees may also use
10 such funds for innovative outreach and education, quality
11 control of work performed, data collection, measurement,
12 verification, program monitoring, oversight, evaluation, re-
13 porting, training, and planning related to such work. Such
14 funding is not subject to the savings-to-investment ratio
15 requirements in 10 CFR § 440.21.

16 SEC. 604. (a) Section 415(c)(1) of the Energy Con-
17 servation and Production Act (Public Law 94–385; 42
18 U.S.C. 6865(c)(1)) is amended by striking “\$6,500” and
19 inserting “\$10,000”.

20 (b) Section 415(a)(1) of the Energy Conservation and
21 Production Act (Public Law 94–385; 42 U.S.C.
22 6865(a)(1)) is amended by striking “10 percent” and in-
23 serting “12.5 percent”.

24 (c) Paragraph (2) of section 415(c) of the Energy
25 Conservation and Production Act (Public Law 94–385; 42

1 U.S.C. 6865(c)(2)) is amended to read as follows: “(2)
2 Dwelling units weatherized (including dwelling units par-
3 tially weatherized) under this part, or under other Federal
4 programs (in this paragraph referred to as ‘previous
5 weatherization’), may not receive further financial assist-
6 ance for weatherization under this part until the date that
7 is 15 years after the date such previous weatherization
8 was completed. This paragraph does not preclude dwelling
9 units that have received previous weatherization from re-
10 ceiving assistance and services (including the provision of
11 information and education to assist with energy manage-
12 ment and evaluation of the effectiveness of installed
13 weatherization materials) other than weatherization under
14 this part or under other Federal programs, or from receiv-
15 ing non-Federal assistance for weatherization.”.

16 SEC. 605. (a) No later than 6 months after the date
17 of enactment of this Act, the Secretary of Energy, in co-
18 ordination with the Secretary of Commerce, shall—

19 (1) determine any geographic area within the
20 contiguous United States that lacks a Federal power
21 marketing agency;

22 (2) develop a plan or criteria for the geographic
23 areas identified in paragraph (1) regarding invest-
24 ment in renewable energy and associated infrastruc-
25 ture within an area identified in paragraph (1); and

1 (3) identify any Federal agency within an area
2 in paragraph (1) that has, or could develop, the abil-
3 ity to facilitate the investment in paragraph (2).

4 (b) The Secretary of Energy, in coordination with the
5 Secretary of Commerce, shall provide the determinations
6 made under subsection (a) to the Committee on Appro-
7 priations and the Committee on Energy and Commerce
8 of the House of Representatives.

9 (c) Based upon the determinations made pursuant to
10 subsection (a), the Secretary of Energy, in coordination
11 with the Secretary of Commerce, shall recommend to the
12 Committee on Energy and Commerce of the House of
13 Representatives the establishment of any new Federal
14 lending authority, including authorization of additional
15 lending authority for existing Federal agencies, not to ex-
16 ceed \$3,500,000,000 per geographic area identified in
17 subsection (a)(1).

18 (d) There is hereby appropriated \$25,000,000 to
19 carry out this section.

20 (e) The amounts provided by this section are des-
21 ignated by the Congress as being for an emergency re-
22 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
23 anced Budget and Emergency Deficit Control Act of 1985.

24 SEC. 606. (a) Requirements relating to non-Federal
25 cost-share grants and cooperative agreements for the

1 Delta Regional Authority under section 382D of the Agri-
2 cultural Act of 1961 and Consolidated Farm and Rural
3 Development Act (7 U.S.C. 2009aa-3) are waived for
4 grants awarded in fiscal year 2020 and in subsequent
5 years in response to economic distress directly related to
6 the impacts of the Coronavirus Disease (COVID-19).

7 (b) Requirements relating to non-Federal cost-share
8 grants and cooperative agreements for the Northern Bor-
9 der Regional Commission under section 15501(d) of title
10 40, United States Code, are waived for grants awarded
11 in fiscal year 2020 and in subsequent years in response
12 to economic distress directly related to the impacts of the
13 Coronavirus Disease (COVID-19).

14 (c) Requirements relating to non-Federal cost-share
15 grants and cooperative agreements for the Denali Com-
16 mission are waived for grants awarded in fiscal year 2020
17 and in subsequent years in response to economic distress
18 directly related to the impacts of the Coronavirus Disease
19 (COVID-19).

20 SEC. 607. None of the funds made available by this
21 Act may be used to reject any application for a grant
22 available under funds appropriated by this Act because of
23 the use of the term “global warming” or the term “climate
24 change” in the application.

1 SEC. 608. (a) None of the funds appropriated or oth-
 2 erwise made available by this Act may be made available
 3 to enter into any new contract, grant, or cooperative
 4 agreement with any entity listed in subsection (b).

5 (b) The entities listed in this subsection are the fol-
 6 lowing:

Trump International Hotel & Tower Chicago, Chicago, IL	Trump International Hotel & Golf Links Ireland (formerly The Lodge at Doonbeg), Doonbeg, Ireland	Trump International Hotel Las Vegas, Las Vegas, NV
Trump National Doral Miami, Miami, FL	Trump International Hotel & Tower New York, New York City, NY	Trump SoHo New York, New York City, NY
Trump International Hotel & Tower, Vancouver, Vancouver, Canada	Trump International Hotel Waikiki, Honolulu, HI	Trump International Hotel Washington, DC
Trump Tower, 721 Fifth Avenue, New York City, New York	Trump World Tower, 845 United Nations Plaza, New York City, New York	Trump Park Avenue, 502 Park Avenue, New York City, New York
Trump International Hotel & Tower, NY	Trump Parc East, 100 Central Park South, New York City, New York	Trump Palace, 200 East 69th Street, New York City, New York
Heritage, Trump Place, 240 Riverside Blvd, New York City, New York	Trump Place, 220 Riverside Blvd, New York City, New York	Trump Place, 200 Riverside Blvd, New York City, New York
Trump Grande, Sunny Isles, FL	Trump Hollywood Florida, Hollywood, Florida	Trump Plaza, New Rochelle, NY
Trump Tower at City Center, Westchester, NY	Trump Park Residences, Yorktown, NY	Trump Parc Stamford, Stamford, Connecticut
Trump Plaza Residences, Jersey City, NJ	The Estate at Trump National, Los Angeles, CA	Trump Towers Pune, India, Pune, India
Trump Tower Mumbai, India, Mumbai, India	Trump Towers Makati, Philippines, Makati, Philippines	Trump International Vancouver, Vancouver, Canada
Trump Towers Istanbul, Sisli, Istanbul, Sisli	Trump Tower Punta Del Este, Uruguay, Punta Sel Este, Uruguay	Briar Hall Operations LLC, New York, New York
DT Dubai Golf Manager LLC, New York, New York	DT Dubai Golf Manager Member Corp, New York, New York	DT Dubai II Golf Manager LLC, New York, New York
DT Home Marks International LLC, New York, New York	DT Home Marks International Member Corp, New York, New York	DT India Venture LLC, New York, New York

DT India Venture Managing Member Corp, New York, New York	DT Marks Baku LLC, New York, New York	DT Marks Baku Managing Member Corp, New York, New York
DT Marks Dubai LLC, New York, New York	DT Marks Dubai Member Corp, New York, New York	DT Marks Dubai II LLC, New York, New York
DT Marks Dubai II Member Corp, New York, New York	DT Marks Gurgaon LLC, New York, New York	DT Marks Gurgaon Managing Member Corp, New York, New York
DT Marks Jersey City LLC, New York, New York	DT Marks Jupiter LLC, New York, New York	DT Mark Qatar LLC, New York, New York
DT Marks Qatar Member Corp, New York, New York	DT Marks Products International LLC, New York, New York	DT Marks Product International Member Corp, New York, New York
DT Marks Pune LLC, New York, New York	DT Marks Pune Managing Member Corp, New York, New York	DT MARKS PUNE II LLC, New York, New York
DT Marks Pune II Managing Member Corp, New York, New York	DT Marks Rio LLC, New York, New York	DT Marks Rio Member Corp, New York, New York
DT Marks Vancouver LP, New York, New York	DT Marks Vancouver Managing Member Corp, New York, New York	DT Marks Worli LLC, New York, New York
DT Marks Worli Member Corp, New York, New York	DT Tower Gurgaon LLC, New York, New York	DT Tower Gurgaon Managing Member Corp, New York, New York
Indian Hills Holdings LLC f/k/a Indian Hills Development LLC, New York, New York	Jupiter Golf Club LLC (Trump National Gold Club-Jupiter), New York, New York	Jupiter Golf Club Managing Member Corp, New York, New York
Lamington Family Holdings LLC, New York, New York	Lawrence Towers Apartments, New York, New York	LFB Acquisition LLC, New York, New York
LFB Acquisition Member Corp, New York, New York	MAR-A-LAGO CLUB, L.L.C., Palm Beach, Florida	Mar A Lago Club, L.L.C, New York, New York
Nitto World Co, Limited, Turnberry, Scotland	OPO Hotel Manager LLC, New York, New York	OPO Hotel Manager Member Corp, New York, New York
OWO Developer LLC, New York, New York	TIGL Ireland Enterprises Limited (Trump International Golf Links- Doonbeg), Doonbeg, Ireland	TIGL Ireland Management Limited, Doonbeg, Ireland
Ace Entertainment Holdings Inc (f/k/a Trump Casinos Inc and formerly Trump Taj Mahal, Inc), Atlantic City, NJ	Trump Chicago Commercial Member Corp, New York, New York	Trump Chicago Commercial Manager LLC, New York, New York
Trump Chicago Development LLC, New York, New York	Trump Chicago Hotel Member Corp, New York, New York	Trump Chicago Hotel Manager LLC, New York, New York
Trump Chicago Managing Member LLC, New York, New York	Trump Chicago Member LLC, New York, New York	Trump Chicago Residential Member Corp, New York, New York
Trump Chicago Residential Manager LLC, New York, New York	Trump Chicago Retail LLC, New York, New York	Trump Chicago Retail Manager LLC, New York, New York

Trump Chicago Retail Member Corp, New York, New York	Trump Drinks Israel Holdings LLC, New York, New York	Trump Drinks Israel Holdings Member Corp, New York, New York
Trump Drinks Israel LLC, New York, New York	Trump Drinks Israel Member Corp, New York, New York	Trump Endeavor 12 LLC (Trump National Doral), New York, New York
Trump Endeavor 12 Manager Corp, New York, New York	Trump Golf Acquisitions LLC, New York, New York	Trump Golf Coco Beach LLC, New York, New York
Trump Golf Coco Beach Member Corp, New York, New York	Trump International Development LLC, New York, New York	Trump International Golf Club LC (Trump International Golf Club- Florida), New York, New York
Trump International Golf Club Scotland Limited, Aberdeen, Scotland	Trump International Golf Club, Inc, Palm Beach, Florida	Trump International Hotel and Tower Condominium, New York, New York
Trump International Hotel Hawaii LLC, New York, New York	Trump International Hotels Management LLC, New York, New York	Trump International Management Corp, New York, New York
Trump Korean Projects LLC, New York, New York	Trump Marks Atlanta LLC, New York, New York	Trump Marks Atlanta Member Corp, New York, New York
Trump Marks Baja Corp, New York, New York	Trump Marks Baja LLC, New York, New York	Trump Marks Batumi, LLC, New York, New York
Trump Marks Beverages Corp, New York, New York	Trump Marks Beverages, LLC New York, New York	Trump Marks Canouan Corp, New York, New York
Trump Marks Canouan, LLC New York, New York	Trump Marks Chicago LLC, New York, New York	Trump Marks Chicago Member Corp, New York, New York
Trump Marks Dubai Corp, New York, New York	Trump Marks Dubai LLC, New York, New York	Trump Marks Egypt Corp, New York, New York
Trump Marks Egypt LLC, New York, New York	Trump Marks Fine Foods LLC, New York, New York	Trump Marks Fine Foods Member Corp, New York, New York
Trump Marks Ft. Lauderdale LLC, New York, New York	Trump Marks Ft. Lauderdale Member Corp, New York, New York	Trump Marks GP Corp, New York, New York
Trump Marks Holdings LP (FKA Trump Marks LP), New York, New York	Trump Marks Hollywood Corp, New York, New York	Trump Marks Hollywood LLC, New York, New York
Trump Marks Istanbul II Corp, New York, New York	Trump Marks Istanbul II LLC, New York, New York	Trump Marks Jersey City Corp, New York, New York
Trump Marks Jersey City LLC, New York, New York	Trump Marks Mattress LLC, New York, New York	Trump Marks Mattress Member Corp, New York, New York
Trump Marks Menswear LLC, New York, New York	Trump Marks Menswear Member Corp, New York, New York	Trump Marks Mortgage Corp, New York, New York
Trump Marks Mtg LLC, New York, New York	Trump Marks Mumbai LLC, New York, New York	Trump Marks Mumbai Member Corp, New York, New York
Trump Marks New Rochelle Corp, New York, New York	Trump Marks New Rochelle LLC, New York, New York	Trump Marks Palm Beach Corp, New York, New York

Trump Marks Palm Beach LLC, New York, New York	Trump Marks Panama Corp, New York, New York	Trump Marks Panama LLC, New York, New York
Trump Marks Philadelphia Corp, New York, New York	Trump Marks Philadelphia LLC, New York, New York	Trump Marks Philippines Corp, New York, New York
Trump Marks Philippines LLC, New York, New York	Trump Marks Products LLC, New York, New York	The Trump Organization, Inc, New York, New York
Trump Marks Products Member Corp, New York, New York	Trump Marks Puerto Rico I LLC, New York, New York	Trump Marks Puerto Rico I Member Corp, New York, New York
Trump Marks Puerto Rico II LLC, New York, New York	Trump Marks Puerto Rico II Member Corp, New York, New York	Trump Marks Punta del Este LLC, New York, New York
Trump Marks Punta del Este Manager Corp, New York, New York	The Donald J. Trump Company LLC, New York, New York	The Trump Marks Real Estate Corp, New York, New York
Trump Marks SOHO License Corp, New York, New York	Trump Marks SOHO LLC, New York, New York	Trump Marks Stamford LLC, New York, New York
Trump Marks Stamford Corp, New York, New York	Trump Marks Sunny Isles I LLC, New York, New York	Trump Marks Sunny Isles I Member Corp, New York, New York
Trump Marks Sunny Isles II LLC, New York, New York	Trump Marks Sunny Isles II Member Corp, New York, New York	Trump Marks Tampa Corp, New York, New York
Trump Marks Tampa LLC, New York, New York	Trump Marks Toronto Corp, New York, New York	Trump Marks Toronto LLC, New York, New York
Trump Marks Toronto LP (formally Trump Toronto Management LP), New York, New York	Trump Marks Waikiki Corp, New York, New York	Trump Marks Waikiki LLC, New York, New York
Trump Marks Westchester Corp, New York, New York	Trump Marks Westchester LLC, New York, New York	Trump Marks White Plains LLC, New York, New York
Trump Miami Resort Management LLC, New York, New York	Trump Miami Resort Management Member Corp, New York, New York	Trump National Golf Club Colts Neck LLC, New York, New York
Trump National Golf Club Colts Neck Member Corp, New York, New York	Trump National Golf Club LLC (Trump National Golf Club-Westchester), New York, New York	Trump National Golf Club Member Corp, New York, New York
Trump National Golf Club Washington DC LCC, New York, New York	Trump National Golf Club Washington DC Member Corp, New York, New York	Trump Old Post Office LLC, New York, New York
Trump Old Post Office Member Corp, New York, New York	Trump On the Ocean LLC, New York, New York	Trump Organization LLC, New York, New York
The Trump Organization, New York, New York	Trump Pageants, Inc, New York, New York	Trump Palace Condominium, New York, New York
Trump Palace/Parc LLC, New York, New York	Trump Panama Condominium Management LLC, New York, New York	Trump Panama Condominium Member Corp, New York, New York
Trump Panama Hotel Management LLC, New York, New York	Trump Panama Hotel Management Member Corp, New York, New York	Trump Parc East Condominium, New York, New York

Trump Park Avenue Acquisition LLC, New York, New York	Trump Park Avenue LLC, New York, New York	Trump Payroll Chicago LLC, New York, New York
Trump Payroll Corp, New York, New York	Trump Phoenix Development LLC, New York, New York	Trump Plaza LLC, New York, New York
Trump Plaza Member Inc (F/K/A Trump Plaza Corp), New York, New York	Trump Productions LLC (former Rancho Lien LLC), New York, New York	Trump Production Managing Member Inc, New York, New York
Trump Project Manager Corp, New York, New York	Trump Restaurants LLC, New York, New York	Trump Riverside Management LLC, New York, New York
Trump Ruffin Commercial LLC, New York, New York	Trump Ruffin LLC, Las Vegas, NV	Trump Ruffin Tower I LLC, Las Vegas, NV
Trump Sales & Leasing Chicago LLC, Chicago, IL	Trump Sales & Leasing Chicago Member Corp, Chicago, IL	Trump Scotland Member Inc, Aberdeen, Scotland
Trump Scotsborough Square LLC, Scotsborough Square, VA	Trump SoHo Hotel Condominium New York, New York, New York	Trump SoHo Member LLC, New York, New York
Trump Toronto Development Inc, New York, New York	Trump Toronto Member Corp (formally Trump Toronto Management Member Corp), New York, New York	Trump Tower Commercial LLC, New York, New York
Trump Tower Managing Member Inc, New York, New York	Trump Village Construction Corp, New York, New York	Trump Vineyard Estates LLC, New York, New York
Trump Vineyard Estates Manager Corp, New York, New York	Trump Vineyard Estates Lot 3 Owner LLC (F/K/A Eric Trump Land Holdings LLC), New York, New York	Trump Virginia Acquisitions LLC (fka Virginia Acquisitions LLC), New York, New York
Trump Virginia Acquisitions Manager Corp, New York, New York	Trump Virginia Lot 5 LLC, New York, New York	Trump Virginia Lot 5 Manager Corp, New York, New York
Trump Wine Marks LLC, New York, New York	Trump Wine Marks Member Corp, New York, New York	Trump World Productions LLC, New York, New York
Trump World Productions Manager Corp, New York, New York	Trump World Publications LLC, New York, New York	Trump/New World Property Management LLC, New York, New York
Trump's Castle Management Corp, Atlantic City, NJ	Trump Marks White Plains Corp, New York, New York	Turnberry Scotland Managing Member Corp, Turnberry, Scotland
Turnberry Scotland LLC, Turnberry, Scotland	TW Venture I LLC, Palm Beach, Florida	TW Venture II LLC, Doonbeg, Ireland
TW Venture I Managing Member Corp, Palm Beach, Florida	TW Venture II Managing Member Corp, Doonbeg, Ireland	Ultimate Air Corp, New York, New York
Unit 2502 Enterprises Corp, Chicago, IL	Unit 2502 Enterprises LLC, Chicago, IL	VHPS LLC, Los Angeles, CA
West Palm Operations LLC, WPB, Florida	Wexford Hall Inc., New York, New York	White Course LLC, Miami, FL
White Course Managing Member Corp, Miami FL	Wilshire Hall LLC, New York, New York	Wollman Rink Operations LLC, New York, New York

Yorktown Real Estate LLC (F/K/A/ Yorktown Development Associates LLC), New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Donald J. Trump, New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Robert S. Trump, New York, New York
The Fred C. Trump December 16, 1976 Trust- F/B/O Elizabeth J. Trump, New York, New York	Fred C. Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O Elizabeth Trump Grau, New York, New York
Maryanne Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O the grandchildren of Fred C. Trump, New York, New York	The Donald J. Trump grantor Trust - DJT is the Trustee Successor - Trustee is Donald J. Trump, Jr., New York, New York
The Donald J. Trump Revocable Trust, New York, New York	The Police Athletic League, Inc, New York, New York	DT Bali Golf Manager LLC, New York, New York
DT Bali Golf Manager Member Corp, New York, New York	DT Bali Hotel Manager LLC, New York, New York	DT Bali Hotel Manager Member Corp, New York, New York
DT Bali Technical Services Manager LLC, New York, New York	DT Bali Technical Services Manager Member Corp, New York, New York	DT Connect Europe Limited, Turnberry, Scotland
DT Endeavor I LLC, New York, New York	DT Endeavor I Member Corp, New York, New York	DT Lido Golf Manager LLC, New York, New York
DT Lido Golf Manager Member Corp, New York, New York	DT Lido Hotel Manager LLC, New York, New York	DT Lido Hotel Manager Member Corp, New York, New York
DT Marks Bali LLC, New York, New York	DT Marks Bali Member Corp, New York, New York	DT Marks Lido LLC, New York, New York
DT Marks Lido Member Corp, New York, New York	DT Tower I LLC, New York, New York	DT Tower I Member Corp, New York, New York
DT Tower II LLC, New York, New York	DT Tower II Member Corp, New York, New York	DT Tower Kolkata LLC, New York, New York
DT Tower Kolkata Managing Member Corp, New York, New York	DT Venture I LLC, New York, New York	DT Venture I Member Corp, New York, New York
DT Venture II LLC, New York, New York	DT Venture II Member Corp, New York, New York	DTTM Operations LLC, New York, New York
DTTM Operations Managing Member, New York, New York	EID Venture II LLC, New York, New York	EID Venture II Member Corp, New York, New York
THC DC Restaurant Hospitality LLC, New York, New York	Lamington Farm Club (TRUMP NATIONAL GOLF CLUB-BEDMINSTER)*, Bedminster, NJ	Mobile Payroll Construction LLC, New York, New York
Mobile Payroll Construction Manager Corp, New York, New York	C DEVELOPMENT VENTURES LLC, New York, New York	C DEVELOPMENT VENTURES MEMBER CORP, New York, New York
TC MARKS BUENOS AIRES LLC, New York, New York	Midland Associates, New York, New York	Miss Universe L.P., LLLP (formerly Trump Pageants, L.P.), New York, New York

Trump Central Park West Corp, New York, New York	DT Marks Qatar LLC, New York, New York	40 Wall Street LLC, New York, New York
401 North Wabash Venture LLC, Chicago, IL	809 North Canon LLC, Beverly Hills, CA	Caribusiness Investments, S.R.L., Dominican Republic
County Properties, LLC, Norfolk, VA	DJT Aerospace LLC, New York, New York	DJT Operations I LLC, New York, New York
DT Connect II LLC, Palm Beach, Florida	Excel Venture I LLC, St. Martin, French West Indies	Fifty-Seventh Street Associates LLC, New York, New York
Pine Hill Development LLC, Pine Hill, NJ	Seven Springs LLC, Mt. Kisco, NY	Trump Turnberry , Turnberry, Scotland
The East 61 Street Company, LP, New York, New York	The Trump Corporation, New York, New York	TIHT Commercial LLC, New York, New York
TIHT Holding Company LLC, New York, New York	Trump National Golf Club - Hudson Valley, Hopewell Junction, NY	Trump National Golf Club - Charlotte, Charlotte, NC
Trump National Golf Club - Philadelphia, Pine Hill, NJ	Trump International Golf Links - Scotland, Aberdeen, Scotland	Trump Las Vegas Development LLC, Las Vegas, NV
Trump Marks Asia LLC, Sterling, VA	Trump Model Management LLC, New York, New York	Trump National Golf Club - Washington DC, Potomac Falls, VA
1125 South Ocean LLC, Palm Beach, Florida	T Promotions LLC, New York, New York	HWA 555 Owners, LLC, San Francisco, CA
1290 Avenue of the Americas, A Tenancy-In-Common, New York, New York	Trump Tower Triplex, New York, New York	N/K/A DTW VENTURE LLC, Palm Beach, Florida
THC Vancouver Management Corp, Vancouver, Canada	TNGC Jupiter Management Corp, Jupiter, FL	Trump Toronto Hotel Management Corp, New York, New York
Trump Management Inc., Manhasset, NY	THC Miami Restaurant Hospitality LLC, Miami, FL	THC IMEA Development LLC, New York, New York
DT Lido Technical Services Manager LLC, Lido, Indonesia	Trump Las Vegas Sales & Marketing, Inc., Las Vegas, NV	Albemarle Estate, Charlottesville, VA
MacLeod House & Lodge, Aberdeen, Scotland	Trump Golf Links at Ferry Point, New York City, New York	Trump International Golf Club, Dubai, UAE
Trump World Golf Club Dubai, UAE	Trump International Resort & Golf Club Lido, Lido City, Indonesia	Seven Springs, Bedford, NY
Le Chateau des Palmiers, St. Martin, French West Indies	Trump World, Seoul, South Korea	Trump Towers, Sunny Isles, FL
D B Pace Acquisition, LLC, New York, NY	DJT HOLDINGS LLC, New York, NY	Golf Productions LLC, New York, NY
T International Realty LLC, New York, NY	THC CENTRAL RESERVATIONS LLC, New York, NY	THC CHINA DEVELOPMENT LLC, New York, NY
THC SALES & MARKETING LLC, New York, NY	The Trump-Equitable Fifth Avenue Company, New York, NY	TRUMP 106 CPS LLC, New York, NY
TRUMP BOOKS LLC /THE MIDAS TOUCH, New York, NY	TRUMP CAROUSEL LLC, New York, NY	TRUMP CPS LLC, New York, NY
TRUMP FERRY POINT LLC, New York, NY	TRUMP HOME MARKS LLC, New York, NY	TRUMP ICE LLC, New York, NY

STORAGE 106 LLC, New York, NY	SC CLEVELAND MS MANAGEMENT LLC, Cleveland, MS	T RETAIL LLC, New York, NY
WESTMINSTER HOTEL MANAGE- MENT LLC, Living- ston, NJ	GOLF RECREATION SCOTLAND LIM- ITED, Turnberry, Scotland	TRUMP DEVELOP- MENT SERVICES LLC, New York, NY
4T HOLDINGS TWO LLC, New York, NY	T EXPRESS LLC, New York, NY	

1 SEC. 609. None of the funds made available by this
2 Act may be used to grant a hydropower license in con-
3 travention of the requirement for a licensee to conform
4 to the rules and regulations of the Federal Energy Regu-
5 latory Commission for the protection of life, health, and
6 property under section 10(c) of the Federal Power Act (16
7 U.S.C. 803(c)).

8 SEC. 610. None of the funds made available by this
9 Act may be used to issue the Record of Decision for the
10 proposed Pebble Project (POA–2017–271).

11 SEC. 611. None of the funds made available by this
12 Act may be used to remove an inspector from any nuclear
13 power plant during the transfer of spent fuel from a spent
14 fuel pool to dry cask storage.

15 SEC. 612. None of the funds made available by this
16 Act may be used by the Secretary of Energy to make a
17 guarantee under section 1703 of the Energy Policy Act
18 of 2005 (42 U.S.C. 16513) for a project that does not
19 avoid, reduce, or sequester air pollutants or anthropogenic
20 emissions of greenhouse gases.

1 SEC. 613. None of the funds made available by this
2 Act may be used to reject any application for a grant to
3 be made using funds appropriated by this Act because of
4 the use of the term “sea level rise” in the application.

5 This division may be cited as the “Energy and Water
6 Development and Related Agencies Appropriations Act,
7 2021”.

8 **DIVISION D—FINANCIAL SERVICES AND**
9 **GENERAL GOVERNMENT APPROPRIA-**
10 **TIONS ACT, 2021**

11 That the following sums are appropriated, out of any
12 money in the Treasury not otherwise appropriated, for the
13 fiscal year ending September 30, 2021, and for other pur-
14 poses, namely:

15 TITLE I

16 DEPARTMENT OF THE TREASURY

17 DEPARTMENTAL OFFICES

18 SALARIES AND EXPENSES

19 For necessary expenses of the Departmental Offices
20 including operation and maintenance of the Treasury
21 Building and Freedman’s Bank Building; hire of pas-
22 senger motor vehicles; maintenance, repairs, and improve-
23 ments of, and purchase of commercial insurance policies
24 for, real properties leased or owned overseas, when nec-
25 essary for the performance of official business; executive

1 direction program activities; international affairs and eco-
2 nomic policy activities; domestic finance and tax policy ac-
3 tivities, including technical assistance to State, local, and
4 territorial entities; and Treasury-wide management poli-
5 cies and programs activities, \$231,861,000: *Provided*,
6 That of the amount appropriated under this heading—

7 (1) not to exceed \$350,000 is for official recep-
8 tion and representation expenses;

9 (2) not to exceed \$258,000 is for unforeseen
10 emergencies of a confidential nature to be allocated
11 and expended under the direction of the Secretary of
12 the Treasury and to be accounted for solely on the
13 Secretary's certificate; and

14 (3) not to exceed \$24,000,000 shall remain
15 available until September 30, 2022, for—

16 (A) the Treasury-wide Financial Statement
17 Audit and Internal Control Program;

18 (B) information technology modernization
19 requirements;

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

22 (D) the development and implementation
23 of programs within the Office of Cybersecurity
24 and Critical Infrastructure Protection, including
25 entering into cooperative agreements;

1 (E) operations and maintenance of facili-
2 ties; and

3 (F) international operations.

4 COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED
5 STATES FUND
6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses of the Committee on Foreign
8 Investment in the United States, \$20,000,000, to remain
9 available until expended: *Provided*, That the chairperson
10 of the Committee may transfer such amounts to any de-
11 partment or agency represented on the Committee (includ-
12 ing the Department of the Treasury) subject to advance
13 notification to the Committees on Appropriations of the
14 House of Representatives and the Senate: *Provided fur-*
15 *ther*, That amounts so transferred shall remain available
16 until expended for expenses of implementing section 721
17 of the Defense Production Act of 1950, as amended (50
18 U.S.C. 4565), and shall be available in addition to any
19 other funds available to any department or agency: *Pro-*
20 *vided further*, That fees authorized by section 721(p) of
21 such Act shall be credited to this appropriation as offset-
22 ting collections: *Provided further*, That the total amount
23 appropriated under this heading from the general fund
24 shall be reduced as such offsetting collections are received
25 during fiscal year 2021, so as to result in a total appro-

1 priation from the general fund estimated at not more than
2 \$0.

3 OFFICE OF TERRORISM AND FINANCIAL INTELLIGENCE

4 SALARIES AND EXPENSES

5 For the necessary expenses of the Office of Terrorism
6 and Financial Intelligence to safeguard the financial sys-
7 tem against illicit use and to combat rogue nations, ter-
8 rorist facilitators, weapons of mass destruction
9 proliferators, human rights abusers, money launderers,
10 drug kingpins, and other national security threats,
11 \$172,751,000, of which not less than \$3,000,000 shall be
12 available for addressing human rights violations and cor-
13 ruption, including activities authorized by the Global
14 Magnitsky Human Rights Accountability Act (22 U.S.C.
15 2656 note): *Provided*, That of the amounts appropriated
16 under this heading, up to \$10,000,000 shall remain avail-
17 able until September 30, 2022.

18 CYBERSECURITY ENHANCEMENT ACCOUNT

19 For salaries and expenses for enhanced cybersecurity
20 for systems operated by the Department of the Treasury,
21 \$18,000,000, to remain available until September 30,
22 2023: *Provided*, That such funds shall supplement and not
23 supplant any other amounts made available to the Treas-
24 ury offices and bureaus for cybersecurity: *Provided fur-*
25 *ther*, That of the total amount made available under this

1 heading \$1,000,000 shall be available for administrative
2 expenses for the Treasury Chief Information Officer to
3 provide oversight of the investments made under this
4 heading: *Provided further*, That such funds shall supple-
5 ment and not supplant any other amounts made available
6 to the Treasury Chief Information Officer.

7 DEPARTMENT-WIDE SYSTEMS AND CAPITAL

8 INVESTMENTS PROGRAMS

9 (INCLUDING TRANSFER OF FUNDS)

10 For development and acquisition of automatic data
11 processing equipment, software, and services and for re-
12 pairs and renovations to buildings owned by the Depart-
13 ment of the Treasury, \$6,000,000, to remain available
14 until September 30, 2023: *Provided*, That these funds
15 shall be transferred to accounts and in amounts as nec-
16 essary to satisfy the requirements of the Department's of-
17 fices, bureaus, and other organizations: *Provided further*,
18 That this transfer authority shall be in addition to any
19 other transfer authority provided in this Act: *Provided fur-*
20 *ther*, That none of the funds appropriated under this head-
21 ing shall be used to support or supplement "Internal Rev-
22 enue Service, Operations Support" or "Internal Revenue
23 Service, Business Systems Modernization".

1 OFFICE OF INSPECTOR GENERAL
2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General in carrying out the provisions of the Inspector
5 General Act of 1978, \$41,044,000, including hire of pas-
6 senger motor vehicles; of which not to exceed \$100,000
7 shall be available for unforeseen emergencies of a con-
8 fidential nature, to be allocated and expended under the
9 direction of the Inspector General of the Treasury; of
10 which up to \$2,800,000 to remain available until Sep-
11 tember 30, 2022, shall be for audits and investigations
12 conducted pursuant to section 1608 of the Resources and
13 Ecosystems Sustainability, Tourist Opportunities, and Re-
14 vived Economies of the Gulf Coast States Act of 2012 (33
15 U.S.C. 1321 note); and of which not to exceed \$1,000
16 shall be available for official reception and representation
17 expenses.

18 TREASURY INSPECTOR GENERAL FOR TAX
19 ADMINISTRATION
20 SALARIES AND EXPENSES

21 For necessary expenses of the Treasury Inspector
22 General for Tax Administration in carrying out the In-
23 spector General Act of 1978, as amended, including pur-
24 chase and hire of passenger motor vehicles (31 U.S.C.
25 1343(b)); and services authorized by 5 U.S.C. 3109, at

1 such rates as may be determined by the Inspector General
2 for Tax Administration; \$171,350,000, of which
3 \$5,000,000 shall remain available until September 30,
4 2022; of which not to exceed \$6,000,000 shall be available
5 for official travel expenses; of which not to exceed
6 \$500,000 shall be available for unforeseen emergencies of
7 a confidential nature, to be allocated and expended under
8 the direction of the Inspector General for Tax Administra-
9 tion; and of which not to exceed \$1,500 shall be available
10 for official reception and representation expenses.

11 SPECIAL INSPECTOR GENERAL FOR THE TROUBLED

12 ASSET RELIEF PROGRAM

13 SALARIES AND EXPENSES

14 For necessary expenses of the Office of the Special
15 Inspector General in carrying out the provisions of the
16 Emergency Economic Stabilization Act of 2008 (Public
17 Law 110–343), \$19,000,000.

18 FINANCIAL CRIMES ENFORCEMENT NETWORK

19 SALARIES AND EXPENSES

20 For necessary expenses of the Financial Crimes En-
21 forcement Network, including hire of passenger motor ve-
22 hicles; travel and training expenses of non-Federal and
23 foreign government personnel to attend meetings and
24 training concerned with domestic and foreign financial in-
25 telligence activities, law enforcement, and financial regula-

1 tion; services authorized by 5 U.S.C. 3109; not to exceed
2 \$12,000 for official reception and representation expenses;
3 and for assistance to Federal law enforcement agencies,
4 with or without reimbursement, \$126,963,000, of which
5 not to exceed \$34,335,000 shall remain available until
6 September 30, 2023.

7 BUREAU OF THE FISCAL SERVICE

8 SALARIES AND EXPENSES

9 For necessary expenses of operations of the Bureau
10 of the Fiscal Service, \$341,069,000; of which not to ex-
11 ceed \$7,733,000, to remain available until September 30,
12 2023, is for information systems modernization initiatives;
13 and of which \$5,000 shall be available for official reception
14 and representation expenses.

15 In addition, \$165,000, to be derived from the Oil
16 Spill Liability Trust Fund to reimburse administrative
17 and personnel expenses for financial management of the
18 Fund, as authorized by section 1012 of Public Law 101–
19 380.

20 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

21 SALARIES AND EXPENSES

22 For necessary expenses of carrying out section 1111
23 of the Homeland Security Act of 2002, including hire of
24 passenger motor vehicles, \$121,804,000; of which not to
25 exceed \$6,000 shall be available for official reception and

1 representation expenses; and of which not to exceed
2 \$50,000 shall be available for cooperative research and de-
3 velopment programs for laboratory services; and provision
4 of laboratory assistance to State and local agencies with
5 or without reimbursement: *Provided*, That of the amount
6 appropriated under this heading, \$5,000,000 shall be for
7 the costs of accelerating the processing of formula and
8 label applications: *Provided further*, That of the amount
9 appropriated under this heading, \$5,000,000, to remain
10 available until September 30, 2022, shall be for the costs
11 associated with enforcement of and education regarding
12 the trade practice provisions of the Federal Alcohol Ad-
13 ministration Act (27 U.S.C. 201 et seq.).

14 UNITED STATES MINT

15 UNITED STATES MINT PUBLIC ENTERPRISE FUND

16 Pursuant to section 5136 of title 31, United States
17 Code, the United States Mint is provided funding through
18 the United States Mint Public Enterprise Fund for costs
19 associated with the production of circulating coins, numis-
20 matic coins, and protective services, including both oper-
21 ating expenses and capital investments: *Provided*, That
22 the aggregate amount of new liabilities and obligations in-
23 curred during fiscal year 2021 under such section 5136
24 for circulating coinage and protective service capital in-

1 vestments of the United States Mint shall not exceed
2 \$50,000,000.

3 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

4 FUND PROGRAM ACCOUNT

5 To carry out the Riegle Community Development and
6 Regulatory Improvement Act of 1994 (subtitle A of title
7 I of Public Law 103–325), including services authorized
8 by section 3109 of title 5, United States Code, but at rates
9 for individuals not to exceed the per diem rate equivalent
10 to the rate for EX–III, \$273,500,000 (increased by
11 \$1,000,000). Of the amount appropriated under this head-
12 ing—

13 (1) not less than \$171,000,000 (reduced by
14 \$68,400,000) (increased by \$68,400,000), notwith-
15 standing section 108(e) of Public Law 103–325 (12
16 U.S.C. 4707(e)) with regard to Small and/or Emerg-
17 ing Community Development Financial Institutions
18 Assistance awards, is available until September 30,
19 2022, for financial assistance and technical assist-
20 ance under subparagraphs (A) and (B) of section
21 108(a)(1), respectively, of Public Law 103–325 (12
22 U.S.C. 4707(a)(1)(A) and (B)), of which up to
23 \$1,600,000 may be available for training and out-
24 reach under section 109 of Public Law 103–325 (12
25 U.S.C. 4708), of which up to \$2,375,000 may be

1 used for the cost of direct loans, and of which up
2 to \$6,000,000, notwithstanding subsection (d) of
3 section 108 of Public Law 103–325 (12 U.S.C. 4707
4 (d)), may be available to provide financial assistance,
5 technical assistance, training, and outreach to com-
6 munity development financial institutions to expand
7 investments that benefit individuals with disabilities:
8 *Provided*, That the cost of direct and guaranteed
9 loans, including the cost of modifying such loans,
10 shall be as defined in section 502 of the Congres-
11 sional Budget Act of 1974: *Provided further*, That
12 these funds are available to subsidize gross obliga-
13 tions for the principal amount of direct loans not to
14 exceed \$25,000,000: *Provided further*, That of the
15 funds provided under this paragraph, excluding
16 those made to community development financial in-
17 stitutions to expand investments that benefit individ-
18 uals with disabilities and those made to community
19 development financial institutions that serve popu-
20 lations living in persistent poverty counties, the
21 CDFI Fund shall prioritize Financial Assistance
22 awards to organizations that invest and lend in high-
23 poverty areas: *Provided further*, That for purposes of
24 this section, the term “high-poverty area” means
25 any census tract with a poverty rate of at least 20

1 percent as measured by the 2011–2015 5-year data
2 series available from the American Community Sur-
3 vey of the Bureau of the Census for all States and
4 Puerto Rico or with a poverty rate of at least 20
5 percent as measured by the 2010 Island areas De-
6 cennial Census data for any territory or possession
7 of the United States;

8 (2) Not less than \$16,000,000, notwithstanding
9 section 108(e) of Public Law 103–325 (12 U.S.C.
10 4707(e)), is available until September 30, 2022, for
11 financial assistance, technical assistance, training,
12 and outreach programs designed to benefit Native
13 American, Native Hawaiian, and Alaska Native com-
14 munities and provided primarily through qualified
15 community development lender organizations with
16 experience and expertise in community development
17 banking and lending in Indian country, Native
18 American organizations, Tribes and Tribal organiza-
19 tions, and other suitable providers;

20 (3) not less than \$25,000,000 (increased by
21 \$1,000,000) is available until September 30, 2022,
22 for the Bank Enterprise Award program;

23 (4) not less than \$22,000,000, notwithstanding
24 subsections (d) and (e) of section 108 of Public Law
25 103–325 (12 U.S.C. 4707(d) and (e)), is available

1 until September 30, 2022, for a Healthy Food Fi-
2 nancing Initiative to provide financial assistance,
3 technical assistance, training, and outreach to com-
4 munity development financial institutions for the
5 purpose of offering affordable financing and tech-
6 nical assistance to expand the availability of healthy
7 food options in distressed communities;

8 (5) not less than \$10,000,000 is available until
9 September 30, 2022, to provide grants for loan loss
10 reserve funds and to provide technical assistance for
11 small dollar loan programs under section 122 of
12 Public Law 103–325 (12 U.S.C. 4719): *Provided*,
13 That sections 108(d) and 122(b)(2) of such Public
14 Law shall not apply to the provision of such grants
15 and technical assistance;

16 (6) up to \$29,500,000 is available until Sep-
17 tember 30, 2021, for administrative expenses, in-
18 cluding administration of CDFI Fund programs and
19 the New Markets Tax Credit Program, of which not
20 less than \$1,000,000 is for development of tools to
21 better assess and inform CDFI investment perform-
22 ance, and up to \$300,000 is for administrative ex-
23 penses to carry out the direct loan program; and

24 (7) during fiscal year 2021, none of the funds
25 available under this heading are available for the

1 cost, as defined in section 502 of the Congressional
2 Budget Act of 1974, of commitments to guarantee
3 bonds and notes under section 114A of the Riegle
4 Community Development and Regulatory Improve-
5 ment Act of 1994 (12 U.S.C. 4713a): *Provided*,
6 That commitments to guarantee bonds and notes
7 under such section 114A shall not exceed
8 \$500,000,000: *Provided further*, That such section
9 114A shall remain in effect until December 31,
10 2021: *Provided further*, That of the funds awarded
11 under this heading, not less than 10 percent shall be
12 used for awards that support investments that serve
13 populations living in persistent poverty counties:
14 *Provided further*, That for the purposes of this para-
15 graph and paragraph (1), the term “persistent pov-
16 erty counties” means any county, including county
17 equivalent areas in Puerto Rico, that has had 20
18 percent or more of its population living in poverty
19 over the past 30 years, as measured by the 1990
20 and 2000 decennial censuses and the 2011–2015 5-
21 year data series available from the American Com-
22 munity Survey of the Bureau of the Census or any
23 other territory or possession of the United States
24 that has had 20 percent or more of its population
25 living in poverty over the past 30 years, as measured

1 by the 1990, 2000, and 2010 Island Areas Decen-
2 nial Censuses, or equivalent data, of the Bureau of
3 the Census.

4 INTERNAL REVENUE SERVICE

5 TAXPAYER SERVICES

6 For necessary expenses of the Internal Revenue Serv-
7 ice to provide taxpayer services, including pre-filing assist-
8 ance and education, filing and account services, taxpayer
9 advocacy services, and other services as authorized by 5
10 U.S.C. 3109, at such rates as may be determined by the
11 Commissioner, \$2,602,554,000 (reduced by \$1,000,000)
12 (increased by \$1,000,000), of which not less than
13 \$11,000,000 shall be for the Tax Counseling for the El-
14 derly Program, of which not less than \$13,000,000 shall
15 be available for low-income taxpayer clinic grants, of which
16 not less than \$28,000,000, to remain available until Sep-
17 tember 30, 2022, shall be available for the Community
18 Volunteer Income Tax Assistance Matching Grants Pro-
19 gram for tax return preparation assistance, and of which
20 not less than \$211,000,000 shall be available for operating
21 expenses of the Taxpayer Advocate Service: *Provided,*
22 That of the amounts made available for the Taxpayer Ad-
23 vocate Service, not less than \$5,500,000 shall be for iden-
24 tity theft and refund fraud casework.

1 ENFORCEMENT

2 For necessary expenses for tax enforcement activities
3 of the Internal Revenue Service to determine and collect
4 owed taxes, to provide legal and litigation support, to con-
5 duct criminal investigations, to enforce criminal statutes
6 related to violations of internal revenue laws and other fi-
7 nancial crimes, to purchase and hire passenger motor vehi-
8 cles (31 U.S.C. 1343(b)), and to provide other services
9 as authorized by 5 U.S.C. 3109, at such rates as may be
10 determined by the Commissioner, \$5,206,246,000, of
11 which not to exceed \$250,000,000 shall remain available
12 until September 30, 2022, and of which not less than
13 \$60,257,000 shall be for the Interagency Crime and Drug
14 Enforcement program.

15 OPERATIONS SUPPORT

16 For necessary expenses of the Internal Revenue Serv-
17 ice to support taxpayer services and enforcement pro-
18 grams, including rent payments; facilities services; print-
19 ing; postage; physical security; headquarters and other
20 IRS-wide administration activities; research and statistics
21 of income; telecommunications; information technology de-
22 velopment, enhancement, operations, maintenance, and se-
23 curity; the hire of passenger motor vehicles (31 U.S.C.
24 1343(b)); the operations of the Internal Revenue Service
25 Oversight Board; and other services as authorized by 5

1 U.S.C. 3109, at such rates as may be determined by the
2 Commissioner; \$4,057,691,000 (increased by
3 \$10,000,000), of which not to exceed \$250,000,000 shall
4 remain available until September 30, 2022; of which not
5 to exceed \$10,000,000 shall remain available until ex-
6 pended for acquisition of equipment and construction, re-
7 pair and renovation of facilities; of which not to exceed
8 \$1,000,000 shall remain available until September 30,
9 2023, for research; of which not to exceed \$20,000 shall
10 be for official reception and representation expenses: *Pro-*
11 *vided*, That not later than 30 days after the end of each
12 quarter, the Internal Revenue Service shall submit a re-
13 port to the Committees on Appropriations of the House
14 of Representatives and the Senate and the Comptroller
15 General detailing the cost and schedule performance for
16 its major information technology investments, including
17 the purpose and life-cycle stages of the investments; the
18 reasons for any cost and schedule variances; the risks of
19 such investments and strategies the Internal Revenue
20 Service is using to mitigate such risks; and the expected
21 developmental milestones to be achieved and costs to be
22 incurred in the next quarter: *Provided further*, That the
23 Internal Revenue Service shall include, in its budget jus-
24 tification for fiscal year 2022, a summary of cost and

1 schedule performance information for its major informa-
2 tion technology systems.

3 BUSINESS SYSTEMS MODERNIZATION

4 For necessary expenses of the Internal Revenue Serv-
5 ice's business systems modernization program,
6 \$250,000,000, to remain available until September 30,
7 2023, for the capital asset acquisition of information tech-
8 nology systems, including management and related con-
9 tractual costs of said acquisitions, including related Inter-
10 nal Revenue Service labor costs, and contractual costs as-
11 sociated with operations authorized by 5 U.S.C. 3109:
12 *Provided*, That not later than 30 days after the end of
13 each quarter, the Internal Revenue Service shall submit
14 a report to the Committees on Appropriations of the
15 House of Representatives and the Senate and the Comp-
16 troller General detailing the cost and schedule perform-
17 ance for major information technology investments, in-
18 cluding the purposes and life-cycle stages of the invest-
19 ments; the reason for any cost and schedule variances; the
20 risks of such investments and the strategies the Internal
21 Revenue Service is using to mitigate such risks; and the
22 expected developmental milestones to be achieved and
23 costs to be incurred in the next quarter.

1 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

2 SERVICE

3 (INCLUDING TRANSFERS OF FUNDS)

4 SEC. 101. Not to exceed 4 percent of the appropria-
5 tion made available in this Act to the Internal Revenue
6 Service under the “Enforcement” heading, and not to ex-
7 ceed 5 percent of any other appropriation made available
8 in this Act to the Internal Revenue Service, may be trans-
9 ferred to any other Internal Revenue Service appropria-
10 tion upon the advance approval of the Committees on Ap-
11 propriations of the House of Representatives and the Sen-
12 ate.

13 SEC. 102. The Internal Revenue Service shall main-
14 tain an employee training program, which shall include the
15 following topics: taxpayers’ rights, dealing courteously
16 with taxpayers, cross-cultural relations, ethics, and the im-
17 partial application of tax law.

18 SEC. 103. The Internal Revenue Service shall insti-
19 tute and enforce policies and procedures that will safe-
20 guard the confidentiality of taxpayer information and pro-
21 tect taxpayers against identity theft.

22 SEC. 104. Funds made available by this or any other
23 Act to the Internal Revenue Service shall be available for
24 improved facilities and increased staffing to provide suffi-
25 cient and effective 1–800 help line service for taxpayers.

1 The Commissioner shall continue to make improvements
2 to the Internal Revenue Service 1-800 help line service
3 a priority and allocate resources necessary to enhance the
4 response time to taxpayer communications, particularly
5 with regard to victims of tax-related crimes.

6 SEC. 105. The Internal Revenue Service shall issue
7 a notice of confirmation of any address change relating
8 to an employer making employment tax payments, and
9 such notice shall be sent to both the employer's former
10 and new address and an officer or employee of the Internal
11 Revenue Service shall give special consideration to an
12 offer-in-compromise from a taxpayer who has been the vic-
13 tim of fraud by a third party payroll tax preparer.

14 SEC. 106. None of the funds made available under
15 this Act may be used by the Internal Revenue Service to
16 target citizens of the United States for exercising any
17 right guaranteed under the First Amendment to the Con-
18 stitution of the United States.

19 SEC. 107. None of the funds made available in this
20 Act may be used by the Internal Revenue Service to target
21 groups for regulatory scrutiny based on their ideological
22 beliefs.

23 SEC. 108. None of funds made available by this Act
24 to the Internal Revenue Service shall be obligated or ex-
25 pended on conferences that do not adhere to the proce-

1 dures, verification processes, documentation requirements,
2 and policies issued by the Chief Financial Officer, Human
3 Capital Office, and Agency-Wide Shared Services as a re-
4 sult of the recommendations in the report published on
5 May 31, 2013, by the Treasury Inspector General for Tax
6 Administration entitled “Review of the August 2010 Small
7 Business/Self-Employed Division’s Conference in Ana-
8 heim, California” (Reference Number 2013–10–037).

9 SEC. 109. None of the funds made available in this
10 Act to the Internal Revenue Service may be obligated or
11 expended—

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

14 (2) under any hiring or personnel selection
15 process with respect to re-hiring a former employee;
16 unless such program or process takes into account the
17 conduct and Federal tax compliance of such employee or
18 former employee.

19 SEC. 110. None of the funds made available by this
20 Act may be used in contravention of section 6103 of the
21 Internal Revenue Code of 1986 (relating to confidentiality
22 and disclosure of returns and return information).

23 SEC. 111. There is hereby established in the Treasury
24 of the United States a fund to be known as the “Internal
25 Revenue Service Nonrecurring Expenses Fund”: *Provided,*

1 That unobligated balances of expired discretionary funds
2 appropriated in this or any succeeding fiscal year from the
3 General Fund of the Treasury to the Internal Revenue
4 Service by this or any other Act may be transferred (not
5 later than the end of the fifth fiscal year after the last
6 fiscal year for which such funds are available for the pur-
7 poses for which appropriated) into the Internal Revenue
8 Service Nonrecurring Expenses Fund: *Provided further*,
9 That amounts deposited in the Fund pursuant to this sec-
10 tion shall remain available for obligation for 3 fiscal years
11 after the fiscal year of such transfer, and in addition to
12 such other funds as may be available for such purposes,
13 for facilities and information technology expenses: *Pro-*
14 *vided further*, That transfer authority under this section
15 shall be in addition to any other transfer authority pro-
16 vided in this Act: *Provided further*, That amounts in the
17 Fund may be obligated only after the Committees on Ap-
18 propriations of the House of Representatives and the Sen-
19 ate are notified at least 15 days in advance of the planned
20 use of funds: *Provided further*, That the Internal Revenue
21 Service shall include in the annual operating plan required
22 under section 608 of this Act a report on the unobligated
23 balances of the Internal Revenue Service Nonrecurring
24 Expenses Fund and a plan for the use of such funds.

1 ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE
2 TREASURY
3 (INCLUDING TRANSFERS OF FUNDS)

4 SEC. 112. Appropriations to the Department of the
5 Treasury in this Act shall be available for uniforms or al-
6 lowances therefor, as authorized by law (5 U.S.C. 5901),
7 including maintenance, repairs, and cleaning; purchase of
8 insurance for official motor vehicles operated in foreign
9 countries; purchase of motor vehicles without regard to the
10 general purchase price limitations for vehicles purchased
11 and used overseas for the current fiscal year; entering into
12 contracts with the Department of State for the furnishing
13 of health and medical services to employees and their de-
14 pendents serving in foreign countries; and services author-
15 ized by 5 U.S.C. 3109.

16 SEC. 113. Not to exceed 2 percent of any appropria-
17 tions in this title made available under the headings “De-
18 partmental Offices—Salaries and Expenses”, “Office of
19 Terrorism and Financial Intelligence” , “Financial Crimes
20 Enforcement Network”, “Bureau of the Fiscal Service”,
21 and “Alcohol and Tobacco Tax and Trade Bureau” may
22 be transferred between such appropriations upon the ad-
23 vance approval of the Committees on Appropriations of
24 the House of Representatives and the Senate: *Provided*,

1 That no transfer under this section may increase or de-
2 crease any such appropriation by more than 2 percent.

3 SEC. 114. Not to exceed 2 percent of any appropria-
4 tion made available in this Act to the Internal Revenue
5 Service may be transferred to the Treasury Inspector Gen-
6 eral for Tax Administration's appropriation upon the ad-
7 vance approval of the Committees on Appropriations of
8 the House of Representatives and the Senate: *Provided*,
9 That no transfer may increase or decrease any such appro-
10 priation by more than 2 percent.

11 SEC. 115. None of the funds appropriated in this Act
12 or otherwise available to the Department of the Treasury
13 or the Bureau of Engraving and Printing may be used
14 to redesign the \$1 Federal Reserve note.

15 SEC. 116. The Secretary of the Treasury may trans-
16 fer funds from the "Bureau of the Fiscal Service—Sala-
17 ries and Expenses" to the Debt Collection Fund as nec-
18 essary to cover the costs of debt collection: *Provided*, That
19 such amounts shall be reimbursed to such salaries and ex-
20 penses account from debt collections received in the Debt
21 Collection Fund.

22 SEC. 117. None of the funds appropriated or other-
23 wise made available by this or any other Act may be used
24 by the United States Mint to construct or operate any mu-
25 seum without the explicit approval of the Committees on

1 Appropriations of the House of Representatives and the
2 Senate, the House Committee on Financial Services, and
3 the Senate Committee on Banking, Housing, and Urban
4 Affairs.

5 SEC. 118. None of the funds appropriated or other-
6 wise made available by this or any other Act or source
7 to the Department of the Treasury, the Bureau of Engrav-
8 ing and Printing, and the United States Mint, individually
9 or collectively, may be used to consolidate any or all func-
10 tions of the Bureau of Engraving and Printing and the
11 United States Mint without the explicit approval of the
12 House Committee on Financial Services; the Senate Com-
13 mittee on Banking, Housing, and Urban Affairs; and the
14 Committees on Appropriations of the House of Represent-
15 atives and the Senate.

16 SEC. 119. Funds appropriated by this Act, or made
17 available by the transfer of funds in this Act, for the De-
18 partment of the Treasury's intelligence or intelligence re-
19 lated activities are deemed to be specifically authorized by
20 the Congress for purposes of section 504 of the National
21 Security Act of 1947 (50 U.S.C. 414) during fiscal year
22 2021 until the enactment of the Intelligence Authorization
23 Act for Fiscal Year 2021.

24 SEC. 120. Not to exceed \$5,000 shall be made avail-
25 able from the Bureau of Engraving and Printing's Indus-

1 trial Revolving Fund for necessary official reception and
2 representation expenses.

3 SEC. 121. The Secretary of the Treasury shall submit
4 a Capital Investment Plan to the Committees on Appro-
5 priations of the House of Representatives and the Senate
6 not later than 30 days following the submission of the an-
7 nual budget submitted by the President: *Provided*, That
8 such Capital Investment Plan shall include capital invest-
9 ment spending from all accounts within the Department
10 of the Treasury, including but not limited to the Depart-
11 ment-wide Systems and Capital Investment Programs ac-
12 count, Treasury Franchise Fund account, and the Treas-
13 ury Forfeiture Fund account: *Provided further*, That such
14 Capital Investment Plan shall include expenditures occur-
15 ring in previous fiscal years for each capital investment
16 project that has not been fully completed.

17 SEC. 122. Within 45 days after the date of enactment
18 of this Act, the Secretary of the Treasury shall submit
19 an itemized report to the Committees on Appropriations
20 of the House of Representatives and the Senate on the
21 amount of total funds charged to each office by the Fran-
22 chise Fund including the amount charged for each service
23 provided by the Franchise Fund to each office, a detailed
24 description of the services, a detailed explanation of how
25 each charge for each service is calculated, and a descrip-

1 tion of the role customers have in governing in the Fran-
2 chise Fund.

3 SEC. 123. (a) Not later than 60 days after the end
4 of each quarter, the Office of Financial Stability and the
5 Office of Financial Research shall submit reports on their
6 activities to the Committees on Appropriations of the
7 House of Representatives and the Senate, the Committee
8 on Financial Services of the House of Representatives,
9 and the Senate Committee on Banking, Housing, and
10 Urban Affairs.

11 (b) The reports required under subsection (a) shall
12 include—

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

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

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

19 (4) the estimated number of full-time equiva-
20 lents within each office for the remainder of the fis-
21 cal year; and

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

24 (c) At the request of any such Committees specified
25 in subsection (a), the Office of Financial Stability and the

1 Office of Financial Research shall make officials available
2 to testify on the contents of the reports required under
3 subsection (a).

4 SEC. 124. Notwithstanding any other provision of
5 law, none of the funds available in the Department of the
6 Treasury Forfeiture Fund established by section 9705 of
7 title 31, United States Code, may be obligated, expended,
8 or used to plan, design, construct, or carry out a project
9 to construct a wall, barrier, fence, or road along the south-
10 ern border of the United States, or a road to provide ac-
11 cess to a wall, barrier, or fence constructed along the
12 southern border of the United States.

13 This title may be cited as the “Department of the
14 Treasury Appropriations Act, 2021”.

15 TITLE II

16 EXECUTIVE OFFICE OF THE PRESIDENT AND 17 FUNDS APPROPRIATED TO THE PRESIDENT

18 THE WHITE HOUSE

19 SALARIES AND EXPENSES

20 For necessary expenses for the White House as au-
21 thorized by law, including not to exceed \$3,850,000 for
22 services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105;
23 subsistence expenses as authorized by 3 U.S.C. 105, which
24 shall be expended and accounted for as provided in that
25 section; hire of passenger motor vehicles, and travel (not

1 to exceed \$100,000 to be expended and accounted for as
2 provided by 3 U.S.C. 103); and not to exceed \$19,000 for
3 official reception and representation expenses, to be avail-
4 able for allocation within the Executive Office of the Presi-
5 dent; and for necessary expenses of the Office of Policy
6 Development, including services as authorized by 5 U.S.C.
7 3109 and 3 U.S.C. 107, \$55,000,000.

8 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

9 OPERATING EXPENSES

10 For necessary expenses of the Executive Residence
11 at the White House, \$13,641,000, to be expended and ac-
12 counted for as provided by 3 U.S.C. 105, 109, 110, and
13 112–114.

14 REIMBURSABLE EXPENSES

15 For the reimbursable expenses of the Executive Resi-
16 dence at the White House, such sums as may be nec-
17 essary: *Provided*, That all reimbursable operating expenses
18 of the Executive Residence shall be made in accordance
19 with the provisions of this paragraph: *Provided further*,
20 That, notwithstanding any other provision of law, such
21 amount for reimbursable operating expenses shall be the
22 exclusive authority of the Executive Residence to incur ob-
23 ligations and to receive offsetting collections, for such ex-
24 penses: *Provided further*, That the Executive Residence
25 shall require each person sponsoring a reimbursable polit-

1 ical event to pay in advance an amount equal to the esti-
2 mated cost of the event, and all such advance payments
3 shall be credited to this account and remain available until
4 expended: *Provided further*, That the Executive Residence
5 shall require the national committee of the political party
6 of the President to maintain on deposit \$25,000, to be
7 separately accounted for and available for expenses relat-
8 ing to reimbursable political events sponsored by such
9 committee during such fiscal year: *Provided further*, That
10 the Executive Residence shall ensure that a written notice
11 of any amount owed for a reimbursable operating expense
12 under this paragraph is submitted to the person owing
13 such amount within 60 days after such expense is in-
14 curred, and that such amount is collected within 30 days
15 after the submission of such notice: *Provided further*, That
16 the Executive Residence shall charge interest and assess
17 penalties and other charges on any such amount that is
18 not reimbursed within such 30 days, in accordance with
19 the interest and penalty provisions applicable to an out-
20 standing debt on a United States Government claim under
21 31 U.S.C. 3717: *Provided further*, That each such amount
22 that is reimbursed, and any accompanying interest and
23 charges, shall be deposited in the Treasury as miscella-
24 neous receipts: *Provided further*, That the Executive Resi-
25 dence shall prepare and submit to the Committees on Ap-

1 appropriations, not later than 90 days after the end of the
2 fiscal year covered by this Act, a report setting forth the
3 reimbursable operating expenses of the Executive Resi-
4 dence during the preceding fiscal year, including the total
5 amount of such expenses, the amount of such total that
6 consists of reimbursable official and ceremonial events, the
7 amount of such total that consists of reimbursable political
8 events, and the portion of each such amount that has been
9 reimbursed as of the date of the report: *Provided further*,
10 That the Executive Residence shall maintain a system for
11 the tracking of expenses related to reimbursable events
12 within the Executive Residence that includes a standard
13 for the classification of any such expense as political or
14 nonpolitical: *Provided further*, That no provision of this
15 paragraph may be construed to exempt the Executive Res-
16 idence from any other applicable requirement of sub-
17 chapter I or II of chapter 37 of title 31, United States
18 Code.

19 WHITE HOUSE REPAIR AND RESTORATION

20 For the repair, alteration, and improvement of the
21 Executive Residence at the White House pursuant to 3
22 U.S.C. 105(d), \$1,625,000, to remain available until ex-
23 pended, for required maintenance, resolution of safety and
24 health issues, and continued preventative maintenance.

1 COUNCIL OF ECONOMIC ADVISERS

2 SALARIES AND EXPENSES

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

6 NATIONAL SECURITY COUNCIL AND HOMELAND

7 SECURITY COUNCIL

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Security
10 Council and the Homeland Security Council, including
11 services as authorized by 5 U.S.C. 3109, \$12,500,000, of
12 which not to exceed \$5,000 shall be available for official
13 reception and representation expenses.

14 OFFICE OF ADMINISTRATION

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of Administra-
17 tion, including services as authorized by 5 U.S.C. 3109
18 and 3 U.S.C. 107, and hire of passenger motor vehicles,
19 \$96,000,000, of which not to exceed \$12,800,000 shall re-
20 main available until expended for continued modernization
21 of information resources within the Executive Office of the
22 President.

1 OFFICE OF MANAGEMENT AND BUDGET
2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Management
4 and Budget, including hire of passenger motor vehicles
5 and services as authorized by 5 U.S.C. 3109, to carry out
6 the provisions of chapter 35 of title 44, United States
7 Code, and to prepare and submit the budget of the United
8 States Government, in accordance with section 1105(a) of
9 title 31, United States Code, \$107,245,000, of which not
10 to exceed \$3,000 shall be available for official representa-
11 tion expenses: *Provided*, That none of the funds appro-
12 priated in this Act for the Office of Management and
13 Budget may be used for the purpose of reviewing any agri-
14 cultural marketing orders or any activities or regulations
15 under the provisions of the Agricultural Marketing Agree-
16 ment Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*,
17 That none of the funds made available for the Office of
18 Management and Budget by this Act may be expended for
19 the altering of the transcript of actual testimony of wit-
20 nesses, except for testimony of officials of the Office of
21 Management and Budget, before the Committees on Ap-
22 propriations or their subcommittees: *Provided further*,
23 That none of the funds made available for the Office of
24 Management and Budget by this Act may be expended for
25 the altering of the annual work plan developed by the

1 Corps of Engineers for submission to the Committees on
2 Appropriations: *Provided further*, That none of the funds
3 provided in this or prior Acts shall be used, directly or
4 indirectly, by the Office of Management and Budget, for
5 evaluating or determining if water resource project or
6 study reports submitted by the Chief of Engineers acting
7 through the Secretary of the Army are in compliance with
8 all applicable laws, regulations, and requirements relevant
9 to the Civil Works water resource planning process: *Pro-*
10 *vided further*, That the Office of Management and Budget
11 shall have not more than 60 days in which to perform
12 budgetary policy reviews of water resource matters on
13 which the Chief of Engineers has reported: *Provided fur-*
14 *ther*, That the Director of the Office of Management and
15 Budget shall notify the appropriate authorizing and ap-
16 propriating committees when the 60-day review is initi-
17 ated: *Provided further*, That if water resource reports have
18 not been transmitted to the appropriate authorizing and
19 appropriating committees within 15 days after the end of
20 the Office of Management and Budget review period based
21 on the notification from the Director, Congress shall as-
22 sume Office of Management and Budget concurrence with
23 the report and act accordingly.

1 INTELLECTUAL PROPERTY ENFORCEMENT
2 COORDINATOR

3 For necessary expenses of the Office of the Intellec-
4 tual Property Enforcement Coordinator, as authorized by
5 title III of the Prioritizing Resources and Organization for
6 Intellectual Property Act of 2008 (Public Law 110–403),
7 including services authorized by 5 U.S.C. 3109,
8 \$1,300,000.

9 OFFICE OF NATIONAL DRUG CONTROL POLICY
10 SALARIES AND EXPENSES

11 For necessary expenses of the Office of National
12 Drug Control Policy; for research activities pursuant to
13 the Office of National Drug Control Policy Reauthoriza-
14 tion Act of 1998; not to exceed \$10,000 for official recep-
15 tion and representation expenses; and for participation in
16 joint projects or in the provision of services on matters
17 of mutual interest with nonprofit, research, or public orga-
18 nizations or agencies, with or without reimbursement,
19 \$18,400,000: *Provided*, That the Office is authorized to
20 accept, hold, administer, and utilize gifts, both real and
21 personal, public and private, without fiscal year limitation,
22 for the purpose of aiding or facilitating the work of the
23 Office.

1 FEDERAL DRUG CONTROL PROGRAMS
2 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM
3 (INCLUDING TRANSFERS OF FUNDS)

4 For necessary expenses of the Office of National
5 Drug Control Policy's High Intensity Drug Trafficking
6 Areas Program, \$290,000,000, to remain available until
7 September 30, 2022, for drug control activities consistent
8 with the approved strategy for each of the designated
9 High Intensity Drug Trafficking Areas ("HIDTAs"), of
10 which not less than 51 percent shall be transferred to
11 State and local entities for drug control activities and shall
12 be obligated not later than 120 days after enactment of
13 this Act: *Provided*, That up to 49 percent may be trans-
14 ferred to Federal agencies and departments in amounts
15 determined by the Director of the Office of National Drug
16 Control Policy, of which up to \$2,700,000 may be used
17 for auditing services and associated activities: *Provided*
18 *further*, That any unexpended funds obligated prior to fis-
19 cal year 2019 may be used for any other approved activi-
20 ties of that HIDTA, subject to reprogramming require-
21 ments: *Provided further*, That each HIDTA designated as
22 of September 30, 2020, shall be funded at not less than
23 the fiscal year 2020 base level, unless the Director submits
24 to the Committees on Appropriations of the House of Rep-
25 resentatives and the Senate justification for changes to

1 those levels based on clearly articulated priorities and pub-
2 lished Office of National Drug Control Policy performance
3 measures of effectiveness: *Provided further*, That the Di-
4 rector shall notify the Committees on Appropriations of
5 the initial allocation of fiscal year 2021 funding among
6 HIDTAs not later than 45 days after enactment of this
7 Act, and shall notify the Committees of planned uses of
8 discretionary HIDTA funding, as determined in consulta-
9 tion with the HIDTA Directors, not later than 90 days
10 after enactment of this Act: *Provided further*, That upon
11 a determination that all or part of the funds so transferred
12 from this appropriation are not necessary for the purposes
13 provided herein and upon notification to the Committees
14 on Appropriations of the House of Representatives and the
15 Senate, such amounts may be transferred back to this ap-
16 propriation.

17 OTHER FEDERAL DRUG CONTROL PROGRAMS

18 (INCLUDING TRANSFERS OF FUNDS)

19 For other drug control activities authorized by the
20 Anti-Drug Abuse Act of 1988 and the Office of National
21 Drug Control Policy Reauthorization Act of 1998,
22 \$123,965,000, to remain available until expended, which
23 shall be available as follows: \$102,000,000 for the Drug-
24 Free Communities Program, of which \$2,500,000 shall be
25 made available as directed by section 4 of Public Law

1 107–82, as amended by section 8204 of Public Law 115–
2 271; \$3,000,000 for drug court training and technical as-
3 sistance; \$10,000,000 for anti-doping activities; up to
4 \$2,715,000 for the United States membership dues to the
5 World Anti-Doping Agency; \$1,250,000 for the Model
6 Acts Program; and \$5,000,000 for activities authorized by
7 section 103 of Public Law 114–198: *Provided*, That
8 amounts made available under this heading may be trans-
9 ferred to other Federal departments and agencies to carry
10 out such activities.

11 UNANTICIPATED NEEDS

12 For expenses necessary to enable the President to
13 meet unanticipated needs, in furtherance of the national
14 interest, security, or defense which may arise at home or
15 abroad during the current fiscal year, as authorized by
16 3 U.S.C. 108, \$1,000,000, to remain available until Sep-
17 tember 30, 2022.

18 INFORMATION TECHNOLOGY OVERSIGHT AND REFORM

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses for the furtherance of inte-
21 grated, efficient, secure, and effective uses of information
22 technology in the Federal Government, \$11,491,000, to
23 remain available until expended: *Provided*, That the Direc-
24 tor of the Office of Management and Budget may transfer

1 these funds to one or more other agencies to carry out
2 projects to meet these purposes.

3 SPECIAL ASSISTANCE TO THE PRESIDENT

4 SALARIES AND EXPENSES

5 For necessary expenses to enable the Vice President
6 to provide assistance to the President in connection with
7 specially assigned functions; services as authorized by 5
8 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
9 penses as authorized by 3 U.S.C. 106, which shall be ex-
10 pended and accounted for as provided in that section; and
11 hire of passenger motor vehicles, \$4,698,000.

12 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

13 OPERATING EXPENSES

14 (INCLUDING TRANSFER OF FUNDS)

15 For the care, operation, refurnishing, improvement,
16 and to the extent not otherwise provided for, heating and
17 lighting, including electric power and fixtures, of the offi-
18 cial residence of the Vice President; the hire of passenger
19 motor vehicles; and not to exceed \$90,000 pursuant to 3
20 U.S.C. 106(b)(2), \$302,000: *Provided*, That advances, re-
21 payments, or transfers from this appropriation may be
22 made to any department or agency for expenses of car-
23 rying out such activities.

1 ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF
2 THE PRESIDENT AND FUNDS APPROPRIATED TO
3 THE PRESIDENT

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 201. From funds made available in this Act
6 under the headings “The White House”, “Executive Resi-
7 dence at the White House”, “White House Repair and
8 Restoration”, “Council of Economic Advisers”, “National
9 Security Council and Homeland Security Council”, “Of-
10 fice of Administration”, “Special Assistance to the Presi-
11 dent”, and “Official Residence of the Vice President”, the
12 Director of the Office of Management and Budget (or
13 such other officer as the President may designate in writ-
14 ing), may, with advance approval of the Committees on
15 Appropriations of the House of Representatives and the
16 Senate, transfer not to exceed 10 percent of any such ap-
17 propriation to any other such appropriation, to be merged
18 with and available for the same time and for the same
19 purposes as the appropriation to which transferred: *Pro-*
20 *vided*, That the amount of an appropriation shall not be
21 increased by more than 50 percent by such transfers: *Pro-*
22 *vided further*, That no amount shall be transferred from
23 “Special Assistance to the President” or “Official Resi-
24 dence of the Vice President” without the approval of the
25 Vice President.

1 SEC. 202. (a) During fiscal year 2021, any Executive
2 order or Presidential memorandum issued or revoked by
3 the President shall be accompanied by a written statement
4 from the Director of the Office of Management and Budg-
5 et on the budgetary impact, including costs, benefits, and
6 revenues, of such order or memorandum.

7 (b) Any such statement shall include—

8 (1) a narrative summary of the budgetary im-
9 pact of such order or memorandum on the Federal
10 Government;

11 (2) the impact on mandatory and discretionary
12 obligations and outlays as the result of such order
13 or memorandum, listed by Federal agency, for each
14 year in the 5-fiscal-year period beginning in fiscal
15 year 2021; and

16 (3) the impact on revenues of the Federal Gov-
17 ernment as the result of such order or memorandum
18 over the 5-fiscal-year period beginning in fiscal year
19 2021.

20 (c) If an Executive order or Presidential memo-
21 randum is issued during fiscal year 2021 due to a national
22 emergency, the Director of the Office of Management and
23 Budget may issue the statement required by subsection
24 (a) not later than 15 days after the date that such order
25 or memorandum is issued.

1 (d) The requirement for cost estimates for Presi-
2 dential memoranda shall only apply for Presidential
3 memoranda estimated to have a regulatory cost in excess
4 of \$100,000,000.

5 SEC. 203. Not later than 10 days after the date of
6 enactment of this Act, the Director of the Office of Man-
7 agement and Budget shall issue a memorandum to all
8 Federal departments, agencies, and corporations directing
9 compliance with the provisions in title VII of this Act.

10 SEC. 204. (a) Beginning not later than 10 days after
11 the date of enactment of this Act and until the require-
12 ments of subsection (b) are completed, the Office of Man-
13 agement and Budget shall provide to the Committees on
14 Appropriations and the Budget of the House of Represent-
15 atives and the Senate each document apportioning an ap-
16 propriation, pursuant to section 1513(b) of title 31,
17 United States Code, approved by the Office of Manage-
18 ment and Budget, including any associated footnotes, not
19 later than 2 business days after the date of approval of
20 such apportionment by the Office of Management and
21 Budget.

22 (b) Not later than 90 days after the date of enact-
23 ment of this Act, the Office of Management and Budget
24 shall complete implementation of an automated system to
25 post each document apportioning an appropriation, pursu-

1 ant to section 1513(b) of title 31, United States Code,
2 including any associated footnotes, in a format that quali-
3 fies each such document as an Open Government Data
4 Asset (as defined in section 3502 of title 44, United States
5 Code), not later than 2 business days after the date of
6 approval of such apportionment, and shall place on such
7 website each document apportioning an appropriation,
8 pursuant to such section 1513(b), including any associated
9 footnotes, already approved the current fiscal year, and
10 shall report the date of completion of such requirements
11 to the Committees on Appropriations and the Budget of
12 the House of Representatives and Senate.

13 (c) Each document apportioning an appropriation
14 pursuant to section 1513(b) of title 31, United States
15 Code, that is posted on a publicly accessible website pursu-
16 ant to such section shall also include a written explanation
17 by the official approving each such apportionment stating
18 the rationale for the apportionment schedule and for any
19 footnotes: *Provided*, That the Office of Management and
20 Budget or the applicable department or agency shall make
21 available classified documentation relating to any appor-
22 tionment to the appropriate congressional committees on
23 a schedule to be determined by each such committee.

24 (d)(1) Not later than 15 days after the date of enact-
25 ment of this Act, any delegation of apportionment author-

1 ity pursuant to section 1513(b) of title 31, United States
2 Code, that is in effect as of such date shall be submitted
3 for publication in the Federal Register: *Provided*, That
4 any delegation of such apportionment authority after the
5 date of enactment of this section shall, on the date of such
6 delegation, be submitted for publication in the Federal
7 Register: *Provided further*, That the Office of Management
8 and Budget shall publish such delegations in a format that
9 qualifies such publications as an Open Government Data
10 Asset (as defined in section 3502 of title 44, United States
11 Code) on a public internet website, which shall be continu-
12 ously updated with the position of each Federal officer or
13 employee to whom apportionment authority has been dele-
14 gated.

15 (2) Not later than 5 days after any change in the
16 position of the approving official with respect to such dele-
17 gated apportionment authority for any account is made,
18 the Office shall submit a report to the Congress explaining
19 why such change was made.

20 This title may be cited as the “Executive Office of
21 the President Appropriations Act, 2021”.

1 TITLE III
2 THE JUDICIARY
3 SUPREME COURT OF THE UNITED STATES
4 SALARIES AND EXPENSES

5 For expenses necessary for the operation of the Su-
6 preme Court, as required by law, excluding care of the
7 building and grounds, including hire of passenger motor
8 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
9 to exceed \$10,000 for official reception and representation
10 expenses; and for miscellaneous expenses, to be expended
11 as the Chief Justice may approve, \$95,025,000, of which
12 \$1,500,000 shall remain available until expended.

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

16 CARE OF THE BUILDING AND GROUNDS

17 For such expenditures as may be necessary to enable
18 the Architect of the Capitol to carry out the duties im-
19 posed upon the Architect by 40 U.S.C. 6111 and 6112,
20 \$10,618,000, to remain available until expended.

1 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
2 CIRCUIT

3 SALARIES AND EXPENSES

4 For salaries of officers and employees, and for nec-
5 essary expenses of the court, as authorized by law,
6 \$33,802,000.

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

10 UNITED STATES COURT OF INTERNATIONAL TRADE

11 SALARIES AND EXPENSES

12 For salaries of officers and employees of the court,
13 services, and necessary expenses of the court, as author-
14 ized by law, \$20,027,000.

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

18 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

19 JUDICIAL SERVICES

20 SALARIES AND EXPENSES

21 For the salaries of judges of the United States Court
22 of Federal Claims, magistrate judges, and all other offi-
23 cers and employees of the Federal Judiciary not otherwise
24 specifically provided for, necessary expenses of the courts,
25 and the purchase, rental, repair, and cleaning of uniforms

1 for Probation and Pretrial Services Office staff, as author-
2 ized by law, \$5,412,919,000 (including the purchase of
3 firearms and ammunition); of which not to exceed
4 \$27,817,000 shall remain available until expended for
5 space alteration projects and for furniture and furnishings
6 related to new space alteration and construction projects.

7 In addition, there are appropriated such sums as may
8 be necessary under current law for the salaries of circuit
9 and district judges (including judges of the territorial
10 courts of the United States), bankruptcy judges, and jus-
11 tices and judges retired from office or from regular active
12 service.

13 In addition, for expenses of the United States Court
14 of Federal Claims associated with processing cases under
15 the National Childhood Vaccine Injury Act of 1986 (Pub-
16 lic Law 99-660), not to exceed \$9,700,000, to be appro-
17 priated from the Vaccine Injury Compensation Trust
18 Fund.

19 DEFENDER SERVICES

20 For the operation of Federal Defender organizations;
21 the compensation and reimbursement of expenses of attor-
22 neys appointed to represent persons under 18 U.S.C.
23 3006A and 3599, and for the compensation and reim-
24 bursement of expenses of persons furnishing investigative,
25 expert, and other services for such representations as au-

1 thORIZED by law; the compensation (in accordance with the
2 maximums under 18 U.S.C. 3006A) and reimbursement
3 of expenses of attorneys appointed to assist the court in
4 criminal cases where the defendant has waived representa-
5 tion by counsel; the compensation and reimbursement of
6 expenses of attorneys appointed to represent jurors in civil
7 actions for the protection of their employment, as author-
8 ized by 28 U.S.C. 1875(d)(1); the compensation and reim-
9 bursement of expenses of attorneys appointed under 18
10 U.S.C. 983(b)(1) in connection with certain judicial civil
11 forfeiture proceedings; the compensation and reimburse-
12 ment of travel expenses of guardians ad litem appointed
13 under 18 U.S.C. 4100(b); and for necessary training and
14 general administrative expenses, \$1,322,543,000 to re-
15 main available until expended.

16 FEES OF JURORS AND COMMISSIONERS

17 For fees and expenses of jurors as authorized by 28
18 U.S.C. 1871 and 1876; compensation of jury commis-
19 sioners as authorized by 28 U.S.C. 1863; and compensa-
20 tion of commissioners appointed in condemnation cases
21 pursuant to rule 71.1(h) of the Federal Rules of Civil Pro-
22 cedure (28 U.S.C. Appendix Rule 71.1(h)), \$55,478,000,
23 to remain available until expended: *Provided*, That the
24 compensation of land commissioners shall not exceed the

1 daily equivalent of the highest rate payable under 5 U.S.C.
2 5332.

3 COURT SECURITY

4 (INCLUDING TRANSFER OF FUNDS)

5 For necessary expenses, not otherwise provided for,
6 incident to the provision of protective guard services for
7 United States courthouses and other facilities housing
8 Federal court operations, and the procurement, installa-
9 tion, and maintenance of security systems and equipment
10 for United States courthouses and other facilities housing
11 Federal court operations, including building ingress-egress
12 control, inspection of mail and packages, directed security
13 patrols, perimeter security, basic security services provided
14 by the Federal Protective Service, and other similar activi-
15 ties as authorized by section 1010 of the Judicial Improve-
16 ment and Access to Justice Act (Public Law 100-702),
17 \$664,011,000, of which not to exceed \$20,000,000 shall
18 remain available until expended, to be expended directly
19 or transferred to the United States Marshals Service,
20 which shall be responsible for administering the Judicial
21 Facility Security Program consistent with standards or
22 guidelines agreed to by the Director of the Administrative
23 Office of the United States Courts and the Attorney Gen-
24 eral.

1 ADMINISTRATIVE OFFICE OF THE UNITED STATES

2 COURTS

3 SALARIES AND EXPENSES

4 For necessary expenses of the Administrative Office
5 of the United States Courts as authorized by law, includ-
6 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
7 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
8 advertising and rent in the District of Columbia and else-
9 where, \$97,970,000, of which not to exceed \$8,500 is au-
10 thorized for official reception and representation expenses.

11 FEDERAL JUDICIAL CENTER

12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Judicial Cen-
14 ter, as authorized by Public Law 90–219, \$31,115,000;
15 of which \$1,800,000 shall remain available through Sep-
16 tember 30, 2022, to provide education and training to
17 Federal court personnel; and of which not to exceed
18 \$1,500 is authorized for official reception and representa-
19 tion expenses.

20 UNITED STATES SENTENCING COMMISSION

21 SALARIES AND EXPENSES

22 For the salaries and expenses necessary to carry out
23 the provisions of chapter 58 of title 28, United States
24 Code, \$20,133,000, of which not to exceed \$1,000 is au-
25 thorized for official reception and representation expenses.

1 ADMINISTRATIVE PROVISIONS—THE JUDICIARY
2 (INCLUDING TRANSFER OF FUNDS)

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

6 SEC. 302. Not to exceed 5 percent of any appropria-
7 tion made available for the current fiscal year for the Judi-
8 ciary in this Act may be transferred between such appro-
9 priations, but no such appropriation, except “Courts of
10 Appeals, District Courts, and Other Judicial Services, De-
11 fender Services” and “Courts of Appeals, District Courts,
12 and Other Judicial Services, Fees of Jurors and Commis-
13 sioners”, shall be increased by more than 10 percent by
14 any such transfers: *Provided*, That any transfer pursuant
15 to this section shall be treated as a reprogramming of
16 funds under sections 604 and 608 of this Act and shall
17 not be available for obligation or expenditure except in
18 compliance with the procedures set forth in section 608.

19 SEC. 303. Notwithstanding any other provision of
20 law, the salaries and expenses appropriation for “Courts
21 of Appeals, District Courts, and Other Judicial Services”
22 shall be available for official reception and representation
23 expenses of the Judicial Conference of the United States:
24 *Provided*, That such available funds shall not exceed
25 \$11,000 and shall be administered by the Director of the

1 Administrative Office of the United States Courts in the
2 capacity as Secretary of the Judicial Conference.

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

6 SEC. 305. In accordance with 28 U.S.C. 561–569,
7 and notwithstanding any other provision of law, the
8 United States Marshals Service shall provide, for such
9 courthouses as its Director may designate in consultation
10 with the Director of the Administrative Office of the
11 United States Courts, for purposes of a pilot program, the
12 security services that 40 U.S.C. 1315 authorizes the De-
13 partment of Homeland Security to provide, except for the
14 services specified in 40 U.S.C. 1315(b)(2)(E). For build-
15 ing-specific security services at these courthouses, the Di-
16 rector of the Administrative Office of the United States
17 Courts shall reimburse the United States Marshals Service
18 rather than the Department of Homeland Security.

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

22 (1) in the second sentence (relating to the Dis-
23 trict of Kansas), by striking “29 years and 6
24 months” and inserting “30 years and 6 months”;
25 and

1 (2) in the sixth sentence (relating to the Dis-
2 trict of Hawaii), by striking “26 years and 6
3 months” and inserting “27 years and 6 months”.

4 (b) Section 406 of the Transportation, Treasury,
5 Housing and Urban Development, the Judiciary, the Dis-
6 trict of Columbia, and Independent Agencies Appropria-
7 tions Act, 2006 (Public Law 109–115; 119 Stat. 2470;
8 28 U.S.C. 133 note) is amended in the second sentence
9 (relating to the eastern District of Missouri) by striking
10 “27 years and 6 months” and inserting “28 years and
11 6 months”.

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

15 (1) in the first sentence by inserting after “ex-
16 cept in the case of” the following: “the northern dis-
17 trict of Alabama,”;

18 (2) in the first sentence by inserting after “the
19 central district of California” the following: “,”;

20 (3) in the first sentence by striking “18 years”
21 and inserting “19 years”;

22 (4) by adding at the end of the first sentence
23 the following: “The first vacancy in the office of dis-
24 trict judge in the northern district of Alabama oc-
25 curring 18 years or more after the confirmation date

1 of the judge named to fill the temporary district
2 judgeship created in that district by this subsection,
3 shall not be filled.”;

4 (5) in the third sentence (relating to the central
5 District of California), by striking “17 years and 6
6 months” and inserting “18 years and 6 months”;
7 and

8 (6) in the fourth sentence (relating to the west-
9 ern district of North Carolina), by striking “16
10 years” and inserting “17 years”.

11 This title may be cited as the “Judiciary Appropria-
12 tions Act, 2021”.

13 TITLE IV

14 DISTRICT OF COLUMBIA

15 FEDERAL FUNDS

16 FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

17 For a Federal payment to the District of Columbia,
18 to be deposited into a dedicated account, for a nationwide
19 program to be administered by the Mayor, for District of
20 Columbia resident tuition support, \$40,000,000, to remain
21 available until expended: *Provided*, That such funds, in-
22 cluding any interest accrued thereon, may be used on be-
23 half of eligible District of Columbia residents to pay an
24 amount based upon the difference between in-State and
25 out-of-State tuition at public institutions of higher edu-

1 cation, or to pay up to \$2,500 each year at eligible private
2 institutions of higher education: *Provided further*, That the
3 awarding of such funds may be prioritized on the basis
4 of a resident's academic merit, the income and need of
5 eligible students and such other factors as may be author-
6 ized: *Provided further*, That the District of Columbia gov-
7 ernment shall maintain a dedicated account for the Resi-
8 dent Tuition Support Program that shall consist of the
9 Federal funds appropriated to the Program in this Act
10 and any subsequent appropriations, any unobligated bal-
11 ances from prior fiscal years, and any interest earned in
12 this or any fiscal year: *Provided further*, That the account
13 shall be under the control of the District of Columbia
14 Chief Financial Officer, who shall use those funds solely
15 for the purposes of carrying out the Resident Tuition Sup-
16 port Program: *Provided further*, That the Office of the
17 Chief Financial Officer shall provide a quarterly financial
18 report to the Committees on Appropriations of the House
19 of Representatives and the Senate for these funds show-
20 ing, by object class, the expenditures made and the pur-
21 pose therefor.

22 FEDERAL PAYMENT FOR EMERGENCY PLANNING AND
23 SECURITY COSTS IN THE DISTRICT OF COLUMBIA

24 For a Federal payment of necessary expenses, as de-
25 termined by the Mayor of the District of Columbia in writ-

1 ten consultation with the elected county or city officials
2 of surrounding jurisdictions, \$52,900,000, to remain
3 available until expended, for the costs of providing public
4 safety at events related to the presence of the National
5 Capital in the District of Columbia, including support re-
6 quested by the Director of the United States Secret Serv-
7 ice in carrying out protective duties under the direction
8 of the Secretary of Homeland Security, and for the costs
9 of providing support to respond to immediate and specific
10 terrorist threats or attacks in the District of Columbia or
11 surrounding jurisdictions: *Provided*, That funds appro-
12 priated under this heading may be used to reimburse pres-
13 idential inauguration expenditures incurred in fiscal year
14 2020.

15 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

16 COURTS

17 For salaries and expenses for the District of Colum-
18 bia Courts, \$265,618,000 to be allocated as follows: for
19 the District of Columbia Court of Appeals, \$14,977,000,
20 of which not to exceed \$2,500 is for official reception and
21 representation expenses; for the Superior Court of the
22 District of Columbia, \$127,514,000, of which not to ex-
23 ceed \$2,500 is for official reception and representation ex-
24 penses; for the District of Columbia Court System,
25 \$80,974,000, of which not to exceed \$2,500 is for official

1 reception and representation expenses; and \$42,153,000,
2 to remain available until September 30, 2022, for capital
3 improvements for District of Columbia courthouse facili-
4 ties: *Provided*, That funds made available for capital im-
5 provements shall be expended consistent with the District
6 of Columbia Courts master plan study and facilities condi-
7 tion assessment: *Provided further*, That, in addition to the
8 amounts appropriated herein, fees received by the District
9 of Columbia Courts for administering bar examinations
10 and processing District of Columbia bar admissions may
11 be retained and credited to this appropriation, to remain
12 available until expended, for salaries and expenses associ-
13 ated with such activities, notwithstanding section 450 of
14 the District of Columbia Home Rule Act (D.C. Official
15 Code, sec. 1-204.50): *Provided further*, That notwith-
16 standing any other provision of law, all amounts under
17 this heading shall be apportioned quarterly by the Office
18 of Management and Budget and obligated and expended
19 in the same manner as funds appropriated for salaries and
20 expenses of other Federal agencies: *Provided further*, That
21 30 days after providing written notice to the Committees
22 on Appropriations of the House of Representatives and the
23 Senate, the District of Columbia Courts may reallocate
24 not more than \$9,000,000 of the funds provided under
25 this heading among the items and entities funded under

1 this heading: *Provided further*, That the Joint Committee
2 on Judicial Administration in the District of Columbia
3 may, by regulation, establish a program substantially simi-
4 lar to the program set forth in subchapter II of chapter
5 35 of title 5, United States Code, for employees of the
6 District of Columbia Courts.

7 FEDERAL PAYMENT FOR DEFENDER SERVICES IN
8 DISTRICT OF COLUMBIA COURTS

9 For payments authorized under section 11–2604 and
10 section 11–2605, D.C. Official Code (relating to represen-
11 tation provided under the District of Columbia Criminal
12 Justice Act), payments for counsel appointed in pro-
13 ceedings in the Family Court of the Superior Court of the
14 District of Columbia under chapter 23 of title 16, D.C.
15 Official Code, or pursuant to contractual agreements to
16 provide guardian ad litem representation, training, tech-
17 nical assistance, and such other services as are necessary
18 to improve the quality of guardian ad litem representation,
19 payments for counsel appointed in adoption proceedings
20 under chapter 3 of title 16, D.C. Official Code, and pay-
21 ments authorized under section 21–2060, D.C. Official
22 Code (relating to services provided under the District of
23 Columbia Guardianship, Protective Proceedings, and Du-
24 rable Power of Attorney Act of 1986), \$46,005,000, to
25 remain available until expended: *Provided*, That funds

1 provided under this heading shall be administered by the
2 Joint Committee on Judicial Administration in the Dis-
3 trict of Columbia: *Provided further*, That, notwithstanding
4 any other provision of law, this appropriation shall be ap-
5 portioned quarterly by the Office of Management and
6 Budget and obligated and expended in the same manner
7 as funds appropriated for expenses of other Federal agen-
8 cies.

9 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-
10 FENDER SUPERVISION AGENCY FOR THE DISTRICT
11 OF COLUMBIA

12 For salaries and expenses, including the transfer and
13 hire of motor vehicles, of the Court Services and Offender
14 Supervision Agency for the District of Columbia, as au-
15 thorized by the National Capital Revitalization and Self-
16 Government Improvement Act of 1997, \$245,923,000, of
17 which not to exceed \$2,000 is for official reception and
18 representation expenses related to Community Supervision
19 and Pretrial Services Agency programs, and of which not
20 to exceed \$25,000 is for dues and assessments relating
21 to the implementation of the Court Services and Offender
22 Supervision Agency Interstate Supervision Act of 2002:
23 *Provided*, That, of the funds appropriated under this head-
24 ing, \$179,180,000 shall be for necessary expenses of Com-
25 munity Supervision and Sex Offender Registration, to in-

1 clude expenses relating to the supervision of adults subject
2 to protection orders or the provision of services for or re-
3 lated to such persons: *Provided further*, That, of the funds
4 appropriated under this heading, \$66,743,000 shall be
5 available to the Pretrial Services Agency, of which
6 \$459,000 shall remain available until September 30, 2023,
7 for costs associated with relocation under a replacement
8 lease for headquarters offices, field offices, and related fa-
9 cilities: *Provided further*, That notwithstanding any other
10 provision of law, all amounts under this heading shall be
11 apportioned quarterly by the Office of Management and
12 Budget and obligated and expended in the same manner
13 as funds appropriated for salaries and expenses of other
14 Federal agencies: *Provided further*, That amounts under
15 this heading may be used for programmatic incentives for
16 defendants to successfully complete their terms of super-
17 vision.

18 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

19 PUBLIC DEFENDER SERVICE

20 For salaries and expenses, including the transfer and
21 hire of motor vehicles, of the District of Columbia Public
22 Defender Service, as authorized by the National Capital
23 Revitalization and Self-Government Improvement Act of
24 1997, \$44,011,000: *Provided*, That notwithstanding any
25 other provision of law, all amounts under this heading

1 shall be apportioned quarterly by the Office of Manage-
2 ment and Budget and obligated and expended in the same
3 manner as funds appropriated for salaries and expenses
4 of Federal agencies: *Provided further*, That the District
5 of Columbia Public Defender Service may establish for
6 employees of the District of Columbia Public Defender
7 Service a program substantially similar to the program set
8 forth in subchapter II of chapter 35 of title 5, United
9 States Code, except that the maximum amount of the pay-
10 ment made under the program to any individual may not
11 exceed the amount referred to in section 3523(b)(3)(B)
12 of title 5, United States Code: *Provided further*, That the
13 District of Columbia Public Defender Service may be
14 deemed an “agency” for purposes of engaging with and
15 receiving services from Federal Franchise Fund Programs
16 established in accordance with section 403 of the Govern-
17 ment Management Reform Act of 1994 (Public Law 103–
18 356), as amended.

19 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE

20 COORDINATING COUNCIL

21 For a Federal payment to the Criminal Justice Co-
22 ordinating Council, \$2,150,000, to remain available until
23 expended, to support initiatives related to the coordination
24 of Federal and local criminal justice resources in the Dis-
25 trict of Columbia.

1 FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

2 For a Federal payment, to remain available until
3 September 30, 2022, to the Commission on Judicial Dis-
4 abilities and Tenure, \$325,000, and for the Judicial Nomi-
5 nation Commission, \$275,000.

6 FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

7 For a Federal payment for a school improvement pro-
8 gram in the District of Columbia, \$52,500,000, to remain
9 available until expended, for payments authorized under
10 the Scholarships for Opportunity and Results Act (division
11 C of Public Law 112–10): *Provided*, That, to the extent
12 that funds are available for opportunity scholarships and
13 following the priorities included in section 3006 of such
14 Act, the Secretary of Education shall make scholarships
15 available to students eligible under section 3013(3) of such
16 Act (Public Law 112–10; 125 Stat. 211) including stu-
17 dents who were not offered a scholarship during any pre-
18 vious school year: *Provided further*, That within funds pro-
19 vided for opportunity scholarships up to \$1,200,000 shall
20 be for the activities specified in sections 3007(b) through
21 3007(d) of the Act and up to \$500,000 shall be for the
22 activities specified in section 3009 of the Act: *Provided*
23 *further*, That none of the funds made available under this
24 heading may be used for an opportunity scholarship for
25 a student to attend a school which does not certify to the

1 Secretary of Education that the student will be provided
2 with the same protections under the Federal laws which
3 are enforced by the Office for Civil Rights of the Depart-
4 ment of Education which are provided to a student of a
5 public elementary or secondary school in the District of
6 Columbia and which does not certify to the Secretary of
7 Education that the student and the student’s parents will
8 be provided with the same services, rights, and protections
9 under the Individuals With Disabilities Education Act (20
10 U.S.C. 1400 et seq.) which are provided to a student and
11 a student’s parents of a public elementary or secondary
12 school in the District of Columbia, as enumerated in Table
13 2 of Government Accountability Office Report 18–94 (en-
14 titled “Federal Actions Needed to Ensure Parents Are
15 Notified About Changes in Rights for Students with Dis-
16 abilities”), issued November 2017.

17 FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA

18 NATIONAL GUARD

19 For a Federal payment to the District of Columbia
20 National Guard, \$413,000, to remain available until ex-
21 pended for the Major General David F. Wherley, Jr. Dis-
22 trict of Columbia National Guard Retention and College
23 Access Program.

1 FEDERAL PAYMENT FOR TESTING AND TREATMENT OF
2 HIV/AIDS

3 For a Federal payment to the District of Columbia
4 for the testing of individuals for, and the treatment of in-
5 dividuals with, human immunodeficiency virus and ac-
6 quired immunodeficiency syndrome in the District of Co-
7 lumbia, \$4,000,000.

8 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
9 WATER AND SEWER AUTHORITY

10 For a Federal payment to the District of Columbia
11 Water and Sewer Authority, \$8,000,000, to remain avail-
12 able until expended, to continue implementation of the
13 Combined Sewer Overflow Long-Term Plan: *Provided*,
14 That the District of Columbia Water and Sewer Authority
15 provides a 100 percent match for this payment.

16 This title may be cited as the “District of Columbia
17 Appropriations Act, 2021”.

18 TITLE V
19 INDEPENDENT AGENCIES

20 ADMINISTRATIVE CONFERENCE OF THE UNITED STATES
21 SALARIES AND EXPENSES

22 For necessary expenses of the Administrative Con-
23 ference of the United States, authorized by 5 U.S.C. 591
24 et seq., \$3,500,000, to remain available until September

1 30, 2022, of which not to exceed \$1,000 is for official re-
2 ception and representation expenses.

3 CONSUMER PRODUCT SAFETY COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Consumer Product
6 Safety Commission, including hire of passenger motor ve-
7 hicles, services as authorized by 5 U.S.C. 3109, but at
8 rates for individuals not to exceed the per diem rate equiv-
9 alent to the maximum rate payable under 5 U.S.C. 5376,
10 purchase of nominal awards to recognize non-Federal offi-
11 cials' contributions to Commission activities, and not to
12 exceed \$4,000 for official reception and representation ex-
13 penses, \$137,000,000, of which \$1,300,000 shall remain
14 available until expended to carry out the program, includ-
15 ing administrative costs, required by section 1405 of the
16 Virginia Graeme Baker Pool and Spa Safety Act (Public
17 Law 110–140; 15 U.S.C. 8004).

18 ADMINISTRATIVE PROVISION—CONSUMER PRODUCT

19 SAFETY COMMISSION

20 SEC. 501. During fiscal year 2021, none of the
21 amounts made available by this Act may be used to final-
22 ize or implement the Safety Standard for Recreational
23 Off-Highway Vehicles published by the Consumer Product
24 Safety Commission in the Federal Register on November
25 19, 2014 (79 Fed. Reg. 68964) until after—

1 (1) the National Academy of Sciences, in con-
2 sultation with the National Highway Traffic Safety
3 Administration and the Department of Defense,
4 completes a study to determine—

5 (A) the technical validity of the lateral sta-
6 bility and vehicle handling requirements pro-
7 posed by such standard for purposes of reduc-
8 ing the risk of Recreational Off-Highway Vehi-
9 cle (referred to in this section as “ROV”) roll-
10 overs in the off-road environment, including the
11 repeatability and reproducibility of testing for
12 compliance with such requirements;

13 (B) the number of ROV rollovers that
14 would be prevented if the proposed require-
15 ments were adopted;

16 (C) whether there is a technical basis for
17 the proposal to provide information on a point-
18 of-sale hangtag about a ROV’s rollover resist-
19 ance on a progressive scale; and

20 (D) the effect on the utility of ROVs used
21 by the United States military if the proposed
22 requirements were adopted; and

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

1 (A) the Committee on Commerce, Science,
2 and Transportation of the Senate;

3 (B) the Committee on Energy and Com-
4 merce of the House of Representatives;

5 (C) the Committee on Appropriations of
6 the Senate; and

7 (D) the Committee on Appropriations of
8 the House of Representatives.

9 ELECTION ASSISTANCE COMMISSION

10 SALARIES AND EXPENSES

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses to carry out the Help Amer-
13 ica Vote Act of 2002 (Public Law 107–252), \$19,063,000
14 (increased by \$1,000,000), of which \$1,500,000 shall be
15 transferred to the National Institute of Standards and
16 Technology for election reform activities authorized under
17 the Help America Vote Act of 2002.

18 ELECTION SECURITY GRANTS

19 Notwithstanding section 104(c)(2)(B) of the Help
20 America Vote Act of 2002 (52 U.S.C. 20904(c)(2)(B)),
21 \$500,000,000 is provided to the Election Assistance Com-
22 mission for necessary expenses to make payments to
23 States for activities to improve the administration of elec-
24 tions for Federal office, including to enhance election tech-
25 nology and make election security improvements, as au-

1 thORIZED by sections 101, 103, and 104 of such Act: *Pro-*
2 *vided*, That for purposes of applying such sections, the
3 Commonwealth of the Northern Mariana Islands shall be
4 deemed to be a State and, for purposes of sections
5 101(d)(2) and 103(a), shall be treated in the same manner
6 as the Commonwealth of Puerto Rico, Guam, American
7 Samoa, and the United States Virgin Islands: *Provided*
8 *further*, That each reference to the “Administrator of Gen-
9 eral Services” or the “Administrator” in sections 101 and
10 103 shall be deemed to refer to the “Election Assistance
11 Commission”: *Provided further*, That each reference to
12 “\$5,000,000” in section 103 shall be deemed to refer to
13 “\$3,000,000” and each reference to “\$1,000,000” in sec-
14 tion 103 shall be deemed to refer to “\$600,000”: *Provided*
15 *further*, That not later than 45 days after the date of en-
16 actment of this Act, the Election Assistance Commission
17 shall make the payments to States under this heading:
18 *Provided further*, That a State shall use such payment to
19 replace voting systems which use direct-recording elec-
20 tronic voting machines with a voting system which uses
21 an individual, durable, voter-verified paper ballot which is
22 marked by the voter by hand or through the use of a non-
23 tabulating ballot-marking device or system, so long as the
24 voter shall have the option to mark his or her ballot by
25 hand, and provides the voter with an opportunity to in-

1 spect and confirm the marked ballot before casting (in this
2 heading referred to as a “qualified voting system”): *Pro-*
3 *vided further*, That for purposes of determining whether
4 a voting system is a qualified voting system, a voter-
5 verified paper audit trail receipt generated by a direct-re-
6 cording electronic voting machine is not a paper ballot:
7 *Provided further*, That none of the funds made available
8 under this heading may be used to purchase or obtain any
9 voting system which is not a qualified voting system: *Pro-*
10 *vided further*, That a State may use such payment to carry
11 out other authorized activities to improve the administra-
12 tion of elections for Federal office only if the State cer-
13 tifies to the Election Assistance Commission that the
14 State has replaced all voting systems which use direct-re-
15 cording electronic voting machines with qualified voting
16 systems: *Provided further*, That not less than 50 percent
17 of the amount of the payment made to a State under this
18 heading shall be allocated in cash or in kind to the units
19 of local government which are responsible for the adminis-
20 tration of elections for Federal office in the State.

21 FEDERAL COMMUNICATIONS COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses of the Federal Communica-
24 tions Commission, as authorized by law, including uni-
25 forms and allowances therefor, as authorized by 5 U.S.C.

1 5901–5902; not to exceed \$4,000 for official reception and
2 representation expenses; purchase and hire of motor vehi-
3 cles; special counsel fees; and services as authorized by
4 5 U.S.C. 3109, \$376,070,000, to remain available until
5 expended, of which not less than \$33,000,000 shall be for
6 implementing title VIII of the Communications Act of
7 1934 (47 U.S.C. 641 et seq.), as added by the Broadband
8 DATA Act (Public Law 116–130): *Provided*, That
9 \$376,070,000 of offsetting collections shall be assessed
10 and collected pursuant to section 9 of title I of the Com-
11 munications Act of 1934, shall be retained and used for
12 necessary expenses, and shall remain available until ex-
13 pended: *Provided further*, That the sum herein appro-
14 priated shall be reduced as such offsetting collections are
15 received during fiscal year 2021 so as to result in a final
16 fiscal year 2021 appropriation estimated at \$0: *Provided*
17 *further*, That, notwithstanding 47 U.S.C. 309(j)(8)(B),
18 proceeds from the use of a competitive bidding system that
19 may be retained and made available for obligation shall
20 not exceed \$134,495,000 for fiscal year 2021: *Provided*
21 *further*, That, of the amount appropriated under this
22 heading, not less than \$11,105,700 shall be for the sala-
23 ries and expenses of the Office of Inspector General.

1 ADMINISTRATIVE PROVISIONS—FEDERAL
2 COMMUNICATIONS COMMISSION

3 SEC. 510. Section 302 of the Universal Service
4 Antideficiency Temporary Suspension Act is amended by
5 striking “December 31, 2020” each place it appears and
6 inserting “December 31, 2021”.

7 SEC. 511. None of the funds appropriated by this Act
8 may be used by the Federal Communications Commission
9 to modify, amend, or change its rules or regulations for
10 universal service support payments to implement the Feb-
11 ruary 27, 2004, recommendations of the Federal-State
12 Joint Board on Universal Service regarding single connec-
13 tion or primary line restrictions on universal service sup-
14 port payments.

15 SEC. 512. None of the funds made available by this
16 Act may be used to finalize, implement, administer, or en-
17 force the proposed rule entitled “Universal Service Con-
18 tribution Methodology” published by the Federal Commu-
19 nications Commission in the Federal Register on June 13,
20 2019 (84 Fed. Reg. 27570).

21 SEC. 513. None of the funds made available by this
22 Act may be used by the Federal Communications Commis-
23 sion to establish or implement a 5G Fund for Rural Amer-
24 ica, or any similar Federal universal service support mech-
25 anism, as proposed in the Notice of Proposed Rulemaking

1 in the matter of Establishing a 5G Fund for Rural Amer-
2 ica that was adopted by the Commission on April 23, 2020
3 (FCC 20–52), until the Commission completes the cre-
4 ation of the map that depicts the availability of mobile
5 broadband internet access service required by section
6 802(e)(1)(C) of the Communications Act of 1934 (47
7 U.S.C. 642(e)(1)(C)).

8 FEDERAL DEPOSIT INSURANCE CORPORATION

9 OFFICE OF THE INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General in carrying out the provisions of the Inspector
12 General Act of 1978, \$42,982,000, to be derived from the
13 Deposit Insurance Fund or, only when appropriate, the
14 FSLIC Resolution Fund.

15 FEDERAL ELECTION COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses to carry out the provisions
18 of the Federal Election Campaign Act of 1971,
19 \$73,329,000, of which not to exceed \$5,000 shall be avail-
20 able for reception and representation expenses.

21 FEDERAL LABOR RELATIONS AUTHORITY

22 SALARIES AND EXPENSES

23 For necessary expenses to carry out functions of the
24 Federal Labor Relations Authority, pursuant to Reorga-
25 nization Plan Numbered 2 of 1978, and the Civil Service

1 Reform Act of 1978, including services authorized by 5
2 U.S.C. 3109, and including hire of experts and consult-
3 ants, hire of passenger motor vehicles, and including offi-
4 cial reception and representation expenses (not to exceed
5 \$1,500) and rental of conference rooms in the District of
6 Columbia and elsewhere, \$26,100,000: *Provided*, That
7 public members of the Federal Service Impasses Panel
8 may be paid travel expenses and per diem in lieu of sub-
9 sistence as authorized by law (5 U.S.C. 5703) for persons
10 employed intermittently in the Government service, and
11 compensation as authorized by 5 U.S.C. 3109: *Provided*
12 *further*, That, notwithstanding 31 U.S.C. 3302, funds re-
13 ceived from fees charged to non-Federal participants at
14 labor-management relations conferences shall be credited
15 to and merged with this account, to be available without
16 further appropriation for the costs of carrying out these
17 conferences.

18 FEDERAL PERMITTING IMPROVEMENT STEERING
19 COUNCIL
20 ENVIRONMENTAL REVIEW IMPROVEMENT FUND
21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of the Environmental Review
23 Improvement Fund established pursuant to 42 U.S.C.
24 4370m-8(d), \$6,000,000, to remain available until ex-
25 pended: *Provided*, That funds appropriated in prior appro-

1 priations Acts under the heading “General Services Ad-
2 ministration—General Activities—Environmental Review
3 Improvement Fund” shall be transferred to and merged
4 with this account.

5 FEDERAL TRADE COMMISSION

6 SALARIES AND EXPENSES

7 For necessary expenses of the Federal Trade Com-
8 mission, including uniforms or allowances therefor, as au-
9 thorized by 5 U.S.C. 5901–5902; services as authorized
10 by 5 U.S.C. 3109; hire of passenger motor vehicles; and
11 not to exceed \$2,000 for official reception and representa-
12 tion expenses, \$341,000,000, to remain available until ex-
13 pended: *Provided*, That not to exceed \$300,000 shall be
14 available for use to contract with a person or persons for
15 collection services in accordance with the terms of 31
16 U.S.C. 3718: *Provided further*, That, notwithstanding any
17 other provision of law, not to exceed \$150,000,000 of off-
18 setting collections derived from fees collected for
19 premerger notification filings under the Hart-Scott-Ro-
20 dino Antitrust Improvements Act of 1976 (15 U.S.C.
21 18a), regardless of the year of collection, shall be retained
22 and used for necessary expenses in this appropriation:
23 *Provided further*, That, notwithstanding any other provi-
24 sion of law, not to exceed \$19,000,000 in offsetting collec-
25 tions derived from fees sufficient to implement and enforce

1 the Telemarketing Sales Rule, promulgated under the
 2 Telemarketing and Consumer Fraud and Abuse Preven-
 3 tion Act (15 U.S.C. 6101 et seq.), shall be credited to this
 4 account, and be retained and used for necessary expenses
 5 in this appropriation: *Provided further*, That the sum here-
 6 in appropriated from the general fund shall be reduced
 7 as such offsetting collections are received during fiscal
 8 year 2021, so as to result in a final fiscal year 2021 appro-
 9 priation from the general fund estimated at not more than
 10 \$172,000,000: *Provided further*, That none of the funds
 11 made available to the Federal Trade Commission may be
 12 used to implement subsection (e)(2)(B) of section 43 of
 13 the Federal Deposit Insurance Act (12 U.S.C. 1831t).

14 GENERAL SERVICES ADMINISTRATION

15 REAL PROPERTY ACTIVITIES

16 FEDERAL BUILDINGS FUND

17 LIMITATIONS ON AVAILABILITY OF REVENUE

18 (INCLUDING TRANSFERS OF FUNDS)

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

1 cies (including space adjustments and telecommunications
2 relocation expenses) in connection with the assignment, al-
3 location, and transfer of space; contractual services inci-
4 dent to cleaning or servicing buildings, and moving; repair
5 and alteration of federally owned buildings, including
6 grounds, approaches, and appurtenances; care and safe-
7 guarding of sites; maintenance, preservation, demolition,
8 and equipment; acquisition of buildings and sites by pur-
9 chase, condemnation, or as otherwise authorized by law;
10 acquisition of options to purchase buildings and sites; con-
11 version and extension of federally owned buildings; pre-
12 liminary planning and design of projects by contract or
13 otherwise; construction of new buildings (including equip-
14 ment for such buildings); and payment of principal, inter-
15 est, and any other obligations for public buildings acquired
16 by installment purchase and purchase contract; in the ag-
17 gregate amount of \$9,052,711,000 (reduced by
18 \$5,000,000) (reduced by \$8,025,000) (reduced by
19 \$1,000,000) (reduced by \$2,000,000) (reduced by
20 \$1,000,000) (reduced by \$2,000,000) (reduced by
21 \$10,000,000), of which—

22 (1) \$209,700,000 shall remain available until
23 expended for construction and acquisition (including
24 funds for sites and expenses, and associated design
25 and construction services) as follows:

1 (A) \$200,700,000 shall be for the Depart-
2 ment of Homeland Security Consolidation at St.
3 Elizabeths, Washington, DC; and

4 (B) \$9,000,000 shall be for the Southeast
5 Federal Center Remediation, Washington, DC:

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

14 (2) \$585,965,000 shall remain available until
15 expended for repairs and alterations, including asso-
16 ciated design and construction services, of which—

17 (A) \$203,908,000 is for Major Repairs and
18 Alterations; and

19 (B) \$382,057,000 is for Basic Repairs and
20 Alterations:

21 *Provided*, That funds made available in this or any
22 previous Act in the Federal Buildings Fund for Re-
23 pairs and Alterations shall, for prospectus projects,
24 be limited to the amount identified for each project,
25 except each project in this or any previous Act may

1 be increased by an amount not to exceed 10 percent
2 unless advance approval is obtained from the Com-
3 mittees on Appropriations of a greater amount: *Pro-*
4 *vided further*, That additional projects for which
5 prospectuses have been fully approved may be fund-
6 ed under this category only if advance approval is
7 obtained from the Committees on Appropriations:
8 *Provided further*, That the amounts provided in this
9 or any prior Act for “Repairs and Alterations” may
10 be used to fund costs associated with implementing
11 security improvements to buildings necessary to
12 meet the minimum standards for security in accord-
13 ance with current law and in compliance with the re-
14 programming guidelines of the appropriate Commit-
15 tees of the House and Senate: *Provided further*,
16 That the difference between the funds appropriated
17 and expended on any projects in this or any prior
18 Act, under the heading “Repairs and Alterations”,
19 may be transferred to “Basic Repairs and Alter-
20 ations” or used to fund authorized increases in pro-
21 spectus projects: *Provided further*, That the amount
22 provided in this or any prior Act for “Basic Repairs
23 and Alterations” may be used to pay claims against
24 the Government arising from any projects under the

1 heading “Repairs and Alterations” or used to fund
2 authorized increases in prospectus projects;

3 (3) \$5,723,900,000 (reduced by \$5,000,000)
4 (reduced by \$8,025,000) (reduced by \$1,000,000)
5 (reduced by \$2,000,000) (reduced by \$1,000,000)
6 (reduced by \$2,000,000) (reduced by \$10,000,000)
7 for rental of space to remain available until ex-
8 pended; and

9 (4) \$2,533,146,000 for building operations to
10 remain available until expended: *Provided*, That the
11 total amount of funds made available from this
12 Fund to the General Services Administration shall
13 not be available for expenses of any construction, re-
14 pair, alteration and acquisition project for which a
15 prospectus, if required by 40 U.S.C. 3307(a), has
16 not been approved, except that necessary funds may
17 be expended for each project for required expenses
18 for the development of a proposed prospectus: *Pro-*
19 *vided further*, That funds available in the Federal
20 Buildings Fund may be expended for emergency re-
21 pairs when advance approval is obtained from the
22 Committees on Appropriations: *Provided further*,
23 That amounts necessary to provide reimbursable
24 special services to other agencies under 40 U.S.C.
25 592(b)(2) and amounts to provide such reimbursable

1 fencing, lighting, guard booths, and other facilities
2 on private or other property not in Government own-
3 ership or control as may be appropriate to enable
4 the United States Secret Service to perform its pro-
5 tective functions pursuant to 18 U.S.C. 3056, shall
6 be available from such revenues and collections: *Pro-*
7 *vided further*, That revenues and collections and any
8 other sums accruing to this Fund during fiscal year
9 2021, excluding reimbursements under 40 U.S.C.
10 592(b)(2), in excess of the aggregate new
11 obligational authority authorized for Real Property
12 Activities of the Federal Buildings Fund in this Act
13 shall remain in the Fund and shall not be available
14 for expenditure except as authorized in appropria-
15 tions Acts.

16 GENERAL ACTIVITIES

17 GOVERNMENT-WIDE POLICY

18 For expenses authorized by law, not otherwise pro-
19 vided for, for Government-wide policy and evaluation ac-
20 tivities associated with the management of real and per-
21 sonal property assets and certain administrative services;
22 Government-wide policy support responsibilities relating to
23 acquisition, travel, motor vehicles, information technology
24 management, and related technology activities; and serv-
25 ices as authorized by 5 U.S.C. 3109; \$64,000,000.

1 OPERATING EXPENSES

2 For expenses authorized by law, not otherwise pro-
3 vided for, for Government-wide activities associated with
4 utilization and donation of surplus personal property; dis-
5 posal of real property; agency-wide policy direction, man-
6 agement, and communications; and services as authorized
7 by 5 U.S.C. 3109; \$49,440,000, of which not to exceed
8 \$7,500 is for official reception and representation ex-
9 penses.

10 CIVILIAN BOARD OF CONTRACT APPEALS

11 For expenses authorized by law, not otherwise pro-
12 vided for, for the activities associated with the Civilian
13 Board of Contract Appeals, \$9,625,000, of which
14 \$2,000,000 shall remain available until September 30,
15 2022.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector
18 General and service authorized by 5 U.S.C. 3109,
19 \$67,000,000: *Provided*, That not to exceed \$50,000 shall
20 be available for payment for information and detection of
21 fraud against the Government, including payment for re-
22 covery of stolen Government property: *Provided further*,
23 That not to exceed \$2,500 shall be available for awards
24 to employees of other Federal agencies and private citizens

1 in recognition of efforts and initiatives resulting in en-
2 hanced Office of Inspector General effectiveness.

3 ALLOWANCES AND OFFICE STAFF FOR FORMER

4 PRESIDENTS

5 For carrying out the provisions of the Act of August
6 25, 1958 (3 U.S.C. 102 note), and Public Law 95-138,
7 \$3,915,000.

8 FEDERAL CITIZEN SERVICES FUND

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses of the Office of Products and
11 Programs, including services authorized by 40 U.S.C. 323
12 and 44 U.S.C. 3604; and for necessary expenses in sup-
13 port of interagency projects that enable the Federal Gov-
14 ernment to enhance its ability to conduct activities elec-
15 tronically, through the development and implementation of
16 innovative uses of information technology; \$55,000,000, to
17 be deposited into the Federal Citizen Services Fund: *Pro-*
18 *vided*, That the previous amount may be transferred to
19 Federal agencies to carry out the purpose of the Federal
20 Citizen Services Fund: *Provided further*, That the appro-
21 priations, revenues, reimbursements, and collections de-
22 posited into the Fund shall be available until expended for
23 necessary expenses of Federal Citizen Services and other
24 activities that enable the Federal Government to enhance
25 its ability to conduct activities electronically in the aggre-

1 gate amount not to exceed \$100,000,000: *Provided fur-*
2 *ther*, That appropriations, revenues, reimbursements, and
3 collections accruing to this Fund during fiscal year 2021
4 in excess of such amount shall remain in the Fund and
5 shall not be available for expenditure except as authorized
6 in appropriations Acts: *Provided further*, That, of the total
7 amount appropriated, up to \$5,000,000 shall be available
8 for support functions and full-time hires to support activi-
9 ties related to the Administration’s requirements under
10 title II of the Foundations for Evidence-Based Policy-
11 making Act (Public Law 115–435): *Provided further*, That
12 the transfer authorities provided herein shall be in addi-
13 tion to any other transfer authority provided in this Act.

14 PRESIDENTIAL TRANSITION

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses to carry out the Presidential
17 Transition Act of 1963, as amended, and 40 U.S.C.
18 581(e), \$9,900,000, of which not to exceed \$1,000,000 is
19 for activities authorized by sections 3(a)(8) and 3(a)(9)
20 of the Act: *Provided*, That such amounts may be trans-
21 ferred and credited to the “Acquisition Services Fund” or
22 “Federal Buildings Fund” to reimburse obligations in-
23 curred prior to enactment of this Act for the purposes pro-
24 vided herein related to the Presidential election in 2020:
25 *Provided further*, That amounts available under this head-

1 ing shall be in addition to any other amounts available
2 for such purposes: *Provided further*, That if the President-
3 elect is the incumbent President or the Vice-President-
4 elect is the incumbent Vice President, \$8,900,000 is here-
5 by transferred to the “Federal Buildings Fund” account
6 for Consolidation Activities under paragraph (2) of such
7 account.

8 TECHNOLOGY MODERNIZATION FUND

9 For the Technology Modernization Fund,
10 \$25,000,000, to remain available until expended, for tech-
11 nology-related modernization activities.

12 ASSET PROCEEDS AND SPACE MANAGEMENT FUND

13 For carrying out section 16(b)(2) of the Federal
14 Asset Sale and Transfer Act of 2016 (Public Law 114-
15 287), \$16,000,000, to remain available until expended.

16 ADMINISTRATIVE PROVISIONS—GENERAL SERVICES

17 ADMINISTRATION

18 (INCLUDING TRANSFER OF FUNDS)

19 SEC. 520. Funds available to the General Services
20 Administration shall be available for the hire of passenger
21 motor vehicles.

22 SEC. 521. Funds in the Federal Buildings Fund
23 made available for fiscal year 2021 for Federal Buildings
24 Fund activities may be transferred between such activities
25 only to the extent necessary to meet program require-

1 ments: *Provided*, That any proposed transfers shall be ap-
2 proved in advance by the Committees on Appropriations
3 of the House of Representatives and the Senate.

4 SEC. 522. Except as otherwise provided in this title,
5 funds made available by this Act shall be used to transmit
6 a fiscal year 2022 request for United States Courthouse
7 construction only if the request: (1) meets the design guide
8 standards for construction as established and approved by
9 the General Services Administration, the Judicial Con-
10 ference of the United States, and the Office of Manage-
11 ment and Budget; (2) reflects the priorities of the Judicial
12 Conference of the United States as set out in its approved
13 Courthouse Project Priorities plan; and (3) includes a
14 standardized courtroom utilization study of each facility
15 to be constructed, replaced, or expanded.

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

1 SEC. 524. From funds made available under the
2 heading “Federal Buildings Fund, Limitations on Avail-
3 ability of Revenue”, claims against the Government of less
4 than \$250,000 arising from direct construction projects
5 and acquisition of buildings may be liquidated from sav-
6 ings effected in other construction projects with prior noti-
7 fication to the Committees on Appropriations of the House
8 of Representatives and the Senate.

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

1 SEC. 526. With respect to each project funded under
2 the heading “Major Repairs and Alterations”, and with
3 respect to E–Government projects funded under the head-
4 ing “Federal Citizen Services Fund”, the Administrator
5 of General Services shall submit a spending plan and ex-
6 planation for each project to be undertaken to the Com-
7 mittees on Appropriations of the House of Representatives
8 and the Senate not later than 60 days after the date of
9 enactment of this Act.

10 SEC. 527. Section 3173(d)(1) of title 40, United
11 States Code, is amended by inserting before the period the
12 following: “or for agency-wide acquisition of equipment or
13 systems or the acquisition of services in lieu thereof, as
14 necessary to implement the Act”.

15 SEC. 528. (a) Not later than 180 days after the date
16 of enactment of this Act, the Administrator of the General
17 Services Administration shall transmit to the Committees
18 on Appropriations of the House of Representatives and the
19 Senate, the Committee on Transportation and Infrastruc-
20 ture of the House of Representatives, and the Committee
21 on Environment and Public Works of the Senate, a report
22 on the construction of a new headquarters for the Federal
23 Bureau of Investigation in the National Capital Region.

24 (b) The report transmitted under subsection (a) shall
25 be consistent with the requirements of section 3307(b) of

1 title 40, United States Code and include a summary of
2 the material provisions of the construction and full con-
3 solidation of the Federal Bureau of Investigation in a new
4 headquarters facility, including all the costs associated
5 with site acquisition, design, management, and inspection,
6 and a description of all buildings and infrastructure need-
7 ed to complete the project.

8 SEC. 529. None of the funds made available in this
9 Act may be used by the General Services Administration
10 to award or facilitate the award of any contract for the
11 provision of architectural, engineering, and related serv-
12 ices in a manner inconsistent with the procedures in the
13 Brooks Act (40 U.S.C. 1101 et seq.) and part 36.6 of the
14 Federal Acquisition Regulation.

15 SEC. 530. None of the funds made available in this
16 Act may be used to implement or otherwise carry out di-
17 rectives contained in any Executive order that would es-
18 tablish a preferred architectural style for Federal build-
19 ings and courthouses or that would otherwise conflict with
20 the Guiding Principles of Federal Architecture as estab-
21 lished by the Ad Hoc Committee on Federal Space on
22 June 1, 1962.

1 HARRY S TRUMAN SCHOLARSHIP FOUNDATION

2 SALARIES AND EXPENSES

3 For payment to the Harry S Truman Scholarship
4 Foundation Trust Fund, established by section 10 of Pub-
5 lic Law 93–642, \$1,670,000, to remain available until ex-
6 pended.

7 MERIT SYSTEMS PROTECTION BOARD

8 SALARIES AND EXPENSES

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses to carry out functions of the
11 Merit Systems Protection Board pursuant to Reorganiza-
12 tion Plan Numbered 2 of 1978, the Civil Service Reform
13 Act of 1978, and the Whistleblower Protection Act of
14 1989 (5 U.S.C. 5509 note), including services as author-
15 ized by 5 U.S.C. 3109, rental of conference rooms in the
16 District of Columbia and elsewhere, hire of passenger
17 motor vehicles, direct procurement of survey printing, and
18 not to exceed \$2,000 for official reception and representa-
19 tion expenses, \$44,490,000, to remain available until Sep-
20 tember 30, 2022, and in addition not to exceed
21 \$2,345,000, to remain available until September 30, 2022,
22 for administrative expenses to adjudicate retirement ap-
23 peals to be transferred from the Civil Service Retirement
24 and Disability Fund in amounts determined by the Merit
25 Systems Protection Board.

1 MORRIS K. UDALL AND STEWART L. UDALL
2 FOUNDATION

3 MORRIS K. UDALL AND STEWART L. UDALL TRUST FUND
4 (INCLUDING TRANSFER OF FUNDS)

5 For payment to the Morris K. Udall and Stewart L.
6 Udall Trust Fund, pursuant to the Morris K. Udall and
7 Stewart L. Udall Foundation Act (20 U.S.C. 5601 et
8 seq.), \$1,800,000, to remain available until expended, of
9 which, notwithstanding sections 8 and 9 of such Act, up
10 to \$1,000,000 shall be available to carry out the activities
11 authorized by section 6(7) of Public Law 102–259 and
12 section 817(a) of Public Law 106–568 (20 U.S.C.
13 5604(7)): *Provided*, That all current and previous
14 amounts transferred to the Office of Inspector General of
15 the Department of the Interior will remain available until
16 expended for audits and investigations of the Morris K.
17 Udall and Stewart L. Udall Foundation, consistent with
18 the Inspector General Act of 1978 (5 U.S.C. App.), as
19 amended, and for annual independent financial audits of
20 the Morris K. Udall and Stewart L. Udall Foundation
21 pursuant to the Accountability of Tax Dollars Act of 2002
22 (Public Law 107–289): *Provided further*, That previous
23 amounts transferred to the Office of Inspector General of
24 the Department of the Interior may be transferred to the
25 Morris K. Udall and Stewart L. Udall Foundation for an-

1 nual independent financial audits pursuant to the Ac-
2 countability of Tax Dollars Act of 2002 (Public Law 107–
3 289).

4 ENVIRONMENTAL DISPUTE RESOLUTION FUND

5 For payment to the Environmental Dispute Resolu-
6 tion Fund to carry out activities under sections 10 and
7 11 of the Morris K. Udall and Stewart L. Udall Founda-
8 tion Act (Public Law 111–90), \$3,200,000, to remain
9 available until expended: *Provided*, That during fiscal year
10 2021 and each fiscal year thereafter, any amounts in such
11 Fund shall, pursuant to section 1557 of title 31, United
12 States Code, be exempt from the provisions of subchapter
13 IV of chapter 15 of such title.

14 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

15 OPERATING EXPENSES

16 For necessary expenses in connection with the admin-
17 istration of the National Archives and Records Adminis-
18 tration and archived Federal records and related activities,
19 as provided by law, and for expenses necessary for the re-
20 view and declassification of documents, the activities of
21 the Public Interest Declassification Board, the operations
22 and maintenance of the electronic records archives, the
23 hire of passenger motor vehicles, and for uniforms or al-
24 lowances therefor, as authorized by law (5 U.S.C. 5901),
25 including maintenance, repairs, and cleaning,

1 \$361,449,000, of which up to \$2,000,000 shall remain
2 available until expended to implement the Civil Rights
3 Cold Case Records Collection Act of 2018 (Public Law
4 115–426).

5 OFFICE OF INSPECTOR GENERAL

6 For necessary expenses of the Office of Inspector
7 General in carrying out the provisions of the Inspector
8 General Reform Act of 2008, Public Law 110–409, 122
9 Stat. 4302–16 (2008), and the Inspector General Act of
10 1978 (5 U.S.C. App.), and for the hire of passenger motor
11 vehicles, \$5,195,000.

12 REPAIRS AND RESTORATION

13 For the repair, alteration, and improvement of ar-
14 chives facilities, and to provide adequate storage for hold-
15 ings, \$7,500,000 (increased by \$8,025,000), to remain
16 available until expended.

17 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

18 COMMISSION

19 GRANTS PROGRAM

20 For necessary expenses for allocations and grants for
21 historical publications and records as authorized by 44
22 U.S.C. 2504, \$7,000,000, to remain available until ex-
23 pended.

1 NATIONAL CREDIT UNION ADMINISTRATION

2 COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

3 For the Community Development Revolving Loan
4 Fund program as authorized by 42 U.S.C. 9812, 9822
5 and 9910, \$2,000,000 shall be available until September
6 30, 2022, for technical assistance to low-income des-
7 ignated credit unions.

8 OFFICE OF GOVERNMENT ETHICS

9 SALARIES AND EXPENSES

10 For necessary expenses to carry out functions of the
11 Office of Government Ethics pursuant to the Ethics in
12 Government Act of 1978, the Ethics Reform Act of 1989,
13 and the Stop Trading on Congressional Knowledge Act of
14 2012, including services as authorized by 5 U.S.C. 3109,
15 rental of conference rooms in the District of Columbia and
16 elsewhere, hire of passenger motor vehicles, and not to ex-
17 ceed \$1,500 for official reception and representation ex-
18 penses, \$18,600,000.

19 OFFICE OF PERSONNEL MANAGEMENT

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF TRUST FUNDS)

22 For necessary expenses to carry out functions of the
23 Office of Personnel Management (OPM) pursuant to Re-
24 organization Plan Numbered 2 of 1978 and the Civil Serv-
25 ice Reform Act of 1978, including services as authorized

1 by 5 U.S.C. 3109; medical examinations performed for
2 veterans by private physicians on a fee basis; rental of con-
3 ference rooms in the District of Columbia and elsewhere;
4 hire of passenger motor vehicles; not to exceed \$2,500 for
5 official reception and representation expenses; advances
6 for reimbursements to applicable funds of OPM and the
7 Federal Bureau of Investigation for expenses incurred
8 under Executive Order No. 10422 of January 9, 1953,
9 as amended; and payment of per diem and/or subsistence
10 allowances to employees where Voting Rights Act activities
11 require an employee to remain overnight at his or her post
12 of duty, \$152,630,000: *Provided*, That of the total amount
13 made available under this heading, up to \$9,000,000 shall
14 remain available until expended, for information tech-
15 nology infrastructure modernization and Trust Fund Fed-
16 eral Financial System migration or modernization, and
17 shall be in addition to funds otherwise made available for
18 such purposes: *Provided further*, That of the total amount
19 made available under this heading, \$1,068,000 may be
20 made available for strengthening the capacity and capa-
21 bilities of the acquisition workforce (as defined by the Of-
22 fice of Federal Procurement Policy Act, as amended (41
23 U.S.C. 4001 et seq.)), including the recruitment, hiring,
24 training, and retention of such workforce and information
25 technology in support of acquisition workforce effective-

1 ness or for management solutions to improve acquisition
2 management; and in addition \$154,625,000 for adminis-
3 trative expenses, to be transferred from the appropriate
4 trust funds of OPM without regard to other statutes, in-
5 cluding direct procurement of printed materials, for the
6 retirement and insurance programs: *Provided further*,
7 That the provisions of this appropriation shall not affect
8 the authority to use applicable trust funds as provided by
9 sections 8348(a)(1)(B), 8958(f)(2)(A), 8988(f)(2)(A), and
10 9004(f)(2)(A) of title 5, United States Code: *Provided fur-*
11 *ther*, That no part of this appropriation shall be available
12 for salaries and expenses of the Legal Examining Unit of
13 OPM established pursuant to Executive Order No. 9358
14 of July 1, 1943, or any successor unit of like purpose:
15 *Provided further*, That the President's Commission on
16 White House Fellows, established by Executive Order No.
17 11183 of October 3, 1964, may, during fiscal year 2021,
18 accept donations of money, property, and personal serv-
19 ices: *Provided further*, That such donations, including
20 those from prior years, may be used for the development
21 of publicity materials to provide information about the
22 White House Fellows, except that no such donations shall
23 be accepted for travel or reimbursement of travel expenses,
24 or for the salaries of employees of such Commission.

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

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, including services as authorized by
7 5 U.S.C. 3109, hire of passenger motor vehicles,
8 \$5,000,000, and in addition, not to exceed \$26,265,000
9 for administrative expenses to audit, investigate, and pro-
10 vide other oversight of the Office of Personnel Manage-
11 ment's retirement and insurance programs, to be trans-
12 ferred from the appropriate trust funds of the Office of
13 Personnel Management, as determined by the Inspector
14 General: *Provided*, That the Inspector General is author-
15 ized to rent conference rooms in the District of Columbia
16 and elsewhere.

17 OFFICE OF SPECIAL COUNSEL
18 SALARIES AND EXPENSES

19 For necessary expenses to carry out functions of the
20 Office of Special Counsel, including services as authorized
21 by 5 U.S.C. 3109, payment of fees and expenses for wit-
22 nesses, rental of conference rooms in the District of Co-
23 lumbia and elsewhere, and hire of passenger motor vehi-
24 cles, \$28,900,000 (increased by \$1,600,000).

1 POSTAL REGULATORY COMMISSION
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Postal Regulatory
5 Commission in carrying out the provisions of the Postal
6 Accountability and Enhancement Act (Public Law 109–
7 435), \$18,614,000, to be derived by transfer from the
8 Postal Service Fund and expended as authorized by sec-
9 tion 603(a) of such Act.

10 PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD
11 SALARIES AND EXPENSES

12 For necessary expenses of the Privacy and Civil Lib-
13 erties Oversight Board, as authorized by section 1061 of
14 the Intelligence Reform and Terrorism Prevention Act of
15 2004 (42 U.S.C. 2000ee), \$8,500,000, to remain available
16 until September 30, 2022.

17 PUBLIC BUILDINGS REFORM BOARD

18 For salaries and expenses of the Public Buildings Re-
19 form Board in carrying out the Federal Assets Sale and
20 Transfer Act of 2016 (Public Law 114–287), \$3,500,000,
21 to remain available until expended.

22 SECURITIES AND EXCHANGE COMMISSION
23 SALARIES AND EXPENSES

24 For necessary expenses for the Securities and Ex-
25 change Commission, including services as authorized by

1 5 U.S.C. 3109, the rental of space (to include multiple
2 year leases) in the District of Columbia and elsewhere, and
3 not to exceed \$3,500 for official reception and representa-
4 tion expenses, \$1,920,000,000, to remain available until
5 expended; of which not less than \$16,313,000 shall be for
6 the Office of Inspector General; of which not to exceed
7 \$75,000 shall be available for a permanent secretariat for
8 the International Organization of Securities Commissions;
9 and of which not to exceed \$100,000 shall be available
10 for expenses for consultations and meetings hosted by the
11 Commission with foreign governmental and other regu-
12 latory officials, members of their delegations and staffs to
13 exchange views concerning securities matters, such ex-
14 penses to include necessary logistic and administrative ex-
15 penses and the expenses of Commission staff and foreign
16 invitees in attendance including: (1) incidental expenses
17 such as meals; (2) travel and transportation; and (3) re-
18 lated lodging or subsistence.

19 In addition to the foregoing appropriation, for move,
20 replication, and related costs associated with a replace-
21 ment lease for the Commission's District of Columbia
22 headquarters, not to exceed \$18,650,000, to remain avail-
23 able until expended; and for move, replication, and related
24 costs associated with a replacement lease for the Commis-

1 sion's San Francisco Regional Office facilities, not to ex-
2 ceed \$12,677,000, to remain available until expended.

3 For purposes of calculating the fee rate under section
4 31(j) of the Securities Exchange Act of 1934 (15 U.S.C.
5 78ee(j)) for fiscal year 2021, all amounts appropriated
6 under this heading shall be deemed to be the regular ap-
7 propriation to the Commission for fiscal year 2021: *Pro-*
8 *vided*, That fees and charges authorized by section 31 of
9 the Securities Exchange Act of 1934 (15 U.S.C. 78ee)
10 shall be credited to this account as offsetting collections:
11 *Provided further*, That not to exceed \$1,920,000,000 of
12 such offsetting collections shall be available until expended
13 for necessary expenses of this account; not to exceed
14 \$18,650,000 of such offsetting collections shall be avail-
15 able until expended for move, replication, and related costs
16 under this heading associated with a replacement lease for
17 the Commission's District of Columbia headquarters facili-
18 ties; and not to exceed \$12,677,000 of such offsetting col-
19 lections shall be available until expended for move, replica-
20 tion, and related costs under this heading associated with
21 a replacement lease for the Commission's San Francisco
22 Regional Office facilities: *Provided further*, That the total
23 amount appropriated under this heading from the general
24 fund for fiscal year 2021 shall be reduced as such offset-
25 ting fees are received so as to result in a final total fiscal

1 year 2021 appropriation from the general fund estimated
2 at not more than \$0: *Provided further*, That if any amount
3 of the appropriation for move, replication, and related
4 costs associated with a replacement lease for the Commis-
5 sion’s District of Columbia headquarters office facilities
6 or if any amount of the appropriation for costs associated
7 with a replacement lease for the Commission’s San Fran-
8 cisco Regional Office is subsequently de-obligated by the
9 Commission, such amount that was derived from the gen-
10 eral fund shall be returned to the general fund, and such
11 amounts that were derived from fees or assessments col-
12 lected for such purpose shall be paid to each national secu-
13 rities exchange and national securities association, respec-
14 tively, in proportion to any fees or assessments paid by
15 such national securities exchange or national securities as-
16 sociation under section 31 of the Securities Exchange Act
17 of 1934 (15 U.S.C. 78ee) in fiscal year 2021.

18 ADMINISTRATIVE PROVISIONS—SECURITIES AND

19 EXCHANGE COMMISSION

20 SEC. 540. None of the funds made available by this
21 Act may be used to finalize, issue, or implement any rule,
22 regulation, or order regarding the exempt offering frame-
23 work changes proposed at 85 Fed. Reg. 17956 without
24 previously finalizing, issuing, or implementing a final rule
25 strengthening the filing requirements around exempt of-

1 ferings in the same or stronger manner as proposed at
2 78 Fed. Reg. 44806 to enhance the Securities and Ex-
3 change Commission's ability to evaluate the development
4 of market practices in Rule 506 offerings and to address
5 concerns that may arise in connection with permitting
6 issuers to engage in general solicitation.

7 SEC. 541. None of the funds made available by this
8 Act may be used to finalize, issue, or implement any rule,
9 regulation, or order changing the procedural requirements
10 or raising resubmission thresholds under Exchange Act
11 Rule 14a-8 (section 240.14a-8 of title 17, Code of Federal
12 Regulations) as proposed at 84 Fed. Reg. 66458.

13 SELECTIVE SERVICE SYSTEM

14 SALARIES AND EXPENSES

15 For necessary expenses of the Selective Service Sys-
16 tem, including expenses of attendance at meetings and of
17 training for uniformed personnel assigned to the Selective
18 Service System, as authorized by 5 U.S.C. 4101-4118 for
19 civilian employees; hire of passenger motor vehicles; serv-
20 ices as authorized by 5 U.S.C. 3109; and not to exceed
21 \$750 for official reception and representation expenses;
22 \$27,800,000: *Provided*, That during the current fiscal
23 year, the President may exempt this appropriation from
24 the provisions of 31 U.S.C. 1341, whenever the President
25 deems such action to be necessary in the interest of na-

1 tional defense: Provided further, That none of the funds
2 appropriated by this Act may be expended for or in con-
3 nection with the induction of any person into the Armed
4 Forces of the United States.

5 SMALL BUSINESS ADMINISTRATION

6 SALARIES AND EXPENSES

7 For necessary expenses, not otherwise provided for,
8 of the Small Business Administration, including hire of
9 passenger motor vehicles as authorized by sections 1343
10 and 1344 of title 31, United States Code, and not to ex-
11 ceed \$3,500 for official reception and representation ex-
12 penses, \$287,947,000, of which not less than \$12,000,000
13 shall be available for examinations, reviews, and other
14 lender oversight activities: *Provided*, That the Adminis-
15 trator is authorized to charge fees to cover the cost of pub-
16 lications developed by the Small Business Administration,
17 and certain loan program activities, including fees author-
18 ized by section 5(b) of the Small Business Act: *Provided*
19 *further*, That, notwithstanding 31 U.S.C. 3302, revenues
20 received from all such activities shall be credited to this
21 account, to remain available until expended, for carrying
22 out these purposes without further appropriations: *Pro-*
23 *vided further*, That the Small Business Administration
24 may accept gifts in an amount not to exceed \$4,000,000
25 and may co-sponsor activities, each in accordance with sec-

1 tion 132(a) of division K of Public Law 108–447, during
2 fiscal year 2021: *Provided further*, That \$6,100,000 shall
3 be available for the Loan Modernization and Accounting
4 System, to be available until September 30, 2022.

5 ENTREPRENEURIAL DEVELOPMENT PROGRAMS

6 For necessary expenses of programs supporting en-
7 trepreneurial and small business development,
8 \$277,000,000 (increased by \$5,000,000), to remain avail-
9 able until September 30, 2022: *Provided*, That
10 \$140,000,000 (increased by \$5,000,000) shall be available
11 to fund grants for performance in fiscal year 2021 or fis-
12 cal year 2022 as authorized by section 21 of the Small
13 Business Act: *Provided further*, That \$35,000,000 shall be
14 for marketing, management, and technical assistance
15 under section 7(m) of the Small Business Act (15 U.S.C.
16 636(m)(4)) by intermediaries that make microloans under
17 the microloan program: *Provided further*, That
18 \$20,500,000 shall be available for grants to States to
19 carry out export programs that assist small business con-
20 cerns authorized under section 22(l) of the Small Business
21 Act (15 U.S.C. 649(l)).

22 OFFICE OF INSPECTOR GENERAL

23 For necessary expenses of the Office of Inspector
24 General in carrying out the provisions of the Inspector
25 General Act of 1978, \$22,011,000.

1 OFFICE OF ADVOCACY

2 For necessary expenses of the Office of Advocacy in
3 carrying out the provisions of title II of Public Law 94–
4 305 (15 U.S.C. 634a et seq.) and the Regulatory Flexi-
5 bility Act of 1980 (5 U.S.C. 601 et seq.), \$9,190,000, to
6 remain available until expended.

7 BUSINESS LOANS PROGRAM ACCOUNT

8 (INCLUDING TRANSFER OF FUNDS)

9 For the cost of direct loans, \$5,000,000, to remain
10 available until expended, and for the cost of guaranteed
11 loans as authorized by section 7(a) of the Small Business
12 Act (Public Law 83–163), \$15,000,000, to remain avail-
13 able until expended: *Provided*, That such costs, including
14 the cost of modifying such loans, shall be as defined in
15 section 502 of the Congressional Budget Act of 1974: *Pro-*
16 *vided further*, That subject to section 502 of the Congres-
17 sional Budget Act of 1974, during fiscal year 2021 com-
18 mitments to guarantee loans under section 503 of the
19 Small Business Investment Act of 1958 shall not exceed
20 \$7,500,000,000: *Provided further*, That during fiscal year
21 2021 commitments for general business loans authorized
22 under section 7(a) of the Small Business Act shall not
23 exceed \$30,000,000,000 for a combination of amortizing
24 term loans and the aggregated maximum line of credit
25 provided by revolving loans: *Provided further*, That during

1 fiscal year 2021 commitments for loans authorized under
2 subparagraph (C) of section 502(7) of the Small Business
3 Investment Act of 1958 (15 U.S.C. 696(7)) shall not ex-
4 ceed \$7,500,000,000: *Provided further*, That during fiscal
5 year 2021 commitments to guarantee loans for debentures
6 under section 303(b) of the Small Business Investment
7 Act of 1958 shall not exceed \$4,000,000,000: *Provided*
8 *further*, That during fiscal year 2021, guarantees of trust
9 certificates authorized by section 5(g) of the Small Busi-
10 ness Act shall not exceed a principal amount of
11 \$12,000,000,000: *Provided further*, That the amounts ap-
12 propriated in the matter preceding the first proviso under
13 this heading for the cost of guaranteed loans as authorized
14 by section 7(a) of the Small Business Act, and the com-
15 mitments for general business loans authorized by the
16 third proviso under this heading for such loans, shall not
17 be available for loans authorized under paragraph (36) of
18 such section 7(a). In addition, for administrative expenses
19 to carry out the direct and guaranteed loan programs,
20 \$155,150,000, which may be transferred to and merged
21 with the appropriations for Salaries and Expenses.

22 DISASTER LOANS PROGRAM ACCOUNT

23 (INCLUDING TRANSFERS OF FUNDS)

24 For administrative expenses to carry out the direct
25 loan program authorized by section 7(b) of the Small

1 Business Act, \$168,075,000 (increased by \$1,000,000)
2 (reduced by \$1,000,000), to be available until expended,
3 of which \$1,600,000 is for the Office of Inspector General
4 of the Small Business Administration for audits and re-
5 views of disaster loans and the disaster loan programs and
6 shall be transferred to and merged with the appropriations
7 for the Office of Inspector General; of which \$158,075,000
8 is for direct administrative expenses of loan making and
9 servicing to carry out the direct loan program, which may
10 be transferred to and merged with the appropriations for
11 Salaries and Expenses; and of which \$8,400,000 is for in-
12 direct administrative expenses for the direct loan program,
13 which may be transferred to and merged with the appro-
14 priations for Salaries and Expenses: *Provided*, That, of the
15 funds provided under this heading, \$142,864,000 shall be
16 for major disasters declared pursuant to the Robert T.
17 Stafford Disaster Relief and Emergency Assistance Act
18 (42 U.S.C. 5122(2)): *Provided further*, That the amount
19 for major disasters under this heading is designated by
20 Congress as being for disaster relief pursuant to section
21 251(b)(2)(D) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985.

1 ADMINISTRATIVE PROVISIONS—SMALL BUSINESS

2 ADMINISTRATION

3 (INCLUDING TRANSFERS OF FUNDS)

4 SEC. 550. Not to exceed 5 percent of any appropria-
5 tion made available for the current fiscal year for the
6 Small Business Administration in this Act may be trans-
7 ferred between such appropriations, but no such appro-
8 priation shall be increased by more than 10 percent by
9 any such transfers: *Provided*, That any transfer pursuant
10 to this paragraph shall be treated as a reprogramming of
11 funds under section 608 of this Act and shall not be avail-
12 able for obligation or expenditure except in compliance
13 with the procedures set forth in that section.

14 SEC. 551. Not to exceed 3 percent of any appropria-
15 tion made available in this Act for the Small Business Ad-
16 ministration under the headings “Salaries and Expenses”
17 and “Business Loans Program Account” may be trans-
18 ferred to the Administration’s information technology sys-
19 tem modernization and working capital fund (IT WCF),
20 as authorized by section 1077(b)(1) of title X of division
21 A of the National Defense Authorization Act for Fiscal
22 Year 2018, for the purposes specified in section
23 1077(b)(3) of such Act, upon the advance approval of the
24 Committees on Appropriations of the House of Represent-
25 atives and the Senate: *Provided*, That amounts transferred

1 to the IT WCF under this section shall remain available
2 for obligation through September 30, 2024.

3 SEC. 552. Of the amounts appropriated in this Act
4 under the heading “Salaries and Expenses”, \$20,000,000
5 shall not be available for obligation until the date that the
6 Administrator certifies and reports to the Committees on
7 Appropriations of the House of Representatives and the
8 Senate that the Small Business Administration, in con-
9 sultation with the Comptroller General of the United
10 States, has established and issued agency-wide guidance
11 with respect to relations with the Government Account-
12 ability Office to specifically provide for: (1) expedited
13 timeframes for providing the Government Accountability
14 Office with access to records within 10 days after the date
15 of request; (2) expedited timeframes for interviews of pro-
16 gram officials by the Government Accountability Office;
17 and (3) a significant streamlining of the review process
18 for documents and interview requests by liaisons, counsel,
19 and program officials, consistent with the objective that
20 the Government Accountability Office be given timely and
21 complete access to documents and agency officials.

22 UNITED STATES POSTAL SERVICE

23 PAYMENT TO THE POSTAL SERVICE FUND

24 For payment to the Postal Service Fund for revenue
25 forgone on free and reduced rate mail, pursuant to sub-

1 sections (c) and (d) of section 2401 of title 39, United
2 States Code, \$55,333,000 (increased by \$2,000,000): *Pro-*
3 *vided*, That mail for overseas voting and mail for the blind
4 shall continue to be free: *Provided further*, That 6-day de-
5 livery and rural delivery of mail shall continue at not less
6 than the 1983 level: *Provided further*, That none of the
7 funds made available to the Postal Service by this Act
8 shall be used to implement any rule, regulation, or policy
9 of charging any officer or employee of any State or local
10 child support enforcement agency, or any individual par-
11 ticipating in a State or local program of child support en-
12 forcement, a fee for information requested or provided
13 concerning an address of a postal customer: *Provided fur-*
14 *ther*, That none of the funds provided in this Act shall
15 be used to consolidate or close small rural and other small
16 post offices: *Provided further*, That the Postal Service may
17 not destroy, and shall continue to offer for sale, any copies
18 of the Multinational Species Conservation Funds
19 Semipostal Stamp, as authorized under the Multinational
20 Species Conservation Funds Semipostal Stamp Act of
21 2010 (Public Law 111–241).

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

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, \$258,180,000 (reduced by
7 \$1,000,000) (increased by \$1,000,000), to be derived by
8 transfer from the Postal Service Fund and expended as
9 authorized by section 603(b)(3) of the Postal Account-
10 ability and Enhancement Act (Public Law 109–435).

11 UNITED STATES TAX COURT
12 SALARIES AND EXPENSES

13 For necessary expenses, including contract reporting
14 and other services as authorized by 5 U.S.C. 3109, and
15 not to exceed \$3,000 for official reception and representa-
16 tion expenses; \$57,026,000, of which \$1,000,000 shall re-
17 main available until expended: *Provided*, That travel ex-
18 penses of the judges shall be paid upon the written certifi-
19 cate of the judge.

20 TITLE VI
21 GENERAL PROVISIONS—THIS ACT
22 (INCLUDING RESCISSION OF FUNDS)

23 SEC. 601. None of the funds in this Act shall be used
24 for the planning or execution of any program to pay the
25 expenses of, or otherwise compensate, non-Federal parties

1 intervening in regulatory or adjudicatory proceedings
2 funded in this Act.

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

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

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

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

1 SEC. 606. No funds appropriated pursuant to this
2 Act may be expended by an entity unless the entity agrees
3 that in expending the assistance the entity will comply
4 with chapter 83 of title 41, United States Code.

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

9 SEC. 608. Except as otherwise provided in this Act,
10 none of the funds provided in this Act, provided by pre-
11 vious appropriations Acts to the agencies or entities fund-
12 ed in this Act that remain available for obligation or ex-
13 penditure in fiscal year 2021, or provided from any ac-
14 counts in the Treasury derived by the collection of fees
15 and available to the agencies funded by this Act, shall be
16 available for obligation or expenditure through a re-
17 programming of funds that: (1) creates a new program;
18 (2) eliminates a program, project, or activity; (3) increases
19 funds or personnel for any program, project, or activity
20 for which funds have been denied or restricted by the Con-
21 gress; (4) proposes to use funds directed for a specific ac-
22 tivity by the Committee on Appropriations of either the
23 House of Representatives or the Senate for a different
24 purpose; (5) augments existing programs, projects, or ac-
25 tivities in excess of \$5,000,000 or 10 percent, whichever

1 is less; (6) reduces existing programs, projects, or activi-
2 ties by \$5,000,000 or 10 percent, whichever is less; or (7)
3 creates or reorganizes offices, programs, or activities un-
4 less prior approval is received from the Committees on Ap-
5 propriations of the House of Representatives and the Sen-
6 ate: *Provided*, That prior to any significant reorganization,
7 restructuring, relocation, or closing of offices, programs,
8 or activities, each agency or entity funded in this Act shall
9 consult with the Committees on Appropriations of the
10 House of Representatives and the Senate: *Provided fur-*
11 *ther*, That not later than 60 days after the date of enact-
12 ment of this Act, each agency funded by this Act shall
13 submit a report to the Committees on Appropriations of
14 the House of Representatives and the Senate to establish
15 the baseline for application of reprogramming and trans-
16 fer authorities for the current fiscal year: *Provided further*,
17 That at a minimum the report shall include: (1) a table
18 for each appropriation, detailing both full-time employee
19 equivalents and budget authority, with separate columns
20 to display the prior year enacted level, the President's
21 budget request, adjustments made by Congress, adjust-
22 ments due to enacted rescissions, if appropriate, and the
23 fiscal year enacted level; (2) a delineation in the table for
24 each appropriation and its respective prior year enacted
25 level by object class and program, project, and activity as

1 detailed in this Act, in the accompanying report, or in the
2 budget appendix for the respective appropriation, which-
3 ever is more detailed, and which shall apply to all items
4 for which a dollar amount is specified and to all programs
5 for which new budget authority is provided, as well as to
6 discretionary grants and discretionary grant allocations;
7 and (3) an identification of items of special congressional
8 interest: *Provided further*, That the amount appropriated
9 or limited for salaries and expenses for an agency shall
10 be reduced by \$100,000 per day for each day after the
11 required date that the report has not been submitted to
12 the Congress.

13 SEC. 609. Except as otherwise specifically provided
14 by law, not to exceed 50 percent of unobligated balances
15 remaining available at the end of fiscal year 2021 from
16 appropriations made available for salaries and expenses
17 for fiscal year 2021 in this Act, shall remain available
18 through September 30, 2022, for each such account for
19 the purposes authorized: *Provided*, That a request shall
20 be submitted to the Committees on Appropriations of the
21 House of Representatives and the Senate for approval
22 prior to the expenditure of such funds: *Provided further*,
23 That these requests shall be made in compliance with re-
24 programming guidelines.

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

4 (1) any official background investigation report
5 on any individual from the Federal Bureau of Inves-
6 tigation; or

7 (2) a determination with respect to the treat-
8 ment of an organization as described in section
9 501(c) of the Internal Revenue Code of 1986 and
10 exempt from taxation under section 501(a) of such
11 Code from the Department of the Treasury or the
12 Internal Revenue Service.

13 (b) Subsection (a) shall not apply—

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

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

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

1 SEC. 612. For the purpose of resolving litigation and
2 implementing any settlement agreements regarding the
3 nonforeign area cost-of-living allowance program, the Of-
4 fice of Personnel Management may accept and utilize
5 (without regard to any restriction on unanticipated travel
6 expenses imposed in an Appropriations Act) funds made
7 available to the Office of Personnel Management pursuant
8 to court approval.

9 SEC. 613. No funds appropriated by this Act shall
10 be available to pay for an abortion, or the administrative
11 expenses in connection with any health plan under the
12 Federal employees health benefits program which provides
13 any benefits or coverage for abortions.

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

18 SEC. 615. In order to promote Government access to
19 commercial information technology, the restriction on pur-
20 chasing nondomestic articles, materials, and supplies set
21 forth in chapter 83 of title 41, United States Code (popu-
22 larly known as the Buy American Act), shall not apply
23 to the acquisition by the Federal Government of informa-
24 tion technology (as defined in section 11101 of title 40,

1 United States Code), that is a commercial item (as defined
2 in section 103 of title 41, United States Code).

3 SEC. 616. Notwithstanding section 1353 of title 31,
4 United States Code, no officer or employee of any regu-
5 latory agency or commission funded by this Act may ac-
6 cept on behalf of that agency, nor may such agency or
7 commission accept, payment or reimbursement from a
8 non-Federal entity for travel, subsistence, or related ex-
9 penses for the purpose of enabling an officer or employee
10 to attend and participate in any meeting or similar func-
11 tion relating to the official duties of the officer or em-
12 ployee when the entity offering payment or reimbursement
13 is a person or entity subject to regulation by such agency
14 or commission, or represents a person or entity subject
15 to regulation by such agency or commission, unless the
16 person or entity is an organization described in section
17 501(c)(3) of the Internal Revenue Code of 1986 and ex-
18 empt from tax under section 501(a) of such Code.

19 SEC. 617. Notwithstanding section 708 of this Act,
20 funds made available to the Commodity Futures Trading
21 Commission and the Securities and Exchange Commission
22 by this or any other Act may be used for the interagency
23 funding and sponsorship of a joint advisory committee to
24 advise on emerging regulatory issues.

1 SEC. 618. (a)(1) Notwithstanding any other provision
2 of law, an Executive agency covered by this Act otherwise
3 authorized to enter into contracts for either leases or the
4 construction or alteration of real property for office, meet-
5 ing, storage, or other space must consult with the General
6 Services Administration before issuing a solicitation for of-
7 fers of new leases or construction contracts, and in the
8 case of succeeding leases, before entering into negotiations
9 with the current lessor.

10 (2) Any such agency with authority to enter into an
11 emergency lease may do so during any period declared by
12 the President to require emergency leasing authority with
13 respect to such agency.

14 (b) For purposes of this section, the term “Executive
15 agency covered by this Act” means any Executive agency
16 provided funds by this Act, but does not include the Gen-
17 eral Services Administration or the United States Postal
18 Service.

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

21 (1) Compensation of the President (3 U.S.C.
22 102).

23 (2) Payments to—

24 (A) the Judicial Officers’ Retirement Fund

25 (28 U.S.C. 377(o));

1 (B) the Judicial Survivors' Annuities Fund
2 (28 U.S.C. 376(c)); and

3 (C) the United States Court of Federal
4 Claims Judges' Retirement Fund (28 U.S.C.
5 178(l)).

6 (3) Payment of Government contributions—

7 (A) with respect to the health benefits of
8 retired employees, as authorized by chapter 89
9 of title 5, United States Code, and the Retired
10 Federal Employees Health Benefits Act (74
11 Stat. 849); and

12 (B) with respect to the life insurance bene-
13 fits for employees retiring after December 31,
14 1989 (5 U.S.C. ch. 87).

15 (4) Payment to finance the unfunded liability of
16 new and increased annuity benefits under the Civil
17 Service Retirement and Disability Fund (5 U.S.C.
18 8348).

19 (5) Payment of annuities authorized to be paid
20 from the Civil Service Retirement and Disability
21 Fund by statutory provisions other than subchapter
22 III of chapter 83 or chapter 84 of title 5, United
23 States Code.

24 (b) Nothing in this section may be construed to ex-
25 empt any amount appropriated by this section from any

1 otherwise applicable limitation on the use of funds con-
2 tained in this Act.

3 SEC. 620. None of the funds made available in this
4 Act may be used by the Federal Trade Commission to
5 complete the draft report entitled “Interagency Working
6 Group on Food Marketed to Children: Preliminary Pro-
7 posed Nutrition Principles to Guide Industry Self-Regu-
8 latory Efforts” unless the Interagency Working Group on
9 Food Marketed to Children complies with Executive Order
10 No. 13563.

11 SEC. 621. (a) The head of each executive branch
12 agency funded by this Act shall ensure that the Chief In-
13 formation Officer of the agency has the authority to par-
14 ticipate in decisions regarding the budget planning process
15 related to information technology.

16 (b) Amounts appropriated for any executive branch
17 agency funded by this Act that are available for informa-
18 tion technology shall be allocated within the agency, con-
19 sistent with the provisions of appropriations Acts and
20 budget guidelines and recommendations from the Director
21 of the Office of Management and Budget, in such manner
22 as specified by, or approved by, the Chief Information Of-
23 ficer of the agency in consultation with the Chief Financial
24 Officer of the agency and budget officials.

1 SEC. 622. None of the funds made available in this
2 Act may be used in contravention of chapter 29, 31, or
3 33 of title 44, United States Code.

4 SEC. 623. None of the funds made available in this
5 Act may be used by a governmental entity to require the
6 disclosure by a provider of electronic communication serv-
7 ice to the public or remote computing service of the con-
8 tents of a wire or electronic communication that is in elec-
9 tronic storage with the provider (as such terms are defined
10 in sections 2510 and 2711 of title 18, United States Code)
11 in a manner that violates the Fourth Amendment to the
12 Constitution of the United States.

13 SEC. 624. None of the funds appropriated by this Act
14 may be used by the Federal Communications Commission
15 to modify, amend, or change the rules or regulations of
16 the Commission for universal service high-cost support for
17 competitive eligible telecommunications carriers in a way
18 that is inconsistent with paragraph (e)(5) or (e)(6) of sec-
19 tion 54.307 of title 47, Code of Federal Regulations, as
20 in effect on July 15, 2015: *Provided*, That this section
21 shall not prohibit the Commission from considering, devel-
22 oping, or adopting other support mechanisms as an alter-
23 native to Mobility Fund Phase II.

24 SEC. 625. No funds provided in this Act shall be used
25 to deny an Inspector General funded under this Act timely

1 access to any records, documents, or other materials avail-
2 able to the department or agency over which that Inspec-
3 tor General has responsibilities under the Inspector Gen-
4 eral Act of 1978, or to prevent or impede that Inspector
5 General's access to such records, documents, or other ma-
6 terials, under any provision of law, except a provision of
7 law that expressly refers to the Inspector General and ex-
8 pressly limits the Inspector General's right of access. A
9 department or agency covered by this section shall provide
10 its Inspector General with access to all such records, docu-
11 ments, and other materials in a timely manner. Each In-
12 spector General shall ensure compliance with statutory
13 limitations on disclosure relevant to the information pro-
14 vided by the establishment over which that Inspector Gen-
15 eral has responsibilities under the Inspector General Act
16 of 1978. Each Inspector General covered by this section
17 shall report to the Committees on Appropriations of the
18 House of Representatives and the Senate within 5 cal-
19 endar days any failures to comply with this requirement.

20 SEC. 626. (a) None of the funds made available in
21 this Act may be used to maintain or establish a computer
22 network unless such network blocks the viewing,
23 downloading, and exchanging of pornography.

24 (b) Nothing in subsection (a) shall limit the use of
25 funds necessary for any Federal, State, Tribal, or local

1 law enforcement agency or any other entity carrying out
2 criminal investigations, prosecution, adjudication activi-
3 ties, or other law enforcement- or victim assistance-related
4 activity.

5 SEC. 627. None of the funds appropriated or other-
6 wise made available by this Act may be used to pay award
7 or incentive fees for contractors whose performance has
8 been judged to be below satisfactory, behind schedule, over
9 budget, or has failed to meet the basic requirements of
10 a contract, unless the Agency determines that any such
11 deviations are due to unforeseeable events, government-
12 driven scope changes, or are not significant within the
13 overall scope of the project and/or program and unless
14 such awards or incentive fees are consistent with
15 16.401(e)(2) of the Federal Acquisition Regulation.

16 SEC. 628. (a) None of the funds made available under
17 this Act may be used to pay for travel and conference ac-
18 tivities that result in a total cost to an Executive branch
19 department, agency, board or commission funded by this
20 Act of more than \$500,000 at any single conference unless
21 the agency or entity determines that such attendance is
22 in the national interest and advance notice is transmitted
23 to the Committees on Appropriations of the House of Rep-
24 resentatives and the Senate that includes the basis of that
25 determination.

1 (b) None of the funds made available under this Act
2 may be used to pay for the travel to or attendance of more
3 than 50 employees, who are stationed in the United
4 States, at any single conference occurring outside the
5 United States unless the agency or entity determines that
6 such attendance is in the national interest and advance
7 notice is transmitted to the Committees on Appropriations
8 of the House of Representatives and the Senate that in-
9 cludes the basis of that determination.

10 SEC. 629. None of the funds made available by this
11 Act may be used for first-class or business-class travel by
12 the employees of executive branch agencies funded by this
13 Act in contravention of sections 301–10.122 through 301–
14 10.125 of title 41, Code of Federal Regulations.

15 SEC. 630. None of the funds made available by this
16 Act may be obligated on contracts in excess of \$5,000 for
17 public relations, as that term is defined in Office and Man-
18 agement and Budget Circular A–87 (revised May 10,
19 2004), unless advance notice of such an obligation is
20 transmitted to the Committees on Appropriations of the
21 House of Representatives and the Senate.

22 SEC. 631. None of the funds made available in this
23 Act may be used to penalize a financial institution solely
24 because the institution provides financial services to an en-
25 tity that is a manufacturer, a producer, or a person that

1 participates in any business or organized activity that in-
2 volves handling hemp, hemp-derived cannabidiol products,
3 other hemp-derived cannabinoid products, marijuana,
4 marijuana products, or marijuana proceeds, and engages
5 in such activity pursuant to a law established by a State,
6 political subdivision of a State, or Indian Tribe. In this
7 section, the term “State” means each of the several
8 States, the District of Columbia, and any territory or pos-
9 session of the United States.

10 SEC. 632. None of the funds made available in this
11 or any other Act may be used to propose, promulgate, or
12 implement any rule, principle, policy, standard, or guid-
13 ance, or take any other action with respect to, changing
14 the 2017 methodology prescribed by the Office of Manage-
15 ment and Budget for determining the Official Poverty
16 Measure.

17 SEC. 633. Of the unobligated balances available in
18 the Department of the Treasury, Treasury Forfeiture
19 Fund, established by section 9703 of title 31, United
20 States Code, \$250,000,000 shall be permanently rescinded
21 not later than September 30, 2021.

22 SEC. 634. (a) None of the funds appropriated or oth-
23 erwise made available by this Act may be used to enter
24 into any contract, grant, or cooperative agreement with
25 any entity in which a covered individual directly or indi-

1 rectly owns, controls, or holds not less than 20 percent,
2 by vote or value, of the outstanding amount of any class
3 of equity interest in an entity. For the purposes of deter-
4 mining whether the requirements of this subsection are
5 met, the securities owned, controlled, or held by two or
6 more individuals who are related as described in sub-
7 section (c) shall be aggregated.

8 (b) In this section, the term “equity interest” has the
9 meaning given such term in section 4019 of the CARES
10 Act (Public Law 116–136).

11 (c) In this section, the term “covered individual”
12 means the President or Vice President or a family member
13 (as that term is defined in section 630.201(b) of title 5,
14 Code of Federal Regulations) of the President or Vice
15 President.

16 SEC. 635. None of the funds made available by this
17 or any other Act (including prior Acts and Acts other than
18 appropriations Acts) may be obligated or expended to re-
19 organize or transfer any function or authority of the Office
20 of Personnel Management to the General Services Admin-
21 istration or to the Office of Management and Budget.

22 SEC. 636. None of the funds made available in this
23 or any other Act may be used by the Office of Personnel
24 Management to enter into interagency or service- level
25 agreements with the General Services Administration or

1 the Office of Management and Budget exceeding
2 \$100,000 in total unless, not later than 15 days before
3 the date any such agreement that would breach the
4 \$100,000 limitation is proposed to be entered into, written
5 notice describing the agreement is provided to the Com-
6 mittees on Appropriations of the House of Representatives
7 and the Senate.

8 SEC. 637. None of the funds provided by this Act
9 may be used by the Federal Trade Commission or the
10 Federal Communications Commission to consider taking
11 action, or to take any action, consistent with Executive
12 Order No. 13925 of May 28, 2020 (85 Fed. Reg. 34079),
13 or to seek comment on or otherwise take action on any
14 petition for rulemaking filed pursuant to such Executive
15 order, or to interpret section 230 of the Communications
16 Decency Act in the manner described in section 2 of such
17 Executive order.

18 TITLE VII
19 GENERAL PROVISIONS—GOVERNMENT-WIDE
20 DEPARTMENTS, AGENCIES, AND CORPORATIONS
21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 701. No department, agency, or instrumentality
23 of the United States receiving appropriated funds under
24 this or any other Act for fiscal year 2021 shall obligate
25 or expend any such funds, unless such department, agen-

1 cy, or instrumentality has in place, and will continue to
2 administer in good faith, a written policy designed to en-
3 sure that all of its workplaces are free from the illegal
4 use, possession, or distribution of controlled substances
5 (as defined in the Controlled Substances Act (21 U.S.C.
6 802)) by the officers and employees of such department,
7 agency, or instrumentality.

8 SEC. 702. Unless otherwise specifically provided, the
9 maximum amount allowable during the current fiscal year
10 in accordance with subsection 1343(c) of title 31, United
11 States Code, for the purchase of any passenger motor ve-
12 hicle (exclusive of buses, ambulances, law enforcement ve-
13 hicles, protective vehicles, and undercover surveillance ve-
14 hicles), is hereby fixed at \$19,947 except station wagons
15 for which the maximum shall be \$19,997: *Provided*, That
16 these limits may be exceeded by not to exceed \$7,250 for
17 police-type vehicles: *Provided further*, That the limits set
18 forth in this section may not be exceeded by more than
19 5 percent for electric or hybrid vehicles purchased for
20 demonstration under the provisions of the Electric and
21 Hybrid Vehicle Research, Development, and Demonstra-
22 tion Act of 1976: *Provided further*, That the limits set
23 forth in this section may be exceeded by the incremental
24 cost of clean alternative fuels vehicles acquired pursuant
25 to Public Law 101–549 over the cost of comparable con-

1 ventionally fueled vehicles: *Provided further*, That the lim-
2 its set forth in this section shall not apply to any vehicle
3 that is a commercial item and which operates on alter-
4 native fuel, including but not limited to electric, plug-in
5 hybrid electric, and hydrogen fuel cell vehicles.

6 SEC. 703. Appropriations of the executive depart-
7 ments and independent establishments for the current fis-
8 cal year available for expenses of travel, or for the ex-
9 penses of the activity concerned, are hereby made available
10 for quarters allowances and cost-of-living allowances, in
11 accordance with 5 U.S.C. 5922–5924.

12 SEC. 704. Unless otherwise specified in law during
13 the current fiscal year, no part of any appropriation con-
14 tained in this or any other Act shall be used to pay the
15 compensation of any officer or employee of the Govern-
16 ment of the United States (including any agency the ma-
17 jority of the stock of which is owned by the Government
18 of the United States) whose post of duty is in the conti-
19 nental United States unless such person: (1) is a citizen
20 of the United States; (2) is a person who is lawfully admit-
21 ted for permanent residence and is seeking citizenship as
22 outlined in 8 U.S.C. 1324b(a)(3)(B); (3) is a person who
23 is admitted as a refugee under 8 U.S.C. 1157 or is grant-
24 ed asylum under 8 U.S.C. 1158 and has filed a declaration
25 of intention to become a lawful permanent resident and

1 then a citizen when eligible; (4) is a person who owes alle-
2 giance to the United States; or (5) is a person who is au-
3 thorized to be employed in the United States pursuant to
4 the Deferred Action for Childhood Arrivals program estab-
5 lished under the memorandum of the Secretary of Home-
6 land Security dated June 15, 2012: *Provided*, That for
7 purposes of this section, affidavits signed by any such per-
8 son shall be considered prima facie evidence that the re-
9 quirements of this section with respect to his or her status
10 are being complied with: *Provided further*, That for pur-
11 poses of subsections (2) and (3) such affidavits shall be
12 submitted prior to employment and updated thereafter as
13 necessary: *Provided further*, That any person making a
14 false affidavit shall be guilty of a felony, and upon convic-
15 tion, shall be fined no more than \$4,000 or imprisoned
16 for not more than 1 year, or both: *Provided further*, That
17 the above penal clause shall be in addition to, and not in
18 substitution for, any other provisions of existing law: *Pro-*
19 *vided further*, That any payment made to any officer or
20 employee contrary to the provisions of this section shall
21 be recoverable in action by the Federal Government: *Pro-*
22 *vided further*, That this section shall not apply to any per-
23 son who is an officer or employee of the Government of
24 the United States on the date of enactment of this Act,
25 or to international broadcasters employed by the Broad-

1 casting Board of Governors, or to temporary employment
2 of translators, or to temporary employment in the field
3 service (not to exceed 60 days) as a result of emergencies:
4 *Provided further*, That this section does not apply to the
5 employment as Wildland firefighters for not more than
6 120 days of nonresident aliens employed by the Depart-
7 ment of the Interior or the USDA Forest Service pursuant
8 to an agreement with another country.

9 SEC. 705. Appropriations available to any depart-
10 ment or agency during the current fiscal year for nec-
11 essary expenses, including maintenance or operating ex-
12 penses, shall also be available for payment to the General
13 Services Administration for charges for space and services
14 and those expenses of renovation and alteration of build-
15 ings and facilities which constitute public improvements
16 performed in accordance with the Public Buildings Act of
17 1959 (73 Stat. 479), the Public Buildings Amendments
18 of 1972 (86 Stat. 216), or other applicable law.

19 SEC. 706. In addition to funds provided in this or
20 any other Act, all Federal agencies are authorized to re-
21 ceive and use funds resulting from the sale of materials,
22 including Federal records disposed of pursuant to a
23 records schedule recovered through recycling or waste pre-
24 vention programs. Such funds shall be available until ex-
25 pended for the following purposes:

1 (1) Acquisition, waste reduction and prevention,
2 and recycling programs as described in Executive
3 Order No. 13834 (May 17, 2018), including any
4 such programs adopted prior to the effective date of
5 the Executive order.

6 (2) Other Federal agency environmental man-
7 agement programs, including, but not limited to, the
8 development and implementation of hazardous waste
9 management and pollution prevention programs.

10 (3) Other employee programs as authorized by
11 law or as deemed appropriate by the head of the
12 Federal agency.

13 SEC. 707. Funds made available by this or any other
14 Act for administrative expenses in the current fiscal year
15 of the corporations and agencies subject to chapter 91 of
16 title 31, United States Code, shall be available, in addition
17 to objects for which such funds are otherwise available,
18 for rent in the District of Columbia; services in accordance
19 with 5 U.S.C. 3109; and the objects specified under this
20 head, all the provisions of which shall be applicable to the
21 expenditure of such funds unless otherwise specified in the
22 Act by which they are made available: *Provided*, That in
23 the event any functions budgeted as administrative ex-
24 penses are subsequently transferred to or paid from other

1 funds, the limitations on administrative expenses shall be
2 correspondingly reduced.

3 SEC. 708. No part of any appropriation contained in
4 this or any other Act shall be available for interagency
5 financing of boards (except Federal Executive Boards),
6 commissions, councils, committees, or similar groups
7 (whether or not they are interagency entities) which do
8 not have a prior and specific statutory approval to receive
9 financial support from more than one agency or instru-
10 mentality.

11 SEC. 709. None of the funds made available pursuant
12 to the provisions of this or any other Act shall be used
13 to implement, administer, or enforce any regulation which
14 has been disapproved pursuant to a joint resolution duly
15 adopted in accordance with the applicable law of the
16 United States.

17 SEC. 710. During the period in which the head of
18 any department or agency, or any other officer or civilian
19 employee of the Federal Government appointed by the
20 President, holds office, no funds may be obligated or ex-
21 pended in excess of \$5,000 to furnish or redecorate the
22 office of such department head, agency head, officer, or
23 employee, or to purchase furniture or make improvements
24 for any such office, unless advance notice of such fur-
25 nishing or redecoration is transmitted to the Committees

1 on Appropriations of the House of Representatives and the
2 Senate. For the purposes of this section, the term “office”
3 shall include the entire suite of offices assigned to the indi-
4 vidual, as well as any other space used primarily by the
5 individual or the use of which is directly controlled by the
6 individual.

7 SEC. 711. Notwithstanding 31 U.S.C. 1346, or sec-
8 tion 708 of this Act, funds made available for the current
9 fiscal year by this or any other Act shall be available for
10 the interagency funding of national security and emer-
11 gency preparedness telecommunications initiatives which
12 benefit multiple Federal departments, agencies, or enti-
13 ties, as provided by Executive Order No. 13618 (July 6,
14 2012).

15 SEC. 712. (a) None of the funds made available by
16 this or any other Act may be obligated or expended by
17 any department, agency, or other instrumentality of the
18 Federal Government to pay the salaries or expenses of any
19 individual appointed to a position of a confidential or pol-
20 icy-determining character that is excepted from the com-
21 petitive service under section 3302 of title 5, United
22 States Code, (pursuant to schedule C of subpart C of part
23 213 of title 5 of the Code of Federal Regulations) unless
24 the head of the applicable department, agency, or other
25 instrumentality employing such schedule C individual cer-

1 tifies to the Director of the Office of Personnel Manage-
2 ment that the schedule C position occupied by the indi-
3 vidual was not created solely or primarily in order to detail
4 the individual to the White House.

5 (b) The provisions of this section shall not apply to
6 Federal employees or members of the armed forces de-
7 tailed to or from an element of the intelligence community
8 (as that term is defined under section 3(4) of the National
9 Security Act of 1947 (50 U.S.C. 3003(4))).

10 SEC. 713. No part of any appropriation contained in
11 this or any other Act shall be available for the payment
12 of the salary of any officer or employee of the Federal
13 Government, who—

14 (1) prohibits or prevents, or attempts or threat-
15 ens to prohibit or prevent, any other officer or em-
16 ployee of the Federal Government from having any
17 direct oral or written communication or contact with
18 any Member, committee, or subcommittee of the
19 Congress in connection with any matter pertaining
20 to the employment of such other officer or employee
21 or pertaining to the department or agency of such
22 other officer or employee in any way, irrespective of
23 whether such communication or contact is at the ini-
24 tiative of such other officer or employee or in re-

1 sponse to the request or inquiry of such Member,
2 committee, or subcommittee; or

3 (2) removes, suspends from duty without pay,
4 demotes, reduces in rank, seniority, status, pay, or
5 performance or efficiency rating, denies promotion
6 to, relocates, reassigns, transfers, disciplines, or dis-
7 criminates in regard to any employment right, enti-
8 tlement, or benefit, or any term or condition of em-
9 ployment of, any other officer or employee of the
10 Federal Government, or attempts or threatens to
11 commit any of the foregoing actions with respect to
12 such other officer or employee, by reason of any
13 communication or contact of such other officer or
14 employee with any Member, committee, or sub-
15 committee of the Congress as described in paragraph
16 (1).

17 SEC. 714. (a) None of the funds made available in
18 this or any other Act may be obligated or expended for
19 any employee training that—

20 (1) does not meet identified needs for knowl-
21 edge, skills, and abilities bearing directly upon the
22 performance of official duties;

23 (2) contains elements likely to induce high lev-
24 els of emotional response or psychological stress in
25 some participants;

1 (3) does not require prior employee notification
2 of the content and methods to be used in the train-
3 ing and written end of course evaluation;

4 (4) contains any methods or content associated
5 with religious or quasi-religious belief systems or
6 “new age” belief systems as defined in Equal Em-
7 ployment Opportunity Commission Notice N-
8 915.022, dated September 2, 1988; or

9 (5) is offensive to, or designed to change, par-
10 ticipants’ personal values or lifestyle outside the
11 workplace.

12 (b) Nothing in this section shall prohibit, restrict, or
13 otherwise preclude an agency from conducting training
14 bearing directly upon the performance of official duties.

15 SEC. 715. No part of any funds appropriated in this
16 or any other Act shall be used by an agency of the execu-
17 tive branch, other than for normal and recognized execu-
18 tive-legislative relationships, for publicity or propaganda
19 purposes, and for the preparation, distribution or use of
20 any kit, pamphlet, booklet, publication, radio, television,
21 or film presentation designed to support or defeat legisla-
22 tion pending before the Congress, except in presentation
23 to the Congress itself.

24 SEC. 716. None of the funds appropriated by this or
25 any other Act may be used by an agency to provide a Fed-

1 eral employee's home address to any labor organization
2 except when the employee has authorized such disclosure
3 or when such disclosure has been ordered by a court of
4 competent jurisdiction.

5 SEC. 717. None of the funds made available in this
6 or any other Act may be used to provide any non-public
7 information such as mailing, telephone, or electronic mail-
8 ing lists to any person or any organization outside of the
9 Federal Government without the approval of the Commit-
10 tees on Appropriations of the House of Representatives
11 and the Senate.

12 SEC. 718. No part of any appropriation contained in
13 this or any other Act shall be used directly or indirectly,
14 including by private contractor, for publicity or propa-
15 ganda purposes within the United States not heretofore
16 authorized by Congress.

17 SEC. 719. (a) In this section, the term "agency"—

18 (1) means an Executive agency, as defined
19 under 5 U.S.C. 105; and

20 (2) includes a military department, as defined
21 under section 102 of such title, the United States
22 Postal Service, and the Postal Regulatory Commis-
23 sion.

24 (b) Unless authorized in accordance with law or regu-
25 lations to use such time for other purposes, an employee

1 of an agency shall use official time in an honest effort
2 to perform official duties. An employee not under a leave
3 system, including a Presidential appointee exempted under
4 5 U.S.C. 6301(2), has an obligation to expend an honest
5 effort and a reasonable proportion of such employee's time
6 in the performance of official duties.

7 SEC. 720. Notwithstanding 31 U.S.C. 1346 and sec-
8 tion 708 of this Act, funds made available for the current
9 fiscal year by this or any other Act to any department
10 or agency, which is a member of the Federal Accounting
11 Standards Advisory Board (FASAB), shall be available to
12 finance an appropriate share of FASAB administrative
13 costs.

14 SEC. 721. Notwithstanding 31 U.S.C. 1346 and sec-
15 tion 708 of this Act, the head of each Executive depart-
16 ment and agency is hereby authorized to transfer to or
17 reimburse "General Services Administration, Government-
18 wide Policy" with the approval of the Director of the Of-
19 fice of Management and Budget, funds made available for
20 the current fiscal year by this or any other Act, including
21 rebates from charge card and other contracts: *Provided*,
22 That these funds shall be administered by the Adminis-
23 trator of General Services to support Government-wide
24 and other multi-agency financial, information technology,
25 procurement, and other management innovations, initia-

1 tives, and activities, including improving coordination and
2 reducing duplication, as approved by the Director of the
3 Office of Management and Budget, in consultation with
4 the appropriate interagency and multi-agency groups des-
5 ignated by the Director (including the President’s Man-
6 agement Council for overall management improvement ini-
7 tiatives, the Chief Financial Officers Council for financial
8 management initiatives, the Chief Information Officers
9 Council for information technology initiatives, the Chief
10 Human Capital Officers Council for human capital initia-
11 tives, the Chief Acquisition Officers Council for procure-
12 ment initiatives, and the Performance Improvement Coun-
13 cil for performance improvement initiatives): *Provided fur-*
14 *ther*, That the total funds transferred or reimbursed shall
15 not exceed \$15,000,000 to improve coordination, reduce
16 duplication, and for other activities related to Federal
17 Government Priority Goals established by 31 U.S.C. 1120,
18 and not to exceed \$17,000,000 for Government-Wide inno-
19 vations, initiatives, and activities: *Provided further*, That
20 the funds transferred to or for reimbursement of “General
21 Services Administration, Government-wide Policy” during
22 fiscal year 2021 shall remain available for obligation
23 through September 30, 2022: *Provided further*, That such
24 transfers or reimbursements may only be made after 15
25 days following notification of the Committees on Appro-

1 priations of the House of Representatives and the Senate
2 by the Director of the Office of Management and Budget.

3 SEC. 722. Notwithstanding any other provision of
4 law, a woman may breastfeed her child at any location
5 in a Federal building or on Federal property, if the woman
6 and her child are otherwise authorized to be present at
7 the location.

8 SEC. 723. Notwithstanding 31 U.S.C. 1346, or sec-
9 tion 708 of this Act, funds made available for the current
10 fiscal year by this or any other Act shall be available for
11 the interagency funding of specific projects, workshops,
12 studies, and similar efforts to carry out the purposes of
13 the National Science and Technology Council (authorized
14 by Executive Order No. 12881), which benefit multiple
15 Federal departments, agencies, or entities: *Provided*, That
16 the Office of Management and Budget shall provide a re-
17 port describing the budget of and resources connected with
18 the National Science and Technology Council to the Com-
19 mittees on Appropriations, the House Committee on
20 Science, Space, and Technology, and the Senate Com-
21 mittee on Commerce, Science, and Transportation 90 days
22 after enactment of this Act.

23 SEC. 724. Any request for proposals, solicitation,
24 grant application, form, notification, press release, or
25 other publications involving the distribution of Federal

1 funds shall comply with any relevant requirements in part
2 200 of title 2, Code of Federal Regulations: *Provided*,
3 That this section shall apply to direct payments, formula
4 funds, and grants received by a State receiving Federal
5 funds.

6 SEC. 725. (a) PROHIBITION OF FEDERAL AGENCY
7 MONITORING OF INDIVIDUALS' INTERNET USE.—None of
8 the funds made available in this or any other Act may
9 be used by any Federal agency—

10 (1) to collect, review, or create any aggregation
11 of data, derived from any means, that includes any
12 personally identifiable information relating to an in-
13 dividual's access to or use of any Federal Govern-
14 ment internet site of the agency; or

15 (2) to enter into any agreement with a third
16 party (including another Government agency) to col-
17 lect, review, or obtain any aggregation of data, de-
18 rived from any means, that includes any personally
19 identifiable information relating to an individual's
20 access to or use of any nongovernmental internet
21 site.

22 (b) EXCEPTIONS.—The limitations established in
23 subsection (a) shall not apply to—

24 (1) any record of aggregate data that does not
25 identify particular persons;

1 (2) any voluntary submission of personally iden-
2 tifiable information;

3 (3) any action taken for law enforcement, regu-
4 latory, or supervisory purposes, in accordance with
5 applicable law; or

6 (4) any action described in subsection (a)(1)
7 that is a system security action taken by the oper-
8 ator of an internet site and is necessarily incident to
9 providing the internet site services or to protecting
10 the rights or property of the provider of the internet
11 site.

12 (c) DEFINITIONS.—For the purposes of this section:

13 (1) The term “regulatory” means agency ac-
14 tions to implement, interpret or enforce authorities
15 provided in law.

16 (2) The term “supervisory” means examina-
17 tions of the agency’s supervised institutions, includ-
18 ing assessing safety and soundness, overall financial
19 condition, management practices and policies and
20 compliance with applicable standards as provided in
21 law.

22 SEC. 726. (a) None of the funds appropriated by this
23 Act may be used to enter into or renew a contract which
24 includes a provision providing prescription drug coverage,

1 except where the contract also includes a provision for con-
2 traceptive coverage.

3 (b) Nothing in this section shall apply to a contract
4 with—

5 (1) any of the following religious plans:

6 (A) Personal Care’s HMO; and

7 (B) OSF HealthPlans, Inc.; and

8 (2) any existing or future plan, if the carrier
9 for the plan objects to such coverage on the basis of
10 religious beliefs.

11 (c) In implementing this section, any plan that enters
12 into or renews a contract under this section may not sub-
13 ject any individual to discrimination on the basis that the
14 individual refuses to prescribe or otherwise provide for
15 contraceptives because such activities would be contrary
16 to the individual’s religious beliefs or moral convictions.

17 (d) Nothing in this section shall be construed to re-
18 quire coverage of abortion or abortion-related services.

19 SEC. 727. The United States is committed to ensur-
20 ing the health of its Olympic, Pan American, and
21 Paralympic athletes, and supports the strict adherence to
22 anti-doping in sport through testing, adjudication, edu-
23 cation, and research as performed by nationally recognized
24 oversight authorities.

1 SEC. 728. Notwithstanding any other provision of
2 law, funds appropriated for official travel to Federal de-
3 partments and agencies may be used by such departments
4 and agencies, if consistent with Office of Management and
5 Budget Circular A-126 regarding official travel for Gov-
6 ernment personnel, to participate in the fractional aircraft
7 ownership pilot program.

8 SEC. 729. Notwithstanding any other provision of
9 law, none of the funds appropriated or made available
10 under this or any other appropriations Act may be used
11 to implement or enforce restrictions or limitations on the
12 Coast Guard Congressional Fellowship Program, or to im-
13 plement the proposed regulations of the Office of Per-
14 sonnel Management to add sections 300.311 through
15 300.316 to part 300 of title 5 of the Code of Federal Reg-
16 ulations, published in the Federal Register, volume 68,
17 number 174, on September 9, 2003 (relating to the detail
18 of executive branch employees to the legislative branch).

19 SEC. 730. Notwithstanding any other provision of
20 law, no executive branch agency shall purchase, construct,
21 or lease any additional facilities, except within or contig-
22 uous to existing locations, to be used for the purpose of
23 conducting Federal law enforcement training without the
24 advance approval of the Committees on Appropriations of
25 the House of Representatives and the Senate, except that

1 the Federal Law Enforcement Training Centers is author-
2 ized to obtain the temporary use of additional facilities
3 by lease, contract, or other agreement for training which
4 cannot be accommodated in existing Centers facilities.

5 SEC. 731. Unless otherwise authorized by existing
6 law, none of the funds provided in this or any other Act
7 may be used by an executive branch agency to produce
8 any prepackaged news story intended for broadcast or dis-
9 tribution in the United States, unless the story includes
10 a clear notification within the text or audio of the pre-
11 packaged news story that the prepackaged news story was
12 prepared or funded by that executive branch agency.

13 SEC. 732. None of the funds made available in this
14 Act may be used in contravention of section 552a of title
15 5, United States Code (popularly known as the Privacy
16 Act), and regulations implementing that section.

17 SEC. 733. (a) IN GENERAL.—None of the funds ap-
18 propriated or otherwise made available by this or any
19 other Act may be used for any Federal Government con-
20 tract with any foreign incorporated entity which is treated
21 as an inverted domestic corporation under section 835(b)
22 of the Homeland Security Act of 2002 (6 U.S.C. 395(b))
23 or any subsidiary of such an entity.

24 (b) WAIVERS.—

1 (1) IN GENERAL.—Any Secretary shall waive
2 subsection (a) with respect to any Federal Govern-
3 ment contract under the authority of such Secretary
4 if the Secretary determines that the waiver is re-
5 quired in the interest of national security.

6 (2) REPORT TO CONGRESS.—Any Secretary
7 issuing a waiver under paragraph (1) shall report
8 such issuance to Congress.

9 (c) EXCEPTION.—This section shall not apply to any
10 Federal Government contract entered into before the date
11 of the enactment of this Act, or to any task order issued
12 pursuant to such contract.

13 SEC. 734. During fiscal year 2021, for each employee
14 who—

15 (1) retires under section 8336(d)(2) or
16 8414(b)(1)(B) of title 5, United States Code; or

17 (2) retires under any other provision of sub-
18 chapter III of chapter 83 or chapter 84 of such title
19 5 and receives a payment as an incentive to sepa-
20 rate, the separating agency shall remit to the Civil
21 Service Retirement and Disability Fund an amount
22 equal to the Office of Personnel Management’s aver-
23 age unit cost of processing a retirement claim for
24 the preceding fiscal year. Such amounts shall be
25 available until expended to the Office of Personnel

1 Management and shall be deemed to be an adminis-
2 trative expense under section 8348(a)(1)(B) of title
3 5, United States Code.

4 SEC. 735. None of the funds made available in this
5 or any other Act may be used to pay for the painting of
6 a portrait of an officer or employee of the Federal Govern-
7 ment, including the President, the Vice President, a mem-
8 ber of Congress (including a Delegate or a Resident Com-
9 missioner to Congress), the head of an executive branch
10 agency (as defined in section 133 of title 41, United States
11 Code), or the head of an office of the legislative branch.

12 SEC. 736. (a)(1) Notwithstanding any other provision
13 of law, and except as otherwise provided in this section,
14 no part of any of the funds appropriated for fiscal year
15 2021, by this or any other Act, may be used to pay any
16 prevailing rate employee described in section
17 5342(a)(2)(A) of title 5, United States Code—

18 (A) during the period from the date of expira-
19 tion of the limitation imposed by the comparable sec-
20 tion for the previous fiscal years until the normal ef-
21 fective date of the applicable wage survey adjust-
22 ment that is to take effect in fiscal year 2021, in an
23 amount that exceeds the rate payable for the appli-
24 cable grade and step of the applicable wage schedule
25 in accordance with such section; and

1 (B) during the period consisting of the remain-
2 der of fiscal year 2021, in an amount that exceeds,
3 as a result of a wage survey adjustment, the rate
4 payable under subparagraph (A) by more than the
5 sum of—

6 (i) the percentage adjustment taking effect
7 in fiscal year 2021 under section 5303 of title
8 5, United States Code, in the rates of pay
9 under the General Schedule; and

10 (ii) the difference between the overall aver-
11 age percentage of the locality-based com-
12 parability payments taking effect in fiscal year
13 2021 under section 5304 of such title (whether
14 by adjustment or otherwise), and the overall av-
15 erage percentage of such payments which was
16 effective in the previous fiscal year under such
17 section.

18 (2) Notwithstanding any other provision of law, no
19 prevailing rate employee described in subparagraph (B) or
20 (C) of section 5342(a)(2) of title 5, United States Code,
21 and no employee covered by section 5348 of such title,
22 may be paid during the periods for which paragraph (1)
23 is in effect at a rate that exceeds the rates that would
24 be payable under paragraph (1) were paragraph (1) appli-
25 cable to such employee.

1 (3) For the purposes of this subsection, the rates pay-
2 able to an employee who is covered by this subsection and
3 who is paid from a schedule not in existence on September
4 30, 2020, shall be determined under regulations pre-
5 scribed by the Office of Personnel Management.

6 (4) Notwithstanding any other provision of law, rates
7 of premium pay for employees subject to this subsection
8 may not be changed from the rates in effect on September
9 30, 2020, except to the extent determined by the Office
10 of Personnel Management to be consistent with the pur-
11 pose of this subsection.

12 (5) This subsection shall apply with respect to pay
13 for service performed after September 30, 2020.

14 (6) For the purpose of administering any provision
15 of law (including any rule or regulation that provides pre-
16 mium pay, retirement, life insurance, or any other em-
17 ployee benefit) that requires any deduction or contribu-
18 tion, or that imposes any requirement or limitation on the
19 basis of a rate of salary or basic pay, the rate of salary
20 or basic pay payable after the application of this sub-
21 section shall be treated as the rate of salary or basic pay.

22 (7) Nothing in this subsection shall be considered to
23 permit or require the payment to any employee covered
24 by this subsection at a rate in excess of the rate that would
25 be payable were this subsection not in effect.

1 (8) The Office of Personnel Management may provide
2 for exceptions to the limitations imposed by this sub-
3 section if the Office determines that such exceptions are
4 necessary to ensure the recruitment or retention of quali-
5 fied employees.

6 (b) Notwithstanding subsection (a), the adjustment
7 in rates of basic pay for the statutory pay systems that
8 take place in fiscal year 2021 under sections 5344 and
9 5348 of title 5, United States Code, shall be—

10 (1) not less than the percentage received by em-
11 ployees in the same location whose rates of basic pay
12 are adjusted pursuant to the statutory pay systems
13 under sections 5303 and 5304 of title 5, United
14 States Code: *Provided*, That prevailing rate employ-
15 ees at locations where there are no employees whose
16 pay is increased pursuant to sections 5303 and 5304
17 of title 5, United States Code, and prevailing rate
18 employees described in section 5343(a)(5) of title 5,
19 United States Code, shall be considered to be located
20 in the pay locality designated as “Rest of United
21 States” pursuant to section 5304 of title 5, United
22 States Code, for purposes of this subsection; and

23 (2) effective as of the first day of the first ap-
24 plicable pay period beginning after September 30,
25 2020.

1 SEC. 737. (a) The head of any Executive branch de-
2 partment, agency, board, commission, or office funded by
3 this or any other appropriations Act shall submit annual
4 reports to the Inspector General or senior ethics official
5 for any entity without an Inspector General, regarding the
6 costs and contracting procedures related to each con-
7 ference held by any such department, agency, board, com-
8 mission, or office during fiscal year 2021 for which the
9 cost to the United States Government was more than
10 \$100,000.

11 (b) Each report submitted shall include, for each con-
12 ference described in subsection (a) held during the applica-
13 ble period—

14 (1) a description of its purpose;

15 (2) the number of participants attending;

16 (3) a detailed statement of the costs to the
17 United States Government, including—

18 (A) the cost of any food or beverages;

19 (B) the cost of any audio-visual services;

20 (C) the cost of employee or contractor
21 travel to and from the conference; and

22 (D) a discussion of the methodology used
23 to determine which costs relate to the con-
24 ference; and

1 (4) a description of the contracting procedures
2 used including—

3 (A) whether contracts were awarded on a
4 competitive basis; and

5 (B) a discussion of any cost comparison
6 conducted by the departmental component or
7 office in evaluating potential contractors for the
8 conference.

9 (c) Within 15 days after the end of a quarter, the
10 head of any such department, agency, board, commission,
11 or office shall notify the Inspector General or senior ethics
12 official for any entity without an Inspector General, of the
13 date, location, and number of employees attending a con-
14 ference held by any Executive branch department, agency,
15 board, commission, or office funded by this or any other
16 appropriations Act during fiscal year 2021 for which the
17 cost to the United States Government was more than
18 \$20,000.

19 (d) A grant or contract funded by amounts appro-
20 priated by this or any other appropriations Act may not
21 be used for the purpose of defraying the costs of a con-
22 ference described in subsection (c) that is not directly and
23 programmatically related to the purpose for which the
24 grant or contract was awarded, such as a conference held
25 in connection with planning, training, assessment, review,

1 or other routine purposes related to a project funded by
2 the grant or contract.

3 (e) None of the funds made available in this or any
4 other appropriations Act may be used for travel and con-
5 ference activities that are not in compliance with Office
6 of Management and Budget Memorandum M-12-12
7 dated May 11, 2012 or any subsequent revisions to that
8 memorandum.

9 SEC. 738. None of the funds made available in this
10 or any other appropriations Act may be used to increase,
11 eliminate, or reduce funding for a program, project, or ac-
12 tivity as proposed in the President's budget request for
13 a fiscal year until such proposed change is subsequently
14 enacted in an appropriation Act, or unless such change
15 is made pursuant to the reprogramming or transfer provi-
16 sions of this or any other appropriations Act.

17 SEC. 739. None of the funds made available by this
18 or any other Act may be used to implement, administer,
19 enforce, or apply the rule entitled "Competitive Area"
20 published by the Office of Personnel Management in the
21 Federal Register on April 15, 2008 (73 Fed. Reg. 20180
22 et seq.).

23 SEC. 740. None of the funds appropriated or other-
24 wise made available by this or any other Act may be used
25 to begin or announce a study or public-private competition

1 regarding the conversion to contractor performance of any
2 function performed by Federal employees pursuant to Of-
3 fice of Management and Budget Circular A-76 or any
4 other administrative regulation, directive, or policy.

5 SEC. 741. (a) None of the funds appropriated or oth-
6 erwise made available by this or any other Act may be
7 available for a contract, grant, or cooperative agreement
8 with an entity that requires employees or contractors of
9 such entity seeking to report fraud, waste, or abuse to sign
10 internal confidentiality agreements or statements prohib-
11 iting or otherwise restricting such employees or contrac-
12 tors from lawfully reporting such waste, fraud, or abuse
13 to a designated investigative or law enforcement represent-
14 ative of a Federal department or agency authorized to re-
15 ceive such information.

16 (b) The limitation in subsection (a) shall not con-
17 travene requirements applicable to Standard Form 312,
18 Form 4414, or any other form issued by a Federal depart-
19 ment or agency governing the nondisclosure of classified
20 information.

21 SEC. 742. (a) No funds appropriated in this or any
22 other Act may be used to implement or enforce the agree-
23 ments in Standard Forms 312 and 4414 of the Govern-
24 ment or any other nondisclosure policy, form, or agree-
25 ment if such policy, form, or agreement does not contain

1 the following provisions: “These provisions are consistent
2 with and do not supersede, conflict with, or otherwise alter
3 the employee obligations, rights, or liabilities created by
4 existing statute or Executive order relating to (1) classi-
5 fied information, (2) communications to Congress, (3) the
6 reporting to an Inspector General of a violation of any
7 law, rule, or regulation, or mismanagement, a gross waste
8 of funds, an abuse of authority, or a substantial and spe-
9 cific danger to public health or safety, or (4) any other
10 whistleblower protection. The definitions, requirements,
11 obligations, rights, sanctions, and liabilities created by
12 controlling Executive orders and statutory provisions are
13 incorporated into this agreement and are controlling.”:
14 *Provided*, That notwithstanding the preceding provision of
15 this section, a nondisclosure policy form or agreement that
16 is to be executed by a person connected with the conduct
17 of an intelligence or intelligence-related activity, other
18 than an employee or officer of the United States Govern-
19 ment, may contain provisions appropriate to the particular
20 activity for which such document is to be used. Such form
21 or agreement shall, at a minimum, require that the person
22 will not disclose any classified information received in the
23 course of such activity unless specifically authorized to do
24 so by the United States Government. Such nondisclosure
25 forms shall also make it clear that they do not bar dislo-

1 sures to Congress, or to an authorized official of an execu-
2 tive agency or the Department of Justice, that are essen-
3 tial to reporting a substantial violation of law.

4 (b) A nondisclosure agreement may continue to be
5 implemented and enforced notwithstanding subsection (a)
6 if it complies with the requirements for such agreement
7 that were in effect when the agreement was entered into.

8 (c) No funds appropriated in this or any other Act
9 may be used to implement or enforce any agreement en-
10 tered into during fiscal year 2014 which does not contain
11 substantially similar language to that required in sub-
12 section (a).

13 SEC. 743. None of the funds made available by this
14 or any other Act may be used to enter into a contract,
15 memorandum of understanding, or cooperative agreement
16 with, make a grant to, or provide a loan or loan guarantee
17 to, any corporation that has any unpaid Federal tax liabil-
18 ity that has been assessed, for which all judicial and ad-
19 ministrative remedies have been exhausted or have lapsed,
20 and that is not being paid in a timely manner pursuant
21 to an agreement with the authority responsible for col-
22 lecting the tax liability, where the awarding agency is
23 aware of the unpaid tax liability, unless a Federal agency
24 has considered suspension or debarment of the corporation

1 and has made a determination that this further action is
2 not necessary to protect the interests of the Government.

3 SEC. 744. None of the funds made available by this
4 or any other Act may be used to enter into a contract,
5 memorandum of understanding, or cooperative agreement
6 with, make a grant to, or provide a loan or loan guarantee
7 to, any corporation that was convicted of a felony criminal
8 violation under any Federal law within the preceding 24
9 months, where the awarding agency is aware of the convic-
10 tion, unless a Federal agency has considered suspension
11 or debarment of the corporation and has made a deter-
12 mination that this further action is not necessary to pro-
13 tect the interests of the Government.

14 SEC. 745. (a) During fiscal year 2021, on the date
15 on which a request is made for a transfer of funds in ac-
16 cordance with section 1017 of Public Law 111–203, the
17 Bureau of Consumer Financial Protection shall notify the
18 Committees on Appropriations of the House of Represent-
19 atives and the Senate, the Committee on Financial Serv-
20 ices of the House of Representatives, and the Committee
21 on Banking, Housing, and Urban Affairs of the Senate
22 of such request.

23 (b) Any notification required by this section shall be
24 made available on the Bureau’s public website.

1 SEC. 746. If, for fiscal year 2021, new budget author-
2 ity provided in appropriations Acts exceeds the discre-
3 tionary spending limit for any category set forth in section
4 251(c) of the Balanced Budget and Emergency Deficit
5 Control Act of 1985 due to estimating differences with the
6 Congressional Budget Office, an adjustment to the discre-
7 tionary spending limit in such category for fiscal year
8 2021 shall be made by the Director of the Office of Man-
9 agement and Budget in the amount of the excess but the
10 total of all such adjustments shall not exceed 0.2 percent
11 of the sum of the adjusted discretionary spending limits
12 for all categories for that fiscal year.

13 SEC. 747. (a) Notwithstanding the official rate ad-
14 justed under section 104 of title 3, United States Code,
15 the rate payable to the Vice President during calendar
16 year 2021 shall be the rate payable to the Vice President
17 on December 31, 2019, by operation of section 749 of divi-
18 sion D of Public Law 116–6.

19 (b) Notwithstanding the official rate adjusted under
20 section 5318 of title 5, United States Code, or any other
21 provision of law, the payable rate during calendar year
22 2021 for an employee serving in an Executive Schedule
23 position, or in a position for which the rate of pay is fixed
24 by statute at an Executive Schedule rate, shall be the rate
25 payable for the applicable Executive Schedule level on De-

1 cember 31, 2019, by operation of section 749 of division
2 D of Public Law 116–6. Such an employee may not receive
3 a pay rate increase during calendar year 2021, except as
4 provided in subsection (i).

5 (c) Notwithstanding section 401 of the Foreign Serv-
6 ice Act of 1980 (Public Law 96–465) or any other provi-
7 sion of law, a chief of mission or ambassador at large is
8 subject to subsection (b) in the same manner as other em-
9 ployees who are paid at an Executive Schedule rate.

10 (d)(1) This subsection applies to—

11 (A) a noncareer appointee in the Senior
12 Executive Service paid a rate of basic pay at or
13 above the official rate for level IV of the Execu-
14 tive Schedule; or

15 (B) a limited term appointee or limited
16 emergency appointee in the Senior Executive
17 Service serving under a political appointment
18 and paid a rate of basic pay at or above the of-
19 ficial rate for level IV of the Executive Sched-
20 ule.

21 (2) Notwithstanding sections 5382 and 5383 of
22 title 5, United States Code, an employee described
23 in paragraph (1) may not receive a pay rate increase
24 during calendar year 2021, except as provided in
25 subsection (i).

1 (e) Notwithstanding any other provision of law, any
2 employee paid a rate of basic pay (including any locality-
3 based payments under section 5304 of title 5, United
4 States Code, or similar authority) at or above the official
5 rate for level IV of the Executive Schedule who serves
6 under a political appointment may not receive a pay rate
7 increase during calendar year 2021, except as provided in
8 subsection (i). This subsection does not apply to employees
9 in the General Schedule pay system or the Foreign Service
10 pay system, to employees appointed under section 3161
11 of title 5, United States Code, or to employees in another
12 pay system whose position would be classified at GS-15
13 or below if chapter 51 of title 5, United States Code, ap-
14 plied to them.

15 (f) Nothing in subsections (b) through (e) shall pre-
16 vent employees who do not serve under a political appoint-
17 ment from receiving pay increases as otherwise provided
18 under applicable law.

19 (g) This section does not apply to an individual who
20 makes an election to retain Senior Executive Service basic
21 pay under section 3392(c) of title 5, United States Code,
22 for such time as that election is in effect.

23 (h) This section does not apply to an individual who
24 makes an election to retain Senior Foreign Service pay
25 entitlements under section 302(b) of the Foreign Service

1 Act of 1980 (Public Law 96–465) for such time as that
2 election is in effect.

3 (i) Notwithstanding subsections (b) through (e), an
4 employee in a covered position may receive a pay rate in-
5 crease upon an authorized movement to a different cov-
6 ered position only if that new position has higher-level du-
7 ties and a pre-established level or range of pay higher than
8 the level or range for the position held immediately before
9 the movement. Any such increase must be based on the
10 rates of pay and applicable limitations on payable rates
11 of pay in effect on December 31, 2019, by operation of
12 section 749 of division D of Public Law 116–6.

13 (j) Notwithstanding any other provision of law, for
14 an individual who is newly appointed to a covered position
15 during the period of time subject to this section, the initial
16 pay rate shall be based on the rates of pay and applicable
17 limitations on payable rates of pay in effect on December
18 31, 2019, by operation of section 749 of division D of Pub-
19 lic Law 116–6.

20 (k) If an employee affected by this section is subject
21 to a biweekly pay period that begins in calendar year 2021
22 but ends in calendar year 2022, the bar on the employee’s
23 receipt of pay rate increases shall apply through the end
24 of that pay period.

1 (l) For the purpose of this section, the term “covered
2 position” means a position occupied by an employee whose
3 pay is restricted under this section.

4 (m) This section takes effect on the first day of the
5 first applicable pay period beginning on or after January
6 1, 2021.

7 SEC. 748. During the current fiscal year—

8 (1) With respect to budget authority proposed to be
9 rescinded or that is set to be reserved or proposed to be
10 deferred in a special message transmitted under section
11 1012 or 1013 of the Congressional Budget and Impound-
12 ment Control Act of 1974, such budget authority—

13 (A) shall be made available for obligation in
14 sufficient time to be prudently obligated as required
15 under section 1012(b) or 1013 of such Act; and

16 (B) may not be deferred or otherwise withheld
17 from obligation during the 90-day period before the
18 expiration of the period of availability of such budget
19 authority, including, if applicable, the 90-day period
20 before the expiration of an initial period of avail-
21 ability for which such budget authority was pro-
22 vided.

23 (2) With respect to an apportionment of an appro-
24 priation made pursuant to section 1513(b) of title 31,
25 United States Code, an appropriation (as that term is de-

1 fined in section 1511 of title 31, United States Code) shall
2 be apportioned—

3 (A) to make available all amounts for obligation
4 in sufficient time to be prudently obligated; and

5 (B) to make available all amounts for obliga-
6 tion, without precondition or limitation (including
7 footnotes) that shall be met prior to obligation, not
8 later than 90 days before the expiration of the pe-
9 riod of availability of such appropriation, including,
10 if applicable, 90 days before the expiration of an ini-
11 tial period of availability for which such appropria-
12 tion was provided.

13 (3) As used in this section, the term “budget author-
14 ity” includes budget authority made available by this or
15 any other Act, by prior appropriations Acts, or by any law
16 other than an appropriations Act.

17 (4)(A) The Comptroller General shall review compli-
18 ance with this section and shall submit to the Committees
19 on Appropriations and the Budget, and any other appro-
20 priate congressional committees of the House of Rep-
21 resentatives and Senate a report, and any relevant infor-
22 mation related to the report, on any noncompliance with
23 this section or the Impoundment Control Act of 1974.

24 (B) The President or the head of the relevant
25 department or agency of the United States shall pro-

1 vide information, documentation, and views to the
2 Comptroller General, as is determined by the Com-
3 ptroller General to be necessary to determine such
4 compliance, not later than 20 days after the date on
5 which the request from the Comptroller General is
6 received, or if the Comptroller General determines
7 that a shorter or longer period is appropriate based
8 on the specific circumstances, within such shorter or
9 longer period.

10 (C) To carry out the responsibilities of this sec-
11 tion and the Impoundment Control Act of 1974, the
12 Comptroller General shall also have access to inter-
13 view the officers, employees, contractors, and other
14 agents and representatives of a department, agency,
15 or office of the United States at any reasonable time
16 as the Comptroller General may request.

17 (5)(A) An officer or employee of the Executive
18 Branch of the United States Government violating this
19 section shall be subject to appropriate administrative dis-
20 cipline including, when circumstances warrant, suspension
21 from duty without pay or removal from office.

22 (B) In the event of a violation of this section
23 or the Impoundment Control Act of 1974, or in the
24 case that the Government Accountability Office
25 issues a legal decision concluding that a department,

1 agency, or office of the United States violated this
2 section or the Impoundment Control Act of 1974,
3 the President or the head of the relevant department
4 or agency as the case may be, shall report imme-
5 diately to the Congress all relevant facts and a state-
6 ment of actions taken: *Provided*, That a copy of each
7 report shall also be transmitted to the Comptroller
8 General and the relevant inspector general on the
9 same date the report is transmitted to the Congress.

10 (C) Any such report shall include a summary of
11 the facts pertaining to the violation, the title and
12 Treasury Appropriation Fund Symbol of the appro-
13 priation or fund account, the amount involved for
14 each violation, the date on which the violation oc-
15 curred, the position of any individuals responsible
16 for the violation, a statement of the administrative
17 discipline imposed and any further action taken with
18 respect to any officer or employee involved in the
19 violation, and a statement of any additional action
20 taken to prevent recurrence of the same type of vio-
21 lation: *Provided*, That in the case that the Govern-
22 ment Accountability Office issues a legal decision
23 concluding that a department, agency, or office of
24 the United States violated this section and the rel-
25 evant department, agency, or office does not agree

1 that a violation has occurred, the report provided to
2 Congress, the Comptroller General, and relevant in-
3 spector general will explain such department, agen-
4 cy, or office's position.

5 (D) If the report identifies the position of any
6 officer or employee as involved in the violation, such
7 officer or employee shall be provided a reasonable
8 opportunity to respond in writing, and any such re-
9 sponse shall be appended to the report.

10 SEC. 749. (a) If an executive agency or the District
11 of Columbia government receives a written request for in-
12 formation, documentation, or views from the Government
13 Accountability Office relating to a decision or opinion on
14 budget or appropriations law, the executive agency or the
15 District of Columbia government shall provide the re-
16 quested information, documentation, or views not later
17 than 20 days after receiving the written request, unless
18 such written request specifically provides otherwise.

19 (b) If an executive agency or the District of Columbia
20 government fails to respond to the request for information,
21 documentation, or views within the time required by this
22 section—

23 (1) the Comptroller General shall notify, in
24 writing, the Committee on Oversight and Reform of
25 the House of Representatives, the Committee on

1 Homeland Security and Governmental Affairs of the
2 Senate, and any other appropriate congressional
3 committee of the House of Representatives and the
4 Senate of such failure; and

5 (2) the Comptroller General is hereby expressly
6 empowered, through attorneys of their own selection,
7 to bring a civil action in the United States District
8 Court for the District of Columbia to require such
9 information, documentation, or views to be pro-
10 duced, and such court is expressly empowered to
11 enter in such civil action, against any department,
12 agency, officer, or employee of the United States,
13 any decree, judgment, or order which may be nec-
14 essary or appropriate to require such production.

15 (c) If the Government Accountability Office deter-
16 mines that an officer or employee of an executive agency
17 or an officer or employee of the District of Columbia gov-
18 ernment has violated section 1341(a), 1342, or 1517(a)
19 of title 31, United States Code, the head of the agency
20 or the Mayor of the District of Columbia, as the case may
21 be, shall report immediately to the President and Congress
22 all relevant facts and a statement of actions taken: *Pro-*
23 *vided*, That a copy of each report shall also be transmitted
24 to the Comptroller General on the same date the report
25 is transmitted to the President and Congress: *Provided*

1 *further*, That any such report shall include a summary of
2 the facts pertaining to the violation, the title and Treasury
3 Appropriation Fund Symbol of the appropriation or fund
4 account, the amount involved for each violation, the date
5 on which the violation occurred, the position of any officer
6 or employee responsible for the violation, a statement of
7 the administrative discipline imposed and any further ac-
8 tion taken with respect to any officer or employee involved
9 in the violation, a statement of any additional action taken
10 to prevent recurrence of the same type of violation, a
11 statement of any determination that the violation was not
12 knowing and willful that has been made by the executive
13 agency or District of Columbia government, and any writ-
14 ten response by any officer or employee identified by posi-
15 tion as involved in the violation: *Provided further*, That
16 in the case that the Government Accountability Office
17 issues a legal decision concluding that section 1341(a),
18 1342, or 1517(a) of title 31, United States Code was vio-
19 lated, and the executive agency or District of Columbia
20 government, as applicable, does not agree that a violation
21 has occurred, the report provided to the President, the
22 Congress, and the Comptroller General will explain its po-
23 sition.

24 SEC. 750. (a) Each department or agency of the execu-
25 tive branch of the United States Government shall notify

1 the Committees on Appropriations and the Budget of the
2 House of Representatives and the Senate and any other
3 appropriate congressional committees if—

4 (1) an apportionment is not made in the re-
5 quired time period provided in section 1513(b) of
6 title 31, United States Code;

7 (2) an approved apportionment received by the
8 department or agency conditions the availability of
9 an appropriation on further action; or

10 (3) an approved apportionment received by the
11 department or agency may hinder the prudent obli-
12 gation of such appropriation or the execution of a
13 program, project, or activity by such department or
14 agency.

15 (b) Any notification submitted to a congressional
16 committee pursuant to this section shall contain informa-
17 tion identifying the bureau, account name, appropriation
18 name, and Treasury Appropriation Fund Symbol or fund
19 account.

20 SEC. 751. (a) None of the funds made available by
21 this or any other Act may be used to administer, imple-
22 ment, or enforce any collective bargaining agreement, or
23 any article or any term of any collective bargaining agree-
24 ment under chapter 71 of title 5, United States Code, with
25 an effective date after April 30, 2019, that—

1 (1) was not mutually and voluntarily agreed to
2 by all parties to the agreement; or

3 (2) was not ordered following the completion of
4 binding arbitration pursuant to section 7119(b)(2)
5 of title 5, United States Code.

6 (b) Any collective bargaining agreement that was in
7 effect before April 30, 2019, or that expired before April
8 30, 2019, without a new agreement having been executed,
9 shall remain in full force and effect until a new collective
10 bargaining agreement reached through mutual and vol-
11 untary agreement, or ordered following the completion of
12 binding arbitration pursuant to such section 7119(b)(2),
13 becomes effective.

14 SEC. 752. No funds appropriated by this or any other
15 Act may be used to exclude, or to implement the exclusion
16 of, any department, agency, or activity or subdivision
17 thereof, from coverage under the Federal Service Labor-
18 Management Relations Statute pursuant to section
19 7103(b)(1) or section 7103(b)(2) of title 5, United States
20 Code.

21 SEC. 753. None of the funds made available by this
22 or any other Act may be used to prevent Federal workers
23 from—

24 (1) using official time for union activities;

1 (2) teleworking for telework deemed positions
2 or when the health or safety of an employee is in
3 question; or

4 (3) denying unions space in Federal buildings.

5 SEC. 754. (a) ESTABLISHMENT.—There is hereby es-
6 tablished the Commission on Federal Naming and Dis-
7 plays (hereafter referred to as the “Commission”).

8 (b) DUTIES.—

9 (1) DEVELOPMENT OF LIST.—Not later than
10 180 days after the day by which all of its members
11 have been appointed, the Commission, with input
12 from the general public, shall develop and publish a
13 list of property names, monuments, statues, public
14 artworks, historical markers, and other symbols
15 owned by the Federal Government or located on
16 property owned by the Federal Government (includ-
17 ing the legislative branch and the judicial branch)
18 which the Commission identifies as inconsistent with
19 the values of diversity, equity, and inclusion, includ-
20 ing those that do not represent the demographic di-
21 versity and history of the community.

22 (2) RECOMMENDATIONS.—Not later than 180
23 days after publishing the list under paragraph (1),
24 and after holding not fewer than two public meet-
25 ings, the Commission shall submit to the President

1 and Congress a report containing the following in-
2 formation:

3 (A) A recommendation regarding whether
4 each property name, monument, statue, public
5 artwork, historical marker, or other symbol on
6 the list developed under paragraph (1) should
7 remain unchanged or should be renamed or re-
8 moved.

9 (B) Supporting materials and context in-
10 formation for each recommendation under sub-
11 paragraph (A).

12 (C) Such other recommendations as the
13 Commission may consider appropriate, includ-
14 ing recommendations for educational programs,
15 supplemental historical markers, or other activi-
16 ties to promote diversity, equity, and inclusion
17 and to promote national reconciliation.

18 (3) SEPARATE VIEWS OF MEMBERS.—The Com-
19 mission may include in the report submitted under
20 paragraph (2) supplemental or dissenting rec-
21 ommendations from individual members of the Com-
22 mission.

23 (c) MEMBERSHIP.—

24 (1) APPOINTMENT.—The Commission shall con-
25 sist of the following:

1 (A) Two members appointed by the Presi-
2 dent.

3 (B) Two members appointed by the Speak-
4 er of the House of Representatives.

5 (C) Two members appointed by the Major-
6 ity Leader of the Senate.

7 (D) One member appointed by the Minor-
8 ity Leader of the House of Representatives.

9 (E) One member appointed by the Minor-
10 ity Leader of the Senate.

11 (F) Each of the following individuals:

12 (i) The Secretary of the Smithsonian
13 Institution.

14 (ii) The Historian of the House of
15 Representatives.

16 (iii) The Historian of the Senate.

17 (2) QUALIFICATIONS.—Each member of the
18 Commission appointed under subparagraphs (A)
19 through (E) of paragraph (1) shall have 10 or more
20 years of educational and professional experience in
21 one or more of the following disciplines:

22 (A) History.

23 (B) Art and antiquities.

24 (C) Historic preservation.

25 (D) Cultural heritage.

1 (E) Education.

2 (3) NO COMPENSATION FOR SERVICE; TRAVEL
3 EXPENSES.—Members of the Commission shall serve
4 without pay, but each member shall receive travel
5 expenses, including per diem in lieu of subsistence,
6 in accordance with applicable provisions under sub-
7 chapter I of chapter 57 of title 5, United States
8 Code.

9 (4) DEADLINE FOR APPOINTMENT.—The mem-
10 bers of the Commission shall be appointed not later
11 than 45 days after the date of the enactment of this
12 Act.

13 (5) CO-CHAIRS.—Not later than 10 days after
14 the first meeting of the Commission, the members of
15 the Commission shall select two co-chairs from
16 among the members.

17 (d) POWERS.—

18 (1) HEARINGS AND SESSIONS.—The Commis-
19 sion may, for the purpose of carrying out this Act,
20 hold hearings, sit and act at times and places, take
21 testimony, and receive evidence as the Commission
22 considers appropriate, except that the Commission
23 shall hold its initial meeting not later than 10 days
24 after the day by which all of its members have been
25 appointed.

1 (2) OBTAINING OFFICIAL DATA.—The Commis-
2 sion may secure directly from any department or
3 agency of the United States information necessary
4 to enable it to carry out its duties. Upon request of
5 the Commission, the head of that department or
6 agency shall furnish that information to the Com-
7 mission.

8 (3) MAILS.—The Commission may use the
9 United States mails in the same manner and under
10 the same conditions as other departments and agen-
11 cies of the United States.

12 (4) ADMINISTRATIVE SUPPORT SERVICES.—
13 Upon the request of the Commission, the Librarian
14 of Congress shall provide to the Commission, on a
15 reimbursable basis, the administrative support serv-
16 ices necessary for the Commission to carry out its
17 duties.

18 (5) STAFF OF FEDERAL AGENCIES.—Upon the
19 request of the Commission, the head of any Federal
20 department or agency may detail any of the per-
21 sonnel of that department or agency to the Commis-
22 sion to assist it in carrying out its duties. Any per-
23 sonnel detailed to the Commission under this para-
24 graph may receive travel expenses, including per
25 diem in lieu of subsistence, in accordance with appli-

1 cable provisions under subchapter I of chapter 57 of
2 title 5, United States Code.

3 (6) CONTRACT AUTHORITY.—The Commission
4 may contract with and compensate government and
5 private agencies or persons for goods and services,
6 without regard to section 6101 of title 41, United
7 States Code.

8 (e) FUNDING.—There is appropriated to carry out
9 this section \$1,500,000, to remain available until ex-
10 pended.

11 (f) TERMINATION.—The Commission shall terminate
12 60 days after submitting the report under subsection
13 (b)(2).

14 SEC. 755. Except as expressly provided otherwise,
15 any reference to “this Act” contained in any title other
16 than title IV or VIII shall not apply to such title IV or
17 VIII.

18 TITLE VIII

19 GENERAL PROVISIONS—DISTRICT OF 20 COLUMBIA

21 SEC. 801. None of the Federal funds provided under
22 this Act to the agencies funded by this Act, both Federal
23 and District government agencies, that remain available
24 for obligation or expenditure in fiscal year 2021, or pro-
25 vided from any accounts in the Treasury of the United

1 States derived by the collection of fees available to the
2 agencies funded by this Act, shall be available for obliga-
3 tion or expenditures for an agency through a reprogram-
4 ming of funds which—

5 (1) creates new programs;

6 (2) eliminates a program, project, or responsi-
7 bility center;

8 (3) establishes or changes allocations specifi-
9 cally denied, limited or increased under this Act;

10 (4) increases funds or personnel by any means
11 for any program, project, or responsibility center for
12 which funds have been denied or restricted;

13 (5) re-establishes any program or project pre-
14 viously deferred through reprogramming;

15 (6) augments any existing program, project, or
16 responsibility center through a reprogramming of
17 funds in excess of \$3,000,000 or 10 percent, which-
18 ever is less; or

19 (7) increases by 20 percent or more personnel
20 assigned to a specific program, project or responsi-
21 bility center,

22 unless prior approval is received from the Committees on
23 Appropriations of the House of Representatives and the
24 Senate.

1 SEC. 802. None of the Federal funds available for
2 obligation or expenditure by the District of Columbia gov-
3 ernment under any authority shall be expended for any
4 abortion except where the life of the mother would be en-
5 dangered if the fetus were carried to term or where the
6 pregnancy is the result of an act of rape or incest.

7 SEC. 803. None of the Federal funds appropriated
8 in this Act shall remain available for obligation beyond
9 the current fiscal year, nor may any be transferred to
10 other appropriations, unless expressly so provided herein.

11 SEC. 804. Except as otherwise specifically provided
12 by law or under this Act, not to exceed 50 percent of unob-
13 ligated balances remaining available at the end of fiscal
14 year 2021 from appropriations of Federal funds made
15 available for salaries and expenses for fiscal year 2021 in
16 this Act, shall remain available through September 30,
17 2022, for each such account for the purposes authorized:
18 *Provided*, That a request shall be submitted to the Com-
19 mittees on Appropriations of the House of Representatives
20 and the Senate for approval prior to the expenditure of
21 such funds: *Provided further*, That these requests shall be
22 made in compliance with reprogramming guidelines out-
23 lined in section 801 of this Act.

24 SEC. 805. (a)(1) During fiscal year 2022, during a
25 period in which neither a District of Columbia continuing

1 resolution or a regular District of Columbia appropriation
2 bill is in effect, local funds are appropriated in the amount
3 provided for any project or activity for which local funds
4 are provided in the Act referred to in paragraph (2) (sub-
5 ject to any modifications enacted by the District of Colum-
6 bia as of the beginning of the period during which this
7 subsection is in effect) at the rate set forth by such Act.

8 (2) The Act referred to in this paragraph is the Act
9 of the Council of the District of Columbia pursuant to
10 which a proposed budget is approved for fiscal year 2022
11 which (subject to the requirements of the District of Co-
12 lumbia Home Rule Act) will constitute the local portion
13 of the annual budget for the District of Columbia govern-
14 ment for fiscal year 2022 for purposes of section 446 of
15 the District of Columbia Home Rule Act (sec. 1–204.46,
16 D.C. Official Code).

17 (b) Appropriations made by subsection (a) shall cease
18 to be available—

19 (1) during any period in which a District of Co-
20 lumbia continuing resolution for fiscal year 2022 is
21 in effect; or

22 (2) upon the enactment into law of the regular
23 District of Columbia appropriation bill for fiscal year
24 2022.

1 (c) An appropriation made by subsection (a) is pro-
2 vided under the authority and conditions as provided
3 under this Act and shall be available to the extent and
4 in the manner that would be provided by this Act.

5 (d) An appropriation made by subsection (a) shall
6 cover all obligations or expenditures incurred for such
7 project or activity during the portion of fiscal year 2022
8 for which this section applies to such project or activity.

9 (e) This section shall not apply to a project or activity
10 during any period of fiscal year 2022 if any other provi-
11 sion of law (other than an authorization of appropria-
12 tions)—

13 (1) makes an appropriation, makes funds avail-
14 able, or grants authority for such project or activity
15 to continue for such period; or

16 (2) specifically provides that no appropriation
17 shall be made, no funds shall be made available, or
18 no authority shall be granted for such project or ac-
19 tivity to continue for such period.

20 (f) Nothing in this section shall be construed to affect
21 obligations of the government of the District of Columbia
22 mandated by other law.

23 SEC. 806. (a) Section 3(c)(2)(G) of the District of
24 Columbia College Access Act of 1999 (sec. 38—

1 2702(c)(2)(G), D.C. Official Code) is amended to read as
2 follows:

3 “(G) is from a family with a taxable an-
4 nual income of less than the applicable family
5 income limit, as defined in paragraph (7).”.

6 (b) Section 3(e) of such Act (sec. 38–2702(c), D.C.
7 Official Code) is amended by adding at the end the fol-
8 lowing new paragraph:

9 “(7) APPLICABLE FAMILY INCOME LIMIT.—The
10 term ‘applicable family income limit’ means, with re-
11 spect to an individual, the following:

12 “(A) In the case of an individual who
13 began an undergraduate course of study prior
14 to school year 2015–2016, \$1,000,000.

15 “(B) In the case of an individual who be-
16 gins an undergraduate course of study in school
17 year 2016–2017, \$750,000.

18 “(C) In the case of an individual who be-
19 gins an undergraduate course of study in school
20 year 2017–2018 or school year 2018–2019, the
21 applicable family income limit under this para-
22 graph for an individual who began an under-
23 graduate course of study in the previous school
24 year, adjusted by the Mayor for inflation, as
25 measured by the percentage increase, if any,

1 from the preceding fiscal year in the Consumer
2 Price Index for All Urban Consumers, pub-
3 lished by the Bureau of Labor Statistics of the
4 Department of Labor.

5 “(D) In the case of an individual who be-
6 gins an undergraduate course of study in school
7 year 2019–2020, \$500,000.

8 “(E) In the case of an individual who be-
9 gins an undergraduate course of study in school
10 year 2020–2021, the amount described in sub-
11 paragraph (D), adjusted by the Mayor for infla-
12 tion, as measured by the percentage increase, if
13 any, from the preceding fiscal year in the Con-
14 sumer Price Index for All Urban Consumers,
15 published by the Bureau of Labor Statistics of
16 the Department of Labor.

17 “(F) In the case of an individual who be-
18 gins an undergraduate course of study in school
19 year 2021–2022, \$750,000.

20 “(G) In the case of an individual who be-
21 gins an undergraduate course of study in school
22 year 2022–2023 or any succeeding school year,
23 the applicable family income limit under this
24 paragraph for an individual who began an un-
25 dergraduate course of study in the previous

1 school year, adjusted by the Mayor for inflation,
2 as measured by the percentage increase, if any,
3 from the preceding fiscal year in the Consumer
4 Price Index for All Urban Consumers, pub-
5 lished by the Bureau of Labor Statistics of the
6 Department of Labor.”.

7 (c) The amendments made by this section shall take
8 effect as if included in the enactment of the Financial
9 Services and General Government Appropriations Act,
10 2019 (division D of Public Law 116–6).

11 SEC. 807. Nothing in this Act may be construed to
12 prevent the Council or Mayor of the District of Columbia
13 from addressing the issue of the provision of contraceptive
14 coverage by health insurance plans, but it is the intent
15 of Congress that any legislation enacted on such issue
16 should include a “conscience clause” which provides excep-
17 tions for religious beliefs and moral convictions.

18 SEC. 808. (a) Section 244 of the Revised Statutes
19 of the United States relating to the District of Columbia
20 (sec. 9–1201.03, D.C. Official Code) does not apply with
21 respect to any railroads installed pursuant to the Long
22 Bridge Project.

23 (b) In this section, the term “Long Bridge Project”
24 means the project carried out by the District of Columbia
25 and the Commonwealth of Virginia to construct a new

1 Long Bridge adjacent to the existing Long Bridge over
2 the Potomac River, including related infrastructure and
3 other related projects, to expand commuter and regional
4 passenger rail service and to provide bike and pedestrian
5 access crossings over the Potomac River.

6 SEC. 809. No services may be made available in ac-
7 cordance with section 740(a) of the District of Columbia
8 Home Rule Act (sec. 1–207.40(a), D.C. Official Code) at
9 any time during fiscal year 2021.

10 SEC. 810. Except as expressly provided otherwise,
11 any reference to “this Act” contained in this title or in
12 title IV shall be treated as referring only to the provisions
13 of this title or of title IV.

14 TITLE IX

15 INFRASTRUCTURE

16 FEDERAL COMMUNICATIONS COMMISSION

17 SALARIES AND EXPENSES

18 For an additional amount for “Salaries and Ex-
19 penses”, \$40,000,000, to remain available until September
20 30, 2025, for implementing title VIII of the Communica-
21 tions Act of 1934 (47 U.S.C. 641 et seq.), as added by
22 the Broadband DATA Act (Public Law 116–130): *Pro-*
23 *vided*, That such amount is designated by the Congress
24 as being for an emergency requirement pursuant to sec-

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 SECURE AND TRUSTED COMMUNICATIONS NETWORKS

4 REIMBURSEMENT PROGRAM

5 For the “Secure and Trusted Communications Net-
6 works Reimbursement Program”, as authorized by section
7 4 of the Secure and Trusted Communications Networks
8 Act of 2019 (Public Law 116–124; 47 U.S.C. 1603),
9 \$1,000,000,000, to remain available until September 30,
10 2025: *Provided*, That such amount is designated by the
11 Congress as being for an emergency requirement pursuant
12 to section 251(b)(2)(A)(i) of the Balanced Budget and
13 Emergency Deficit Control Act of 1985.

14 BROADBAND INFRASTRUCTURE GRANTS

15 For payments by the Federal Communications Com-
16 mission to providers of broadband internet access service
17 to expand availability of such service to unserved areas,
18 underserved areas, and unserved anchor institutions,
19 \$60,000,000,000 (increased by \$1,000,000), to remain
20 available until September 30, 2025: *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 GENERAL SERVICES ADMINISTRATION
2 REAL PROPERTY ACTIVITIES
3 FEDERAL BUILDINGS FUND
4 (INCLUDING TRANSFER OF FUNDS)

5 In addition to amounts that are otherwise available
6 for real property management and related activities, for
7 an additional amount to be deposited in the “Federal
8 Buildings Fund”, \$5,990,000,000, to carry out the pur-
9 poses of the Fund, of which—

10 (1) \$2,800,000,000 (reduced by \$90,000,000)
11 (increased by \$90,000,000) shall be available for
12 border stations and land ports of entry;

13 (2) \$1,000,000,000 shall be available for acqui-
14 sition and construction (including sites and ex-
15 penses, and associated design and construction serv-
16 ices) of Federal buildings and United States court-
17 houses, including annexes, expansions, or similar ad-
18 ditions;

19 (3) \$1,000,000,000 shall be for repairs and al-
20 terations to facilitate converting General Services
21 Administration facilities to “high-performance green
22 buildings”, as the term is defined in section 401 of
23 the Energy Independence and Security Act of 2007
24 (Public Law 110–140); and

1 (4) \$940,000,000 shall be available for repairs
2 and alterations:

3 *Provided*, That not to exceed \$110,000,000 of the
4 amounts provided under this heading shall be available
5 without regard to fiscal year limitations and may be ex-
6 pended for rental of space, related to leasing of temporary
7 space in connection with projects funded under this head-
8 ing: *Provided further*, That not to exceed \$130,000,000
9 of the amounts provided under this heading shall be avail-
10 able without regard to fiscal year limitations and may be
11 expended in the building operations account, for the costs
12 of completing and supporting the projects funded under
13 this heading: *Provided further*, That not less than
14 \$10,000,000 of the funds provided shall be for on-the-job
15 pre-apprenticeship and apprenticeship training programs
16 registered with the Department of Labor, for the construc-
17 tion, repair, and alteration of Federal buildings: *Provided*
18 *further*, That not less than \$3,000,000,000 of the funds
19 provided under this heading shall be obligated by Sep-
20 tember 30, 2022, and the remainder of the funds provided
21 under this heading shall be available until September 30,
22 2024: *Provided further*, That the Administrator of General
23 Services is authorized to initiate design, construction, re-
24 pair, alteration, and other projects through existing au-
25 thorities of the Administrator: *Provided further*, That none

1 of the funds in this paragraph may be used to initiate de-
2 sign, construction, repair, alteration, and other projects in
3 the National Capital Region: *Provided further*, That the
4 General Services Administration shall submit a detailed
5 plan, by project, regarding the use of funds made available
6 in this Act to the Committees on Appropriations of the
7 House of Representatives and the Senate within 45 days
8 of enactment of this Act, and update on a quarterly basis
9 thereafter if there any changes: *Provided further*, That,
10 hereafter, the Administrator shall report to the Commit-
11 tees on the obligation of these funds on a quarterly basis
12 beginning with the end of the first quarter after the initial
13 plan is submitted: *Provided further*, That amounts pro-
14 vided under this heading that are savings or cannot be
15 used for the activity for which originally obligated may be
16 de-obligated and, notwithstanding any other provision of
17 law, re-obligated for the purposes identified in the plan
18 required under this heading not less than 15 days after
19 notification has been provided to the Committees on Ap-
20 propriations of the House of Representatives and the Sen-
21 ate: *Provided further*, That funds in the Federal Buildings
22 Fund made available in this Act for Federal Buildings
23 Fund activities may be transferred between activities only
24 to the extent necessary to meet program requirements:
25 *Provided further*, That such amount is designated by the

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

4 OFFICE OF INSPECTOR GENERAL

5 For an additional amount for the “Office of Inspector
6 General”, to remain available until September 30, 2026,
7 for oversight and audit of programs, grants, and projects
8 funded under this title, \$10,000,000: *Provided*, That such
9 amount is designated by the Congress as being for an
10 emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 SUPPORT FOR A ROBUST GLOBAL RESPONSE TO THE

14 COVID–19 PANDEMIC

15 SEC. 901. (a) UNITED STATES POLICIES AT THE
16 INTERNATIONAL FINANCIAL INSTITUTIONS.—

17 (1) IN GENERAL.—The Secretary of the Treas-
18 ury shall instruct the United States Executive Direc-
19 tor at each international financial institution (as de-
20 fined in section 1701(c)(2) of the International Fi-
21 nancial Institutions Act (22 U.S.C. 262r(c)(2))) to
22 use the voice and vote of the United States at the
23 respective institution—

24 (A) to seek to ensure adequate fiscal space
25 for world economies in response to the global

1 coronavirus disease 2019 (commonly referred to
2 as “COVID–19”) pandemic through—

3 (i) the suspension of all debt service
4 payments to the institution; and

5 (ii) the relaxation of fiscal targets for
6 any government operating a program sup-
7 ported by the institution, or seeking fi-
8 nancing from the institution, in response
9 to the pandemic;

10 (B) to oppose the approval or endorsement
11 of any loan, grant, document, or strategy that
12 would lead to a decrease in health care spend-
13 ing or in any other spending that would impede
14 the ability of any country to prevent or contain
15 the spread of, or treat persons who are or may
16 be infected with, the SARS–CoV–2 virus; and

17 (C) to require approval of all Special
18 Drawing Rights allocation transfers from
19 wealthier member countries to countries that
20 are emerging markets or developing countries,
21 based on confirmation of implementable trans-
22 parency mechanisms or protocols to ensure the
23 allocations are used for the public good and in
24 response the global pandemic.

1 (2) IMF ISSUANCE OF SPECIAL DRAWING
2 RIGHTS.—It is the policy of the United States to
3 support the issuance of a special allocation of not
4 less than 2,000,000,000,000 Special Drawing Rights
5 so that governments are able to access additional re-
6 sources to finance their responses to the global
7 COVID–19 pandemic. The Secretary of the Treas-
8 ury shall use the voice and vote of the United States
9 to support the issuance, and shall instruct the
10 United States Executive Director at the Inter-
11 national Monetary Fund to support the same.

12 (3) ALLOCATION OF U.S. SPECIAL DRAWING
13 RIGHTS.—It is also the policy of the United States,
14 which has large reserves and little use for its Special
15 Drawing Rights, to contribute a significant portion
16 its current stock, and any future allocation of, Spe-
17 cial Drawing Rights to the Poverty Reduction and
18 Growth Facility (PRGF) or a similar special purpose
19 vehicle at the International Monetary Fund to help
20 developing and low-income countries respond to the
21 health and economic impacts of the COVID–19 pan-
22 demic.

23 (4) The Secretary of the Treasury shall instruct
24 the United States Executive Director at the Inter-
25 national Monetary Fund to use the voice and vote of

1 the United States to actively promote and take all
2 appropriate actions with respect to implementing the
3 policy goals of the United States set forth in para-
4 graphs (2) and (3), and shall post the instruction on
5 the website of the Department of the Treasury.

6 (b) UNITED STATES POLICY AT THE G20.—The Sec-
7 retary of the Treasury shall commence immediate efforts
8 to reach an agreement with the Group of Twenty to extend
9 through the end of 2021 the current moratorium on debt
10 service payments to official bilateral creditors by the
11 world’s poorest countries.

12 (c) REPORT REQUIRED.—The Chairman of the Na-
13 tional Advisory Council on International Monetary and Fi-
14 nancial Policies shall include in the annual report required
15 by section 1701 of the International Financial Institutions
16 Act (22 U.S.C. 262r) a description of progress made to-
17 ward advancing the policies described in subsection (a) of
18 this section.

19 (d) TERMINATION.—Subsections (a) and (c) shall
20 have no force or effect after the earlier of—

21 (1) the date that is 1 year after the date of the
22 enactment of this Act; or

23 (2) the date that is 30 days after the date on
24 which the Secretary of the Treasury submits to the
25 Committee on Foreign Relations of the Senate and

1 the Committee on Financial Services of the House of
2 Representatives a report stating that the SARS-
3 CoV-2 virus is no longer a serious threat to public
4 health in any part of the world.

5 SEC. 902. None of the funds made available by this
6 Act may be used in violation of section 102-38.75(a)(12)
7 of title 41, Code of Federal Regulations.

8 SEC. 903. None of the funds made available by this
9 Act may be used by the United States Postal Service to
10 implement the Expedited to Street/Afternoon Sortation
11 pilot program or to make any change to service or oper-
12 ations standards as in effect on July 31, 2020.

13 SEC. 904. None of the funds appropriated by this Act
14 may be used to enforce section 540 of Public Law 110-
15 329 (122 Stat. 3688) or section 538 of Public Law 112-
16 74 (125 Stat. 976; 6 U.S.C. 190 note).

17 SEC. 905. None of the funds made available by this
18 Act may be used in contravention of section 2635.702 of
19 title 5, Code of Federal Regulations.

20 SEC. 906. None of the funds made available by this
21 Act may be used to implement, administer, or enforce the
22 amendments to section 240.14a-1(l), 240.14a-2, or
23 240.14a-9 of title 17, Code of Federal Regulations, that
24 were adopted by the Securities and Exchange Commission
25 on July 22, 2020.

1 SEC. 907. (a) None of the funds appropriated or oth-
 2 erwise made available by this Act may be made available
 3 to enter into any new contract, grant, or cooperative
 4 agreement with any entity listed in subsection (b).

5 (b) The entities listed in this subsection are the fol-
 6 lowing:

Trump International Hotel & Tower Chicago, Chicago, IL	Trump International Hotel & Golf Links Ireland (formerly The Lodge at Doonbeg), Doonbeg, Ireland	Trump International Hotel Las Vegas, Las Vegas, NV
Trump National Doral Miami, Miami, FL	Trump International Hotel & Tower New York, New York City, NY	Trump SoHo New York, New York City, NY
Trump International Hotel & Tower, Vancouver, Vancouver, Canada	Trump International Hotel Waikiki, Honolulu, HI	Trump International Hotel Washington, DC
Trump Tower, 721 Fifth Avenue, New York City, New York	Trump World Tower, 845 United Nations Plaza, New York City, New York	Trump Park Avenue, 502 Park Avenue, New York City, New York
Trump International Hotel & Tower, NY	Trump Parc East, 100 Central Park South, New York City, New York	Trump Palace, 200 East 69th Street, New York City, New York
Heritage, Trump Place, 240 Riverside Blvd, New York City, New York	Trump Place, 220 Riverside Blvd, New York City, New York	Trump Place, 200 Riverside Blvd, New York City, New York
Trump Grande, Sunny Isles, FL	Trump Hollywood Florida, Hollywood, Florida	Trump Plaza, New Rochelle, NY
Trump Tower at City Center, Westchester, NY	Trump Park Residences, Yorktown, NY	Trump Parc Stamford, Stamford, Connecticut
Trump Plaza Residences, Jersey City, NJ	The Estate at Trump National, Los Angeles, CA	Trump Towers Pune, India, Pune, India
Trump Tower Mumbai, India, Mumbai, India	Trump Towers Makati, Philippines, Makati, Philippines	Trump International Vancouver, Vancouver, Canada
Trump Towers Istanbul, Sisli, Istanbul, Sisli	Trump Tower Punta Del Este, Uruguay, Punta Sel Este, Uruguay	Briar Hall Operations LLC, New York, New York
DT Dubai Golf Manager LLC, New York, New York	DT Dubai Golf Manager Member Corp, New York, New York	DT Dubai II Golf Manager LLC, New York, New York
DT Home Marks International LLC, New York, New York	DT Home Marks International Member Corp, New York, New York	DT India Venture LLC, New York, New York

DT India Venture Managing Member Corp, New York, New York	DT Marks Baku LLC, New York, New York	DT Marks Baku Managing Member Corp, New York, New York
DT Marks Dubai LLC, New York, New York	DT Marks Dubai Member Corp, New York, New York	DT Marks Dubai II LLC, New York, New York
DT Marks Dubai II Member Corp, New York, New York	DT Marks Gurgaon LLC, New York, New York	DT Marks Gurgaon Managing Member Corp, New York, New York
DT Marks Jersey City LLC, New York, New York	DT Marks Jupiter LLC, New York, New York	DT Mark Qatar LLC, New York, New York
DT Marks Qatar Member Corp, New York, New York	DT Marks Products International LLC, New York, New York	DT Marks Product International Member Corp, New York, New York
DT Marks Pune LLC, New York, New York	DT Marks Pune Managing Member Corp, New York, New York	DT MARKS PUNE II LLC, New York, New York
DT Marks Pune II Managing Member Corp, New York, New York	DT Marks Rio LLC, New York, New York	DT Marks Rio Member Corp, New York, New York
DT Marks Vancouver LP, New York, New York	DT Marks Vancouver Managing Member Corp, New York, New York	DT Marks Worli LLC, New York, New York
DT Marks Worli Member Corp, New York, New York	DT Tower Gurgaon LLC, New York, New York	DT Tower Gurgaon Managing Member Corp, New York, New York
Indian Hills Holdings LLC f/k/a Indian Hills Development LLC, New York, New York	Jupiter Golf Club LLC (Trump National Gold Club-Jupiter), New York, New York	Jupiter Golf Club Managing Member Corp, New York, New York
Lamington Family Holdings LLC, New York, New York	Lawrence Towers Apartments, New York, New York	LFB Acquisition LLC, New York, New York
LFB Acquisition Member Corp, New York, New York	MAR-A-LAGO CLUB, L.L.C., Palm Beach, Florida	Mar A Lago Club, L.L.C., New York, New York
Nitto World Co, Limited, Turnberry, Scotland	OPO Hotel Manager LLC, New York, New York	OPO Hotel Manager Member Corp, New York, New York
OWO Developer LLC, New York, New York	TIGL Ireland Enterprises Limited (Trump International Golf Links- Doonbeg), Doonbeg, Ireland	TIGL Ireland Management Limited, Doonbeg, Ireland
Ace Entertainment Holdings Inc (f/k/a Trump Casinos Inc and formerly Trump Taj Mahal, Inc), Atlantic City, NJ	Trump Chicago Commercial Member Corp, New York, New York	Trump Chicago Commercial Manager LLC, New York, New York
Trump Chicago Development LLC, New York, New York	Trump Chicago Hotel Member Corp, New York, New York	Trump Chicago Hotel Manager LLC, New York, New York
Trump Chicago Managing Member LLC, New York, New York	Trump Chicago Member LLC, New York, New York	Trump Chicago Residential Member Corp, New York, New York
Trump Chicago Residential Manager LLC, New York, New York	Trump Chicago Retail LLC, New York, New York	Trump Chicago Retail Manager LLC, New York, New York

Trump Chicago Retail Member Corp, New York, New York	Trump Drinks Israel Holdings LLC, New York, New York	Trump Drinks Israel Holdings Member Corp, New York, New York
Trump Drinks Israel LLC, New York, New York	Trump Drinks Israel Member Corp, New York, New York	Trump Endeavor 12 LLC (Trump National Doral), New York, New York
Trump Endeavor 12 Manager Corp, New York, New York	Trump Golf Acquisitions LLC, New York, New York	Trump Golf Coco Beach LLC, New York, New York
Trump Golf Coco Beach Member Corp, New York, New York	Trump International Development LLC, New York, New York	Trump International Golf Club LC (Trump International Golf Club- Florida), New York, New York
Trump International Golf Club Scotland Limited, Aberdeen, Scotland	Trump International Golf Club, Inc, Palm Beach, Florida	Trump International Hotel and Tower Condominium, New York, New York
Trump International Hotel Hawaii LLC, New York, New York	Trump International Hotels Management LLC, New York, New York	Trump International Management Corp, New York, New York
Trump Korean Projects LLC, New York, New York	Trump Marks Atlanta LLC, New York, New York	Trump Marks Atlanta Member Corp, New York, New York
Trump Marks Baja Corp, New York, New York	Trump Marks Baja LLC, New York, New York	Trump Marks Batumi, LLC, New York, New York
Trump Marks Beverages Corp, New York, New York	Trump Marks Beverages, LLC New York, New York	Trump Marks Canouan Corp, New York, New York
Trump Marks Canouan, LLC New York, New York	Trump Marks Chicago LLC, New York, New York	Trump Marks Chicago Member Corp, New York, New York
Trump Marks Dubai Corp, New York, New York	Trump Marks Dubai LLC, New York, New York	Trump Marks Egypt Corp, New York, New York
Trump Marks Egypt LLC, New York, New York	Trump Marks Fine Foods LLC, New York, New York	Trump Marks Fine Foods Member Corp, New York, New York
Trump Marks Ft. Lauderdale LLC, New York, New York	Trump Marks Ft. Lauderdale Member Corp, New York, New York	Trump Marks GP Corp, New York, New York
Trump Marks Holdings LP (FKA Trump Marks LP), New York, New York	Trump Marks Hollywood Corp, New York, New York	Trump Marks Hollywood LLC, New York, New York
Trump Marks Istanbul II Corp, New York, New York	Trump Marks Istanbul II LLC, New York, New York	Trump Marks Jersey City Corp, New York, New York
Trump Marks Jersey City LLC, New York, New York	Trump Marks Mattress LLC, New York, New York	Trump Marks Mattress Member Corp, New York, New York
Trump Marks Menswear LLC, New York, New York	Trump Marks Menswear Member Corp, New York, New York	Trump Marks Mortgage Corp, New York, New York
Trump Marks Mtg LLC, New York, New York	Trump Marks Mumbai LLC, New York, New York	Trump Marks Mumbai Member Corp, New York, New York
Trump Marks New Rochelle Corp, New York, New York	Trump Marks New Rochelle LLC, New York, New York	Trump Marks Palm Beach Corp, New York, New York

Trump Marks Palm Beach LLC, New York, New York	Trump Marks Panama Corp, New York, New York	Trump Marks Panama LLC, New York, New York
Trump Marks Philadelphia Corp, New York, New York	Trump Marks Philadelphia LLC, New York, New York	Trump Marks Philippines Corp, New York, New York
Trump Marks Philippines LLC, New York, New York	Trump Marks Products LLC, New York, New York	The Trump Organization, Inc, New York, New York
Trump Marks Products Member Corp, New York, New York	Trump Marks Puerto Rico I LLC, New York, New York	Trump Marks Puerto Rico I Member Corp, New York, New York
Trump Marks Puerto Rico II LLC, New York, New York	Trump Marks Puerto Rico II Member Corp, New York, New York	Trump Marks Punta del Este LLC, New York, New York
Trump Marks Punta del Este Manager Corp, New York, New York	The Donald J. Trump Company LLC, New York, New York	The Trump Marks Real Estate Corp, New York, New York
Trump Marks SOHO License Corp, New York, New York	Trump Marks SOHO LLC, New York, New York	Trump Marks Stamford LLC, New York, New York
Trump Marks Stamford Corp, New York, New York	Trump Marks Sunny Isles I LLC, New York, New York	Trump Marks Sunny Isles I Member Corp, New York, New York
Trump Marks Sunny Isles II LLC, New York, New York	Trump Marks Sunny Isles II Member Corp, New York, New York	Trump Marks Tampa Corp, New York, New York
Trump Marks Tampa LLC, New York, New York	Trump Marks Toronto Corp, New York, New York	Trump Marks Toronto LLC, New York, New York
Trump Marks Toronto LP (formally Trump Toronto Management LP), New York, New York	Trump Marks Waikiki Corp, New York, New York	Trump Marks Waikiki LLC, New York, New York
Trump Marks Westchester Corp, New York, New York	Trump Marks Westchester LLC, New York, New York	Trump Marks White Plains LLC, New York, New York
Trump Miami Resort Management LLC, New York, New York	Trump Miami Resort Management Member Corp, New York, New York	Trump National Golf Club Colts Neck LLC, New York, New York
Trump National Golf Club Colts Neck Member Corp, New York, New York	Trump National Golf Club LLC (Trump National Golf Club-Westchester), New York, New York	Trump National Golf Club Member Corp, New York, New York
Trump National Golf Club Washington DC LCC, New York, New York	Trump National Golf Club Washington DC Member Corp, New York, New York	Trump Old Post Office LLC, New York, New York
Trump Old Post Office Member Corp, New York, New York	Trump On the Ocean LLC, New York, New York	Trump Organization LLC, New York, New York
The Trump Organization, New York, New York	Trump Pageants, Inc, New York, New York	Trump Palace Condominium, New York, New York
Trump Palace/Parc LLC, New York, New York	Trump Panama Condominium Management LLC, New York, New York	Trump Panama Condominium Member Corp, New York, New York
Trump Panama Hotel Management LLC, New York, New York	Trump Panama Hotel Management Member Corp, New York, New York	Trump Parc East Condominium, New York, New York

Trump Park Avenue Acquisition LLC, New York, New York	Trump Park Avenue LLC, New York, New York	Trump Payroll Chicago LLC, New York, New York
Trump Payroll Corp, New York, New York	Trump Phoenix Development LLC, New York, New York	Trump Plaza LLC, New York, New York
Trump Plaza Member Inc (F/K/A Trump Plaza Corp), New York, New York	Trump Productions LLC (former Rancho Lien LLC), New York, New York	Trump Production Managing Member Inc, New York, New York
Trump Project Manager Corp, New York, New York	Trump Restaurants LLC, New York, New York	Trump Riverside Management LLC, New York, New York
Trump Ruffin Commercial LLC, New York, New York	Trump Ruffin LLC, Las Vegas, NV	Trump Ruffin Tower I LLC, Las Vegas, NV
Trump Sales & Leasing Chicago LLC, Chicago, IL	Trump Sales & Leasing Chicago Member Corp, Chicago, IL	Trump Scotland Member Inc, Aberdeen, Scotland
Trump Scotsborough Square LLC, Scotsborough Square, VA	Trump SoHo Hotel Condominium New York, New York, New York	Trump SoHo Member LLC, New York, New York
Trump Toronto Development Inc, New York, New York	Trump Toronto Member Corp (formally Trump Toronto Management Member Corp), New York, New York	Trump Tower Commercial LLC, New York, New York
Trump Tower Managing Member Inc, New York, New York	Trump Village Construction Corp, New York, New York	Trump Vineyard Estates LLC, New York, New York
Trump Vineyard Estates Manager Corp, New York, New York	Trump Vineyard Estates Lot 3 Owner LLC (F/K/A Eric Trump Land Holdings LLC), New York, New York	Trump Virginia Acquisitions LLC (fka Virginia Acquisitions LLC), New York, New York
Trump Virginia Acquisitions Manager Corp, New York, New York	Trump Virginia Lot 5 LLC, New York, New York	Trump Virginia Lot 5 Manager Corp, New York, New York
Trump Wine Marks LLC, New York, New York	Trump Wine Marks Member Corp, New York, New York	Trump World Productions LLC, New York, New York
Trump World Productions Manager Corp, New York, New York	Trump World Publications LLC, New York, New York	Trump/New World Property Management LLC, New York, New York
Trump's Castle Management Corp, Atlantic City, NJ	Trump Marks White Plains Corp, New York, New York	Turnberry Scotland Managing Member Corp, Turnberry, Scotland
Turnberry Scotland LLC, Turnberry, Scotland	TW Venture I LLC, Palm Beach, Florida	TW Venture II LLC, Doonbeg, Ireland
TW Venture I Managing Member Corp, Palm Beach, Florida	TW Venture II Managing Member Corp, Doonbeg, Ireland	Ultimate Air Corp, New York, New York
Unit 2502 Enterprises Corp, Chicago, IL	Unit 2502 Enterprises LLC, Chicago, IL	VHPS LLC, Los Angeles, CA
West Palm Operations LLC, WPB, Florida	Wexford Hall Inc., New York, New York	White Course LLC, Miami, FL
White Course Managing Member Corp, Miami FL	Wilshire Hall LLC, New York, New York	Wollman Rink Operations LLC, New York, New York

Yorktown Real Estate LLC (F/K/A/ Yorktown Development Associates LLC), New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Donald J. Trump, New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Robert S. Trump, New York, New York
The Fred C. Trump December 16, 1976 Trust- F/B/O Elizabeth J. Trump, New York, New York	Fred C. Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O Elizabeth Trump Grau, New York, New York
Maryanne Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O the grandchildren of Fred C. Trump, New York, New York	The Donald J. Trump grantor Trust - DJT is the Trustee Successor - Trustee is Donald J. Trump, Jr., New York, New York
The Donald J. Trump Revocable Trust, New York, New York	The Police Athletic League, Inc, New York, New York	DT Bali Golf Manager LLC, New York, New York
DT Bali Golf Manager Member Corp, New York, New York	DT Bali Hotel Manager LLC, New York, New York	DT Bali Hotel Manager Member Corp, New York, New York
DT Bali Technical Services Manager LLC, New York, New York	DT Bali Technical Services Manager Member Corp, New York, New York	DT Connect Europe Limited, Turnberry, Scotland
DT Endeavor I LLC, New York, New York	DT Endeavor I Member Corp, New York, New York	DT Lido Golf Manager LLC, New York, New York
DT Lido Golf Manager Member Corp, New York, New York	DT Lido Hotel Manager LLC, New York, New York	DT Lido Hotel Manager Member Corp, New York, New York
DT Marks Bali LLC, New York, New York	DT Marks Bali Member Corp, New York, New York	DT Marks Lido LLC, New York, New York
DT Marks Lido Member Corp, New York, New York	DT Tower I LLC, New York, New York	DT Tower I Member Corp, New York, New York
DT Tower II LLC, New York, New York	DT Tower II Member Corp, New York, New York	DT Tower Kolkata LLC, New York, New York
DT Tower Kolkata Managing Member Corp, New York, New York	DT Venture I LLC, New York, New York	DT Venture I Member Corp, New York, New York
DT Venture II LLC, New York, New York	DT Venture II Member Corp, New York, New York	DTTM Operations LLC, New York, New York
DTTM Operations Managing Member, New York, New York	EID Venture II LLC, New York, New York	EID Venture II Member Corp, New York, New York
THC DC Restaurant Hospitality LLC, New York, New York	Lamington Farm Club (TRUMP NATIONAL GOLF CLUB-BEDMINSTER)*, Bedminster, NJ	Mobile Payroll Construction LLC, New York, New York
Mobile Payroll Construction Manager Corp, New York, New York	C DEVELOPMENT VENTURES LLC, New York, New York	C DEVELOPMENT VENTURES MEMBER CORP, New York, New York
TC MARKS BUENOS AIRES LLC, New York, New York	Midland Associates, New York, New York	Miss Universe L.P., LLLP (formerly Trump Pageants, L.P.), New York, New York

Trump Central Park West Corp, New York, New York	DT Marks Qatar LLC, New York, New York	40 Wall Street LLC, New York, New York
401 North Wabash Venture LLC, Chicago, IL	809 North Canon LLC, Beverly Hills, CA	Caribusiness Investments, S.R.L., Dominican Republic
County Properties, LLC, Norfolk, VA	DJT Aerospace LLC, New York, New York	DJT Operations I LLC, New York, New York
DT Connect II LLC, Palm Beach, Florida	Excel Venture I LLC, St. Martin, French West Indies	Fifty-Seventh Street Associates LLC, New York, New York
Pine Hill Development LLC, Pine Hill, NJ	Seven Springs LLC, Mt. Kisco, NY	Trump Turnberry, Turnberry, Scotland
The East 61 Street Company, LP, New York, New York	The Trump Corporation, New York, New York	TIHT Commercial LLC, New York, New York
TIHT Holding Company LLC, New York, New York	Trump National Golf Club - Hudson Valley, Hopewell Junction, NY	Trump National Golf Club - Charlotte, Charlotte, NC
Trump National Golf Club - Philadelphia, Pine Hill, NJ	Trump International Golf Links - Scotland, Aberdeen, Scotland	Trump Las Vegas Development LLC, Las Vegas, NV
Trump Marks Asia LLC, Sterling, VA	Trump Model Management LLC, New York, New York	Trump National Golf Club - Washington DC, Potomac Falls, VA
1125 South Ocean LLC, Palm Beach, Florida	T Promotions LLC, New York, New York	HWA 555 Owners, LLC, San Francisco, CA
1290 Avenue of the Americas, A Tenancy-In-Common, New York, New York	Trump Tower Triplex, New York, New York	N/K/A DTW VENTURE LLC, Palm Beach, Florida
THC Vancouver Management Corp, Vancouver, Canada	TNGC Jupiter Management Corp, Jupiter, FL	Trump Toronto Hotel Management Corp, New York, New York
Trump Management Inc., Manhasset, NY	THC Miami Restaurant Hospitality LLC, Miami, FL	THC IMEA Development LLC, New York, New York
DT Lido Technical Services Manager LLC, Lido, Indonesia	Trump Las Vegas Sales & Marketing, Inc., Las Vegas, NV	Albemarle Estate, Charlottesville, VA
MacLeod House & Lodge, Aberdeen, Scotland	Trump Golf Links at Ferry Point, New York City, New York	Trump International Golf Club, Dubai, UAE
Trump World Golf Club Dubai, UAE	Trump International Resort & Golf Club Lido, Lido City, Indonesia	Seven Springs, Bedford, NY
Le Chateau des Palmiers, St. Martin, French West Indies	Trump World, Seoul, South Korea	Trump Towers, Sunny Isles, FL
D B Pace Acquisition, LLC, New York, NY	DJT HOLDINGS LLC, New York, NY	Golf Productions LLC, New York, NY
T International Realty LLC, New York, NY	THC CENTRAL RESERVATIONS LLC, New York, NY	THC CHINA DEVELOPMENT LLC, New York, NY
THC SALES & MARKETING LLC, New York, NY	The Trump-Equitable Fifth Avenue Company, New York, NY	TRUMP 106 CPS LLC, New York, NY
TRUMP BOOKS LLC /THE MIDAS TOUCH, New York, NY	TRUMP CAROUSEL LLC, New York, NY	TRUMP CPS LLC, New York, NY
TRUMP FERRY POINT LLC, New York, NY	TRUMP HOME MARKS LLC, New York, NY	TRUMP ICE LLC, New York, NY

STORAGE 106 LLC, New York, NY	SC CLEVELAND MS MANAGEMENT LLC, Cleveland, MS	T RETAIL LLC, New York, NY
WESTMINSTER HOTEL MANAGE- MENT LLC, Living- ston, NJ	GOLF RECREATION SCOTLAND LIM- ITED, Turnberry, Scotland	TRUMP DEVELOP- MENT SERVICES LLC, New York, NY
4T HOLDINGS TWO LLC, New York, NY	T EXPRESS LLC, New York, NY	

1 **DIVISION E—DEPARTMENTS OF LABOR,**
2 **HEALTH AND HUMAN SERVICES, EDU-**
3 **CATION, AND RELATED AGENCIES AP-**
4 **PROPRIATIONS ACT, 2021**

5 That the following sums are appropriated, out of any
6 money in the Treasury not otherwise appropriated, for the
7 Departments of Labor, Health and Human Services, and
8 Education, and related agencies for the fiscal year ending
9 September 30, 2021, and for other purposes, namely:

10 TITLE I

11 DEPARTMENT OF LABOR

12 EMPLOYMENT AND TRAINING ADMINISTRATION

13 TRAINING AND EMPLOYMENT SERVICES

14 For necessary expenses of the Workforce Innovation
15 and Opportunity Act (referred to in this Act as “WIOA”)
16 and the National Apprenticeship Act, \$3,696,700,000,
17 plus reimbursements, shall be available. Of the amounts
18 provided:

19 (1) for grants to States for adult employment
20 and training activities, youth activities, and dis-

1 located worker employment and training activities,
2 \$2,869,832,000 as follows:

3 (A) \$864,649,000 for adult employment
4 and training activities, of which \$152,649,000
5 shall be available for the period July 1, 2021
6 through June 30, 2022, and of which
7 \$712,000,000 shall be available for the period
8 October 1, 2021 through June 30, 2022;

9 (B) \$925,130,000 for youth activities,
10 which shall be available for the period April 1,
11 2021 through June 30, 2022; and

12 (C) \$1,080,053,000 for dislocated worker
13 employment and training activities, of which
14 \$220,053,000 shall be available for the period
15 July 1, 2021 through June 30, 2022, and of
16 which \$860,000,000 shall be available for the
17 period October 1, 2021 through June 30, 2022:

18 *Provided*, That the funds available for allotment to
19 outlying areas to carry out subtitle B of title I of the
20 WIOA shall not be subject to the requirements of
21 section 127(b)(1)(B)(ii) of such Act: *Provided fur-*
22 *ther*, That notwithstanding the requirements of the
23 WIOA, the Secretary may waive certain require-
24 ments to permit the outlying areas to submit a sin-
25 gle application for a consolidated grant that awards

1 funds that would otherwise be available to such
2 areas to carry out the activities described in subtitle
3 B of title I of the WIOA: *Provided further*, That
4 upon receipt of a waiver, an application shall be sub-
5 mitted to the Secretary at such time, in such man-
6 ner and containing respective spending plans with a
7 funding floor for each program and activity author-
8 ized under such subtitle B of title I of the WIOA as
9 the Secretary may require: *Provided further*, That
10 outlying areas awarded a consolidated grant de-
11 scribed in the preceding provisos may use identified
12 excess funding above the funding floor for each ac-
13 tivity for any of the other programs and activities
14 authorized under such subtitle B of title I of the
15 WIOA subject to such reporting requirements issued
16 by the Secretary; and

17 (2) for national programs, \$826,868,000 as fol-
18 lows:

19 (A) \$280,859,000 for the dislocated work-
20 ers assistance national reserve, of which
21 \$80,859,000 shall be available for the period
22 July 1, 2021 through September 30, 2022, and
23 of which \$200,000,000 shall be available for the
24 period October 1, 2021 through September 30,
25 2022: *Provided*, That funds provided to carry

1 out section 132(a)(2)(A) of the WIOA may be
2 used to provide assistance to a State for state-
3 wide or local use in order to address cases
4 where there have been worker dislocations
5 across multiple sectors or across multiple local
6 areas and such workers remain dislocated; co-
7 ordinate the State workforce development plan
8 with emerging economic development needs; and
9 train such eligible dislocated workers: *Provided*
10 *further*, That funds provided to carry out sec-
11 tions 168(b) and 169(c) of the WIOA may be
12 used for technical assistance and demonstration
13 projects, respectively, that provide assistance to
14 new entrants in the workforce and incumbent
15 workers: *Provided further*, That notwithstanding
16 section 168(b) of the WIOA, of the funds pro-
17 vided under this subparagraph, the Secretary of
18 Labor (referred to in this title as “Secretary”)
19 may reserve not more than 10 percent of such
20 funds to provide technical assistance and carry
21 out additional activities related to the transition
22 to the WIOA: *Provided further*, That of the
23 funds provided under this subparagraph,
24 \$50,000,000 shall be for training and employ-
25 ment assistance under sections 168(b), 169(c)

1 (notwithstanding the 10 percent limitation in
2 such section) and 170 of the WIOA for the pur-
3 pose of developing, offering, or improving edu-
4 cational or career training programs at commu-
5 nity colleges, defined as public institutions of
6 higher education, as described in section 101(a)
7 of the Higher Education Act of 1965 and at
8 which the associate's degree is primarily the
9 highest degree awarded, with other eligible in-
10 stitutions of higher education, as defined in sec-
11 tion 101(a) of the Higher Education Act of
12 1965, eligible to participate through consortia,
13 with community colleges as the lead grantee:
14 *Provided further*, That the Secretary shall fol-
15 low the requirements for the program in House
16 Report 116–62: *Provided further*, That any
17 grant funds used for apprenticeships shall be
18 used to support only apprenticeship programs
19 registered under the National Apprenticeship
20 Act and as referred to in section 3(7)(B) of the
21 WIOA: *Provided further*, That the Department
22 shall issue a Solicitation for Grant Applications
23 (SGA) within 120 days of enactment of this
24 Act: *Provided further*, That the funds made
25 available in this title under the heading “DE-

1 PARTMENTAL MANAGEMENT” for Execu-
2 tive Direction shall be reduced by \$100,000 for
3 each day the SGA is not issued beyond the 120
4 day requirement and such funds shall be re-
5 scinded in the amount for each such reduction:
6 *Provided further*, That the reduction required
7 by the preceding proviso shall be taken only
8 from the “Executive Direction” line in the table
9 at the end of the committee report accom-
10 panying this Act;

11 (B) \$55,500,000 for Native American pro-
12 grams under section 166 of the WIOA, which
13 shall be available for the period July 1, 2021
14 through June 30, 2022;

15 (C) \$95,896,000 for migrant and seasonal
16 farmworker programs under section 167 of the
17 WIOA, including \$88,938,000 for formula
18 grants (of which not less than 70 percent shall
19 be for employment and training services),
20 \$6,389,000 for migrant and seasonal housing
21 (of which not less than 70 percent shall be for
22 permanent housing), and \$569,000 for other
23 discretionary purposes, which shall be available
24 for the period April 1, 2021 through June 30,
25 2022: *Provided*, That notwithstanding any

1 other provision of law or related regulation, the
2 Department of Labor shall take no action lim-
3 iting the number or proportion of eligible par-
4 ticipants receiving related assistance services or
5 discouraging grantees from providing such serv-
6 ices: *Provided further*, That notwithstanding the
7 definition of “eligible seasonal farmworker” in
8 section 167(i)(3) of the WIOA, an individual is
9 eligible for migrant and seasonal farmworker
10 programs under section 167 of the WIOA if
11 such individual is a member of a family with a
12 total family income equal to or less than 150
13 percent of the poverty line;

14 (D) \$100,534,000 for YouthBuild activi-
15 ties as described in section 171 of the WIOA,
16 which shall be available for the period April 1,
17 2021 through June 30, 2022;

18 (E) \$103,079,000 for ex-offender activi-
19 ties, under the authority of section 169 of the
20 WIOA, which shall be available for the period
21 April 1, 2021 through June 30, 2022: *Provided*,
22 That of this amount, \$25,000,000 shall be for
23 competitive grants to national and regional
24 intermediaries for activities that prepare for
25 employment young adults with criminal records

1 or young adults who have been justice system-
2 involved or who have dropped out of school or
3 other educational programs, with a priority for
4 projects serving high-crime, high-poverty areas;

5 (F) \$6,000,000 for the Workforce Data
6 Quality Initiative, under the authority of section
7 169 of the WIOA, which shall be available for
8 the period July 1, 2021 through June 30,
9 2022; and

10 (G) \$185,000,000 to expand opportunities
11 through apprenticeships only registered under
12 the National Apprenticeship Act and as referred
13 to in section 3(7)(B) of the WIOA, to be avail-
14 able to the Secretary to carry out activities
15 through grants, cooperative agreements, con-
16 tracts and other arrangements, with States and
17 other appropriate entities, including equity
18 intermediaries and business and labor industry
19 partner intermediaries, which shall be available
20 for the period July 1, 2021 through June 30,
21 2022: *Provided*, That of the funds provided to
22 carry out this subparagraph, not less than 20
23 percent shall be for making competitive con-
24 tracts, grants, and cooperative agreements to
25 national apprenticeship intermediaries, not less

1 than 20 percent shall be for competitive con-
2 tracts, grants, and cooperative agreements to
3 local apprenticeship intermediaries, and not less
4 than 50 percent shall be used to fund grants to
5 States: *Provided further*, That the Secretary
6 shall require any information publicly disclosed
7 related to the credentials and competencies
8 earned through registered apprenticeships, in-
9 cluding through Apprenticeship.gov, its suc-
10 cessor website or any data or website published
11 by the Secretary for a similar function, to be
12 published using an open source description lan-
13 guage that is designed to allow for public
14 search and comparison of such data. Such in-
15 formation may be published through open data
16 formats such as the credential transparency de-
17 scription language specifications or a substan-
18 tially similar approach.

19 JOB CORPS

20 (INCLUDING TRANSFER OF FUNDS)

21 To carry out subtitle C of title I of the WIOA, includ-
22 ing Federal administrative expenses, the purchase and
23 hire of passenger motor vehicles, the construction, alter-
24 ation, and repairs of buildings and other facilities, and the
25 purchase of real property for training centers as author-

1 ized by the WIOA, \$1,755,655,000, plus reimbursements,
2 as follows:

3 (1) \$1,603,325,000 for Job Corps Operations,
4 which shall be available for the period July 1, 2021
5 through June 30, 2022;

6 (2) \$120,000,000 for construction, rehabilita-
7 tion and acquisition of Job Corps Centers, which
8 shall be available for the period July 1, 2021
9 through June 30, 2024, and which may include the
10 acquisition, maintenance, and repair of major items
11 of equipment: *Provided*, That the Secretary may
12 transfer up to 15 percent of such funds to meet the
13 operational needs of such centers or to achieve ad-
14 ministrative efficiencies: *Provided further*, That any
15 funds transferred pursuant to the preceding provi-
16 sion shall not be available for obligation after June
17 30, 2022: *Provided further*, That the Committees on
18 Appropriations of the House of Representatives and
19 the Senate are notified at least 15 days in advance
20 of any transfer; and

21 (3) \$32,330,000 for necessary expenses of Job
22 Corps, which shall be available for obligation for the
23 period October 1, 2020 through September 30,
24 2021:

1 essary to be charged to the subsequent appropriation for
2 payments for any period subsequent to September 15,
3 2021: *Provided*, That notwithstanding section 502 of this
4 Act, any part of the appropriation provided under this
5 heading may remain available for obligation beyond the
6 current fiscal year pursuant to the authorities of section
7 245(c) of the Trade Act of 1974 (19 U.S.C. 2317(c)).

8 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
9 SERVICE OPERATIONS

10 For authorized administrative expenses,
11 \$84,066,000, together with not to exceed \$3,421,953,000
12 which may be expended from the Employment Security
13 Administration Account in the Unemployment Trust Fund
14 (“the Trust Fund”), of which—

15 (1) \$2,649,686,000 from the Trust Fund is for
16 grants to States for the administration of State un-
17 employment insurance laws as authorized under title
18 III of the Social Security Act (including not less
19 than \$200,000,000 to carry out reemployment serv-
20 ices and eligibility assessments under section 306 of
21 such Act, any claimants of regular compensation, as
22 defined in such section, including those who are
23 profiled as most likely to exhaust their benefits, may
24 be eligible for such services and assessments: *Pro-*
25 *vided*, That of such amount, \$117,000,000 is speci-

1 fied for grants under section 306 of the Social Secu-
2 rity Act and is provided to meet the terms of section
3 251(b)(2)(E)(ii) of the Balanced Budget and Emer-
4 gency Deficit Control Act of 1985, as amended, and
5 \$83,000,000 is additional new budget authority
6 specified for purposes of section 251(b)(2)(E)(i)(II)
7 of such Act; and \$9,000,000 for continued support
8 of the Unemployment Insurance Integrity Center of
9 Excellence), the administration of unemployment in-
10 surance for Federal employees and for ex-service
11 members as authorized under 5 U.S.C. 8501–8523,
12 and the administration of trade readjustment allow-
13 ances, reemployment trade adjustment assistance,
14 and alternative trade adjustment assistance under
15 the Trade Act of 1974 and under section 231(a) of
16 the Trade Adjustment Assistance Extension Act of
17 2011 and section 405(a) of the Trade Preferences
18 Extension Act of 2015, and shall be available for ob-
19 ligation by the States through December 31, 2021,
20 except that funds used for automation shall be avail-
21 able for Federal obligation through December 31,
22 2021, and for State obligation through September
23 30, 2023, or, if the automation is being carried out
24 through consortia of States, for State obligation
25 through September 30, 2027, and for expenditure

1 through September 30, 2028, and funds for competi-
2 tive grants awarded to States for improved oper-
3 ations and to conduct in-person reemployment and
4 eligibility assessments and unemployment insurance
5 improper payment reviews and provide reemploy-
6 ment services and referrals to training, as appro-
7 priate, shall be available for Federal obligation
8 through December 31, 2021, and for obligation by
9 the States through September 30, 2023, and funds
10 for the Unemployment Insurance Integrity Center of
11 Excellence shall be available for obligation by the
12 State through September 30, 2022, and funds used
13 for unemployment insurance workloads experienced
14 through September 30, 2021 shall be available for
15 Federal obligation through December 31, 2021;

16 (2) \$18,000,000 from the Trust Fund is for na-
17 tional activities necessary to support the administra-
18 tion of the Federal-State unemployment insurance
19 system;

20 (3) \$651,639,000 from the Trust Fund, to-
21 gether with \$21,413,000 from the General Fund of
22 the Treasury, is for grants to States in accordance
23 with section 6 of the Wagner-Peyser Act, and shall
24 be available for Federal obligation for the period
25 July 1, 2021 through June 30, 2022;

1 (4) \$24,818,000 from the Trust Fund is for na-
2 tional activities of the Employment Service, includ-
3 ing administration of the work opportunity tax cred-
4 it under section 51 of the Internal Revenue Code of
5 1986 (including assisting States in adopting or mod-
6 ernizing information technology for use in the proc-
7 essing of certification requests), and the provision of
8 technical assistance and staff training under the
9 Wagner-Peyser Act;

10 (5) \$77,810,000 from the Trust Fund is for the
11 administration of foreign labor certifications and re-
12 lated activities under the Immigration and Nation-
13 ality Act and related laws, of which \$57,528,000
14 shall be available for the Federal administration of
15 such activities, and \$20,282,000 shall be available
16 for grants to States for the administration of such
17 activities; and

18 (6) \$62,653,000 from the General Fund is to
19 provide workforce information, national electronic
20 tools, and one-stop system building under the Wag-
21 ner-Peyser Act and shall be available for Federal ob-
22 ligation for the period July 1, 2021 through June
23 30, 2022: *Provided*, That the Secretary shall require
24 publicly disclosed information contained in ongoing,
25 nationwide datasets funded by the Department of

1 Labor relating to licenses and credentials to be pub-
2 lished using an open source description language
3 that is designed to allow for public search and com-
4 parison of such data, including any such data on
5 credentials and competencies. Such information may
6 be published through open data formats such as the
7 credential transparency description language speci-
8 fications or a substantially similar approach:

9 *Provided*, That to the extent that the Average Weekly In-
10 sured Unemployment (“AWIU”) for fiscal year 2021 is
11 projected by the Department of Labor to exceed
12 1,728,000, an additional \$28,600,000 from the Trust
13 Fund shall be available for obligation for every 100,000
14 increase in the AWIU level (including a pro rata amount
15 for any increment less than 100,000) to carry out title
16 III of the Social Security Act: *Provided further*, That
17 funds appropriated in this Act that are allotted to a State
18 to carry out activities under title III of the Social Security
19 Act may be used by such State to assist other States in
20 carrying out activities under such title III if the other
21 States include areas that have suffered a major disaster
22 declared by the President under the Robert T. Stafford
23 Disaster Relief and Emergency Assistance Act: *Provided*
24 *further*, That the Secretary may use funds appropriated
25 for grants to States under title III of the Social Security

1 Act to make payments on behalf of States for the use of
2 the National Directory of New Hires under section
3 453(j)(8) of such Act: *Provided further*, That the Sec-
4 retary may use funds appropriated for grants to States
5 under title III of the Social Security Act to make pay-
6 ments on behalf of States to the entity operating the State
7 Information Data Exchange System: *Provided further*,
8 That funds appropriated in this Act which are used to es-
9 tablish a national one-stop career center system, or which
10 are used to support the national activities of the Federal-
11 State unemployment insurance, employment service, or
12 immigration programs, may be obligated in contracts,
13 grants, or agreements with States and non-State entities:
14 *Provided further*, That States awarded competitive grants
15 for improved operations under title III of the Social Secu-
16 rity Act, or awarded grants to support the national activi-
17 ties of the Federal-State unemployment insurance system,
18 may award subgrants to other States and non-State enti-
19 ties under such grants, subject to the conditions applicable
20 to the grants: *Provided further*, That funds appropriated
21 under this Act for activities authorized under title III of
22 the Social Security Act and the Wagner-Peyser Act may
23 be used by States to fund integrated Unemployment In-
24 surance and Employment Service automation efforts, not-
25 withstanding cost allocation principles prescribed under

1 the final rule entitled “Uniform Administrative Require-
2 ments, Cost Principles, and Audit Requirements for Fed-
3 eral Awards” at part 200 of title 2, Code of Federal Regu-
4 lations: *Provided further*, That the Secretary, at the re-
5 quest of a State participating in a consortium with other
6 States, may reallocate funds allotted to such State under title
7 III of the Social Security Act to other States participating
8 in the consortium or to the entity operating the Unemploy-
9 ment Insurance Information Technology Support Center
10 in order to carry out activities that benefit the administra-
11 tion of the unemployment compensation law of the State
12 making the request: *Provided further*, That the Secretary
13 may collect fees for the costs associated with additional
14 data collection, analyses, and reporting services relating
15 to the National Agricultural Workers Survey requested by
16 State and local governments, public and private institu-
17 tions of higher education, and nonprofit organizations and
18 may utilize such sums, in accordance with the provisions
19 of 29 U.S.C. 9a, for the National Agricultural Workers
20 Survey infrastructure, methodology, and data to meet the
21 information collection and reporting needs of such entities,
22 which shall be credited to this appropriation and shall re-
23 main available until September 30, 2022, for such pur-
24 poses.

1 100,000 in fiscal year 2021, an amount not to exceed an
2 additional \$9,200,000 shall be available through Sep-
3 tember 30, 2025, for obligations for administrative ex-
4 penses for every 20,000 additional terminated partici-
5 pants: *Provided further*, That obligations in excess of the
6 amounts provided for administrative expenses in this para-
7 graph may be incurred and shall be available through Sep-
8 tember 30, 2025, for obligation for unforeseen and ex-
9 traordinary pre-termination or termination expenses or ex-
10 traordinary multiemployer program related expenses after
11 approval by the Office of Management and Budget and
12 notification of the Committees on Appropriations of the
13 House of Representatives and the Senate: *Provided fur-*
14 *ther*, That an additional amount shall be available for obli-
15 gation through September 30, 2025, to the extent the Cor-
16 poration's costs exceed \$250,000 for the provision of cred-
17 it or identity monitoring to affected individuals upon suf-
18 fering a security incident or privacy breach, not to exceed
19 an additional \$100 per affected individual.

20 WAGE AND HOUR DIVISION

21 SALARIES AND EXPENSES

22 For necessary expenses for the Wage and Hour Divi-
23 sion, including reimbursement to State, Federal, and local
24 agencies and their employees for inspection services ren-
25 dered, \$246,283,000.

1 OFFICE OF LABOR-MANAGEMENT STANDARDS

2 SALARIES AND EXPENSES

3 For necessary expenses for the Office of Labor-Man-
4 agement Standards, \$42,187,000.

5 OFFICE OF FEDERAL CONTRACT COMPLIANCE

6 PROGRAMS

7 SALARIES AND EXPENSES

8 For necessary expenses for the Office of Federal Con-
9 tract Compliance Programs, \$105,976,000.

10 OFFICE OF WORKERS' COMPENSATION PROGRAMS

11 SALARIES AND EXPENSES

12 For necessary expenses for the Office of Workers'
13 Compensation Programs, \$115,424,000, together with
14 \$2,177,000 which may be expended from the Special Fund
15 in accordance with sections 39(c), 44(d), and 44(j) of the
16 Longshore and Harbor Workers' Compensation Act.

17 SPECIAL BENEFITS

18 (INCLUDING TRANSFER OF FUNDS)

19 For the payment of compensation, benefits, and ex-
20 penses (except administrative expenses) accruing during
21 the current or any prior fiscal year authorized by 5 U.S.C.
22 81; continuation of benefits as provided for under the
23 heading "Civilian War Benefits" in the Federal Security
24 Agency Appropriation Act, 1947; the Employees' Com-
25 pensation Commission Appropriation Act, 1944; section

1 5(f) of the War Claims Act (50 U.S.C. App. 2012); obliga-
2 tions incurred under the War Hazards Compensation Act
3 (42 U.S.C. 1701 et seq.); and 50 percent of the additional
4 compensation and benefits required by section 10(h) of the
5 Longshore and Harbor Workers' Compensation Act,
6 \$239,000,000, together with such amounts as may be nec-
7 essary to be charged to the subsequent year appropriation
8 for the payment of compensation and other benefits for
9 any period subsequent to August 15 of the current year,
10 for deposit into and to assume the attributes of the Em-
11 ployees' Compensation Fund established under 5 U.S.C.
12 8147(a): *Provided*, That amounts appropriated may be
13 used under 5 U.S.C. 8104 by the Secretary to reimburse
14 an employer, who is not the employer at the time of injury,
15 for portions of the salary of a re-employed, disabled bene-
16 ficiary: *Provided further*, That balances of reimbursements
17 unobligated on September 30, 2020, shall remain available
18 until expended for the payment of compensation, benefits,
19 and expenses: *Provided further*, That in addition there
20 shall be transferred to this appropriation from the Postal
21 Service and from any other corporation or instrumentality
22 required under 5 U.S.C. 8147(c) to pay an amount for
23 its fair share of the cost of administration, such sums as
24 the Secretary determines to be the cost of administration
25 for employees of such fair share entities through Sep-

1 tember 30, 2021: *Provided further*, That of those funds
2 transferred to this account from the fair share entities to
3 pay the cost of administration of the Federal Employees'
4 Compensation Act, \$80,257,000 shall be made available
5 to the Secretary as follows:

6 (1) For enhancement and maintenance of auto-
7 mated data processing systems operations and tele-
8 communications systems, \$27,220,000.

9 (2) For automated workload processing oper-
10 ations, including document imaging, centralized mail
11 intake, and medical bill processing, \$25,647,000.

12 (3) For periodic roll disability management and
13 medical review, \$25,648,000.

14 (4) For program integrity, \$1,742,000.

15 (5) The remaining funds shall be paid into the
16 Treasury as miscellaneous receipts:

17 *Provided further*, That the Secretary may require that any
18 person filing a notice of injury or a claim for benefits
19 under 5 U.S.C. 81, or the Longshore and Harbor Work-
20 ers' Compensation Act, provide as part of such notice and
21 claim, such identifying information (including Social Secu-
22 rity account number) as such regulations may prescribe.

1 SPECIAL BENEFITS FOR DISABLED COAL MINERS

2 For carrying out title IV of the Federal Mine Safety
3 and Health Act of 1977, as amended by Public Law 107–
4 275, \$40,970,000, to remain available until expended.

5 For making after July 31 of the current fiscal year,
6 benefit payments to individuals under title IV of such Act,
7 for costs incurred in the current fiscal year, such amounts
8 as may be necessary.

9 For making benefit payments under title IV for the
10 first quarter of fiscal year 2022, \$14,000,000, to remain
11 available until expended.

12 ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES

13 OCCUPATIONAL ILLNESS COMPENSATION FUND

14 For necessary expenses to administer the Energy
15 Employees Occupational Illness Compensation Program
16 Act, \$62,507,000 (increased by \$2,000,000) (increased by
17 \$300,000), to remain available until expended: *Provided*,
18 That the Secretary may require that any person filing a
19 claim for benefits under the Act provide as part of such
20 claim such identifying information (including Social Secu-
21 rity account number) as may be prescribed.

22 BLACK LUNG DISABILITY TRUST FUND

23 (INCLUDING TRANSFER OF FUNDS)

24 Such sums as may be necessary from the Black Lung
25 Disability Trust Fund (the “Fund”), to remain available

1 until expended, for payment of all benefits authorized by
2 section 9501(d)(1), (2), (6), and (7) of the Internal Rev-
3 enue Code of 1986; and repayment of, and payment of
4 interest on advances, as authorized by section 9501(d)(4)
5 of that Act. In addition, the following amounts may be
6 expended from the Fund for fiscal year 2021 for expenses
7 of operation and administration of the Black Lung Bene-
8 fits program, as authorized by section 9501(d)(5): not to
9 exceed \$40,643,000 for transfer to the Office of Workers'
10 Compensation Programs, "Salaries and Expenses"; not to
11 exceed \$33,033,000 for transfer to Departmental Manage-
12 ment, "Salaries and Expenses"; not to exceed \$333,000
13 for transfer to Departmental Management, "Office of In-
14 spector General"; and not to exceed \$356,000 for pay-
15 ments into miscellaneous receipts for the expenses of the
16 Department of the Treasury.

17 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
18 SALARIES AND EXPENSES

19 For necessary expenses for the Occupational Safety
20 and Health Administration, \$593,787,000 (increased by
21 \$5,000,000) (reduced by \$5,000,000) (increased by
22 \$1,436,000), including not to exceed \$108,575,000 which
23 shall be the maximum amount available for grants to
24 States under section 23(g) of the Occupational Safety and
25 Health Act (the "Act"), which grants shall be no less than

1 50 percent of the costs of State occupational safety and
2 health programs required to be incurred under plans ap-
3 proved by the Secretary under section 18 of the Act; and,
4 in addition, notwithstanding 31 U.S.C. 3302, the Occupa-
5 tional Safety and Health Administration may retain up
6 to \$499,000 per fiscal year of training institute course tui-
7 tion and fees, otherwise authorized by law to be collected,
8 and may utilize such sums for occupational safety and
9 health training and education: *Provided*, That notwith-
10 standing 31 U.S.C. 3302, the Secretary is authorized, dur-
11 ing the fiscal year ending September 30, 2021, to collect
12 and retain fees for services provided to Nationally Recog-
13 nized Testing Laboratories, and may utilize such sums,
14 in accordance with the provisions of 29 U.S.C. 9a, to ad-
15 minister national and international laboratory recognition
16 programs that ensure the safety of equipment and prod-
17 ucts used by workers in the workplace: *Provided further*,
18 That \$13,537,000 shall be available for Susan Harwood
19 training grants, of which not less than \$4,500,000 is for
20 Susan Harwood Training Capacity Building Develop-
21 mental grants, as described in Funding Opportunity Num-
22 ber SHTG–FY–16–02 (referenced in the notice of avail-
23 ability of funds published in the Federal Register on May
24 3, 2016 (81 Fed. Reg. 30568)) for program activities
25 starting not later than September 30, 2021 and lasting

1 for a period of 12 months: *Provided further*, That not more
2 than \$3,500,000 shall be for Voluntary Protection Pro-
3 grams.

4 MINE SAFETY AND HEALTH ADMINISTRATION
5 SALARIES AND EXPENSES

6 For necessary expenses for the Mine Safety and
7 Health Administration, \$379,816,000, including purchase
8 and bestowal of certificates and trophies in connection
9 with mine rescue and first-aid work, and the hire of pas-
10 senger motor vehicles, including up to \$2,000,000 for
11 mine rescue and recovery activities and not less than
12 \$10,537,000 for State assistance grants: *Provided*, That
13 notwithstanding 31 U.S.C. 3302, not to exceed \$750,000
14 may be collected by the National Mine Health and Safety
15 Academy for room, board, tuition, and the sale of training
16 materials, otherwise authorized by law to be collected, to
17 be available for mine safety and health education and
18 training activities: *Provided further*, That notwithstanding
19 31 U.S.C. 3302, the Mine Safety and Health Administra-
20 tion is authorized to collect and retain up to \$2,499,000
21 from fees collected for the approval and certification of
22 equipment, materials, and explosives for use in mines, and
23 may utilize such sums for such activities: *Provided further*,
24 That the Secretary is authorized to accept lands, build-
25 ings, equipment, and other contributions from public and

1 private sources and to prosecute projects in cooperation
2 with other agencies, Federal, State, or private: *Provided*
3 *further*, That the Mine Safety and Health Administration
4 is authorized to promote health and safety education and
5 training in the mining community through cooperative
6 programs with States, industry, and safety associations:
7 *Provided further*, That the Secretary is authorized to rec-
8 ognize the Joseph A. Holmes Safety Association as a prin-
9 cipal safety association and, notwithstanding any other
10 provision of law, may provide funds and, with or without
11 reimbursement, personnel, including service of Mine Safe-
12 ty and Health Administration officials as officers in local
13 chapters or in the national organization: *Provided further*,
14 That any funds available to the Department of Labor may
15 be used, with the approval of the Secretary, to provide
16 for the costs of mine rescue and survival operations in the
17 event of a major disaster.

18 BUREAU OF LABOR STATISTICS

19 SALARIES AND EXPENSES

20 For necessary expenses for the Bureau of Labor Sta-
21 tistics, including advances or reimbursements to State,
22 Federal, and local agencies and their employees for serv-
23 ices rendered, \$587,000,000, together with not to exceed
24 \$68,000,000 which may be expended from the Employ-

1 ment Security Administration account in the Unemploy-
2 ment Trust Fund.

3 Within this amount, \$13,000,000 to remain available
4 until September 30, 2024, for costs associated with the
5 physical move of the Bureau of Labor Statistics' head-
6 quarters, including replication of space, furniture, fix-
7 tures, equipment, and related costs, as well as relocation
8 of the data center to a shared facility.

9 OFFICE OF DISABILITY EMPLOYMENT POLICY

10 SALARIES AND EXPENSES

11 For necessary expenses for the Office of Disability
12 Employment Policy to provide leadership, develop policy
13 and initiatives, and award grants furthering the objective
14 of eliminating barriers to the training and employment of
15 people with disabilities, \$38,500,000.

16 DEPARTMENTAL MANAGEMENT

17 SALARIES AND EXPENSES

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses for Departmental Manage-
20 ment, including the hire of three passenger motor vehicles,
21 \$349,056,000 (reduced by \$2,000,000) (increased by
22 \$2,000,000), together with not to exceed \$308,000, which
23 may be expended from the Employment Security Adminis-
24 tration account in the Unemployment Trust Fund: *Pro-*
25 *vided*, That \$67,325,000 (reduced by \$1,000,000) (in-

1 creased by \$1,000,000) for the Bureau of International
2 Labor Affairs shall be available for obligation through De-
3 cember 31, 2021: *Provided further*, That funds available
4 to the Bureau of International Labor Affairs may be used
5 to administer or operate international labor activities, bi-
6 lateral and multilateral technical assistance, and micro-
7 finance programs, by or through contracts, grants, sub-
8 grants and other arrangements: *Provided further*, That not
9 more than \$53,825,000 shall be for programs to combat
10 exploitative child labor internationally and not less than
11 \$13,500,000 shall be used to implement model programs
12 that address worker rights issues through technical assist-
13 ance in countries with which the United States has free
14 trade agreements or trade preference programs: *Provided*
15 *further*, That \$8,040,000 shall be used for program eval-
16 uation and shall be available for obligation through Sep-
17 tember 30, 2022: *Provided further*, That funds available
18 for program evaluation may be used to administer grants
19 for the purpose of evaluation: *Provided further*, That
20 grants made for the purpose of evaluation shall be award-
21 ed through fair and open competition: *Provided further*,
22 That funds available for program evaluation may be trans-
23 ferred to any other appropriate account in the Department
24 for such purpose: *Provided further*, That the Committees
25 on Appropriations of the House of Representatives and the

1 Senate are notified at least 15 days in advance of any
2 transfer: *Provided further*, That the funds available to the
3 Women’s Bureau may be used for grants to serve and pro-
4 mote the interests of women in the workforce: *Provided*
5 *further*, That of the amounts made available to the Wom-
6 en’s Bureau, not less than \$1,794,000 shall be used for
7 grants authorized by the Women in Apprenticeship and
8 Nontraditional Occupations Act.

9 VETERANS EMPLOYMENT AND TRAINING

10 Not to exceed \$256,341,000 may be derived from the
11 Employment Security Administration account in the Un-
12 employment Trust Fund to carry out the provisions of
13 chapters 41, 42, and 43 of title 38, United States Code,
14 of which—

15 (1) \$180,000,000 is for Jobs for Veterans State
16 grants under 38 U.S.C. 4102A(b)(5) to support dis-
17 abled veterans’ outreach program specialists under
18 section 4103A of such title and local veterans’ em-
19 ployment representatives under section 4104(b) of
20 such title, and for the expenses described in section
21 4102A(b)(5)(C), which shall be available for obliga-
22 tion by the States through December 31, 2021, and
23 not to exceed 3 percent for the necessary Federal ex-
24 penditures for data systems and contract support to
25 allow for the tracking of participant and perform-

1 ance information: *Provided*, That, in addition, such
2 funds may be used to support such specialists and
3 representatives in the provision of services to
4 transitioning members of the Armed Forces who
5 have participated in the Transition Assistance Pro-
6 gram and have been identified as in need of inten-
7 sive services, to members of the Armed Forces who
8 are wounded, ill, or injured and receiving treatment
9 in military treatment facilities or warrior transition
10 units, and to the spouses or other family caregivers
11 of such wounded, ill, or injured members;

12 (2) \$29,379,000 is for carrying out the Transi-
13 tion Assistance Program under 38 U.S.C. 4113 and
14 10 U.S.C. 1144;

15 (3) \$43,548,000 is for Federal administration
16 of chapters 41, 42, and 43 of title 38, and sections
17 2021, 2021A and 2023 of title 38, United States
18 Code: *Provided*, That, up to \$500,000 may be used
19 to carry out the Hire VETS Act (division O of Pub-
20 lic Law 115–31); and

21 (4) \$3,414,000 is for the National Veterans'
22 Employment and Training Services Institute under
23 38 U.S.C. 4109:

24 *Provided*, That the Secretary may reallocate among the
25 appropriations provided under paragraphs (1) through (4)

1 above an amount not to exceed 3 percent of the appropria-
2 tion from which such reallocation is made.

3 In addition, from the General Fund of the Treasury,
4 \$57,500,000 is for carrying out programs to assist home-
5 less veterans and veterans at risk of homelessness who are
6 transitioning from certain institutions under sections
7 2021, 2021A, and 2023 of title 38, United States Code:
8 *Provided*, That notwithstanding subsections (c)(3) and (d)
9 of section 2023, the Secretary may award grants through
10 September 30, 2021, to provide services under such sec-
11 tion: *Provided further*, That services provided under sec-
12 tion 2021 or under section 2021A may include, in addition
13 to services to homeless veterans described in section
14 2002(a)(1), services to veterans who were homeless at
15 some point within the 60 days prior to program entry or
16 veterans who are at risk of homelessness within the next
17 60 days, and that services provided under section 2023
18 may include, in addition to services to the individuals de-
19 scribed in subsection (e) of such section, services to vet-
20 erans recently released from incarceration who are at risk
21 of homelessness: *Provided further*, That notwithstanding
22 paragraph (3) under this heading, funds appropriated in
23 this paragraph may be used for data systems and contract
24 support to allow for the tracking of participant and per-
25 formance information: *Provided further*, That notwith-

1 standing sections 2021(e)(2) and 2021A(f)(2) of title 38,
2 United States Code, such funds shall be available for ex-
3 penditure pursuant to 31 U.S.C. 1553.

4 In addition, fees may be assessed and deposited in
5 the HIRE Vets Medallion Award Fund pursuant to sec-
6 tion 5(b) of the HIRE Vets Act, and such amounts shall
7 be available to the Secretary to carry out the HIRE Vets
8 Medallion Award Program, as authorized by such Act, and
9 shall remain available until expended: *Provided*, That such
10 sums shall be in addition to any other funds available for
11 such purposes, including funds available under paragraph
12 (3) of this heading: *Provided further*, That section 2(d)
13 of division O of the Consolidated Appropriations Act, 2017
14 (Public Law 115–31; 38 U.S.C. 4100 note) shall not
15 apply.

16 IT MODERNIZATION

17 For necessary expenses for Department of Labor cen-
18 tralized infrastructure technology investment activities re-
19 lated to support systems and modernization, \$25,269,000,
20 which shall be available through September 30, 2022.

21 OFFICE OF INSPECTOR GENERAL

22 For salaries and expenses of the Office of Inspector
23 General in carrying out the provisions of the Inspector
24 General Act of 1978, \$86,187,000, together with not to
25 exceed \$5,660,000 which may be expended from the Em-

1 ployment Security Administration account in the Unem-
2 ployment Trust Fund.

3 GENERAL PROVISIONS

4 SEC. 101. None of the funds appropriated by this Act
5 for the Job Corps shall be used to pay the salary and bo-
6 nuses of an individual, either as direct costs or any prora-
7 tion as an indirect cost, at a rate in excess of Executive
8 Level II.

9 (TRANSFER OF FUNDS)

10 SEC. 102. Not to exceed 1 percent of any discre-
11 tionary funds (pursuant to the Balanced Budget and
12 Emergency Deficit Control Act of 1985) which are appro-
13 priated for the current fiscal year for the Department of
14 Labor in this Act may be transferred between a program,
15 project, or activity, but no such program, project, or activ-
16 ity shall be increased by more than 3 percent by any such
17 transfer: *Provided*, That the transfer authority granted by
18 this section shall be available only to meet emergency
19 needs and shall not be used to create any new program
20 or to fund any project or activity for which no funds are
21 provided in this Act: *Provided further*, That the Commit-
22 tees on Appropriations of the House of Representatives
23 and the Senate are notified at least 15 days in advance
24 of any transfer.

1 SEC. 103. In accordance with Executive Order No.
2 13126, none of the funds appropriated or otherwise made
3 available pursuant to this Act shall be obligated or ex-
4 pended for the procurement of goods mined, produced,
5 manufactured, or harvested or services rendered, in whole
6 or in part, by forced or indentured child labor in industries
7 and host countries already identified by the United States
8 Department of Labor prior to enactment of this Act.

9 SEC. 104. Except as otherwise provided in this sec-
10 tion, none of the funds made available to the Department
11 of Labor for grants under section 414(c) of the American
12 Competitiveness and Workforce Improvement Act of 1998
13 (29 U.S.C. 2916a) may be used for any purpose other
14 than competitive grants for training individuals who are
15 older than 16 years of age and are not currently enrolled
16 in school within a local educational agency in the occupa-
17 tions and industries for which employers are using H-1B
18 visas to hire foreign workers, and the related activities
19 necessary to support such training.

20 SEC. 105. None of the funds made available by this
21 Act under the heading “Employment and Training Ad-
22 ministration” shall be used by a recipient or subrecipient
23 of such funds to pay the salary and bonuses of an indi-
24 vidual, either as direct costs or indirect costs, at a rate
25 in excess of Executive Level II. This limitation shall not

1 apply to vendors providing goods and services as defined
2 in Office of Management and Budget Circular A-133.
3 Where States are recipients of such funds, States may es-
4 tablish a lower limit for salaries and bonuses of those re-
5 ceiving salaries and bonuses from subrecipients of such
6 funds, taking into account factors including the relative
7 cost-of-living in the State, the compensation levels for
8 comparable State or local government employees, and the
9 size of the organizations that administer Federal pro-
10 grams involved including Employment and Training Ad-
11 ministration programs.

12 (TRANSFER OF FUNDS)

13 SEC. 106. (a) Notwithstanding section 102, the Sec-
14 retary may transfer funds made available to the Employ-
15 ment and Training Administration by this Act, either di-
16 rectly or through a set-aside, for technical assistance serv-
17 ices to grantees to “Program Administration” when it is
18 determined that those services will be more efficiently per-
19 formed by Federal employees: *Provided*, That this section
20 shall not apply to section 171 of the WIOA.

21 (b) Notwithstanding section 102, the Secretary may
22 transfer not more than 0.5 percent of each discretionary
23 appropriation made available to the Employment and
24 Training Administration by this Act to “Program Admin-
25 istration” in order to carry out program integrity activities

1 relating to any of the programs or activities that are fund-
2 ed under any such discretionary appropriations: *Provided*,
3 That notwithstanding section 102 and the preceding pro-
4 viso, the Secretary may transfer not more than 0.5 percent
5 of funds made available in paragraphs (1) and (2) of the
6 “Office of Job Corps” account to paragraph (3) of such
7 account to carry out program integrity activities related
8 to the Job Corps program: *Provided further*, That funds
9 transferred under the authority provided by this sub-
10 section shall be available for obligation through September
11 30, 2022.

12 (TRANSFER OF FUNDS)

13 SEC. 107. (a) The Secretary may reserve not more
14 than 0.75 percent from each appropriation made available
15 in this Act identified in subsection (b) in order to carry
16 out evaluations of any of the programs or activities that
17 are funded under such accounts. Any funds reserved under
18 this section shall be transferred to “Departmental Man-
19 agement” for use by the Office of the Chief Evaluation
20 Officer within the Department of Labor, and shall be
21 available for obligation through September 30, 2022: *Pro-*
22 *vided*, That such funds shall only be available if the Chief
23 Evaluation Officer of the Department of Labor submits
24 a plan to the Committees on Appropriations of the House

1 of Representatives and the Senate describing the evalua-
2 tions to be carried out 15 days in advance of any transfer.

3 (b) The accounts referred to in subsection (a) are:
4 “Training and Employment Services”, “Job Corps”,
5 “Community Service Employment for Older Americans”,
6 “State Unemployment Insurance and Employment Service
7 Operations”, “Employee Benefits Security Administra-
8 tion”, “Office of Workers’ Compensation Programs”,
9 “Wage and Hour Division”, “Office of Federal Contract
10 Compliance Programs”, “Office of Labor Management
11 Standards”, “Occupational Safety and Health Adminis-
12 tration”, “Mine Safety and Health Administration”, “Of-
13 fice of Disability Employment Policy”, funding made
14 available to the “Bureau of International Labor Affairs”
15 and “Women’s Bureau” within the “Departmental Man-
16 agement, Salaries and Expenses” account, and “Veterans
17 Employment and Training”.

18 SEC. 108. Notwithstanding any other provision of
19 law, the Secretary may furnish through grants, coopera-
20 tive agreements, contracts, and other arrangements, up to
21 \$2,000,000 of excess personal property, at a value deter-
22 mined by the Secretary, to apprenticeship programs for
23 the purpose of training apprentices in those programs.

24 SEC. 109. (a) The Act entitled “An Act to create a
25 Department of Labor”, approved March 4, 1913 (37 Stat.

1 736, chapter 141) shall be applied as if the following text
2 is part of such Act:

3 **“SEC. 12. SECURITY DETAIL.**

4 “(a) IN GENERAL.—The Secretary of Labor is au-
5 thorized to employ law enforcement officers or special
6 agents to—

7 “(1) provide protection for the Secretary of
8 Labor during the workday of the Secretary and dur-
9 ing any activity that is preliminary or postliminary
10 to the performance of official duties by the Sec-
11 retary;

12 “(2) provide protection, incidental to the protec-
13 tion provided to the Secretary, to a member of the
14 immediate family of the Secretary who is partici-
15 pating in an activity or event relating to the official
16 duties of the Secretary;

17 “(3) provide continuous protection to the Sec-
18 retary (including during periods not described in
19 paragraph (1)) and to the members of the imme-
20 diate family of the Secretary if there is a significant
21 and articulable threat of physical harm, in accord-
22 ance with guidelines established by the Secretary;
23 and

24 “(4) provide protection to the Deputy Secretary
25 of Labor at the Secretary’s direction in the perform-

1 ance of his official duties at a public event outside
2 of the United States if there is a significant and
3 articulable threat of physical harm and protective
4 services are not provided as part of an official U.S.
5 visit.

6 “(b) AUTHORITIES.—The Secretary of Labor may
7 authorize a law enforcement officer or special agent em-
8 ployed under subsection (a), for the purpose of performing
9 the duties authorized under subsection (a), to—

10 “(1) carry firearms;

11 “(2) make arrests without a warrant for any of-
12 fense against the United States committed in the
13 presence of such officer or special agent;

14 “(3) perform protective intelligence work, in-
15 cluding identifying and mitigating potential threats
16 and conducting advance work to review security mat-
17 ters relating to sites and events;

18 “(4) coordinate with local law enforcement
19 agencies; and

20 “(5) initiate criminal and other investigations
21 into potential threats to the security of the Sec-
22 retary, in coordination with the Inspector General of
23 the Department of Labor.

24 “(c) COMPLIANCE WITH GUIDELINES.—A law en-
25 forcement officer or special agent employed under sub-

1 section (a) shall exercise any authority provided under this
2 section in accordance with any—

3 “(1) guidelines issued by the Attorney General;
4 and

5 “(2) guidelines prescribed by the Secretary of
6 Labor.”.

7 (b) This section shall be effective on the date of en-
8 actment of this Act.

9 SEC. 110. The Secretary is authorized to dispose of
10 or divest, by any means the Secretary determines appro-
11 priate, including an agreement or partnership to construct
12 a new Job Corps center, all or a portion of the real prop-
13 erty on which the Treasure Island Job Corps Center is
14 situated. Any sale or other disposition will not be subject
15 to any requirement of any Federal law or regulation relat-
16 ing to the disposition of Federal real property, including
17 but not limited to subchapter III of chapter 5 of title 40
18 of the United States Code and subchapter V of chapter
19 119 of title 42 of the United States Code. The net pro-
20 ceeds of such a sale shall be transferred to the Secretary,
21 which shall be available until expended to carry out the
22 Job Corps Program on Treasure Island.

23 (RESCISSION)

24 SEC. 111. Of the unobligated funds available under
25 section 286(s)(2) of the Immigration and Nationality Act

1 (8 U.S.C. 1356(s)(2)), \$349,000,000 are hereby re-
2 scinded.

3 SEC. 112. None of the funds made available by this
4 Act may be used to—

5 (1) alter or terminate the Interagency Agree-
6 ment between the United States Department of
7 Labor and the United States Department of Agri-
8 culture; or

9 (2) close any of the Civilian Conservation Cen-
10 ters, except if such closure is necessary to prevent
11 the endangerment of the health and safety of the
12 students, the capacity of the program is retained,
13 and the requirements of section 159(j) of the WIOA
14 are met.

15 SEC. 113. None of the funds made available by this
16 Act may be used to implement or enforce, or take any
17 actions in furtherance of, the final regulations on “Joint
18 Employer Status under the Fair Labor Standards Act”
19 published by the Department of Labor in the Federal Reg-
20 ister on January 16, 2020 (85 Fed. Reg. 2820 et seq.).

21 SEC. 114. None of the funds made available by this
22 Act may be used to develop, promulgate, issue, or imple-
23 ment a final rule, or take any actions in furtherance of
24 the proposed rule, on “Implementing Legal Requirements
25 Regarding the Equal Opportunity Clause’s Religious Ex-

1 exemption” published by Department of Labor in the Fed-
2 eral Register on August 15, 2019 (84 Fed. Reg. 41677
3 et seq.).

4 SEC. 115. None of the funds made available by this
5 Act may be used to implement or enforce or take any ac-
6 tions in furtherance of, the final rule on “Wagner-Peyser
7 Act Staffing Flexibility” published by the Department of
8 Labor in the Federal Register on January 06, 2020 (85
9 Fed. Reg. 592 et seq.).

10 This title may be cited as the “Department of Labor
11 Appropriations Act, 2021”.

12 TITLE II

13 DEPARTMENT OF HEALTH AND HUMAN

14 SERVICES

15 HEALTH RESOURCES AND SERVICES ADMINISTRATION

16 PRIMARY HEALTH CARE

17 For carrying out titles II and III of the Public Health
18 Service Act (referred to in this Act as the “PHS Act”)
19 with respect to primary health care and the Native Hawai-
20 ian Health Care Act of 1988, \$1,651,522,000 (increased
21 by \$5,000,000) (reduced by \$1,000,000) (increased by
22 \$1,000,000): *Provided*, That no more than \$1,000,000
23 shall be available until expended for carrying out the pro-
24 visions of section 224(o) of the PHS Act: *Provided further*,
25 That no more than \$120,000,000 shall be available until

1 expended for carrying out subsections (g) through (n) and
2 (q) of section 224 of the PHS Act, and for expenses in-
3 curred by the Department of Health and Human Services
4 (referred to in this Act as “HHS”) pertaining to adminis-
5 trative claims made under such law.

6 HEALTH WORKFORCE

7 For carrying out titles III, VII, and VIII of the PHS
8 Act with respect to the health workforce, sections 1128E
9 and 1921 of the Social Security Act, and the Health Care
10 Quality Improvement Act of 1986, \$1,242,505,000 (in-
11 creased by \$5,000,000) (increased by \$1,000,000) (re-
12 duced by \$20,000,000) (increased by \$20,000,000): *Pro-*
13 *vided*, That sections 751(j)(2) and 762(k) of the PHS Act
14 and the proportional funding amounts in paragraphs (1)
15 through (4) of section 756(f) of the PHS Act shall not
16 apply to funds made available under this heading: *Pro-*
17 *vided further*, That for any program operating under sec-
18 tion 751 of the PHS Act on or before January 1, 2009,
19 the Secretary of Health and Human Services (referred to
20 in this title as the “Secretary”) may hereafter waive any
21 of the requirements contained in sections 751(d)(2)(A)
22 and 751(d)(2)(B) of such Act for the full project period
23 of a grant under such section: *Provided further*, That no
24 funds shall be available for section 340G–1 of the PHS
25 Act: *Provided further*, That fees collected for the disclosure

1 of information under section 427(b) of the Health Care
2 Quality Improvement Act of 1986 and sections
3 1128E(d)(2) and 1921 of the Social Security Act shall be
4 sufficient to recover the full costs of operating the pro-
5 grams authorized by such sections and shall remain avail-
6 able until expended for the National Practitioner Data
7 Bank: *Provided further*, That funds transferred to this ac-
8 count to carry out section 846 and subpart 3 of part D
9 of title III of the PHS Act may be used to make prior
10 year adjustments to awards made under such section and
11 subpart: *Provided further*, That \$120,000,000 shall re-
12 main available until expended for the purposes of pro-
13 viding primary health services, assigning National Health
14 Service Corps (“NHSC”) members to expand the delivery
15 of substance use disorder treatment services, notwith-
16 standing the assignment priorities and limitations under
17 sections 333(a)(1)(D), 333(b), and 333A(a)(1)(B)(ii) of
18 the PHS Act, and making payments under the NHSC
19 Loan Repayment Program under section 338B of such
20 Act: *Provided further*, That, within the amount made
21 available in the previous proviso, \$15,000,000 shall re-
22 main available until expended for the purposes of making
23 payments under the NHSC Loan Repayment Program
24 under section 338B of the PHS Act to individuals partici-
25 pating in such program who provide primary health serv-

1 ices in Indian Health Service facilities, Tribally-Operated
2 638 Health Programs, and Urban Indian Health Pro-
3 grams (as those terms are defined by the Secretary), not-
4 withstanding the assignment priorities and limitations
5 under section 333(b) of such Act: *Provided further*, That
6 for purposes of the previous two provisos, section
7 331(a)(3)(D) of the PHS Act shall be applied as if the
8 term “primary health services” includes clinical substance
9 use disorder treatment services, including those provided
10 by masters level, licensed substance use disorder treat-
11 ment counselors: *Provided further*, That of the funds made
12 available under this heading, \$5,000,000 shall be available
13 to make grants to establish or expand optional commu-
14 nity-based nurse practitioner fellowship programs that are
15 accredited or in the accreditation process, with a pref-
16 erence for those in Federally Qualified Health Centers, for
17 practicing postgraduate nurse practitioners in primary
18 care or behavioral health.

19 Of the funds made available under this heading,
20 \$55,000,000 shall remain available until expended for
21 grants to public institutions of higher education to expand
22 or support graduate education for physicians provided by
23 such institutions: *Provided*, That, in awarding such
24 grants, the Secretary shall give priority to public institu-
25 tions of higher education located in States with a projected

1 primary care provider shortage in 2025, as determined by
2 the Secretary: *Provided further*, That grants so awarded
3 are limited to such public institutions of higher education
4 in States in the top quintile of States with a projected
5 primary care provider shortage in 2025, as determined by
6 the Secretary: *Provided further*, That the minimum
7 amount of a grant so awarded to such an institution shall
8 be not less than \$1,000,000 per year: *Provided further*,
9 That such a grant may be awarded for a period not to
10 exceed 5 years: *Provided further*, That such a grant award-
11 ed with respect to a year to such an institution shall be
12 subject to a matching requirement of non-Federal funds
13 in an amount that is not less than 10 percent of the total
14 amount of Federal funds provided in the grant to such
15 institution with respect to such year.

16 MATERNAL AND CHILD HEALTH

17 For carrying out titles III, XI, XII, and XIX of the
18 PHS Act with respect to maternal and child health and
19 title V of the Social Security Act, \$980,784,000 (increased
20 by \$500,000) (increased by \$5,000,000): *Provided*, That
21 notwithstanding sections 502(a)(1) and 502(b)(1) of the
22 Social Security Act, not more than \$127,116,000 shall be
23 available for carrying out special projects of regional and
24 national significance pursuant to section 501(a)(2) of such
25 Act and \$10,276,000 (increased by \$500,000) shall be

1 available for projects described in subparagraphs (A)
2 through (F) of section 501(a)(3) of such Act.

3 RYAN WHITE HIV/AIDS PROGRAM

4 For carrying out title XXVI of the PHS Act with
5 respect to the Ryan White HIV/AIDS program,
6 \$2,413,781,000, of which \$1,970,881,000 shall remain
7 available to the Secretary through September 30, 2023,
8 for parts A and B of title XXVI of the PHS Act, and
9 of which not less than \$900,313,000 shall be for State
10 AIDS Drug Assistance Programs under the authority of
11 section 2616 or 311(c) of such Act; and of which
12 \$95,000,000, to remain available until expended, shall be
13 available to the Secretary for carrying out a program of
14 grants and contracts under title XXVI or section 311(c)
15 of such Act focused on ending the nationwide HIV/AIDS
16 epidemic, with any grants issued under such section
17 311(c) administered in conjunction with title XXVI of the
18 PHS Act, including the limitation on administrative ex-
19 penses.

20 HEALTH CARE SYSTEMS

21 For carrying out titles III and XII of the PHS Act
22 with respect to health care systems, and the Stem Cell
23 Therapeutic and Research Act of 2005, \$131,093,000, of
24 which \$122,000 shall be available until expended for facili-

1 ties renovations at the Gillis W. Long Hansen's Disease
2 Center.

3 RURAL HEALTH

4 For carrying out titles III and IV of the PHS Act
5 with respect to rural health, section 427(a) of the Federal
6 Coal Mine Health and Safety Act of 1969, and sections
7 711 and 1820 of the Social Security Act, \$334,294,000,
8 of which \$55,609,000 from general revenues, notwith-
9 standing section 1820(j) of the Social Security Act, shall
10 be available for carrying out the Medicare rural hospital
11 flexibility grants program: *Provided*, That of the funds
12 made available under this heading for Medicare rural hos-
13 pital flexibility grants, \$21,942,000 shall be available for
14 the Small Rural Hospital Improvement Grant Program
15 for quality improvement and adoption of health informa-
16 tion technology and up to \$1,000,000 shall be to carry
17 out section 1820(g)(6) of the Social Security Act, with
18 funds provided for grants under section 1820(g)(6) avail-
19 able for the purchase and implementation of telehealth
20 services, including pilots and demonstrations on the use
21 of electronic health records to coordinate rural veterans
22 care between rural providers and the Department of Vet-
23 erans Affairs electronic health record system: *Provided*
24 *further*, That notwithstanding section 338J(k) of the PHS
25 Act, \$12,500,000 shall be available for State Offices of

1 Rural Health: *Provided further*, That \$11,000,000 shall
2 remain available through September 30, 2023, to support
3 the Rural Residency Development Program: *Provided fur-*
4 *ther*, That \$110,000,000 shall be for the Rural Commu-
5 nities Opioids Response Program.

6 FAMILY PLANNING

7 For carrying out the program under title X of the
8 PHS Act to provide for voluntary family planning
9 projects, \$286,479,000: *Provided*, That the Secretary shall
10 carry out section 1001 of the PHS Act solely in accord-
11 ance with any regulations or other conditions or instruc-
12 tions established by the Secretary pursuant to the author-
13 ity under section 1006 of the PHS Act that applied as
14 of January 18, 2017, to grants and contracts awarded
15 under section 1001 of the PHS Act: *Provided further*,
16 That amounts provided to said projects under such title
17 shall not be expended for abortions, that all pregnancy
18 counseling shall be nondirective, and that such amounts
19 shall not be expended for any activity (including the publi-
20 cation or distribution of literature) that in any way tends
21 to promote public support or opposition to any legislative
22 proposal or candidate for public office: *Provided further*,
23 That for each entity that, in fiscal year 2019, received
24 an award under section 1001 of the PHS Act and whose
25 award was terminated or relinquished before the planned

1 end of the period of performance, the Secretary shall, not
2 later than 60 days after the date of enactment of this Act,
3 issue a new award to such entity using funds made avail-
4 able herein, equal to the amount of the award that was
5 terminated or relinquished and consistent with any terms
6 and conditions that applied at the time that the fiscal year
7 2019 award was made except as modified by this Act, but
8 only if—

9 (1) the Secretary has not, prior to the enact-
10 ment of this Act, awarded grants or contracts for
11 the performance of substantially similar activities in
12 the geographical areas that were served by the ter-
13 minated or relinquished award, but if such grants or
14 contracts awarded prior to the enactment of this Act
15 would only partially replace the activities or areas
16 covered by the terminated or relinquished award, the
17 Secretary shall seek to restore the terminated award
18 with respect to the remaining activities or areas;

19 (2) the Secretary has secured assurance from
20 the entity that its termination or relinquishment was
21 due to its inability or unwillingness to comply with
22 the provisions of the final rule titled “Compliance
23 with Statutory Program Integrity Requirements”,
24 published on March 4, 2019 (84 Fed. Reg. 7714 et
25 seq.); and

1 (3) the Secretary has secured assurance from
2 the entity that it is willing to resume project activi-
3 ties consistent with the terms and conditions that
4 applied at the time that the terminated or relin-
5 quished award was made except as modified by this
6 Act:

7 *Provided further*, That the provisos under this heading are
8 not intended to limit the equitable powers of the courts
9 to further protect historical providers previously awarded
10 grants or contracts in fiscal year 2019 or prior fiscal years
11 under title X of the PHS: *Provided further*, That all pa-
12 tients under title X of the PHS Act with a positive preg-
13 nancy test—

14 (A) are given the opportunity to be pro-
15 vided information and counseling regarding
16 each of the following options—

- 17 (i) prenatal care and delivery;
18 (ii) infant care, foster care, and adop-
19 tion; and
20 (iii) pregnancy termination; and

21 (B) if a patient requests such information
22 and counseling, such patient shall be provided
23 with neutral, factual information and nondirec-
24 tive counseling on each such option, including
25 referral upon request, except with respect to

1 gration and Nationality Act, and section 501 of the Ref-
2 ugee Education Assistance Act, with respect to immuniza-
3 tion and respiratory diseases, \$469,705,000 (reduced by
4 \$1,000,000) (increased by \$1,000,000) (increased by
5 \$2,000,000).

6 HIV/AIDS, VIRAL HEPATITIS, SEXUALLY TRANSMITTED
7 DISEASES, AND TUBERCULOSIS PREVENTION

8 For carrying out titles II, III, XVII, and XXIII of
9 the PHS Act with respect to HIV/AIDS, viral hepatitis,
10 sexually transmitted diseases, and tuberculosis prevention,
11 \$1,287,556,000.

12 EMERGING AND ZOOONOTIC INFECTIOUS DISEASES

13 For carrying out titles II, III, and XVII, and section
14 2821 of the PHS Act, titles II and IV of the Immigration
15 and Nationality Act, and section 501 of the Refugee Edu-
16 cation Assistance Act, with respect to emerging and
17 zoonotic infectious diseases, \$593,972,000 (increased by
18 \$4,000,000): *Provided*, That of the amounts made avail-
19 able under this heading, up to \$1,000,000 shall remain
20 available until expended to pay for the transportation,
21 medical care, treatment, and other related costs of persons
22 quarantined or isolated under Federal or State quarantine
23 law.

1 PUBLIC HEALTH SCIENTIFIC SERVICES

2 For carrying out titles II, III, and XVII of the PHS
3 Act with respect to health statistics, surveillance, health
4 informatics, and workforce development, \$593,497,000.

5 ENVIRONMENTAL HEALTH

6 For carrying out titles II, III, and XVII of the PHS
7 Act with respect to environmental health, \$219,850,000,
8 of which \$10,000,000 (reduced by \$1,000,000) (increased
9 by \$1,000,000) shall be available until September 30,
10 2023, for carrying out activities under section 2203(b) of
11 the Water Infrastructure Improvements for the Nation
12 Act (Public Law 114–322).

13 INJURY PREVENTION AND CONTROL

14 For carrying out titles II, III, and XVII of the PHS
15 Act with respect to injury prevention and control,
16 \$694,879,000 (increased by \$1,000,000) (increased by
17 \$5,250,000) (reduced by \$5,000,000) (increased by
18 \$5,000,000) (increased by \$5,000,000) (increased by
19 \$5,000,000), of which \$25,000,000 (increased by
20 \$5,000,000) shall be for firearm injury and mortality pre-
21 vention research.

22 NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND
23 HEALTH

24 For carrying out titles II, III, and XVII of the PHS
25 Act, sections 101, 102, 103, 201, 202, 203, 301, and 501

1 of the Federal Mine Safety and Health Act, section 13
2 of the Mine Improvement and New Emergency Response
3 Act, and sections 20, 21, and 22 of the Occupational Safe-
4 ty and Health Act, with respect to occupational safety and
5 health, \$344,700,000.

6 ENERGY EMPLOYEES OCCUPATIONAL ILLNESS

7 COMPENSATION PROGRAM

8 For necessary expenses to administer the Energy
9 Employees Occupational Illness Compensation Program
10 Act, \$55,358,000, to remain available until expended: *Pro-*
11 *vided*, That this amount shall be available consistent with
12 the provision regarding administrative expenses in section
13 151(b) of division B, title I of Public Law 106–554.

14 GLOBAL HEALTH

15 For carrying out titles II, III, and XVII of the PHS
16 Act with respect to global health, \$572,843,000, of which:
17 (1) \$128,421,000 shall remain available through Sep-
18 tember 30, 2022 for international HIV/AIDS; and (2)
19 \$183,200,000 shall remain available through September
20 30, 2023 for global public health protection: *Provided*,
21 That funds may be used for purchase and insurance of
22 official motor vehicles in foreign countries.

23 PUBLIC HEALTH PREPAREDNESS AND RESPONSE

24 For carrying out titles II, III, and XVII of the PHS
25 Act with respect to public health preparedness and re-

1 spouse, and for expenses necessary to support activities
2 related to countering potential biological, nuclear, radio-
3 logical, and chemical threats to civilian populations,
4 \$852,200,000 (reduced by \$1,000,000) (increased by
5 \$1,000,000): *Provided*, That the Director of the Centers
6 for Disease Control and Prevention (referred to in this
7 title as “CDC”) or the Administrator of the Agency for
8 Toxic Substances and Disease Registry may detail staff
9 without reimbursement for up to 180 days to support an
10 activation of the CDC Emergency Operations Center, so
11 long as the Director or Administrator, as applicable, pro-
12 vides a notice to the Committees on Appropriations of the
13 House of Representatives and the Senate within 15 days
14 of the use of this authority and a full report within 30
15 days after use of this authority which includes the number
16 of staff and funding level broken down by the originating
17 center and number of days detailed: *Provided further*,
18 That funds appropriated under this heading may be used
19 to support a contract for the operation and maintenance
20 of an aircraft in direct support of activities throughout
21 CDC to ensure the agency is prepared to address public
22 health preparedness emergencies.

1 BUILDINGS AND FACILITIES

2 (INCLUDING TRANSFER OF FUNDS)

3 For acquisition of real property, equipment, construc-
4 tion, installation, demolition, and renovation of facilities,
5 \$30,000,000, which shall remain available until September
6 30, 2025: *Provided*, That funds made available to this ac-
7 count in this or any prior Act that are available for the
8 acquisition of real property or for construction or improve-
9 ment of facilities shall be available to make improvements
10 on non-federally owned property, provided that any im-
11 provements that are not adjacent to federally owned prop-
12 erty do not exceed \$2,500,000, and that the primary ben-
13 efit of such improvements accrues to CDC: *Provided fur-*
14 *ther*, That funds previously set-aside by CDC for repair
15 and upgrade of the Lake Lynn Experimental Mine and
16 Laboratory shall be used to acquire a replacement mine
17 safety research facility: *Provided further*, That in addition,
18 the prior year unobligated balance of any amounts as-
19 signed to former employees in accounts of CDC made
20 available for Individual Learning Accounts shall be cred-
21 ited to and merged with the amounts made available under
22 this heading to support the replacement of the mine safety
23 research facility.

1 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT
2 (INCLUDING TRANSFER OF FUNDS)

3 For carrying out titles II, III, XVII and XIX, and
4 section 2821 of the PHS Act and for cross-cutting activi-
5 ties and program support for activities funded in other
6 appropriations included in this Act for the Centers for
7 Disease Control and Prevention, \$198,570,000 (increased
8 by \$500,000) (reduced by \$500,000) (increased by
9 \$5,000,000) (reduced by \$5,000,000), of which up to
10 \$5,000,000 may be transferred to the reserve of the Work-
11 ing Capital Fund authorized under this heading in division
12 F of Public Law 112-74: *Provided*, That paragraphs (1)
13 through (3) of subsection (b) of section 2821 of the PHS
14 Act shall not apply to funds appropriated under this head-
15 ing and in all other accounts of the CDC: *Provided further*,
16 That of the amounts made available under this heading,
17 \$85,000,000, to remain available until expended, shall be
18 available to the Director of the CDC for deposit in the
19 Infectious Diseases Rapid Response Reserve Fund estab-
20 lished by section 231 of division B of Public Law 115-
21 245: *Provided further*, That employees of CDC or the Pub-
22 lic Health Service, both civilian and commissioned officers,
23 detailed to States, municipalities, or other organizations
24 under authority of section 214 of the PHS Act, or in over-
25 seas assignments, shall be treated as non-Federal employ-

1 ees for reporting purposes only and shall not be included
2 within any personnel ceiling applicable to the Agency,
3 Service, or HHS during the period of detail or assignment:
4 *Provided further*, That CDC may use up to \$10,000 from
5 amounts appropriated to CDC in this Act for official re-
6 ception and representation expenses when specifically ap-
7 proved by the Director of CDC: *Provided further*, That in
8 addition, such sums as may be derived from authorized
9 user fees, which shall be credited to the appropriation
10 charged with the cost thereof: *Provided further*, That with
11 respect to the previous proviso, authorized user fees from
12 the Vessel Sanitation Program and the Respirator Certifi-
13 cation Program shall be available through September 30,
14 2022.

15 NATIONAL INSTITUTES OF HEALTH

16 NATIONAL CANCER INSTITUTE

17 For carrying out section 301 and title IV of the PHS
18 Act with respect to cancer, \$6,299,155,000, of which up
19 to \$30,000,000 may be used for facilities repairs and im-
20 provements at the National Cancer Institute—Frederick
21 Federally Funded Research and Development Center in
22 Frederick, Maryland.

1 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

2 For carrying out section 301 and title IV of the PHS
3 Act with respect to cardiovascular, lung, and blood dis-
4 eases, and blood and blood products, \$3,655,428,000.

5 NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL
6 RESEARCH

7 For carrying out section 301 and title IV of the PHS
8 Act with respect to dental and craniofacial diseases,
9 \$481,535,000.

10 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
11 KIDNEY DISEASES

12 For carrying out section 301 and title IV of the PHS
13 Act with respect to diabetes and digestive and kidney dis-
14 ease, \$2,132,498,000 (reduced by \$10,000,000) (in-
15 creased by \$10,000,000).

16 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
17 AND STROKE

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to neurological disorders and stroke,
20 \$2,415,110,000.

21 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
22 DISEASES

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to allergy and infectious diseases,

1 \$6,013,087,000 (reduced by \$10,000,000) (increased by
2 \$10,000,000).

3 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

4 For carrying out section 301 and title IV of the PHS
5 Act with respect to general medical sciences,
6 \$2,972,479,000, of which \$1,341,313,000 shall be from
7 funds available under section 241 of the PHS Act: *Pro-*
8 *vided*, That not less than \$396,573,000 is provided for
9 the Institutional Development Awards program.

10 EUNICE KENNEDY SHRIVER NATIONAL INSTITUTE OF
11 CHILD HEALTH AND HUMAN DEVELOPMENT

12 For carrying out section 301 and title IV of the PHS
13 Act with respect to child health and human development,
14 \$1,570,269,000 (increased by \$12,000,000).

15 NATIONAL EYE INSTITUTE

16 For carrying out section 301 and title IV of the PHS
17 Act with respect to eye diseases and visual disorders,
18 \$831,177,000.

19 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
20 SCIENCES

21 For carrying out section 301 and title IV of the PHS
22 Act with respect to environmental health sciences,
23 \$809,501,000.

1 NATIONAL INSTITUTE ON AGING

2 For carrying out section 301 and title IV of the PHS
3 Act with respect to aging, \$3,609,150,000.

4 NATIONAL INSTITUTE OF ARTHRITIS AND
5 MUSCULOSKELETAL AND SKIN DISEASES

6 For carrying out section 301 and title IV of the PHS
7 Act with respect to arthritis and musculoskeletal and skin
8 diseases, \$630,263,000 (increased by \$5,000,000).

9 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
10 COMMUNICATION DISORDERS

11 For carrying out section 301 and title IV of the PHS
12 Act with respect to deafness and other communication dis-
13 orders, \$494,912,000.

14 NATIONAL INSTITUTE OF NURSING RESEARCH

15 For carrying out section 301 and title IV of the PHS
16 Act with respect to nursing research, \$170,567,000.

17 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
18 ALCOHOLISM

19 For carrying out section 301 and title IV of the PHS
20 Act with respect to alcohol abuse and alcoholism,
21 \$550,063,000.

22 NATIONAL INSTITUTE ON DRUG ABUSE

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to drug abuse, \$1,474,590,000 (increased
25 by \$2,000,000).

1 NATIONAL INSTITUTE OF MENTAL HEALTH

2 For carrying out section 301 and title IV of the PHS
3 Act with respect to mental health, \$2,005,303,000 (in-
4 creased by \$5,000,000).

5 NATIONAL HUMAN GENOME RESEARCH INSTITUTE

6 For carrying out section 301 and title IV of the PHS
7 Act with respect to human genome research,
8 \$611,564,000.

9 NATIONAL INSTITUTE OF BIOMEDICAL IMAGING AND
10 BIOENGINEERING

11 For carrying out section 301 and title IV of the PHS
12 Act with respect to biomedical imaging and bioengineering
13 research, \$407,109,000.

14 NATIONAL CENTER FOR COMPLEMENTARY AND
15 INTEGRATIVE HEALTH

16 For carrying out section 301 and title IV of the PHS
17 Act with respect to complementary and integrative health,
18 \$153,045,000.

19 NATIONAL INSTITUTE ON MINORITY HEALTH AND
20 HEALTH DISPARITIES

21 For carrying out section 301 and title IV of the PHS
22 Act with respect to minority health and health disparities
23 research, \$343,700,000 (increased by \$5,000,000): *Pro-*
24 *vided*, That funds may be used to implement a reorganiza-
25 tion that is presented to an advisory council in a public

1 meeting and for which the Committees on Appropriations
2 of the House of Representatives and the Senate have been
3 notified 30 days in advance.

4 JOHN E. FOGARTY INTERNATIONAL CENTER

5 For carrying out the activities of the John E. Fogarty
6 International Center (described in subpart 2 of part E of
7 title IV of the PHS Act), \$86,455,000.

8 NATIONAL LIBRARY OF MEDICINE

9 For carrying out section 301 and title IV of the PHS
10 Act with respect to health information communications,
11 \$460,841,000: *Provided*, That of the amounts available for
12 improvement of information systems, \$4,000,000 shall be
13 available until September 30, 2022: *Provided further*, That
14 in fiscal year 2021, the National Library of Medicine may
15 enter into personal services contracts for the provision of
16 services in facilities owned, operated, or constructed under
17 the jurisdiction of the National Institutes of Health (re-
18 ferred to in this title as “NIH”).

19 NATIONAL CENTER FOR ADVANCING TRANSLATIONAL
20 SCIENCES

21 For carrying out section 301 and title IV of the PHS
22 Act with respect to translational sciences, \$840,051,000:
23 *Provided*, That up to \$60,000,000 shall be available to im-
24 plement section 480 of the PHS Act, relating to the Cures
25 Acceleration Network: *Provided further*, That at least

1 \$578,141,000 is provided to the Clinical and Translational
2 Sciences Awards program.

3 OFFICE OF THE DIRECTOR

4 (INCLUDING TRANSFER OF FUNDS)

5 For carrying out the responsibilities of the Office of
6 the Director, NIH, \$2,324,548,000 (reduced by
7 \$4,000,000) (increased by \$4,000,000): *Provided*, That
8 funding shall be available for the purchase of not to exceed
9 29 passenger motor vehicles for replacement only: *Pro-*
10 *vided further*, That all funds credited to the NIH Manage-
11 ment Fund shall remain available for one fiscal year after
12 the fiscal year in which they are deposited: *Provided fur-*
13 *ther*, That \$180,000,000 shall be for the Environmental
14 Influences on Child Health Outcomes study: *Provided fur-*
15 *ther*, That \$631,899,000 shall be available for the Com-
16 mon Fund established under section 402A(c)(1) of the
17 PHS Act: *Provided further*, That of the funds provided,
18 \$10,000 shall be for official reception and representation
19 expenses when specifically approved by the Director of the
20 NIH: *Provided further*, That the Office of AIDS Research
21 within the Office of the Director of the NIH may spend
22 up to \$8,000,000 to make grants for construction or ren-
23 ovation of facilities as provided for in section
24 2354(a)(5)(B) of the PHS Act: *Provided further*, That
25 \$50,000,000 shall be used to carry out section 404I of

1 the PHS Act (42 U.S.C. 283K), relating to biomedical and
2 behavioral research facilities: *Provided further*, That
3 \$5,000,000 shall be transferred to and merged with the
4 appropriation for the “Office of Inspector General” for
5 oversight of grant programs and operations of the NIH,
6 including agency efforts to ensure the integrity of its grant
7 application evaluation and selection processes, and shall
8 be in addition to funds otherwise made available for over-
9 sight of the NIH: *Provided further*, That the funds pro-
10 vided in the previous proviso may be transferred from one
11 specified activity to another with 15 days prior approval
12 of the Committees on Appropriations of the House of Rep-
13 resentatives and the Senate: *Provided further*, That the In-
14 spector General shall consult with the Committees on Ap-
15 propriations of the House of Representatives and the Sen-
16 ate before submitting to the Committees an audit plan for
17 fiscal years 2021 and 2022 no later than 30 days after
18 the date of enactment of this Act: *Provided further*, That
19 amounts available under this heading are also available
20 to establish, operate, and support the Research Policy
21 Board authorized by section 2034(f) of the 21st Century
22 Cures Act.

23 In addition to other funds appropriated for the Com-
24 mon Fund established under section 402A(c) of the PHS
25 Act, \$12,600,000 is appropriated to the Common Fund

1 from the 10-year Pediatric Research Initiative Fund de-
2 scribed in section 9008 of title 26, United States Code,
3 for the purpose of carrying out section 402(b)(7)(B)(ii)
4 of the PHS Act (relating to pediatric research), as author-
5 ized in the Gabriella Miller Kids First Research Act.

6 BUILDINGS AND FACILITIES

7 For the study of, construction of, demolition of, ren-
8 ovation of, and acquisition of equipment for, facilities of
9 or used by NIH, including the acquisition of real property,
10 \$200,000,000, to remain available through September 30,
11 2025.

12 NIH INNOVATION ACCOUNT, CURES ACT

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses to carry out the purposes de-
15 scribed in section 1001(b)(4) of the 21st Century Cures
16 Act, in addition to amounts available for such purposes
17 in the appropriations provided to the NIH in this Act,
18 \$404,000,000, to remain available until expended: *Pro-*
19 *vided*, That such amounts are appropriated pursuant to
20 section 1001(b)(3) of such Act, are to be derived from
21 amounts transferred under section 1001(b)(2)(A) of such
22 Act, and may be transferred by the Director of the Na-
23 tional Institutes of Health to other accounts of the Na-
24 tional Institutes of Health solely for the purposes provided
25 in such Act: *Provided further*, That upon a determination

1 by the Director that funds transferred pursuant to the
 2 previous proviso are not necessary for the purposes pro-
 3 vided, such amounts may be transferred back to the Ac-
 4 count: *Provided further*, That the transfer authority pro-
 5 vided under this heading is in addition to any other trans-
 6 fer authority provided by law.

7 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

8 ADMINISTRATION

9 MENTAL HEALTH

10 For carrying out titles III, V, and XIX of the PHS
 11 Act with respect to mental health, and the Protection and
 12 Advocacy for Individuals with Mental Illness Act,
 13 \$1,727,974,000 (increased by \$1,000,000) (increased by
 14 \$1,000,000) (reduced by \$1,000,000) (increased by
 15 \$5,000,000) (increased by \$8,000,000) (increased by
 16 \$4,000,000) (increased by \$2,869,000) (increased by
 17 \$1,000,000): *Provided*, That of the funds made available
 18 under this heading, \$71,887,000 (increased by
 19 \$1,000,000) shall be for the National Child Traumatic
 20 Stress Initiative: *Provided further*, That notwithstanding
 21 section 520A(f)(2) of the PHS Act, no funds appropriated
 22 for carrying out section 520A shall be available for car-
 23 rying out section 1971 of the PHS Act: *Provided further*,
 24 That in addition to amounts provided herein, \$21,039,000
 25 shall be available under section 241 of the PHS Act to

1 supplement funds otherwise available for mental health ac-
2 tivities and to carry out subpart I of part B of title XIX
3 of the PHS Act to fund section 1920(b) technical assist-
4 ance, national data, data collection and evaluation activi-
5 ties, and further that the total available under this Act
6 for section 1920(b) activities shall not exceed 5 percent
7 of the amounts appropriated for subpart I of part B of
8 title XIX: *Provided further*, That of the funds made avail-
9 able under this heading for subpart I of part B of title
10 XIX of the PHS Act, \$35,000,000 shall be available to
11 support evidence-based crisis systems: *Provided further*,
12 That up to 10 percent of the amounts made available to
13 carry out the Children’s Mental Health Services program
14 may be used to carry out demonstration grants or con-
15 tracts for early interventions with persons not more than
16 25 years of age at clinical high risk of developing a first
17 episode of psychosis: *Provided further*, That section
18 520E(b)(2) of the PHS Act shall not apply to funds ap-
19 propriated in this Act for fiscal year 2021: *Provided fur-*
20 *ther*, That States shall expend at least 10 percent of the
21 amount each receives for carrying out section 1911 of the
22 PHS Act to support evidence-based programs that address
23 the needs of individuals with early serious mental illness,
24 including psychotic disorders, regardless of the age of the
25 individual at onset: *Provided further*, That \$225,000,000

1 (increased by \$5,000,000) shall be available until Sep-
2 tember 30, 2023 for grants to communities and commu-
3 nity organizations who meet criteria for Certified Commu-
4 nity Behavioral Health Clinics pursuant to section 223(a)
5 of Public Law 113–93: *Provided further*, That none of the
6 funds provided for section 1911 of the PHS Act shall be
7 subject to section 241 of such Act: *Provided further*, That
8 of the funds made available under this heading,
9 \$19,000,000 shall be to carry out section 224 of the Pro-
10 tecting Access to Medicare Act of 2014 (Public Law 113–
11 93; 42 U.S.C. 290aa 22 note).

12 SUBSTANCE ABUSE TREATMENT

13 For carrying out titles III and V of the PHS Act
14 with respect to substance abuse treatment and title XIX
15 of such Act with respect to substance abuse treatment and
16 prevention, and the SUPPORT for Patients and Commu-
17 nities Act, \$3,766,556,000 (increased by \$1,000,000) (in-
18 creased by \$1,000,000): *Provided*, That \$1,500,000,000
19 shall be for State Opioid Response Grants for carrying
20 out activities pertaining to opioids and stimulants under-
21 taken by the State agency responsible for administering
22 the substance abuse prevention and treatment block grant
23 under subpart II of part B of title XIX of the PHS Act
24 (42 U.S.C. 300x–21 et seq.): *Provided further*, That of
25 such amount \$50,000,000 shall be made available to In-

1 dian Tribes or Tribal organizations: *Provided further*,
2 That 15 percent of the remaining amount shall be for the
3 States with the highest mortality rate related to opioid use
4 disorders: *Provided further*, That of the amounts provided
5 for State Opioid Response Grants not more than 2 percent
6 shall be available for Federal administrative expenses,
7 training, technical assistance, and evaluation: *Provided*
8 *further*, That of the amount not reserved by the previous
9 three provisos, the Secretary shall make allocations to
10 States, territories, and the District of Columbia according
11 to a formula using national survey results that the Sec-
12 retary determines are the most objective and reliable
13 measure of drug use and drug-related deaths: *Provided*
14 *further*, That the Secretary shall submit the formula meth-
15 odology to the Committees on Appropriations of the House
16 of Representatives and the Senate not less than 15 days
17 prior to publishing a Funding Opportunity Announce-
18 ment: *Provided further*, That prevention and treatment ac-
19 tivities funded through such grants may include education,
20 treatment (including the provision of medication), behav-
21 ioral health services for individuals in treatment programs,
22 referral to treatment services, recovery support, and med-
23 ical screening associated with such treatment: *Provided*
24 *further*, That each State, as well as the District of Colum-
25 bia, shall receive not less than \$4,000,000: *Provided fur-*

1 *ther*, That in addition to amounts provided herein, the fol-
2 lowing amounts shall be available under section 241 of the
3 PHS Act: (1) \$79,200,000 to carry out subpart II of part
4 B of title XIX of the PHS Act to fund section 1935(b)
5 technical assistance, national data, data collection and
6 evaluation activities, and further that the total available
7 under this Act for section 1935(b) activities shall not ex-
8 ceed 5 percent of the amounts appropriated for subpart
9 II of part B of title XIX; and (2) \$2,000,000 to evaluate
10 substance abuse treatment programs: *Provided further*,
11 That of the funds made available under this heading,
12 \$1,000,000 shall be for activities authorized under section
13 9032 of Public Law 114–255 and \$1,000,000 shall be for
14 activities authorized under section 549 of the Public
15 Health Service Act: *Provided further*, That none of the
16 funds provided for section 1921 of the PHS Act or State
17 Opioid Response Grants shall be subject to section 241
18 of such Act.

19 SUBSTANCE ABUSE PREVENTION

20 For carrying out titles III and V of the PHS Act
21 with respect to substance abuse prevention, \$209,469,000.

22 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

23 For program support and cross-cutting activities that
24 supplement activities funded under the headings “Mental
25 Health”, “Substance Abuse Treatment”, and “Substance

1 Abuse Prevention” in carrying out titles III, V, and XIX
2 of the PHS Act and the Protection and Advocacy for Indi-
3 viduals with Mental Illness Act in the Substance Abuse
4 and Mental Health Services Administration,
5 \$128,830,000 (reduced by \$2,869,000): *Provided*, That in
6 addition to amounts provided herein, \$31,428,000 shall be
7 available under section 241 of the PHS Act to supplement
8 funds available to carry out national surveys on drug
9 abuse and mental health, to collect and analyze program
10 data, and to conduct public awareness and technical as-
11 sistance activities: *Provided further*, That, in addition, fees
12 may be collected for the costs of publications, data, data
13 tabulations, and data analysis completed under title V of
14 the PHS Act and provided to a public or private entity
15 upon request, which shall be credited to this appropriation
16 and shall remain available until expended for such pur-
17 poses: *Provided further*, That amounts made available in
18 this Act for carrying out section 501(o) of the PHS Act
19 shall remain available through September 30, 2022: *Pro-*
20 *vided further*, That funds made available under this head-
21 ing may be used to supplement program support funding
22 provided under the headings “Mental Health”, “Sub-
23 stance Abuse Treatment”, and “Substance Abuse Preven-
24 tion”.

1 AGENCY FOR HEALTHCARE RESEARCH AND QUALITY

2 HEALTHCARE RESEARCH AND QUALITY

3 For carrying out titles III and IX of the PHS Act,
4 part A of title XI of the Social Security Act, and section
5 1013 of the Medicare Prescription Drug, Improvement,
6 and Modernization Act of 2003, \$143,091,000: *Provided*,
7 That in addition to amounts provided herein,
8 \$199,909,000 shall be available from amounts available
9 under section 241 of the PHS Act: *Provided further*, That
10 section 947(c) of the PHS Act shall not apply in fiscal
11 year 2021: *Provided further*, That in addition, amounts
12 received from Freedom of Information Act fees, reimburs-
13 able and interagency agreements, and the sale of data
14 shall be credited to this appropriation and shall remain
15 available until September 30, 2022.

16 CENTERS FOR MEDICARE & MEDICAID SERVICES

17 GRANTS TO STATES FOR MEDICAID

18 For carrying out, except as otherwise provided, titles
19 XI and XIX of the Social Security Act, \$313,904,098,000,
20 to remain available until expended.

21 In addition, for carrying out such titles after May 31,
22 2021, for the last quarter of fiscal year 2021 for unantici-
23 pated costs incurred for the current fiscal year, such sums
24 as may be necessary, to remain available until expended.

1 In addition, for carrying out such titles for the first
2 quarter of fiscal year 2022, \$148,732,315,000, to remain
3 available until expended.

4 Payment under such title XIX may be made for any
5 quarter with respect to a State plan or plan amendment
6 in effect during such quarter, if submitted in or prior to
7 such quarter and approved in that or any subsequent
8 quarter.

9 PAYMENTS TO THE HEALTH CARE TRUST FUNDS

10 For payment to the Federal Hospital Insurance
11 Trust Fund and the Federal Supplementary Medical In-
12 surance Trust Fund, as provided under sections 217(g),
13 1844, and 1860D–16 of the Social Security Act, sections
14 103(c) and 111(d) of the Social Security Amendments of
15 1965, section 278(d)(3) of Public Law 97–248, and for
16 administrative expenses incurred pursuant to section
17 201(g) of the Social Security Act, \$439,514,000,000.

18 In addition, for making matching payments under
19 section 1844 and benefit payments under section 1860D–
20 16 of the Social Security Act that were not anticipated
21 in budget estimates, such sums as may be necessary.

22 PROGRAM MANAGEMENT

23 For carrying out, except as otherwise provided, titles
24 XI, XVIII, XIX, and XXI of the Social Security Act, titles
25 XIII and XXVII of the PHS Act, the Clinical Laboratory

1 Improvement Amendments of 1988, and other responsibil-
2 ities of the Centers for Medicare & Medicaid Services, not
3 to exceed \$3,984,744,000, to be transferred from the Fed-
4 eral Hospital Insurance Trust Fund and the Federal Sup-
5 plementary Medical Insurance Trust Fund, as authorized
6 by section 201(g) of the Social Security Act; together with
7 all funds collected in accordance with section 353 of the
8 PHS Act and section 1857(e)(2) of the Social Security
9 Act, funds retained by the Secretary pursuant to section
10 1893(h) of the Social Security Act, and such sums as may
11 be collected from authorized user fees and the sale of data,
12 which shall be credited to this account and remain avail-
13 able until expended: *Provided*, That all funds derived in
14 accordance with 31 U.S.C. 9701 from organizations estab-
15 lished under title XIII of the PHS Act shall be credited
16 to and available for carrying out the purposes of this ap-
17 propriation: *Provided further*, That the Secretary is di-
18 rected to collect fees in fiscal year 2021 from Medicare
19 Advantage organizations pursuant to section 1857(e)(2)
20 of the Social Security Act and from eligible organizations
21 with risk-sharing contracts under section 1876 of that Act
22 pursuant to section 1876(k)(4)(D) of that Act: *Provided*
23 *further*, That of the amount made available under this
24 heading, \$407,334,000 shall remain available until Sep-
25 tember 30, 2022, and shall be available for the Survey

1 and Certification Program: *Provided further*, That
2 amounts available under this heading to support quality
3 improvement organizations (as defined in section 1152 of
4 the Social Security Act) shall not exceed the amount spe-
5 cifically provided for such purpose under this heading in
6 division H of the Consolidated Appropriations Act, 2018
7 (Public Law 115–141).

8 In addition, the Secretary shall obligate not less than
9 \$100,000,000 in fiscal year 2021 out of amounts collected
10 through the user fees on participating health insurance
11 issuers pursuant to section 156.50 of title 45, Code of
12 Federal Regulations (or any successor regulations) to
13 carry out the navigator program (as described in section
14 1311(i) of the Patient Protection and Affordable Care Act
15 (42 U.S.C. 18031(i)), and to carry out outreach and edu-
16 cational activities, for purposes of informing potential en-
17 rollees in qualified health plans (as defined in section
18 1301(a) of such Act (42 U.S.C. 18021(a)) offered through
19 an Exchange established or operated by the Secretary
20 within a State, of the availability of coverage under such
21 plans and financial assistance for coverage under such
22 plans: *Provided*, That awards under such program shall
23 be based solely on an entity’s demonstrated capacity to
24 carry out each of the duties specified in section 1311(i)(3)
25 of such Act: *Provided further*, That not less than

1 \$15,000,000 shall be obligated for national television and
2 not less than \$15,000,000 shall be obligated for internet
3 search advertising for purposes of carrying out such out-
4 reach and educational activities: *Provided further*, That
5 not less than \$30,000,000 of the funds made available in
6 this paragraph shall be obligated for advertising during
7 the final 2 weeks of the open enrollment period specified
8 by the Secretary pursuant to section 1311(c)(6)(B) of
9 such Act occurring during 2019: *Provided further*, That
10 no amounts collected through such user fees shall be avail-
11 able for expenditures for promoting health insurance cov-
12 erage or a group health plan (as such terms are defined
13 in section 2791 of the PHS Act (42 U.S.C. 300gg-91))
14 that is not a qualified health plan.

15 HEALTH CARE FRAUD AND ABUSE CONTROL ACCOUNT

16 In addition to amounts otherwise available for pro-
17 gram integrity and program management, \$807,000,000,
18 to remain available through September 30, 2022, to be
19 transferred from the Federal Hospital Insurance Trust
20 Fund and the Federal Supplementary Medical Insurance
21 Trust Fund, as authorized by section 201(g) of the Social
22 Security Act, of which \$615,000,000 shall be for the Cen-
23 ters for Medicare & Medicaid Services program integrity
24 activities, of which \$98,000,000 shall be for the Depart-
25 ment of Health and Human Services Office of Inspector

1 General to carry out fraud and abuse activities authorized
2 by section 1817(k)(3) of such Act, and of which
3 \$94,000,000 shall be for the Department of Justice to
4 carry out fraud and abuse activities authorized by section
5 1817(k)(3) of such Act: *Provided*, That the report re-
6 quired by section 1817(k)(5) of the Social Security Act
7 for fiscal year 2021 shall include measures of the oper-
8 ational efficiency and impact on fraud, waste, and abuse
9 in the Medicare, Medicaid, and CHIP programs for the
10 funds provided by this appropriation: *Provided further*,
11 That of the amount provided under this heading,
12 \$311,000,000 is provided to meet the terms of section
13 251(b)(2)(C)(ii) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985, as amended, and
15 \$496,000,000 is additional new budget authority specified
16 for purposes of section 251(b)(2)(C) of such Act: *Provided*
17 *further*, That the Secretary shall provide not less than
18 \$20,000,000 from amounts made available under this
19 heading and amounts made available for fiscal year 2021
20 under section 1817(k)(3)(A) of the Social Security Act for
21 the Senior Medicare Patrol program to combat health care
22 fraud and abuse.

1 ADMINISTRATION FOR CHILDREN AND FAMILIES
2 PAYMENTS TO STATES FOR CHILD SUPPORT
3 ENFORCEMENT AND FAMILY SUPPORT PROGRAMS

4 For carrying out, except as otherwise provided, titles
5 I, IV–D, X, XI, XIV, and XVI of the Social Security Act
6 and the Act of July 5, 1960, \$3,039,000,000, to remain
7 available until expended; and for such purposes for the
8 first quarter of fiscal year 2022, \$1,400,000,000, to re-
9 main available until expended.

10 For carrying out, after May 31 of the current fiscal
11 year, except as otherwise provided, titles I, IV–D, X, XI,
12 XIV, and XVI of the Social Security Act and the Act of
13 July 5, 1960, for the last 3 months of the current fiscal
14 year for unanticipated costs, incurred for the current fiscal
15 year, such sums as may be necessary.

16 LOW INCOME HOME ENERGY ASSISTANCE

17 For making payments under subsections (b) and (d)
18 of section 2602 of the Low-Income Home Energy Assist-
19 ance Act of 1981 (42 U.S.C. 8621 et seq.),
20 \$3,765,304,000: *Provided*, That notwithstanding section
21 2609A(a) of such Act, not more than \$2,988,000 may be
22 reserved by the Secretary of Health and Human Services
23 for technical assistance, training, and monitoring of pro-
24 gram activities for compliance with internal controls, poli-
25 cies and procedures and the Secretary may, in addition

1 to the authorities provided in section 2609A(a)(1), use
2 such funds through contracts with private entities that do
3 not qualify as nonprofit organizations: *Provided further,*
4 That \$3,737,316,000 of the amount appropriated under
5 this heading shall be allocated to each State and territory
6 in amounts equal to the amount each State and territory
7 was allocated in fiscal year 2020 pursuant to allocations
8 made from amounts appropriated under this heading in
9 title II of division A of the Further Consolidated Appro-
10 priations Act, 2020 (Public Law 116–94): *Provided fur-*
11 *ther,* That of the remaining amount made available under
12 this heading that is not designated for allocation in the
13 preceding two provisos, \$12,500,000 shall be allocated as
14 though the total appropriation for such payments for fiscal
15 year 2021 was less than \$1,975,000,000.

16 REFUGEE AND ENTRANT ASSISTANCE

17 For necessary expenses for refugee and entrant as-
18 sistance activities authorized by section 414 of the Immi-
19 gration and Nationality Act and section 501 of the Ref-
20 ugee Education Assistance Act of 1980, and for carrying
21 out section 462 of the Homeland Security Act of 2002,
22 section 235 of the William Wilberforce Trafficking Victims
23 Protection Reauthorization Act of 2008, the Trafficking
24 Victims Protection Act of 2000 (“TVPA”), and the Tor-
25 ture Victims Relief Act of 1998, \$1,911,201,000, of which

1 \$1,864,446,000 shall remain available through September
2 30, 2023 for carrying out such sections 414, 501, 462,
3 and 235: *Provided*, That amounts available under this
4 heading to carry out the TVPA shall also be available for
5 research and evaluation with respect to activities under
6 such Act: *Provided further*, That not less than
7 \$190,000,000 shall be used for legal services, child advo-
8 cates, and post-release services: *Provided further*, That the
9 contribution of funds requirement under section
10 235(c)(6)(C)(iii) of the William Wilberforce Trafficking
11 Victims Protection Reauthorization Act of 2008 shall not
12 apply to funds made available under this heading.

13 PAYMENTS TO STATES FOR THE CHILD CARE AND
14 DEVELOPMENT BLOCK GRANT

15 For carrying out the Child Care and Development
16 Block Grant Act of 1990 (“CCDBG Act”),
17 \$5,926,000,000 shall be used to supplement, not supplant
18 State general revenue funds for child care assistance for
19 low-income families: *Provided*, That technical assistance
20 under section 658I(a)(3) of such Act may be provided di-
21 rectly, or through the use of contracts, grants, cooperative
22 agreements, or interagency agreements: *Provided further*,
23 That all funds made available to carry out section 418
24 of the Social Security Act (42 U.S.C. 618), including
25 funds appropriated for that purpose in such section 418

1 or any other provision of law, shall be subject to the res-
2 ervation of funds authority in paragraphs (4) and (5) of
3 section 658O(a) of the CCDBG Act: *Provided further*,
4 That in addition to the amounts required to be reserved
5 by the Secretary under section 658O(a)(2)(A) of such Act,
6 \$174,780,000 shall be for Indian Tribes and Tribal orga-
7 nizations.

8 SOCIAL SERVICES BLOCK GRANT

9 For making grants to States pursuant to section
10 2002 of the Social Security Act, \$1,700,000,000: *Pro-*
11 *vided*, That notwithstanding subparagraph (B) of section
12 404(d)(2) of such Act, the applicable percent specified
13 under such subparagraph for a State to carry out State
14 programs pursuant to title XX–A of such Act shall be 10
15 percent.

16 CHILDREN AND FAMILIES SERVICES PROGRAMS

17 For carrying out, except as otherwise provided, the
18 Runaway and Homeless Youth Act, the Head Start Act,
19 the Every Student Succeeds Act, the Child Abuse Preven-
20 tion and Treatment Act, sections 303 and 313 of the
21 Family Violence Prevention and Services Act, the Native
22 American Programs Act of 1974, title II of the Child
23 Abuse Prevention and Treatment and Adoption Reform
24 Act of 1978 (adoption opportunities), part B–1 of title IV
25 and sections 429, 473A, 477(i), 1110, 1114A, and 1115

1 of the Social Security Act, and the Community Services
2 Block Grant Act (“CSBG Act”); and for necessary admin-
3 istrative expenses to carry out titles I, IV, V, X, XI, XIV,
4 XVI, and XX–A of the Social Security Act, the Act of
5 July 5, 1960, the Low-Income Home Energy Assistance
6 Act of 1981, the Child Care and Development Block Grant
7 Act of 1990, the Assets for Independence Act, title IV of
8 the Immigration and Nationality Act, and section 501 of
9 the Refugee Education Assistance Act of 1980,
10 \$13,098,181,000 (increased by \$5,000,000), of which
11 \$75,000,000, to remain available through September 30,
12 2022, shall be for grants to States for adoption and legal
13 guardianship incentive payments, as defined by section
14 473A of the Social Security Act and may be made for
15 adoptions and legal guardianships completed before Sep-
16 tember 30, 2021: *Provided*, That \$10,763,095,000 shall
17 be for making payments under the Head Start Act, includ-
18 ing for Early Head Start-Child Care Partnerships, and,
19 of which, notwithstanding section 640 of such Act—

20 (1) \$135,000,000 shall be available for a cost
21 of living adjustment, and with respect to any con-
22 tinuing appropriations act, funding available for a
23 cost of living adjustment shall not be construed as
24 an authority or condition under this Act;

1 (2) \$25,000,000 shall be available for allocation
2 by the Secretary to supplement activities described
3 in paragraphs (7)(B) and (9) of section 641(c) of
4 the Head Start Act under the Designation Renewal
5 System, established under the authority of sections
6 641(c)(7), 645A(b)(12), and 645A(d) of such Act,
7 and such funds shall not be included in the calcula-
8 tion of “base grant” in subsequent fiscal years, as
9 such term is used in section 640(a)(7)(A) of such
10 Act;

11 (3) \$15,000,000 shall be available to migrant
12 and seasonal Head Start programs, in addition to
13 funds made available for migrant and seasonal Head
14 Start programs under section 640(a) of the Head
15 Start Act, for the purposes of quality improvement
16 consistent with section 640(a)(5) of such Act except
17 that any amount of the funds may be used on any
18 of the activities in such section (5): *Provided further*,
19 that funds derived from a migrant and seasonal
20 Head Start program held by the Secretary as a re-
21 sult of recapturing, withholding, or reducing a base
22 grant that were unable to be redistributed consistent
23 with section 641A(h)(6)(A)(ii) of such Act shall be
24 added to the amount in the previous proviso;

1 (4) \$4,000,000 shall be available for the pur-
2 poses of the Tribal Colleges and Universities Head
3 Start Partnership Program consistent with section
4 648(g) of such Act; and

5 (5) \$19,000,000 shall be available to supple-
6 ment funding otherwise available for research, eval-
7 uation, and Federal administrative costs:

8 *Provided further*, That the Secretary may reduce the res-
9 ervation of funds under section 640(a)(2)(C) of such Act
10 in lieu of reducing the reservation of funds under sections
11 640(a)(2)(B), 640(a)(2)(D), and 640(a)(2)(E) of such
12 Act: *Provided further*, That \$300,000,000 shall be avail-
13 able until December 31, 2021 for carrying out sections
14 9212 and 9213 of the Every Student Succeeds Act: *Pro-*
15 *vided further*, That up to 3 percent of the funds in the
16 preceding proviso shall be available for technical assist-
17 ance and evaluation related to grants awarded under such
18 section 9212: *Provided further*, That \$780,383,000 shall
19 be for making payments under the CSBG Act: *Provided*
20 *further*, That for the purposes of carrying out the CSBG
21 Act, the term “poverty line” as defined in section 673(2)
22 of the CSBG Act means 200 percent of the poverty line
23 otherwise applicable under such section (excluding the last
24 sentence of such section) without regard to such section:
25 *Provided further*, That \$30,383,000 shall be for section

1 680 of the CSBG Act, of which not less than \$20,383,000
2 shall be for section 680(a)(2) and not less than
3 \$10,000,000 shall be for section 680(a)(3)(B) of such Act:
4 *Provided further,* That, notwithstanding section
5 675C(a)(3) of such Act, to the extent Community Services
6 Block Grant funds are distributed as grant funds by a
7 State to an eligible entity as provided under such Act, and
8 have not been expended by such entity, they shall remain
9 with such entity for carryover into the next fiscal year for
10 expenditure by such entity consistent with program pur-
11 poses: *Provided further,* That the Secretary shall establish
12 procedures regarding the disposition of intangible assets
13 and program income that permit such assets acquired
14 with, and program income derived from, grant funds au-
15 thorized under section 680 of the CSBG Act to become
16 the sole property of such grantees after a period of not
17 more than 12 years after the end of the grant period for
18 any activity consistent with section 680(a)(2)(A) of the
19 CSBG Act: *Provided further,* That intangible assets in the
20 form of loans, equity investments and other debt instru-
21 ments, and program income may be used by grantees for
22 any eligible purpose consistent with section 680(a)(2)(A)
23 of the CSBG Act: *Provided further,* That these procedures
24 shall apply to such grant funds made available after No-
25 vember 29, 1999: *Provided further,* That funds appro-

1 priated for section 680(a)(2) of the CSBG Act shall be
2 available for financing construction and rehabilitation and
3 loans or investments in private business enterprises owned
4 by community development corporations: *Provided further,*
5 That \$185,000,000 (increased by \$5,000,000) shall be for
6 carrying out section 303(a) of the Family Violence Preven-
7 tion and Services Act, of which \$7,000,000 shall be allo-
8 cated notwithstanding section 303(a)(2) of such Act for
9 carrying out section 309 of such Act: *Provided further,*
10 That the percentages specified in section 112(a)(2) of the
11 Child Abuse Prevention and Treatment Act shall not apply
12 to funds appropriated under this heading: *Provided fur-*
13 *ther,* That \$1,864,000 shall be for a human services case
14 management system for federally declared disasters, to in-
15 clude a comprehensive national case management contract
16 and Federal costs of administering the system: *Provided*
17 *further,* That up to \$2,000,000 shall be for improving the
18 Public Assistance Reporting Information System, includ-
19 ing grants to States to support data collection for a study
20 of the system's effectiveness.

21 PROMOTING SAFE AND STABLE FAMILIES

22 For carrying out, except as otherwise provided, sec-
23 tion 436 of the Social Security Act, \$345,000,000 and,
24 for carrying out, except as otherwise provided, section 437
25 of such Act, \$59,765,000.

1 PAYMENTS FOR FOSTER CARE AND PERMANENCY

2 For carrying out, except as otherwise provided, title
3 IV–E of the Social Security Act, \$7,012,000,000.

4 For carrying out, except as otherwise provided, title
5 IV–E of the Social Security Act, for the first quarter of
6 fiscal year 2022, \$3,000,000,000.

7 For carrying out, after May 31 of the current fiscal
8 year, except as otherwise provided, section 474 of title IV–
9 E of the Social Security Act, for the last 3 months of the
10 current fiscal year for unanticipated costs, incurred for the
11 current fiscal year, such sums as may be necessary.

12 ADMINISTRATION FOR COMMUNITY LIVING

13 AGING AND DISABILITY SERVICES PROGRAMS

14 (INCLUDING TRANSFER OF FUNDS)

15 For carrying out, to the extent not otherwise pro-
16 vided, the Older Americans Act of 1965 (“OAA”), the
17 RAISE Family Caregivers Act, the Supporting Grand-
18 parents Raising Grandchildren Act, titles III and XXIX
19 of the PHS Act, sections 1252 and 1253 of the PHS Act,
20 section 119 of the Medicare Improvements for Patients
21 and Providers Act of 2008, title XX–B of the Social Secu-
22 rity Act, the Developmental Disabilities Assistance and
23 Bill of Rights Act, parts 2 and 5 of subtitle D of title
24 II of the Help America Vote Act of 2002, the Assistive
25 Technology Act of 1998, titles II and VII (and section

1 14 with respect to such titles) of the Rehabilitation Act
2 of 1973, and for Department-wide coordination of policy
3 and program activities that assist individuals with disabili-
4 ties, \$2,225,390,000, together with \$54,115,000 to be
5 transferred from the Federal Hospital Insurance Trust
6 Fund and the Federal Supplementary Medical Insurance
7 Trust Fund to carry out section 4360 of the Omnibus
8 Budget Reconciliation Act of 1990: *Provided*, That
9 amounts appropriated under this heading may be used for
10 grants to States under section 361 of the OAA only for
11 disease prevention and health promotion programs and ac-
12 tivities which have been demonstrated through rigorous
13 evaluation to be evidence-based and effective: *Provided*
14 *further*, That of amounts made available under this head-
15 ing to carry out sections 311, 331, and 336 of the OAA,
16 up to one percent of such amounts shall be available for
17 developing and implementing evidence-based practices for
18 enhancing senior nutrition, including medically-tailored
19 meals: *Provided further*, That notwithstanding any other
20 provision of this Act, funds made available under this
21 heading to carry out section 311 of the OAA may be trans-
22 ferred to the Secretary of Agriculture in accordance with
23 such section: *Provided further*, That \$2,000,000 shall be
24 for competitive grants to support alternative financing
25 programs that provide for the purchase of assistive tech-

1 nology devices, such as a low-interest loan fund; an inter-
2 est buy-down program; a revolving loan fund; a loan guar-
3 antee; or an insurance program: *Provided further*, That
4 applicants shall provide an assurance that, and informa-
5 tion describing the manner in which, the alternative fi-
6 nancing program will expand and emphasize consumer
7 choice and control: *Provided further*, That State agencies
8 and community-based disability organizations that are di-
9 rected by and operated for individuals with disabilities
10 shall be eligible to compete: *Provided further*, That none
11 of the funds made available under this heading may be
12 used by an eligible system (as defined in section 102 of
13 the Protection and Advocacy for Individuals with Mental
14 Illness Act (42 U.S.C. 10802)) to continue to pursue any
15 legal action in a Federal or State court on behalf of an
16 individual or group of individuals with a developmental
17 disability (as defined in section 102(8)(A) of the Develop-
18 mental Disabilities and Assistance and Bill of Rights Act
19 of 2000 (20 U.S.C. 15002(8)(A)) that is attributable to
20 a mental impairment (or a combination of mental and
21 physical impairments), that has as the requested remedy
22 the closure of State operated intermediate care facilities
23 for people with intellectual or developmental disabilities,
24 unless reasonable public notice of the action has been pro-
25 vided to such individuals (or, in the case of mental inca-

1 pacitation, the legal guardians who have been specifically
2 awarded authority by the courts to make healthcare and
3 residential decisions on behalf of such individuals) who are
4 affected by such action, within 90 days of instituting such
5 legal action, which informs such individuals (or such legal
6 guardians) of their legal rights and how to exercise such
7 rights consistent with current Federal Rules of Civil Pro-
8 cedure: *Provided further*, That the limitations in the imme-
9 diately preceding proviso shall not apply in the case of an
10 individual who is neither competent to consent nor has a
11 legal guardian, nor shall the proviso apply in the case of
12 individuals who are a ward of the State or subject to pub-
13 lic guardianship.

14 OFFICE OF THE SECRETARY

15 GENERAL DEPARTMENTAL MANAGEMENT

16 For necessary expenses, not otherwise provided, for
17 general departmental management, including hire of six
18 passenger motor vehicles, and for carrying out titles III,
19 XVII, XXI, and section 229 of the PHS Act, the United
20 States-Mexico Border Health Commission Act, and re-
21 search studies under section 1110 of the Social Security
22 Act, \$457,959,000 (reduced by \$1,000,000) (reduced by
23 \$2,000,000) (reduced by \$5,000,000) (reduced by
24 \$5,000,000) (reduced by \$6,000,000) (reduced by
25 \$5,000,000) (reduced by \$2,000,000) (reduced by

1 \$1,000,000) (reduced by \$8,000,000) (reduced by
 2 \$4,000,000) (reduced by \$5,000,000) (reduced by
 3 \$1,000,000) (reduced by \$1,000,000) (reduced by
 4 \$1,000,000) (reduced by \$1,000,000) (reduced by
 5 \$500,000) (reduced by \$5,000,000) (reduced by
 6 \$5,000,000) (reduced by \$4,000,000) (reduced by
 7 \$1,000,000) (increased by \$1,000,000) (reduced by
 8 \$5,250,000) (reduced by \$1,000,000) (reduced by
 9 \$5,000,000) (reduced by \$5,000,000) (reduced by
 10 \$500,000) (increased by \$500,000) (increased by
 11 \$1,000,000) (reduced by \$1,000,000) (reduced by
 12 \$5,000,000) (reduced by \$5,000,000) (reduced by
 13 \$2,000,000) (reduced by \$2,436,000) (reduced by
 14 \$2,000,000) (increased by \$2,000,000) (reduced by
 15 \$12,000,000), together with \$64,828,000 from the
 16 amounts available under section 241 of the PHS Act to
 17 carry out national health or human services research and
 18 evaluation activities: *Provided*, That of the funds made
 19 available under this heading, \$56,900,000 (increased by
 20 \$5,000,000) shall be for minority AIDS prevention and
 21 treatment activities: *Provided further*, That of the funds
 22 made available under this heading, \$101,000,000 shall be
 23 for making competitive grants to public and private enti-
 24 ties to fund medically accurate and complete and age-ap-
 25 propriate (as those terms are defined in section 513(e) of

1 the Social Security Act (42 U.S.C. 713(e)) programs that
2 reduce teen pregnancy and that do not withhold informa-
3 tion about the effectiveness and benefits of correct and
4 consistent use of condoms and other contraceptives, and
5 for the Federal costs associated with administering and
6 evaluating such grants, of which not more than 10 percent
7 of the available funds shall be for training and technical
8 assistance, outreach, and additional program support ac-
9 tivities, and of the remaining amount 75 percent shall be
10 for replicating programs that have been proven effective
11 through rigorous evaluation to reduce teenage pregnancy,
12 behavioral risk factors underlying teenage pregnancy, or
13 other associated risk factors, and 25 percent shall be avail-
14 able for research and demonstration grants to develop,
15 replicate, refine, and rigorously test (defined as random-
16 ized control trial, quasi-experimental design, or regression
17 discontinuity design) additional models and innovative
18 strategies for preventing teenage pregnancy: *Provided fur-*
19 *ther,* That amounts made available under this heading for
20 programs to reduce teen pregnancy shall meet the require-
21 ments listed in clauses (ii) through (vi) of section
22 513(b)(2)(B) of the Social Security Act (42 U.S.C.
23 713(b)(2)(B)(ii)–(vi)) and shall not be made available by
24 interagency agreement or otherwise to any agency within
25 the Department of Health and Human Services other than

1 the Office of the Secretary to carry out or support such
2 programs: *Provided further*, That of the amounts provided
3 under this heading from amounts available under section
4 241 of the PHS Act, \$6,800,000 shall be available to carry
5 out evaluations (including longitudinal evaluations) of
6 teenage pregnancy prevention approaches: *Provided fur-*
7 *ther*, That funds provided in this Act for embryo adoption
8 activities may be used to provide to individuals adopting
9 embryos, through grants and other mechanisms, medical
10 and administrative services deemed necessary for such
11 adoptions: *Provided further*, That such services shall be
12 provided consistent with 42 CFR 59.5(a)(4): *Provided fur-*
13 *ther*, That of the funds made available under this heading,
14 \$5,000,000 shall be for carrying out prize competitions
15 sponsored by the Office of the Secretary to accelerate in-
16 novation in the prevention, diagnosis, and treatment of
17 kidney diseases (as authorized by section 24 of the Steven-
18 son-Wydler Technology Innovation Act of 1980 (15 U.S.C.
19 3719)). *Provided further*, That of the funds made available
20 under this heading, \$3,000,000 shall be for establishing
21 a National Health Care Workforce Commission (as au-
22 thorized by section 5101 of Public Law 111–148).

23 MEDICARE HEARINGS AND APPEALS

24 For expenses necessary for Medicare hearings and
25 appeals in the Office of the Secretary, \$191,881,000 shall

1 remain available until September 30, 2022, to be trans-
2 ferred in appropriate part from the Federal Hospital In-
3 surance Trust Fund and the Federal Supplementary Med-
4 ical Insurance Trust Fund.

5 OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH
6 INFORMATION TECHNOLOGY

7 For expenses necessary for the Office of the National
8 Coordinator for Health Information Technology, including
9 grants, contracts, and cooperative agreements for the de-
10 velopment and advancement of interoperable health infor-
11 mation technology, \$60,367,000.

12 OFFICE OF INSPECTOR GENERAL

13 For expenses necessary for the Office of Inspector
14 General, including the hire of passenger motor vehicles for
15 investigations, in carrying out the provisions of the Inspec-
16 tor General Act of 1978, \$80,000,000: *Provided*, That of
17 such amount, necessary sums shall be available for pro-
18 viding protective services to the Secretary and inves-
19 tigating non-payment of child support cases for which non-
20 payment is a Federal offense under 18 U.S.C. 228: *Pro-*
21 *vided further*, That of the amount made available under
22 this heading, \$5,300,000 shall be available through Sep-
23 tember 30, 2022, for activities authorized under section
24 3022 of the PHS Act relating to information blocking.

1 OFFICE FOR CIVIL RIGHTS

2 For expenses necessary for the Office for Civil
3 Rights, \$38,798,000.

4 RETIREMENT PAY AND MEDICAL BENEFITS FOR
5 COMMISSIONED OFFICERS

6 For retirement pay and medical benefits of Public
7 Health Service Commissioned Officers as authorized by
8 law, for payments under the Retired Serviceman's Family
9 Protection Plan and Survivor Benefit Plan, and for med-
10 ical care of dependents and retired personnel under the
11 Dependents' Medical Care Act, such amounts as may be
12 required during the current fiscal year.

13 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
14 FUND

15 For expenses necessary to support activities related
16 to countering potential biological, nuclear, radiological,
17 chemical, and cybersecurity threats to civilian populations,
18 and for other public health emergencies, \$1,077,458,000
19 (increased by \$5,000,000) (reduced by \$5,000,000), of
20 which \$561,700,000 shall remain available through Sep-
21 tember 30, 2022, for expenses necessary to support ad-
22 vanced research and development pursuant to section
23 319L of the PHS Act and other administrative expenses
24 of the Biomedical Advanced Research and Development
25 Authority: *Provided*, That funds provided under this head-

1 ing for the purpose of acquisition of security counter-
2 measures shall be in addition to any other funds available
3 for such purpose: *Provided further*, That products pur-
4 chased with funds provided under this heading may, at
5 the discretion of the Secretary, be deposited in the Stra-
6 tegic National Stockpile pursuant to section 319F-2 of
7 the PHS Act: *Provided further*, That \$5,000,000 of the
8 amounts made available to support emergency operations
9 shall remain available through September 30, 2023: *Pro-*
10 *vided further*, That of the amount made available under
11 this heading for policy and planning, \$5,000,000 shall re-
12 main available until expended for implementation activi-
13 ties related to the National Biodefense Strategy.

14 For expenses necessary for procuring security coun-
15 termeasures (as defined in section 319F-2(c)(1)(B) of the
16 PHS Act), \$735,000,000, to remain available until ex-
17 pended.

18 For expenses necessary to carry out section 319F-
19 2(a) of the PHS Act, \$705,000,000, to remain available
20 until expended.

21 For an additional amount for expenses necessary to
22 prepare for or respond to an influenza pandemic,
23 \$310,000,000; of which \$275,000,000 shall be available
24 until expended, for activities including the development
25 and purchase of vaccine, antivirals, necessary medical sup-

1 plies, diagnostics, and other surveillance tools: *Provided*,
2 That notwithstanding section 496(b) of the PHS Act,
3 funds may be used for the construction or renovation of
4 privately owned facilities for the production of pandemic
5 influenza vaccines and other biologics, if the Secretary
6 finds such construction or renovation necessary to secure
7 sufficient supplies of such vaccines or biologics.

8 GENERAL PROVISIONS

9 SEC. 201. Funds appropriated in this title shall be
10 available for not to exceed \$50,000 for official reception
11 and representation expenses when specifically approved by
12 the Secretary.

13 SEC. 202. None of the funds appropriated in this title
14 shall be used to pay the salary of an individual, through
15 a grant or other extramural mechanism, at a rate in excess
16 of Executive Level II: *Provided*, That none of the funds
17 appropriated in this title shall be used to prevent the NIH
18 from paying up to 100 percent of the salary of an indi-
19 vidual at this rate.

20 SEC. 203. None of the funds appropriated in this Act
21 may be expended pursuant to section 241 of the PHS Act,
22 except for funds specifically provided for in this Act, or
23 for other taps and assessments made by any office located
24 in HHS, prior to the preparation and submission of a re-
25 port by the Secretary to the Committees on Appropria-

1 tions of the House of Representatives and the Senate de-
2 tailing the planned uses of such funds.

3 SEC. 204. Notwithstanding section 241(a) of the
4 PHS Act, such portion as the Secretary shall determine,
5 but not more than 3 percent, of any amounts appropriated
6 for programs authorized under such Act shall be made
7 available for the evaluation (directly, or by grants or con-
8 tracts) and the implementation and effectiveness of pro-
9 grams funded in this title.

10 (TRANSFER OF FUNDS)

11 SEC. 205. Not to exceed 1 percent of any discre-
12 tionary funds (pursuant to the Balanced Budget and
13 Emergency Deficit Control Act of 1985) which are appro-
14 priated for the current fiscal year for HHS in this Act
15 may be transferred between appropriations, but no such
16 appropriation shall be increased by more than 3 percent
17 by any such transfer: *Provided*, That the transfer author-
18 ity granted by this section shall be available only to meet
19 emergency needs and shall not be used to create any new
20 program or to fund any project or activity for which no
21 funds are provided in this Act: *Provided further*, That the
22 Committees on Appropriations of the House of Represent-
23 atives and the Senate are notified at least 15 days in ad-
24 vance of any transfer.

1 SEC. 206. In lieu of the timeframe specified in section
2 338E(c)(2) of the PHS Act, terminations described in
3 such section may occur up to 60 days after the effective
4 date of a contract awarded in fiscal year 2021 under sec-
5 tion 338B of such Act, or at any time if the individual
6 who has been awarded such contract has not received
7 funds due under the contract.

8 SEC. 207. None of the funds appropriated in this Act
9 may be made available to any entity under title X of the
10 PHS Act unless the applicant for the award certifies to
11 the Secretary that it encourages family participation in
12 the decision of minors to seek family planning services and
13 that it provides counseling to minors on how to resist at-
14 tempts to coerce minors into engaging in sexual activities.

15 SEC. 208. Notwithstanding any other provision of
16 law, no provider of services under title X of the PHS Act
17 shall be exempt from any State law requiring notification
18 or the reporting of child abuse, child molestation, sexual
19 abuse, rape, or incest.

20 SEC. 209. None of the funds appropriated by this Act
21 (including funds appropriated to any trust fund) may be
22 used to carry out the Medicare Advantage program if the
23 Secretary denies participation in such program to an oth-
24 erwise eligible entity (including a Provider Sponsored Or-
25 ganization) because the entity informs the Secretary that

1 it will not provide, pay for, provide coverage of, or provide
2 referrals for abortions: *Provided*, That the Secretary shall
3 make appropriate prospective adjustments to the capita-
4 tion payment to such an entity (based on an actuarially
5 sound estimate of the expected costs of providing the serv-
6 ice to such entity's enrollees): *Provided further*, That noth-
7 ing in this section shall be construed to change the Medi-
8 care program's coverage for such services and a Medicare
9 Advantage organization described in this section shall be
10 responsible for informing enrollees where to obtain infor-
11 mation about all Medicare covered services.

12 SEC. 210. None of the funds made available in this
13 title may be used, in whole or in part, to advocate or pro-
14 mote gun control.

15 SEC. 211. The Secretary shall make available through
16 assignment not more than 60 employees of the Public
17 Health Service to assist in child survival activities and to
18 work in AIDS programs through and with funds provided
19 by the Agency for International Development, the United
20 Nations International Children's Emergency Fund or the
21 World Health Organization.

22 SEC. 212. In order for HHS to carry out inter-
23 national health activities, including HIV/AIDS and other
24 infectious disease, chronic and environmental disease, and
25 other health activities abroad during fiscal year 2021:

1 (1) The Secretary may exercise authority equiv-
2 alent to that available to the Secretary of State in
3 section 2(c) of the State Department Basic Authori-
4 ties Act of 1956. The Secretary shall consult with
5 the Secretary of State and relevant Chief of Mission
6 to ensure that the authority provided in this section
7 is exercised in a manner consistent with section 207
8 of the Foreign Service Act of 1980 and other appli-
9 cable statutes administered by the Department of
10 State.

11 (2) The Secretary is authorized to provide such
12 funds by advance or reimbursement to the Secretary
13 of State as may be necessary to pay the costs of ac-
14 quisition, lease, alteration, renovation, and manage-
15 ment of facilities outside of the United States for
16 the use of HHS. The Department of State shall co-
17 operate fully with the Secretary to ensure that HHS
18 has secure, safe, functional facilities that comply
19 with applicable regulation governing location, set-
20 back, and other facilities requirements and serve the
21 purposes established by this Act. The Secretary is
22 authorized, in consultation with the Secretary of
23 State, through grant or cooperative agreement, to
24 make available to public or nonprofit private institu-
25 tions or agencies in participating foreign countries,

1 funds to acquire, lease, alter, or renovate facilities in
2 those countries as necessary to conduct programs of
3 assistance for international health activities, includ-
4 ing activities relating to HIV/AIDS and other infec-
5 tious diseases, chronic and environmental diseases,
6 and other health activities abroad.

7 (3) The Secretary is authorized to provide to
8 personnel appointed or assigned by the Secretary to
9 serve abroad, allowances and benefits similar to
10 those provided under chapter 9 of title I of the For-
11 eign Service Act of 1980, and 22 U.S.C. 4081
12 through 4086 and subject to such regulations pre-
13 scribed by the Secretary. The Secretary is further
14 authorized to provide locality-based comparability
15 payments (stated as a percentage) up to the amount
16 of the locality-based comparability payment (stated
17 as a percentage) that would be payable to such per-
18 sonnel under section 5304 of title 5, United States
19 Code if such personnel's official duty station were in
20 the District of Columbia. Leaves of absence for per-
21 sonnel under this subsection shall be on the same
22 basis as that provided under subchapter I of chapter
23 63 of title 5, United States Code, or section 903 of
24 the Foreign Service Act of 1980, to individuals serv-
25 ing in the Foreign Service.

1 (TRANSFER OF FUNDS)

2 SEC. 213. The Director of the NIH, jointly with the
3 Director of the Office of AIDS Research, may transfer up
4 to 3 percent among institutes and centers from the total
5 amounts identified by these two Directors as funding for
6 research pertaining to the human immunodeficiency virus:
7 *Provided*, That the Committees on Appropriations of the
8 House of Representatives and the Senate are notified at
9 least 15 days in advance of any transfer.

10 (TRANSFER OF FUNDS)

11 SEC. 214. Of the amounts made available in this Act
12 for NIH, the amount for research related to the human
13 immunodeficiency virus, as jointly determined by the Di-
14 rector of NIH and the Director of the Office of AIDS Re-
15 search, shall be made available to the “Office of AIDS
16 Research” account. The Director of the Office of AIDS
17 Research shall transfer from such account amounts nec-
18 essary to carry out section 2353(d)(3) of the PHS Act.

19 SEC. 215. (a) AUTHORITY.—Notwithstanding any
20 other provision of law, the Director of NIH (“Director”)
21 may use funds authorized under section 402(b)(12) of the
22 PHS Act to enter into transactions (other than contracts,
23 cooperative agreements, or grants) to carry out research
24 identified pursuant to or research and activities described
25 in such section 402(b)(12).

1 (b) PEER REVIEW.—In entering into transactions
2 under subsection (a), the Director may utilize such peer
3 review procedures (including consultation with appropriate
4 scientific experts) as the Director determines to be appro-
5 priate to obtain assessments of scientific and technical
6 merit. Such procedures shall apply to such transactions
7 in lieu of the peer review and advisory council review pro-
8 cedures that would otherwise be required under sections
9 301(a)(3), 405(b)(1)(B), 405(b)(2), 406(a)(3)(A), 492,
10 and 494 of the PHS Act.

11 SEC. 216. Not to exceed \$45,000,000 of funds appro-
12 priated by this Act to the institutes and centers of the
13 National Institutes of Health may be used for alteration,
14 repair, or improvement of facilities, as necessary for the
15 proper and efficient conduct of the activities authorized
16 herein, at not to exceed \$3,500,000 per project.

17 (TRANSFER OF FUNDS)

18 SEC. 217. Of the amounts made available for NIH,
19 1 percent of the amount made available for National Re-
20 search Service Awards (“NRSA”) shall be made available
21 to the Administrator of the Health Resources and Services
22 Administration to make NRSA awards for research in pri-
23 mary medical care to individuals affiliated with entities
24 who have received grants or contracts under section 736,
25 739, or 747 of the PHS Act, and 1 percent of the amount

1 made available for NRSA shall be made available to the
2 Director of the Agency for Healthcare Research and Qual-
3 ity to make NRSA awards for health service research.

4 SEC. 218. (a) The Biomedical Advanced Research
5 and Development Authority (“BARDA”) may enter into
6 a contract, for more than one but no more than 10 pro-
7 gram years, for purchase of research services or of security
8 countermeasures, as that term is defined in section 319F–
9 2(c)(1)(B) of the PHS Act (42 U.S.C. 247d–6b(c)(1)(B)),
10 if—

11 (1) funds are available and obligated—

12 (A) for the full period of the contract or
13 for the first fiscal year in which the contract is
14 in effect; and

15 (B) for the estimated costs associated with
16 a necessary termination of the contract; and

17 (2) the Secretary determines that a multi-year
18 contract will serve the best interests of the Federal
19 Government by encouraging full and open competi-
20 tion or promoting economy in administration, per-
21 formance, and operation of BARDA’s programs.

22 (b) A contract entered into under this section—

23 (1) shall include a termination clause as de-
24 scribed by subsection (c) of section 3903 of title 41,
25 United States Code; and

1 (2) shall be subject to the congressional notice
2 requirement stated in subsection (d) of such section.

3 SEC. 219. (a) The Secretary shall publish in the fiscal
4 year 2021 budget justification and on Departmental
5 websites information concerning the employment of full-
6 time equivalent Federal employees or contractors for the
7 purposes of implementing, administering, enforcing, or
8 otherwise carrying out the provisions of the ACA, and the
9 amendments made by that Act, in the proposed fiscal year
10 and each fiscal year since the enactment of the ACA.

11 (b) With respect to employees or contractors sup-
12 ported by all funds appropriated for purposes of carrying
13 out the ACA (and the amendments made by that Act),
14 the Secretary shall include, at a minimum, the following
15 information:

16 (1) For each such fiscal year, the section of
17 such Act under which such funds were appropriated,
18 a statement indicating the program, project, or ac-
19 tivity receiving such funds, the Federal operating di-
20 vision or office that administers such program, and
21 the amount of funding received in discretionary or
22 mandatory appropriations.

23 (2) For each such fiscal year, the number of
24 full-time equivalent employees or contracted employ-

1 ees assigned to each authorized and funded provision
2 detailed in accordance with paragraph (1).

3 (c) In carrying out this section, the Secretary may
4 exclude from the report employees or contractors who—

5 (1) are supported through appropriations en-
6 acted in laws other than the ACA and work on pro-
7 grams that existed prior to the passage of the ACA;

8 (2) spend less than 50 percent of their time on
9 activities funded by or newly authorized in the ACA;
10 or

11 (3) work on contracts for which FTE reporting
12 is not a requirement of their contract, such as fixed-
13 price contracts.

14 SEC. 220. The Secretary shall publish, as part of the
15 fiscal year 2022 budget of the President submitted under
16 section 1105(a) of title 31, United States Code, informa-
17 tion that details the uses of all funds used by the Centers
18 for Medicare & Medicaid Services specifically for Health
19 Insurance Exchanges for each fiscal year since the enact-
20 ment of the ACA and the proposed uses for such funds
21 for fiscal year 2022. Such information shall include, for
22 each such fiscal year, the amount of funds used for each
23 activity specified under the heading “Health Insurance
24 Exchange Transparency” in the explanatory statement de-

1 to another provision of law) to the current recommenda-
2 tions of the United States Preventive Services Task Force
3 with respect to breast cancer screening, mammography,
4 and prevention shall be administered by the Secretary in-
5 volved as if—

6 (1) such reference to such current recommenda-
7 tions were a reference to the recommendations of
8 such Task Force with respect to breast cancer
9 screening, mammography, and prevention last issued
10 before 2009; and

11 (2) such recommendations last issued before
12 2009 applied to any screening mammography modal-
13 ity under section 1861(jj) of the Social Security Act
14 (42 U.S.C. 1395x(jj)).

15 SEC. 224. In making Federal financial assistance, the
16 provisions relating to indirect costs in part 75 of title 45,
17 Code of Federal Regulations, including with respect to the
18 approval of deviations from negotiated rates, shall con-
19 tinue to apply to the National Institutes of Health to the
20 same extent and in the same manner as such provisions
21 were applied in the third quarter of fiscal year 2017. None
22 of the funds appropriated in this or prior Acts or otherwise
23 made available to the Department of Health and Human
24 Services or to any department or agency may be used to
25 develop or implement a modified approach to such provi-

1 sions, or to intentionally or substantially expand the fiscal
2 effect of the approval of such deviations from negotiated
3 rates beyond the proportional effect of such approvals in
4 such quarter.

5 (TRANSFER OF FUNDS)

6 SEC. 225. The NIH Director may transfer discre-
7 tionary amounts identified by the Director as funding for
8 opioid addiction, opioid alternatives, pain management,
9 and addiction treatment among Institutes and Centers of
10 the NIH to be used for the same purpose 15 days after
11 notifying the Committees on Appropriations: *Provided*,
12 That the transfer authority provided in the previous pro-
13 viso is in addition to any other transfer authority provided
14 by law.

15 SEC. 226. (a) The Secretary shall provide to the
16 Committees on Appropriations of the House of Represent-
17 atives and the Senate:

18 (1) Detailed monthly enrollment figures from
19 the Exchanges established under the Patient Protec-
20 tion and Affordable Care Act of 2010 pertaining to
21 enrollments during the open enrollment period, in-
22 cluding State enrollment figures disaggregated by
23 race, ethnicity, preferred language, age, and sex.

1 (2) Notification of any new or competitive grant
2 awards, including supplements, authorized under
3 section 330 of the Public Health Service Act.

4 (b) The Committees on Appropriations of the House
5 and Senate must be notified at least 2 business days in
6 advance of any public release of enrollment information
7 or the award of such grants.

8 SEC. 227. The Department of Health and Human
9 Services shall provide the Committees on Appropriations
10 of the House of Representatives and Senate a biannual
11 report 30 days after enactment of this Act on staffing de-
12 scribed in the committee report accompanying this Act.

13 SEC. 228. Funds appropriated in this Act that are
14 available for salaries and expenses of employees of the De-
15 partment of Health and Human Services shall also be
16 available to pay travel and related expenses of such an
17 employee or of a member of his or her family, when such
18 employee is assigned to duty, in the United States or in
19 a U.S. territory, during a period and in a location that
20 are the subject of a determination of a public health emer-
21 gency under section 319 of the Public Health Service Act
22 and such travel is necessary to obtain medical care for
23 an illness, injury, or medical condition that cannot be ade-
24 quately addressed in that location at that time. For pur-
25 poses of this section, the term “U.S. territory” means

1 Guam, the Commonwealth of Puerto Rico, the Northern
2 Mariana Islands, the Virgin Islands, American Samoa, or
3 the Trust Territory of the Pacific Islands.

4 SEC. 229. The Department of Health and Human
5 Services may accept donations from the private sector,
6 nongovernmental organizations, and other groups inde-
7 pendent of the Federal Government for the care of unac-
8 companied alien children (as defined in section 462(g)(2)
9 of the Homeland Security Act of 2002 (6 U.S.C.
10 279(g)(2))) in the care of the Office of Refugee Resettle-
11 ment of the Administration for Children and Families, in-
12 cluding medical goods and services, which may include
13 early childhood developmental screenings, school supplies,
14 toys, clothing, and any other items intended to promote
15 the wellbeing of such children.

16 SEC. 230. None of the funds provided by this or any
17 prior appropriations Act may be used to reverse changes
18 in procedures made by operational directives issued to pro-
19 viders by the Office of Refugee Resettlement on December
20 18, 2018, March 23, 2019, and June 10, 2019 regarding
21 the Memorandum of Agreement on Information Sharing
22 executed April 13, 2018.

23 SEC. 231. None of the funds made available in this
24 Act under the heading “Department of Health and
25 Human Services—Administration for Children and Fami-

1 lies—Refugee and Entrant Assistance” may be obligated
2 to a grantee or contractor to house unaccompanied alien
3 children (as such term is defined in section 462(g)(2) of
4 the Homeland Security Act of 2002 (6 U.S.C. 279(g)(2))
5 in any facility that is not State-licensed for the care of
6 unaccompanied alien children.

7 SEC. 232. None of the funds made available in this
8 Act may be used to prevent a United States Senator or
9 Member of the House of Representatives from entering,
10 for the purpose of conducting oversight, any facility in the
11 United States used for the purpose of maintaining custody
12 of, or otherwise housing, unaccompanied alien children (as
13 defined in section 462(g)(2) of the Homeland Security Act
14 of 2002 (6 U.S.C. 279(g)(2))). Nothing in this section
15 shall be construed to require such a Senator or Member
16 to provide prior notice of the intent to enter such a facility
17 for such purpose.

18 SEC. 233. Not later than 14 days after the date of
19 enactment of this Act, and monthly thereafter, the Sec-
20 retary shall submit to the Committees on Appropriations
21 of the House of Representatives and the Senate, and make
22 publicly available online, a report with respect to children
23 who were separated from their parents or legal guardians
24 by the Department of Homeland Security (DHS) (regard-
25 less of whether or not such separation was pursuant to

1 an option selected by the children, parents, or guardians),
2 subsequently classified as unaccompanied alien children,
3 and transferred to the care and custody of ORR during
4 the previous month. Each report shall contain the fol-
5 lowing information:

6 (1) The number and ages of children so sepa-
7 rated subsequent to apprehension at or between
8 ports of entry, to be reported by sector where sepa-
9 ration occurred.

10 (2) The documented cause of separation, as re-
11 ported by DHS when each child was referred.

12 (3) The length of any such separation.

13 (4) The status of any efforts undertaken by the
14 Secretary to reunify such children with a parent or
15 legal guardian.

16 (5) The number of any such reunifications, and
17 whether the reunified families were placed in family
18 detention.

19 SEC. 234. None of the funds made available in this
20 or any prior appropriations Act may be used to implement
21 or enforce the Memorandum of Agreement Among the Of-
22 fice of Refugee Resettlement of the Department of Health
23 and Human Services and U.S. Immigration and Customs
24 Enforcement and U.S. Customs and Border Protection of
25 the Department of Homeland Security Regarding Con-

1 sultation and Information Sharing in Unaccompanied
2 Alien Children Matters, dated April 13, 2018. Nothing in
3 this section shall be construed to prohibit or restrict the
4 continued implementation of interagency agreements or
5 coordination of policy memoranda issued prior to April 13,
6 2018.

7 SEC. 235. None of the funds made available in this
8 Act or any other Act may be used by the Secretary of
9 Health and Human Services to share information provided
10 by unaccompanied alien children (as defined in section
11 462(g)(2) of the Homeland Security Act of 2002 (6
12 U.S.C. 279(g)(2))) during mental health or therapeutic
13 services with the Department of Homeland Security or the
14 Department of Justice for immigration enforcement.

15 SEC. 236. To the extent practicable, and so long as
16 it is appropriate and in the best interest of the child, in
17 cases where the Office of Refugee Resettlement of the De-
18 partment of Health and Human Services is responsible for
19 the care of siblings who are unaccompanied alien children
20 (as defined in section 462(g)(2) of the Homeland Security
21 Act of 2002 (6 U.S.C. 279(g)(2))), the Director of the Of-
22 fice shall place the siblings—

- 23 (1) in the same facility; or
24 (2) with the same sponsor.

1 SEC. 237. The Secretary of Health and Human Serv-
2 ices is directed to report the death of any unaccompanied
3 alien child in Office of Refugee Resettlement (ORR) cus-
4 tody or in the custody of any grantee on behalf of ORR
5 within 24 hours, including relevant details regarding the
6 circumstances of the fatality, to the Committees on Appro-
7 priations of the House of Representatives and the Senate.

8 SEC. 238. Not later than 30 days after the date of
9 enactment of this Act, the Secretary shall submit to the
10 Committees on Appropriations of the House of Represent-
11 atives and the Senate a detailed spend plan of anticipated
12 uses of all funds made available under the heading “De-
13 partment of Health and Human Services—Administration
14 for Children and Families—Refugee and Entrant Assist-
15 ance”, including the following: a list of existing grants and
16 contracts for both permanent and influx facilities, includ-
17 ing their costs, capacity, and timelines; costs for expand-
18 ing capacity through the use of community-based residen-
19 tial care placements (including long-term and transitional
20 foster care and small group homes) through new or modi-
21 fied grants and contracts; current and planned efforts to
22 expand small-scale shelters and available foster care place-
23 ments, including collaboration with State child welfare
24 providers; influx facilities being assessed for possible use;
25 costs and services to be provided for legal services, child

1 SEC. 242. Funds made available in Public Law 113–
2 235 to the accounts of the National Institutes of Health
3 that were available for obligation through fiscal year 2015
4 and were obligated for multi-year research grants shall be
5 available through fiscal year 2021 for the liquidation of
6 valid obligations if the Director of the National Institutes
7 of Health determines the project suffered an interruption
8 of activities attributable to SARS–CoV–2.

9 SEC. 243. Not later than 7 days after the date of
10 enactment of this Act, and weekly thereafter until the pub-
11 lic health emergency related to COVID–19 is no longer
12 in effect, the Secretary of Health and Human Services
13 shall report to the Committees on Appropriations of the
14 House of Representatives and the Senate on the current
15 inventory of ventilators and personal protective equipment
16 in the Strategic National Stockpile, including the numbers
17 of face shields, gloves, goggles and glasses, gowns, head
18 covers, masks, and respirators, as well as deployment of
19 ventilators and personal protective equipment during the
20 previous week, reported by State and other jurisdiction:
21 *Provided*, That after the date that a report is required
22 to be submitted by the preceding proviso, amounts made
23 available for “Department of Health and Human Serv-
24 ices—Office of the Secretary—General Departmental
25 Management” in Public Law 116–94 for salaries and ex-

1 penses of the immediate Office of the Secretary shall be
2 reduced by \$250,000 for each day that such report has
3 not been submitted: *Provided further*, That not later than
4 the first Monday in February of fiscal year 2021 and each
5 fiscal year thereafter, the Secretary shall include in the
6 annual budget submission for the Department of Health
7 and Human Services, and submit to the Congress, a pro-
8 fessional judgment budget with respect to expenditures
9 necessary to maintain the minimum level of relevant sup-
10 plies in the Strategic National Stockpile, including in case
11 of a significant pandemic, in consultation with the working
12 group under section 319F(a) of the Public Health Service
13 Act and the Public Health Emergency Medical Counter-
14 measures Enterprise established under section 2811–1 of
15 such Act.

16 SEC. 244. None of the funds made available by this
17 Act may be used to implement, enforce, or otherwise give
18 effect to the final rule entitled “Protecting Statutory Con-
19 science Rights in Health Care; Delegations of Authority”
20 (84 Fed. Reg. 23170–23272, May 21, 2019).

21 SEC. 245. None of the funds made available by this
22 Act may be used to implement, enforce, or otherwise give
23 effect to the rule entitled “Nondiscrimination in Health
24 and Health Education Programs or Activities” published

1 in the Federal Register on June 19, 2020 (85 Fed. Reg.
2 37160 et seq.).

3 SEC. 246. None of the funds appropriated in this Act
4 or otherwise made available to the Department of Health
5 and Human Services shall be used to publish the proposed
6 regulation in the Budget of the United States Govern-
7 ment, Fiscal Year 2021 relating to the Medicaid Non-
8 emergency Medical Transportation benefit for Medicaid
9 beneficiaries.

10 SEC. 247. None of the funds made available in this
11 Act may be used to Act may be used to implement, en-
12 force, or otherwise give effect to the revision to section
13 447.10 of title 42, Code of Federal Regulations, contained
14 in the final rule entitled “Medicaid Program; Reassign-
15 ment of Medicaid Provider Claims” (84 Fed. Reg. 19718
16 (May 6, 2019)).

17 SEC. 248. (a) None of the funds made available by
18 this Act may be awarded to any organization, including
19 under the Federal Foster Care program under part E of
20 title IV of the Social Security Act, that does not comply
21 with paragraphs (c) and (d) of section 75.300 of title 45,
22 Code of Federal Regulations (prohibiting discrimination
23 on the basis of age, disability, sex, race, color, national
24 origin, religion, gender identity, or sexual orientation), as
25 in effect on October 1, 2019.

1 (b) None of the funds made available by this Act may
2 be used by the Department of Health and Human Services
3 to grant an exception from either such paragraph for any
4 Federal grantee.

5 SEC. 249. None of the funds made available by this
6 Act or any other Act may be used to relocate any facility
7 providing call center operations for the Centers for Medi-
8 care & Medicaid Services unless the Comptroller General
9 has submitted to the Committees on Appropriations of the
10 House of Representatives and the Senate an evaluation
11 of relocation options, which shall include any impact on
12 wages and benefits for employees, contractors, or sub-
13 contractors in connection with call center operations.

14 This title may be cited as the “Department of Health
15 and Human Services Appropriations Act, 2021”.

16 TITLE III

17 DEPARTMENT OF EDUCATION

18 EDUCATION FOR THE DISADVANTAGED

19 For carrying out title I and subpart 2 of part B of
20 title II of the Elementary and Secondary Education Act
21 of 1965 (referred to in this Act as “ESEA”) and section
22 418A of the Higher Education Act of 1965 (referred to
23 in this Act as “HEA”), \$17,258,290,000 (reduced by
24 \$2,000,000) (increased by \$2,000,000), of which
25 \$6,336,990,000 shall become available on July 1, 2021,

1 and shall remain available through September 30, 2022,
2 and of which \$10,841,177,000 shall become available on
3 October 1, 2021, and shall remain available through Sep-
4 tember 30, 2022, for academic year 2021–2022: *Provided*,
5 That \$6,459,401,000 shall be for basic grants under sec-
6 tion 1124 of the ESEA: *Provided further*, That up to
7 \$5,000,000 of these funds shall be available to the Sec-
8 retary of Education (referred to in this title as “Sec-
9 retary”) on October 1, 2020, to obtain annually updated
10 local educational agency-level census poverty data from
11 the Bureau of the Census: *Provided further*, That
12 \$1,362,301,000 shall be for concentration grants under
13 section 1124A of the ESEA: *Provided further*, That
14 \$4,371,050,000 shall be for targeted grants under section
15 1125 of the ESEA: *Provided further*, That
16 \$4,371,050,000 shall be for education finance incentive
17 grants under section 1125A of the ESEA: *Provided fur-*
18 *ther*, That \$220,500,000 shall be for carrying out subpart
19 2 of part B of title II: *Provided further*, That \$46,623,000
20 shall be for carrying out section 418A of the HEA.

21 IMPACT AID

22 For carrying out programs of financial assistance to
23 federally affected schools authorized by title VII of the
24 ESEA, \$1,491,112,000 (increased by \$1,000,000), of
25 which \$1,345,242,000 (increased by \$1,000,000) shall be

1 for basic support payments under section 7003(b),
2 \$48,316,000 shall be for payments for children with dis-
3 abilities under section 7003(d), \$17,406,000 shall be for
4 construction under section 7007(b), \$75,313,000 shall be
5 for Federal property payments under section 7002, and
6 \$4,835,000, to remain available until expended, shall be
7 for facilities maintenance under section 7008: *Provided,*
8 That for purposes of computing the amount of a payment
9 for an eligible local educational agency under section
10 7003(a) for school year 2020–2021, children enrolled in
11 a school of such agency that would otherwise be eligible
12 for payment under section 7003(a)(1)(B) of such Act, but
13 due to the deployment of both parents or legal guardians,
14 or a parent or legal guardian having sole custody of such
15 children, or due to the death of a military parent or legal
16 guardian while on active duty (so long as such children
17 reside on Federal property as described in section
18 7003(a)(1)(B)), are no longer eligible under such section,
19 shall be considered as eligible students under such section,
20 provided such students remain in average daily attendance
21 at a school in the same local educational agency they at-
22 tended prior to their change in eligibility status.

23 SCHOOL IMPROVEMENT PROGRAMS

24 For carrying out school improvement activities au-
25 thorized by part B of title I, part A of title II, subpart

1 1 of part A of title IV, part B of title IV, part B of title
2 V, and parts B and C of title VI of the ESEA; the McKin-
3 ney-Vento Homeless Assistance Act; section 203 of the
4 Educational Technical Assistance Act of 2002; the Com-
5 pact of Free Association Amendments Act of 2003; and
6 the Civil Rights Act of 1964, \$5,453,617,000 (increased
7 by \$500,000) (reduced by \$500,000) (reduced by
8 \$1,000,000) (increased by \$1,000,000) (increased by
9 \$1,000,000) (reduced by \$1,000,000), of which
10 \$3,623,052,000 (increased by \$500,000) (reduced by
11 \$500,000) shall become available on July 1, 2021, and
12 remain available through September 30, 2022, and of
13 which \$1,681,441,000 shall become available on October
14 1, 2021, and shall remain available through September 30,
15 2022, for academic year 2021–2022: *Provided*, That
16 \$378,000,000 shall be for part B of title I: *Provided fur-*
17 *ther*, That \$1,262,673,000 shall be for part B of title IV:
18 *Provided further*, That \$37,897,000 shall be for part B
19 of title VI, which may be used for construction, renova-
20 tion, and modernization of any public elementary school,
21 secondary school, or structure related to a public elemen-
22 tary school or secondary school that serves a predomi-
23 nantly Native Hawaiian student body, and that the 5 per-
24 cent limitation in section 6205(b) of the ESEA on the use
25 of funds for administrative purposes shall apply only to

1 direct administrative costs: *Provided further*, That
2 \$35,953,000 shall be for part C of title VI, which shall
3 be awarded on a competitive basis, and may be used for
4 construction, and that the 5 percent limitation in section
5 6305 of the ESEA on the use of funds for administrative
6 purposes shall apply only to direct administrative costs:
7 *Provided further*, That \$52,000,000 shall be available to
8 carry out section 203 of the Educational Technical Assist-
9 ance Act of 2002 and the Secretary shall make such ar-
10 rangements as determined to be necessary to ensure that
11 the Bureau of Indian Education has access to services pro-
12 vided under this section: *Provided further*, That
13 \$16,699,000 shall be available to carry out the Supple-
14 mental Education Grants program for the Federated
15 States of Micronesia and the Republic of the Marshall Is-
16 lands: *Provided further*, That the Secretary may reserve
17 up to 5 percent of the amount referred to in the previous
18 proviso to provide technical assistance in the implementa-
19 tion of these grants: *Provided further*, That \$186,840,000
20 shall be for part B of title V: *Provided further*, That
21 \$1,220,000,000 (increased by \$1,000,000) (reduced by
22 \$1,000,000) shall be available for grants under subpart
23 1 of part A of title IV.

1 INDIAN EDUCATION

2 For expenses necessary to carry out, to the extent
3 not otherwise provided, title VI, part A of the ESEA,
4 \$181,239,000, of which \$67,993,000 shall be for subpart
5 2 of part A of title VI and \$7,865,000 shall be for subpart
6 3 of part A of title VI: *Provided*, That the 5 percent limita-
7 tion in sections 6115(d), 6121(e), and 6133(g) of the
8 ESEA on the use of funds for administrative purposes
9 shall apply only to direct administrative costs.

10 INNOVATION AND IMPROVEMENT

11 For carrying out activities authorized by subparts 1,
12 3, and 4 of part B of title II, and parts C, D, and E
13 and subparts 1 and 4 of part F of title IV of the ESEA,
14 \$1,074,815,000 (increased by \$1,000,000) (increased by
15 \$500,000): *Provided*, That \$285,815,000 (increased by
16 \$500,000) shall be for subparts 1, 3, and 4 of part B of
17 title II and shall be made available without regard to sec-
18 tions 2201, 2231(b), and 2241: *Provided further*, That
19 \$594,000,000 (increased by \$1,000,000) shall be for parts
20 C, D, and E and subpart 4 of part F of title IV, and
21 shall be made available without regard to sections 4311,
22 4409(a), and 4601 of the ESEA: *Provided further*, That
23 notwithstanding section 4601(b), \$195,000,000 shall be
24 available through December 31, 2021, for subpart 1 of
25 part F of title IV, of which \$110,000,000 shall be for so-

1 cial and emotional learning grants, and \$85,000,000 shall
2 be used for science, technology, engineering, arts, and
3 mathematics, including computer science education
4 grants.

5 SAFE SCHOOLS AND CITIZENSHIP EDUCATION

6 For carrying out activities authorized by subparts 2
7 and 3 of part F of title IV of the ESEA, \$218,000,000
8 (increased by \$1,000,000): *Provided*, That \$106,000,000
9 shall be available for section 4631, of which up to
10 \$5,000,000 (increased by \$1,000,000), to remain available
11 until expended, shall be for the Project School Emergency
12 Response to Violence (Project SERV) program: *Provided*
13 *further*, That \$30,000,000 (increased by \$1,000,000) shall
14 be available for section 4625: *Provided further*, That
15 \$82,000,000 shall be available through December 31,
16 2021, for section 4624.

17 ENGLISH LANGUAGE ACQUISITION

18 For carrying out part A of title III of the ESEA,
19 \$797,400,000 (reduced by \$10,000,000) (increased by
20 \$10,000,000), which shall become available on July 1,
21 2021, and shall remain available through September 30,
22 2022, except that 6.5 percent of such amount shall be
23 available on October 1, 2020, and shall remain available
24 through September 30, 2022, to carry out activities under
25 section 3111(c)(1)(C).

1 SPECIAL EDUCATION

2 For carrying out the Individuals with Disabilities
3 Education Act (IDEA) and the Special Olympics Sport
4 and Empowerment Act of 2004, \$14,092,995,000, of
5 which \$4,553,979,000 shall become available on July 1,
6 2021, and shall remain available through September 30,
7 2022, and of which \$9,283,383,000 shall become available
8 on October 1, 2021, and shall remain available through
9 September 30, 2022, for academic year 2021–2022: *Pro-*
10 *vided*, That the amount for section 611(b)(2) of the IDEA
11 shall be equal to the lesser of the amount available for
12 that activity during fiscal year 2020, increased by the
13 amount of inflation as specified in section 619(d)(2)(B)
14 of the IDEA, or the percent change in the funds appro-
15 priated under section 611(i) of the IDEA, but not less
16 than the amount for that activity during fiscal year 2020:
17 *Provided further*, That the Secretary shall, without regard
18 to section 611(d) of the IDEA, distribute to all other
19 States (as that term is defined in section 611(g)(2)), sub-
20 ject to the third proviso, any amount by which a State’s
21 allocation under section 611, from funds appropriated
22 under this heading, is reduced under section
23 612(a)(18)(B), according to the following: 85 percent on
24 the basis of the States’ relative populations of children
25 aged 3 through 21 who are of the same age as children

1 with disabilities for whom the State ensures the avail-
2 ability of a free appropriate public education under this
3 part, and 15 percent to States on the basis of the States'
4 relative populations of those children who are living in pov-
5 erty: *Provided further*, That the Secretary may not dis-
6 tribute any funds under the previous proviso to any State
7 whose reduction in allocation from funds appropriated
8 under this heading made funds available for such a dis-
9 tribution: *Provided further*, That the States shall allocate
10 such funds distributed under the second proviso to local
11 educational agencies in accordance with section 611(f):
12 *Provided further*, That the amount by which a State's allo-
13 cation under section 611(d) of the IDEA is reduced under
14 section 612(a)(18)(B) and the amounts distributed to
15 States under the previous provisos in fiscal year 2012 or
16 any subsequent year shall not be considered in calculating
17 the awards under section 611(d) for fiscal year 2013 or
18 for any subsequent fiscal years: *Provided further*, That,
19 notwithstanding the provision in section 612(a)(18)(B) re-
20 garding the fiscal year in which a State's allocation under
21 section 611(d) is reduced for failure to comply with the
22 requirement of section 612(a)(18)(A), the Secretary may
23 apply the reduction specified in section 612(a)(18)(B) over
24 a period of consecutive fiscal years, not to exceed 5, until
25 the entire reduction is applied: *Provided further*, That the

1 Secretary may, in any fiscal year in which a State's alloca-
2 tion under section 611 is reduced in accordance with sec-
3 tion 612(a)(18)(B), reduce the amount a State may re-
4 serve under section 611(e)(1) by an amount that bears
5 the same relation to the maximum amount described in
6 that paragraph as the reduction under section
7 612(a)(18)(B) bears to the total allocation the State
8 would have received in that fiscal year under section
9 611(d) in the absence of the reduction: *Provided further,*
10 That the Secretary shall either reduce the allocation of
11 funds under section 611 for any fiscal year following the
12 fiscal year for which the State fails to comply with the
13 requirement of section 612(a)(18)(A) as authorized by
14 section 612(a)(18)(B), or seek to recover funds under sec-
15 tion 452 of the General Education Provisions Act (20
16 U.S.C. 1234a): *Provided further,* That the funds reserved
17 under 611(c) of the IDEA may be used to provide tech-
18 nical assistance to States to improve the capacity of the
19 States to meet the data collection requirements of sections
20 616 and 618 and to administer and carry out other serv-
21 ices and activities to improve data collection, coordination,
22 quality, and use under parts B and C of the IDEA: *Pro-*
23 *vided further,* That the Secretary may use funds made
24 available for the State Personnel Development Grants pro-
25 gram under part D, subpart 1 of IDEA to evaluate pro-

1 gram performance under such subpart: *Provided further,*
2 That States may use funds reserved for other State-level
3 activities under sections 611(e)(2) and 619(f) of the IDEA
4 to make subgrants to local educational agencies, institu-
5 tions of higher education, other public agencies, and pri-
6 vate non-profit organizations to carry out activities au-
7 thorized by those sections: *Provided further,* That, not-
8 withstanding section 643(e)(2)(A) of the IDEA, if five or
9 fewer States apply for grants pursuant to section 643(e)
10 of such Act, the Secretary shall provide a grant to each
11 State in an amount equal to the maximum amount de-
12 scribed in section 643(e)(2)(B) of such Act: *Provided fur-*
13 *ther,* That if more than five States apply for grants pursu-
14 ant to section 643(e) of the IDEA, the Secretary shall
15 award funds to those States on the basis of the States'
16 relative populations of infants and toddlers except that no
17 such State shall receive a grant in excess of the amount
18 described in section 643(e)(2)(B) of such Act: *Provided*
19 *further,* That States may use funds received under part
20 C of the IDEA to make subgrants to local educational
21 agencies, institutions of higher education, other public
22 agencies and private nonprofit organizations to carry out
23 activities authorized by such part.

1 REHABILITATION SERVICES

2 For carrying out, to the extent not otherwise pro-
3 vided, the Rehabilitation Act of 1973, the Helen Keller
4 National Center Act, and the Randolph-Sheppard Act,
5 \$3,827,500,000, of which \$3,667,801,000 shall be for
6 grants for vocational rehabilitation services under title I
7 of the Rehabilitation Act: *Provided*, That the Secretary
8 may use amounts provided in this Act that remain avail-
9 able subsequent to the reallocation of funds to States pur-
10 suant to section 110(b) of the Rehabilitation Act for inno-
11 vative activities aimed at improving the outcomes of indi-
12 viduals with disabilities as defined in section 7(20)(B) of
13 the Rehabilitation Act, including activities aimed at im-
14 proving the education and post-school outcomes of chil-
15 dren receiving Supplemental Security Income (“SSI”) and
16 their families that may result in long-term improvement
17 in the SSI child recipient’s economic status and self-suffi-
18 ciency: *Provided further*, That States may award sub-
19 grants for a portion of the funds to other public and pri-
20 vate, nonprofit entities: *Provided further*, That any funds
21 made available subsequent to reallocation for innovative
22 activities aimed at improving the outcomes of individuals
23 with disabilities shall remain available until September 30,
24 2022: *Provided further*, That \$20,000,000 of these funds
25 shall be available to the Secretary for one-time emergency

1 relief and restoration grants consistent with the purposes
2 of the Randolph-Sheppard Act as authorized under 20
3 U.S.C. 107f: *Provided further*, That the Secretary shall
4 use such funds to make grants to each State licensing
5 agency in the same proportion as the number of blind ven-
6 dors operating a vending facility in such State as com-
7 pared to the number of blind vendors operating a vending
8 facility in all the States on September 30, 2019: *Provided*
9 *further*, That the State licensing agency shall use these
10 grants to make financial relief and restoration payments
11 to offset losses of blind vendors resulting from the
12 COVID–19 emergency, but only to the extent that such
13 losses are not otherwise compensated: *Provided further*,
14 That any funds in excess of the amount needed for relief
15 and restoration payments to blind vendors shall be used
16 by the State licensing agency for other purposes author-
17 ized by section 395.9 of title 34, Code of Federal Regula-
18 tions, as in effect on the date of enactment of this Act,
19 and determined through active participation with the
20 State committee of blind vendors as required.

21 SPECIAL INSTITUTIONS FOR PERSONS WITH

22 DISABILITIES

23 AMERICAN PRINTING HOUSE FOR THE BLIND

24 For carrying out the Act to Promote the Education
25 of the Blind of March 3, 1879, \$32,931,000.

1 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

2 For the National Technical Institute for the Deaf
3 under titles I and II of the Education of the Deaf Act
4 of 1986, \$81,000,000: *Provided*, That from the total
5 amount available, the Institute may at its discretion use
6 funds for the endowment program as authorized under
7 section 207 of such Act.

8 GALLAUDET UNIVERSITY

9 For the Kendall Demonstration Elementary School,
10 the Model Secondary School for the Deaf, and the partial
11 support of Gallaudet University under titles I and II of
12 the Education of the Deaf Act of 1986, \$139,861,000:
13 *Provided*, That from the total amount available, the Uni-
14 versity may at its discretion use funds for the endowment
15 program as authorized under section 207 of such Act.

16 CAREER, TECHNICAL, AND ADULT EDUCATION

17 For carrying out, to the extent not otherwise pro-
18 vided, the Carl D. Perkins Career and Technical Edu-
19 cation Act of 2006 (“Perkins Act”) and the Adult Edu-
20 cation and Family Literacy Act (“AEFLA”),
21 \$1,985,686,000, of which \$1,194,686,000 shall become
22 available on July 1, 2021, and shall remain available
23 through September 30, 2022, and of which \$791,000,000
24 shall become available on October 1, 2021, and shall re-
25 main available through September 30, 2022: *Provided*,

1 That of the amounts made available for AEFLLA,
2 \$13,712,000 shall be for national leadership activities
3 under section 242.

4 STUDENT FINANCIAL ASSISTANCE

5 For carrying out subparts 1, 3, and 10 of part A,
6 and part C of title IV of the HEA, \$24,565,352,000 which
7 shall remain available through September 30, 2022.

8 The maximum Pell Grant for which a student shall
9 be eligible during award year 2021–2022 shall be \$5,435.

10 STUDENT AID ADMINISTRATION

11 For Federal administrative expenses to carry out part
12 D of title I, and subparts 1, 3, 9, and 10 of part A, and
13 parts B, C, D, and E of title IV of the HEA, and subpart
14 1 of part A of title VII of the Public Health Service Act,
15 \$1,768,943,000, to remain available through September
16 30, 2022: *Provided*, That the Secretary shall allocate new
17 student loan borrower accounts to eligible student loan
18 servicers on the basis of their past performance compared
19 to all loan servicers utilizing established common metrics,
20 and on the basis of the capacity of each servicer to process
21 new and existing accounts and compliance with Federal
22 and State law: *Provided further*, That for student loan
23 contracts awarded prior to October 1, 2017, the Secretary
24 shall allow student loan borrowers who are consolidating
25 Federal student loans to select from any student loan

1 servicer to service their new consolidated student loan:
2 *Provided further*, That in order to promote accountability
3 and high-quality service to borrowers, the Secretary shall
4 not award funding for any contract solicitation for a new
5 Federal student loan servicing environment, including the
6 solicitation for the Federal Student Aid (FSA) Next Gen-
7 eration Processing and Servicing Environment, unless
8 such an environment provides for the participation of mul-
9 tiple student loan servicers that contract directly with the
10 Department of Education: *Provided further*, That the FSA
11 Next Generation Processing and Servicing Environment,
12 or any new Federal student loan servicing environment,
13 shall include accountability measures that account for the
14 performance of the portfolio and contractor compliance
15 with FSA guidelines: *Provided further*, That the Depart-
16 ment shall re-allocate accounts from servicers for recur-
17 ring non-compliance with FSA guidelines, contractual re-
18 quirements, and Federal and State law, including for fail-
19 ure to sufficiently inform borrowers of available repayment
20 options: *Provided further*, That such servicers shall be
21 evaluated based on their ability to meet contract require-
22 ments (including an understanding of Federal and State
23 law), future performance on the contracts, and history of
24 compliance with applicable consumer protections laws, in-
25 cluding Federal and State law: *Provided further*, That to

1 the extent FSA permits student loan servicing subcon-
2 tracting, FSA shall hold prime contractors accountable for
3 meeting the requirements of the contract, and the per-
4 formance and expectations of subcontractors shall be ac-
5 counted for in the prime contract and in the overall per-
6 formance of the prime contractor: *Provided further*, That
7 FSA shall ensure that the Next Generation Processing
8 and Servicing Environment, or any new Federal loan serv-
9 icing environment, incentivize more support to borrowers
10 at risk of delinquency or default: *Provided further*, That
11 FSA shall ensure that in such environment contractors
12 have the capacity to meet and are held accountable for
13 performance on service levels; are held accountable for and
14 have a history of compliance with applicable consumer pro-
15 tection laws, including Federal and State law; and have
16 relevant experience and demonstrated effectiveness: *Pro-*
17 *vided further*, That the Secretary shall not delay, prevent,
18 or otherwise obstruct, directly or indirectly, State over-
19 sight of the Department's contractors conducting business
20 in such State, including loan servicers: *Provided further*,
21 That the Secretary shall provide quarterly briefings to the
22 Committees on Appropriations and Education and Labor
23 of the House of Representatives and the Committees on
24 Appropriations and Health, Education, Labor, and Pen-
25 sions of the Senate on general progress related to solicita-

1 tions for Federal student loan servicing contracts: *Pro-*
2 *vided further*, That FSA shall strengthen transparency
3 through expanded publication of aggregate data on stu-
4 dent loan and servicer performance: *Provided further*,
5 That FSA shall provide a detailed strategic plan for Next
6 Gen to the Committees on Appropriations of the House
7 of Representatives and the Senate within 60 days of enact-
8 ment of this Act, accounting for the cost of all activities
9 associated with the full implementation of Next Gen, in-
10 cluding transition costs, the amount of funding that has
11 been used from Student Aid Administration in each of the
12 previous 3 fiscal years on Next Gen, including an expla-
13 nation of each cost and activity, details about contracts
14 awarded, including any change request issued prior to en-
15 actment: *Provided further*, That not later than 30 days
16 after enactment of this Act, FSA shall provide to the Com-
17 mittees on Appropriations of the House of Representatives
18 and the Senate a detailed spend plan of anticipated uses
19 made available in this account for fiscal year 2021, includ-
20 ing the following: contracts awarded, change requests, bo-
21 nuses paid to staff, reorganization costs, and any other
22 activity supported by this appropriation.

23 HIGHER EDUCATION

24 For carrying out, to the extent not otherwise pro-
25 vided, titles II, III, IV, V, VI, VII, and VIII of the HEA,

1 the Mutual Educational and Cultural Exchange Act of
2 1961, and section 117 of the Perkins Act, \$2,556,815,000
3 (reduced by \$10,000,000) (increased by \$10,000,000) (in-
4 creased by \$500,000), of which \$31,000,000 shall remain
5 available through December 31, 2021: *Provided*, That not-
6 withstanding any other provision of law, funds made avail-
7 able in this Act to carry out title VI of the HEA and sec-
8 tion 102(b)(6) of the Mutual Educational and Cultural
9 Exchange Act of 1961 may be used to support visits and
10 study in foreign countries by individuals who are partici-
11 pating in advanced foreign language training and inter-
12 national studies in areas that are vital to United States
13 national security and who plan to apply their language
14 skills and knowledge of these countries in the fields of gov-
15 ernment, the professions, or international development:
16 *Provided further*, That of the funds referred to in the pre-
17 ceding proviso up to 1 percent may be used for program
18 evaluation, national outreach, and information dissemina-
19 tion activities: *Provided further*, That up to 1.5 percent
20 of the funds made available under chapter 2 of subpart
21 2 of part A of title IV of the HEA may be used for evalua-
22 tion: *Provided further*, That section 313(d) of the HEA
23 shall not apply to an institution of higher education that
24 is eligible to receive funding under section 318 of the
25 HEA.

1 HOWARD UNIVERSITY

2 For partial support of Howard University,
3 \$254,018,000, of which not less than \$3,405,000 shall be
4 for a matching endowment grant pursuant to the Howard
5 University Endowment Act and shall remain available
6 until expended.

7 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS
8 PROGRAM

9 For Federal administrative expenses to carry out ac-
10 tivities related to existing facility loans pursuant to section
11 121 of the HEA, \$435,000.

12 HISTORICALLY BLACK COLLEGE AND UNIVERSITY
13 CAPITAL FINANCING PROGRAM ACCOUNT

14 For the cost of guaranteed loans, \$22,150,000, as au-
15 thorized pursuant to part D of title III of the HEA, which
16 shall remain available through September 30, 2022: *Pro-*
17 *vided*, That such costs, including the cost of modifying
18 such loans, shall be as defined in section 502 of the Con-
19 gressional Budget Act of 1974: *Provided further*, That
20 these funds are available to subsidize total loan principal,
21 any part of which is to be guaranteed, not to exceed
22 \$278,266,000: *Provided further*, That these funds may be
23 used to support loans to public and private Historically
24 Black Colleges and Universities without regard to the limi-
25 tations within section 344(a) of the HEA.

1 In addition, \$16,000,000 shall be made available to
2 provide for the deferment of loans made under part D of
3 title III of the HEA to eligible institutions that are private
4 Historically Black Colleges and Universities, which apply
5 for the deferment of such a loan and demonstrate financial
6 need for such deferment by having a score of 2.6 or less
7 on the Department of Education's financial responsibility
8 test: *Provided*, That the loan has not been paid in full and
9 is not paid in full during the period of deferment: *Provided*
10 *further*, That during the period of deferment of such a
11 loan, interest on the loan will not accrue or be capitalized,
12 and the period of deferment shall be for at least a period
13 of 3 fiscal years and not more than 6 fiscal years: *Provided*
14 *further*, That funds available under this paragraph shall
15 be used to fund eligible deferment requests submitted for
16 this purpose in fiscal year 2018: *Provided further*, That
17 the Secretary shall create and execute an outreach plan
18 to work with States and the Capital Financing Advisory
19 Board to improve outreach to States and help additional
20 public Historically Black Colleges and Universities partici-
21 pate in the program.

22 In addition, \$10,000,000 shall be made available to
23 provide for the deferment of loans made under part D of
24 title III of the HEA to eligible institutions that are public
25 Historically Black Colleges and Universities, which apply

1 for the deferment of such a loan and demonstrate financial
2 need for such deferment, which shall be determined by the
3 Secretary of Education based on factors including, but not
4 limited to, equal to or greater than 5 percent of the
5 school's operating revenue relative to its annual debt serv-
6 ice payment: *Provided*, That during the period of
7 deferment of such a loan, interest on the loan will not ac-
8 crue or be capitalized, and the period of deferment shall
9 be for at least a period of 3 fiscal years and not more
10 than 6 fiscal years.

11 In addition, for administrative expenses to carry out
12 the Historically Black College and University Capital Fi-
13 nancing Program entered into pursuant to part D of title
14 III of the HEA, \$334,000.

15 INSTITUTE OF EDUCATION SCIENCES

16 For carrying out activities authorized by the Edu-
17 cation Sciences Reform Act of 2002, the National Assess-
18 ment of Educational Progress Authorization Act, section
19 208 of the Educational Technical Assistance Act of 2002,
20 and section 664 of the Individuals with Disabilities Edu-
21 cation Act, \$630,462,000 (reduced by \$1,000,000) (in-
22 creased by \$1,000,000), which shall remain available
23 through September 30, 2022: *Provided*, That funds avail-
24 able to carry out section 208 of the Educational Technical
25 Assistance Act may be used to link Statewide elementary

1 and secondary data systems with early childhood, postsec-
2 ondary, and workforce data systems, or to further develop
3 such systems: *Provided further*, That up to \$6,000,000 of
4 the funds available to carry out section 208 of the Edu-
5 cational Technical Assistance Act may be used for awards
6 to public or private organizations or agencies to support
7 activities to improve data coordination, quality, and use
8 at the local, State, and national levels.

9 DEPARTMENTAL MANAGEMENT

10 PROGRAM ADMINISTRATION

11 For carrying out, to the extent not otherwise pro-
12 vided, the Department of Education Organization Act, in-
13 cluding rental of conference rooms in the District of Co-
14 lumbia and hire of three passenger motor vehicles,
15 \$430,000,000 (increased by \$500,000) (reduced by
16 \$500,000) (reduced by \$1,000,000) (reduced by
17 \$500,000) (reduced by \$1,000,000) (reduced by
18 \$1,000,000) (reduced by \$500,000) (reduced by
19 \$2,000,000) (increased by \$2,000,000): *Provided*, That,
20 notwithstanding any other provision of law, none of the
21 funds provided by this Act or provided by previous Appro-
22 priations Acts to the Department of Education available
23 for obligation or expenditure in the current fiscal year may
24 be used for any activity relating to implementing a reorga-
25 nization that decentralizes, reduces the staffing level, or

1 alters the responsibilities, structure, authority, or
2 functionality of the Budget Service of the Department of
3 Education, relative to the organization and operation of
4 the Budget Service as in effect on January 1, 2018.

5 OFFICE FOR CIVIL RIGHTS

6 For expenses necessary for the Office for Civil
7 Rights, as authorized by section 203 of the Department
8 of Education Organization Act, \$132,000,000.

9 OFFICE OF INSPECTOR GENERAL

10 For expenses necessary for the Office of Inspector
11 General, as authorized by section 212 of the Department
12 of Education Organization Act, \$64,000,000, of which
13 \$2,000,000 shall remain available until expended.

14 GENERAL PROVISIONS

15 SEC. 301. No funds appropriated in this Act may be
16 used to prevent the implementation of programs of vol-
17 untary prayer and meditation in the public schools.

18 (TRANSFER OF FUNDS)

19 SEC. 302. Not to exceed 1 percent of any discre-
20 tionary funds (pursuant to the Balanced Budget and
21 Emergency Deficit Control Act of 1985) which are appro-
22 priated for the Department of Education in this Act may
23 be transferred between appropriations, but no such appro-
24 priation shall be increased by more than 3 percent by any
25 such transfer: *Provided*, That the transfer authority

1 granted by this section shall be available only to meet
2 emergency needs and shall not be used to create any new
3 program or to fund any project or activity for which no
4 funds are provided in this Act: *Provided further*, That the
5 Committees on Appropriations of the House of Represent-
6 atives and the Senate are notified at least 15 days in ad-
7 vance of any transfer.

8 SEC. 303. Funds appropriated in this Act and con-
9 solidated for evaluation purposes under section 8601(c) of
10 the ESEA shall be available from July 1, 2021, through
11 September 30, 2022.

12 SEC. 304. (a) An institution of higher education that
13 maintains an endowment fund supported with funds ap-
14 propriated for title III or V of the HEA for fiscal year
15 2021 may use the income from that fund to award schol-
16 arships to students, subject to the limitation in section
17 331(c)(3)(B)(i) of the HEA. The use of such income for
18 such purposes, prior to the enactment of this Act, shall
19 be considered to have been an allowable use of that in-
20 come, subject to that limitation.

21 (b) Subsection (a) shall be in effect until titles III
22 and V of the HEA are reauthorized.

23 SEC. 305. Section 114(f) of the HEA (20 U.S.C.
24 1011c(f)) is amended by striking “2020” and inserting
25 “2021”.

1 qualify for loan cancellation under section 455(m) of such
2 Act except that the borrower has made some, or all, of
3 the 120 required payments under a repayment plan that
4 is not described under section 455(m)(A) of such Act, to
5 encourage borrowers to enroll in a qualifying repayment
6 plan: *Provided further*, That the Secretary shall also com-
7 municate to all Direct Loan borrowers the full require-
8 ments of section 455(m) of such Act and improve the fil-
9 ing of employment certification by providing improved out-
10 reach and information such as outbound calls, electronic
11 communications, ensuring prominent access to program
12 requirements and benefits on each servicer’s website, and
13 creating an option for all borrowers to complete the entire
14 payment certification process electronically and on a cen-
15 tralized website.

16 SEC. 310. None of the funds made available by this
17 Act may be used in contravention of section 203 of the
18 Department of Education Organization Act (20 U.S.C.
19 3413).

20 SEC. 311. For an additional amount for “Department
21 of Education—Federal Direct Student Loan Program Ac-
22 count”, \$50,000,000, to remain available until expended,
23 shall be for the cost, as defined under section 502 of the
24 Congressional Budget Act of 1974, of the Secretary of
25 Education providing loan cancellation in the same manner

1 as under section 455(m) of the Higher Education Act of
2 1965 (20 U.S.C. 1087e(m)), for borrowers of loans made
3 under part D of title IV of such Act who would qualify
4 for loan cancellation under section 455(m) except some,
5 or all, of the 120 required payments under section
6 455(m)(1)(A) do not qualify for purposes of the program
7 because they were monthly payments made in accordance
8 with graduated or extended repayment plans as described
9 under subparagraph (B) or (C) of section 455(d)(1) or
10 the corresponding repayment plan for a consolidation loan
11 made under section 455(g), with exception for a borrower
12 who would have otherwise been eligible under this section
13 but demonstrates an unusual fluctuation of income over
14 the past 5 years: *Provided*, That the total loan volume,
15 including outstanding principal, fees, capitalized interest,
16 or accrued interest, at application that is eligible for such
17 loan cancellation by such borrowers shall not exceed
18 \$75,000,000: *Provided further*, That the Secretary shall
19 develop and make available a simple method for borrowers
20 to apply for loan cancellation under this section within 60
21 days of enactment of this Act: *Provided further*, That the
22 Secretary shall provide loan cancellation under this section
23 to eligible borrowers on a first-come, first-serve basis,
24 based on the date of application and subject to both the
25 limitation on total loan volume at application for such loan

1 cancellation specified in the first proviso and the avail-
2 ability of appropriations under this section: *Provided fur-*
3 *ther*, That no borrower may, for the same service, receive
4 a reduction of loan obligations under both this section and
5 section 428J, 428K, 428L, or 460 of such Act: *Provided*
6 *further*, That the Secretary shall inform all borrowers who
7 have submitted an Employment Certification Form and
8 are in the incorrect repayment program about the Tem-
9 porary Expanded Public Service Loan Forgiveness Pro-
10 gram and requirements for qualification under the pro-
11 gram.

12 SEC. 312. (a) The General Education Provisions Act
13 (20 U.S.C. 1221 et seq.) is amended by striking section
14 426.

15 (b) Paragraph (9) of section 4407(a) of the Elemen-
16 tary and Secondary Education Act of 1965 (20 U.S.C.
17 7231f(a)) is amended by striking “notwithstanding section
18 426 of the General Education Provisions Act (20 U.S.C.
19 1228),”.

20 SEC. 313. (a) Section 487(d) of the Higher Edu-
21 cation Act of 1965 (20 U.S.C. 1094(d)) is amended—

22 (1) in paragraph (1)(C), in the matter pre-
23 ceding clause (i), by striking “any funds for a pro-
24 gram under this title” and inserting “any Federal
25 education assistance funds”; and

1 (2) in paragraph (4)(A), by striking “sources
2 under this title” and inserting “Federal education
3 assistance funds”.

4 (b) Section 102(b) of the HEA is amended—

5 (1) in paragraph (1)—

6 (A) in subparagraph (D), by striking
7 “and” after the semicolon;

8 (B) in subparagraph (E), by striking the
9 period at the end and inserting “; and”; and

10 (C) by adding at the end the following:

11 “(F) meets the requirements of paragraph
12 (3),”; and

13 (2) by adding at the end the following:

14 “(3) REVENUE SOURCES.— In order to qualify
15 as a proprietary institution of higher education
16 under this subsection, an institution shall derive not
17 less than 15 percent of the institution’s revenues
18 from sources other than Federal education assist-
19 ance funds, as calculated in accordance with para-
20 graph (4).”.

21 (c) Paragraph (1) of section 487(d) of the HEA (as
22 amended by subsection (a)) is—

23 (1) transferred to section 102(b) of such Act;

24 (2) inserted so as to appear after paragraph (3)
25 of such section 102(b) (as added by subsection (b));

1 (3) redesignated as paragraph (4) of such sec-
2 tion 102(b); and

3 (4) further amended by striking “subsection
4 (a)(24)” and inserting “paragraph (3)”.

5 (d) Paragraph (3) of section 487(d) of the HEA is—

6 (1) transferred to section 102(b) of such Act;

7 (2) inserted so as to appear after paragraph (4)
8 of such section 102(b) (as added by subsection (c));

9 (3) redesignated as paragraph (5) of such sec-
10 tion 102(b); and

11 (4) further amended by striking “subsection
12 (a)(24)” and inserting “paragraph (3)”.

13 (e) Paragraph (4) of section 487(d) of the HEA (as
14 amended by subsection (a)) is—

15 (1) transferred to section 102(b) of such Act;

16 (2) inserted so as to appear after paragraph (5)
17 of such section 102(b) (as added by subsection (d));

18 (3) redesignated as paragraph (6) of such sec-
19 tion 102(b); and

20 (4) further amended by striking “subsection
21 (a)(24)” and inserting “paragraph (3)”.

22 (f) Section 103 of the HEA (20 U.S.C. 1003) is
23 amended by adding at the end the following:

1 “(25) FEDERAL EDUCATION ASSISTANCE
2 FUNDS.— The term ‘Federal education assistance
3 funds’—

4 “(A) except as provided in subparagraph
5 (B), means any Federal funds provided, under
6 this Act or any other Federal law, through a
7 grant, contract, subsidy, loan, or guarantee, or
8 through insurance or other means (including
9 Federal funds disbursed or delivered to an insti-
10 tution or on behalf of a student or to a student
11 to be used to attend the institution); and

12 “(B) does not include any monthly housing
13 stipend provided under the Post-9/11 Edu-
14 cational Assistance Program under chapter 33
15 of title 38, United States Code.”.

16 (g) Subsection (a)(24), the subsection designation
17 and heading of subsection (d), and subsection (d)(2) of
18 section 487 the Higher Education Act of 1965 (20 U.S.C.
19 1094) are repealed.

20 SEC. 314. (a) None of the funds appropriated by this
21 title may be used to—

22 (1) implement, enforce, or otherwise give effect
23 to the final rule entitled, “Nondiscrimination on the
24 Basis of Sex in Education Programs or Activities
25 Receiving Federal Financial Assistance” as pub-

1 lished in the Federal Register on May 19, 2020 (85
2 Fed. Reg. 30,026); or

3 (2) propose or issue any rule or guidance that
4 is in substantially the same form or substantially the
5 same as any of such proposed amendments.

6 (b) Nothing in this section shall prevent the Secretary
7 of Education or the Office for Civil Rights of the Depart-
8 ment of Education from enforcing the protection provided
9 by title IX of the Education Amendments of 1972 against
10 sexual harassment in accordance with the standards set
11 out in the guidance, entitled “Revised Sexual Harassment
12 Guidance: Harassment of Students by School Employees,
13 Other Students, or Third Parties” as published in the
14 Federal Register on January 19, 2001 (66 Fed. Reg.
15 5,512).

16 SEC. 315. (a) Notwithstanding section 401(b)(6) of
17 the HEA, a Federal Pell Grant under section 401 of the
18 HEA may be awarded to an incarcerated individual (or
19 on behalf of such individual) for each academic year dur-
20 ing which that individual is enrolled at an eligible institu-
21 tion that meets the criteria described in subsection (b).

22 (b) The criteria described in this subsection are as
23 follows:

24 (1) The eligible institution—

1 (A) is an institution of higher education
2 (as defined in section 101 of the HEA) or a
3 postsecondary vocational institution (as defined
4 in section 102(c) of the HEA); and

5 (B) during the preceding 5 years, has not
6 been subject to the denial, withdrawal, suspen-
7 sion, or termination of accreditation.

8 (2) Such institution provides each incarcerated
9 individual, upon completion of a course offered by
10 the institution, with academic credits that are the
11 equivalent to credits earned by non-incarcerated stu-
12 dents for an equivalent course of study.

13 (3) Such institution provides to the Secretary
14 confirmation from each facility involved that the
15 course of study offered by the institution at such fa-
16 cility is accessible to incarcerated individuals (includ-
17 ing such individuals who are individuals with disabil-
18 ities).

19 (4) Such institution does not (directly or indi-
20 rectly) charge an incarcerated individual for an
21 award year, an amount that exceeds the total grant
22 aid received by the individual for such award year.

23 (5) Such institution makes available to incar-
24 cerated individuals who are considering enrolling in

1 a course of study offered by the institution, in sim-
2 ple and understandable terms, the following:

3 (A) Information with respect to each
4 course of study at the institution for which such
5 an individual may receive a Federal Pell Grant,
6 including—

7 (i) the cost of attendance (as defined
8 in section 472 of the HEA);

9 (ii) the mode of instruction (such as
10 distance education, in-person instruction,
11 or a combination of such modes);

12 (iii) how enrollment in such course of
13 study will impact the period of eligibility
14 for Federal Pell Grants for such an indi-
15 vidual, including in a case in which the in-
16 dividual is transferred to another facility
17 or released before the completion of such
18 course;

19 (iv) the transferability of credits
20 earned, and the acceptability of such cred-
21 its toward a certificate or degree program
22 offered by the institution;

23 (v) the process for continuing postsec-
24 ondary education—

1 (I) upon transfer to another fa-
2 cility; or

3 (II) after the student's period of
4 incarceration or confinement; and

5 (vi) the process for continuing enroll-
6 ment at the institution after the student's
7 period of incarceration or confinement, in-
8 cluding any barriers to admission (such as
9 criminal history questions on applications
10 for admission to such institution).

11 (B) In the case of an institution that offers
12 a program to prepare incarcerated individuals
13 for gainful employment in a recognized occupa-
14 tion (as such term is used in sections
15 101(b)(1), 102(c)(1)(A), and 481(b)(1)(A)(i) of
16 the HEA)—

17 (i) information on any applicable
18 State licensure and certification require-
19 ments, including the requirements of the
20 State in which the facility involved is lo-
21 cated and each State in which such indi-
22 viduals permanently reside; and

23 (ii) restrictions related to the employ-
24 ment of formerly incarcerated individuals
25 for each recognized occupation for which

1 the course of study prepares students, in-
2 cluding such restrictions—

3 (I) in Federal law; and

4 (II) in the laws of the State in
5 which the facility involved is located
6 and each State in which such individ-
7 uals permanently reside.

8 (c) In this section:

9 (1) The term “facility” means—

10 (A) a place used for the confinement of in-
11 dividuals convicted of a criminal offense that is
12 owned by, or under contract to, the Bureau of
13 Prisons, a State, or a unit of local government;
14 or

15 (B) a facility to which an individual sub-
16 ject to involuntary civil confinement is com-
17 mitted.

18 (2) The term “facility involved” means, when
19 used with respect to an institution of higher edu-
20 cation, a facility at which a course of study of the
21 institution is offered to incarcerated individuals.

22 (3) The term “incarcerated individual” means
23 an individual who is incarcerated in a facility or who
24 is subject to an involuntary civil commitment.

1 (4) The term “non-incarcerated student” means
2 a student at an institution of higher education who
3 is not an incarcerated individual.

4 (d) This section shall be in effect until titles I, II,
5 III, IV, and V of the HEA are reauthorized.

6 SEC. 316. None of the funds appropriated by this
7 title for the Department of Education shall be withheld
8 from an institution of higher education solely because that
9 institution is conducting or preparing to conduct research
10 on marihuana as defined in 21 U.S.C. 802(16).

11 SEC. 317. The Secretary shall require any informa-
12 tion required to be publicly disclosed for the purpose of
13 comparing institutions of higher education, programs and
14 credentials (including their competencies), to be published
15 using an open source description schema that is designed
16 to allow for public search and comparison through linked
17 open data, such as the credential transparency description
18 language specifications or a substantially similar ap-
19 proach.

20 This title may be cited as the “Department of Edu-
21 cation Appropriations Act, 2021”.

1 TITLE IV
2 RELATED AGENCIES
3 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE
4 BLIND OR SEVERELY DISABLED
5 SALARIES AND EXPENSES

6 For expenses necessary for the Committee for Pur-
7 chase From People Who Are Blind or Severely Disabled
8 (referred to in this title as “the Committee”) established
9 under section 8502 of title 41, United States Code,
10 \$10,000,000: *Provided*, That in order to authorize any
11 central nonprofit agency designated pursuant to section
12 8503(c) of title 41, United States Code, to perform re-
13 quirements of the Committee as prescribed under section
14 51–3.2 of title 41, Code of Federal Regulations, the Com-
15 mittee shall enter into a written agreement with any such
16 central nonprofit agency: *Provided further*, That such
17 agreement shall contain such auditing, oversight, and re-
18 porting provisions as necessary to implement chapter 85
19 of title 41, United States Code: *Provided further*, That
20 such agreement shall include the elements listed under the
21 heading “Committee For Purchase From People Who Are
22 Blind or Severely Disabled—Written Agreement Ele-
23 ments” in the explanatory statement described in section
24 4 of Public Law 114–113 (in the matter preceding division
25 A of that consolidated Act): *Provided further*, That any

1 such central nonprofit agency may not charge a fee under
2 section 51–3.5 of title 41, Code of Federal Regulations,
3 prior to executing a written agreement with the Com-
4 mittee: *Provided further*, That no less than \$1,650,000
5 shall be available for the Office of Inspector General.

6 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE
7 OPERATING EXPENSES

8 For necessary expenses for the Corporation for Na-
9 tional and Community Service (referred to in this title as
10 “CNCS”) to carry out the Domestic Volunteer Service Act
11 of 1973 (referred to in this title as “1973 Act”) and the
12 National and Community Service Act of 1990 (referred
13 to in this title as “1990 Act”), \$848,529,000, notwith-
14 standing sections 198B(b)(3), 198S(g), 501(a)(4)(C), and
15 501(a)(4)(F) of the 1990 Act: *Provided*, That of the
16 amounts provided under this heading: (1) up to 1 percent
17 of program grant funds may be used to defray the costs
18 of conducting grant application reviews, including the use
19 of outside peer reviewers and electronic management of
20 the grants cycle; (2) \$19,538,000 shall be available to pro-
21 vide assistance to State commissions on national and com-
22 munity service, under section 126(a) of the 1990 Act and
23 notwithstanding section 501(a)(5)(B) of the 1990 Act; (3)
24 \$34,500,000 shall be available to carry out subtitle E of
25 the 1990 Act; and (4) \$6,400,000 shall be available for

1 expenses authorized under section 501(a)(4)(F) of the
2 1990 Act, which, notwithstanding the provisions of section
3 198P shall be awarded by CNCS on a competitive basis:
4 *Provided further*, That for the purposes of carrying out
5 the 1990 Act, satisfying the requirements in section
6 122(c)(1)(D) may include a determination of need by the
7 local community.

8 PAYMENT TO THE NATIONAL SERVICE TRUST
9 (INCLUDING TRANSFER OF FUNDS)

10 For payment to the National Service Trust estab-
11 lished under subtitle D of title I of the 1990 Act,
12 \$212,342,000, to remain available until expended: *Pro-*
13 *vided*, That CNCS may transfer additional funds from the
14 amount provided within “Operating Expenses” allocated
15 to grants under subtitle C of title I of the 1990 Act to
16 the National Service Trust upon determination that such
17 transfer is necessary to support the activities of national
18 service participants and after notice is transmitted to the
19 Committees on Appropriations of the House of Represent-
20 atives and the Senate: *Provided further*, That amounts ap-
21 propriated for or transferred to the National Service Trust
22 may be invested under section 145(b) of the 1990 Act
23 without regard to the requirement to apportion funds
24 under 31 U.S.C. 1513(b).

1 SALARIES AND EXPENSES

2 For necessary expenses of administration as provided
3 under section 501(a)(5) of the 1990 Act and under section
4 504(a) of the 1973 Act, including payment of salaries, au-
5 thorized travel, hire of passenger motor vehicles, the rental
6 of conference rooms in the District of Columbia, the em-
7 ployment of experts and consultants authorized under 5
8 U.S.C. 3109, and not to exceed \$2,500 for official recep-
9 tion and representation expenses, \$86,737,000.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General in carrying out the Inspector General Act of 1978,
13 \$6,750,000.

14 ADMINISTRATIVE PROVISIONS

15 SEC. 401. CNCS shall make any significant changes
16 to program requirements, service delivery or policy only
17 through public notice and comment rulemaking. For fiscal
18 year 2021, during any grant selection process, an officer
19 or employee of CNCS shall not knowingly disclose any cov-
20 ered grant selection information regarding such selection,
21 directly or indirectly, to any person other than an officer
22 or employee of CNCS that is authorized by CNCS to re-
23 ceive such information.

24 SEC. 402. AmeriCorps programs receiving grants
25 under the National Service Trust program shall meet an

1 overall minimum share requirement of 24 percent for the
2 first 3 years that they receive AmeriCorps funding, and
3 thereafter shall meet the overall minimum share require-
4 ment as provided in section 2521.60 of title 45, Code of
5 Federal Regulations, without regard to the operating costs
6 match requirement in section 121(e) or the member sup-
7 port Federal share limitations in section 140 of the 1990
8 Act, and subject to partial waiver consistent with section
9 2521.70 of title 45, Code of Federal Regulations.

10 SEC. 403. Donations made to CNCS under section
11 196 of the 1990 Act for the purposes of financing pro-
12 grams and operations under titles I and II of the 1973
13 Act or subtitle B, C, D, or E of title I of the 1990 Act
14 shall be used to supplement and not supplant current pro-
15 grams and operations.

16 SEC. 404. In addition to the requirements in section
17 146(a) of the 1990 Act, use of an educational award for
18 the purpose described in section 148(a)(4) shall be limited
19 to individuals who are veterans as defined under section
20 101 of the Act.

21 SEC. 405. For the purpose of carrying out section
22 189D of the 1990 Act—

23 (1) entities described in paragraph (a) of such
24 section shall be considered “qualified entities” under

1 section 3 of the National Child Protection Act of
2 1993 (“NCPA”);

3 (2) individuals described in such section shall
4 be considered “volunteers” under section 3 of
5 NCPA; and

6 (3) State Commissions on National and Com-
7 munity Service established pursuant to section 178
8 of the 1990 Act, are authorized to receive criminal
9 history record information, consistent with Public
10 Law 92–544.

11 SEC. 406. Notwithstanding sections 139(b), 146 and
12 147 of the 1990 Act, an individual who successfully com-
13 pletes a term of service of not less than 1,200 hours dur-
14 ing a period of not more than 1 year may receive a na-
15 tional service education award having a value of 70 per-
16 cent of the value of a national service education award
17 determined under section 147(a) of the Act.

18 CORPORATION FOR PUBLIC BROADCASTING

19 For payment to the Corporation for Public Broad-
20 casting (“CPB”), as authorized by the Communications
21 Act of 1934, an amount which shall be available within
22 limitations specified by that Act, for the fiscal year 2023,
23 \$515,000,000: *Provided*, That none of the funds made
24 available to CPB by this Act shall be used to pay for re-
25 ceptions, parties, or similar forms of entertainment for

1 Government officials or employees: *Provided further*, That
2 none of the funds made available to CPB by this Act shall
3 be available or used to aid or support any program or ac-
4 tivity from which any person is excluded, or is denied ben-
5 efits, or is discriminated against, on the basis of race,
6 color, national origin, religion, or sex: *Provided further*,
7 That none of the funds made available to CPB by this
8 Act shall be used to apply any political test or qualification
9 in selecting, appointing, promoting, or taking any other
10 personnel action with respect to officers, agents, and em-
11 ployees of CPB.

12 In addition, for the costs associated with replacing
13 and upgrading the public broadcasting interconnection
14 system and other technologies and services that create in-
15 frastructure and efficiencies within the public media sys-
16 tem, \$20,000,000.

17 FEDERAL MEDIATION AND CONCILIATION SERVICE

18 SALARIES AND EXPENSES

19 For expenses necessary for the Federal Mediation
20 and Conciliation Service (“Service”) to carry out the func-
21 tions vested in it by the Labor-Management Relations Act,
22 1947, including hire of passenger motor vehicles; for ex-
23 penses necessary for the Labor-Management Cooperation
24 Act of 1978; and for expenses necessary for the Service
25 to carry out the functions vested in it by the Civil Service

1 Reform Act, \$48,600,000, including up to \$900,000 to re-
2 main available through September 30, 2022, for activities
3 authorized by the Labor-Management Cooperation Act of
4 1978: *Provided*, That notwithstanding 31 U.S.C. 3302,
5 fees charged, up to full-cost recovery, for special training
6 activities and other conflict resolution services and tech-
7 nical assistance, including those provided to foreign gov-
8 ernments and international organizations, and for arbitra-
9 tion services shall be credited to and merged with this ac-
10 count, and shall remain available until expended: *Provided*
11 *further*, That fees for arbitration services shall be available
12 only for education, training, and professional development
13 of the agency workforce: *Provided further*, That the Direc-
14 tor of the Service is authorized to accept and use on behalf
15 of the United States gifts of services and real, personal,
16 or other property in the aid of any projects or functions
17 within the Director's jurisdiction.

18 FEDERAL MINE SAFETY AND HEALTH REVIEW

19 COMMISSION

20 SALARIES AND EXPENSES

21 For expenses necessary for the Federal Mine Safety
22 and Health Review Commission, \$17,184,000.

1 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

2 OFFICE OF MUSEUM AND LIBRARY SERVICES: GRANTS

3 AND ADMINISTRATION

4 For carrying out the Museum and Library Services
5 Act of 1996 and the National Museum of African Amer-
6 ican History and Culture Act, \$257,000,000 (reduced by
7 \$10,000,000) (increased by \$10,000,000).

8 MEDICAID AND CHIP PAYMENT AND ACCESS

9 COMMISSION

10 SALARIES AND EXPENSES

11 For expenses necessary to carry out section 1900 of
12 the Social Security Act, \$8,780,000.

13 MEDICARE PAYMENT ADVISORY COMMISSION

14 SALARIES AND EXPENSES

15 For expenses necessary to carry out section 1805 of
16 the Social Security Act, \$12,905,000, to be transferred to
17 this appropriation from the Federal Hospital Insurance
18 Trust Fund and the Federal Supplementary Medical In-
19 surance Trust Fund.

20 NATIONAL COUNCIL ON DISABILITY

21 SALARIES AND EXPENSES

22 For expenses necessary for the National Council on
23 Disability as authorized by title IV of the Rehabilitation
24 Act of 1973, \$3,350,000.

1 NATIONAL LABOR RELATIONS BOARD

2 SALARIES AND EXPENSES

3 For expenses necessary for the National Labor Rela-
4 tions Board to carry out the functions vested in it by the
5 Labor-Management Relations Act, 1947, and other laws,
6 \$277,824,000 of which \$1,000,000 shall be used to de-
7 velop a system and procedures to conduct union represen-
8 tation elections electronically: *Provided*, That the National
9 Labor Relations Board shall use funds provided under this
10 heading to expand the number of regional full-time equiva-
11 lent staff above the amount on-board at the end of the
12 fourth quarter of fiscal year 2019: *Provided further*, That
13 the system and procedures described in the previous pro-
14 viso shall be available to conduct union representation
15 elections electronically no later than 30 days after the date
16 of enactment of this Act.

17 ADMINISTRATIVE PROVISIONS

18 SEC. 407. None of the funds made available by this
19 Act may be used to implement , enforce, or take any action
20 in furtherance of the final rule on “The Standard for De-
21 termining Joint-Employer Status” published by the Na-
22 tional Labor Relations Board in the Federal Register on
23 February 26, 2020 (85 Fed. Reg. 11184 et seq.).

24 SEC. 408. None of the funds made available by this
25 Act may be used to implement, enforce, or take any ac-

1 tions in furtherance of, the final rule on “Representation-
2 Case Procedures” published by the National Labor Rela-
3 tions Board in the Federal Register on December 18,
4 2019 (84 Fed. Reg. 69524 et seq.).

5 SEC. 409. (a) None of the funds made available by
6 this Act may be used to restructure or realign the National
7 Labor Relations Board until 240 days after the National
8 Labor Relations Board submits to the Committees on Ap-
9 propriations of the House of Representatives and the Sen-
10 ate (in this section referred to as the “Committees on Ap-
11 propriations”) and to the Comptroller General of the
12 United States, the proposed restructuring or realignment
13 plan of the National Labor Relations Board.

14 (b) Not later than 180 days after the National Labor
15 Relations Board submits to the Committees on Appropria-
16 tions the plan described in subsection (a), the Comptroller
17 General shall submit to the Committees on Appropriations
18 a report assessing such plan.

19 NATIONAL MEDIATION BOARD

20 SALARIES AND EXPENSES

21 For expenses necessary to carry out the provisions
22 of the Railway Labor Act, including emergency boards ap-
23 pointed by the President, \$14,300,000.

1 OCCUPATIONAL SAFETY AND HEALTH REVIEW

2 COMMISSION

3 SALARIES AND EXPENSES

4 For expenses necessary for the Occupational Safety
5 and Health Review Commission, \$13,225,000.

6 RAILROAD RETIREMENT BOARD

7 DUAL BENEFITS PAYMENTS ACCOUNT

8 For payment to the Dual Benefits Payments Ac-
9 count, authorized under section 15(d) of the Railroad Re-
10 tirement Act of 1974, \$13,000,000, which shall include
11 amounts becoming available in fiscal year 2021 pursuant
12 to section 224(c)(1)(B) of Public Law 98–76; and in addi-
13 tion, an amount, not to exceed 2 percent of the amount
14 provided herein, shall be available proportional to the
15 amount by which the product of recipients and the average
16 benefit received exceeds the amount available for payment
17 of vested dual benefits: *Provided*, That the total amount
18 provided herein shall be credited in 12 approximately
19 equal amounts on the first day of each month in the fiscal
20 year.

21 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

22 ACCOUNTS

23 For payment to the accounts established in the
24 Treasury for the payment of benefits under the Railroad
25 Retirement Act for interest earned on unnegotiated

1 until expended, shall be used to supplement, not supplant,
2 existing resources devoted to operations and improvements
3 for the Board's Information Technology Investment Initia-
4 tives.

5 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

6 For expenses necessary for the Office of Inspector
7 General for audit, investigatory and review activities, as
8 authorized by the Inspector General Act of 1978, not more
9 than \$11,000,000, to be derived from the railroad retire-
10 ment accounts and railroad unemployment insurance ac-
11 count.

12 SOCIAL SECURITY ADMINISTRATION

13 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

14 For payment to the Federal Old-Age and Survivors
15 Insurance Trust Fund and the Federal Disability Insur-
16 ance Trust Fund, as provided under sections 201(m) and
17 1131(b)(2) of the Social Security Act, \$11,000,000.

18 SUPPLEMENTAL SECURITY INCOME PROGRAM

19 For carrying out titles XI and XVI of the Social Se-
20 curity Act, section 401 of Public Law 92-603, section 212
21 of Public Law 93-66, as amended, and section 405 of
22 Public Law 95-216, including payment to the Social Secu-
23 rity trust funds for administrative expenses incurred pur-
24 suant to section 201(g)(1) of the Social Security Act,
25 \$40,172,492,000, to remain available until expended: *Pro-*

1 *vided*, That any portion of the funds provided to a State
2 in the current fiscal year and not obligated by the State
3 during that year shall be returned to the Treasury: *Pro-*
4 *vided further*, That not more than \$86,000,000 shall be
5 available for research and demonstrations under sections
6 1110, 1115, and 1144 of the Social Security Act, and re-
7 main available through September 30, 2023.

8 For making, after June 15 of the current fiscal year,
9 benefit payments to individuals under title XVI of the So-
10 cial Security Act, for unanticipated costs incurred for the
11 current fiscal year, such sums as may be necessary.

12 For making benefit payments under title XVI of the
13 Social Security Act for the first quarter of fiscal year
14 2022, \$19,600,000,000, to remain available until ex-
15 pended.

16 LIMITATION ON ADMINISTRATIVE EXPENSES

17 For necessary expenses, including the hire of two pas-
18 senger motor vehicles, and not to exceed \$20,000 for offi-
19 cial reception and representation expenses, not more than
20 \$12,834,945,000 may be expended, as authorized by sec-
21 tion 201(g)(1) of the Social Security Act, from any one
22 or all of the trust funds referred to in such section: *Pro-*
23 *vided*, That not less than \$2,500,000 shall be for the So-
24 cial Security Advisory Board: *Provided further*, That
25 \$45,000,000 shall remain available until expended for in-

1 formation technology modernization, including related
2 hardware and software infrastructure and equipment, and
3 for administrative expenses directly associated with infor-
4 mation technology modernization: *Provided further*, That
5 of the amount made available in the preceding proviso,
6 \$4,000,000 shall be transferred to the “Office of Inspector
7 General”, Social Security Administration, for information
8 technology modernization, including related hardware and
9 software infrastructure and equipment, and for adminis-
10 trative expenses directly associated with information tech-
11 nology modernization: *Provided further*, That such trans-
12 fer authority is in addition to any other transfer authority
13 provided by law: *Provided further*, That \$50,000,000 shall
14 remain available through September 30, 2022, for activi-
15 ties to address the disability hearings backlog within the
16 Office of Hearings Operations: *Provided further*, That un-
17 obligated balances of funds provided under this paragraph
18 at the end of fiscal year 2021 not needed for fiscal year
19 2021 shall remain available until expended to invest in the
20 Social Security Administration information technology
21 and telecommunications hardware and software infra-
22 structure, including related equipment and non-payroll ad-
23 ministrative expenses associated solely with this informa-
24 tion technology and telecommunications infrastructure:
25 *Provided further*, That the Commissioner of Social Secu-

1 rity shall notify the Committees on Appropriations of the
2 House of Representatives and the Senate prior to making
3 unobligated balances available under the authority in the
4 previous proviso: *Provided further*, That reimbursement to
5 the trust funds under this heading for expenditures for
6 official time for employees of the Social Security Adminis-
7 tration pursuant to 5 U.S.C. 7131, and for facilities or
8 support services for labor organizations pursuant to poli-
9 cies, regulations, or procedures referred to in section
10 7135(b) of such title shall be made by the Secretary of
11 the Treasury, with interest, from amounts in the general
12 fund not otherwise appropriated, as soon as possible after
13 such expenditures are made.

14 Of the total amount made available in the first para-
15 graph under this heading, not more than \$1,575,000,000,
16 to remain available through March 31, 2022, is for the
17 costs associated with continuing disability reviews under
18 titles II and XVI of the Social Security Act, including
19 work-related continuing disability reviews to determine
20 whether earnings derived from services demonstrate an in-
21 dividual's ability to engage in substantial gainful activity,
22 for the cost associated with conducting redeterminations
23 of eligibility under title XVI of the Social Security Act,
24 for the cost of co-operative disability investigation units,
25 and for the cost associated with the prosecution of fraud

1 in the programs and operations of the Social Security Ad-
2 ministration by Special Assistant United States Attorneys:
3 *Provided*, That, of such amount, \$273,000,000 is provided
4 to meet the terms of section 251(b)(2)(B)(ii)(III) of the
5 Balanced Budget and Emergency Deficit Control Act of
6 1985, as amended, and \$1,302,000,000 is additional new
7 budget authority specified for purposes of section
8 251(b)(2)(B) of such Act: *Provided further*, That, of the
9 additional new budget authority described in the preceding
10 proviso, up to \$11,200,000 may be transferred to the “Of-
11 fice of Inspector General”, Social Security Administration,
12 for the cost of jointly operated co-operative disability in-
13 vestigation units: *Provided further*, That such transfer au-
14 thority is in addition to any other transfer authority pro-
15 vided by law: *Provided further*, That the Commissioner
16 shall provide to the Congress (at the conclusion of the fis-
17 cal year) a report on the obligation and expenditure of
18 these funds, similar to the reports that were required by
19 section 103(d)(2) of Public Law 104–121 for fiscal years
20 1996 through 2002.

21 In addition, \$135,000,000 to be derived from admin-
22 istration fees in excess of \$5.00 per supplementary pay-
23 ment collected pursuant to section 1616(d) of the Social
24 Security Act or section 212(b)(3) of Public Law 93–66,
25 which shall remain available until expended: *Provided*,

1 That to the extent that the amounts collected pursuant
2 to such sections in fiscal year 2021 exceed \$135,000,000,
3 the amounts shall be available in fiscal year 2022 only
4 to the extent provided in advance in appropriations Acts.

5 In addition, up to \$1,000,000 to be derived from fees
6 collected pursuant to section 303(c) of the Social Security
7 Protection Act, which shall remain available until ex-
8 pended.

9 OFFICE OF INSPECTOR GENERAL
10 (INCLUDING TRANSFER OF FUNDS)

11 For expenses necessary for the Office of Inspector
12 General in carrying out the provisions of the Inspector
13 General Act of 1978, \$30,000,000, together with not to
14 exceed \$75,500,000, to be transferred and expended as
15 authorized by section 201(g)(1) of the Social Security Act
16 from the Federal Old-Age and Survivors Insurance Trust
17 Fund and the Federal Disability Insurance Trust Fund.

18 In addition, an amount not to exceed 3 percent of
19 the total provided in this appropriation may be transferred
20 from the “Limitation on Administrative Expenses”, Social
21 Security Administration, to be merged with this account,
22 to be available for the time and purposes for which this
23 account is available: *Provided*, That notice of such trans-
24 fers shall be transmitted promptly to the Committees on

1 Appropriations of the House of Representatives and the
2 Senate at least 15 days in advance of any transfer.

3 TITLE V

4 GENERAL PROVISIONS

5 (TRANSFER OF FUNDS)

6 SEC. 501. The Secretaries of Labor, Health and
7 Human Services, and Education are authorized to transfer
8 unexpended balances of prior appropriations to accounts
9 corresponding to current appropriations provided in this
10 Act. Such transferred balances shall be used for the same
11 purpose, and for the same periods of time, for which they
12 were originally appropriated.

13 SEC. 502. No part of any appropriation contained in
14 this Act shall remain available for obligation beyond the
15 current fiscal year unless expressly so provided herein.

16 SEC. 503. (a) No part of any appropriation contained
17 in this Act or transferred pursuant to section 4002 of
18 Public Law 111–148 shall be used, other than for normal
19 and recognized executive-legislative relationships, for pub-
20 licity or propaganda purposes, for the preparation, dis-
21 tribution, or use of any kit, pamphlet, booklet, publication,
22 electronic communication, radio, television, or video pres-
23 entation designed to support or defeat the enactment of
24 legislation before the Congress or any State or local legis-
25 lature or legislative body, except in presentation to the

1 Congress or any State or local legislature itself, or de-
2 signed to support or defeat any proposed or pending regu-
3 lation, administrative action, or order issued by the execu-
4 tive branch of any State or local government, except in
5 presentation to the executive branch of any State or local
6 government itself.

7 (b) No part of any appropriation contained in this
8 Act or transferred pursuant to section 4002 of Public Law
9 111–148 shall be used to pay the salary or expenses of
10 any grant or contract recipient, or agent acting for such
11 recipient, related to any activity designed to influence the
12 enactment of legislation, appropriations, regulation, ad-
13 ministrative action, or Executive order proposed or pend-
14 ing before the Congress or any State Government, State
15 legislature or local legislature or legislative body, other
16 than for normal and recognized executive-legislative rela-
17 tionships or participation by an agency or officer of a
18 State, local or Tribal government in policymaking and ad-
19 ministrative processes within the executive branch of that
20 government.

21 (c) The prohibitions in subsections (a) and (b) shall
22 include any activity to advocate or promote any proposed,
23 pending or future Federal, State or local tax increase, or
24 any proposed, pending, or future requirement or restric-
25 tion on any legal consumer product, including its sale or

1 marketing, including but not limited to the advocacy or
2 promotion of gun control.

3 SEC. 504. The Secretaries of Labor and Education
4 are authorized to make available not to exceed \$28,000
5 and \$20,000, respectively, from funds available for sala-
6 ries and expenses under titles I and III, respectively, for
7 official reception and representation expenses; the Direc-
8 tor of the Federal Mediation and Conciliation Service is
9 authorized to make available for official reception and rep-
10 resentation expenses not to exceed \$5,000 from the funds
11 available for “Federal Mediation and Conciliation Service,
12 Salaries and Expenses”; and the Chairman of the Na-
13 tional Mediation Board is authorized to make available for
14 official reception and representation expenses not to ex-
15 ceed \$5,000 from funds available for “National Mediation
16 Board, Salaries and Expenses”.

17 SEC. 505. When issuing statements, press releases,
18 requests for proposals, bid solicitations and other docu-
19 ments describing projects or programs funded in whole or
20 in part with Federal money, all grantees receiving Federal
21 funds included in this Act, including but not limited to
22 State and local governments and recipients of Federal re-
23 search grants, shall clearly state—

1 (1) the percentage of the total costs of the pro-
2 gram or project which will be financed with Federal
3 money;

4 (2) the dollar amount of Federal funds for the
5 project or program; and

6 (3) percentage and dollar amount of the total
7 costs of the project or program that will be financed
8 by non-governmental sources.

9 SEC. 506. (a) None of the funds appropriated in this
10 Act, and none of the funds in any trust fund to which
11 funds are appropriated in this Act, shall be expended for
12 any abortion.

13 (b) None of the funds appropriated in this Act, and
14 none of the funds in any trust fund to which funds are
15 appropriated in this Act, shall be expended for health ben-
16 efits coverage that includes coverage of abortion.

17 (c) The term “health benefits coverage” means the
18 package of services covered by a managed care provider
19 or organization pursuant to a contract or other arrange-
20 ment.

21 SEC. 507. (a) The limitations established in the pre-
22 ceding section shall not apply to an abortion—

23 (1) if the pregnancy is the result of an act of
24 rape or incest; or

1 (2) in the case where a woman suffers from a
2 physical disorder, physical injury, or physical illness,
3 including a life-endangering physical condition
4 caused by or arising from the pregnancy itself, that
5 would, as certified by a physician, place the woman
6 in danger of death unless an abortion is performed.

7 (b) Nothing in the preceding section shall be con-
8 strued as prohibiting the expenditure by a State, locality,
9 entity, or private person of State, local, or private funds
10 (other than a State's or locality's contribution of Medicaid
11 matching funds).

12 (c) Nothing in the preceding section shall be con-
13 strued as restricting the ability of any managed care pro-
14 vider from offering abortion coverage or the ability of a
15 State or locality to contract separately with such a pro-
16 vider for such coverage with State funds (other than a
17 State's or locality's contribution of Medicaid matching
18 funds).

19 (d)(1) None of the funds made available in this Act
20 may be made available to a Federal agency or program,
21 or to a State or local government, if such agency, program,
22 or government subjects any institutional or individual
23 health care entity to discrimination on the basis that the
24 health care entity does not provide, pay for, provide cov-
25 erage of, or refer for abortions.

1 (2) In this subsection, the term “health care entity”
2 includes an individual physician or other health care pro-
3 fessional, a hospital, a provider-sponsored organization, a
4 health maintenance organization, a health insurance plan,
5 or any other kind of health care facility, organization, or
6 plan.

7 SEC. 508. (a) None of the funds made available in
8 this Act may be used for—

9 (1) the creation of a human embryo or embryos
10 for research purposes; or

11 (2) research in which a human embryo or em-
12 bryos are destroyed, discarded, or knowingly sub-
13 jected to risk of injury or death greater than that
14 allowed for research on fetuses in utero under 45
15 CFR 46.204(b) and section 498(b) of the Public
16 Health Service Act (42 U.S.C. 289g(b)).

17 (b) For purposes of this section, the term “human
18 embryo or embryos” includes any organism, not protected
19 as a human subject under 45 CFR 46 as of the date of
20 the enactment of this Act, that is derived by fertilization,
21 parthenogenesis, cloning, or any other means from one or
22 more human gametes or human diploid cells.

23 SEC. 509. (a) None of the funds made available in
24 this Act may be used for any activity that promotes the
25 legalization of any drug or other substance included in

1 schedule I of the schedules of controlled substances estab-
2 lished under section 202 of the Controlled Substances Act
3 except for normal and recognized executive-congressional
4 communications.

5 (b) The limitation in subsection (a) shall not apply
6 when there is significant medical evidence of a therapeutic
7 advantage to the use of such drug or other substance or
8 that federally sponsored clinical trials are being conducted
9 to determine therapeutic advantage.

10 SEC. 510. None of the funds made available in this
11 Act may be obligated or expended to enter into or renew
12 a contract with an entity if—

13 (1) such entity is otherwise a contractor with
14 the United States and is subject to the requirement
15 in 38 U.S.C. 4212(d) regarding submission of an
16 annual report to the Secretary of Labor concerning
17 employment of certain veterans; and

18 (2) such entity has not submitted a report as
19 required by that section for the most recent year for
20 which such requirement was applicable to such enti-
21 ty.

22 SEC. 511. None of the funds made available in this
23 Act may be transferred to any department, agency, or in-
24 strumentality of the United States Government, except

1 pursuant to a transfer made by, or transfer authority pro-
2 vided in, this Act or any other appropriation Act.

3 SEC. 512. None of the funds made available by this
4 Act to carry out the Library Services and Technology Act
5 may be made available to any library covered by para-
6 graph (1) of section 224(f) of such Act, as amended by
7 the Children's Internet Protection Act, unless such library
8 has made the certifications required by paragraph (4) of
9 such section.

10 SEC. 513. (a) None of the funds provided under this
11 Act, or provided under previous appropriations Acts to the
12 agencies funded by this Act that remain available for obli-
13 gation or expenditure in fiscal year 2021, or provided from
14 any accounts in the Treasury of the United States derived
15 by the collection of fees available to the agencies funded
16 by this Act, shall be available for obligation or expenditure
17 through a reprogramming of funds that—

18 (1) creates new programs;

19 (2) eliminates a program, project, or activity;

20 (3) increases funds or personnel by any means
21 for any project or activity for which funds have been
22 denied or restricted; or

23 (4) contracts out or privatizes any functions or
24 activities presently performed by Federal employees;

1 unless the Committees on Appropriations of the House of
2 Representatives and the Senate are consulted 15 days in
3 advance of such reprogramming or of an announcement
4 of intent relating to such reprogramming, whichever oc-
5 curs earlier, and are notified in writing 10 days in advance
6 of such reprogramming.

7 (b) None of the funds provided under this Act, or
8 provided under previous appropriations Acts to the agen-
9 cies funded by this Act that remain available for obligation
10 or expenditure in fiscal year 2021, or provided from any
11 accounts in the Treasury of the United States derived by
12 the collection of fees available to the agencies funded by
13 this Act, shall be available for obligation or expenditure
14 through a reprogramming of funds in excess of \$500,000
15 or 10 percent, whichever is less, that—

16 (1) augments existing programs, projects (in-
17 cluding construction projects), or activities;

18 (2) reduces by 10 percent funding for any exist-
19 ing program, project, or activity, or numbers of per-
20 sonnel by 10 percent as approved by Congress; or

21 (3) results from any general savings from a re-
22 duction in personnel which would result in a change
23 in existing programs, activities, or projects as ap-
24 proved by Congress;

1 unless the Committees on Appropriations of the House of
2 Representatives and the Senate are consulted 15 days in
3 advance of such reprogramming or of an announcement
4 of intent relating to such reprogramming, whichever oc-
5 curs earlier, and are notified in writing 10 days in advance
6 of such reprogramming.

7 (c) None of the funds provided under this Act, or pro-
8 vided under previous appropriations Acts to the agencies
9 funded by this Act that remain available for obligation or
10 expenditure in the current year fiscal year, or provided
11 from any accounts in the Treasury of the United States
12 derived by the collection of fees available to the agencies
13 funded by this Act, shall be available for obligation or ex-
14 penditure that—

15 (1) relocates an office or employees;

16 (2) reorganizes or renames offices; or

17 (3) reorganizes programs or activities;

18 unless the relocation, renaming, or reorganization was in-
19 cluded in the President's fiscal year 2021 budget proposal,
20 including the accompanying justification documents sub-
21 mitted to the Committees on Appropriations of the House
22 of Representatives and the Senate, and such committees
23 are consulted at least 15 days in advance of such reloca-
24 tion, renaming, or reorganization.

1 SEC. 514. (a) None of the funds made available in
2 this Act may be used to request that a candidate for ap-
3 pointment to a Federal scientific advisory committee dis-
4 close the political affiliation or voting history of the can-
5 didate or the position that the candidate holds with re-
6 spect to political issues not directly related to and nec-
7 essary for the work of the committee involved.

8 (b) None of the funds made available in this Act may
9 be used to disseminate information that is deliberately
10 false or misleading.

11 SEC. 515. Within 45 days of enactment of this Act,
12 each department and related agency funded through this
13 Act shall submit an operating plan that details at the pro-
14 gram, project, and activity level any funding allocations
15 for fiscal year 2021 that are different than those specified
16 in this Act, the detailed table in the committee report ac-
17 companying this Act, or the fiscal year 2021 budget re-
18 quest.

19 SEC. 516. The Secretaries of Labor, Health and
20 Human Services, and Education shall each prepare and
21 submit to the Committees on Appropriations of the House
22 of Representatives and the Senate a report on the number
23 and amount of contracts, grants, and cooperative agree-
24 ments exceeding \$500,000, individually or in total for a
25 particular project, activity, or programmatic initiative, in

1 value and awarded by the Department on a non-competi-
2 tive basis during each quarter of fiscal year 2021, but not
3 to include grants awarded on a formula basis or directed
4 by law. Such report shall include the name of the con-
5 tractor or grantee, the amount of funding, the govern-
6 mental purpose, including a justification for issuing the
7 award on a non-competitive basis. Such report shall be
8 transmitted to the Committees within 30 days after the
9 end of the quarter for which the report is submitted.

10 SEC. 517. None of the funds appropriated in this Act
11 shall be expended or obligated by the Commissioner of So-
12 cial Security, for purposes of administering Social Security
13 benefit payments under title II of the Social Security Act,
14 to process any claim for credit for a quarter of coverage
15 based on work performed under a social security account
16 number that is not the claimant's number and the per-
17 formance of such work under such number has formed the
18 basis for a conviction of the claimant of a violation of sec-
19 tion 208(a)(6) or (7) of the Social Security Act.

20 SEC. 518. None of the funds appropriated by this Act
21 may be used by the Commissioner of Social Security or
22 the Social Security Administration to pay the compensa-
23 tion of employees of the Social Security Administration
24 to administer Social Security benefit payments, under any
25 agreement between the United States and Mexico estab-

1 lishing totalization arrangements between the social secu-
2 rity system established by title II of the Social Security
3 Act and the social security system of Mexico, which would
4 not otherwise be payable but for such agreement.

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

9 (b) Nothing in subsection (a) shall limit the use of
10 funds necessary for any Federal, State, Tribal, or local
11 law enforcement agency or any other entity carrying out
12 criminal investigations, prosecution, or adjudication activi-
13 ties.

14 SEC. 520. For purposes of carrying out Executive
15 Order No. 13589, Office of Management and Budget
16 Memorandum M-12-12 dated May 11, 2012, and require-
17 ments contained in the annual appropriations bills relating
18 to conference attendance and expenditures—

19 (1) the operating divisions of HHS shall be con-
20 sidered independent agencies; and

21 (2) attendance at and support for scientific con-
22 ferences shall be tabulated separately from and not
23 included in agency totals.

24 SEC. 521. Federal agencies funded under this Act
25 shall clearly state within the text, audio, or video used for

1 advertising or educational purposes, including emails or
2 internet postings, that the communication is printed, pub-
3 lished, or produced and disseminated at U.S. taxpayer ex-
4 pense. The funds used by a Federal agency to carry out
5 this requirement shall be derived from amounts made
6 available to the agency for advertising or other commu-
7 nications regarding the programs and activities of the
8 agency.

9 SEC. 522. (a) Federal agencies may use Federal dis-
10 cretionary funds that are made available in this Act to
11 carry out up to 10 Performance Partnership Pilots. Such
12 Pilots shall be governed by the provisions of section 526
13 of division H of Public Law 113–76, except that in car-
14 rying out such Pilots section 526 shall be applied by sub-
15 stituting “FISCAL YEAR 2021” for “FISCAL YEAR 2014”
16 in the title of subsection (b) and by substituting “Sep-
17 tember 30, 2025” for “September 30, 2018” each place
18 it appears: *Provided*, That such pilots shall include com-
19 munities that have experienced civil unrest.

20 (b) In addition, Federal agencies may use Federal
21 discretionary funds that are made available in this Act to
22 participate in Performance Partnership Pilots that are
23 being carried out pursuant to the authority provided by
24 section 526 of division H of Public Law 113–76, section
25 524 of division G of Public Law 113–235, section 525 of

1 division H of Public Law 114–113, section 525 of division
2 H of Public Law 115–31, section 525 of division H of
3 Public Law 115–141, and section 524 of division A of
4 Public Law 116–94.

5 (c) Pilot sites selected under authorities in this Act
6 and prior appropriations Acts may be granted by relevant
7 agencies up to an additional 5 years to operate under such
8 authorities.

9 SEC. 523. Not later than 30 days after the end of
10 each calendar quarter, beginning with the first month of
11 fiscal year 2021, the Departments of Labor, Health and
12 Human Services and Education and the Social Security
13 Administration shall provide the Committees on Appro-
14 priations of the House of Representatives and Senate a
15 report on the status of balances of appropriations: *Pro-*
16 *vided*, That for balances that are unobligated and uncom-
17 mitted, committed, and obligated but unexpended, the
18 monthly reports shall separately identify the amounts at-
19 tributable to each source year of appropriation (beginning
20 with fiscal year 2012, or, to the extent feasible, earlier
21 fiscal years) from which balances were derived.

22 SEC. 524. The Departments of Labor, Health and
23 Human Services, or Education shall provide to the Com-
24 mittees on Appropriations of the House of Representatives
25 and the Senate a comprehensive list of any new or com-

1 petitive grant award notifications, including supplements,
2 issued at the discretion of such Departments not less than
3 3 full business days before any entity selected to receive
4 a grant award is announced by the Department or its of-
5 fices (other than emergency response grants at any time
6 of the year or for grant awards made during the last 10
7 business days of the fiscal year, or if applicable, of the
8 program year).

9 SEC. 525. Each department and related agency fund-
10 ed through this Act shall provide answers to questions
11 submitted for the record by members of the Committee
12 within 45 business days after receipt.

13 SEC. 526. None of the funds appropriated in this Act
14 may be used to finalize or implement the proposed regula-
15 tion titled “Rules Regarding the Frequency and Notice of
16 Continuing Disability Reviews” published by the Social
17 Security Administration on November 18, 2019 (84 Fed.
18 Reg. 63588 et seq.).

19 SEC. 527. None of the funds appropriated in this Act
20 may be used to finalize or implement the notice of pro-
21 posed rulemaking titled “Hearings Held by Administrative
22 Appeals Judges of the Appeals Council” published by the
23 Social Security Administration on December 20, 2019 (84
24 Fed. Reg. 70080 et seq.).

1 (RESCISSION)

2 SEC. 528. Of the unobligated balances made available
3 by section 301(b)(3) of Public Law 114–10,
4 \$5,185,000,000 are hereby permanently rescinded.

5 SEC. 529. Of the unobligated balances made available
6 for purposes of carrying out section 2105(a)(3) of the So-
7 cial Security Act, \$6,566,000,000 shall not be available
8 for obligation in this fiscal year.

9 SEC. 530. (a) Any funds made available by this Act
10 that are used to fund an apprenticeship or apprenticeship
11 program shall only be used for, or provided to, an appren-
12 ticeship or apprenticeship program that meets the defini-
13 tion in subsection (b), including any funds awarded for
14 the purposes of grants, contracts, or cooperative agree-
15 ments, or the development, implementation, or administra-
16 tion, of an apprenticeship or an apprenticeship program.

17 (b) The term “apprenticeship” or “apprenticeship
18 program” means an apprenticeship program registered
19 under the Act of August 16, 1937 (commonly known as
20 the “National Apprenticeship Act”; 50 Stat. 664, chapter
21 663; 29 U.S.C. 50 et seq.), including any requirement,
22 standard, or rule promulgated under such Act, as such
23 requirement, standard, or rule was in effect on December
24 30, 2019.

1 TITLE VI
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”, \$9,000,000,000, to remain avail-
8 able until September 30, 2025, for public health and emer-
9 gency preparedness and response, domestically or inter-
10 nationally: *Provided*, That of the amount made available
11 under this heading, \$2,000,000,000 shall be for public
12 health emergency preparedness cooperative agreements
13 under section 319C–1 of the PHS Act: *Provided further*,
14 That of the amount made available under this heading,
15 \$1,000,000,000 shall be for epidemiology and laboratory
16 capacity cooperative agreements under section 2821 of the
17 PHS: *Provided further*, That funds made available in the
18 preceding proviso may be used for construction, alteration,
19 or renovation of non-federally owned facilities, or the pur-
20 chase of equipment: *Provided further*, That all construc-
21 tion, alteration, or renovation work, carried out in whole
22 or in part with funds appropriated under this heading in
23 this Act, shall be subject to the requirements of section
24 1621(b)(1)(I) of the PHS Act (42 U.S.C. 300s-
25 1(b)(1)(I)): *Provided further*, That of the amount made

1 available under this heading for specified programs, not
2 less than \$150,000,000 shall be allocated to Tribes, Tribal
3 organizations, urban Indian health organizations, or
4 health service providers to Tribes: *Provided further*, That
5 of the amount made available under this heading,
6 \$1,000,000,000 shall be for global disease detection and
7 emergency response: *Provided further*, That of the amount
8 made available under this heading, \$4,000,000,000 shall
9 be for a vaccination campaign, including preparedness, op-
10 erations, and distribution, and a comprehensive campaign
11 to achieve coverage goals, and for an enhanced influenza
12 vaccination campaign, including purchase of vaccine as
13 necessary to increase coverage: *Provided further*, That the
14 Director of the Centers for Disease Control and Preven-
15 tion shall provide a briefing to the Committees on Appro-
16 priations of the House of Representatives and the Senate
17 at least 1 week prior to obligating funds made available
18 in the preceding proviso on the CDC's plans for vaccina-
19 tion campaigns in fiscal year 2021: *Provided further*, That
20 of the amount made available under this heading,
21 \$400,000,000 shall be for public health data surveillance
22 and analytics infrastructure modernization: *Provided fur-*
23 *ther*, That of the amount made available under this head-
24 ing, \$200,000,000 shall be for activities to support public
25 health workforce development, including the Epidemic In-

1 telligence Service fellowship program: *Provided further*,
2 That of the amount made available under this heading,
3 \$400,000,000 shall be transferred to and merged with
4 amounts in the Infectious Diseases Rapid Response Re-
5 serve Fund, established by section 231 of division B of
6 Public Law 115–245: *Provided further*, That such amount
7 is designated by the Congress as being for an emergency
8 requirement pursuant to section 251(b)(2)(A)(i) of the
9 Balanced Budget and Emergency Deficit Control Act of
10 1985.

11 NATIONAL INSTITUTES OF HEALTH

12 OFFICE OF THE DIRECTOR

13 (INCLUDING TRANSFER OF FUNDS)

14 For an additional amount for “Office of the Direc-
15 tor”, \$5,000,000,000, to remain available until September
16 30, 2025: *Provided*, That funds made available under this
17 heading may be used to offset the costs related to reduc-
18 tions in laboratory productivity resulting from interrup-
19 tions or shutdowns of research activity in fiscal year 2020:
20 *Provided further*, That funds made available under this
21 heading may be transferred to the accounts of the Insti-
22 tutes and Centers of the National Institutes of Health
23 (“NIH”): *Provided further*, That the transfer authority in
24 the preceding proviso is in addition to any other transfer
25 authority available to the NIH: *Provided further*, That of

1 the amount made available under this heading, the Direc-
2 tor of NIH shall transfer not less than \$2,500,000,000
3 to the accounts of the Institutes and Centers of the NIH
4 in proportion to the amounts otherwise made available to
5 such Institutes and Centers under the heading “National
6 Institutes of Health” in division A of the Further Consoli-
7 dated Appropriations Act, 2020 (Public Law 116–94):
8 *Provided further*, That of the amount made available
9 under this heading, the Director of NIH shall transfer to
10 “Buildings and Facilities” an amount equal to the amount
11 made available for buildings and facilities at the NIH in
12 section 237 of division A of such Act: *Provided further*,
13 That the Director of the NIH shall provide a briefing to
14 the Committees on Appropriations of the House of Rep-
15 resentatives and the Senate at least 1 week prior to obli-
16 gating funds made available under this heading on the
17 NIH’s plans for obligating emergency funds: *Provided fur-*
18 *ther*, That such amount is designated by the Congress as
19 being for an emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

1 OFFICE OF THE SECRETARY
2 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
3 FUND

4 For an additional amount for “Public Health and So-
5 cial Services Emergency Fund”, \$4,500,000,000 (in-
6 creased by \$100,000,000) (reduced by \$100,000,000), to
7 remain available until September 30, 2025, for the devel-
8 opment of necessary countermeasures and vaccines,
9 prioritizing platform-based technologies with U.S.-based
10 manufacturing capabilities, the purchase of vaccines,
11 therapeutics, diagnostics, and necessary medical supplies,
12 as well as initial advance manufacturing and novel dis-
13 pensing: *Provided*, That funds made available under this
14 heading may be used to develop and demonstrate innova-
15 tions and enhancements to manufacturing platforms to
16 support such capabilities: *Provided further*, That products
17 purchased with funds appropriated under this heading
18 may, at the discretion of the Secretary of Health and
19 Human Services, be deposited in the Strategic National
20 Stockpile under section 319F–2 of the PHS Act: *Provided*
21 *further*, That funds made available under this heading
22 may be transferred to, and merged with, the fund author-
23 ized by section 319F–4, the Covered Countermeasure
24 Process Fund, of the PHS Act: *Provided further*, That of
25 the amount made available under this heading,

1 \$3,500,000,000 shall be available to the Biomedical Ad-
2 vanced Research and Development Authority for necessary
3 expenses of advanced research, development, manufac-
4 turing, production, and purchase of vaccines and thera-
5 peutics: *Provided further*, That the Director of the Bio-
6 medical Advanced Research and Development Authority
7 shall provide a briefing to the Committees on Appropria-
8 tions of the House of Representatives and the Senate at
9 least 1 week prior to obligating funds made available in
10 the preceding proviso on the Department's plans to
11 produce a sufficient supply of vaccine for the U.S. popu-
12 lation: *Provided further*, That of the amount made avail-
13 able under this heading, \$500,000,000 shall be available
14 to the Biomedical Advanced Research and Development
15 Authority for the construction, renovation, or equipping
16 of U.S.-based next generation manufacturing facilities,
17 other than facilities owned by the United States Govern-
18 ment: *Provided further*, That of the amount made available
19 under this heading, \$500,000,000 (increased by
20 \$200,000,000) (reduced by \$200,000,000) shall be avail-
21 able to the Biomedical Advanced Research and Develop-
22 ment Authority to promote innovation in antibacterial re-
23 search and development: *Provided further*, That funds
24 made available under this heading may be used for grants
25 for the rent, lease, purchase, acquisition, construction, al-

1 teration, or renovation of non-federally owned facilities to
2 improve preparedness and response capability at the State
3 and local levels: *Provided further*, That funds made avail-
4 able under this heading may be used for the construction,
5 alteration, renovation or equipping of non-federally owned
6 facilities for the production of vaccines, therapeutics,
7 diagnostics, and medicines and other items purchased
8 under section 319F–2(a) of the PHS Act where the Sec-
9 retary determines that such use is necessary to assure suf-
10 ficient domestic production of such supplies: *Provided fur-*
11 *ther*, That all construction, alteration, or renovation work,
12 carried out in whole or in part with funds made available
13 under this heading, shall be subject to the requirements
14 of section 1621(b)(1)(I) of the PHS Act (42 U.S.C. 300s–
15 1(b)(1)(I)): *Provided further*, That such amount is des-
16 ignated 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 PUBLIC HEALTH EMERGENCY FUND

20 For an additional amount for “Public Health Emer-
21 gency Fund”, \$5,000,000,000 (reduced by \$1,000,000)
22 (increased by \$1,000,000), to remain available until ex-
23 pended, to be deposited into the Public Health Emergency
24 Fund, as established under section 319(b) of the Public
25 Health Service Act: *Provided*, That products purchased

1 with funds appropriated under this heading may, at the
2 discretion of the Secretary of Health and Human Services,
3 be deposited in the Strategic National Stockpile under sec-
4 tion 319F–2 of the Public Health Service Act: *Provided*
5 *further*, That the Secretary of Health and Human Services
6 (or the Assistant Secretary for Preparedness and Re-
7 sponse on behalf of the Secretary) shall provide a briefing
8 to the Committees on Appropriations of the House of Rep-
9 resentatives and the Senate at least 1 week prior to obli-
10 gating funds made available under this heading on the De-
11 partment’s plans for obligating emergency funds: *Provided*
12 *further*, That such amount is designated by the Congress
13 as being for an emergency requirement pursuant to sec-
14 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985.

16 GENERAL PROVISIONS

17 SEC. 601. The amounts provided by the first proviso
18 following paragraph (6) under the heading “Department
19 of Labor—Employment and Training Administration—
20 State Unemployment Insurance and Employment Service
21 Operations” in title I of this Act are designated by the
22 Congress as being for an emergency requirement pursuant
23 to section 251(b)(2)(A)(i) of the Balanced Budget and
24 Emergency Deficit Control Act of 1985.

1 SEC. 602. Not later than 30 days after the date of
2 enactment of this Act, the Secretary of Health and
3 Human Services shall provide a detailed spend plan of an-
4 ticipated uses of funds made available to the Department
5 of Health and Human Services in this title, including esti-
6 mated personnel and administrative costs, to the Commit-
7 tees on Appropriations of the House of Representatives
8 and the Senate: *Provided*, That such plans shall be up-
9 dated and submitted to such Committees every 60 days
10 until September 30, 2025: *Provided further*, That the
11 spend plans shall be accompanied by a listing of each con-
12 tract obligation incurred that exceeds \$5,000,000 which
13 has not previously been reported, including the amount of
14 each such obligation.

15 SEC. 603. None of the funds made available by this
16 Act may be used to implement, enforce, or otherwise give
17 effect to the rule entitled “Religious Exemptions and Ac-
18 commodations for Coverage of Certain Preventive Services
19 Under the Affordable Care Act” (83 Fed. Reg. 57536
20 (November 15, 2018)), or the rule entitled “Moral Exemp-
21 tions and Accommodations for Coverage of Certain Pre-
22 ventive Services Under the Affordable Care Act” (83 Fed.
23 Reg. 57592 (November 15, 2018)).

24 SEC. 604. For “Department of Health and Human
25 Services—Office of the Secretary—public health and so-

1 cial services emergency fund” for a military and civilian
 2 partnership for trauma readiness grant program, as au-
 3 thorized by section 1291 of the Public Health Service Act
 4 (42 U.S.C. 300d–91), there is hereby appropriated, and
 5 the amount otherwise provided by this Act for “Depart-
 6 ment of Health and Human Services—office of the Sec-
 7 retary—general departmental management” is hereby re-
 8 duced by, \$11,500,000.

9 SEC. 605. None of the funds made available by this
 10 Act may be used to implement or enforce the guidance
 11 contained in WHD Field Bulletin No. 2020–2.

12 SEC. 606. (a) None of the funds appropriated or oth-
 13 erwise made available by this Act may be made available
 14 to enter into any new contract, grant, or cooperative
 15 agreement with any entity listed in subsection (b).

16 (b) The entities listed in this subsection are the fol-
 17 lowing:

Trump International Hotel & Tower Chi- cago, Chicago, IL	Trump International Hotel & Golf Links Ireland (formerly The Lodge at Doonbeg), Doonbeg, Ireland	Trump International Hotel Las Vegas, Las Vegas, NV
Trump National Doral Miami, Miami, FL	Trump International Hotel & Tower New York, New York City, NY	Trump SoHo New York, New York City, NY
Trump International Hotel & Tower, Van- couver, Vancouver, Canada	Trump International Hotel Waikiki, Hono- lulu, HI	Trump International Hotel Washington, DC
Trump Tower, 721 Fifth Avenue, New York City, New York	Trump World Tower, 845 United Nations Plaza, New York City, New York	Trump Park Avenue, 502 Park Avenue, New York City, New York

Trump International Hotel & Tower, NY	Trump Parc East, 100 Central Park South, New York City, New York	Trump Palace, 200 East 69th Street, New York City, New York
Heritage, Trump Place, 240 Riverside Blvd, New York City, New York	Trump Place, 220 Riverside Blvd, New York City, New York	Trump Place, 200 Riverside Blvd, New York City, New York
Trump Grande, Sunny Isles, FL	Trump Hollywood Florida, Hollywood, Florida	Trump Plaza, New Rochelle, NY
Trump Tower at City Center, Westchester, NY	Trump Park Residences, Yorktown, NY	Trump Parc Stamford, Stamford, Connecticut
Trump Plaza Residences, Jersey City, NJ	The Estate at Trump National, Los Angeles, CA	Trump Towers Pune, India, Pune, India
Trump Tower Mumbai, India, Mumbai, India	Trump Towers Makati, Philippines, Makati, Philippines	Trump International Vancouver, Vancouver, Canada
Trump Towers Istanbul, Sisli, Istanbul, Sisli	Trump Tower Punta Del Este, Uruguay, Punta Sel Este, Uruguay	Briar Hall Operations LLC, New York, New York
DT Dubai Golf Manager LLC, New York, New York	DT Dubai Golf Manager Member Corp, New York, New York	DT Dubai II Golf Manager LLC, New York, New York
DT Home Marks International LLC, New York, New York	DT Home Marks International Member Corp, New York, New York	DT India Venture LLC, New York, New York
DT India Venture Managing Member Corp, New York, New York	DT Marks Baku LLC, New York, New York	DT Marks Baku Managing Member Corp, New York, New York
DT Marks Dubai LLC, New York, New York	DT Marks Dubai Member Corp, New York, New York	DT Marks Dubai II LLC, New York, New York
DT Marks Dubai II Member Corp, New York, New York	DT Marks Gurgaon LLC, New York, New York	DT Marks Gurgaon Managing Member Corp, New York, New York
DT Marks Jersey City LLC, New York, New York	DT Marks Jupiter LLC, New York, New York	DT Mark Qatar LLC, New York, New York
DT Marks Qatar Member Corp, New York, New York	DT Marks Products International LLC, New York, New York	DT Marks Product International Member Corp, New York, New York
DT Marks Pune LLC, New York, New York	DT Marks Pune Managing Member Corp, New York, New York	DT MARKS PUNE II LLC, New York, New York
DT Marks Pune II Managing Member Corp, New York, New York	DT Marks Rio LLC, New York, New York	DT Marks Rio Member Corp, New York, New York
DT Marks Vancouver LP, New York, New York	DT Marks Vancouver Managing Member Corp, New York, New York	DT Marks Worli LLC, New York, New York
DT Marks Worli Member Corp, New York, New York	DT Tower Gurgaon LLC, New York, New York	DT Tower Gurgaon Managing Member Corp, New York, New York
Indian Hills Holdings LLC f/k/a Indian Hills Development LLC, New York, New York	Jupiter Golf Club LLC (Trump National Gold Club-Jupiter), New York, New York	Jupiter Golf Club Managing Member Corp, New York, New York

Lamington Family Holdings LLC, New York, New York	Lawrence Towers Apartments, New York, New York	LFB Acquisition LLC, New York, New York
LFB Acquisition Member Corp, New York, New York	MAR-A-LAGO CLUB, L.L.C., Palm Beach, Florida	Mar A Lago Club, L.L.C, New York, New York
Nitto World Co, Limited, Turnberry, Scotland	OPO Hotel Manager LLC, New York, New York	OPO Hotel Manager Member Corp, New York, New York
OWO Developer LLC, New York, New York	TIGL Ireland Enterprises Limited (Trump International Golf Links- Doonbeg), Doonbeg, Ireland	TIGL Ireland Management Limited, Doonbeg, Ireland
Ace Entertainment Holdings Inc (f/k/a Trump Casinos Inc and formerly Trump Taj Mahal, Inc), Atlantic City, NJ	Trump Chicago Commercial Member Corp, New York, New York	Trump Chicago Commercial Manager LLC, New York, New York
Trump Chicago Development LLC, New York, New York	Trump Chicago Hotel Member Corp, New York, New York	Trump Chicago Hotel Manager LLC, New York, New York
Trump Chicago Managing Member LLC, New York, New York	Trump Chicago Member LLC, New York, New York	Trump Chicago Residential Member Corp, New York, New York
Trump Chicago Residential Manager LLC, New York, New York	Trump Chicago Retail LLC, New York, New York	Trump Chicago Retail Manager LLC, New York, New York
Trump Chicago Retail Member Corp, New York, New York	Trump Drinks Israel Holdings LLC, New York, New York	Trump Drinks Israel Holdings Member Corp, New York, New York
Trump Drinks Israel LLC, New York, New York	Trump Drinks Israel Member Corp, New York, New York	Trump Endeavor 12 LLC (Trump National Doral), New York, New York
Trump Endeavor 12 Manager Corp, New York, New York	Trump Golf Acquisitions LLC, New York, New York	Trump Golf Coco Beach LLC, New York, New York
Trump Golf Coco Beach Member Corp, New York, New York	Trump International Development LLC, New York, New York	Trump International Golf Club LC (Trump International Golf Club- Florida), New York, New York
Trump International Golf Club Scotland Limited, Aberdeen, Scotland	Trump International Golf Club, Inc, Palm Beach, Florida	Trump International Hotel and Tower Condominium, New York, New York
Trump International Hotel Hawaii LLC, New York, New York	Trump International Hotels Management LLC, New York, New York	Trump International Management Corp, New York, New York
Trump Korean Projects LLC, New York, New York	Trump Marks Atlanta LLC, New York, New York	Trump Marks Atlanta Member Corp, New York, New York
Trump Marks Baja Corp, New York, New York	Trump Marks Baja LLC, New York, New York	Trump Marks Batumi, LLC, New York, New York
Trump Marks Beverages Corp, New York, New York	Trump Marks Beverages, LLC New York, New York	Trump Marks Canouan Corp, New York, New York
Trump Marks Canouan, LLC New York, New York	Trump Marks Chicago LLC, New York, New York	Trump Marks Chicago Member Corp, New York, New York

Trump Marks Dubai Corp, New York, New York	Trump Marks Dubai LLC, New York, New York	Trump Marks Egypt Corp, New York, New York
Trump Marks Egypt LLC, New York, New York	Trump Marks Fine Foods LLC, New York, New York	Trump Marks Fine Foods Member Corp, New York, New York
Trump Marks Ft. Lauderdale LLC, New York, New York	Trump Marks Ft. Lauderdale Member Corp, New York, New York	Trump Marks GP Corp, New York, New York
Trump Marks Holdings LP (FKA Trump Marks LP), New York, New York	Trump Marks Hollywood Corp, New York, New York	Trump Marks Hollywood LLC, New York, New York
Trump Marks Istanbul II Corp, New York, New York	Trump Marks Istanbul II LLC, New York, New York	Trump Marks Jersey City Corp, New York, New York
Trump Marks Jersey City LLC, New York, New York	Trump Marks Mattress LLC, New York, New York	Trump Marks Mattress Member Corp, New York, New York
Trump Marks Menswear LLC, New York, New York	Trump Marks Menswear Member Corp, New York, New York	Trump Marks Mortgage Corp, New York, New York
Trump Marks Mtg LLC, New York, New York	Trump Marks Mumbai LLC, New York, New York	Trump Marks Mumbai Member Corp, New York, New York
Trump Marks New Rochelle Corp, New York, New York	Trump Marks New Rochelle LLC, New York, New York	Trump Marks Palm Beach Corp, New York, New York
Trump Marks Palm Beach LLC, New York, New York	Trump Marks Panama Corp, New York, New York	Trump Marks Panama LLC, New York, New York
Trump Marks Philadelphia Corp, New York, New York	Trump Marks Philadelphia LLC, New York, New York	Trump Marks Philippines Corp, New York, New York
Trump Marks Philippines LLC, New York, New York	Trump Marks Products LLC, New York, New York	The Trump Organization, Inc, New York, New York
Trump Marks Products Member Corp, New York, New York	Trump Marks Puerto Rico I LLC, New York, New York	Trump Marks Puerto Rico I Member Corp, New York, New York
Trump Marks Puerto Rico II LLC, New York, New York	Trump Marks Puerto Rico II Member Corp, New York, New York	Trump Marks Punta del Este LLC, New York, New York
Trump Marks Punta del Este Manager Corp, New York, New York	The Donald J. Trump Company LLC, New York, New York	The Trump Marks Real Estate Corp, New York, New York
Trump Marks SOHO License Corp, New York, New York	Trump Marks SOHO LLC, New York, New York	Trump Marks Stamford LLC, New York, New York
Trump Marks Stamford Corp, New York, New York	Trump Marks Sunny Isles I LLC, New York, New York	Trump Marks Sunny Isles I Member Corp, New York, New York
Trump Marks Sunny Isles II LLC, New York, New York	Trump Marks Sunny Isles II Member Corp, New York, New York	Trump Marks Tampa Corp, New York, New York
Trump Marks Tampa LLC, New York, New York	Trump Marks Toronto Corp, New York, New York	Trump Marks Toronto LLC, New York, New York
Trump Marks Toronto LP (formally Trump Toronto Management LP), New York, New York	Trump Marks Waikiki Corp, New York, New York	Trump Marks Waikiki LLC, New York, New York
Trump Marks Westchester Corp, New York, New York	Trump Marks Westchester LLC, New York, New York	Trump Marks White Plains LLC, New York, New York

Trump Miami Resort Management LLC, New York, New York	Trump Miami Resort Management Member Corp, New York, New York	Trump National Golf Club Colts Neck LLC, New York, New York
Trump National Golf Club Colts Neck Member Corp, New York, New York	Trump National Golf Club LLC (Trump National Golf Club-Westchester), New York, New York	Trump National Golf Club Member Corp, New York, New York
Trump National Golf Club Washington DC LCC, New York, New York	Trump National Golf Club Washington DC Member Corp, New York, New York	Trump Old Post Office LLC, New York, New York
Trump Old Post Office Member Corp, New York, New York	Trump On the Ocean LLC, New York, New York	Trump Organization LLC, New York, New York
The Trump Organization, New York, New York	Trump Pageants, Inc, New York, New York	Trump Palace Condominium, New York, New York
Trump Palace/Parc LLC, New York, New York	Trump Panama Condominium Management LLC, New York, New York	Trump Panama Condominium Member Corp, New York, New York
Trump Panama Hotel Management LLC, New York, New York	Trump Panama Hotel Management Member Corp, New York, New York	Trump Parc East Condominium, New York, New York
Trump Park Avenue Acquisition LLC, New York, New York	Trump Park Avenue LLC, New York, New York	Trump Payroll Chicago LLC, New York, New York
Trump Payroll Corp, New York, New York	Trump Phoenix Development LLC, New York, New York	Trump Plaza LLC, New York, New York
Trump Plaza Member Inc (F/K/A Trump Plaza Corp), New York, New York	Trump Productions LLC (former Rancho Lien LLC), New York, New York	Trump Production Managing Member Inc, New York, New York
Trump Project Manager Corp, New York, New York	Trump Restaurants LLC, New York, New York	Trump Riverside Management LLC, New York, New York
Trump Ruffin Commercial LLC, New York, New York	Trump Ruffin LLC, Las Vegas, NV	Trump Ruffin Tower I LLC, Las Vegas, NV
Trump Sales & Leasing Chicago LLC, Chicago, IL	Trump Sales & Leasing Chicago Member Corp, Chicago, IL	Trump Scotland Member Inc, Aberdeen, Scotland
Trump Scotsborough Square LLC, Scotsborough Square, VA	Trump SoHo Hotel Condominium New York, New York, New York	Trump SoHo Member LLC, New York, New York
Trump Toronto Development Inc, New York, New York	Trump Toronto Member Corp (formally Trump Toronto Management Member Corp), New York, New York	Trump Tower Commercial LLC, New York, New York
Trump Tower Managing Member Inc, New York, New York	Trump Village Construction Corp, New York, New York	Trump Vineyard Estates LLC, New York, New York
Trump Vineyard Estates Manager Corp, New York, New York	Trump Vineyard Estates Lot 3 Owner LLC (F/K/A Eric Trump Land Holdings LLC), New York, New York	Trump Virginia Acquisitions LLC (fka Virginia Acquisitions LLC), New York, New York
Trump Virginia Acquisitions Manager Corp, New York, New York	Trump Virginia Lot 5 LLC, New York, New York	Trump Virginia Lot 5 Manager Corp, New York, New York

Trump Wine Marks LLC, New York, New York	Trump Wine Marks Member Corp, New York, New York	Trump World Productions LLC, New York, New York
Trump World Productions Manager Corp, New York, New York	Trump World Publications LLC, New York, New York	Trump/New World Property Management LLC, New York, New York
Trump's Castle Management Corp, Atlantic City, NJ	Trump Marks White Plains Corp, New York, New York	Turnberry Scotland Managing Member Corp, Turnberry, Scotland
Turnberry Scotland LLC, Turnberry, Scotland	TW Venture I LLC, Palm Beach, Florida	TW Venture II LLC, Doonbeg, Ireland
TW Venture I Managing Member Corp, Palm Beach, Florida	TW Venture II Managing Member Corp, Doonbeg, Ireland	Ultimate Air Corp, New York, New York
Unit 2502 Enterprises Corp, Chicago, IL	Unit 2502 Enterprises LLC, Chicago, IL	VHPS LLC, Los Angeles, CA
West Palm Operations LLC, WPB, Florida	Wexford Hall Inc., New York, New York	White Course LLC, Miami, FL
White Course Managing Member Corp, Miami FL	Wilshire Hall LLC, New York, New York	Wollman Rink Operations LLC, New York, New York
Yorktown Real Estate LLC (F/K/A/ Yorktown Development Associates LLC), New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Donald J. Trump, New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Robert S. Trump, New York, New York
The Fred C. Trump December 16, 1976 Trust- F/B/O Elizabeth J. Trump, New York, New York	Fred C. Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O Elizabeth Trump Grau, New York, New York
Maryanne Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O the grandchildren of Fred C. Trump, New York, New York	The Donald J. Trump grantor Trust - DJT is the Trustee Successor - Trustee is Donald J. Trump, Jr., New York, New York
The Donald J. Trump Revocable Trust, New York, New York	The Police Athletic League, Inc, New York, New York	DT Bali Golf Manager LLC, New York, New York
DT Bali Golf Manager Member Corp, New York, New York	DT Bali Hotel Manager LLC, New York, New York	DT Bali Hotel Manager Member Corp, New York, New York
DT Bali Technical Services Manager LLC, New York, New York	DT Bali Technical Services Manager Member Corp, New York, New York	DT Connect Europe Limited, Turnberry, Scotland
DT Endeavor I LLC, New York, New York	DT Endeavor I Member Corp, New York, New York	DT Lido Golf Manager LLC, New York, New York
DT Lido Golf Manager Member Corp, New York, New York	DT Lido Hotel Manager LLC, New York, New York	DT Lido Hotel Manager Member Corp, New York, New York
DT Marks Bali LLC, New York, New York	DT Marks Bali Member Corp, New York, New York	DT Marks Lido LLC, New York, New York
DT Marks Lido Member Corp, New York, New York	DT Tower I LLC, New York, New York	DT Tower I Member Corp, New York, New York
DT Tower II LLC, New York, New York	DT Tower II Member Corp, New York, New York	DT Tower Kolkata LLC, New York, New York

DT Tower Kolkata Managing Member Corp, New York, New York	DT Venture I LLC, New York, New York	DT Venture I Member Corp, New York, New York
DT Venture II LLC, New York, New York	DT Venture II Member Corp, New York, New York	DTTM Operations LLC, New York, New York
DTTM Operations Managing Member, New York, New York	EID Venture II LLC, New York, New York	EID Venture II Member Corp, New York, New York
THC DC Restaurant Hospitality LLC, New York, New York	Lamington Farm Club (TRUMP NATIONAL GOLF CLUB-BEDMINSTER)*, Bedminster, NJ	Mobile Payroll Construction LLC, New York, New York
Mobile Payroll Construction Manager Corp, New York, New York	C DEVELOPMENT VENTURES LLC, New York, New York	C DEVELOPMENT VENTURES MEMBER CORP, New York, New York
TC MARKS BUENOS AIRES LLC, New York, New York	Midland Associates, New York, New York	Miss Universe L.P., LLLP (formerly Trump Pageants, L.P.), New York, New York
Trump Central Park West Corp, New York, New York	DT Marks Qatar LLC, New York, New York	40 Wall Street LLC, New York, New York
401 North Wabash Venture LLC, Chicago, IL	809 North Canon LLC, Beverly Hills, CA	Caribusiness Investments, S.R.L., Dominican Republic
County Properties, LLC, Norfolk, VA	DJT Aerospace LLC, New York, New York	DJT Operations I LLC, New York, New York
DT Connect II LLC, Palm Beach, Florida	Excel Venture I LLC, St. Martin, French West Indies	Fifty-Seventh Street Associates LLC, New York, New York
Pine Hill Development LLC, Pine Hill, NJ	Seven Springs LLC, Mt. Kisco, NY	Trump Turnberry , Turnberry, Scotland
The East 61 Street Company, LP, New York, New York	The Trump Corporation, New York, New York	TIHT Commercial LLC, New York, New York
TIHT Holding Company LLC, New York, New York	Trump National Golf Club - Hudson Valley, Hopewell Junction, NY	Trump National Golf Club - Charlotte, Charlotte, NC
Trump National Golf Club - Philadelphia, Pine Hill, NJ	Trump International Golf Links - Scotland, Aberdeen, Scotland	Trump Las Vegas Development LLC, Las Vegas, NV
Trump Marks Asia LLC, Sterling, VA	Trump Model Management LLC, New York, New York	Trump National Golf Club - Washington DC, Potomac Falls, VA
1125 South Ocean LLC, Palm Beach, Florida	T Promotions LLC, New York, New York	HWA 555 Owners, LLC, San Francisco, CA
1290 Avenue of the Americas, A Tenancy-In-Common, New York, New York	Trump Tower Triplex, New York, New York	N/K/A DTW VENTURE LLC, Palm Beach, Florida
THC Vancouver Management Corp, Vancouver, Canada	TNGC Jupiter Management Corp, Jupiter, FL	Trump Toronto Hotel Management Corp, New York, New York
Trump Management Inc., Manhasset, NY	THC Miami Restaurant Hospitality LLC, Miami, FL	THC IMEA Development LLC, New York, New York
DT Lido Technical Services Manager LLC, Lido, Indonesia	Trump Las Vegas Sales & Marketing, Inc., Las Vegas, NV	Albemarle Estate, Charlottesville, VA

MacLeod House & Lodge, Aberdeen, Scotland	Trump Golf Links at Ferry Point, New York City, New York	Trump International Golf Club, Dubai, UAE
Trump World Golf Club Dubai, UAE	Trump International Resort & Golf Club Lido, Lido City, Indonesia	Seven Springs, Bedford, NY
Le Chateau des Palmiers, St. Martin, French West Indies	Trump World, Seoul, South Korea	Trump Towers, Sunny Isles, FL
D B Pace Acquisition, LLC, New York, NY	DJT HOLDINGS LLC, New York, NY	Golf Productions LLC, New York, NY
T International Realty LLC, New York, NY	THC CENTRAL RESERVATIONS LLC, New York, NY	THC CHINA DEVELOPMENT LLC, New York, NY
THC SALES & MARKETING LLC, New York, NY	The Trump-Equitable Fifth Avenue Company, New York, NY	TRUMP 106 CPS LLC, New York, NY
TRUMP BOOKS LLC /THE MIDAS TOUCH, New York, NY	TRUMP CAROUSEL LLC, New York, NY	TRUMP CPS LLC, New York, NY
TRUMP FERRY POINT LLC, New York, NY	TRUMP HOME MARKS LLC, New York, NY	TRUMP ICE LLC, New York, NY
STORAGE 106 LLC, New York, NY	SC CLEVELAND MS MANAGEMENT LLC, Cleveland, MS	T RETAIL LLC, New York, NY
WESTMINSTER HOTEL MANAGEMENT LLC, Livingston, NJ	GOLF RECREATION SCOTLAND LIMITED, Turnberry, Scotland	TRUMP DEVELOPMENT SERVICES LLC, New York, NY
4T HOLDINGS TWO LLC, New York, NY	T EXPRESS LLC, New York, NY	

1 SEC. 607. None of the funds made available by this
2 Act may be used to implement or enforce the “Order
3 Under Sections 362 and 365 of the Public Health Service
4 Act (42 U.S.C. 265 and 268); Order Suspending Introduc-
5 tion of Certain Persons From Countries Where a Commu-
6 nicable Disease Exists” issued on March 20, 2020, and
7 published on March 26, 2020, in the Federal Register.

8 SEC. 608. None of the funds made available by this
9 Act may be used by the Office of Refugee Resettlement
10 or the Department of Health and Human Services to con-
11 tract with any for-profit entity to house unaccompanied

1 alien children (as such term is defined in section 462(g)
2 of the Homeland Security Act of 2002 (6 U.S.C. 279(g))).

3 SEC. 609. None of the funds made available by this
4 Act may be used to enforce the interim final rule entitled
5 “CARES Act Programs; Equitable Services to Students
6 and Teachers in Non-Public Schools” published by the De-
7 partment of Education in the Federal Register on July
8 1, 2020 (85 Fed. Reg. 39479).

9 SEC. 610. None of the funds made available by this
10 Act may be used by the Department of Education for Edu-
11 cation Freedom Scholarships.

12 SEC. 611. None of the funds made available by this
13 Act may be used to reject any application for a grant
14 available under funds appropriated by this Act because of
15 the use of the terms “vulnerable”, “entitlement”, “diver-
16 sity”, “transgender”, “fetus”, “evidence-based”, or
17 “science-based” in the application.

18 SEC. 612. None of the funds made available by this
19 Act may be used to finalize, implement, or enforce the pro-
20 posed rule titled “Medicare and Medicaid Programs; Re-
21 quirements for Long-Term Care Facilities: Regulatory
22 Provisions To Promote Efficiency, and Transparency”
23 published in the Federal Register by the Centers for Medi-
24 care & Medicaid Services on July 18, 2019 (84 Fed. Reg.
25 34737 et seq.).

1 SEC. 613. None of the funds made available by this
2 Act may be used to require hospitals, hospital laboratories,
3 and acute care facilities to report COVID–19 data using
4 the “teletracking.protect.hhs.gov” website that was an-
5 nounced by the Department of Health and Human Serv-
6 ices in the document titled “COVID–19 Guidance for Hos-
7 pital Reporting and FAQs For Hospitals, Hospital Lab-
8 oratory, and Acute Care Facility Data Reporting Updated
9 July 10, 2020”.

10 This division may be cited as the “Departments of
11 Labor, Health and Human Services, and Education, and
12 Related Agencies Appropriations Act, 2021”.

13 **DIVISION F—TRANSPORTATION, HOUSING**
14 **AND URBAN DEVELOPMENT, AND RE-**
15 **LATED AGENCIES APPROPRIATIONS**
16 **ACT, 2021**

17 That the following sums are appropriated, out of any
18 money in the Treasury not otherwise appropriated, for the
19 Departments of Transportation, and Housing and Urban
20 Development, and related agencies for the fiscal year end-
21 ing September 30, 2021, and for other purposes, namely:

1 TITLE I
2 DEPARTMENT OF TRANSPORTATION
3 OFFICE OF THE SECRETARY
4 SALARIES AND EXPENSES
5 For necessary expenses of the Office of the Secretary,
6 \$126,174,000 (reduced by \$2,000,000) (reduced by
7 \$1,000,000), of which not to exceed \$3,360,000 shall be
8 available for the immediate Office of the Secretary; not
9 to exceed \$1,200,000 shall be available for the immediate
10 Office of the Deputy Secretary; not to exceed \$22,210,000
11 shall be available for the Office of the General Counsel;
12 not to exceed \$11,797,000 (reduced by \$1,000,000) shall
13 be available for the Office of the Under Secretary of
14 Transportation for Policy; not to exceed \$16,394,000 shall
15 be available for the Office of the Assistant Secretary for
16 Budget and Programs; not to exceed \$3,010,000 shall be
17 available for the Office of the Assistant Secretary for Gov-
18 ernmental Affairs; not to exceed \$32,239,000 (reduced by
19 \$2,000,000) shall be available for the Office of the Assist-
20 ant Secretary for Administration; not to exceed
21 \$2,610,000 shall be available for the Office of Public Af-
22 fairs; not to exceed \$2,018,000 shall be available for the
23 Office of the Executive Secretariat; not to exceed
24 \$13,576,000 shall be available for the Office of Intel-
25 ligence, Security, and Emergency Response; and not to ex-

1 ceed \$17,760,000 shall be available for the Office of the
2 Chief Information Officer: *Provided*, That the Secretary
3 of Transportation is authorized to transfer funds appro-
4 priated for any office of the Office of the Secretary to any
5 other office of the Office of the Secretary: *Provided fur-*
6 *ther*, That no appropriation for any office shall be in-
7 creased or decreased by more than 7 percent by all such
8 transfers: *Provided further*, That notice of any change in
9 funding greater than 7 percent shall be submitted for ap-
10 proval to the House and Senate Committees on Appropria-
11 tions: *Provided further*, That not to exceed \$60,000 shall
12 be for allocation within the Department for official recep-
13 tion and representation expenses as the Secretary may de-
14 termine: *Provided further*, That notwithstanding any other
15 provision of law, there may be credited to this appropria-
16 tion up to \$2,500,000 in funds received in user fees: *Pro-*
17 *vided further*, That none of the funds made available by
18 this Act shall be available for the position of Assistant Sec-
19 retary for Public Affairs.

20 RESEARCH AND TECHNOLOGY

21 For necessary expenses related to the Office of the
22 Assistant Secretary for Research and Technology,
23 \$19,800,000, of which \$12,718,000 shall remain available
24 until expended: *Provided*, That of the amounts made avail-
25 able under this heading, \$3,000,000, to remain available

1 until expended, shall be for the Highly Automated Sys-
2 tems Safety Center of Excellence established by section
3 105 of title I of division H of the Further Consolidated
4 Appropriations Act, 2020 (Public Law 116–94): *Provided*
5 *further*, That there may be credited to this appropriation,
6 to be available until expended, funds received from States,
7 counties, municipalities, other public authorities, and pri-
8 vate sources for expenses incurred for training: *Provided*
9 *further*, That any reference in law, regulation, judicial pro-
10 ceedings, or elsewhere to the Research and Innovative
11 Technology Administration shall continue to be deemed to
12 be a reference to the Office of the Assistant Secretary for
13 Research and Technology of the Department of Transpor-
14 tation.

15 NATIONAL INFRASTRUCTURE INVESTMENTS

16 (INCLUDING TRANSFER OF FUNDS)

17 For capital investments in surface transportation in-
18 frastructure, \$1,000,000,000 (reduced by \$2,000,000)
19 (increased by \$2,000,000) (increased by \$1,000,000) (re-
20 duced by \$1,000,000), to remain available until September
21 30, 2026: *Provided*, That the Secretary of Transportation
22 shall distribute amounts made available under this head-
23 ing as discretionary grants to be awarded to a State, local,
24 or Tribal government, U.S. territory, transit agency, port
25 authority, metropolitan planning organization, political

1 subdivision of a State or local government, or a collabora-
2 tion among such entities on a competitive basis for
3 projects that will have a significant local or regional im-
4 pact: *Provided further*, That projects eligible for amounts
5 made available under this heading shall include highway
6 or bridge projects eligible under title 23, United States
7 Code; public transportation projects eligible under chapter
8 53 of title 49, United States Code; passenger and freight
9 rail transportation projects; port infrastructure invest-
10 ments (including inland port infrastructure and land ports
11 of entry); and projects investing in surface transportation
12 facilities that are located on Tribal land and for which
13 title or maintenance responsibility is vested in the Federal
14 Government: *Provided further*, That of the amounts made
15 available under this heading, the Secretary shall use an
16 amount not less than \$20,000,000 for the planning, prep-
17 aration, or design of projects eligible for amounts made
18 available under this heading, with an emphasis on transit,
19 transit oriented development, and multimodal projects:
20 *Provided further*, That of the amounts made available
21 under this heading, the Secretary shall use an amount not
22 less than \$20,000,000 for the planning, preparation, or
23 design of projects eligible for amounts made available
24 under this heading located in or to directly benefit areas
25 of persistent poverty: *Provided further*, That the term

1 “areas of persistent poverty” means any county that has
2 consistently had 20 percent or more of the population liv-
3 ing in poverty during the 30-year period preceding the
4 date of enactment of this Act, as measured by the 1990
5 and 2000 decennial census and the most recent annual
6 Small Area Income and Poverty Estimates as estimated
7 by the Bureau of the Census; any census tract with a pov-
8 erty rate of at least 20 percent as measured by the 2014–
9 2018 5-year data series available from the American Com-
10 munity Survey of the Bureau of the Census; or any terri-
11 tory or possession of the United States: *Provided further*,
12 That grants awarded under the preceding three provisos
13 shall not be subject to a minimum grant size: *Provided*
14 *further*, That the Secretary may use up to 20 percent of
15 the amounts made available under this heading for the
16 purpose of paying the subsidy and administrative costs of
17 projects eligible for Federal credit assistance under chap-
18 ter 6 of title 23, United States Code, or sections 501
19 through 504 of the Railroad Revitalization and Regulatory
20 Reform Act of 1976 (Public Law 94–210), if the Secretary
21 finds that such use of funds would advance the purposes
22 of this heading: *Provided further*, That in distributing
23 amounts made available under this heading, the Secretary
24 shall take such measures so as to ensure an equitable geo-
25 graphic distribution of funds, an equitable distribution of

1 funds between urban and rural areas, including Tribal
2 areas, and the investment in a variety of transportation
3 modes, including public transit, passenger rail, and pedes-
4 trian improvements: *Provided further*, That a grant award
5 under this heading shall be not less than \$5,000,000 and
6 not greater than \$25,000,000: *Provided further*, That not
7 more than 10 percent of the amounts made available
8 under this heading may be awarded to projects in a single
9 State that are not port infrastructure investments (includ-
10 ing inland port infrastructure and land ports of entry):
11 *Provided further*, That the Federal share of the costs for
12 which an amount is provided under this heading shall be,
13 at the option of the recipient, up to 80 percent: *Provided*
14 *further*, That the Secretary shall give priority to projects
15 that require a contribution of Federal funds in order to
16 complete an overall financing package: *Provided further*,
17 That an award under this heading is an urban award if
18 it is to a project located within or on the boundary of an
19 urbanized area, as designated by the Bureau of the Cen-
20 sus, that had a population greater than 250,000 in the
21 2010 decennial census: *Provided further*, That for the pur-
22 pose of determining if an award for planning, preparation,
23 or design is an urban award, the project location is the
24 location of the project being planned, prepared, or de-
25 signed: *Provided further*, That each award under this

1 heading that is not an urban award is a rural award: *Pro-*
2 *vided further*, That of the amounts awarded under this
3 heading, 60 percent shall be awarded as urban awards and
4 40 percent shall be awarded as rural awards: *Provided fur-*
5 *ther*, That for rural awards, the minimum grant size shall
6 be \$1,000,000 and the Secretary may increase the Federal
7 share of costs above 80 percent: *Provided further*, That
8 projects conducted using amounts made available under
9 this heading shall comply with the requirements of sub-
10 chapter IV of chapter 31 of title 40, United States Code:
11 *Provided further*, That the Secretary shall conduct a new
12 competition to select the grants and credit assistance
13 awarded under this heading: *Provided further*, That the
14 Secretary may retain up to \$25,000,000 of the amounts
15 made available under this heading, and may transfer por-
16 tions of such amounts to the Administrators of the Fed-
17 eral Highway Administration, the Federal Transit Admin-
18 istration, the Federal Railroad Administration, and the
19 Maritime Administration to fund the award and oversight
20 of grants and credit assistance made under the national
21 infrastructure investments program: *Provided further*,
22 That the Secretary shall consider and award projects
23 based solely on the selection criteria from the fiscal year
24 2017 Notice of Funding Opportunity: *Provided further*,
25 That, notwithstanding the preceding proviso, the Sec-

1 retary shall not use the Federal share or an applicant's
2 ability to generate non-Federal revenue as a selection cri-
3 teria in awarding projects: *Provided further*, That the Sec-
4 retary shall issue the Notice of Funding Opportunity not
5 later than 60 days after the date of enactment of this Act:
6 *Provided further*, That such Notice of Funding Oppor-
7 tunity shall require application submissions 90 days after
8 the publishing of such Notice: *Provided further*, That of
9 the applications submitted under the preceding two pro-
10 visos, the Secretary shall make grants not later than 270
11 days after the date of enactment of this Act in such
12 amounts that the Secretary determines.

13 NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE
14 FINANCE BUREAU

15 For necessary expenses of the National Surface
16 Transportation and Innovative Finance Bureau as author-
17 ized by section 116 of title 49, United States Code,
18 \$15,500,000 (increased by \$1,000,000), to remain avail-
19 able until expended: *Provided*, That of the amounts made
20 available under this heading, \$10,000,000 (increased by
21 \$1,000,000) shall be for planning grants to assist areas
22 of persistent poverty: *Provided further*, That the term
23 “areas of persistent poverty” means any county that has
24 consistently had 20 percent or more of the population liv-
25 ing in poverty during the 30-year period preceding the

1 date of enactment of this Act, as measured by the 1990
2 and 2000 decennial census and the most recent annual
3 Small Area Income and Poverty Estimates as estimated
4 by the Bureau of the Census; any census tract with a pov-
5 erty rate of at least 20 percent as measured by the 2014–
6 2018 5-year data series available from the American Com-
7 munity Survey of the Bureau of the Census; or any terri-
8 tory or possession of the United States: *Provided further,*
9 That planning grants under this heading shall be in the
10 form of competitive grants to eligible entities to support
11 pre-construction activities including planning, engineering,
12 design, environmental analysis, feasibility studies, and fi-
13 nance plans for eligible projects: *Provided further,* That
14 eligible entities for planning grants under this heading
15 shall include a State, local, or Tribal government, a U.S.
16 territory, a transit agency, a port authority or commission,
17 a metropolitan planning organization, other political sub-
18 divisions of a State or a local government, or a collabora-
19 tion among such entities: *Provided further,* That eligible
20 projects for planning grants under this heading shall in-
21 clude highway, bridge, and bicycle and pedestrian projects
22 eligible under title 23, United States Code; public trans-
23 portation projects eligible under chapter 53 of title 49,
24 United States Code; passenger and freight rail transpor-
25 tation projects; port infrastructure improvement projects;

1 airport improvement projects; and intermodal projects
2 that are located in or to directly benefit areas of persistent
3 poverty: *Provided further*, That the Secretary of Transpor-
4 tation shall conduct outreach to eligible entities for plan-
5 ning grants under this heading through personal contact,
6 webinars, web materials, or other appropriate methods de-
7 termined by the Secretary, to ensure such eligible entities
8 are aware of the availability of planning grants under this
9 heading and are able to apply for such grants: *Provided*
10 *further*, That the Federal share of the costs for planning
11 grants under this heading shall be, at the option of the
12 eligible entity, not less than 90 percent of the net total
13 project cost: *Provided further*, That the Secretary shall not
14 use the requested amount of the Federal share or an eligi-
15 ble entities' ability to generate non-Federal revenue as a
16 selection criteria in awarding planning grants under this
17 heading: *Provided further*, That a planning grant funded
18 under this heading shall be not less than \$100,000 and
19 not greater than \$500,000: *Provided further*, That for
20 planning grants under this heading priority consideration
21 shall be, without regard to rural or urban areas of per-
22 sistent poverty, based on project justification and dem-
23 onstrated need: *Provided further*, That for planning grants
24 under this heading the Secretary shall consider factors
25 such as improving safety and state of good repair, reduc-

1 ing congestion and vehicle emissions, and increasing
2 connectivity and quality of life when considering dem-
3 onstrated need: *Provided further*, That the Secretary may
4 withhold up to 1 percent of the amounts made available
5 for planning grants under this heading for the costs of
6 award and grant administration.

7 RAILROAD REHABILITATION AND IMPROVEMENT

8 FINANCING PROGRAM

9 For the cost of modifications, as defined by section
10 502 of the Federal Credit Reform Act of 1990, of direct
11 loans issued pursuant to sections 501 through 504 of the
12 Railroad Revitalization and Regulatory Reform Act of
13 1976 (Public Law 94–210), and included in cohort 3, as
14 defined by the Department of Transportation’s memo-
15 randum to the Office of Management and Budget dated
16 November 5, 2018, \$70,000,000, to remain available until
17 expended: *Provided*, That, for a direct loan included in
18 such cohort 3 that has satisfied all obligations attached
19 to such loan, the Secretary shall repay the credit risk pre-
20 miums of such loan, with interest accrued thereon, not
21 later than 60 days after the enactment of this Act or, for
22 a direct loan included in such cohort 3 with obligations
23 that have not yet been satisfied, not later than 60 days
24 after the date on which all obligations attached to such
25 loan have been satisfied: *Provided further*, That the Sec-

1 retary of Transportation is authorized to issue direct loans
2 and loan guarantees pursuant to sections 501 through 504
3 of the Railroad Revitalization and Regulatory Reform Act
4 of 1976 (Public Law 94–210), and such authority shall
5 exist so long as any such direct loan or loan guarantee
6 is outstanding.

7 FINANCIAL MANAGEMENT CAPITAL

8 For necessary expenses for upgrading and enhancing
9 the Department of Transportation’s financial systems and
10 reengineering business processes, \$2,000,000, to remain
11 available until September 30, 2022.

12 CYBER SECURITY INITIATIVES

13 For necessary expenses for cyber security initiatives,
14 including necessary upgrades to network and information
15 technology infrastructure, improvement of identity man-
16 agement and authentication capabilities, securing and pro-
17 tecting data, implementation of Federal cyber security ini-
18 tiatives, and implementation of enhanced security controls
19 on agency computers and mobile devices, \$19,300,000, to
20 remain available until September 30, 2022.

21 OFFICE OF CIVIL RIGHTS

22 For necessary expenses of the Office of Civil Rights,
23 \$9,600,000.

1 available to the Department of Transportation: *Provided*,
2 That such services shall be provided on a competitive basis
3 to entities within the Department of Transportation
4 (DOT): *Provided further*, That the limitation in the pre-
5 ceding proviso on operating expenses shall not apply to
6 non-DOT entities: *Provided further*, That no funds made
7 available by this Act to an agency of the Department shall
8 be transferred to the Working Capital Fund without ma-
9 jority approval of the Working Capital Fund Steering
10 Committee and approval of the Secretary: *Provided fur-*
11 *ther*, That no assessments may be levied against any pro-
12 gram, budget activity, subactivity, or project funded by
13 this Act unless notice of such assessments and the basis
14 therefor are presented to the House and Senate Commit-
15 tees on Appropriations and are approved by such Commit-
16 tees.

17 SMALL AND DISADVANTAGED BUSINESS UTILIZATION AND
18 OUTREACH

19 For necessary expenses for small and disadvantaged
20 business utilization and outreach activities, \$4,714,000, to
21 remain available until September 30, 2022: *Provided*,
22 That notwithstanding section 332 of title 49, United
23 States Code, such amounts may be used for business op-
24 portunities related to any mode of transportation: *Pro-*
25 *vided further*, That appropriations made available under

1 this heading shall be available for any purpose consistent
2 with prior year appropriations that were made available
3 under the heading “Office of the Secretary—Minority
4 Business Resource Center Program”.

5 PAYMENTS TO AIR CARRIERS
6 (AIRPORT AND AIRWAY TRUST FUND)

7 In addition to funds made available from any other
8 source to carry out the essential air service program under
9 sections 41731 through 41742 of title 49, United States
10 Code, \$162,000,000, to be derived from the Airport and
11 Airway Trust Fund, to remain available until expended:
12 *Provided*, That in determining between or among carriers
13 competing to provide service to a community, the Sec-
14 retary may consider the relative subsidy requirements of
15 the carriers: *Provided further*, That basic essential air
16 service minimum requirements shall not include the 15-
17 passenger capacity requirement under section 41732(b)(3)
18 of title 49, United States Code: *Provided further*, That
19 amounts authorized to be distributed for the essential air
20 service program under section 41742(b) of title 49, United
21 States Code, shall be made available immediately from
22 amounts otherwise provided to the Administrator of the
23 Federal Aviation Administration: *Provided further*, That
24 the Administrator may reimburse such amounts from fees

1 credited to the account established under section 45303
2 of title 49, United States Code.

3 ADMINISTRATIVE PROVISIONS—OFFICE OF THE
4 SECRETARY OF TRANSPORTATION
5 (INCLUDING RESCISSIONS)

6 SEC. 101. None of the funds made available by this
7 Act to the Department of Transportation may be obligated
8 for the Office of the Secretary of Transportation to ap-
9 prove assessments or reimbursable agreements pertaining
10 to funds appropriated to the operating administrations in
11 this Act, except for activities underway on the date of en-
12 actment of this Act, unless such assessments or agree-
13 ments have completed the normal reprogramming process
14 for congressional notification.

15 SEC. 102. The Secretary shall post on the website
16 of the Department of Transportation a schedule of all
17 meetings of the Council on Credit and Finance, including
18 the agenda for each meeting, and require the Council on
19 Credit and Finance to record the decisions and actions
20 of each meeting.

21 SEC. 103. In addition to authority provided by section
22 327 of title 49, United States Code, the Department's
23 Working Capital Fund is authorized to provide partial or
24 full payments in advance and accept subsequent reim-
25 bursements from all Federal agencies from available funds

1 for transit benefit distribution services that are necessary
2 to carry out the Federal transit pass transportation fringe
3 benefit program under Executive Order No. 13150 and
4 section 3049 of SAFETEA-LU (5 U.S.C. 7905 note):
5 *Provided*, That the Department shall maintain a reason-
6 able operating reserve in the Working Capital Fund, to
7 be expended in advance to provide uninterrupted transit
8 benefits to Government employees: *Provided further*, That
9 such reserve shall not exceed 1 month of benefits payable
10 and may be used only for the purpose of providing for
11 the continuation of transit benefits: *Provided further*, That
12 the Working Capital Fund shall be fully reimbursed by
13 each customer agency from available funds for the actual
14 cost of the transit benefit.

15 SEC. 104. Notwithstanding section 3324 of title 31,
16 United States Code, in addition to authority provided by
17 section 327 of title 49, United States Code, the Depart-
18 ment's Working Capital Fund is authorized to provide
19 payments in advance to vendors that are necessary to
20 carry out the Federal transit pass transportation fringe
21 benefit program under Executive Order No. 13150 and
22 section 3049 of SAFETEA-LU (5 U.S.C. 7905 note):
23 *Provided*, That the Department shall include adequate
24 safeguards in the contract with the vendors to ensure
25 timely and high-quality performance under the contract.

1 SEC. 105. Receipts collected in the Department’s
2 Working Capital Fund, as authorized by section 327 of
3 title 49, United States Code, for unused van pool benefits,
4 in an amount not to exceed 10 percent of fiscal year 2021
5 collections, shall be available until expended in the Depart-
6 ment’s Working Capital Fund to provide contractual serv-
7 ices in support of section 190 of this Act: *Provided*, That
8 obligations in fiscal year 2021 of such collections shall not
9 exceed \$1,000,000.

10 SEC. 106. (a) The remaining unobligated balances,
11 as of September 30, 2020, from amounts made available
12 for the “Department of Transportation—Office of the
13 Secretary—National Infrastructure Investments” in divi-
14 sion K of the Consolidated Appropriations Act, 2017
15 (Public Law 115–31) are hereby permanently rescinded,
16 and an amount of additional new budget authority equiva-
17 lent to the amount rescinded is hereby appropriated on
18 September 30, 2020, to remain available until September
19 30, 2021, and shall be available, without additional com-
20 petition, for completing the funding of awards made pur-
21 suant to the fiscal year 2017 national infrastructure in-
22 vestments program.

23 (b) The remaining unobligated balances, as of Sep-
24 tember 30, 2020, from amounts made available for the
25 “Department of Transportation—Office of the Sec-

1 retary—National Infrastructure Investments” in division
2 L of the Consolidated Appropriations Act, 2018 (Public
3 Law 115–141) are hereby permanently rescinded, and an
4 amount of additional new budget authority equivalent to
5 the amount rescinded is hereby appropriated on Sep-
6 tember 30, 2020, to remain available until September 30,
7 2022, and shall be available, without additional competi-
8 tion, for completing the funding of awards made pursuant
9 to the fiscal year 2018 national infrastructure investments
10 program.

11 (c) The remaining unobligated balances, as of Sep-
12 tember 30, 2021, from amounts made available for the
13 “Department of Transportation—Office of the Sec-
14 retary—National Infrastructure Investments” in division
15 G of the Consolidated Appropriations Act, 2019 (Public
16 Law 116–6) are hereby permanently rescinded, and an
17 amount of additional new budget authority equivalent to
18 the amount rescinded is hereby appropriated on Sep-
19 tember 30, 2021, to remain available until September 30,
20 2023, and shall be available, without additional competi-
21 tion, for completing the funding of awards made pursuant
22 to the fiscal year 2019 national infrastructure investments
23 program.

24 (d) The remaining unobligated balances, as of Sep-
25 tember 30, 2022, from amounts made available for the

1 “Department of Transportation—Office of the Sec-
2 retary—National Infrastructure Investments” in division
3 H of the Further Consolidated Appropriations Act, 2020
4 (Public Law 116–94) are hereby permanently rescinded,
5 and an amount of additional new budget authority equiva-
6 lent to the amount rescinded is hereby appropriated on
7 September 30, 2022, to remain available until September
8 30, 2025, and shall be available, without additional com-
9 petition, for completing the funding of awards made pur-
10 suant to the fiscal year 2020 national infrastructure in-
11 vestments program.

12 FEDERAL AVIATION ADMINISTRATION

13 OPERATIONS

14 For necessary expenses of the Federal Aviation Ad-
15 ministration, not otherwise provided for, including oper-
16 ations and research activities related to commercial space
17 transportation, administrative expenses for research and
18 development, establishment of air navigation facilities, the
19 operation (including leasing) and maintenance of aircraft,
20 subsidizing the cost of aeronautical charts and maps sold
21 to the public, the lease or purchase of passenger motor
22 vehicles for replacement only, \$11,051,500,000, to remain
23 available until September 30, 2022, to be derived from the
24 general fund: *Provided*, That of the amounts made avail-
25 able under this heading—

1 (1) not less than \$1,500,000,000 shall be avail-
2 able for aviation safety activities;

3 (2) not to exceed \$8,231,000,000 shall be avail-
4 able for air traffic organization activities;

5 (3) not to exceed \$27,555,000 (increased by
6 \$5,483,000) shall be available for commercial space
7 transportation activities;

8 (4) not to exceed \$836,000,000 (reduced by
9 \$5,483,000) shall be available for finance and man-
10 agement activities;

11 (5) not to exceed \$62,862,000 shall be available
12 for NextGen and operations planning activities;

13 (6) not to exceed \$129,000,000 shall be avail-
14 able for security and hazardous materials safety; and

15 (7) not to exceed \$265,083,000 shall be avail-
16 able for staff offices, of which \$7,500,000 is for the
17 Minority Serving Institutions internship program:

18 *Provided further*, That not to exceed 5 percent of any
19 budget activity, except for aviation safety budget activity,
20 may be transferred to any budget activity under this head-
21 ing: *Provided further*, That no transfer may increase or
22 decrease any appropriation under this heading by more
23 than 5 percent: *Provided further*, That any transfer in ex-
24 cess of 5 percent shall be treated as a reprogramming of
25 funds under section 405 of this Act and shall not be avail-

1 able for obligation or expenditure except in compliance
2 with the procedures set forth in that section: *Provided fur-*
3 *ther*, That not later than 60 days after the submission of
4 the budget request, the Administrator of the Federal Avia-
5 tion Administration shall transmit to Congress an annual
6 update to the report submitted to Congress in December
7 2004 pursuant to section 221 of the Vision 100-Century
8 of Aviation Reauthorization Act (49 U.S.C. 40101 note):
9 *Provided further*, That the amounts made available under
10 this heading shall be reduced by \$100,000 for each day
11 after 60 days after the submission of the budget request
12 that such report has not been transmitted to Congress:
13 *Provided further*, That not later than 60 days after the
14 submission of the budget request, the Administrator shall
15 transmit to Congress a companion report that describes
16 a comprehensive strategy for staffing, hiring, and training
17 flight standards and aircraft certification staff in a format
18 similar to the one utilized for the controller staffing plan,
19 including stated attrition estimates and numerical hiring
20 goals by fiscal year: *Provided further*, That the amounts
21 made available under this heading shall be reduced by
22 \$100,000 for each day after the date that is 60 days after
23 the submission of the budget request that such report has
24 not been submitted to Congress: *Provided further*, That
25 funds may be used to enter into a grant agreement with

1 a nonprofit standard-setting organization to assist in the
2 development of aviation safety standards: *Provided fur-*
3 *ther*, That none of the funds made available by this Act
4 shall be available for new applicants for the second career
5 training program: *Provided further*, That none of the
6 funds in this Act shall be available for the Federal Avia-
7 tion Administration to finalize or implement any regula-
8 tion that would promulgate new aviation user fees not spe-
9 cifically authorized by law after the date of the enactment
10 of this Act: *Provided further*, That there may be credited
11 to this appropriation, as offsetting collections, funds re-
12 ceived from States, counties, municipalities, foreign au-
13 thorities, other public authorities, and private sources for
14 expenses incurred in the provision of agency services, in-
15 cluding receipts for the maintenance and operation of air
16 navigation facilities, and for issuance, renewal or modifica-
17 tion of certificates, including airman, aircraft, and repair
18 station certificates, or for tests related thereto, or for proc-
19 essing major repair or alteration forms: *Provided further*,
20 That of the amounts made available under this heading,
21 not less than \$172,800,000 shall be used to fund direct
22 operations of the current air traffic control towers in the
23 contract tower program, including the contract tower cost
24 share program, and any airport that is currently qualified
25 or that will qualify for the program during the fiscal year:

1 *Provided further*, That none of the funds made available
2 by this Act for aeronautical charting and cartography are
3 available for activities conducted by, or coordinated
4 through, the Working Capital Fund: *Provided further*,
5 That none of the funds appropriated or otherwise made
6 available by this Act or any other Act may be used to
7 eliminate the Contract Weather Observers program at any
8 airport.

9 FACILITIES AND EQUIPMENT

10 For necessary expenses, not otherwise provided for,
11 for acquisition, establishment, technical support services,
12 improvement by contract or purchase, and hire of national
13 airspace systems and experimental facilities and equip-
14 ment, as authorized under part A of subtitle VII of title
15 49, United States Code, including initial acquisition of
16 necessary sites by lease or grant; engineering and service
17 testing, including construction of test facilities and acqui-
18 sition of necessary sites by lease or grant; construction
19 and furnishing of quarters and related accommodations
20 for officers and employees of the Federal Aviation Admin-
21 istration stationed at remote localities where such accom-
22 modations are not available; and the purchase, lease, or
23 transfer of aircraft from funds made available under this
24 heading, including aircraft for aviation regulation and cer-
25 tification; to be derived from the general fund,

1 \$3,045,000,000 (reduced by \$9,000,000) (increased by
2 \$9,000,000), of which \$550,000,000 shall remain avail-
3 able until September 30, 2022, and \$2,495,000,000 shall
4 remain available until September 30, 2023: *Provided*,
5 That there may be credited to this appropriation funds
6 received from States, counties, municipalities, other public
7 authorities, and private sources, for expenses incurred in
8 the establishment, improvement, and modernization of na-
9 tional airspace systems: *Provided further*, That not later
10 than 60 days after submission of the budget request, the
11 Secretary of Transportation shall transmit to Congress an
12 investment plan for the Federal Aviation Administration
13 which includes funding for each budget line item for fiscal
14 years 2022 through 2026, with total funding for each year
15 of the plan constrained to the funding targets for those
16 years as estimated and approved by the Office of Manage-
17 ment and Budget.

18 RESEARCH, ENGINEERING, AND DEVELOPMENT

19 For necessary expenses, not otherwise provided for,
20 for research, engineering, and development, as authorized
21 under part A of subtitle VII of title 49, United States
22 Code, including construction of experimental facilities and
23 acquisition of necessary sites by lease or grant,
24 \$192,665,000 (reduced by \$1,000,000) (increased by
25 \$1,000,000), to be derived from the general fund and to

1 remain available until September 30, 2023: *Provided*,
2 That there may be credited to this appropriation as offset-
3 ting collections, funds received from States, counties, mu-
4 nicipalities, other public authorities, and private sources,
5 which shall be available for expenses incurred for research,
6 engineering, and development: *Provided further*, That
7 amounts made available under this heading shall be used
8 in accordance with the report accompanying this Act: *Pro-*
9 *vided further*, That not to exceed 10 percent of any fund-
10 ing level specified under this heading in the report accom-
11 panying this Act may be transferred to any other funding
12 level specified under this heading in the report accom-
13 panying this Act: *Provided further*, That no transfer may
14 increase or decrease any funding level by more than 10
15 percent: *Provided further*, That any transfer in excess of
16 10 percent shall be treated as a reprogramming of funds
17 under section 405 of this Act and shall not be available
18 for obligation or expenditure except in compliance with the
19 procedures set forth in that section.

1 GRANTS-IN-AID FOR AIRPORTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (AIRPORT AND AIRWAY TRUST FUND)
5 (INCLUDING TRANSFER OF FUNDS)

6 For liquidation of obligations incurred for grants-in-
7 aid for airport planning and development, and noise com-
8 patibility planning and programs as authorized under sub-
9 chapter I of chapter 471 and subchapter I of chapter 475
10 of title 49, United States Code, and under other law au-
11 thorizing such obligations; for procurement, installation,
12 and commissioning of runway incursion prevention devices
13 and systems at airports of such title; for grants authorized
14 under section 41743 of title 49, United States Code; and
15 for inspection activities and administration of airport safe-
16 ty programs, including those related to airport operating
17 certificates under section 44706 of title 49, United States
18 Code, \$3,350,000,000, to be derived from the Airport and
19 Airway Trust Fund and to remain available until ex-
20 pended: *Provided*, That none of the amounts made avail-
21 able under this heading shall be available for the planning
22 or execution of programs the obligations for which are in
23 excess of \$3,350,000,000, in fiscal year 2021, notwith-
24 standing section 47117(g) of title 49, United States Code:
25 *Provided further*, That none of the amounts made available

1 under this heading shall be available for the replacement
2 of baggage conveyor systems, reconfiguration of terminal
3 baggage areas, or other airport improvements that are
4 necessary to install bulk explosive detection systems: *Pro-*
5 *vided further*, That notwithstanding section 47109(a) of
6 title 49, United States Code, the Government's share of
7 allowable project costs under paragraph (2) of such sec-
8 tion for subgrants or paragraph (3) of such section shall
9 be 95 percent for a project at other than a large or me-
10 dium hub airport that is a successive phase of a multi-
11 phased construction project for which the project sponsor
12 received a grant in fiscal year 2011 for the construction
13 project: *Provided further*, That notwithstanding any other
14 provision of law, of amounts limited under this heading,
15 not more than \$119,402,000 shall be available for admin-
16 istration, not less than \$15,000,000 shall be available for
17 the Airport Cooperative Research Program, not less than
18 \$40,666,000 shall be available for Airport Technology Re-
19 search, and \$10,000,000, to remain available until ex-
20 pended, shall be available and transferred to "Office of
21 the Secretary, Salaries and Expenses" to carry out the
22 Small Community Air Service Development Program: *Pro-*
23 *vided further*, That in addition to airports eligible under
24 section 41743 of title 49, United States Code, such pro-
25 gram may include the participation of an airport that

1 serves a community or consortium that is not larger than
2 a small hub airport, according to FAA hub classifications
3 effective at the time the Office of the Secretary issues a
4 request for proposals.

5 GRANTS-IN-AID FOR AIRPORTS

6 For an additional amount for “Grants-In-Aid for Air-
7 ports”, to enable the Secretary of Transportation to make
8 grants for projects as authorized by subchapter 1 of chap-
9 ter 471 and subchapter 1 of chapter 475 of title 49,
10 United States Code, \$500,000,000 (increased by
11 \$5,000,000) (reduced by \$5,000,000), to remain available
12 through September 30, 2023: *Provided*, That amounts
13 made available under this heading shall be derived from
14 the general fund, and such amounts shall not be subject
15 to apportionment formulas, special apportionment cat-
16 egories, or minimum percentages under chapter 471 of
17 title 49, United States Code: *Provided further*, That the
18 Secretary shall distribute amounts made available under
19 this heading as discretionary grants to airports: *Provided*
20 *further*, That the amounts made available under this head-
21 ing shall not be subject to any limitation on obligations
22 for the Grants-in-Aid for Airports program set forth in
23 any Act: *Provided further*, That the Administrator of the
24 Federal Aviation Administration may retain up to 0.5 per-
25 cent of the amounts made available under this heading

1 to fund the award and oversight by the Administrator of
2 grants described under this heading.

3 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION

4 ADMINISTRATION

5 SEC. 110. None of the funds made available by this
6 Act may be used to compensate in excess of 600 technical
7 staff-years under the federally funded research and devel-
8 opment center contract between the Federal Aviation Ad-
9 ministration and the Center for Advanced Aviation Sys-
10 tems Development during fiscal year 2021.

11 SEC. 111. None of the funds made available by this
12 Act shall be used to pursue or adopt guidelines or regula-
13 tions requiring airport sponsors to provide to the Federal
14 Aviation Administration without cost building construc-
15 tion, maintenance, utilities and expenses, or space in air-
16 port sponsor-owned buildings for services relating to air
17 traffic control, air navigation, or weather reporting: *Pro-*
18 *vided*, That the prohibition on the use of funds in this
19 section does not apply to negotiations between the agency
20 and airport sponsors to achieve agreement on “below-mar-
21 ket” rates for these items or to grant assurances that re-
22 quire airport sponsors to provide land without cost to the
23 Federal Aviation Administration for air traffic control fa-
24 cilities.

1 SEC. 112. The Administrator of the Federal Aviation
2 Administration may reimburse amounts made available to
3 satisfy section 41742(a)(1) of title 49, United States
4 Code, from fees credited under section 45303 of title 49,
5 United States Code, and any amount remaining in such
6 account at the close of any fiscal year may be made avail-
7 able to satisfy section 41742(a)(1) of title 49, United
8 States Code, for the subsequent fiscal year.

9 SEC. 113. Amounts collected under section 40113(e)
10 of title 49, United States Code, shall be credited to the
11 appropriation current at the time of collection, to be
12 merged with and available for the same purposes as such
13 appropriation.

14 SEC. 114. None of the funds made available by this
15 Act shall be available for paying premium pay under sub-
16 section 5546(a) of title 5, United States Code, to any Fed-
17 eral Aviation Administration employee unless such em-
18 ployee actually performed work during the time cor-
19 responding to such premium pay.

20 SEC. 115. None of the funds made available by this
21 Act may be obligated or expended for an employee of the
22 Federal Aviation Administration to purchase a store gift
23 card or gift certificate through use of a Government-issued
24 credit card.

1 SEC. 116. None of the funds made available by this
2 Act may be obligated or expended for retention bonuses
3 for an employee of the Federal Aviation Administration
4 without the prior written approval of the Assistant Sec-
5 retary for Administration of the Department of Transpor-
6 tation.

7 SEC. 117. Notwithstanding any other provision of
8 law, none of the funds made available by this Act or any
9 prior Act may be used to implement or to continue to im-
10 plement any limitation on the ability of any owner or oper-
11 ator of a private aircraft to obtain, upon a request to the
12 Administrator of the Federal Aviation Administration, a
13 blocking of that owner's or operator's aircraft registration
14 number from any display of the Federal Aviation Adminis-
15 tration's Aircraft Situational Display to Industry data
16 that is made available to the public, except data made
17 available to a Government agency, for the noncommercial
18 flights of that owner or operator.

19 SEC. 118. None of the funds made available by this
20 Act shall be available for salaries and expenses of more
21 than nine political and Presidential appointees in the Fed-
22 eral Aviation Administration.

23 SEC. 119. None of the funds made available by this
24 Act may be used to increase fees pursuant to section
25 44721 of title 49, United States Code, until the Federal

1 Aviation Administration provides to the House and Senate
2 Committees on Appropriations a report that justifies all
3 fees related to aeronautical navigation products and ex-
4 plains how such fees are consistent with Executive Order
5 No. 13642.

6 SEC. 119A. None of the funds made available by this
7 Act may be used to close a regional operations center of
8 the Federal Aviation Administration or reduce its services
9 unless the Administrator notifies the House and Senate
10 Committees on Appropriations not less than 90 full busi-
11 ness days in advance.

12 SEC. 119B. None of the funds made available by or
13 limited by this Act may be used to change weight restric-
14 tions or prior permission rules at Teterboro airport in
15 Teterboro, New Jersey.

16 SEC. 119C. None of the funds made available by this
17 Act may be used by the Administrator of the Federal Avia-
18 tion Administration to withhold from consideration and
19 approval any new application for participation in the Con-
20 tract Tower Program, or for reevaluation of Cost-share
21 Program participants so long as the Federal Aviation Ad-
22 ministration has received an application from the airport,
23 and so long as the Administrator determines such tower
24 is eligible using the factors set forth in Federal Aviation
25 Administration published establishment criteria.

1 SEC. 119D. None of the funds made available by this
2 Act may be used to open, close, redesignate as a lesser
3 office, or reorganize a regional office, the aeronautical cen-
4 ter, or the technical center unless the Administrator sub-
5 mits a request for the reprogramming of funds under sec-
6 tion 405 of this Act.

7 FEDERAL HIGHWAY ADMINISTRATION

8 LIMITATION ON ADMINISTRATIVE EXPENSES

9 (HIGHWAY TRUST FUND)

10 (INCLUDING TRANSFER OF FUNDS)

11 Not to exceed \$478,897,049, together with advances
12 and reimbursements received by the Federal Highway Ad-
13 ministration, shall be obligated for necessary expenses for
14 administration and operation of the Federal Highway Ad-
15 ministration: *Provided*, That up to \$3,248,000 shall be
16 transferred to the Appalachian Regional Commission in
17 accordance with section 104(a) of title 23, United States
18 Code.

19 FEDERAL-AID HIGHWAYS

20 (LIMITATION ON OBLIGATIONS)

21 (HIGHWAY TRUST FUND)

22 Funds available for the implementation or execution
23 of Federal-aid highway and highway safety construction
24 programs authorized under titles 23 and 49, United States
25 Code, and the provisions of the Fixing America's Surface

1 Transportation Act (Public Law 114–94), or any suc-
2 cessor surface transportation reauthorization Act author-
3 izing appropriations for fiscal year 2021, shall not exceed
4 total obligations of \$61,130,000,000 (increased by
5 \$1,000,000) (reduced by \$1,000,000) for fiscal year 2021:
6 *Provided*, That the Secretary may collect and spend fees,
7 as authorized by title 23, United States Code, to cover
8 the costs of services of expert firms, including counsel, in
9 the field of municipal and project finance to assist in the
10 underwriting and servicing of Federal credit instruments
11 and all or a portion of the costs to the Federal Govern-
12 ment of servicing such credit instruments: *Provided fur-*
13 *ther*, That such fees are available until expended to pay
14 for such costs: *Provided further*, That such fees are in ad-
15 dition to administrative expenses that are also available
16 for such purpose, and are not subject to any obligation
17 limitation or the limitation on administrative expenses
18 under section 608 of title 23, United States Code: *Pro-*
19 *vided further*, That for amounts subject to the obligation
20 limitation under this heading during fiscal year 2021, the
21 Federal share of activities undertaken pursuant to chap-
22 ters 1 or 2 of title 23, United States Code shall be, at
23 the option of the State, District of Columbia, territory,
24 Puerto Rico, or Indian Tribe, as applicable, up to 100 per-
25 cent: *Provided further*, That the preceding proviso does not

1 apply to programs authorized under sections 115 and 117
2 of title 23, United States Code.

3 (LIQUIDATION OF CONTRACT AUTHORIZATION)

4 (HIGHWAY TRUST FUND)

5 For the payment of obligations incurred in carrying
6 out Federal-aid highway and highway safety construction
7 programs authorized under title 23, United States Code,
8 \$61,869,000,000 derived from the Highway Trust Fund
9 (other than the Mass Transit Account), to remain avail-
10 able until expended.

11 HIGHWAY INFRASTRUCTURE PROGRAMS

12 There is hereby appropriated to the Secretary of
13 Transportation \$1,000,000,000: *Provided*, That the funds
14 made available under this heading shall be derived from
15 the general fund, shall be in addition to any funds pro-
16 vided for fiscal year 2021 in this Act or any other Act
17 for: (1) “Federal-aid Highways” under chapter 1 of title
18 23, United States Code; or (2) the Appalachian Develop-
19 ment Highway System as authorized under section
20 1069(y) of the Intermodal Surface Transportation Effi-
21 ciency Act (Public Law 102–240), and shall not affect the
22 distribution or amount of funds provided in any other Act:
23 *Provided further*, That section 1101(b) of the FAST Act
24 (Public Law 114–94) shall apply to funds made available
25 under this heading: *Provided further*, That unless other-

1 wise specified, amounts made available under this heading
2 shall be available until September 30, 2024: *Provided fur-*
3 *ther*, That of the funds made available under this head-
4 ing—

5 (1) \$632,220,000 shall be for activities under
6 section 133(b) of title 23, United States Code, and
7 to provide necessary charging infrastructure along
8 corridor-ready or corridor-pending alternative fuel
9 corridors designated pursuant to section 151 of title
10 23, United States Code;

11 (2) \$100,000,000 shall be for necessary ex-
12 penses for construction of the Appalachian Develop-
13 ment Highway System as authorized under section
14 1069(y) of the Intermodal Transportation Efficiency
15 Act of 1991 (Public Law 102–240);

16 (3) \$3,150,000 shall be for activities eligible
17 under the Puerto Rico Highway Program as de-
18 scribed in section 165(b)(2)(C) of title 23, United
19 States Code;

20 (4) \$630,000 shall be for activities eligible
21 under the Territorial Highway Program, as de-
22 scribed in section 165(e)(6) of title 23, United
23 States Code;

1 (5) \$150,000,000 shall be for the nationally
2 significant Federal lands and Tribal projects pro-
3 gram under section 1123 of the FAST Act;

4 (6) \$50,000,000 shall be for competitive grants
5 for activities described in section 130(a) of title 23,
6 United States Code;

7 (7) \$30,000,000 shall be for the Tribal Trans-
8 portation program as authorized under section 202
9 of title 23, United States Code;

10 (8) \$15,000,000 shall be for grants for Ad-
11 vanced Digital Construction Management Systems;

12 (9) \$12,000,000 shall be for the Regional Infra-
13 structure Accelerator Demonstration Program au-
14 thorized under section 1441 of the FAST Act;

15 (10) \$5,000,000 shall be for a National Road
16 Network Pilot Program for the Federal Highway
17 Administration to create a national level, geo-spatial
18 dataset that uses data already collected under the
19 Highway Performance Monitoring System; and

20 (11) \$2,000,000 shall be for research that leads
21 to decreases in highway and pedestrian fatalities
22 among Tribal populations:

23 *Provided further*, That for the purposes of funds made
24 available under paragraph (1) of the fourth proviso, the
25 term “State” means any of the 50 States or the District

1 of Columbia: *Provided further*, That the funds made avail-
2 able under paragraph (1) shall be sub-allocated in the
3 manner described in section 133(d) of title 23, United
4 States Code, except that the set-aside described in section
5 133(h) of such title shall not apply to funds made avail-
6 able under this heading: *Provided further*, That the funds
7 made available under paragraph (1) shall be administered
8 as if apportioned under chapter 1 of such title and shall
9 be apportioned to the States in the same ratio as the obli-
10 gation limitation for fiscal year 2021 is distributed among
11 the States in section 120(a)(5) of this Act: *Provided fur-*
12 *ther*, That for amounts made available under paragraphs
13 (1), (2), (3), (4), (6), and (7), the Federal share of the
14 costs shall be, at the option of the recipient, up to 100
15 percent: *Provided further*, That except as provided in the
16 following proviso, the funds made available under this
17 heading for activities eligible under the Puerto Rico High-
18 way Program and activities eligible under the Territorial
19 Highway Program shall be administered as if allocated
20 under sections 165(b) and 165(c), respectively, of title 23,
21 United States Code: *Provided further*, That the funds
22 made available under this heading for activities eligible
23 under the Puerto Rico Highway Program shall not be sub-
24 ject to the requirements of section 165(b)(2)(A) or
25 165(b)(2)(B) of such title: *Provided further*, That the

1 funds made available for the Tribal Transportation Pro-
2 gram shall be sub-allocated in the manner described in
3 section 202(b)(3)(A)(i)(IV) of such title, except that the
4 set-asides described in subparagraph (C) of section
5 202(b)(3) of such title and subsections (a)(6), (c), (d), and
6 (e) of section 202 of such title shall not apply to funds
7 made available under this heading: *Provided further*, That
8 the funds made available under this heading, in paragraph
9 (6) of the fourth proviso, shall be available for projects
10 eligible under section 130(a) of such title, for commuter
11 authorities, as defined in section 24102(2) of title 49,
12 United States Code, that experienced at least one accident
13 investigated by the National Transportation Safety Board
14 between January 1, 2008 and December 31, 2018, and
15 for which the National Transportation Safety Board
16 issued an accident report: *Provided further*, That for the
17 purposes of funds made available under this heading for
18 construction of the Appalachian Development Highway
19 System (ADHS), the term “Appalachian State” means a
20 State that contains one or more counties (including any
21 political subdivision located within the area) in the Appa-
22 lachian region as defined in section 14102(a) of title 40,
23 United States Code: *Provided further*, That funds made
24 available under this heading for construction of the ADHS
25 shall remain available until expended: *Provided further*,

1 That a project carried out with funds made available
2 under this heading for construction of the ADHS shall be
3 carried out in the same manner as a project under section
4 14501 of title 40, United States Code: *Provided further*,
5 That subject to the following proviso, funds made available
6 under this heading for construction of the ADHS shall be
7 apportioned to Appalachian States according to the per-
8 centages derived from the 2012 Appalachian Development
9 Highway System Cost to Complete Estimate adopted in
10 Appalachian Regional Commission Resolution Number
11 736, and confirmed as each Appalachian State's relative
12 share of the estimated remaining need to complete the
13 ADHS, adjusted to exclude corridors that such States
14 have no current plans to complete, as reported in the 2013
15 Appalachian Development Highway System Completion
16 Report, unless such States have modified and assigned a
17 higher priority for completion of an ADHS corridor, as
18 reported in the 2020 ADHS Future Outlook: *Provided*
19 *further*, That the Secretary shall adjust apportionments
20 made under the preceding proviso so that no Appalachian
21 State shall be apportioned an amount in excess of 25 per-
22 cent of the amount made available for construction of the
23 Appalachian Development Highway System under this
24 heading: *Provided further*, That the Secretary shall consult

1 with the Appalachian Regional Commission in making ad-
2 justments under the preceding two provisos.

3 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

4 ADMINISTRATION

5 SEC. 120. (a) For fiscal year 2021, the Secretary of
6 Transportation shall—

7 (1) not distribute from the obligation limitation
8 for Federal-aid highways—

9 (A) amounts authorized for administrative
10 expenses and programs by section 104(a) of
11 title 23, United States Code;

12 (B) amounts authorized for the Bureau of
13 Transportation Statistics; and

14 (C) amounts authorized as special 1-year
15 funding under any successor surface transpor-
16 tation reauthorization Act authorizing appro-
17 priations for fiscal year 2021;

18 (2) not distribute an amount from the obliga-
19 tion limitation for Federal-aid highways that is equal
20 to the unobligated balance of amounts—

21 (A) made available from the Highway
22 Trust Fund (other than the Mass Transit Ac-
23 count) for Federal-aid highway and highway
24 safety construction programs for previous fiscal
25 years the funds for which are allocated by the

1 Secretary (or apportioned by the Secretary
2 under section 202 or 204 of title 23, United
3 States Code); and

4 (B) for which obligation limitation was
5 provided in a previous fiscal year;

6 (3) determine the proportion that—

7 (A) the obligation limitation for Federal-
8 aid highways, less the aggregate of amounts not
9 distributed under paragraphs (1) and (2) of
10 this subsection; bears to

11 (B) the total of the sums authorized to be
12 appropriated for the Federal-aid highway and
13 highway safety construction programs (other
14 than sums authorized to be appropriated for
15 provisions of law described in paragraphs (1)
16 through (11) of subsection (b) and sums au-
17 thorized to be appropriated for section 119 of
18 title 23, United States Code, equal to the
19 amount referred to in subsection (b)(12) for
20 such fiscal year), less the aggregate of the
21 amounts not distributed under paragraphs (1)
22 and (2) of this subsection;

23 (4) distribute the obligation limitation for Fed-
24 eral-aid highways, less the aggregate amounts not
25 distributed under paragraphs (1) and (2), for each

1 of the programs (other than programs to which
2 paragraph (1) applies) that are allocated by the Sec-
3 retary under the Fixing America's Surface Trans-
4 portation Act and title 23, United States Code, or
5 apportioned by the Secretary under section 202 or
6 204 of that title, by multiplying—

7 (A) the proportion determined under para-
8 graph (3); by

9 (B) the amounts authorized to be appro-
10 priated for each such program for such fiscal
11 year; and

12 (5) distribute the obligation limitation for Fed-
13 eral-aid highways, less the aggregate amounts not
14 distributed under paragraphs (1) and (2) and the
15 amounts distributed under paragraph (4), for Fed-
16 eral-aid highway and highway safety construction
17 programs that are apportioned by the Secretary
18 under title 23, United States Code (other than the
19 amounts apportioned for the National Highway Per-
20 formance Program in section 119 of title 23, United
21 States Code, that are exempt from the limitation
22 under subsection (b)(12) and the amounts appor-
23 tioned under sections 202 and 204 of that title) in
24 the proportion that—

1 (A) amounts authorized to be appropriated
2 for the programs that are apportioned under
3 title 23, United States Code, to each State for
4 such fiscal year; bears to

5 (B) the total of the amounts authorized to
6 be appropriated for the programs that are ap-
7 portioned under title 23, United States Code, to
8 all States for such fiscal year.

9 (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—
10 The obligation limitation for Federal-aid highways shall
11 not apply to obligations under or for—

12 (1) section 125 of title 23, United States Code;

13 (2) section 147 of the Surface Transportation
14 Assistance Act of 1978 (23 U.S.C. 144 note; 92
15 Stat. 2714);

16 (3) section 9 of the Federal-Aid Highway Act
17 of 1981 (95 Stat. 1701);

18 (4) subsections (b) and (j) of section 131 of the
19 Surface Transportation Assistance Act of 1982 (96
20 Stat. 2119);

21 (5) subsections (b) and (c) of section 149 of the
22 Surface Transportation and Uniform Relocation As-
23 sistance Act of 1987 (101 Stat. 198);

1 (6) sections 1103 through 1108 of the Inter-
2 modal Surface Transportation Efficiency Act of
3 1991 (105 Stat. 2027);

4 (7) section 157 of title 23, United States Code
5 (as in effect on June 8, 1998);

6 (8) section 105 of title 23, United States Code
7 (as in effect for fiscal years 1998 through 2004, but
8 only in an amount equal to \$639,000,000 for each
9 of those fiscal years);

10 (9) Federal-aid highway programs for which ob-
11 ligation authority was made available under the
12 Transportation Equity Act for the 21st Century
13 (112 Stat. 107) or subsequent Acts for multiple
14 years or to remain available until expended, but only
15 to the extent that the obligation authority has not
16 lapsed or been used;

17 (10) section 105 of title 23, United States Code
18 (as in effect for fiscal years 2005 through 2012, but
19 only in an amount equal to \$639,000,000 for each
20 of those fiscal years);

21 (11) section 1603 of SAFETEA-LU (23
22 U.S.C. 118 note; 119 Stat. 1248), to the extent that
23 funds obligated in accordance with that section were
24 not subject to a limitation on obligations at the time

1 at which the funds were initially made available for
2 obligation; and

3 (12) section 119 of title 23, United States Code
4 (but, for each of fiscal years 2013 through 2021,
5 only in an amount equal to \$639,000,000).

6 (c) REDISTRIBUTION OF UNUSED OBLIGATION AU-
7 THORITY.—Notwithstanding subsection (a), the Secretary
8 shall, after August 1 of such fiscal year—

9 (1) revise a distribution of the obligation limita-
10 tion made available under subsection (a), (except for
11 the obligation limitation made available under sec-
12 tion (a)(1)(C)), if an amount distributed cannot be
13 obligated during that fiscal year; and

14 (2) redistribute sufficient amounts to those
15 States able to obligate amounts in addition to those
16 previously distributed during that fiscal year, giving
17 priority to those States having large unobligated bal-
18 ances of funds apportioned under sections 144 (as in
19 effect on the day before the date of enactment of
20 Public Law 112–141) and 104 of title 23, United
21 States Code.

22 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO
23 TRANSPORTATION RESEARCH PROGRAMS.—

24 (1) IN GENERAL.—Except as provided in para-
25 graph (2), the obligation limitation for Federal-aid

1 highways shall apply to contract authority for trans-
2 portation research programs carried out under—

3 (A) chapter 5 of title 23, United States
4 Code; and

5 (B) title VI of the Fixing America's Sur-
6 face Transportation Act.

7 (2) EXCEPTION.—Obligation authority made
8 available under paragraph (1) shall—

9 (A) remain available for a period of 4 fis-
10 cal years; and

11 (B) be in addition to the amount of any
12 limitation imposed on obligations for Federal-
13 aid highway and highway safety construction
14 programs for future fiscal years.

15 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED
16 FUNDS.—

17 (1) IN GENERAL.—Not later than 30 days after
18 the date of distribution of obligation limitation
19 under subsection (a), the Secretary shall distribute
20 to the States any funds (excluding funds authorized
21 for the program under section 202 of title 23,
22 United States Code) that—

23 (A) are authorized to be appropriated for
24 such fiscal year for Federal-aid highway pro-
25 grams; and

1 (B) the Secretary determines will not be
2 allocated to the States (or will not be appor-
3 tioned to the States under section 204 of title
4 23, United States Code), and will not be avail-
5 able for obligation, for such fiscal year because
6 of the imposition of any obligation limitation for
7 such fiscal year.

8 (2) RATIO.—Funds shall be distributed under
9 paragraph (1) in the same proportion as the dis-
10 tribution of obligation authority under subsection
11 (a)(5).

12 (3) AVAILABILITY.—Funds distributed to each
13 State under paragraph (1) shall be available for any
14 purpose described in section 133(b) of title 23,
15 United States Code.

16 SEC. 121. Notwithstanding 31 U.S.C. 3302, funds re-
17 ceived by the Bureau of Transportation Statistics from the
18 sale of data products, for necessary expenses incurred pur-
19 suant to chapter 63 of title 49, United States Code, may
20 be credited to the Federal-aid highways account for the
21 purpose of reimbursing the Bureau for such expenses:
22 *Provided*, That such funds shall be subject to the obliga-
23 tion limitation for Federal-aid highway and highway safety
24 construction programs.

1 SEC. 122. Not less than 15 days prior to waiving,
2 under his or her statutory authority, any Buy America re-
3 quirement for Federal-aid highways projects, the Sec-
4 retary of Transportation shall make an informal public no-
5 tice and comment opportunity on the intent to issue such
6 waiver and the reasons therefor: *Provided*, That the Sec-
7 retary shall provide an annual report to the House and
8 Senate Committees on Appropriations on any waivers
9 granted under the Buy America requirements.

10 SEC. 123. None of the funds made available in this
11 Act to the Department of Transportation may be used to
12 provide credit assistance unless not less than 3 days before
13 any application approval to provide credit assistance under
14 sections 603 and 604 of title 23, United States Code, the
15 Secretary of Transportation provides notification in writ-
16 ing to the following committees: the House and Senate
17 Committees on Appropriations; the Committee on Envi-
18 ronment and Public Works and the Committee on Bank-
19 ing, Housing and Urban Affairs of the Senate; and the
20 Committee on Transportation and Infrastructure of the
21 House of Representatives: *Provided*, That such notifica-
22 tion shall include, but not be limited to, the name of the
23 project sponsor; a description of the project; whether cred-
24 it assistance will be provided as a direct loan, loan guar-

1 antee, or line of credit; and the amount of credit assist-
2 ance.

3 SEC. 124. None of the funds made available in this
4 Act may be used to make a grant for a project under sec-
5 tion 117 of title 23, United States Code, unless the Sec-
6 retary, at least 60 days before making a grant under that
7 section, provides written notification to the House and
8 Senate Committees on Appropriations of the proposed
9 grant, including an evaluation and justification for the
10 project and the amount of the proposed grant award: *Pro-*
11 *vided*, That the written notification required in the pre-
12 ceding proviso shall be made not later than 180 days after
13 the date of enactment of this Act.

14 SEC. 125. (a) A State or territory, as defined in sec-
15 tion 165 of title 23, United States Code, may use for any
16 project eligible under section 133(b) of title 23, United
17 States Code, or section 165 of title 23, United States
18 Code, and located within the boundary of the State or ter-
19 ritory any earmarked amount, and any associated obliga-
20 tion limitation: *Provided*, That the Department of Trans-
21 portation for the State or territory for which the ear-
22 marked amount was originally designated or directed noti-
23 fies the Secretary of Transportation of its intent to use
24 its authority under this section and submits a quarterly
25 report to the Secretary identifying the projects to which

1 the funding would be applied. Notwithstanding the origi-
2 nal period of availability of funds to be obligated under
3 this section, such funds and associated obligation limita-
4 tion shall remain available for obligation for a period of
5 3 fiscal years after the fiscal year in which the Secretary
6 of Transportation is notified. The Federal share of the
7 cost of a project carried out with funds made available
8 under this section shall be the same as associated with
9 the earmark.

10 (b) In this section, the term “earmarked amount”
11 means—

12 (1) congressionally directed spending, as de-
13 fined in rule XLIV of the Standing Rules of the
14 Senate, identified in a prior law, report, or joint ex-
15 planatory statement, which was authorized to be ap-
16 propriated or appropriated more than 10 fiscal years
17 prior to the current fiscal year, and administered by
18 the Federal Highway Administration; or

19 (2) a congressional earmark, as defined in rule
20 XXI of the Rules of the House of Representatives,
21 identified in a prior law, report, or joint explanatory
22 statement, which was authorized to be appropriated
23 or appropriated more than 10 fiscal years prior to
24 the current fiscal year, and administered by the Fed-
25 eral Highway Administration.

1 (c) The authority under subsection (a) may be exer-
2 cised only for those projects or activities that have obli-
3 gated less than 10 percent of the amount made available
4 for obligation as of October 1 of the current fiscal year,
5 and shall be applied to projects within the same general
6 geographic area within 5 miles for which the funding was
7 designated, except that a State or territory may apply
8 such authority to unexpended balances of funds from
9 projects or activities the State or territory certifies have
10 been closed and for which payments have been made under
11 a final voucher.

12 (d) The Secretary shall submit consolidated reports
13 of the information provided by the States and territories
14 each quarter to the House and Senate Committees on Ap-
15 propriations.

16 SEC. 126. Until final guidance is published, the Ad-
17 ministrator of the Federal Highway Administration shall
18 adjudicate requests for Buy America waivers under the
19 rules and regulations that were in effect prior to April 17,
20 2017. The Administrator shall process such requests not
21 later than 90 days after receipt of the request or such
22 waivers will be granted automatically.

23 SEC. 127. Amounts for which a limitation on obliga-
24 tions that otherwise would have expired at the end of fiscal
25 year 2020 that has been extended through the end of fiscal

1 year 2021 shall not be subject to section 120(a)(2) of this
2 Act.

3 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

4 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

5 (LIQUIDATION OF CONTRACT AUTHORIZATION)

6 (LIMITATION ON OBLIGATIONS)

7 (HIGHWAY TRUST FUND)

8 For payment of obligations incurred in the implemen-
9 tation, execution, and administration of motor carrier
10 safety operations and programs pursuant to section 31110
11 of title 49, United States Code, as amended by the Fixing
12 America's Surface Transportation Act or any successor
13 surface transportation reauthorization Act authorizing ap-
14 propriations for fiscal year 2021, \$379,500,000, to be de-
15 rived from the Highway Trust Fund (other than the Mass
16 Transit Account), together with advances and reimburse-
17 ments received by the Federal Motor Carrier Safety Ad-
18 ministration, the sum of which shall remain available until
19 expended: *Provided*, That funds available for implementa-
20 tion, execution, or administration of motor carrier safety
21 operations and programs authorized under title 49, United
22 States Code, shall not exceed total obligations of
23 \$379,500,000 for "Motor Carrier Safety Operations and
24 Programs" for fiscal year 2021, of which not less than
25 \$85,000,000, to remain available for obligation until Sep-

1 tember 30, 2023, is for the development, modernization,
2 and enhancement of information technology and informa-
3 tion management systems and for the continuing oper-
4 ation of and maintenance of such systems: *Provided fur-*
5 *ther*, That not less than \$13,073,000, to remain available
6 for obligation until September 30, 2023, is for the re-
7 search and technology program, of which not less than
8 \$3,300,000 shall be available to begin the Large Truck
9 Crash Causal Factors study: *Provided further*, That
10 \$20,000,000 for carrying out activities under this heading,
11 including the modernization and maintenance of border fa-
12 cilities, is to remain available for obligation until Sep-
13 tember 30, 2025.

14 MOTOR CARRIER SAFETY GRANTS

15 (LIQUIDATION OF CONTRACT AUTHORIZATION)

16 (LIMITATION ON OBLIGATIONS)

17 (HIGHWAY TRUST FUND)

18 For payment of obligations incurred in carrying out
19 sections 31102, 31103, 31104, and 31313 of title 49,
20 United States Code, as amended by the Fixing America's
21 Surface Transportation Act or any successor surface
22 transportation reauthorization Act authorizing appropria-
23 tions for fiscal year 2021, \$506,200,000 to be derived
24 from the Highway Trust Fund (other than the Mass Tran-
25 sit Account) to remain available until expended: *Provided*,

1 That funds available for the implementation or execution
2 of motor carrier safety programs shall not exceed total ob-
3 ligations of \$506,200,000 in fiscal year 2021 for “Motor
4 Carrier Safety Grants”: *Provided further*, That of the
5 sums appropriated under this heading—

6 (1) \$389,212,000 shall be available for the
7 motor carrier safety assistance program;

8 (2) \$56,880,000 shall be available for the com-
9 mercial driver’s license program implementation pro-
10 gram;

11 (3) \$59,108,000 shall be available for the high
12 priority activities program; and

13 (4) \$1,000,000 shall be made available for com-
14 mercial motor vehicle operators grants.

15 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR

16 CARRIER SAFETY ADMINISTRATION

17 SEC. 130. The Federal Motor Carrier Safety Admin-
18 istration shall send notice of section 385.308 of title 49,
19 Code of Federal Regulations, violations by certified mail,
20 registered mail, or another manner of delivery, which
21 records the receipt of the notice by the persons responsible
22 for the violations.

23 SEC. 131. The Federal Motor Carrier Safety Admin-
24 istration shall update annual inspection regulations under
25 appendix G to subchapter B of chapter III of title 49,

1 Code of Federal Regulations, as recommended by GAO–
2 19–264.

3 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
4 OPERATIONS AND RESEARCH

5 For expenses necessary to discharge the functions of
6 the Secretary, with respect to traffic and highway safety
7 authorized under chapter 301 and part C of subtitle VI
8 of title 49, United States Code, \$214,073,440, of which
9 \$40,000,000 shall remain available through September
10 30, 2022.

11 OPERATIONS AND RESEARCH
12 (LIQUIDATION OF CONTRACT AUTHORIZATION)
13 (LIMITATION ON OBLIGATIONS)
14 (HIGHWAY TRUST FUND)

15 For payment of obligations incurred in carrying out
16 the provisions of section 403 of title 23, United States
17 Code, including behavioral research on Automated Driving
18 Systems and Advanced Driver Assistance Systems and im-
19 proving consumer responses to safety recalls, section 4011
20 of the Fixing America’s Surface Transportation Act (Pub-
21 lic Law 114–94) or any successor surface transportation
22 reauthorization Act authorizing appropriations for fiscal
23 year 2021, and chapter 303 of title 49, United States
24 Code, \$170,612,000 to be derived from the Highway
25 Trust Fund (other than the Mass Transit Account) and

1 to remain available until expended: *Provided*, That none
2 of the funds made available by this Act shall be available
3 for the planning or execution of programs the total obliga-
4 tions for which, in fiscal year 2021, are in excess of
5 \$170,612,000: *Provided further*, That of the funds appro-
6 priated under this heading—

7 (1) \$165,112,000 shall be for programs author-
8 ized under section 403 of title 23, United States
9 Code, including behavioral research on Automated
10 Driving Systems and Advanced Driver Assistance
11 Systems and improving consumer responses to safety
12 recalls, and section 4011 of the Fixing America’s
13 Surface Transportation Act (Public Law 114–94);
14 and

15 (2) \$5,500,000 shall be for the National Driver
16 Register authorized under chapter 303 of title 49,
17 United States Code:

18 *Provided further*, That of the \$170,612,000 obligation lim-
19 itation for operations and research, \$20,000,000 shall re-
20 main available until September 30, 2022, and \$3,000,000,
21 for impaired driving detection, shall remain available until
22 expended, and shall be in addition to the amount of any
23 limitation imposed on obligations for future years: *Pro-*
24 *vided further*, That amounts for behavioral research on
25 Automated Driving Systems and Advanced Driver Assist-

1 ance Systems and improving consumer responses to safety
2 recalls are in addition to any other funds provided for
3 those purposes for fiscal year 2021 in this Act.

4 HIGHWAY TRAFFIC SAFETY GRANTS
5 (LIQUIDATION OF CONTRACT AUTHORIZATION)
6 (LIMITATION ON OBLIGATIONS)
7 (HIGHWAY TRUST FUND)

8 For payment of obligations incurred in carrying out
9 provisions of sections 402, 404, and 405 of title 23,
10 United States Code, and section 4001(a)(6) of the Fixing
11 America’s Surface Transportation Act, to remain available
12 until expended, \$855,488,000, to be derived from the
13 Highway Trust Fund (other than the Mass Transit Ac-
14 count): *Provided*, That none of the funds made available
15 by this Act shall be available for the planning or execution
16 of programs for which the total obligations in fiscal year
17 2021 are in excess of \$855,488,000 for programs author-
18 ized under sections 402, 404, and 405 of title 23, United
19 States Code, and section 4001(a)(6) of the Fixing Amer-
20 ica’s Surface Transportation Act: *Provided further*, That
21 of the sums appropriated under this heading—

22 (1) \$384,800,000 shall be for “Highway Safety
23 Programs” under section 402 of title 23, United
24 States Code;

1 (2) \$390,900,000 shall be for “National Pri-
2 ority Safety Programs” under section 405 of title
3 23, United States Code;

4 (3) \$49,702,000 shall be for the “High Visi-
5 bility Enforcement Program” under section 404 of
6 title 23, United States Code; and

7 (4) \$30,086,000 shall be for “Administrative
8 Expenses” under section 4001(a)(6) of the Fixing
9 America’s Surface Transportation Act:

10 *Provided further*, That for amounts subject to the obliga-
11 tion limitation under this heading during fiscal year 2021,
12 the Federal share of activities undertaken pursuant to
13 chapter 4 of title 23, United States Code, shall be, at the
14 option of the recipient, up to 100 percent: *Provided fur-*
15 *ther*, That none of the funds made available by this Act
16 shall be used for construction, rehabilitation, or remod-
17 eling costs, or for office furnishings and fixtures for State,
18 local, or private buildings or structures: *Provided further*,
19 That not to exceed \$500,000 of the funds made available
20 for ‘National Priority Safety Programs’ under section 405
21 of title 23, United States Code, for ‘Impaired Driving
22 Countermeasures’ (as described in subsection (d) of that
23 section) shall be available for technical assistance to the
24 States: *Provided further*, That with respect to the ‘Trans-
25 fers’ provision under section 405(a)(8) of title 23, United

1 States Code, any amounts transferred to increase the
2 amounts made available under section 402 shall include
3 the obligation authority for such amounts: *Provided fur-*
4 *ther*, That the Administrator shall notify the House and
5 Senate Committees on Appropriations of any exercise of
6 the authority granted under the preceding proviso or
7 under section 405(a)(8) of title 23, United States Code,
8 not later than 5 days after exercising such authority.

9 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

10 TRAFFIC SAFETY ADMINISTRATION

11 SEC. 140. An additional \$130,000 shall be made
12 available to the National Highway Traffic Safety Adminis-
13 tration, out of the amount limited for section 402 of title
14 23, United States Code, to pay for travel and related ex-
15 penses for State management reviews and to pay for core
16 competency development training and related expenses for
17 highway safety staff.

18 SEC. 141. The limitations on obligations for the pro-
19 grams of the National Highway Traffic Safety Adminis-
20 tration set in this Act shall not apply to obligations for
21 which obligation authority was made available in previous
22 public laws but only to the extent that the obligation au-
23 thority has not lapsed or been used.

24 SEC. 142. In addition to the amounts made available
25 under the heading, “Operations and Research (Liquida-

1 tion of Contract Authorization) (Limitation on Obliga-
2 tions) (Highway Trust Fund)” for carrying out the provi-
3 sions of section 403 of title 23, United States Code,
4 \$17,000,000, to remain available until September 30,
5 2022, shall be made available to the National Highway
6 Traffic Safety Administration from the general fund: *Pro-*
7 *vided*, That of the sums provided under this provision—

8 (1) not to exceed \$7,000,000 shall be available
9 to provide funding for grants, pilot program activi-
10 ties, and innovative solutions to reduce impaired-
11 driving fatalities in collaboration with eligible enti-
12 ties under section 403 of title 23, United States
13 Code; and

14 (2) not to exceed \$10,000,000 shall be available
15 to continue a high visibility enforcement paid-media
16 campaign regarding highway-rail grade crossing
17 safety in collaboration with the Federal Railroad Ad-
18 ministration.

19 SEC. 143. None of the funds in this Act or any other
20 Act shall be used to enforce the requirements of section
21 405(a)(9) of title 23, United States Code.

22 FEDERAL RAILROAD ADMINISTRATION

23 SAFETY AND OPERATIONS

24 For necessary expenses of the Federal Railroad Ad-
25 ministration, not otherwise provided for, \$236,134,000

1 (reduced by \$1,000,000) (increased by \$1,000,000) (in-
2 creased by \$2,000,000) (reduced by \$2,000,000), of which
3 \$30,000,000 shall remain available until expended.

4 RAILROAD RESEARCH AND DEVELOPMENT

5 For necessary expenses for railroad research and de-
6 velopment, \$41,000,000, to remain available until ex-
7 pended.

8 FEDERAL-STATE PARTNERSHIP FOR STATE OF GOOD

9 REPAIR

10 For necessary expenses related to Federal-State part-
11 nership for state of good repair grants as authorized by
12 section 24911 of title 49, United States Code,
13 \$200,000,000 (reduced by \$5,000,000) (increased by
14 \$5,000,000), to remain available until expended: *Provided*,
15 That the Secretary may withhold up to 2 percent of the
16 amounts made available under this heading for the costs
17 of award and project management oversight of grants car-
18 ried out under section 24911 of title 49, United States
19 Code: *Provided further*, That expenses incidental to the ac-
20 quisition or construction (including designing, engineer-
21 ing, location surveying, mapping, environmental studies,
22 and acquiring rights-of-way) of a capital project as defined
23 under section 24911(a)(2) of title 49, United States Code,
24 are eligible for funding independently or in conjunction
25 with proposed funding for construction: *Provided further*,

1 That section 24911(d)(1)(C) of title 49, United States
2 Code, shall not apply to amounts made available under
3 this heading: *Provided further*, That section
4 24911(d)(1)(C) of title 49, United States Code, shall not
5 apply to amounts made available under this heading in
6 previous fiscal years if such funds are announced in a No-
7 tice of Funding Opportunity that includes funds made
8 available under this heading: *Provided further*, That the
9 Secretary shall issue the Notice of Funding Opportunity
10 for amounts made available under this heading not later
11 than 60 days after the date of enactment of this Act: *Pro-*
12 *vided further*, That the Secretary shall announce the selec-
13 tion of projects to receive awards for amounts made avail-
14 able under this heading not later than 240 days after the
15 date of enactment of this Act.

16 CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY
17 IMPROVEMENTS
18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses related to consolidated rail
20 infrastructure and safety improvements grants, as author-
21 ized by section 22907 of title 49, United States Code,
22 \$500,000,000, to remain available until expended: *Pro-*
23 *vided*, That of the amounts made available under this
24 heading—

1 (1) not less than \$60,000,000 shall be for
2 projects eligible under section 22907(c)(5) of title
3 49, United States Code;

4 (2) not less than \$90,000,000 shall be for
5 projects eligible under section 22907(c)(2) of title
6 49, United States Code, that support the develop-
7 ment of new intercity passenger rail service routes
8 including alignments for existing routes: *Provided*,
9 That the Secretary shall give preference for pre-con-
10 struction elements including preliminary engineering
11 and final design of such projects; and

12 (3) not less than \$25,000,000 shall be for cap-
13 ital projects and engineering solutions targeting tres-
14 passing: *Provided*, That the Secretary shall give
15 preference for such projects that are located in coun-
16 ties with the most pedestrian trespasser casualties as
17 identified in the Federal Railroad Administration's
18 National Strategy to Prevent Trespassing on Rail-
19 road Property:

20 *Provided further*, That section 22905(f) of title 49, United
21 States Code, shall not apply to projects for the implemen-
22 tation of positive train control systems otherwise eligible
23 under section 22907(c)(1) of title 49, United States Code:
24 *Provided further*, That amounts made available under this
25 heading for projects selected for commuter rail passenger

1 transportation may be transferred by the Secretary, after
2 selection, to the appropriate agencies to be administered
3 in accordance with chapter 53 of title 49, United States
4 Code: *Provided further*, That the Secretary shall not limit
5 eligible projects from consideration for funding for plan-
6 ning, engineering, environmental, construction, and design
7 elements of the same project in the same application: *Pro-*
8 *vided further*, That for amounts made available under this
9 heading eligible recipients under section 22907(b) of title
10 49, United States Code, shall include any non-profit asso-
11 ciation representing Class II railroads or Class III rail-
12 roads (as such terms are defined in section 20102 of title
13 49, United States Code) or rail carriers that provide inter-
14 city rail passenger transportation (as defined in section
15 24102 of title 49, United States Code) and any holding
16 company of a Class II railroad or Class III railroad (as
17 such terms are defined in section 20102 of title 49, United
18 States Code): *Provided further*, That section
19 22907(e)(1)(A) of title 49, United States Code, shall not
20 apply to amounts made available under this heading: *Pro-*
21 *vided further*, That section 22907(e)(1)(A) of title 49,
22 United States Code, shall not apply to amounts made
23 available under this heading in previous fiscal years if such
24 funds are announced in a Notice of Funding Opportunity
25 that includes funds made available under this heading:

1 tions Act of 2008 (Public Law 110–244) (23 U.S.C. 322
2 note), \$5,000,000, to remain available until expended.

3 NORTHEAST CORRIDOR GRANTS TO THE NATIONAL
4 RAILROAD PASSENGER CORPORATION

5 To enable the Secretary of Transportation to make
6 grants to the National Railroad Passenger Corporation for
7 activities associated with the Northeast Corridor as au-
8 thorized by section 11101(a) of the Fixing America’s Sur-
9 face Transportation Act (division A of Public Law 114–
10 94), \$750,000,000, to remain available until expended:
11 *Provided*, That the Secretary may retain up to one half
12 of 1 percent of the amounts made available under both
13 this heading and the “National Network Grants to the Na-
14 tional Railroad Passenger Corporation” heading to fund
15 the costs of project management and oversight of activities
16 authorized by section 11101(c) of the Fixing America’s
17 Surface Transportation Act (division A of Public Law
18 114–94): *Provided further*, That in addition to the project
19 management oversight funds authorized under section
20 11101(c) of such Act, the Secretary may retain up to an
21 additional \$5,000,000 of the amounts made available
22 under this heading to fund expenses associated with the
23 Northeast Corridor Commission established under section
24 24905 of title 49, United States Code: *Provided further*,
25 That of the amounts made available under this heading,

1 not less than \$200,000,000 shall be made available to ad-
2 vance capital projects, including rehabilitation and up-
3 grade of railroad infrastructure, that increase reliability
4 or expand passenger rail capacity on the Amtrak-owned
5 portion of the Northeast Corridor (as defined in section
6 24102(8) of title 49, United States Code) on which more
7 than 380 trains traveled per day in fiscal year 2019: *Pro-*
8 *vided further*, That of the amounts made available under
9 this heading and the “National Network Grants to the Na-
10 tional Railroad Passenger Corporation” heading, not less
11 than \$75,000,000 shall be made available to bring Am-
12 trak-served facilities and stations into compliance with the
13 Americans with Disabilities Act of 1990 (42 U.S.C. 2101
14 et seq.).

15 NATIONAL NETWORK GRANTS TO THE NATIONAL
16 RAILROAD PASSENGER CORPORATION

17 To enable the Secretary of Transportation to make
18 grants to the National Railroad Passenger Corporation for
19 activities associated with the National Network as author-
20 ized by section 11101(b) of the Fixing America’s Surface
21 Transportation Act (division A of Public Law 114–94),
22 \$1,300,000,000, to remain available until expended: *Pro-*
23 *vided*, That the Secretary may retain up to an additional
24 \$2,000,000 of the amounts made available under this
25 heading to fund expenses associated with the State-Sup-

1 ported Route Committee established under section 24712
2 of title 49, United States Code: *Provided further*, That
3 none of the funds provided under this heading shall be
4 used by Amtrak to give notice under subsection (a) or (b)
5 of section 24706 of title 49, United States Code, with re-
6 spect to long-distance routes (as defined in section 24102
7 of title 49, United States Code) on which Amtrak is the
8 sole operator on a host railroad's line and a positive train
9 control system is not required by law or regulation, or,
10 except in an emergency or during maintenance or con-
11 struction outages impacting such routes, to otherwise dis-
12 continue, reduce the frequency of, suspend, or substan-
13 tially alter the route of rail service on any portion of such
14 route operated in fiscal year 2018, including implementa-
15 tion of service permitted by section 24305(a)(3)(A) of title
16 49, United States Code, in lieu of rail service.

17 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

18 ADMINISTRATION

19 (INCLUDING RESCISSIONS)

20 SEC. 150. None of the funds made available to the
21 National Railroad Passenger Corporation may be used to
22 fund any overtime costs in excess of \$35,000 for any indi-
23 vidual employee: *Provided*, That the President of Amtrak
24 may waive the cap set in the preceding proviso for specific
25 employees when the President of Amtrak determines such

1 a cap poses a risk to the safety and operational efficiency
2 of the system: *Provided further*, That the President of Am-
3 trak shall report to the House and Senate Committees on
4 Appropriations no later than 60 days after the date of en-
5 actment of this Act, a summary of all overtime payments
6 incurred by Amtrak for 2020 and the 3 prior calendar
7 years: *Provided further*, That such summary shall include
8 the total number of employees that received waivers and
9 the total overtime payments Amtrak paid to employees re-
10 ceiving waivers for each month for 2020 and for the 3
11 prior calendar years.

12 SEC. 151. None of the funds made available to the
13 National Railroad Passenger Corporation under the head-
14 ings “Northeast Corridor Grants to the National Railroad
15 Passenger Corporation” and “National Network Grants to
16 the National Railroad Passenger Corporation” may be
17 used to reduce the total number of Amtrak Police Depart-
18 ment uniformed officers patrolling on board passenger
19 trains or at stations, facilities or rights-of-way below the
20 staffing level on May 1, 2019.

21 SEC. 152. None of the funds made available by this
22 Act may be used by the National Railroad Passenger Cor-
23 poration in contravention of the Worker Adjustment and
24 Retraining Notification Act (29 U.S.C. 2101 et seq.).

1 SEC. 153. The matter under the heading “Depart-
2 ment of Transportation—Federal Railroad Administra-
3 tion—Consolidated Rail Infrastructure and Safety Im-
4 provements”—

5 (1) in division G of the Consolidated Appropria-
6 tions Act, 2019 (Public Law 116–6) is amended by
7 striking “4 years” and inserting “6 years” in the
8 fourth proviso; and

9 (2) in division H of the Further Consolidated
10 Appropriations Act, 2020 (Public Law 116–94) is
11 amended by striking “4 years” and inserting “6
12 years” in the fourth proviso.

13 SEC. 154. Of the unobligated balances of funds re-
14 maining from—

15 (1) “Capital and Debt Service Grants to the
16 National Railroad Passenger Corporation” accounts
17 totaling \$10,414,449.82 appropriated by the fol-
18 lowing public laws are hereby permanently rescinded:

19 (A) Public Law 112–10 a total of
20 \$289,234.48;

21 (B) Public Law 112–55 a total of
22 \$4,760,000.00;

23 (C) Public Law 113–76 a total of
24 \$792,502.52;

1 (D) Public Law 113–235 a total of
2 \$1,698,806.61; and

3 (E) Public Law 114–113 a total of
4 \$2,873,906.21;

5 (2) “Railroad Safety Technology Program” ac-
6 count totaling \$613,252.29 appropriated by Public
7 Law 111–117 is hereby permanently rescinded;

8 (3) “Capital Assistance to States—Intercity
9 Passenger Rail Service” account totaling
10 \$9,867,630.69 appropriated by Public Law 111–8 is
11 hereby permanently rescinded;

12 (4) “Rail Line Relocation and Improvement
13 Program” accounts totaling \$12,650,365.14 appro-
14 priated by the following public laws are hereby per-
15 manently rescinded:

16 (A) Public Law 110–161 a total of
17 \$923,214.63;

18 (B) Public Law 111–8 a total of
19 \$5,558,233.95;

20 (C) Public Law 111–117 a total of
21 \$3,763,767.95; and

22 (D) Public Law 112–10 a total of
23 \$2,405,148.61; and

24 (5) “Next Generation High-Speed Rail” ac-
25 counts totaling \$3,019,483.21 appropriated by the

1 following public laws are hereby permanently re-
2 scinded:

3 (A) Public Law 104–50 a total of
4 \$610,807.00;

5 (B) Public Law 104–205 a total of
6 \$5,963.71;

7 (C) Public Law 105–66 a total of
8 \$1,218,742.47;

9 (D) Public Law 105–277 a total of
10 \$17,097.00;

11 (E) Public Law 106–69 a total of
12 \$1,005,969.00;

13 (F) Public Law 108–7 a total of
14 \$43,951.57;

15 (G) Public Law 108–199 a total of
16 \$24,263.48; and

17 (H) Public Law 108–447 a total of
18 \$92,688.98.

19 FEDERAL TRANSIT ADMINISTRATION

20 ADMINISTRATIVE EXPENSES

21 For necessary administrative expenses of the Federal
22 Transit Administration’s programs authorized by chapter
23 53 of title 49, United States Code, \$121,052,000, of which
24 \$15,000,000 shall remain available until September 30,
25 2022, and up to \$1,000,000 shall be available to carry

1 out the provisions of section 5326 of such title: *Provided*,
2 That upon submission to the Congress of the fiscal year
3 2022 President's budget, the Secretary of Transportation
4 shall transmit to Congress the annual report on Capital
5 Investment Grants, including proposed allocations for fis-
6 cal year 2022.

7 TRANSIT FORMULA GRANTS

8 (LIQUIDATION OF CONTRACT AUTHORIZATION)

9 (LIMITATION ON OBLIGATIONS)

10 (HIGHWAY TRUST FUND)

11 For payment of obligations incurred in the Federal
12 Public Transportation Assistance Program in this ac-
13 count, and for payment of obligations incurred in carrying
14 out the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,
15 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339, and
16 5340, as amended by the Fixing America's Surface Trans-
17 portation Act, section 20005(b) of Public Law 112-141,
18 and section 3006(b) of the Fixing America's Surface
19 Transportation Act, or any successor surface transpor-
20 tation reauthorization Act authorizing appropriations for
21 fiscal year 2021, \$16,595,000,000, to be derived from the
22 Mass Transit Account of the Highway Trust Fund and
23 to remain available until expended: *Provided*, That funds
24 available for the implementation or execution of programs
25 authorized under 49 U.S.C. 5305, 5307, 5310, 5311,

1 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339, and
2 5340, as amended by the Fixing America’s Surface Trans-
3 portation Act, section 20005(b) of Public Law 112–141,
4 and section 3006(b) of the Fixing America’s Surface
5 Transportation Act, or any successor surface transpor-
6 tation reauthorization Act authorizing appropriations for
7 fiscal year 2021, shall not exceed total obligations of
8 \$15,945,200,000 in fiscal year 2021: *Provided further*,
9 That the Federal share of the cost of activities carried
10 out under 49 U.S.C. 5312 shall not exceed 80 percent,
11 except that if there is substantial public interest or benefit,
12 the Secretary may approve a greater Federal share: *Pro-*
13 *vided further*, That until September 30, 2021, for amounts
14 subject to the obligation limitation under this heading dur-
15 ing fiscal year 2021, the Federal share of costs for any
16 grant made for activities undertaken pursuant to chapter
17 53 of title 49, United States Code, shall be, at the option
18 of the recipient, up to 100 percent but solely for funds
19 that have not been obligated to a grant prior to September
20 30, 2020: *Provided further*, That the preceding proviso
21 shall not apply to grants made pursuant to a competitive
22 application process in fiscal year 2021 or any prior fiscal
23 year: *Provided further*, That not including any amounts
24 provided under the heading “Transit Infrastructure
25 Grants” in title XII of division B of the CARES Act (Pub-

1 lic Law 116–136), an urbanized area or State may obli-
2 gate not more than 50 percent of its unobligated balances
3 authorized under sections 5305, 5307, 5310, 5311,
4 5329(e)(6), 5335, 5337, 5339, and 5340 of title 49,
5 United States Code, as of September 30, 2020, under this
6 proviso.

7 TRANSIT INFRASTRUCTURE GRANTS

8 For an additional amount for buses and bus facilities
9 grants under section 5339 of title 49, United States Code,
10 low or no emission grants under section 5339(c) of such
11 title, the passenger ferry grant program as authorized
12 under section 5307(h) of such title, and the demonstration
13 and deployment of innovative mobility solutions as author-
14 ized under section 5312 of such title, \$510,000,000, to
15 remain available until expended: *Provided*, That of the
16 amounts made available under this heading—

17 (1) \$374,000,000 (reduced by \$1,500,000)
18 shall be available for the buses and bus facilities
19 competitive grants as authorized under section
20 5339(b) of title 49, United States Code: *Provided*,
21 That activities that increase green space sur-
22 rounding a bus transportation hub structure are eli-
23 gible for a grant under this paragraph: *Provided fur-*
24 *ther*, That the minimum grant award shall be not
25 less than \$1,000,000;

1 (2) \$125,000,000 (increased by \$1,500,000)
2 shall be available for the low or no emission grants
3 as authorized under section 5339(c) of title 49,
4 United States Code: *Provided*, That the minimum
5 grant award shall be not less than \$1,250,000;

6 (3) \$10,000,000 shall be available for the pas-
7 senger ferry grant program as authorized under sec-
8 tion 5307(h) of title 49, United States Code: *Pro-*
9 *vided*, That the funds provided under this heading
10 shall only be available for low or zero-emission fer-
11 ries or ferries using electric battery or fuel cell com-
12 ponents and the infrastructure to support such fer-
13 ries; and

14 (4) \$1,000,000 shall be shall be available for
15 the demonstration and deployment of innovative mo-
16 bility solutions as authorized under section 5312 of
17 title 49, United States Code: *Provided*, that such
18 amounts shall be available for competitive grants or
19 cooperative agreements for the development of soft-
20 ware to facilitate the provision of demand-response
21 public transportation service that dispatches public
22 transportation fleet vehicles through riders mobile
23 devices or other advanced means: *Provided further*,
24 That the Secretary shall evaluate the potential for
25 software developed with grants or cooperative agree-

1 ments to be shared for use by public transportation
2 agencies:

3 *Provided further*, That the Federal share of the costs for
4 which any grant is made under this heading shall be, at
5 the option of the recipient, up to 100 percent: *Provided*
6 *further*, That amounts made available under this heading
7 shall be derived from the general fund and shall not be
8 subject to any limitation on obligation for transit pro-
9 grams set forth in any Act.

10 TECHNICAL ASSISTANCE AND TRAINING

11 For necessary expenses to carry out section 5314 of
12 title 49, United States Code, \$7,000,000, to remain avail-
13 able until September 30, 2022: *Provided*, That the assist-
14 ance provided under this heading does not duplicate the
15 activities of section 5311(b) or section 5312 of title 49,
16 United States Code.

17 CAPITAL INVESTMENT GRANTS

18 For necessary expenses to carry out fixed guideway
19 capital investment grants under section 5309 of title 49,
20 United States Code, and section 3005(b) of the Fixing
21 America's Surface Transportation Act (49 U.S.C. 5309
22 note), \$2,175,000,000 (increased by \$2,000,000), to re-
23 main available until September 30, 2024: *Provided*, That
24 of the amounts made available under this heading,
25 \$1,848,000,000 shall be allocated by December 31, 2022:

1 *Provided further*, That of the amounts made available
2 under this heading, \$1,250,000,000 shall be available for
3 projects authorized under section 5309(d) of title 49,
4 United States Code, \$525,000,000 shall be available for
5 projects authorized under section 5309(e) of title 49,
6 United States Code, \$300,000,000 shall be available for
7 projects authorized under section 5309(h) of title 49,
8 United States Code, and \$100,000,000 shall be available
9 for projects authorized under section 3005(b) of the Fix-
10 ing America’s Surface Transportation Act (49 U.S.C.
11 5309 note): *Provided further*, That funds made available
12 under this heading in this or any other Act may be avail-
13 able for amendments to current full-funding grant agree-
14 ments that require additional Federal funding as a result
15 of coronavirus: *Provided further*, That the Secretary shall
16 continue to administer the capital investment grants pro-
17 gram in accordance with the procedural and substantive
18 requirements of section 5309 of title 49, United States
19 Code, of section 3005(b) of the Fixing America’s Surface
20 Transportation Act (49 U.S.C. 5309 note), and of section
21 5309(i) of title 49, United States Code: *Provided further*,
22 That projects that receive a grant agreement under the
23 Expedited Project Delivery for Capital Investment Grants
24 Pilot Program under section 3005(b) of the Fixing Amer-
25 ica’s Surface Transportation Act (49 U.S.C. 5309 note)

1 shall be deemed eligible for funding provided for projects
2 under section 5309 of title 49, United States Code, with-
3 out further evaluation or rating under such section: *Pro-*
4 *vided further*, That such funding shall not exceed the Fed-
5 eral share under section 3005(b).

6 GRANTS TO THE WASHINGTON METROPOLITAN AREA

7 TRANSIT AUTHORITY

8 For grants to the Washington Metropolitan Area
9 Transit Authority as authorized under section 601 of divi-
10 sion B of the Passenger Rail Investment and Improvement
11 Act of 2008 (Public Law 110–432), \$150,000,000, to re-
12 main available until expended: *Provided*, That the Sec-
13 retary of Transportation shall approve grants for capital
14 and preventive maintenance expenditures for the Wash-
15 ington Metropolitan Area Transit Authority only after re-
16 ceiving and reviewing a request for each specific project:
17 *Provided further*, That the Secretary shall determine that
18 the Washington Metropolitan Area Transit Authority has
19 placed the highest priority on those investments that will
20 improve the safety of the system before approving such
21 grants: *Provided further*, That the Secretary, in order to
22 ensure safety throughout the rail system, may waive the
23 requirements of section 601(e)(1) of division B of the Pas-
24 senger Rail Investment and Improvement Act of 2008
25 (Public Law 110–432).

1 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT

2 ADMINISTRATION

3 (INCLUDING RESCISSIONS)

4 SEC. 160. The limitations on obligations for the pro-
5 grams of the Federal Transit Administration shall not
6 apply to any authority under 49 U.S.C. 5338, previously
7 made available for obligation, or to any other authority
8 previously made available for obligation.

9 SEC. 161. Notwithstanding any other provision of
10 law, funds appropriated or limited by this Act under the
11 heading “Capital Investment Grants” of the Federal
12 Transit Administration for projects specified in this Act
13 or identified in reports accompanying this Act not obli-
14 gated by September 30, 2024, and other recoveries, shall
15 be directed to projects eligible to use the funds for the
16 purposes for which they were originally provided.

17 SEC. 162. Notwithstanding any other provision of
18 law, any funds appropriated before October 1, 2019, for
19 any section of chapter 53 of title 49, United States Code,
20 that remain available for expenditure, may be transferred
21 to and administered under the most recent appropriation
22 heading for any such section.

23 SEC. 163. None of the funds made available by this
24 Act or any other Act shall be used to adjust appor-
25 tionments or withhold funds from apportionments pursuant

1 to section 9503(e)(4) of the Internal Revenue Code of
2 1986 (26 U.S.C. 9503(e)(4)).

3 SEC. 164. An eligible recipient of a grant under sec-
4 tion 5339(c) may submit an application in partnership
5 with other entities, including a transit vehicle manufac-
6 turer, that intend to participate in the implementation of
7 a project under section 5339(c) of title 49, United States
8 Code, and a project awarded with such partnership shall
9 be treated as satisfying the requirement for a competitive
10 procurement under section 5325(a) of title 49, United
11 States Code, for the named entity.

12 SEC. 165. None of the funds made available by this
13 Act or any other Act shall be used to impede or hinder
14 project advancement or approval for any project seeking
15 a Federal contribution from the capital investment grant
16 program of greater than 40 percent of project costs as
17 authorized under section 5309 of title 49, United States
18 Code.

19 SEC. 166. None of the funds made available by this
20 Act may be used for the implementation or furtherance
21 of new policies detailed in the “Dear Colleague” letter dis-
22 tributed by the Federal Transit Administration to capital
23 investment grant program project sponsors on June 29,
24 2018.

1 SEC. 167. None of the funds made available in this
2 Act may be used by the Department of Transportation
3 to implement any policy that requires a capital investment
4 grant project to receive a medium or higher project rating
5 before taking actions to finalize an environmental impact
6 statement.

7 SEC. 168. Of the unobligated amounts made available
8 for prior fiscal years to Formula Grants in Treasury Ac-
9 count 69-X-1129, a total of \$1,606,849 are hereby per-
10 manently rescinded: *Provided*, That no amounts may be
11 rescinded from amounts that were designated by the Con-
12 gress as an emergency or disaster relief requirement pur-
13 suant to a concurrent resolution on the budget or the Bal-
14 anced Budget and Emergency Deficit Control Act of 1985.

15 SEC. 169. Of the unobligated amounts made available
16 for the Job Access and Reverse Commute program, as au-
17 thorized by Public Law 105-178, as amended, a total of
18 \$320,230 are hereby permanently rescinded.

19 SEC. 169A. Of the unobligated amounts made avail-
20 able for Research, Training, and Human Resources, as
21 authorized by Public Law 95-599, as amended, a total
22 of \$31,634 are hereby permanently rescinded.

1 SAINT LAWRENCE SEAWAY DEVELOPMENT
2 CORPORATION

3 The Saint Lawrence Seaway Development Corpora-
4 tion is hereby authorized to make such expenditures, with-
5 in the limits of funds and borrowing authority available
6 to the Corporation, and in accord with law, and to make
7 such contracts and commitments without regard to fiscal
8 year limitations, as provided by section 9104 of title 31,
9 United States Code, as may be necessary in carrying out
10 the programs set forth in the Corporation's budget for the
11 current fiscal year.

12 OPERATIONS AND MAINTENANCE
13 (HARBOR MAINTENANCE TRUST FUND)

14 For necessary expenses to conduct the operations,
15 maintenance, and capital infrastructure activities on por-
16 tions of the Saint Lawrence Seaway owned, operated, and
17 maintained by the Saint Lawrence Seaway Development
18 Corporation, \$40,000,000, to be derived from the Harbor
19 Maintenance Trust Fund, pursuant to section 210 of the
20 Water Resources Development Act of 1986 (33 U.S.C.
21 2238): *Provided*, That of the amounts made available
22 under this heading, not less than \$15,800,000 shall be for
23 the seaway infrastructure program.

1 MARITIME ADMINISTRATION

2 MARITIME SECURITY PROGRAM

3 For necessary expenses to maintain and preserve a
4 U.S.-flag merchant fleet as authorized under chapter 531
5 of title 46, United States Code, to serve the national secu-
6 rity needs of the United States, \$314,007,780, to remain
7 available until expended.

8 CABLE SECURITY FLEET PROGRAM

9 For necessary expenses to establish and maintain a
10 fleet of United States-documented cable vessels as author-
11 ized under chapter 532 of title 46, United States Code,
12 to meet the national security requirements of the United
13 States, \$10,000,000, to remain available until expended.

14 OPERATIONS AND TRAINING

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses of operations and training ac-
17 tivities authorized by law, \$161,417,000: *Provided*, That
18 of the amounts made available under this heading—

19 (1) \$82,289,000, to remain available until Sep-
20 tember 30, 2022, shall be for the operations of the
21 United States Merchant Marine Academy;

22 (2) \$5,500,000, to remain available until ex-
23 pended, shall be for facilities maintenance and re-
24 pair, and equipment, at the United States Merchant
25 Marine Academy;

1 (3) \$3,000,000, to remain available until Sep-
2 tember 30, 2022, shall be for the Maritime Environ-
3 mental and Technical Assistance program authorized
4 under section 50307 of title 46, United States Code;
5 and

6 (4) \$14,775,000, to remain available until ex-
7 pended, shall be for the Short Sea Transportation
8 Program (America’s Marine Highways) to make
9 grants for the purposes authorized under paragraphs
10 (1) and (3) of section 55601(b) of title 46, United
11 States Code:

12 *Provided further*, That not later than 120 days after the
13 date of enactment of this Act, the Administrator of the
14 Maritime Administration shall transmit to the House and
15 Senate Committees on Appropriations the annual report
16 on sexual assault and sexual harassment at the United
17 States Merchant Marine Academy as required pursuant
18 to section 3507 of the Duncan Hunter National Defense
19 Authorization Act for Fiscal Year 2009 (46 U.S.C. 51301
20 note): *Provided further*, That available balances under this
21 heading for the Short Sea Transportation Program
22 (America’s Marine Highways) from prior year recoveries
23 shall be available to carry out activities authorized under
24 paragraphs (1) and (3) of section 55601(b) of title 46,
25 United States Code: *Provided further*, That for amounts

1 made available under paragraphs (3) and (4) of the first
2 proviso, the Secretary of Transportation shall make grants
3 not later than 180 days after the date of enactment of
4 this Act in such amounts as the Secretary determines:
5 *Provided further*, That any unobligated balances and obli-
6 gated balances not yet expended from previous appropria-
7 tions under this heading for programs and activities sup-
8 porting State Maritime Academies shall be transferred to
9 and merged with the appropriations for “Maritime Admin-
10 istration—State Maritime Academy Operations” and shall
11 be made available for the same purposes as the appropria-
12 tions for “Maritime Administration—State Maritime
13 Academy Operations”.

14 STATE MARITIME ACADEMY OPERATIONS

15 For necessary expenses of operations, support, and
16 training activities for State Maritime Academies,
17 \$431,700,000: *Provided*, That of the amounts made avail-
18 able under this heading—

19 (1) \$30,500,000, to remain available until ex-
20 pended, shall be for maintenance, repair, life exten-
21 sion, marine insurance, and capacity improvement of
22 National Defense Reserve Fleet training ships in
23 support of State Maritime Academies, of which
24 \$8,000,000, to remain available until expended, shall
25 be for expenses related to training mariners for costs

1 associated with training vessel sharing pursuant to
2 section 51504(g)(3) of title 46, United States Code,
3 for costs associated with mobilizing, operating, and
4 demobilizing the vessel, including travel costs for
5 students, faculty, and crew, the costs of the general
6 agent, crew costs, fuel, insurance, operational fees,
7 and vessel hire costs, as determined by the Sec-
8 retary;

9 (2) \$389,000,000, to remain available until ex-
10 pended, shall be for the National Security Multi-Mis-
11 sion Vessel Program, including funds for construc-
12 tion, planning, administration, and design of school
13 ships;

14 (3) \$2,400,000, to remain available until Sep-
15 tember 30, 2022, shall be for the Student Incentive
16 Program;

17 (4) \$3,800,000, to remain available until ex-
18 pended, shall be for training ship fuel assistance;
19 and

20 (5) \$6,000,000, to remain available until Sep-
21 tember 30, 2022, shall be for direct payments for
22 State Maritime Academies.

1 ASSISTANCE TO SMALL SHIPYARDS

2 To make grants to qualified shipyards as authorized
3 under section 54101 of title 46, United States Code,
4 \$20,000,000, to remain available until expended.

5 SHIP DISPOSAL

6 For necessary expenses related to the disposal of ob-
7 solete vessels in the National Defense Reserve Fleet of the
8 Maritime Administration, \$5,000,000, to remain available
9 until expended.

10 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

11 ACCOUNT

12 (INCLUDING TRANSFER OF FUNDS)

13 For administrative expenses to carry out the guaran-
14 teed loan program, \$3,000,000, which shall be transferred
15 to and merged with the appropriations for “Maritime Ad-
16 ministration—Operations and Training”.

17 PORT INFRASTRUCTURE DEVELOPMENT PROGRAM

18 To make grants to improve port facilities as author-
19 ized under section 50302(c) of title 46, United States
20 Code, \$300,000,000, to remain available until expended:
21 *Provided*, That projects eligible for amounts made avail-
22 able under this heading shall be projects for coastal sea-
23 ports, inland river ports, or Great Lakes ports: *Provided*
24 *further*, That of the amounts made available under this
25 heading, not less than \$275,000,000 shall be for coastal

1 seaports or Great Lakes ports: *Provided further*, That the
2 Maritime Administration shall distribute amounts made
3 available under this heading as discretionary grants to
4 port authorities or commissions or their subdivisions and
5 agents under existing authority, as well as to a State or
6 political subdivision of a State or local government, a Trib-
7 al Government, a public agency or publicly chartered au-
8 thority established by one or more States, a special pur-
9 pose district with a transportation function, a multistate
10 or multijurisdictional group of entities, or a lead entity
11 described above jointly with a private entity or group of
12 private entities: *Provided further*, That projects eligible for
13 amounts made available under this heading shall be de-
14 signed to improve the safety, efficiency, or reliability of
15 the movement of goods into, out of, around, or within a
16 port and located—

17 (1) within the boundary of a port; or

18 (2) outside the boundary of a port, and directly
19 related to port operations, or to an intermodal con-
20 nection to a port:

21 *Provided further*, That project awards eligible under this
22 heading shall be only for—

23 (1) port gate improvements;

24 (2) road improvements both within and con-
25 necting to the port;

1 (3) rail improvements both within and con-
2 necting to the port;

3 (4) berth improvements (including docks,
4 wharves, piers and dredging incidental to the im-
5 provement project);

6 (5) fixed landside improvements in support of
7 cargo operations (such as silos, elevators, conveyors,
8 container terminals, Ro/Ro structures including
9 parking garages necessary for intermodal freight
10 transfer, warehouses including refrigerated facilities,
11 lay-down areas, transit sheds, and other such facili-
12 ties);

13 (6) utilities necessary for safe operations (in-
14 cluding lighting, stormwater, and other such im-
15 provements that are incidental to a larger infrastruc-
16 ture project); or

17 (7) a combination of activities described above:

18 *Provided further*, That the Federal share of the costs for
19 which an amount is provided under this heading shall be

20 up to 80 percent: *Provided further*, That section

21 50302(c)(6)(B)(i) of title 46, United States Code, shall

22 not apply to amounts made available under this heading:

23 *Provided further*, That for grants awarded under this

24 heading, the minimum grant size shall be \$1,000,000:

25 *Provided further*, That for grant awards less than

1 \$10,000,000, the Secretary shall prioritize ports that han-
2 dled less than 10,000,000 short tons in 2017, as identified
3 by the Corps of Engineers: *Provided further*, That for
4 grant awards less than \$10,000,000, the Secretary may
5 increase the Federal share of costs above 80 percent: *Pro-*
6 *vided further*, That the proceeds of Federal credit assist-
7 ance under chapter 6 of title 23, United States Code, or
8 sections 501 through 504 of the Railroad and Revitaliza-
9 tion and Regulatory Reform Act of 1976 (Public Law 94–
10 210) shall be considered to be part of the non-Federal
11 share of project costs if the loan is repayable from non-
12 Federal funds, unless otherwise requested by the project
13 sponsor: *Provided further*, That not to exceed 2 percent
14 of the amounts made available under this heading shall
15 be available for necessary costs of grant administration.

16 ADMINISTRATIVE PROVISIONS—MARITIME

17 ADMINISTRATION

18 SEC. 170. Notwithstanding any other provision of
19 this Act, in addition to any existing authority, the Mari-
20 time Administration is authorized to furnish utilities and
21 services and make necessary repairs in connection with
22 any lease, contract, or occupancy involving Government
23 property under control of the Maritime Administration:
24 *Provided*, That payments received therefor shall be cred-
25 ited to the appropriation charged with the cost thereof and

1 shall remain available until expended: *Provided further*,
2 That rental payments under any such lease, contract, or
3 occupancy for items other than such utilities, services, or
4 repairs shall be deposited into the Treasury as miscella-
5 neous receipts.

6 SEC. 171. For fiscal year 2021, in addition to pay-
7 ments made pursuant to section 53106 of title 46, United
8 States Code, the Secretary shall pay to the contractor for
9 an operating agreement entered into pursuant to chapter
10 531 of title 46, United States Code, for each vessel that
11 is covered by such operating agreement as of the date of
12 enactment of this Act, an amount equal to \$500,000: *Pro-*
13 *vided*, That payments authorized by this section shall be
14 paid not later than 60 days after the date of enactment
15 of this Act: *Provided further*, That any unobligated bal-
16 ances remaining from the amounts made available for pay-
17 ments under the heading “Maritime Administration—
18 Maritime Security Program” in any prior Act may be used
19 for such payments.

20 PIPELINE AND HAZARDOUS MATERIALS SAFETY

21 ADMINISTRATION

22 OPERATIONAL EXPENSES

23 For necessary operational expenses of the Pipeline
24 and Hazardous Materials Safety Administration,
25 \$25,715,000 (reduced by \$1,000,000) (increased by

1 \$1,000,000), of which \$1,500,000 shall remain available
2 until September 30, 2023.

3 HAZARDOUS MATERIALS SAFETY

4 For expenses necessary to discharge the hazardous
5 materials safety functions of the Pipeline and Hazardous
6 Materials Safety Administration, \$62,000,000, to remain
7 available until September 30, 2023: *Provided*, That up to
8 \$800,000 in fees collected under section 5108(g) of title
9 49, United States Code, shall be deposited in the general
10 fund of the Treasury as offsetting receipts: *Provided fur-*
11 *ther*, That there may be credited to this appropriation, to
12 be available until expended, funds received from States,
13 counties, municipalities, other public authorities, and pri-
14 vate sources for expenses incurred for training, for reports
15 publication and dissemination, and for travel expenses in-
16 curred in performance of hazardous materials exemptions
17 and approvals functions.

18 PIPELINE SAFETY

19 (PIPELINE SAFETY FUND)

20 (OIL SPILL LIABILITY TRUST FUND)

21 For expenses necessary to carry out a pipeline safety
22 program, as authorized by section 60107 of title 49,
23 United States Code, and to discharge the pipeline program
24 responsibilities of the Oil Pollution Act of 1990 (Public
25 Law 101–380), \$173,000,000, to remain available until

1 September 30, 2023, of which \$23,000,000 shall be de-
2 rived from the Oil Spill Liability Trust Fund; of which
3 \$140,000,000 shall be derived from the Pipeline Safety
4 Fund; and of which \$10,000,000 shall be derived from
5 fees collected under section 60302 of title 49, United
6 States Code, and deposited in the Underground Natural
7 Gas Storage Facility Safety Account for the purpose of
8 carrying out section 60141 of title 49, United States Code:
9 *Provided*, That not less than \$1,058,000 of the amounts
10 made available under this heading shall be for the One-
11 Call State grant program.

12 EMERGENCY PREPAREDNESS GRANTS

13 (LIMITATION ON OBLIGATIONS)

14 (EMERGENCY PREPAREDNESS FUND)

15 For expenses necessary to carry out the Emergency
16 Preparedness Grants program, not more than
17 \$28,318,000 shall remain available until September 30,
18 2023, from amounts made available by section 5116(h)
19 and subsections (b) and (c) of section 5128 of title 49,
20 United States Code: *Provided*, That notwithstanding sec-
21 tion 5116(h)(4) of title 49, United States Code, not more
22 than 4 percent of the amounts made available from this
23 account shall be available to pay administrative costs: *Pro-*
24 *vided further*, That notwithstanding subsections (b) and
25 (c) of section 5128 of title 49, United States Code, and

1 the limitation on obligations provided under this heading,
2 prior year recoveries recognized in the current year shall
3 be available to develop and deliver hazardous materials
4 emergency response training for emergency responders, in-
5 cluding response activities for the transportation of crude
6 oil, ethanol, flammable liquids, and other hazardous com-
7 modities by rail, consistent with National Fire Protection
8 Association standards, and to make such training avail-
9 able through an electronic format: *Provided further*, That
10 the prior year recoveries made available under this head-
11 ing shall also be available to carry out sections
12 5116(a)(1)(C), 5116(h), 5116(i), and 5107(e) of title 49,
13 United States Code.

14 OFFICE OF INSPECTOR GENERAL

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of the Inspector
17 General to carry out the provisions of the Inspector Gen-
18 eral Act of 1978, as amended, \$98,150,000: *Provided*,
19 That the Inspector General shall have all necessary au-
20 thority, in carrying out the duties specified in the Inspec-
21 tor General Act, as amended (5 U.S.C. App. 3), to inves-
22 tigate allegations of fraud, including false statements to
23 the Government (18 U.S.C. 1001), by any person or entity
24 that is subject to regulation by the Department of Trans-
25 portation.

1 GENERAL PROVISIONS—DEPARTMENT OF
2 TRANSPORTATION

3 SEC. 180. (a) During the current fiscal year, applica-
4 ble appropriations to the Department of Transportation
5 shall be available for maintenance and operation of air-
6 craft; hire of passenger motor vehicles and aircraft; pur-
7 chase of liability insurance for motor vehicles operating
8 in foreign countries on official department business; and
9 uniforms or allowances therefor, as authorized by sections
10 5901 and 5902 of title 5, United States Code.

11 (b) During the current fiscal year, applicable appro-
12 priations to the Department and its operating administra-
13 tions shall be available for the purchase, maintenance, op-
14 eration, and deployment of unmanned aircraft systems
15 that advance the missions of the Department of Transpor-
16 tation or an operating administration of the Department
17 of Transportation.

18 (c) Any unmanned aircraft system purchased, pro-
19 cured, or contracted for by the Department prior to the
20 date of enactment of this Act shall be deemed authorized
21 by Congress as if this provision was in effect when the
22 system was purchased, procured, or contracted for.

23 SEC. 181. Appropriations contained in this Act for
24 the Department of Transportation shall be available for
25 services as authorized by section 3109 of title 5, United

1 States Code, but at rates for individuals not to exceed the
2 per diem rate equivalent to the rate for an Executive Level
3 IV.

4 SEC. 182. (a) No recipient of amounts made available
5 by this Act shall disseminate personal information (as de-
6 fined in section 2725(3) of title 18, United States Code)
7 obtained by a State department of motor vehicles in con-
8 nection with a motor vehicle record as defined in section
9 2725(1) of title 18, United States Code, except as pro-
10 vided in section 2721 of title 18, United States Code, for
11 a use permitted under section 2721 of title 18, United
12 States Code.

13 (b) Notwithstanding subsection (a), the Secretary
14 shall not withhold amounts made available by this Act for
15 any grantee if a State is in noncompliance with this provi-
16 sion.

17 SEC. 183. None of the funds made available by this
18 Act shall be available for salaries and expenses of more
19 than 125 political and Presidential appointees in the De-
20 partment of Transportation: *Provided*, That none of the
21 personnel covered by this provision may be assigned on
22 temporary detail outside the Department of Transpor-
23 tation.

24 SEC. 184. Funds received by the Federal Highway
25 Administration and Federal Railroad Administration from

1 States, counties, municipalities, other public authorities,
2 and private sources for expenses incurred for training may
3 be credited respectively to the Federal Highway Adminis-
4 tration’s “Federal-Aid Highways” account and to the Fed-
5 eral Railroad Administration’s “Safety and Operations”
6 account, except for State rail safety inspectors partici-
7 pating in training pursuant to section 20105 of title 49,
8 United States Code.

9 SEC. 185. (a) None of the funds made available by
10 this Act to the Department of Transportation may be used
11 to make a loan, loan guarantee, line of credit, cooperative
12 agreement, or discretionary grant unless the Secretary of
13 Transportation notifies the House and Senate Committees
14 on Appropriations not less than 3 full business days before
15 any project competitively selected to receive any discre-
16 tionary grant award, letter of intent, loan commitment,
17 loan guarantee commitment, line of credit commitment,
18 cooperative agreement, or full funding grant agreement is
19 announced by the Department or its operating administra-
20 tions: *Provided*, That the Secretary gives concurrent noti-
21 fication to the House and Senate Committees on Appro-
22 priations for any “quick release” of funds from the emer-
23 gency relief program: *Provided further*, That no notifica-
24 tion shall involve funds that are not available for obliga-
25 tion.

1 (b) In addition to the notification required in sub-
2 section (a), none of the funds made available by this Act
3 to the Department of Transportation may be used to make
4 a loan, loan guarantee, line of credit, cooperative agree-
5 ment, or discretionary grant unless the Secretary of
6 Transportation provides the House and Senate Commit-
7 tees on Appropriations a comprehensive list of all such
8 loans, loan guarantees, lines of credit, cooperative agree-
9 ments, or discretionary grants that will be announced not
10 less the 3 full business days before such announcement:
11 *Provided*, That the Department of Transportation shall
12 provide the list required in this subsection prior to the no-
13 tification required in subsection (a): *Provided further*,
14 That the requirement to provide a list in this subsection
15 does not apply to any “quick release” of funds from the
16 emergency relief program: *Provided further*, That no list
17 shall involve funds that are not available for obligation.

18 SEC. 186. Rebates, refunds, incentive payments,
19 minor fees, and other funds received by the Department
20 of Transportation from travel management centers,
21 charge card programs, the subleasing of building space,
22 and miscellaneous sources are to be credited to appropria-
23 tions of the Department of Transportation and allocated
24 to elements of the Department of Transportation using

1 fair and equitable criteria and such funds shall be avail-
2 able until expended.

3 SEC. 187. Amounts made available by this Act or any
4 prior Act that the Secretary determines represent im-
5 proper payments by the Department of Transportation to
6 a third-party contractor under a financial assistance
7 award, which are recovered pursuant to law, shall be avail-
8 able—

9 (1) to reimburse the actual expenses incurred
10 by the Department of Transportation in recovering
11 improper payments: *Provided*, That amounts made
12 available by this Act shall be available until ex-
13 pended; and

14 (2) to pay contractors for services provided in
15 recovering improper payments or contractor support
16 in the implementation of the Improper Payments In-
17 formation Act of 2002 (Public Law 107–300), as
18 amended by the Improper Payments Elimination
19 and Recovery Act of 2010 (Public Law 111–204)
20 and Improper Payments Elimination and Recovery
21 Improvement Act of 2012 (Public Law 112–248),
22 and Fraud Reduction and Data Analytics Act of
23 2015 (Public Law 114–186): *Provided*, That
24 amounts in excess of that required for paragraphs
25 (1) and (2)—

1 (A) shall be credited to and merged with
2 the appropriation from which the improper pay-
3 ments were made, and shall be available for the
4 purposes and period for which such appropria-
5 tions are available: *Provided further*, That
6 where specific project or accounting information
7 associated with the improper payment or pay-
8 ments is not readily available, the Secretary
9 may credit an appropriate account, which shall
10 be available for the purposes and period associ-
11 ated with the account so credited; or

12 (B) if no such appropriation remains avail-
13 able, shall be deposited in the Treasury as mis-
14 cellaneous receipts: *Provided further*, That prior
15 to depositing such recovery in the Treasury, the
16 Secretary shall notify the House and Senate
17 Committees on Appropriations of the amount
18 and reasons for such transfer: *Provided further*,
19 That for purposes of this section, the term “im-
20 proper payments” has the same meaning as
21 that provided in section 2(e)(2) of the Improper
22 Payments Elimination and Recovery Act of
23 2010 (Public Law 111–204).

24 SEC. 188. Notwithstanding any other provision of
25 law, if any funds provided by or limited by this Act are

1 subject to a reprogramming action that requires notice to
2 be provided to the House and Senate Committees on Ap-
3 propriations, transmission of such reprogramming notice
4 shall be provided solely to the House and Senate Commit-
5 tees on Appropriations, and such reprogramming action
6 shall be approved or denied solely by the House and Sen-
7 ate Committees on Appropriations: *Provided*, That the
8 Secretary of Transportation may provide notice to other
9 congressional committees of the action of the House and
10 Senate Committees on Appropriations on such reprogram-
11 ming but not sooner than 30 days after the date on which
12 the reprogramming action has been approved or denied by
13 the House and Senate Committees on Appropriations.

14 SEC. 189. Funds appropriated by this Act to the op-
15 erating administrations may be obligated for the Office of
16 the Secretary for the costs related to assessments or reim-
17 bursable agreements only when such amounts are for the
18 costs of goods and services that are purchased to provide
19 a direct benefit to the applicable operating administration
20 or administrations.

21 SEC. 190. The Secretary of Transportation is author-
22 ized to carry out a program that establishes uniform
23 standards for developing and supporting agency transit
24 pass and transit benefits authorized under section 7905

1 of title 5, United States Code, including distribution of
2 transit benefits by various paper and electronic media.

3 SEC. 191. The Department of Transportation may
4 use funds provided by this Act, or any other Act, to assist
5 a contract under title 49 or title 23 of the United States
6 Code utilizing geographic, economic, or any other hiring
7 preference not otherwise authorized by law, or to amend
8 a rule, regulation, policy or other measure that forbids a
9 recipient of a Federal Highway Administration or Federal
10 Transit Administration grant from imposing such hiring
11 preference on a contract or construction project with
12 which the Department of Transportation is assisting, only
13 if the grant recipient certifies the following:

14 (1) That except with respect to apprentices or
15 trainees, a pool of readily available but unemployed
16 individuals possessing the knowledge, skill, and abil-
17 ity to perform the work that the contract requires
18 resides in the jurisdiction.

19 (2) That the grant recipient will include appro-
20 priate provisions in its bid document ensuring that
21 the contractor does not displace any of its existing
22 employees in order to satisfy such hiring preference.

23 (3) That any increase in the cost of labor,
24 training, or delays resulting from the use of such
25 hiring preference does not delay or displace any

1 transportation project in the applicable Statewide
2 Transportation Improvement Program or Transpor-
3 tation Improvement Program.

4 SEC. 192. The Secretary of Transportation shall co-
5 ordinate with the Secretary of Homeland Security to en-
6 sure that best practices for Industrial Control Systems
7 Procurement are up-to-date and shall ensure that systems
8 procured with funds provided under this title were pro-
9 cured using such practices.

10 SEC. 193. Notwithstanding the Department of Trans-
11 portation Appropriations Act, 2010 (Public Law 111-
12 117), de-obligated funds associated with Cooperative
13 Agreement No. FR-HSR-0118-12-01-01 may not be
14 made available for any purpose, including award, transfer,
15 or obligation to any other program or recipient, until the
16 final determination of any litigation concerning such
17 funds.

18 SEC. 194. None of the funds made available by this
19 Act shall be available to consolidate governmental affairs
20 activities across the Department of Transportation in the
21 Office of Governmental Affairs in the Office of the Sec-
22 retary or public affairs activities across the Department
23 of Transportation in the Office of Public Affairs in the
24 Office of the Secretary: *Provided*, That the operating ad-
25 ministrations of the Department of Transportation shall

1 not transfer personnel to the Office of Governmental Af-
2 fairs in the Office of the Secretary or the Office of Public
3 Affairs in the Office of the Secretary.

4 SEC. 195. None of the funds made available by this
5 Act may be used to eliminate dining services on long-dis-
6 tance routes (as such term is defined in section 24102 of
7 title 49, United States Code).

8 SEC. 196. None of the funds made available by divi-
9 sion G of this Act to the Department of Transportation
10 may be used in contravention of section 306108 of title
11 54, United States Code.

12 This title may be cited as the “Department of Trans-
13 portation Appropriations Act, 2021”.

14 TITLE II

15 DEPARTMENT OF HOUSING AND URBAN

16 DEVELOPMENT

17 MANAGEMENT AND ADMINISTRATION

18 EXECUTIVE OFFICES

19 For necessary salaries and expenses for Executive Of-
20 fices, which shall be comprised of the offices of the Sec-
21 retary, Deputy Secretary, Adjudicatory Services, Congres-
22 sional and Intergovernmental Relations, Public Affairs,
23 Small and Disadvantaged Business Utilization, and the
24 Center for Faith-Based and Neighborhood Partnerships,
25 \$15,000,000 (reduced by \$2,000,000), to remain available

1 until September 30, 2022: *Provided*, That not to exceed
2 \$20,000 of the amount made available under this heading
3 shall be available to the Secretary for official reception and
4 representation expenses as the Secretary of Housing and
5 Urban Development (in this title “the Secretary”) may de-
6 termine: *Provided further*, That the Secretary shall issue
7 the report required by House Report 114–129 not later
8 than 30 days after the date of enactment of this Act: *Pro-*
9 *vided further*, that such report shall include (1) the De-
10 partment’s strategy for continuing to ensure that lesbian,
11 gay, bisexual, and transgender individuals have access to
12 Department of Housing and Urban Development (in this
13 title the “Department” or “HUD”) programs for which
14 they are eligible, to be provided by the Office of Fair
15 Housing and Equal Opportunity; and (2) the plan for dis-
16 seminating this information to public housing agencies, to
17 be provided by the Office of Public and Indian Housing:
18 *Provided further*, That the amount made available under
19 this heading for the “Office of the Secretary” shall be re-
20 duced by \$10,000 for each day after the date that is 30
21 days after enactment of this Act that such report has not
22 been submitted to the Congress.

23 ADMINISTRATIVE SUPPORT OFFICES

24 For necessary salaries and expenses for Administra-
25 tive Support Offices, \$600,000,000 (reduced by

1 \$3,000,000) (reduced by \$3,000,000), to remain available
2 until September 30, 2022: *Provided*, That of the amounts
3 made available under this heading—

4 (1) not to exceed \$71,576,000 shall be available
5 for the Office of the Chief Financial Officer;

6 (2) not to exceed \$109,044,000 shall be avail-
7 able for the Office of the General Counsel, of which
8 not less than \$18,700,000 shall be for the Depart-
9 mental Enforcement Center;

10 (3) not to exceed \$286,258,000 (reduced by
11 \$3,000,000) (reduced by \$3,000,000) shall be avail-
12 able for the Office of the Assistant Secretary for Ad-
13 ministration, of which not less than \$20,000,000
14 shall be for modernizing the Weaver Building and
15 space consolidation, to remain available until Sep-
16 tember 30, 2023;

17 (4) not to exceed \$65,200,000 shall be available
18 for the Office of Field Policy and Management;

19 (5) not to exceed \$4,535,000 shall be available
20 for the Office of Departmental Equal Employment
21 Opportunity; and

22 (6) not less than \$63,387,000 shall be available
23 for the Office of the Chief Information Officer:

24 *Provided further*, That funds made available under this
25 heading may be used for necessary administrative and

1 non-administrative expenses of the Department, not other-
2 wise provided for, including purchase of uniforms, or al-
3 lowances therefor, as authorized by sections 5901 and
4 5902 of title 5, United States Code; hire of passenger
5 motor vehicles; and services as authorized by section 3109
6 of title 5, United States Code: *Provided further*, That not-
7 withstanding any other provision of law, funds appro-
8 priated under this heading may be used for advertising
9 and promotional activities that directly support program
10 activities funded in this title: *Provided further*, That the
11 Secretary shall provide the House and Senate Committees
12 on Appropriations quarterly written notification regarding
13 the status of pending congressional reports: *Provided fur-*
14 *ther*, That the Secretary shall provide in electronic form
15 all signed reports required by Congress: *Provided further*,
16 That none of the funds made available under this heading
17 for the Office of the Chief Financial Officer for the finan-
18 cial transformation initiative shall be available for obliga-
19 tion until after the Secretary publishes the necessary ad-
20 ministrative requirements for amounts made available to
21 provide enhanced or improved electrical power systems
22 under the heading “Department of Housing and Urban
23 Development—Community Development Fund” in Public
24 Law 115–123: *Provided further*, That only after the terms
25 and conditions of the preceding proviso have been met,

1 not more than 10 percent of the funds made available
2 under this heading for the Office of the Chief Financial
3 Officer for the financial transformation initiative may be
4 obligated until the Secretary submits to the House and
5 Senate Committees on Appropriations, for approval, a
6 plan for expenditure that includes the financial and inter-
7 nal control capabilities to be delivered and the mission
8 benefits to be realized, key milestones to be met, and the
9 relationship between the proposed use of funds made avail-
10 able under this heading and the projected total cost and
11 scope of the initiative.

12 PROGRAM OFFICES

13 For necessary salaries and expenses for Program Of-
14 fices, \$909,595,000 (reduced by \$1,000,000), to remain
15 available until September 30, 2022: *Provided*, That of the
16 amounts made available under this heading—

17 (1) not to exceed \$245,000,000 shall be avail-
18 able for the Office of Public and Indian Housing;

19 (2) not to exceed \$138,290,000 (reduced by
20 \$1,000,000) shall be available for the Office of Com-
21 munity Planning and Development;

22 (3) not to exceed \$400,000,000 (reduced by
23 \$1,000,000) shall be available for the Office of
24 Housing, of which not less than \$12,300,000 shall
25 be for the Office of Recapitalization;

1 (4) not to exceed \$35,443,000 shall be available
2 for the Office of Policy Development and Research;

3 (5) not less than \$81,000,000 (increased by
4 \$1,000,000) shall be available for the Office of Fair
5 Housing and Equal Opportunity; and

6 (6) not less than \$9,862,000 shall be available
7 for the Office of Lead Hazard Control and Healthy
8 Homes.

9 WORKING CAPITAL FUND

10 (INCLUDING TRANSFER OF FUNDS)

11 For the working capital fund for the Department
12 (“the Fund”), pursuant, in part, to section 7(f) of the De-
13 partment of Housing and Urban Development Act (42
14 U.S.C. 3535(f)), amounts transferred to the Fund under
15 this heading, including reimbursements pursuant to sec-
16 tion 7(f), shall be available only for Federal shared serv-
17 ices used by offices and agencies of the Department, and
18 for any such portion of any office or agency’s information
19 technology customer devices and support; talent manage-
20 ment; printing; records management; space renovation;
21 furniture; or supply services the Secretary has determined
22 shall be provided through the Fund, and for the oper-
23 ational expenses of the Fund: *Provided*, That amounts
24 from the Fund shall not be available to provide services
25 not specifically authorized under this heading: *Provided*

1 *further*, That upon a determination by the Secretary that
2 any other service (or portion thereof) authorized under
3 this heading shall be provided through the Fund, amounts
4 made available under this title for salaries and expenses
5 under the headings “Executive Offices”, “Administrative
6 Support Offices”, “Program Offices”, and “Government
7 National Mortgage Association”, for such services shall be
8 transferred to the Fund, to remain available until ex-
9 pended: *Provided further*, That the Secretary shall notify
10 the House and Senate Committees on Appropriations of
11 its plans for executing such transfers at least 15 days in
12 advance of such transfers: *Provided further*, That the Sec-
13 retary may transfer not to exceed an additional
14 \$10,000,000, in aggregate, from all such appropriations,
15 to be merged with the Fund and to remain available until
16 expended for any purpose under this heading.

17 PUBLIC AND INDIAN HOUSING

18 TENANT-BASED RENTAL ASSISTANCE

19 For activities and assistance for the provision of ten-
20 ant-based rental assistance authorized under the United
21 States Housing Act of 1937, as amended (42 U.S.C. 1437
22 et seq.) (in this title “the Act”), not otherwise provided
23 for, \$21,739,312,000, to remain available until expended,
24 which shall be available on October 1, 2020 (in addition
25 to the \$4,000,000,000 previously appropriated under this

1 heading that shall be available on October 1, 2020), and
2 \$4,000,000,000, to remain available until expended, which
3 shall be available on October 1, 2021: *Provided*, That the
4 amounts made available under this heading are provided
5 as follows—

6 (1) \$22,852,000,000 shall be for renewals of
7 expiring section 8 tenant-based annual contributions
8 contracts (including renewals of enhanced vouchers
9 under any provision of law authorizing such assist-
10 ance under section 8(t) of the Act and as authorized
11 under 613(b) of the Cranston-Gonzales National Af-
12 fordable Housing Act (12 U.S.C. 4125(b))) and in-
13 cluding renewal of other special purpose incremental
14 vouchers: *Provided*, That notwithstanding any other
15 provision of law, from amounts provided under this
16 paragraph and any carryover, the Secretary shall for
17 the calendar year 2021 funding cycle, provide re-
18 newal funding for each public housing agency based
19 on validated voucher management system (VMS)
20 leasing and cost data for the prior calendar year and
21 by applying an inflation factor as established by the
22 Secretary, by notice published in the Federal Reg-
23 ister, and by making any necessary adjustments for
24 the costs associated with the first-time renewal of
25 vouchers under this paragraph including tenant pro-

1 tection and Choice Neighborhoods vouchers: *Pro-*
2 *vided further*, That none of the funds provided under
3 this paragraph may be used to fund a total number
4 of unit months under lease that exceeds a public
5 housing agency’s authorized level of units under con-
6 tract, except for public housing agencies partici-
7 pating in the Moving to Work (in this title “MTW”)
8 demonstration, which shall instead be governed by
9 the terms and conditions of their MTW agreements:
10 *Provided further*, That the Secretary shall, to the ex-
11 tent necessary not to exceed the amount specified
12 under this paragraph (except as otherwise modified
13 under this paragraph), prorate each public housing
14 agency’s allocation otherwise established pursuant to
15 this paragraph: *Provided further*, That except as
16 provided in the succeeding provisos, the entire
17 amount specified under this paragraph (except as
18 otherwise modified under this paragraph) shall be
19 obligated to the public housing agencies based on the
20 allocation and pro rata method described above, and
21 the Secretary shall notify public housing agencies of
22 their annual budgets by the latter of 60 days after
23 enactment of this Act or March 1, 2021: *Provided*
24 *further*, That the Secretary may extend the notifica-
25 tion period under the preceding proviso with the

1 prior written approval of the House and Senate
2 Committees on Appropriations: *Provided further*,
3 That public housing agencies participating in the
4 MTW demonstration shall be funded pursuant to
5 their MTW agreements and shall be subject to the
6 same pro rata adjustments under the preceding pro-
7 visos: *Provided further*, That the Secretary may off-
8 set public housing agencies' calendar year 2021 allo-
9 cations based on the excess amounts of public hous-
10 ing agencies' net restricted assets accounts, includ-
11 ing HUD-held programmatic reserves (in accordance
12 with VMS data in calendar year 2020 that is
13 verifiable and complete), as determined by the Sec-
14 retary: *Provided further*, That public housing agen-
15 cies participating in the MTW demonstration shall
16 also be subject to the offset, as determined by the
17 Secretary, excluding amounts subject to the single
18 fund budget authority provisions of their MTW
19 agreements, from the agencies' calendar year 2021
20 MTW funding allocation: *Provided further*, That the
21 Secretary shall use any offset referred to in the pre-
22 ceding two provisos throughout the calendar year to
23 prevent the termination of rental assistance for fam-
24 ilies as the result of insufficient funding, as deter-
25 mined by the Secretary, and to avoid or reduce the

1 proration of renewal funding allocations: *Provided*
2 *further*, That up to \$100,000,000 shall be available
3 only: (A) for adjustments in the allocations for pub-
4 lic housing agencies, after application for an adjust-
5 ment by a public housing agency that experienced a
6 significant increase, as determined by the Secretary,
7 in renewal costs of vouchers resulting from unfore-
8 seen circumstances or from portability under section
9 8(r) of the Act; (B) for vouchers that were not in
10 use during the previous 12-month period in order to
11 be available to meet a commitment pursuant to sec-
12 tion 8(o)(13) of the Act; (C) for adjustments for
13 costs associated with HUD-Veterans Affairs Sup-
14 portive Housing (HUD-VASH) vouchers under sec-
15 tion 8(o)(19) of the Act; (D) for public housing
16 agencies that despite taking reasonable cost savings
17 measures, as determined by the Secretary, would
18 otherwise be required to terminate rental assistance
19 for families as a result of insufficient funding; (E)
20 for adjustments in the allocations for public housing
21 agencies that (i) are leasing a lower-than-average
22 percentage of their authorized vouchers, (ii) have low
23 amounts of budget authority in their net restricted
24 assets accounts and HUD-held programmatic re-
25 serves, relative to other agencies, and (iii) are not

1 participating in the Moving to Work demonstration,
2 to enable such agencies to lease more vouchers; and
3 (F) for public housing agencies that have experi-
4 enced increased costs or loss of units in an area for
5 which the President declared a disaster under title
6 IV of the Robert T. Stafford Disaster Relief and
7 Emergency Assistance Act (42 U.S.C. 5170 et seq.):
8 *Provided further*, That the Secretary shall allocate
9 amounts under the preceding proviso based on need,
10 as determined by the Secretary;

11 (2) \$125,000,000 shall be for section 8 rental
12 assistance for relocation and replacement of housing
13 units that are demolished or disposed of pursuant to
14 section 18 of the Act, conversion of section 23
15 projects to assistance under section 8, the family
16 unification program under section 8(x) of the Act,
17 relocation of witnesses in connection with efforts to
18 combat crime in public and assisted housing pursu-
19 ant to a request from a law enforcement or prosecu-
20 tion agency, enhanced vouchers under any provision
21 of law authorizing such assistance under section 8(t)
22 of the Act, Choice Neighborhood vouchers, manda-
23 tory and voluntary conversions, and tenant protec-
24 tion assistance including replacement and relocation
25 assistance or for project-based assistance to prevent

1 the displacement of unassisted elderly tenants cur-
2 rently residing in properties financed under section
3 202 of the Housing Act of 1959 (12 U.S.C. 1701q)
4 between 1959 and 1974 that are refinanced pursu-
5 ant to Public Law 106–569 or under the authority
6 as provided under this Act: *Provided*, That when a
7 public housing development is submitted for demoli-
8 tion or disposition under section 18 of the Act, the
9 Secretary may provide section 8 rental assistance
10 when the units pose an imminent health and safety
11 risk to residents: *Provided further*, That the Sec-
12 retary may only provide replacement vouchers for
13 units that were occupied within the previous 24
14 months that cease to be available as assisted hous-
15 ing, subject only to the availability of funds: *Pro-*
16 *vided further*, That of the amounts provided in this
17 paragraph, at least \$5,000,000 may be available to
18 provide tenant protection assistance, not otherwise
19 provided under this paragraph, to residents residing
20 in low vacancy areas and who may have to pay rents
21 greater than 30 percent of household income, as the
22 result of: (A) the maturity of a HUD-insured, HUD-
23 held, or section 202 loan that requires the permis-
24 sion of the Secretary prior to loan prepayment; (B)
25 the expiration of a rental assistance contract for

1 which the tenants are not eligible for enhanced
2 voucher or tenant protection assistance under exist-
3 ing law; or (C) the expiration of affordability restric-
4 tions accompanying a mortgage or preservation pro-
5 gram administered by the Secretary: *Provided fur-*
6 *ther*, That such tenant protection assistance made
7 available under the preceding proviso may be pro-
8 vided under the authority of section 8(t) or section
9 8(o)(13) of the United States Housing Act of 1937
10 (42 U.S.C. 1437f(t), (o)(13)): *Provided further*, That
11 the Secretary shall issue guidance to implement the
12 preceding provisos, including requirements for defin-
13 ing eligible at-risk households within 60 days of the
14 enactment of this Act: *Provided further*, That any
15 tenant protection voucher made available from
16 amounts provided in this paragraph shall not be re-
17 issued by any public housing agency, except the re-
18 placement vouchers as defined by the Secretary by
19 notice, when the initial family that received any such
20 voucher no longer receives such voucher, and the au-
21 thority for any public housing agency to issue any
22 such voucher shall terminate: *Provided further*, That
23 the Secretary may provide section 8 rental assist-
24 ance from amounts provided in this paragraph for
25 units assisted under a project-based subsidy contract

1 funded under the “Project-Based Rental Assistance”
2 heading under this title if the owner has received a
3 Notice of Default and the units pose an imminent
4 health and safety risk to residents: *Provided further,*
5 That to the extent that the Secretary determines
6 that such units are not feasible for continued rental
7 assistance payments or transfer of the subsidy con-
8 tract associated with such units to another project
9 or projects and owner or owners, any remaining
10 amounts associated with such units under such con-
11 tract shall be recaptured and used to reimburse
12 amounts used under this paragraph for rental assist-
13 ance under the preceding proviso;

14 (3) \$2,154,812,000 shall be for administrative
15 and other expenses of public housing agencies in ad-
16 ministering the section 8 tenant-based rental assist-
17 ance program, of which up to \$30,000,000 shall be
18 available to the Secretary to allocate to public hous-
19 ing agencies that need additional funds to admin-
20 ister their section 8 programs, including fees associ-
21 ated with section 8 tenant protection rental assist-
22 ance, the administration of disaster related vouchers,
23 HUD-VASH vouchers, and other special purpose in-
24 cremental vouchers: *Provided,* That not less than
25 \$2,124,812,000 of the amount provided in this para-

1 graph shall be allocated to public housing agencies
2 for the calendar year 2021 funding cycle based on
3 section 8(q) of the Act (and related appropriation
4 Act provisions) as in effect immediately before the
5 enactment of the Quality Housing and Work Re-
6 sponsibility Act of 1998 (Public Law 105–276): *Pro-*
7 *vided further*, That if the amounts provided in this
8 paragraph are insufficient to pay the amounts deter-
9 mined under the preceding proviso, the Secretary
10 may decrease the amounts allocated to agencies by
11 a uniform percentage applicable to all agencies re-
12 ceiving funding under this paragraph or may, to the
13 extent necessary to provide full payment of amounts
14 determined under the preceding proviso, utilize un-
15 obligated balances, including recaptures and
16 carryovers, remaining from funds appropriated to
17 the Department of Housing and Urban Development
18 under this heading from prior fiscal years, excluding
19 special purpose vouchers, notwithstanding the pur-
20 poses for which such amounts were appropriated:
21 *Provided further*, That all public housing agencies
22 participating in the MTW demonstration shall be
23 funded pursuant to their MTW agreements, and
24 shall be subject to the same uniform percentage de-
25 crease as under the preceding proviso: *Provided fur-*

1 *ther*, That amounts provided in this paragraph shall
2 be only for activities related to the provision of ten-
3 ant-based rental assistance authorized under section
4 8, including related development activities;

5 (4) \$310,000,000 shall be for the renewal of
6 tenant-based assistance contracts under section 811
7 of the Cranston-Gonzalez National Affordable Hous-
8 ing Act (42 U.S.C. 8013), including necessary ad-
9 ministrative expenses: *Provided*, That administrative
10 and other expenses of public housing agencies in ad-
11 ministering the special purpose vouchers under this
12 paragraph shall be funded under the same terms
13 and be subject to the same pro rata reduction as the
14 percent decrease for administrative and other ex-
15 penses to public housing agencies under paragraph
16 (3) of this heading: *Provided further*, That up to
17 \$10,000,000 shall be available only (A) for adjust-
18 ments in the allocations for public housing agencies,
19 after applications for such an adjustment by a public
20 housing agency that experienced a significant in-
21 crease, as determined by the Secretary, in Main-
22 stream renewal costs resulting from unforeseen cir-
23 cumstances, and (B) for public housing agencies
24 that despite taking reasonable cost saving measures,
25 as determined by the Secretary, would otherwise be

1 required to terminate the rental assistance for Main-
2 stream families as a result of insufficient funding:
3 *Provided further*, That the Secretary shall allocate
4 amounts under the preceding proviso based on need,
5 as determined by the Secretary: *Provided further*,
6 That upon turnover, section 811 special purpose
7 vouchers funded under this heading in this or prior
8 Acts, or under any other heading in prior Acts, shall
9 be available for non-elderly persons with disabilities;

10 (5) \$2,500,000 shall be for rental assistance
11 and associated administrative fees for the Tribal
12 HUD–VASH program to serve Native American vet-
13 erans that are homeless or at-risk of homelessness
14 living on or near a reservation or other Indian areas:
15 *Provided*, That amounts provided in this paragraph
16 shall be made available for renewal grants to recipi-
17 ents that received assistance under prior Acts under
18 the Tribal HUD–VASH program: *Provided further*,
19 That the Secretary may specify criteria for renewal
20 grants, including data on the utilization of assist-
21 ance reported by grant recipients: *Provided further*,
22 That such assistance shall be administered in ac-
23 cordance with program requirements under the Na-
24 tive American Housing Assistance and Self-Deter-
25 mination Act of 1996 (25 U.S.C. 4101 et seq.) and

1 modeled after the HUD–VASH program: *Provided*
2 *further*, That the Secretary may waive, or specify al-
3 ternative requirements for, any provision of any stat-
4 ute or regulation that the Secretary administers in
5 connection with the use of amounts provided in this
6 paragraph (except for requirements related to fair
7 housing, nondiscrimination, labor standards, and the
8 environment), upon a finding by the Secretary that
9 any such waivers or alternative requirements are
10 necessary for the effective delivery and administra-
11 tion of such assistance: *Provided further*, That grant
12 recipients shall report to the Secretary on utilization
13 of such rental assistance and other program data, as
14 prescribed by the Secretary: *Provided further*, That
15 the Secretary may reallocate, as determined by the
16 Secretary, amounts returned or recaptured from
17 awards under the Tribal HUD–VASH program
18 under prior Acts to existing recipients under the
19 Tribal HUD–VASH program;

20 (6) \$20,000,000 shall be for incremental rental
21 voucher assistance for use through a supported
22 housing program administered in conjunction with
23 the Department of Veterans Affairs as authorized
24 under section 8(o)(19) of the United States Housing
25 Act of 1937: *Provided*, That the Secretary shall

1 make such funding available, notwithstanding sec-
2 tion 203 of this title (competition provision), to pub-
3 lic housing agencies that partner with eligible VA
4 Medical Centers or other entities as designated by
5 the Secretary of the Department of Veterans Affairs,
6 based on geographical need for such assistance as
7 identified by the Secretary of Veterans Affairs, pub-
8 lic housing agency administrative performance, and
9 other factors as specified by the Secretary of Hous-
10 ing and Urban Development in consultation with the
11 Secretary of Veterans Affairs: *Provided further*, That
12 the Secretary of Housing and Urban Development
13 may waive, or specify alternative requirements for
14 (in consultation with the Secretary of Veterans Af-
15 fairs), any provision of any statute or regulation
16 that the Secretary of Housing and Urban Develop-
17 ment administers in connection with the use of
18 funds provided in this paragraph (except for require-
19 ments related to fair housing, nondiscrimination,
20 labor standards, and the environment), upon a find-
21 ing by the Secretary that any such waivers or alter-
22 native requirements are necessary for the effective
23 delivery and administration of such voucher assist-
24 ance: *Provided further*, That assistance made avail-

1 able under this paragraph shall continue to remain
2 available for homeless veterans upon turnover;

3 (7) \$25,000,000 shall be for the family unifica-
4 tion program authorized under section 8(x) of the
5 Act: *Provided*, That the amounts provided in this
6 paragraph shall be provided as follows:

7 (A) \$5,000,000 shall be for new incre-
8 mental voucher assistance: *Provided*, That the
9 assistance made available under this subpara-
10 graph shall continue to remain available for
11 family unification upon turnover; and

12 (B) \$20,000,000 shall be for new incre-
13 mental voucher assistance to assist eligible
14 youths as defined by such section 8(x)(2)(B):
15 *Provided*, That assistance made available under
16 this subparagraph shall continue to remain
17 available for such eligible youths upon turnover:
18 *Provided further*, That of the total amount
19 made available under this subparagraph, up to
20 \$10,000,000 shall be available on a noncompeti-
21 tive basis to public housing agencies that part-
22 ner with public child welfare agencies to iden-
23 tify such eligible youths, that request such as-
24 sistance to timely assist such eligible youths,
25 and that meet any other criteria as specified by

1 the Secretary: *Provided further*, That the Sec-
2 retary shall review utilization of the assistance
3 made available under the preceding proviso, at
4 an interval to be determined by the Secretary,
5 and unutilized voucher assistance that is no
6 longer needed shall be recaptured by the Sec-
7 retary and reallocated pursuant to the pre-
8 ceding proviso: *Provided further*, That for any
9 public housing agency administering voucher
10 assistance appropriated in a prior Act under the
11 family unification program, or made available
12 and competitively selected under this para-
13 graph, that determines that it no longer has an
14 identified need for such assistance upon turn-
15 over, such agency shall notify the Secretary,
16 and the Secretary shall recapture such assist-
17 ance from the agency and reallocate it to any
18 other public housing agency or agencies based
19 on need for voucher assistance in connection
20 with such specified program or eligible youths,
21 as applicable; and

22 (8) \$250,000,000 shall be for incremental rent-
23 al voucher assistance under section 8(o) of the
24 United States Housing Act of 1937 for use by indi-
25 viduals and families who are homeless, as defined in

1 section 103(a) of the McKinney-Vento Homeless As-
2 sistance Act (42 U.S.C. 11302(a)), at risk of home-
3 lessness, as defined in section 401(1) of the McKin-
4 ney-Vento Homeless Assistance Act (42 U.S.C.
5 11360(1)), or fleeing, or attempting to flee, domestic
6 violence, dating violence, sexual assault, or stalking
7 or for veterans and families that include a veteran
8 family member: *Provided*, That of such amount not
9 less than \$40,000,000 shall be available for individ-
10 uals and families who are fleeing, or attempting to
11 flee, domestic violence, dating violence, sexual as-
12 sault, or stalking, and not less than \$40,000,000
13 shall be available for veterans and families that in-
14 clude a veteran family member: *Provided further*,
15 That the Secretary shall make such funding avail-
16 able, notwithstanding section 203 of this title (com-
17 petition provision) to public housing agencies that
18 partner with eligible Continuums of Care or other
19 entities as designated by the Secretary, based on
20 geographical need of such assistance, public housing
21 agency administrative performance, and other fac-
22 tors as specified by the Secretary: *Provided further*,
23 That, the Secretary shall give preference to appli-
24 cants that demonstrate a strategy to coordinate as-
25 sistance with services available in the community:

1 *Provided further*, That the Secretary may waive, or
2 specify alternative requirements for, any provision or
3 statute or regulation that the Secretary administers
4 in connection with the use of funds made available
5 under this paragraph (except for requirements re-
6 lated to fair housing, nondiscrimination, labor stand-
7 ards, and the environment) upon a finding by the
8 Secretary that any such waivers or alternative re-
9 quirements are necessary for the effective delivery
10 and administration of such voucher assistance: *Pro-*
11 *vided further*, That none of the funds provided in
12 this paragraph may be used to require people experi-
13 encing homelessness to receive treatment or perform
14 any other prerequisite activities as a condition for
15 receiving shelter, housing or other services: *Provided*
16 *further*, That the Secretary shall issue guidance to
17 implement the preceding proviso.

18 The Secretary shall separately track all special purpose
19 vouchers funded under this heading.

20 HOUSING CERTIFICATE FUND

21 (INCLUDING RESCISSIONS)

22 Unobligated balances, including recaptures and car-
23 ryover, remaining from funds appropriated to the Depart-
24 ment of Housing and Urban Development under this
25 heading, the heading “Annual Contributions for Assisted

1 Housing” and the heading “Project-Based Rental Assist-
2 ance”, for fiscal year 2021 and prior years may be used
3 for renewal of or amendments to section 8 project-based
4 contracts and for performance-based contract administra-
5 tors, notwithstanding the purposes for which such funds
6 were appropriated: *Provided*, That any obligated balances
7 of contract authority from fiscal year 1974 and prior fiscal
8 years that have been terminated shall be rescinded: *Pro-*
9 *vided further*, That amounts heretofore recaptured, or re-
10 captured during the current fiscal year, from section 8
11 project-based contracts from source years fiscal year 1975
12 through fiscal year 1987 are hereby rescinded, and an
13 amount of additional new budget authority, equivalent to
14 the amount rescinded is hereby appropriated, to remain
15 available until expended, for the purposes set forth under
16 this heading, in addition to amounts otherwise available.

17 PUBLIC HOUSING CAPITAL FUND

18 For the Public Housing Capital Fund Program to
19 carry out capital and management activities for public
20 housing agencies, as authorized under section 9 of the Act
21 (42 U.S.C. 1437g) \$3,180,000,000 (increased by
22 \$3,000,000), to remain available until September 30,
23 2024: *Provided*, That notwithstanding any other provision
24 of law or regulation, during fiscal year 2021, the Secretary
25 may not delegate to any Department official other than

1 the Deputy Secretary and the Assistant Secretary for
2 Public and Indian Housing any authority under paragraph
3 (2) of section 9(j) regarding the extension of the time peri-
4 ods under such section: *Provided further*, That for pur-
5 poses of such section 9(j), the term “obligate” means, with
6 respect to amounts, that the amounts are subject to a
7 binding agreement that will result in outlays, immediately
8 or in the future: *Provided further*, That of the total
9 amount made available under this heading, up to
10 \$23,000,000 shall be to support ongoing public housing
11 financial and physical assessment activities: *Provided fur-*
12 *ther*, That of the total amount made available under this
13 heading, up to \$1,000,000 shall be to support the costs
14 of administrative and judicial receiverships: *Provided fur-*
15 *ther*, That of the total amount provided under this head-
16 ing, not to exceed \$74,650,000 shall be available for the
17 Secretary to make grants, notwithstanding section 203 of
18 this Act, to public housing agencies for emergency capital
19 needs including safety and security measures necessary to
20 address crime and drug-related activity and needs result-
21 ing from unforeseen or unpreventable emergencies and
22 natural disasters excluding Presidentially declared emer-
23 gencies and natural disasters under the Robert T. Stafford
24 Disaster Relief and Emergency Act (42 U.S.C. 5121 et
25 seq.) occurring in fiscal year 2021, of which \$34,650,000

1 shall be available for public housing agencies under admin-
2 istrative and judicial receiverships or under the control of
3 a Federal monitor: *Provided further*, That of the amount
4 made available under the preceding proviso, not less than
5 \$20,000,000 shall be for safety and security measures:
6 *Provided further*, That in addition to the amount in the
7 preceding proviso for such safety and security measures,
8 any amounts that remain available, after all applications
9 received on or before September 30, 2022, for emergency
10 capital needs have been processed, shall be allocated to
11 public housing agencies for such safety and security meas-
12 ures: *Provided further*, That with respect to amounts made
13 available under this heading, the limitation in section
14 9(g)(1) of the Act shall be applied by substituting 25 per-
15 cent for the percentage specified in such section: *Provided*
16 *further*, That the Secretary may waive the limitation in
17 the preceding proviso to allow public housing agencies to
18 fund activities authorized under section 9(e)(1)(C) of the
19 Act: *Provided further*, That the Secretary shall notify pub-
20 lic housing agencies requesting waivers under the pre-
21 ceding proviso if the request is approved or denied within
22 14 days of submitting the request: *Provided further*, That
23 from the funds made available under this heading, the
24 Secretary shall provide bonus awards in fiscal year 2021
25 to public housing agencies that are designated high per-

1 formers: *Provided further*, That the Department shall no-
2 tify public housing agencies of their formula allocation
3 within 60 days of enactment of this Act: *Provided further*,
4 That of the total amount provided under this heading,
5 \$125,000,000 shall be for competitive grants to public
6 housing agencies to evaluate and reduce lead-based paint
7 hazards and other housing-related hazards including car-
8 bon monoxide (including for activities supporting the in-
9 stallation and replacement of carbon monoxide alarms or
10 of combination smoke detector-carbon monoxide alarm de-
11 vices) and mold in public housing: *Provided further*, That
12 of the amounts available under the preceding proviso, not
13 less than \$25,000,000 shall be for competitive grants to
14 public housing agencies to evaluate and reduce lead-based
15 paint hazards in public housing by carrying out the activi-
16 ties of risk assessments, abatement, and interim controls
17 (as those terms are defined in section 1004 of the Residen-
18 tial Lead-Based Paint Hazard Reduction Act of 1992 (42
19 U.S.C. 4851b)): *Provided further*, That of the total
20 amount made available under this heading, up to
21 \$30,000,000 shall be available until September 30, 2023
22 for competitive grants to public housing agencies (in this
23 title “PHAs”), including agencies participating in the
24 MTW demonstration, for full lead service line replace-
25 ment, with eligibility limited to PHAs where the relevant

1 public water system will undergo or has recently under-
2 taken a comprehensive water main replacement program:
3 *Provided further*, That for purposes of environmental re-
4 view, a grant under the preceding three provisos shall be
5 considered funds for projects or activities under title I of
6 the United States Housing Act of 1937 (42 U.S.C. 1437
7 et seq.) for purposes of section 26 of such Act (42 U.S.C.
8 1437x) and shall be subject to the regulations imple-
9 menting such section: *Provided further*, That for funds
10 made available under the preceding four provisos, the Sec-
11 retary shall allow a PHA to apply for up to 20 percent
12 of the funds made available under the first two of such
13 provisos and prioritize need when awarding grants: *Pro-*
14 *vided further*, That \$5,000,000 (increased by \$3,000,000)
15 of the amounts made available under this heading shall
16 be for a radon testing and mitigation resident safety dem-
17 onstration program (the radon demonstration) in public
18 housing: *Provided further*, That the testing method, miti-
19 gation method, or action level used under the radon dem-
20 onstration shall be as specified by applicable State or local
21 law, if such law is more protective of human health or
22 the environment than the method or level specified by the
23 Secretary: *Provided further*, That \$25,000,000 of the
24 amounts made available under this heading shall be for

1 competitive grants to public housing agencies for the in-
2 stallation of automatic sprinkler systems.

3 PUBLIC HOUSING OPERATING FUND

4 For 2021 payments to public housing agencies for the
5 operation and management of public housing, as author-
6 ized by section 9(e) of the United States Housing Act of
7 1937 (42 U.S.C. 1437g(e)), \$4,649,000,000, to remain
8 available until September 30, 2022: *Provided*, That of the
9 total amount made available under this heading,
10 \$25,000,000 shall be available to the Secretary to allocate
11 pursuant to a need-based application process notwith-
12 standing section 203 of this title and not subject to the
13 Operating Fund formula under part 990 of title 24, Code
14 of Federal Regulations to public housing agencies that ex-
15 perience financial insolvency, as determined by the Sec-
16 retary: *Provided further*, That after all such insolvency
17 needs are met, the Secretary may distribute any remaining
18 funds to all public housing agencies on a pro-rata basis
19 pursuant to the Operating Fund formula under part 990
20 of title 24, Code of Federal Regulations.

21 CHOICE NEIGHBORHOODS INITIATIVE

22 For competitive grants under the Choice Neighbor-
23 hoods Initiative (subject to section 24 of the United States
24 Housing Act of 1937 (42 U.S.C. 1437v) unless otherwise
25 specified under this heading), for transformation, rehabili-

1 tation, and replacement housing needs of both public and
2 HUD-assisted housing and to transform neighborhoods of
3 poverty into functioning, sustainable mixed income neigh-
4 borhoods with appropriate services, schools, public assets,
5 transportation and access to jobs, \$250,000,000, to re-
6 main available until September 30, 2023: *Provided*, That
7 grant funds may be used for resident and community serv-
8 ices, community development, and affordable housing
9 needs in the community, and for conversion of vacant or
10 foreclosed properties to affordable housing: *Provided fur-*
11 *ther*, That the use of funds made available under this
12 heading shall not be deemed to be for public housing not-
13 withstanding section 3(b)(1) of such Act: *Provided further*,
14 That grantees shall commit to an additional period of af-
15 fordability determined by the Secretary of not fewer than
16 20 years: *Provided further*, That grantees shall provide a
17 match in State, local, other Federal or private funds: *Pro-*
18 *vided further*, That grantees may include local govern-
19 ments, Tribal entities, public housing agencies, and non-
20 profit organizations: *Provided further*, That for-profit de-
21 velopers may apply jointly with a public entity: *Provided*
22 *further*, That for purposes of environmental review, a
23 grantee shall be treated as a public housing agency under
24 section 26 of the United States Housing Act of 1937 (42
25 U.S.C. 1437x), and grants made with amounts available

1 under this heading shall be subject to the regulations
2 issued by the Secretary to implement such section: *Pro-*
3 *vided further*, That of the amount provided under this
4 heading, not less than \$125,000,000 shall be awarded to
5 public housing agencies: *Provided further*, That such
6 grantees shall create partnerships with other local organi-
7 zations, including assisted housing owners, service agen-
8 cies, and resident organizations: *Provided further*, That
9 the Secretary shall consult with the Secretaries of Edu-
10 cation, Labor, Transportation, Health and Human Serv-
11 ices, Agriculture, and Commerce, the Attorney General,
12 and the Administrator of the Environmental Protection
13 Agency to coordinate and leverage other appropriate Fed-
14 eral resources: *Provided further*, That not more than
15 \$5,000,000 of funds made available under this heading
16 may be provided as grants to undertake comprehensive
17 local planning with input from residents and the commu-
18 nity: *Provided further*, That unobligated balances, includ-
19 ing recaptures, remaining from funds appropriated under
20 the heading “Revitalization of Severely Distressed Public
21 Housing (HOPE VI)” in fiscal year 2011 and prior fiscal
22 years may be used for purposes under this heading, not-
23 withstanding the purposes for which such amounts were
24 appropriated: *Provided further*, That the Secretary shall
25 issue the Notice of Funding Availability for funds made

1 available under this heading not later than 90 days after
2 enactment of this Act: *Provided further*, That the Sec-
3 retary shall make grant awards not later than 1 year after
4 the date of enactment of this Act in such amounts that
5 the Secretary determines: *Provided further*, That notwith-
6 standing section 24(o) of the United States Housing Act
7 of 1937 (42 U.S.C. 1437v(o)), the Secretary may, until
8 September 30, 2024, obligate any available unobligated
9 balances made available under this heading in this or any
10 prior Act.

11 SELF-SUFFICIENCY PROGRAMS

12 For activities and assistance related to Self-Suffi-
13 ciency Programs, to remain available until September 30,
14 2024, \$155,000,000: *Provided*, That the amounts made
15 available under this heading are provided as follows—

16 (1) \$105,000,000 shall be for the Family Self-
17 Sufficiency program to support family self-suffi-
18 ciency coordinators under section 23 of the United
19 States Housing Act of 1937 (42 U.S.C. 1437u), to
20 promote the development of local strategies to co-
21 ordinate the use of assistance under sections 8 and
22 9 of such Act with public and private resources, and
23 to enable eligible families to achieve economic inde-
24 pendence and self-sufficiency: *Provided*, That the
25 Secretary may, by Federal Register notice, waive or

1 specify alternative requirements for, the require-
2 ments under subsection (b)(3), (b)(4), (b)(5), or
3 (c)(1) of section 23 of such Act in order to facilitate
4 the operation of a unified self-sufficiency program
5 for individuals receiving assistance under different
6 provisions of the Act, as determined by the Sec-
7 retary: *Provided further*, That an owner or sponsor
8 of a multifamily property receiving project-based
9 rental assistance under section 8 shall be eligible to
10 receive awards from the Secretary under this para-
11 graph to support family self-sufficiency coordinators:
12 *Provided further*, That owners or sponsors of a mul-
13 tifamily property receiving project-based rental as-
14 sistance under section 8 may voluntarily make a
15 Family Self-Sufficiency program available to the as-
16 sisted tenants of such property in accordance with
17 procedures established by the Secretary: *Provided*
18 *further*, That such procedures established pursuant
19 to the preceding proviso shall permit participating
20 tenants to accrue escrow funds in accordance with
21 section 23(d)(2) and shall allow owners to use fund-
22 ing from residual receipt accounts to hire coordina-
23 tors for their own Family Self-Sufficiency program;
24 (2) \$35,000,000 shall be for the Resident Op-
25 portunity and Self-Sufficiency program to provide

1 for supportive services, service coordinators, and
2 congregate services as authorized by section 34 of
3 the United States Housing Act of 1937 (42 U.S.C.
4 1437z-6) and the Native American Housing Assist-
5 ance and Self-Determination Act of 1996 (25 U.S.C.
6 4101 et seq.); and

7 (3) \$15,000,000 shall be for a Jobs-Plus initia-
8 tive, modeled after the Jobs-Plus demonstration:
9 *Provided*, That funding provided in this paragraph
10 shall be available for competitive grants to partner-
11 ships between public housing agencies, local work-
12 force investment boards established under section
13 107 of the Workforce Innovation and Opportunity
14 Act of 2014 (29 U.S.C. 3122), and other agencies
15 and organizations that provide support to help pub-
16 lic housing residents obtain employment and in-
17 crease earnings: *Provided further*, That applicants
18 shall demonstrate the ability to provide services to
19 residents, partner with workforce investment boards,
20 and leverage service dollars: *Provided further*, That
21 the Secretary may allow public housing agencies to
22 request exemptions from rent and income limitation
23 requirements under sections 3 and 6 of the United
24 States Housing Act of 1937 (42 U.S.C. 1437a,
25 1437d), as necessary to implement the Jobs-Plus

1 program, on such terms and conditions as the Sec-
2 retary may approve upon a finding by the Secretary
3 that any such waivers or alternative requirements
4 are necessary for the effective implementation of the
5 Jobs-Plus initiative as a voluntary program for resi-
6 dents: *Provided further*, That the Secretary shall
7 publish by notice in the Federal Register any waiv-
8 ers or alternative requirements pursuant to the pre-
9 ceding proviso not later than 10 days before the ef-
10 fective date of such notice: *Provided further*, That
11 amounts made available for the Jobs-Plus initiative
12 in prior acts under the heading “Public Housing
13 Capital Fund” that remain available or are subse-
14 quently recaptured shall be transferred to this ac-
15 count and shall be available for the purposes of this
16 paragraph.

17 NATIVE AMERICAN PROGRAMS

18 (INCLUDING TRANSFER OF FUNDS)

19 For activities and assistance authorized under title
20 I of the Native American Housing Assistance and Self-
21 Determination Act of 1996 (“NAHASDA”) (25 U.S.C.
22 4111 et seq.), title I of the Housing and Community De-
23 velopment Act of 1974 (42 U.S.C. 5301 et seq.) with re-
24 spect to Indian Tribes, and related training and technical
25 assistance, \$835,000,000 (increased by \$5,000,000), to

1 remain available until September 30, 2025, unless other-
2 wise specified: *Provided*, That the amounts made available
3 under this heading are provided as follows—

4 (1) \$646,000,000 shall be for the Native Amer-
5 ican Housing Block Grants program, as authorized
6 under title I of NAHASDA: *Provided*, That, not-
7 withstanding NAHASDA, to determine the amount
8 of the allocation under title I of such Act for each
9 Indian Tribe, the Secretary shall apply the formula
10 under section 302 of such Act with the need compo-
11 nent based on single-race census data and with the
12 need component based on multi-race census data,
13 and the amount of the allocation for each Indian
14 Tribe shall be the greater of the two resulting alloca-
15 tion amounts: *Provided further*, That the Secretary
16 shall notify grantees of their formula allocation not
17 later 60 days after the date of enactment of this
18 Act;

19 (2) \$2,000,000 shall be for the cost of guaran-
20 teed notes and other obligations, as authorized by
21 title VI of NAHASDA: *Provided*, That such costs,
22 including the costs of modifying such notes and
23 other obligations, shall be as defined in section 502
24 of the Congressional Budget Act of 1974 (2 U.S.C.
25 661a): *Provided further*, That for fiscal year 2021,

1 the Secretary may subsidize the total principal
2 amount of any notes and other obligations, any part
3 of which is to be guaranteed, not to exceed
4 \$61,298,904: *Provided further*, That any unobligated
5 balances, including recaptures and carryover, re-
6 maining from amounts appropriated for this purpose
7 under this heading or under the heading “Native
8 American Housing Block Grants” in prior Acts may
9 be used for costs of such guaranteed notes and other
10 obligations, subject to the limitation under the pre-
11 ceding proviso on the total principal amount of such
12 notes and obligations that may be guaranteed;

13 (3) \$110,000,000 shall be for competitive
14 grants under the Native American Housing Block
15 Grants program, as authorized under title I of
16 NAHASDA: *Provided*, That the Secretary shall obli-
17 gate this additional amount for competitive grants to
18 eligible recipients authorized under NAHASDA that
19 apply for funds: *Provided further*, That in awarding
20 this additional amount, the Secretary shall consider
21 need and administrative capacity and shall give pri-
22 ority to projects that will spur construction and re-
23 habilitation: *Provided further*, That a grant funded
24 pursuant to this paragraph shall be in an amount
25 not less than \$500,000 and not greater than

1 \$10,000,000: *Provided further*, That up to 1 percent
2 of the amounts made available in this paragraph
3 may be transferred, in aggregate, to “Program Of-
4 fices—Public and Indian Housing” for necessary
5 costs of administering and overseeing the obligation
6 and expenditure of this additional amount and of ad-
7 ditional amounts made available in prior fiscal years,
8 to remain available until September 30, 2026: *Pro-*
9 *vided further*, That any amounts transferred pursu-
10 ant to the preceding proviso in prior Acts may also
11 be used for the purposes described in the preceding
12 proviso;

13 (4) \$70,000,000 (increased by \$5,000,000)
14 shall be for grants to Indian Tribes for carrying out
15 the Indian Community Development Block Grant
16 program under title I of the Housing and Commu-
17 nity Development Act of 1974, notwithstanding sec-
18 tion 106(a)(1) of such Act, of which, notwith-
19 standing any other provision of law (including sec-
20 tion 203 of this Act), up to \$4,000,000 may be used
21 for emergencies that constitute imminent threats to
22 health and safety: *Provided*, That not to exceed 20
23 percent of any grant made with amounts made avail-
24 able in this paragraph shall be expended for plan-
25 ning and management development and administra-

1 tion: *Provided further*, That amounts made available
2 in this paragraph shall remain available until Sep-
3 tember 30, 2023; and

4 (5) \$7,000,000 shall be for providing training
5 and technical assistance to Indian Tribes, Indian
6 housing authorities, and tribally designated housing
7 entities to support the inspection of Indian housing
8 units, for contract expertise, and for training and
9 technical assistance related to amounts made avail-
10 able under this heading and other headings in this
11 Act for the needs of Native American families and
12 Indian country: *Provided*, That of the amounts made
13 available in this paragraph, not less than \$2,000,000
14 shall be for a national organization as authorized
15 under section 703 of NAHASDA (25 U.S.C. 4212):
16 *Provided further*, That amounts made available in
17 this paragraph may be used, contracted, or com-
18 peted as determined by the Secretary: *Provided fur-*
19 *ther*, That notwithstanding chapter 63 of title 31,
20 United States Code (commonly known as the Fed-
21 eral Grant and Cooperative Agreements Act of
22 1977), the amounts made available in this para-
23 graph may be used by the Secretary to enter into co-
24 operative agreements with public and private organi-
25 zations, agencies, institutions, and other technical

1 assistance providers to support the administration of
2 negotiated rulemaking under section 106 of
3 NAHASDA (25 U.S.C. 4116), the administration of
4 the allocation formula under section 302 of
5 NAHASDA (25 U.S.C. 4152), and the administra-
6 tion of performance tracking and reporting under
7 section 407 of NAHASDA (25 U.S.C. 4167).

8 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM
9 ACCOUNT

10 For the cost of guaranteed loans, as authorized by
11 section 184 of the Housing and Community Development
12 Act of 1992 (12 U.S.C. 1715z–13a), \$1,100,000, to re-
13 main available until expended: *Provided*, That such costs,
14 including the costs of modifying such loans, shall be as
15 defined in section 502 of the Congressional Budget Act
16 of 1974 (2 U.S.C. 661a): *Provided further*, That an addi-
17 tional \$500,000, to remain available until expended, shall
18 be for administrative contract expenses, including manage-
19 ment processes to carry out the loan guarantee program:
20 *Provided further*, That for fiscal year 2021, the Secretary
21 may subsidize total loan principal, any part of which is
22 to be guaranteed, up to \$1,000,000,000: *Provided further*,
23 That any unobligated balances, including recaptures and
24 carryover, remaining from amounts made available under
25 this heading in prior Acts may be used for costs of such

1 guaranteed loans, subject to the total loan principal guar-
2 antee limitation under the preceding proviso.

3 NATIVE HAWAIIAN HOUSING BLOCK GRANT

4 For the Native Hawaiian Housing Block Grant pro-
5 gram, as authorized under title VIII of the Native Amer-
6 ican Housing Assistance and Self-Determination Act of
7 1996 (25 U.S.C. 4221 et seq.), \$4,000,000, to remain
8 available until September 30, 2025: *Provided*, That not-
9 withstanding section 812(b) of such Act, the Department
10 of Hawaiian Home Lands may not invest grant amounts
11 made available under this heading in investment securities
12 and other obligations: *Provided further*, That amounts
13 made available under this heading in this and prior fiscal
14 years may be used to provide rental assistance to eligible
15 Native Hawaiian families both on and off the Hawaiian
16 Home Lands, notwithstanding any other provision of law.

17 COMMUNITY PLANNING AND DEVELOPMENT

18 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

19 For carrying out the Housing Opportunities for Per-
20 sons with AIDS program, as authorized by the AIDS
21 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
22 \$430,000,000, to remain available until September 30,
23 2022, except that amounts allocated pursuant to section
24 854(c)(5) of such Act shall remain available until Sep-
25 tember 30, 2023: *Provided*, That the Secretary shall renew

1 ties eligible under title I of the Act: *Provided further*, That
2 notwithstanding section 105(e)(1) of the Act, no funds
3 made available under this heading may be provided to a
4 for-profit entity for an economic development project
5 under section 105(a)(17) unless such project has been
6 evaluated and selected in accordance with guidelines re-
7 quired under subsection (e)(2) of section 105: *Provided*
8 *further*, That of the total amount provided under this
9 heading, \$25,000,000 shall be for activities authorized
10 under section 8071 of the SUPPORT for Patients and
11 Communities Act (Public Law 115–271): *Provided further*,
12 That the funds allocated pursuant to the preceding proviso
13 shall not adversely affect the amount of any formula as-
14 sistance received by a State under this heading: *Provided*
15 *further*, That the Secretary shall allocate the funds for
16 such activities based on the percentages shown in Table
17 1 of the Notice establishing the funding formula published
18 in Volume 84 of the Federal Register, on page 16027
19 (April 17, 2019): *Provided further*, That the Department
20 of Housing and Urban Development shall notify grantees
21 of their formula allocation within 60 days of enactment
22 of this Act: *Provided further*, That the Office of the Chief
23 Financial Officer of the Department of Housing and
24 Urban Development and the Office of Management and
25 Budget shall submit reports and accompanying briefings

1 no less frequently than monthly, on the status of funds
2 appropriated under this heading in Public Law 115–123,
3 to include the information specified in the report accom-
4 panying this Act: *Provided further*, That, notwithstanding
5 any other provision of law, amounts made available under
6 this heading in Public Law 115–123 shall hereafter be ex-
7 empt from apportionment under chapter 15 of title 31,
8 United States Code: *Provided further*, That amounts
9 repurposed pursuant to the preceding proviso that were
10 previously designated by the Congress as an emergency
11 requirement pursuant to the Balanced Budget and Emer-
12 gency Deficit Control Act of 1985 are designated by the
13 Congress as an emergency requirement pursuant to sec-
14 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
15 gency Deficit Control Act of 1985.

16 COMMUNITY DEVELOPMENT LOAN GUARANTEES

17 PROGRAM ACCOUNT

18 Subject to section 502 of the Congressional Budget
19 Act of 1974 (2 U.S.C. 661a), during fiscal year 2021,
20 commitments to guarantee loans under section 108 of the
21 Housing and Community Development Act of 1974 (42
22 U.S.C. 5308), any part of which is guaranteed, shall not
23 exceed a total principal amount of \$300,000,000, notwith-
24 standing any aggregate limitation on outstanding obliga-
25 tions guaranteed in subsection (k) of such section 108:

1 *Provided*, That the Secretary shall collect fees from bor-
2 rowers, notwithstanding subsection (m) of such section
3 108, to result in a credit subsidy cost of zero for guaran-
4 teeing such loans, and any such fees shall be collected in
5 accordance with section 502(7) of the Congressional
6 Budget Act of 1974: *Provided further*, That such commit-
7 ment authority funded by fees may be used to guarantee,
8 or make commitments to guarantee, notes or other obliga-
9 tions issued by any State on behalf of non-entitlement
10 communities in the State in accordance with the require-
11 ments of such section 108: *Provided further*, That any
12 State receiving such a guarantee or commitment under the
13 preceding proviso shall distribute all funds subject to such
14 guarantee to the units of general local government in non-
15 entitlement areas that received the commitment.

16 HOME INVESTMENT PARTNERSHIPS PROGRAM

17 For the HOME Investment Partnerships program, as
18 authorized under title II of the Cranston-Gonzalez Na-
19 tional Affordable Housing Act, as amended (42 U.S.C.
20 12721 et seq.), \$1,700,000,000, to remain available until
21 September 30, 2024: *Provided*, That notwithstanding the
22 amount made available under this heading, the threshold
23 reduction requirements in sections 216(10) and 217(b)(4)
24 of such Act shall not apply to allocations of such amount:
25 *Provided further*, That the Department shall notify grant-

1 ees of their formula allocations within 60 days after enact-
2 ment of this Act: *Provided further*, That section 218(g)
3 of such Act (42 U.S.C. 12748(g)) shall not apply with re-
4 spect to the right of a jurisdiction to draw funds from
5 its HOME Investment Trust Fund that otherwise expired
6 or would expire in 2016, 2017, 2018, 2019, 2020, 2021,
7 2022, or 2023 under that section: *Provided further*, That
8 section 231(b) of such Act (42 U.S.C. 12771(b)) shall not
9 apply to any uninvested funds that otherwise were de-
10 ducted or would be deducted from the line of credit in
11 the participating jurisdiction's HOME Investment Trust
12 Fund in 2018, 2019, 2020, 2021, 2022, or 2023 under
13 that section.

14 SELF-HELP AND ASSISTED HOMEOWNERSHIP

15 OPPORTUNITY PROGRAM

16 For the Self-Help and Assisted Homeownership Op-
17 portunity Program, as authorized under section 11 of the
18 Housing Opportunity Program Extension Act of 1996 (42
19 U.S.C. 12805 note), \$60,000,000, to remain available
20 until September 30, 2023: *Provided*, That of the total
21 amount made available under this heading, \$10,000,000
22 shall be for the Self-Help Homeownership Opportunity
23 Program as authorized under such section 11: *Provided*
24 *further*, That of the total amount made available under
25 this heading, \$45,000,000 shall be for the second, third,

1 and fourth capacity building entities specified in section
2 4(a) of the HUD Demonstration Act of 1993 (42 U.S.C.
3 9816 note), of which not less than \$5,000,000 shall be
4 for rural capacity building activities: *Provided further*,
5 That of the total amount made available under this head-
6 ing, \$5,000,000 shall be for capacity building by national
7 rural housing organizations having experience assessing
8 national rural conditions and providing financing, train-
9 ing, technical assistance, information, and research to
10 local nonprofit organizations, local governments, and In-
11 dian Tribes serving high need rural communities.

12 HOMELESS ASSISTANCE GRANTS

13 For assistance under title IV of the McKinney-Vento
14 Homeless Assistance Act (42 U.S.C. 11360 et seq.),
15 \$3,415,000,000, to remain available until September 30,
16 2023: *Provided*, That of the amounts made available
17 under this heading—

18 (1) not less than \$290,000,000 shall be for the
19 Emergency Solutions Grants program authorized
20 under subtitle B of such title IV (42 U.S.C. 11371
21 et seq.): *Provided further*, That the Department shall
22 notify grantees of their formula allocation from
23 amounts allocated (which may represent initial or
24 final amounts allocated) for the Emergency Solu-

1 tions Grant program not later than 60 days after
2 enactment of this Act;

3 (2) not less than \$2,586,000,000 shall be for
4 the Continuum of Care program authorized under
5 subtitle C of such title IV (42 U.S.C. 11381 et seq.)
6 and the Rural Housing Stability Assistance pro-
7 grams authorized under subtitle D of such title IV
8 (42 U.S.C. 11408): *Provided further*, That the Sec-
9 retary shall prioritize funding under the Continuum
10 of Care program to continuums of care that have
11 demonstrated a capacity to reallocate funding from
12 lower performing projects to higher performing
13 projects: *Provided further*, That the Secretary shall
14 provide incentives to create projects that coordinate
15 with housing providers and healthcare organizations
16 to provide permanent supportive housing and rapid
17 re-housing services: *Provided further*, That amounts
18 made available for the Continuum of Care program
19 under this heading in this and prior Acts may be
20 used to competitively or non-competitively renew or
21 replace grants for youth homeless demonstration
22 projects under the Continuum of Care program, not-
23 withstanding any conflict with the requirements of
24 the Continuum of Care program;

1 (3) up to \$75,000,000 shall be for grants for
2 rapid re-housing projects and supportive service
3 projects providing coordinated entry, and for eligible
4 activities the Secretary determines to be critical in
5 order to assist survivors of domestic violence, dating
6 violence, sexual assault, or stalking, except that the
7 Secretary may make additional grants for such
8 projects and purposes from amounts made available
9 for such Continuum of Care program: *Provided fur-*
10 *ther,* That such projects shall be eligible for renewal
11 under the Continuum of Care program subject to
12 the same terms and conditions as other renewal ap-
13 plicants;

14 (4) up to \$7,000,000 shall be for the national
15 homeless data analysis project;

16 (5) up to \$82,000,000 shall be for grants for
17 projects awarded to communities for the purpose of
18 providing housing and services to unaccompanied
19 youth who are homeless, as defined in section
20 103(a)(6) of the McKinney-Vento Homeless Assist-
21 ance Act (42 U.S.C. 11302(a)(6)) or any other Fed-
22 eral statute, except that the Secretary may make ad-
23 ditional grants for such projects and purposes from
24 amounts made available for such Continuum of Care
25 program;

1 (6) up to \$70,000,000 shall be for Youth
2 Homelessness Systems Planning Grants to support
3 Continuum of Care communities in modernizing
4 youth homelessness responses through systems
5 change and capacity building:

6 (7) up to \$10,000,000 shall be for providing
7 technical assistance on improving system responses
8 to youth homelessness and collection, analysis, use,
9 and reporting of data and performance measures
10 under the comprehensive approaches to serve home-
11 less youth, in addition to and in coordination with
12 other technical assistance funds provided under this
13 title;

14 (8) \$250,000,000 shall be for projects to reduce
15 unsheltered homelessness: *Provided further*, That in
16 making awards with the amounts provided in this
17 paragraph, the Secretary shall give priority to
18 projects located in areas with high numbers or rates
19 of unsheltered homeless or high rates of increase in
20 the number of unsheltered homeless: *Provided fur-*
21 *ther*, That the Secretary shall provide incentives to
22 establish projects that coordinate with housing pro-
23 viders, healthcare organizations and social service
24 providers to reduce unsheltered homelessness: *Pro-*
25 *vided further*, That none of the funds provided in

1 this paragraph may be used to require people experi-
2 encing homelessness to receive treatment or perform
3 any other prerequisite activities as a condition for
4 receiving shelter, housing or other services;

5 (9) \$25,000,000 shall be for competitive grants
6 to nonprofit or governmental entities to provide legal
7 assistance (including assistance related to pretrial
8 activities, trial activities, post-trial activities and al-
9 ternative dispute resolution) at no cost to eligible
10 low-income tenants at risk of or subject to eviction:

11 *Provided further*, That in awarding grants under the
12 preceding proviso, the Secretary shall give preference
13 to applicants that will use funds to provide services
14 for residents of census tracts with high rates of evic-
15 tion, have experience providing no-cost legal assist-
16 ance to low-income individuals, including those with
17 limited English proficiency or disabilities, and have
18 sufficient capacity to administer such assistance:

19 *Provided further*, That the Secretary shall ensure, to
20 the extent practicable, that the proportion of eligible
21 tenants living in rural areas who will receive legal
22 assistance with grants funds made available under
23 this section is not less than the overall proportion of
24 eligible tenants who live in rural areas; and

1 (10) \$20,000,000 shall be for providing tech-
2 nical assistance as authorized under section 405 of
3 the McKinney-Vento Homeless Assistance Act (42
4 U.S.C. 11361b):

5 *Provided further*, That youth aged 24 and under seeking
6 assistance under this heading shall not be required to pro-
7 vide third party documentation to establish their eligibility
8 under subsection (a) or (b) of section 103 of the McKin-
9 ney-Vento Homeless Assistance Act (42 U.S.C. 11302) to
10 receive services: *Provided further*, That unaccompanied
11 youth aged 24 and under or families headed by youth aged
12 24 and under who are living in unsafe situations may be
13 served by youth-serving providers funded under this head-
14 ing: *Provided further*, That for all matching funds require-
15 ments applicable to funds made available under this head-
16 ing for this fiscal year and prior fiscal years, a grantee
17 may use (or could have used) as a source of match funds
18 other funds administered by the Secretary and other Fed-
19 eral agencies unless there is (or was) a specific statutory
20 prohibition on any such use of any such funds: *Provided*
21 *further*, That none of the funds made available under this
22 heading shall be available to provide funding for new
23 projects, except for projects created through reallocation,
24 unless the Secretary determines that the Continuum of
25 Care has demonstrated that projects are evaluated and

1 ranked based on the degree to which they improve the
2 Continuum of Care's system performance: *Provided fur-*
3 *ther*, That any unobligated amounts remaining from funds
4 made available under this heading in fiscal year 2012 and
5 prior years for project-based rental assistance for rehabili-
6 tation projects with 10-year grant terms may be used for
7 purposes under this heading, notwithstanding the pur-
8 poses for which such funds were appropriated: *Provided*
9 *further*, That all balances for Shelter Plus Care renewals
10 previously funded from the Shelter Plus Care Renewal ac-
11 count and transferred to this account shall be available,
12 if recaptured, for Continuum of Care renewals in fiscal
13 year 2021: *Provided further*, That when awarding funds
14 under the Continuum of Care program, the Secretary shall
15 not deviate from the Fiscal Year 2018 Notice of Funding
16 Availability with respect to the tier 2 funding process, the
17 Continuum of Care application scoring, and, for new
18 projects, the project quality threshold requirements, ex-
19 cept as otherwise provided under this Act or as necessary
20 to award all available funds or consider the most recent
21 data from each Continuum of Care: *Provided further*, That
22 unobligated balances, including recaptures and carryover,
23 remaining from funds transferred to or appropriated
24 under this heading shall be available for the current pur-

1 poses authorized under this heading in addition to the pur-
2 poses for which such funds originally were appropriated.

3 HOUSING PROGRAMS

4 PROJECT-BASED RENTAL ASSISTANCE

5 For activities and assistance for the provision of
6 project-based subsidy contracts under the United States
7 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (in this
8 heading “the Act”), not otherwise provided for,
9 \$13,051,000,000, to remain available until expended,
10 which shall be available on October 1, 2020 (in addition
11 to the \$400,000,000 previously appropriated under this
12 heading that became available October 1, 2020), and
13 \$400,000,000, to remain available until expended, which
14 shall be available on October 1, 2021: *Provided*, That the
15 amounts made available under this heading shall be for
16 expiring or terminating section 8 project-based subsidy
17 contracts (including section 8 moderate rehabilitation con-
18 tracts), for amendments to section 8 project-based subsidy
19 contracts (including section 8 moderate rehabilitation con-
20 tracts), for contracts entered into pursuant to section 441
21 of the McKinney-Vento Homeless Assistance Act (42
22 U.S.C. 11401), for renewal of section 8 contracts for units
23 in projects that are subject to approved plans of action
24 under the Emergency Low Income Housing Preservation
25 Act of 1987 or the Low-Income Housing Preservation and

1 Resident Homeownership Act of 1990, and for administra-
2 tive and other expenses associated with project-based ac-
3 tivities and assistance funded under this heading: *Provided*
4 *further*, That of the total amounts made available under
5 this heading, not to exceed \$350,000,000 shall be for per-
6 formance-based contract administrators or contractors for
7 section 8 project-based assistance, as such term is defined
8 in subsection (f) of such section: *Provided further*, That
9 the Secretary may also use such amounts provided in the
10 preceding proviso for performance-based contract adminis-
11 trators or contractors for the administration of: (1) inter-
12 est reduction payments pursuant to section 236(a) of the
13 National Housing Act (12 U.S.C. 1715z-1(a)); (2) rent
14 supplement payments pursuant to section 101 of the
15 Housing and Urban Development Act of 1965 (12 U.S.C.
16 1701s); (3) rental assistance payments under section
17 236(f)(2) of the National Housing Act (12 U.S.C. 1715z-
18 1(f)(2)); (4) project rental assistance contracts for hous-
19 ing for the elderly under section 202(c)(2) of the Housing
20 Act of 1959 (12 U.S.C. 1701(c)(2)); (5) project rental as-
21 sistance contracts for supportive housing for persons with
22 disabilities under section 811(d)(2) of the Cranston-Gon-
23 zalez National Affordable Housing Act (42 U.S.C.
24 8013(d)(2)); (6) project assistance contracts pursuant to
25 section 202(h) of the Housing Act of 1959 (12 U.S.C.

1 1701q(h)); and (7) loans under section 202 of the Housing
2 Act of 1959 (12 U.S.C. 1701q): *Provided further*, That
3 amounts recaptured under this heading, the heading “An-
4 nual Contributions for Assisted Housing”, or the heading
5 “Housing Certificate Fund”, may be used for renewals of
6 or amendments to section 8 project-based assistance con-
7 tracts or for performance-based contract administrators or
8 contractors, notwithstanding the purposes for which such
9 amounts were appropriated: *Provided further*, That, not-
10 withstanding any other provision of law, upon the request
11 of the Secretary, project funds that are held in residual
12 receipts accounts for any project subject to a section 8
13 project-based Housing Assistance Payments contract that
14 authorizes the Department or a housing finance agency
15 to require that surplus project funds be deposited in an
16 interest-bearing residual receipts account and that are in
17 excess of an amount to be determined by the Secretary,
18 shall be recaptured for use under this heading and shall
19 be available until expended.

20 HOUSING FOR THE ELDERLY

21 For capital advances, including amendments to cap-
22 ital advance contracts, for housing for the elderly, as au-
23 thorized by section 202 of the Housing Act of 1959 (12
24 U.S.C. 1701q), for project rental assistance for the elderly
25 under section 202(c)(2) of such Act, including amend-

1 ments to contracts for such assistance and renewal of ex-
2 piring contracts for such assistance for up to a 1-year
3 term, for senior preservation rental assistance contracts,
4 including renewals, as authorized by section 811(e) of the
5 American Homeownership and Economic Opportunity Act
6 of 2000 (12 U.S.C. 1701q note), and for supportive serv-
7 ices associated with the housing, \$893,000,000 to remain
8 available until September 30, 2024: *Provided*, That of the
9 amount made available under this heading, up to
10 \$110,000,000 shall be for service coordinators and the
11 continuation of existing congregate service grants for resi-
12 dents of assisted housing projects: *Provided further*, That
13 amounts made available under this heading shall be avail-
14 able for Real Estate Assessment Center inspections and
15 inspection-related activities associated with section 202
16 projects: *Provided further*, That the Secretary may waive
17 the provisions of section 202 governing the terms and con-
18 ditions of project rental assistance, except that the initial
19 contract term for such assistance shall not exceed 5 years
20 in duration: *Provided further*, That upon request of the
21 Secretary, project funds that are held in residual receipts
22 accounts for any project subject to a section 202 project
23 rental assistance contract, and that upon termination of
24 such contract are in excess of an amount to be determined
25 by the Secretary, shall be recaptured for use for the pur-

1 poses authorized under this heading and shall remain
2 available until September 30, 2024: *Provided further*, That
3 unobligated balances, including recaptures and carryover,
4 remaining from funds transferred to or made available
5 under this heading shall be available for the purposes au-
6 thorized under this heading in addition to the purposes
7 for which such funds originally were appropriated: *Pro-*
8 *vided further*, That of the total amount made available
9 under this heading, up to \$14,000,000 shall be used by
10 the Secretary to continue demonstration programs to test
11 housing with services models for the elderly that dem-
12 onstrate the potential to delay or avoid the need for nurs-
13 ing home care: *Provided further*, That of the total amount
14 made available under this heading, up to \$10,000,000
15 shall be used to expand the supply of intergenerational
16 dwelling units (as such term is defined in section 202 of
17 the Legacy Act of 2003 (12 U.S.C. 1701q note)) for elder-
18 ly caregivers raising children.

19 HOUSING FOR PERSONS WITH DISABILITIES

20 For capital advances, including amendments to cap-
21 ital advance contracts, for supportive housing for persons
22 with disabilities, as authorized by section 811 of the Cran-
23 ston-Gonzalez National Affordable Housing Act (42
24 U.S.C. 8013), for project rental assistance for supportive
25 housing for persons with disabilities under section

1 811(d)(2) of such Act, for project assistance contracts
2 pursuant to subsection (h) of section 202 of the Housing
3 Act of 1959, as added by section 205(a) of the Housing
4 and Community Development Amendments of 1978 (Pub-
5 lic Law 95–557: 92 Stat. 2090), including amendments
6 to contracts for such assistance and renewal of expiring
7 contracts for such assistance for up to a 1-year term, for
8 project rental assistance to State housing finance agencies
9 and other appropriate entities as authorized under section
10 811(b)(3) of the Cranston-Gonzalez National Affordable
11 Housing Act, and for supportive services associated with
12 the housing for persons with disabilities as authorized by
13 section 811(b)(1) of such Act, \$227,000,000, to remain
14 available until September 30, 2024: *Provided*, That
15 amounts made available under this heading shall be avail-
16 able for Real Estate Assessment Center inspections and
17 inspection-related activities associated with section 811
18 projects: *Provided further*, That, upon the request of the
19 Secretary, project funds that are held in residual receipts
20 accounts for any project subject to a section 811 project
21 rental assistance contract, and that upon termination of
22 such contract are in excess of an amount to be determined
23 by the Secretary, shall be recaptured for use for the pur-
24 poses authorized under this heading and shall remain
25 available until September 30, 2024: *Provided further*, That

1 unobligated balances, including recaptures and carryover,
2 remaining from funds transferred to or appropriated
3 under this heading shall be used for the purposes author-
4 ized under this heading in addition to the purposes for
5 which such funds originally were appropriated.

6 HOUSING COUNSELING ASSISTANCE

7 For contracts, grants, and other assistance, excluding
8 loans, as authorized under section 106 of the Housing and
9 Urban Development Act of 1968 (12 U.S.C. 1701x),
10 \$75,000,000 (reduced by \$1,000,000) (increased by
11 \$1,000,000), to remain available until September 30,
12 2022, of which up to \$4,500,000 shall be for administra-
13 tive contract services: *Provided*, That grants using
14 amounts made available under this heading shall be
15 awarded within 180 days of enactment of this Act: *Pro-*
16 *vided further*, That funds shall be used for providing coun-
17 seling and advice to tenants and homeowners, current and
18 prospective, with respect to property maintenance, finan-
19 cial management and literacy, foreclosure and eviction
20 mitigation, and such other matters as may be appropriate
21 to assist them in improving their housing conditions, meet-
22 ing their financial needs, and fulfilling the responsibilities
23 of tenancy or homeownership; for program administration;
24 and for housing counselor training: *Provided further*, That
25 amounts made available under this heading may be used

1 to purchase equipment and technology to deliver services
2 through use of the Internet or other electronic or virtual
3 means in response to the public health emergency related
4 to the Coronavirus Disease 2019 (COVID–19) pandemic:
5 *Provided further*, That for purposes of providing such
6 grants from amounts made available under this heading,
7 the Secretary may enter into multiyear agreements, as ap-
8 propriate, subject to the availability of annual appropria-
9 tions.

10 PAYMENT TO MANUFACTURED HOUSING FEES TRUST

11 FUND

12 For necessary expenses as authorized by the National
13 Manufactured Housing Construction and Safety Stand-
14 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
15 \$13,000,000, to remain available until expended, of which
16 \$13,000,000 shall be derived from the Manufactured
17 Housing Fees Trust Fund (established under section
18 620(e) of such Act (42 U.S.C. 5419(e)): *Provided*, That
19 not to exceed the total amount appropriated under this
20 heading shall be available from the general fund of the
21 Treasury to the extent necessary to incur obligations and
22 make expenditures pending the receipt of collections to the
23 Fund pursuant to section 620 of such Act: *Provided fur-*
24 *ther*, That the amount made available under this heading
25 from the general fund shall be reduced as such collections

1 are received during fiscal year 2021 so as to result in a
2 final fiscal year 2021 appropriation from the general fund
3 estimated at zero, and fees pursuant to such section 620
4 shall be modified as necessary to ensure such a final fiscal
5 year 2021 appropriation: *Provided further*, That the Sec-
6 retary shall issue a final rule to complete rulemaking initi-
7 ated by the proposed rule entitled “Manufactured Housing
8 Program: Minimum Payments to the States” published in
9 the Federal Register on December 16, 2016 (81 Fed. Reg.
10 91083): *Provided further*, That for the dispute resolution
11 and installation programs, the Secretary may assess and
12 collect fees from any program participant: *Provided fur-*
13 *ther*, That such collections shall be deposited into the
14 Trust Fund, and the Secretary, as provided herein, may
15 use such collections, as well as fees collected under section
16 620 of such Act, for necessary expenses of such Act: *Pro-*
17 *vided further*, That, notwithstanding the requirements of
18 section 620 of such Act, the Secretary may carry out re-
19 sponsibilities of the Secretary under such Act through the
20 use of approved service providers that are paid directly
21 by the recipients of their services.

22 FEDERAL HOUSING ADMINISTRATION

23 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

24 New commitments to guarantee single family loans
25 insured under the Mutual Mortgage Insurance Fund (es-

1 tablished under section 202(a) of the National Housing
2 Act (12 U.S.C. 1708(a)) shall not exceed
3 \$400,000,000,000 in aggregate loan principal, to remain
4 available until September 30, 2022: *Provided*, That during
5 fiscal year 2021, obligations to make direct loans to carry
6 out the purposes of section 204(g) of the National Hous-
7 ing Act (12 U.S.C. 1710(g)) shall not exceed \$1,000,000:
8 *Provided further*, That the amount in the preceding pro-
9 viso shall be for loans to nonprofit and governmental enti-
10 ties in connection with sales of single family real prop-
11 erties owned by the Secretary and formerly insured under
12 the Mutual Mortgage Insurance Fund: *Provided further*,
13 That for administrative contract expenses of the Federal
14 Housing Administration, \$130,000,000 (increased by
15 \$1,000,000), to remain available until September 30,
16 2022: *Provided further*, That to the extent guaranteed
17 loan commitments exceed \$200,000,000,000 on or before
18 April 1, 2021, an additional \$1,400 for administrative
19 contract expenses shall be available for each \$1,000,000
20 in additional guaranteed loan commitments (including a
21 pro rata amount for any amount below \$1,000,000), but
22 in no case shall funds made available by this proviso ex-
23 ceed \$30,000,000: *Provided further*, That notwithstanding
24 the limitation in the first sentence of section 255(g) of
25 the National Housing Act (12 U.S.C. 1715z-20(g)), dur-

1 ing fiscal year 2021 the Secretary may insure and enter
2 into new commitments to insure mortgages under section
3 255 of such Act only to the extent that the net credit sub-
4 sidy cost for such insurance does not exceed zero: *Provided*
5 *further*, That for fiscal year 2021, the Secretary shall not
6 take any action against a lender solely on the basis of com-
7 pare ratios that have been adversely affected by defaults
8 on mortgages secured by properties in areas where a
9 major disaster was declared in 2017 or 2018 pursuant to
10 the Robert T. Stafford Disaster Relief and Emergency As-
11 sistance Act (42 U.S.C. 5121 et seq.).

12 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

13 New commitments to guarantee loans insured under
14 the General and Special Risk Insurance Funds, as author-
15 ized by sections 238 and 519 of the National Housing Act
16 (12 U.S.C. 1715z-3 and 1735c), shall not exceed
17 \$30,000,000,000 in aggregate loan principal, any part of
18 which is to be guaranteed, to remain available until Sep-
19 tember 30, 2022: *Provided*, That during fiscal year 2021,
20 gross obligations for the principal amount of direct loans,
21 as authorized by sections 204(g), 207(l), 238, and 519(a)
22 of the National Housing Act, shall not exceed \$1,000,000,
23 which shall be for loans to nonprofit and governmental en-
24 tities in connection with the sale of single family real prop-

1 erties owned by the Secretary and formerly insured under
2 such Act.

3 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
4 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
5 GUARANTEE PROGRAM ACCOUNT

6 New commitments to issue guarantees to carry out
7 the purposes of section 306(g) of the National Housing
8 Act, as amended (12 U.S.C. 1721(g)), shall not exceed
9 \$1,500,000,000,000 in aggregate principal, to remain
10 available until September 30, 2022: *Provided*, That
11 \$55,500,000, to remain available until September 30,
12 2022, shall be for necessary salaries and expenses of the
13 Office of Government National Mortgage Association: *Pro-*
14 *vided further*, That to the extent that guaranteed loan
15 commitments exceed \$155,000,000,000 on or before April
16 1, 2021, an additional \$100 for necessary salaries and ex-
17 penses shall be available until expended for each
18 \$1,000,000 in additional guaranteed loan commitments
19 (including a pro rata amount for any amount below
20 \$1,000,000), but in no case shall funds made available by
21 this proviso exceed \$3,000,000: *Provided further*, That re-
22 ceipts from Commitment and Multiclass fees collected pur-
23 suant to title III of the National Housing Act (12 U.S.C.
24 1716 et seq.) shall be credited as offsetting collections to
25 this account.

1 POLICY DEVELOPMENT AND RESEARCH

2 RESEARCH AND TECHNOLOGY

3 For contracts, grants, and necessary expenses of pro-
4 grams of research and studies relating to housing and
5 urban problems, not otherwise provided for, as authorized
6 by title V of the Housing and Urban Development Act
7 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying
8 out the functions of the Secretary of Housing and Urban
9 Development under section 1(a)(1)(i) of Reorganization
10 Plan No. 2 of 1968, and for technical assistance,
11 \$118,000,000, to remain available until September 30,
12 2022: *Provided*, That with respect to amounts made avail-
13 able under this heading, notwithstanding section 203 of
14 this title, the Secretary may enter into cooperative agree-
15 ments with philanthropic entities, other Federal agencies,
16 State or local governments and their agencies, Indian
17 Tribes, tribally designated housing entities, or colleges or
18 universities for research projects: *Provided further*, That
19 with respect to the preceding proviso, such partners to the
20 cooperative agreements shall contribute at least a 50 per-
21 cent match toward the cost of the project: *Provided fur-*
22 *ther*, That for non-competitive agreements entered into in
23 accordance with the preceding two provisos, the Secretary
24 shall comply with section 2(b) of the Federal Funding Ac-
25 countability and Transparency Act of 2006 (Public Law

1 109–282, 31 U.S.C. note) in lieu of compliance with sec-
2 tion 102(a)(4)(C) of the Department of Housing and
3 Urban Development Reform Act of 1989 (42 U.S.C.
4 3545(a)(4)(C)) with respect to documentation of award
5 decisions: *Provided further*, That prior to obligation of
6 technical assistance funding, the Secretary shall submit a
7 plan to the House and Senate Committees on Appropria-
8 tions on how the Secretary will allocate funding for this
9 activity at least 30 days prior to obligation: *Provided fur-*
10 *ther*, That none of the funds provided under this heading
11 may be available for the doctoral dissertation research
12 grant program.

13 FAIR HOUSING AND EQUAL OPPORTUNITY

14 FAIR HOUSING ACTIVITIES

15 For contracts, grants, and other assistance, not oth-
16 erwise provided for, as authorized by title VIII of the Civil
17 Rights Act of 1968 (42 U.S.C. 3601 et seq.), and section
18 561 of the Housing and Community Development Act of
19 1987 (42 U.S.C. 3616a), \$80,300,000, to remain available
20 until September 30, 2022: *Provided*, That grants from
21 amounts made available under this heading shall be
22 awarded not later than 180 days after enactment of this
23 Act: *Provided further*, That notwithstanding section 3302
24 of title 31, United States Code, the Secretary may assess
25 and collect fees to cover the costs of the Fair Housing

1 Training Academy, and may use such funds to develop on-
2 line courses and provide such training: *Provided further*,
3 That none of the funds made available under this heading
4 may be used to lobby the executive or legislative branches
5 of the Federal Government in connection with a specific
6 contract, grant, or loan: *Provided further*, That of the
7 funds made available under this heading, \$350,000 shall
8 be available to the Secretary for the creation and pro-
9 motion of translated materials and other programs that
10 support the assistance of persons with limited English pro-
11 ficiency in utilizing the services provided by the Depart-
12 ment of Housing and Urban Development.

13 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

14 HOMES

15 LEAD HAZARD REDUCTION

16 (INCLUDING TRANSFER OF FUNDS)

17 For the Lead Hazard Reduction Program, as author-
18 ized by section 1011 of the Residential Lead-Based Paint
19 Hazard Reduction Act of 1992 (42 U.S.C. 4852),
20 \$340,000,000, to remain available until September 30,
21 2023, of which \$70,000,000 shall be for the Healthy
22 Homes Initiative, pursuant to sections 501 and 502 of the
23 Housing and Urban Development Act of 1970 (42 U.S.C.
24 1701z-1, 1701z-2), which shall include research, studies,
25 testing, and demonstration efforts, including education

1 and outreach concerning lead-based paint poisoning and
2 other housing related diseases and hazards: *Provided*,
3 That for purposes of environmental review, pursuant to
4 the National Environmental Policy Act of 1969 (42 U.S.C.
5 4321 et seq.) and other provisions of law that further the
6 purposes of such Act, a grant under the Healthy Homes
7 Initiative, or the Lead Technical Studies program under
8 this heading or under prior appropriations Acts for such
9 purposes under this heading, shall be considered to be
10 funds for a special project for purposes of section 305(c)
11 of the Multifamily Housing Property Disposition Reform
12 Act of 1994 (42 U.S.C. 3547(c)): *Provided further*, That
13 not less than \$95,000,000 of the amounts made available
14 under this heading for the award of grants pursuant to
15 section 1011 of the Residential Lead-Based Paint Hazard
16 Reduction Act of 1992 shall be provided to areas with the
17 highest lead-based paint abatement needs: *Provided fur-*
18 *ther*, That of the amounts made available for the Healthy
19 Homes Initiative, \$5,000,000 shall be for the implementa-
20 tion of projects in up to five communities that are served
21 by both the Healthy Homes Initiative and the Department
22 of Energy Weatherization Assistance Program to dem-
23 onstrate whether the coordination of Healthy Homes re-
24 mediation activities with weatherization activities achieves
25 cost savings and better outcomes in improving the safety

1 and quality of homes: *Provided further*, That \$30,000,000
2 of the amounts made available under this heading shall
3 be for a lead risk assessment demonstration for public
4 housing agencies to conduct lead hazard screenings or lead
5 risk assessments during housing quality standards inspec-
6 tions of units in which a family receiving assistance under
7 section 8(o) of the U.S. Housing Act of 1937 (42 U.S.C.
8 1437f(o)) resides or expects to reside, and has or expects
9 to have a child under age 6 residing in the unit, while
10 preserving rental housing availability and affordability:
11 *Provided further*, That each applicant shall certify ade-
12 quate capacity that is acceptable to the Secretary to carry
13 out the proposed use of funds pursuant to a notice of
14 funding availability: *Provided further*, That amounts made
15 available under this heading in this or prior appropriations
16 Acts, still remaining available, may be used for any pur-
17 pose under this heading notwithstanding the purpose for
18 which such amounts were appropriated if a program com-
19 petition is undersubscribed and there are other program
20 competitions under this heading that are oversubscribed:
21 *Provided further*, That up to \$2,000,000 of the amounts
22 made available under this heading may be transferred to
23 the heading “Policy Development and Research” for the
24 purposes of conducting research and studies and for use

1 in accordance with the provisos under that heading for
2 non-competitive agreements.

3 CYBERSECURITY AND INFORMATION TECHNOLOGY FUND
4 (INCLUDING TRANSFER OF FUNDS)

5 For the mitigation against the exploitation of infor-
6 mation technology systems and personal identifiable infor-
7 mation and for the development, modernization, and en-
8 hancement of, modifications to, and infrastructure for De-
9 partment-wide and program-specific information tech-
10 nology systems, for the continuing operation and mainte-
11 nance of both Department-wide and program-specific in-
12 formation systems, and for program-related maintenance
13 activities, \$293,000,000, of which \$269,800,000 shall re-
14 main available until September 30, 2022, \$20,000,000
15 shall remain available until September 30, 2023, and
16 \$3,200,000 shall remain available until September 30,
17 2024: *Provided*, That any amounts transferred to this
18 Fund under this Act shall remain available until expended:
19 *Provided further*, That any amounts transferred to this
20 Fund from amounts appropriated by previously enacted
21 appropriations Acts may be used for the purposes specified
22 under this Fund, in addition to any other information
23 technology purposes for which such amounts were appro-
24 priated: *Provided further*, That not more than 10 percent
25 of the funds made available under this heading for devel-

1 opment, modernization and enhancement may be obligated
2 until the Secretary submits a performance plan to the
3 House and Senate Committees on Appropriations for ap-
4 proval.

5 OFFICE OF INSPECTOR GENERAL

6 For necessary salaries and expenses of the Office of
7 Inspector General in carrying out the Inspector General
8 Act of 1978, as amended, \$145,514,000: *Provided*, That
9 the Inspector General shall have independent authority
10 over all personnel issues within this office.

11 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND

12 URBAN DEVELOPMENT

13 (INCLUDING TRANSFER OF FUNDS)

14 (INCLUDING RESCISSIONS)

15 SEC. 201. Fifty percent of the amounts of budget au-
16 thority, or in lieu thereof 50 percent of the cash amounts
17 associated with such budget authority, that are recaptured
18 from projects described in section 1012(a) of the Stewart
19 B. McKinney Homeless Assistance Amendments Act of
20 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
21 case of cash, shall be remitted to the Treasury, and such
22 amounts of budget authority or cash recaptured and not
23 rescinded or remitted to the Treasury shall be used by
24 State housing finance agencies or local governments or
25 local housing agencies with projects approved by the Sec-

1 retary of Housing and Urban Development for which set-
2 tlement occurred after January 1, 1992, in accordance
3 with such section. Notwithstanding the previous sentence,
4 the Secretary may award up to 15 percent of the budget
5 authority or cash recaptured and not rescinded or remitted
6 to the Treasury to provide project owners with incentives
7 to refinance their project at a lower interest rate.

8 SEC. 202. None of the funds made available by this
9 Act may be used during fiscal year 2021 to investigate
10 or prosecute under the Fair Housing Act any otherwise
11 lawful activity engaged in by one or more persons, includ-
12 ing the filing or maintaining of a nonfrivolous legal action,
13 that is engaged in solely for the purpose of achieving or
14 preventing action by a Government official or entity, or
15 a court of competent jurisdiction.

16 SEC. 203. Except as explicitly provided in law, any
17 grant, cooperative agreement or other assistance made
18 pursuant to title II of this Act shall be made on a competi-
19 tive basis and in accordance with section 102 of the De-
20 partment of Housing and Urban Development Reform Act
21 of 1989 (42 U.S.C. 3545).

22 SEC. 204. Funds of the Department of Housing and
23 Urban Development subject to chapter 91 of title 31,
24 United States Code, commonly known as the Government
25 Corporation Control Act, shall be available, without regard

1 to the limitations on administrative expenses, for legal
2 services on a contract or fee basis, and for utilizing and
3 making payment for services and facilities of the Federal
4 National Mortgage Association, Government National
5 Mortgage Association, Federal Home Loan Mortgage Cor-
6 poration, Federal Financing Bank, Federal Reserve banks
7 or any member thereof, Federal Home Loan banks, and
8 any insured bank within the meaning of the Federal De-
9 posit Insurance Act (12 U.S.C. 1811 et seq.).

10 SEC. 205. Unless otherwise provided for in this Act
11 or through a reprogramming of funds, no part of any ap-
12 propriation for the Department of Housing and Urban
13 Development shall be available for any program, project
14 or activity in excess of amounts set forth in the budget
15 estimates submitted to Congress.

16 SEC. 206. Corporations and agencies of the Depart-
17 ment of Housing and Urban Development that are subject
18 to chapter 91 of title 31, United States Code, commonly
19 known as the Government Corporation Control Act, are
20 hereby authorized to make such expenditures, within the
21 limits of funds and borrowing authority available to each
22 such corporation or agency and in accordance with law,
23 and to make such contracts and commitments without re-
24 gard to fiscal year limitations as provided by section 9104
25 of title 31 as may be necessary in carrying out the pro-

1 grams set forth in the budget for 2021 for such corpora-
2 tion or agency except as hereinafter provided: *Provided*,
3 That collections of these corporations and agencies may
4 be used for new loan or mortgage purchase commitments
5 only to the extent expressly provided for in this Act (unless
6 such loans are in support of other forms of assistance pro-
7 vided for in this or prior appropriations Acts), except that
8 this proviso shall not apply to the mortgage insurance or
9 guaranty operations of such corporations, or to loans or
10 mortgage purchases that are necessary to protect the fi-
11 nancial interest of the United States Government.

12 SEC. 207. The Secretary shall provide quarterly re-
13 ports to the House and Senate Committees on Appropria-
14 tions regarding all uncommitted, unobligated, recaptured
15 and excess funds in each program and activity within the
16 jurisdiction of the Department and shall submit addi-
17 tional, updated budget information to these Committees
18 upon request.

19 SEC. 208. None of the funds made available by this
20 title may be used for an audit of the Government National
21 Mortgage Association that makes applicable requirements
22 under the Federal Credit Reform Act of 1990 (2 U.S.C.
23 661 et seq.).

24 SEC. 209. (a) Notwithstanding any other provision
25 of law, subject to the conditions under this section, for

1 fiscal years 2021 and 2022, the Secretary may authorize
2 the transfer of some or all project-based assistance, debt
3 held or insured by the Secretary and statutorily required
4 low-income and very low-income use restrictions if any, as-
5 sociated with one or more multifamily housing project or
6 projects to another multifamily housing project or
7 projects.

8 (b) PHASED TRANSFERS.—Transfers of project-
9 based assistance under this section may be done in phases
10 to accommodate the financing and other requirements re-
11 lated to rehabilitating or constructing the project or
12 projects to which the assistance is transferred, to ensure
13 that such project or projects meet the standards under
14 subsection (c).

15 (c) The transfer authorized in subsection (a) is sub-
16 ject to the following conditions:

17 (1) NUMBER AND BEDROOM SIZE OF UNITS.—

18 (A) For occupied units in the transferring
19 project, the number of low-income and very low-
20 income units and the configuration (i.e., bed-
21 room size) provided by the transferring project
22 shall be no less than when transferred to the re-
23 ceiving project or projects and the net dollar
24 amount of Federal assistance provided to the

1 transferring project shall remain the same in
2 the receiving project or projects.

3 (B) For unoccupied units in the transfer-
4 ring project, the Secretary may authorize a re-
5 duction in the number of dwelling units in the
6 receiving project or projects to allow for a re-
7 configuration of bedroom sizes to meet current
8 market demands, as determined by the Sec-
9 retary and provided there is no increase in the
10 project-based assistance budget authority.

11 (2) The transferring project shall, as deter-
12 mined by the Secretary, be either physically obsolete
13 or economically nonviable.

14 (3) The receiving project or projects shall meet
15 or exceed applicable physical standards established
16 by the Secretary.

17 (4) The owner or mortgagor of the transferring
18 project shall notify and consult with the tenants re-
19 siding in the transferring project and provide a cer-
20 tification of approval by all appropriate local govern-
21 mental officials.

22 (5) The tenants of the transferring project who
23 remain eligible for assistance to be provided by the
24 receiving project or projects shall not be required to
25 vacate their units in the transferring project or

1 projects until new units in the receiving project are
2 available for occupancy.

3 (6) The Secretary determines that the transfer
4 is in the best interest of the tenants.

5 (7) If either the transferring project or the re-
6 ceiving project or projects meets the condition speci-
7 fied in subsection (d)(2)(A), any lien on the receiv-
8 ing project resulting from additional financing ob-
9 tained by the owner shall be subordinate to any
10 FHA-insured mortgage lien transferred to, or placed
11 on, such project by the Secretary, except that the
12 Secretary may waive this requirement upon deter-
13 mination that such a waiver is necessary to facilitate
14 the financing of acquisition, construction, and/or re-
15 habilitation of the receiving project or projects.

16 (8) If the transferring project meets the re-
17 quirements of subsection (d)(2), the owner or mort-
18 gator of the receiving project or projects shall exe-
19 cute and record either a continuation of the existing
20 use agreement or a new use agreement for the
21 project, in either case, any use restrictions in such
22 agreement are of no lesser duration than the exist-
23 ing use restrictions.

24 (9) The transfer does not increase the cost (as
25 defined in section 502 of the Congressional Budget

1 Act of 1974 (2 U.S.C. 661a)) of any FHA-insured
2 mortgage, except to the extent that appropriations
3 are provided in advance for the amount of any such
4 increased cost.

5 (d) For purposes of this section—

6 (1) the terms “low-income” and “very low-in-
7 come” shall have the meanings provided by the stat-
8 ute and/or regulations governing the program under
9 which the project is insured or assisted;

10 (2) the term “multifamily housing project”
11 means—

12 (A) housing that is subject to a mortgage
13 insured under the National Housing Act;

14 (B) housing that has project-based assist-
15 ance attached to the structure including
16 projects undergoing mark to market debt re-
17 structuring under the Multifamily Assisted
18 Housing Reform and Affordability Housing Act;

19 (C) housing that is assisted under section
20 202 of the Housing Act of 1959 (12 U.S.C.
21 1701q);

22 (D) housing that is assisted under section
23 202 of the Housing Act of 1959 (12 U.S.C.
24 1701q), as such section existed before the en-

1 actment of the Cranston-Gonzales National Af-
2 fordable Housing Act;

3 (E) housing that is assisted under section
4 811 of the Cranston-Gonzales National Afford-
5 able Housing Act (42 U.S.C. 8013); or

6 (F) housing or vacant land that is subject
7 to a use agreement;

8 (3) the term “project-based assistance”
9 means—

10 (A) assistance provided under section 8(b)
11 of the United States Housing Act of 1937 (42
12 U.S.C. 1437f(b));

13 (B) assistance for housing constructed or
14 substantially rehabilitated pursuant to assist-
15 ance provided under section 8(b)(2) of such Act
16 (as such section existed immediately before Oc-
17 tober 1, 1983);

18 (C) rent supplement payments under sec-
19 tion 101 of the Housing and Urban Develop-
20 ment Act of 1965 (12 U.S.C. 1701s);

21 (D) interest reduction payments under sec-
22 tion 236 and/or additional assistance payments
23 under section 236(f)(2) of the National Hous-
24 ing Act (12 U.S.C. 1715z–(f)(2));

1 (E) assistance payments made under sec-
2 tion 202(c)(2) of the Housing Act of 1959 (12
3 U.S.C. 1701q(c)(2)); and

4 (F) assistance payments made under sec-
5 tion 811(d)(2) of the Cranston-Gonzalez Na-
6 tional Affordable Housing Act (42 U.S.C.
7 8013(d)(2));

8 (4) the term “receiving project or projects”
9 means the multifamily housing project or projects to
10 which some or all of the project-based assistance,
11 debt, and statutorily required low-income and very
12 low-income use restrictions are to be transferred;

13 (5) the term “transferring project” means the
14 multifamily housing project which is transferring
15 some or all of the project-based assistance, debt, and
16 the statutorily required low-income and very low-in-
17 come use restrictions to the receiving project or
18 projects; and

19 (6) the term “Secretary” means the Secretary
20 of Housing and Urban Development.

21 (e) RESEARCH REPORT.—The Secretary shall con-
22 duct an evaluation of the transfer authority under this sec-
23 tion, including the effect of such transfers on the oper-
24 ational efficiency, contract rents, physical and financial

1 conditions, and long-term preservation of the affected
2 properties.

3 SEC. 210. (a) No assistance shall be provided under
4 section 8 of the United States Housing Act of 1937 (42
5 U.S.C. 1437f) to any individual who—

6 (1) is enrolled as a student at an institution of
7 higher education (as defined under section 102 of
8 the Higher Education Act of 1965 (20 U.S.C.
9 1002));

10 (2) is under 24 years of age;

11 (3) is not a veteran;

12 (4) is unmarried;

13 (5) does not have a dependent child;

14 (6) is not a person with disabilities, as such
15 term is defined in section 3(b)(3)(E) of the United
16 States Housing Act of 1937 (42 U.S.C.
17 1437a(b)(3)(E)) and was not receiving assistance
18 under such section 8 as of November 30, 2005;

19 (7) is not a youth who left foster care at age
20 14 or older and is at risk of becoming homeless; and

21 (8) is not otherwise individually eligible, or has
22 parents who, individually or jointly, are not eligible,
23 to receive assistance under section 8 of the United
24 States Housing Act of 1937 (42 U.S.C. 1437f).

1 (b) For purposes of determining the eligibility of a
2 person to receive assistance under section 8 of the United
3 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
4 cial assistance (in excess of amounts received for tuition
5 and any other required fees and charges) that an indi-
6 vidual receives under the Higher Education Act of 1965
7 (20 U.S.C. 1001 et seq.), from private sources, or from
8 an institution of higher education (as defined under sec-
9 tion 102 of the Higher Education Act of 1965 (20 U.S.C.
10 1002)), shall be considered income to that individual, ex-
11 cept for a person over the age of 23 with dependent chil-
12 dren.

13 SEC. 211. The funds made available for Native Alas-
14 kans under paragraph (1) under the heading “Native
15 American Programs” in title II of this Act shall be allo-
16 cated to the same Native Alaskan housing block grant re-
17 cipients that received funds in fiscal year 2005, and only
18 such recipients shall be eligible to apply for funds made
19 available under paragraph (3) of such heading.

20 SEC. 212. Notwithstanding any other provision of
21 law, in fiscal year 2021, in managing and disposing of any
22 multifamily property that is owned or has a mortgage held
23 by the Secretary of Housing and Urban Development, and
24 during the process of foreclosure on any property with a
25 contract for rental assistance payments under section 8

1 of the United States Housing Act of 1937 (42 U.S.C.
2 1437f) or any other Federal programs, the Secretary shall
3 maintain any rental assistance payments under section 8
4 of the United States Housing Act of 1937 and other pro-
5 grams that are attached to any dwelling units in the prop-
6 erty. To the extent the Secretary determines, in consulta-
7 tion with the tenants and the local government that such
8 a multifamily property owned or having a mortgage held
9 by the Secretary is not feasible for continued rental assist-
10 ance payments under such section 8 or other programs,
11 based on consideration of (1) the costs of rehabilitating
12 and operating the property and all available Federal,
13 State, and local resources, including rent adjustments
14 under section 524 of the Multifamily Assisted Housing
15 Reform and Affordability Act of 1997 (“MAHRAA”) (42
16 U.S.C. 1437f note), and (2) environmental conditions that
17 cannot be remedied in a cost-effective fashion, the Sec-
18 retary may, in consultation with the tenants of that prop-
19 erty, contract for project-based rental assistance payments
20 with an owner or owners of other existing housing prop-
21 erties, or provide other rental assistance. The Secretary
22 shall also take appropriate steps to ensure that project-
23 based contracts remain in effect prior to foreclosure, sub-
24 ject to the exercise of contractual abatement remedies to
25 assist relocation of tenants for imminent major threats to

1 health and safety after written notice to and informed con-
2 sent of the affected tenants and use of other available rem-
3 edies, such as partial abatements or receivership. After
4 disposition of any multifamily property described in this
5 section, the contract and allowable rent levels on such
6 properties shall be subject to the requirements under sec-
7 tion 524 of MAHRAA.

8 SEC. 213. Public housing agencies that own and oper-
9 ate 400 or fewer public housing units may elect to be ex-
10 empt from any asset management requirement imposed by
11 the Secretary in connection with the operating fund rule:
12 *Provided*, That an agency seeking a discontinuance of a
13 reduction of subsidy under the operating fund formula
14 shall not be exempt from asset management requirements.

15 SEC. 214. With respect to the use of amounts pro-
16 vided in this Act and in future Acts for the operation, cap-
17 ital improvement, and management of public housing as
18 authorized by sections 9(d) and 9(e) of the United States
19 Housing Act of 1937 (42 U.S.C. 1437g(d),(e)), the Sec-
20 retary shall not impose any requirement or guideline relat-
21 ing to asset management that restricts or limits in any
22 way the use of capital funds for central office costs pursu-
23 ant to paragraph (1) or (2) of section 9(g) of the United
24 States Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)):
25 *Provided*, That a public housing agency may not use cap-

1 ital funds authorized under section 9(d) for activities that
2 are eligible under section 9(e) for assistance with amounts
3 from the operating fund in excess of the amounts per-
4 mitted under paragraph (1) or (2) of section 9(g).

5 SEC. 215. No official or employee of the Department
6 of Housing and Urban Development shall be designated
7 as an allotment holder unless the Office of the Chief Fi-
8 nancial Officer has determined that such allotment holder
9 has implemented an adequate system of funds control and
10 has received training in funds control procedures and di-
11 rectives. The Chief Financial Officer shall ensure that
12 there is a trained allotment holder for each HUD appro-
13 priation under the accounts “Executive Offices”, “Admin-
14 istrative Support Offices”, “Program Offices”, “Govern-
15 ment National Mortgage Association—Guarantees of
16 Mortgage-Backed Securities Loan Guarantee Program
17 Account”, and “Office of Inspector General” within the
18 Department of Housing and Urban Development.

19 SEC. 216. The Secretary shall, for fiscal year 2021,
20 notify the public through the Federal Register and other
21 means, as determined appropriate, of the issuance of a no-
22 tice of the availability of assistance or notice of funding
23 availability (NOFA) for any program or discretionary
24 fund administered by the Secretary that is to be competi-
25 tively awarded. Notwithstanding any other provision of

1 law, for fiscal year 2021, the Secretary may make the
2 NOFA available only on the Internet at the appropriate
3 Government website or through other electronic media, as
4 determined by the Secretary.

5 SEC. 217. Payment of attorney fees in program-re-
6 lated litigation shall be paid from the individual program
7 office and Office of General Counsel salaries and expenses
8 appropriations. The annual budget submission for the pro-
9 gram offices and the Office of General Counsel shall in-
10 clude any such projected litigation costs for attorney fees
11 as a separate line item request.

12 SEC. 218. (a)(1) Except as provided in paragraph
13 (2), the Secretary may transfer up to 10 percent or
14 \$5,000,000, whichever is less, of funds appropriated for
15 any office under the headings “Administrative Support
16 Offices” or “Program Offices” to any other such office
17 under such heading: *Provided*, That no appropriation for
18 any such office or account shall be increased or decreased
19 by more than 10 percent or \$5,000,000, whichever is less,
20 without prior written approval of the House and Senate
21 Committees on Appropriations: *Provided further*, That the
22 Secretary shall provide notification to such Committees
23 not less than 3 business days in advance of any such
24 transfers under this section up to 10 percent or
25 \$5,000,000, whichever is less.

1 (2) The authority under paragraph (1) to transfer
2 funds shall not apply to the Office of Fair Housing and
3 Equal Opportunity, the Office of Lead Hazard Control
4 and Healthy Homes, or the Office of Departmental Equal
5 Employment Opportunity.

6 (b) The Secretary is authorized to transfer up to 10
7 percent of funds appropriated for any office under the
8 headings “Administrative Support Offices” or “Program
9 Offices” to the Office of Fair Housing and Equal Oppor-
10 tunity, the Office of Lead Hazard Control and Healthy
11 Homes, or the Office of Departmental Equal Employment
12 Opportunity: *Provided*, That no amounts may be trans-
13 ferred pursuant to this subparagraph unless the Secretary
14 shall provide notification to such Committees not less 3
15 business days in advance of any such transfers under this
16 subsection.

17 SEC. 219. (a) Any entity receiving housing assistance
18 payments shall maintain decent, safe, and sanitary condi-
19 tions, as determined by the Secretary, and comply with
20 any standards under applicable State or local laws, rules,
21 ordinances, or regulations relating to the physical condi-
22 tion of any property covered under a housing assistance
23 payment contract.

24 (b) The Secretary shall take action under subsection
25 (c) when a multifamily housing project with a contract

1 under section 8 of the United States Housing Act of 1937
2 (42 U.S.C. 1437f) or a contract for similar project-based
3 assistance—

4 (1) receives a Uniform Physical Condition
5 Standards (UPCS) score of 60 or less; or

6 (2) fails to certify in writing to the Secretary
7 within 3 days that all Exigent Health and Safety de-
8 ficiencies identified by the inspector at the project
9 have been corrected.

10 Such requirements shall apply to insured and noninsured
11 projects with assistance attached to the units under sec-
12 tion 8 of the United States Housing Act of 1937 (42
13 U.S.C. 1437f), but shall not apply to such units assisted
14 under section 8(o)(13) of such Act (42 U.S.C.
15 1437f(o)(13)) or to public housing units assisted with cap-
16 ital or operating funds under section 9 of the United
17 States Housing Act of 1937 (42 U.S.C. 1437g).

18 (c)(1) Within 15 days of the issuance of the Real Es-
19 tate Assessment Center (“REAC”) inspection, the Sec-
20 retary shall provide the owner with a Notice of Default
21 with a specified timetable, determined by the Secretary,
22 for correcting all deficiencies. The Secretary shall provide
23 a copy of the Notice of Default to the tenants, the local
24 government, any mortgagees, and any contract adminis-
25 trator. If the owner’s appeal results in a UPCS score of

1 60 or above, the Secretary may withdraw the Notice of
2 Default.

3 (2) At the end of the time period for correcting all
4 deficiencies specified in the Notice of Default, if the owner
5 fails to fully correct such deficiencies, the Secretary may—

6 (A) require immediate replacement of project
7 management with a management agent approved by
8 the Secretary;

9 (B) impose civil money penalties, which shall be
10 used solely for the purpose of supporting safe and
11 sanitary conditions at applicable properties, as des-
12 ignated by the Secretary, with priority given to the
13 tenants of the property affected by the penalty;

14 (C) abate the section 8 contract, including par-
15 tial abatement, as determined by the Secretary, until
16 all deficiencies have been corrected;

17 (D) pursue transfer of the project to an owner,
18 approved by the Secretary under established proce-
19 dures, who will be obligated to promptly make all re-
20 quired repairs and to accept renewal of the assist-
21 ance contract if such renewal is offered;

22 (E) transfer the existing section 8 contract to
23 another project or projects and owner or owners;

24 (F) pursue exclusionary sanctions, including
25 suspensions or debarments from Federal programs;

1 (G) seek judicial appointment of a receiver to
2 manage the property and cure all project deficiencies
3 or seek a judicial order of specific performance re-
4 quiring the owner to cure all project deficiencies;

5 (H) work with the owner, lender, or other re-
6 lated party to stabilize the property in an attempt
7 to preserve the property through compliance, trans-
8 fer of ownership, or an infusion of capital provided
9 by a third-party that requires time to effectuate; or

10 (I) take any other regulatory or contractual
11 remedies available as deemed necessary and appro-
12 priate by the Secretary.

13 (d) The Secretary shall take appropriate steps to en-
14 sure that project-based contracts remain in effect, subject
15 to the exercise of contractual abatement remedies to assist
16 relocation of tenants for major threats to health and safety
17 after written notice to the affected tenants. To the extent
18 the Secretary determines, in consultation with the tenants
19 and the local government, that the property is not feasible
20 for continued rental assistance payments under such sec-
21 tion 8 or other programs, based on consideration of—

22 (1) the costs of rehabilitating and operating the
23 property and all available Federal, State, and local
24 resources, including rent adjustments under section

1 524 of the Multifamily Assisted Housing Reform
2 and Affordability Act of 1997 (“MAHRAA”); and

3 (2) environmental conditions that cannot be
4 remedied in a cost-effective fashion, the Secretary
5 may contract for project-based rental assistance pay-
6 ments with an owner or owners of other existing
7 housing properties, or provide other rental assist-
8 ance.

9 (e) The Secretary shall report quarterly on all prop-
10 erties covered by this section that are assessed through
11 the Real Estate Assessment Center and have UPCS phys-
12 ical inspection scores of less than 60 or have received an
13 unsatisfactory management and occupancy review within
14 the past 36 months. The report shall include—

15 (1) identification of the enforcement actions
16 being taken to address such conditions, including
17 imposition of civil money penalties and termination
18 of subsidies, and identification of properties that
19 have such conditions multiple times;

20 (2) identification of actions that the Depart-
21 ment of Housing and Urban Development is taking
22 to protect tenants of such identified properties; and

23 (3) any administrative or legislative rec-
24 ommendations to further improve the living condi-

1 tions at properties covered under a housing assist-
2 ance payment contract.

3 This report shall be submitted to the Senate and House
4 Committees on Appropriations not later than 30 days
5 after the enactment of this Act, and on the first business
6 day of each Federal fiscal year quarter thereafter while
7 this section remains in effect.

8 SEC. 220. None of the funds made available by this
9 Act, or any other Act, for purposes authorized under sec-
10 tion 8 (only with respect to the tenant-based rental assist-
11 ance program) and section 9 of the United States Housing
12 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
13 any public housing agency for any amount of salary, in-
14 cluding bonuses, for the chief executive officer of which,
15 or any other official or employee of which, that exceeds
16 the annual rate of basic pay payable for a position at level
17 IV of the Executive Schedule at any time during any pub-
18 lic housing agency fiscal year 2021.

19 SEC. 221. None of the funds made available by this
20 Act and provided to the Department of Housing and
21 Urban Development may be used to make a grant award
22 unless the Secretary notifies the House and Senate Com-
23 mittees on Appropriations not less than 3 full business
24 days before any project, State, locality, housing authority,
25 Tribe, nonprofit organization, or other entity selected to

1 receive a grant award is announced by the Department
2 or its offices.

3 SEC. 222. None of the funds made available by this
4 Act may be used to require or enforce the Physical Needs
5 Assessment (PNA).

6 SEC. 223. None of the funds made available by this
7 Act shall be used by the Federal Housing Administration,
8 the Government National Mortgage Administration, or the
9 Department of Housing and Urban Development to in-
10 sure, securitize, or establish a Federal guarantee of any
11 mortgage or mortgage backed security that refinances or
12 otherwise replaces a mortgage that has been subject to
13 eminent domain condemnation or seizure, by a State, mu-
14 nicipality, or any other political subdivision of a State.

15 SEC. 224. None of the funds made available by this
16 Act may be used to terminate the status of a unit of gen-
17 eral local government as a metropolitan city (as defined
18 in section 102 of the Housing and Community Develop-
19 ment Act of 1974 (42 U.S.C. 5302)) with respect to
20 grants under section 106 of such Act (42 U.S.C. 5306).

21 SEC. 225. Amounts made available by this Act that
22 are appropriated, allocated, advanced on a reimbursable
23 basis, or transferred to the Office of Policy Development
24 and Research of the Department of Housing and Urban
25 Development and functions thereof, for research, evalua-

1 tion, or statistical purposes, and that are unexpended at
2 the time of completion of a contract, grant, or cooperative
3 agreement, may be deobligated and shall immediately be-
4 come available and may be reobligated in that fiscal year
5 or the subsequent fiscal year for the research, evaluation,
6 or statistical purposes for which the amounts are made
7 available to that Office subject to reprogramming require-
8 ments in section 405 of this Act.

9 SEC. 226. Funds made available by this title under
10 the heading “Homeless Assistance Grants” may be used
11 by the Secretary to participate in Performance Partner-
12 ship Pilots authorized under section 526 of division H of
13 Public Law 113–76 (42 U.S.C. 12301 note), section 524
14 of division G of Public Law 113–235, section 525 of divi-
15 sion H of Public Law 114–113, section 525 of division
16 H of Public Law 115–31, section 525 of division H of
17 Public Law 115–141, section 524 of division B of Public
18 Law 115–245, and such authorities as are enacted for
19 Performance Partnership Pilots in an appropriations Act
20 for fiscal year 2021: *Provided*, That such participation
21 shall be limited to not more than 10 continuums of care
22 and housing activities to improve outcomes for discon-
23 nected youth.

24 SEC. 227. In this fiscal year and in each fiscal year
25 thereafter, with respect to grant amounts awarded for the

1 Continuum of Care (CoC) program authorized under sub-
2 title C of title IV of the McKinney-Vento Homeless Assist-
3 ance Act (42 U.S.C. 11381 et seq.) with amounts made
4 available under the heading “Homeless Assistance
5 Grants”, costs paid by program income of grant recipients
6 may be counted toward meeting the recipient’s matching
7 requirements, provided the costs are eligible CoC costs
8 that supplement the recipient’s CoC program.

9 SEC. 228. (a) In this fiscal year and in each fiscal
10 year thereafter, from amounts made available by this title
11 under the heading “Homeless Assistance Grants”, the
12 Secretary may award 1-year transition grants to recipients
13 of funds for activities under subtitle C of the McKinney-
14 Vento Homeless Assistance Act (42 U.S.C. 11381 et seq.)
15 to transition from one Continuum of Care program compo-
16 nent to another.

17 (b) To be eligible to receive a transition grant under
18 subsection (a), the funding recipient shall have the consent
19 of the Continuum of Care and meet such standards as
20 the Secretary may establish.

21 SEC. 229. None of the funds made available by this
22 Act may be used by the Department of Housing and
23 Urban Development to direct a grantee to undertake spe-
24 cific changes to existing zoning laws as part of carrying
25 out the final rule entitled “Affirmatively Furthering Fair

1 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the
2 notice entitled “Affirmatively Furthering Fair Housing
3 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
4 2014)).

5 SEC. 230. The Promise Zone designations and Prom-
6 ise Zone Designation Agreements entered into pursuant
7 to such designations, made by the Secretary in prior fiscal
8 years, shall remain in effect in accordance with the terms
9 and conditions of such agreements.

10 SEC. 231. None of the funds made available by this
11 Act may be used to establish and apply review criteria,
12 including rating factors or preference points, for participa-
13 tion in or coordination with EnVision Centers, in the eval-
14 uation, selection, and award of any funds made available
15 and requiring competitive selection under this Act, except
16 with respect to any such funds otherwise authorized for
17 EnVision Center purposes under this Act.

18 SEC. 232. None of the funds made available by this
19 or any prior Act may be used to require or enforce any
20 changes to the terms and conditions of the public housing
21 annual contributions contract between the Secretary and
22 any public housing agency, as such contract was in effect
23 as of December 31, 2017, unless such changes are mutu-
24 ally agreed upon by the Secretary and such agency: *Pro-*
25 *vided*, That such agreement by an agency may be indi-

1 cated only by a written amendment to the terms and con-
2 ditions containing the duly authorized signature of its
3 chief executive: *Provided further*, That the Secretary may
4 not withhold funds to compel such agreement by an agen-
5 cy which certifies to its compliance with its contract.

6 SEC. 233. Any public housing agency designated as
7 a Moving to Work agency pursuant to section 239 of divi-
8 sion L of Public Law 114–113 (42 U.S.C. 1437f note;
9 129 Stat. 2897) may, upon such designation, use funds
10 (except for special purpose funding, including special pur-
11 pose vouchers) previously allocated to any such public
12 housing agency under section 8 or 9 of the United States
13 Housing Act of 1937, including any reserve funds held by
14 the public housing agency or funds held by the Depart-
15 ment of Housing and Urban Development, pursuant to the
16 authority for use of section 8 or 9 funding provided under
17 such section and section 204 of title II of the Departments
18 of Veterans Affairs and Housing and Urban Development
19 and Independent Agencies Appropriations Act, 1996
20 (Public Law 104–134; 110 Stat. 1321-28), notwith-
21 standing the purposes for which such funds were appro-
22 priated.

23 SEC. 234. None of the amounts made available by
24 this Act, by Public Law 116–94, or by Public Law 116–
25 6 may be used to prohibit any public housing agency under

1 receivership or the direction of a Federal monitor from
2 applying for, receiving, or using funds made available
3 under the heading “Public Housing Capital Fund” for
4 competitive grants to evaluate and reduce lead-based paint
5 hazards in this Act or that remain available and not
6 awarded from prior Acts, or be used to prohibit a public
7 housing agency from using such funds to carry out any
8 required work pursuant to a settlement agreement, con-
9 sent decree, voluntary agreement, or similar document for
10 a violation of the Lead Safe Housing or Lead Disclosure
11 Rules.

12 SEC. 235. None of the funds made available to the
13 Department of Housing and Urban Development by this
14 or any other Act may be used to implement, administer,
15 enforce, or in any way make effective the proposed rule
16 entitled “Making Admission or Placement Determinations
17 Based on Sex in Facilities Under Community Planning
18 and Development Housing Programs”, transmitted to
19 Congress for review by the Department of Housing and
20 Urban Development on June 12, 2020 (Docket No. FR–
21 6152–P–01), or any final rule based substantially on such
22 proposed rule.

23 SEC. 236. Notwithstanding any other provision of
24 law, the notice issued by the Department of Housing and
25 Urban Development on February 20, 2015, and entitled

1 “Appropriate Placement for Transgender Persons in Sin-
2 gle-Sex Emergency Shelters and Other Facilities” (Notice
3 CPD–15–02) shall have the force and effect of law.

4 SEC. 237. None of the funds made available to the
5 Department of Housing and Urban Development by this
6 or any other Act may be used to implement, administer,
7 enforce, or in any way make effective the proposed rule
8 entitled “Housing and Community Development Act of
9 1980: Verification of Eligible Status”, issued by the De-
10 partment of Housing and Urban Development on May 10,
11 2019 (Docket No. FR–6124–P–01), or any final rule
12 based substantially on such proposed rule.

13 SEC. 238. There are hereby rescinded, from funds ap-
14 propriated under the heading “Department of Housing
15 and Urban Development—Housing Programs—Rental
16 Housing Assistance”—

17 (a) all unobligated balances from recaptured amounts
18 appropriated prior to fiscal year 2006 from terminated
19 contracts under section 236(f)(2) of the National Housing
20 Act (12 U.S.C. 1715z–1(f)(2)), and any unobligated bal-
21 ances, including recaptures and carryover, remaining from
22 funds appropriated under such heading after fiscal year
23 2005; and

24 (b) any funds remaining from amounts appropriated
25 under such heading in the prior fiscal year.

1 SEC. 239. (a) Amounts made available under the
2 heading “Department of Housing and Urban Develop-
3 ment—Community Planning and Development—Commu-
4 nity Development Fund” in chapter 9 of title X of the
5 Disaster Relief Appropriations Act, 2013 (Public Law
6 113–2, division A; 127 Stat. 36) shall remain available
7 through September 30, 2025 for the liquidation of valid
8 obligations of such funding.

9 (b) Notwithstanding any other provision of law, in the
10 case of any grantee of funds referred to in subsection (a)
11 of this section that provides assistance that duplicates
12 benefits available to a person for the same purpose from
13 another source, the grantee itself shall—

14 (1) be subject to remedies for noncompliance; or

15 (2) bear responsibility for absorbing such cost
16 of duplicative benefits and returning an amount
17 equal to any duplicative benefits paid to the grant-
18 ee’s funds available for use under such heading, un-
19 less the Secretary, upon the request of a grantee
20 issues a public determination by publication in the
21 Federal Register that it is not in the best interest
22 of the Federal Government to pursue such remedies.

23 (c) Notwithstanding any other provision of law, any
24 grantee of funds referred to in subsection (a) of this sec-
25 tion may request a waiver from the Secretary of Housing

1 and Urban Development of any recoupment by the Sec-
2 retary of such funds for amounts owed by persons who
3 have received such assistance from such funds and who
4 have been defrauded, or after receiving assistance, have
5 filed for bankruptcy, gone through a foreclosure procedure
6 on property that received such assistance, or are deceased.
7 If the grantee self-certifies to the Secretary in such re-
8 quest that it has verified that the individual conditions of
9 each person it is requesting a waiver for meets one of the
10 conditions specified in the preceding sentence, the Sec-
11 retary may grant such waivers on the basis of grantee self-
12 certification, issue a public determination by publication
13 in the Federal Register that it is not in the best interest
14 of the Federal Government to pursue such recoupment,
15 and may conduct oversight to verify grantee self-certifi-
16 cation and subject the grantee to remedies for noncompli-
17 ance for any amounts that have not met such require-
18 ments.

19 (d) Amounts repurposed pursuant to this section that
20 were previously designated by the Congress as an emer-
21 gency requirement pursuant to the Balanced Budget and
22 Emergency Deficit Control Act of 1985 are designated by
23 the Congress as an emergency requirement pursuant to
24 section 251(b)(2)(A)(i) of the Balanced Budget and
25 Emergency Deficit Control Act of 1985.

1 NATIONAL RAILROAD PASSENGER CORPORATION
2 OFFICE OF INSPECTOR GENERAL
3 SALARIES AND EXPENSES

4 For necessary expenses of the Office of Inspector
5 General for the National Railroad Passenger Corporation
6 to carry out the provisions of the Inspector General Act
7 of 1978 (5 U.S.C. App. 3), \$26,248,000: *Provided*, That
8 the Inspector General shall have all necessary authority,
9 in carrying out the duties specified in such Act, to inves-
10 tigate allegations of fraud, including false statements to
11 the Government under section 1001 of title 18, United
12 States Code, by any person or entity that is subject to
13 regulation by the National Railroad Passenger Corpora-
14 tion: *Provided further*, That the Inspector General may
15 enter into contracts and other arrangements for audits,
16 studies, analyses, and other services with public agencies
17 and with private persons, subject to the applicable laws
18 and regulations that govern the obtaining of such services
19 within the National Railroad Passenger Corporation: *Pro-*
20 *vided further*, That the Inspector General may select, ap-
21 point, and employ such officers and employees as may be
22 necessary for carrying out the functions, powers, and du-
23 ties of the Office of Inspector General, subject to the appli-
24 cable laws and regulations that govern such selections, ap-
25 pointments, and employment within the National Railroad

1 Passenger Corporation: *Provided further*, That concurrent
2 with the President's budget request for fiscal year 2022,
3 the Inspector General shall submit to the House and Sen-
4 ate Committees on Appropriations a budget request for
5 fiscal year 2022 in similar format and substance to budget
6 requests submitted by executive agencies of the Federal
7 Government.

8 NATIONAL TRANSPORTATION SAFETY BOARD

9 SALARIES AND EXPENSES

10 For necessary expenses of the National Transpor-
11 tation Safety Board, including hire of passenger motor ve-
12 hicles and aircraft; services as authorized by 5 U.S.C.
13 3109, but at rates for individuals not to exceed the per
14 diem rate equivalent to the rate for a GS-15; uniforms,
15 or allowances therefor, as authorized by law (5 U.S.C.
16 5901-5902), \$118,400,000, of which not to exceed \$2,000
17 may be used for official reception and representation ex-
18 penses. The amounts made available to the National
19 Transportation Safety Board in this Act include amounts
20 necessary to make lease payments on an obligation in-
21 curred in fiscal year 2001 for a capital lease.

1 NEIGHBORHOOD REINVESTMENT CORPORATION
2 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
3 CORPORATION

4 For payment to the Neighborhood Reinvestment Cor-
5 poration for use in neighborhood reinvestment activities,
6 as authorized by the Neighborhood Reinvestment Corpora-
7 tion Act (42 U.S.C. 8101–8107), \$208,500,000, of which
8 \$5,000,000 shall be for a multi-family rental housing pro-
9 gram: *Provided*, That of the total amount made available
10 under this heading, \$25,000,000 shall be for competitive
11 grants to: redevelop abandoned or distressed properties;
12 provide homeownership and financing assistance to house-
13 holds with income of not more than 120 percent of the
14 area median income; purchase properties that are aban-
15 doned or distressed to sell, rent, or redevelop; establish
16 or operate land banks to acquire, redevelop, or sell prop-
17 erties that are abandoned or distressed; demolish aban-
18 doned or distressed structures, as part of a redevelopment
19 effort to increase affordable rental and owner-occupied
20 housing; or engage in community development activities
21 in areas with high rates of abandoned or distressed prop-
22 erties.

1 SURFACE TRANSPORTATION BOARD

2 SALARIES AND EXPENSES

3 For necessary expenses of the Surface Transpor-
4 tation Board, including services authorized by section
5 3109 of title 5, United States Code, \$37,500,000: *Pro-*
6 *vided*, That, notwithstanding any other provision of law,
7 not to exceed \$1,250,000 from fees established by the Sur-
8 face Transportation Board shall be credited to this appro-
9 priation as offsetting collections and used for necessary
10 and authorized expenses under this heading: *Provided fur-*
11 *ther*, That the amounts made available under this heading
12 from the general fund shall be reduced on a dollar-for-
13 dollar basis as such offsetting collections are received dur-
14 ing fiscal year 2021, to result in a final appropriation from
15 the general fund estimated at not more than \$36,250,000.

16 UNITED STATES INTERAGENCY COUNCIL ON

17 HOMELESSNESS

18 OPERATING EXPENSES

19 For necessary expenses (including payment of sala-
20 ries, authorized travel, hire of passenger motor vehicles,
21 and rental of conference rooms) of the United States
22 Interagency Council on Homelessness in carrying out the
23 functions pursuant to title II of the McKinney-Vento
24 Homeless Assistance Act (42 U.S.C. 11311 et. seq.), as
25 amended, \$3,800,000, to remain available until September

1 30, 2022: *Provided*, That not more than \$15,000 may be
2 used for travel expenses by the Executive Director: *Pro-*
3 *vided further*, That the Executive Director may not engage
4 in any official travel except for travel paid out of such
5 amounts: *Provided further*, That no funds may be used
6 to promote homelessness interventions unless those inter-
7 ventions include support for evidence-based interventions
8 including the Housing First model and Permanent Sup-
9 portive Housing.

10

TITLE IV

11

GENERAL PROVISIONS—THIS ACT

12 SEC. 401. None of the funds in this Act shall be used
13 for the planning or execution of any program to pay the
14 expenses of, or otherwise compensate, non-Federal parties
15 intervening in regulatory or adjudicatory proceedings
16 funded in this Act.

17 SEC. 402. None of the funds appropriated in this Act
18 shall remain available for obligation beyond the current
19 fiscal year, nor may any be transferred to other appropria-
20 tions, unless expressly so provided herein.

21 SEC. 403. The expenditure of any appropriation
22 under this Act for any consulting service through a pro-
23 curement contract pursuant to section 3109 of title 5,
24 United States Code, shall be limited to those contracts
25 where such expenditures are a matter of public record and

1 available for public inspection, except where otherwise pro-
2 vided under existing law, or under existing Executive order
3 issued pursuant to existing law.

4 SEC. 404. (a) None of the funds made available in
5 this Act may be obligated or expended for any employee
6 training that—

7 (1) does not meet identified needs for knowl-
8 edge, skills, and abilities bearing directly upon the
9 performance of official duties;

10 (2) contains elements likely to induce high lev-
11 els of emotional response or psychological stress in
12 some participants;

13 (3) does not require prior employee notification
14 of the content and methods to be used in the train-
15 ing and written end of course evaluation;

16 (4) contains any methods or content associated
17 with religious or quasi-religious belief systems or
18 “new age” belief systems as defined in Equal Em-
19 ployment Opportunity Commission Notice N-
20 915.022, dated September 2, 1988; or

21 (5) is offensive to, or designed to change, par-
22 ticipants’ personal values or lifestyle outside the
23 workplace.

1 (b) Nothing in this section shall prohibit, restrict, or
2 otherwise preclude an agency from conducting training
3 bearing directly upon the performance of official duties.

4 SEC. 405. Except as otherwise provided in this Act,
5 none of the funds provided in this Act, provided by pre-
6 vious appropriations Acts to the agencies or entities fund-
7 ed in this Act that remain available for obligation or ex-
8 penditure in fiscal year 2021, or provided from any ac-
9 counts in the Treasury derived by the collection of fees
10 and available to the agencies funded by this Act, shall be
11 available for obligation or expenditure through a re-
12 programming of funds that—

13 (1) creates a new program;

14 (2) eliminates a program, project, or activity;

15 (3) increases funds or personnel for any pro-
16 gram, project, or activity for which funds have been
17 denied or restricted by the Congress;

18 (4) proposes to use funds directed for a specific
19 activity by either the House or Senate Committees
20 on Appropriations for a different purpose;

21 (5) augments existing programs, projects, or ac-
22 tivities in excess of \$5,000,000 or 10 percent, which-
23 ever is less;

1 (6) reduces existing programs, projects, or ac-
2 tivities by \$5,000,000 or 10 percent, whichever is
3 less; or

4 (7) creates, reorganizes, or restructures a
5 branch, division, office, bureau, board, commission,
6 agency, administration, or department different from
7 the budget justifications submitted to the Commit-
8 tees on Appropriations or the table accompanying
9 the report accompanying this Act, whichever is more
10 detailed, unless prior approval is received from the
11 House and Senate Committees on Appropriations:
12 *Provided*, That not later than 60 days after the date
13 of enactment of this Act, each agency funded by this
14 Act shall submit a report to the Committees on Ap-
15 propriations of the Senate and of the House of Rep-
16 resentatives to establish the baseline for application
17 of reprogramming and transfer authorities for the
18 current fiscal year: *Provided further*, That the report
19 shall include—

20 (A) a table for each appropriation with a
21 separate column to display the prior year en-
22 acted level, the President's budget request, ad-
23 justments made by Congress, adjustments due
24 to enacted rescissions, if appropriate, and the
25 fiscal year enacted level;

1 (B) a delineation in the table for each ap-
2 propriation and its respective prior year enacted
3 level by object class and program, project, and
4 activity as detailed in this Act, the table accom-
5 panying the report accompanying this Act, ac-
6 companying reports of the House and Senate
7 Committee on Appropriations, or in the budget
8 appendix for the respective appropriations,
9 whichever is more detailed, and shall apply to
10 all items for which a dollar amount is specified
11 and to all programs for which new budget
12 (obligational) authority is provided, as well as
13 to discretionary grants and discretionary grant
14 allocations; and

15 (C) an identification of items of special
16 congressional interest.

17 SEC. 406. Except as otherwise specifically provided
18 by law, not to exceed 50 percent of unobligated balances
19 remaining available at the end of fiscal year 2021 from
20 appropriations made available for salaries and expenses
21 for fiscal year 2021 in this Act, shall remain available
22 through September 30, 2022, for each such account for
23 the purposes authorized: *Provided*, That a request shall
24 be submitted to the House and Senate Committees on Ap-
25 propriations for approval prior to the expenditure of such

1 funds: *Provided further*, That these requests shall be made
2 in compliance with reprogramming guidelines under sec-
3 tion 405 of this Act.

4 SEC. 407. No funds in this Act may be used to sup-
5 port any Federal, State, or local projects that seek to use
6 the power of eminent domain, unless eminent domain is
7 employed only for a public use: *Provided*, That for pur-
8 poses of this section, public use shall not be construed to
9 include economic development that primarily benefits pri-
10 vate entities: *Provided further*, That any use of funds for
11 mass transit, railroad, airport, seaport or highway
12 projects, as well as utility projects which benefit or serve
13 the general public (including energy-related, communica-
14 tion-related, water-related and wastewater-related infra-
15 structure), other structures designated for use by the gen-
16 eral public or which have other common-carrier or public-
17 utility functions that serve the general public and are sub-
18 ject to regulation and oversight by the government, and
19 projects for the removal of an immediate threat to public
20 health and safety or brownfields as defined in the Small
21 Business Liability Relief and Brownfields Revitalization
22 Act (Public Law 107–118) shall be considered a public
23 use for purposes of eminent domain.

24 SEC. 408. None of the funds made available in this
25 Act may be transferred to any department, agency, or in-

1 strumentality of the United States Government, except
2 pursuant to a transfer made by, or transfer authority pro-
3 vided in, this Act or any other appropriations Act.

4 SEC. 409. No part of any appropriation contained in
5 this Act shall be available to pay the salary for any person
6 filling a position, other than a temporary position, for-
7 merly held by an employee who has left to enter the Armed
8 Forces of the United States and has satisfactorily com-
9 pleted his or her period of active military or naval service,
10 and has within 90 days after his or her release from such
11 service or from hospitalization continuing after discharge
12 for a period of not more than 1 year, made application
13 for restoration to his or her former position and has been
14 certified by the Office of Personnel Management as still
15 qualified to perform the duties of his or her former posi-
16 tion and has not been restored thereto.

17 SEC. 410. No funds appropriated pursuant to this
18 Act may be expended by an entity unless the entity agrees
19 that in expending the assistance the entity will comply
20 with sections 2 through 4 of the Act of March 3, 1933
21 (41 U.S.C. 8301–8305, popularly known as the “Buy
22 American Act”).

23 SEC. 411. No funds appropriated or otherwise made
24 available under this Act shall be made available to any

1 person or entity that has been convicted of violating the
2 Buy American Act (41 U.S.C. 8301–8305).

3 SEC. 412. None of the funds made available in this
4 Act may be used for first-class airline accommodations in
5 contravention of sections 301–10.122 and 301–10.123 of
6 title 41, Code of Federal Regulations.

7 SEC. 413. (a) None of the funds made available by
8 this Act may be used to approve a new foreign air carrier
9 permit under sections 41301 through 41305 of title 49,
10 United States Code, or exemption application under sec-
11 tion 40109 of that title of an air carrier already holding
12 an air operators certificate issued by a country that is
13 party to the U.S.-E.U.-Iceland-Norway Air Transport
14 Agreement where such approval would contravene United
15 States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-
16 way Air Transport Agreement.

17 (b) Nothing in this section shall prohibit, restrict or
18 otherwise preclude the Secretary of Transportation from
19 granting a foreign air carrier permit or an exemption to
20 such an air carrier where such authorization is consistent
21 with the U.S.-E.U.-Iceland-Norway Air Transport Agree-
22 ment and United States law.

23 SEC. 414. None of the funds made available in this
24 Act may be used to send or otherwise pay for the attend-
25 ance of more than 50 employees of a single agency or de-

1 partment of the United States Government, who are sta-
2 tioned in the United States, at any single international
3 conference unless the relevant Secretary reports to the
4 House and Senate Committees on Appropriations at least
5 5 days in advance that such attendance is important to
6 the national interest: *Provided*, That for purposes of this
7 section the term “international conference” shall mean a
8 conference occurring outside of the United States attended
9 by representatives of the United States Government and
10 of foreign governments, international organizations, or
11 nongovernmental organizations.

12 SEC. 415. None of the funds appropriated or other-
13 wise made available under this Act may be used by the
14 Surface Transportation Board to charge or collect any fil-
15 ing fee for rate or practice complaints filed with the Board
16 in an amount in excess of the amount authorized for dis-
17 trict court civil suit filing fees under section 1914 of title
18 28, United States Code.

19 SEC. 416. None of the funds made available by this
20 Act may be used by the Department of Transportation,
21 the Department of Housing and Urban Development, or
22 any other Federal agency to lease or purchase new light
23 duty vehicles for any executive fleet, or for an agency’s
24 fleet inventory, except in accordance with Presidential

1 Memorandum—Federal Fleet Performance, dated May
2 24, 2011.

3 SEC. 417. (a) None of the funds made available in
4 this Act may be used to maintain or establish a computer
5 network unless such network blocks the viewing,
6 downloading, and exchanging of pornography.

7 (b) Nothing in subsection (a) shall limit the use of
8 funds necessary for any Federal, State, Tribal, or local
9 law enforcement agency or any other entity carrying out
10 criminal investigations, prosecution, or adjudication activi-
11 ties.

12 SEC. 418. (a) None of the funds made available in
13 this Act may be used to deny an Inspector General funded
14 under this Act timely access to any records, documents,
15 or other materials available to the department or agency
16 over which that Inspector General has responsibilities
17 under the Inspector General Act of 1978 (5 U.S.C. App.),
18 or to prevent or impede that Inspector General's access
19 to such records, documents, or other materials, under any
20 provision of law, except a provision of law that expressly
21 refers to the Inspector General and expressly limits the
22 Inspector General's right of access.

23 (b) A department or agency covered by this section
24 shall provide its Inspector General with access to all such

1 records, documents, and other materials in a timely man-
2 ner.

3 (c) Each Inspector General shall ensure compliance
4 with statutory limitations on disclosure relevant to the in-
5 formation provided by the establishment over which that
6 Inspector General has responsibilities under the Inspector
7 General Act of 1978 (5 U.S.C. App.).

8 (d) Each Inspector General covered by this section
9 shall report to the Committees on Appropriations of the
10 House of Representatives and the Senate within 5 cal-
11 endar days any failures to comply with this requirement.

12 SEC. 419. None of the funds appropriated or other-
13 wise made available by this Act may be used to pay award
14 or incentive fees for contractors whose performance has
15 been judged to be below satisfactory, behind schedule, over
16 budget, or has failed to meet the basic requirements of
17 a contract, unless the Agency determines that any such
18 deviations are due to unforeseeable events, government-
19 driven scope changes, or are not significant within the
20 overall scope of the project and/or program unless such
21 awards or incentive fees are consistent with 16.401(e)(2)
22 of the Federal Acquisition Regulations.

23 SEC. 420. None of the funds made available by this
24 Act may be used in contravention of section 2635.702 of
25 title 5, Code of Federal Regulations.

1 SEC. 421. (a) For the duration of the national emer-
2 gency declared by the President under the National Emer-
3 gencies Act (50 U.S.C. 1601 et seq.) related to the pan-
4 demic of SARS-CoV-2 or coronavirus disease 2019
5 (COVID-19), an air carrier operating under part 121 of
6 title 14, Code of Federal Regulations, shall—

7 (1) require each passenger and cabin crew-
8 member to wear a mask or protective face covering
9 while on board an aircraft of the air carrier;

10 (2) require each flight crewmember to wear a
11 mask or protective face covering while on board an
12 aircraft but outside the flight deck;

13 (3) submit to the Administrator of the Federal
14 Aviation Administration a proposal to permit flight
15 crew members of the air carrier to wear a mask or
16 protective face covering while at their stations in the
17 flight deck, including a safety risk assessment with
18 respect to such proposal;

19 (4) provide flight and cabin crewmembers, air-
20 port customer service agents, and other employees
21 whose job responsibilities involve interaction with
22 passengers with masks or protective face coverings,
23 gloves, and hand sanitizer and wipes with sufficient
24 alcohol content;

1 (5) ensure aircraft, including the cockpit and
2 cabin, operated by such carrier are cleaned, dis-
3 infected, and sanitized after each use in accordance
4 with Centers for Disease Control and Prevention
5 guidance;

6 (6) ensure enclosed facilities owned, operated,
7 or used by such air carrier, including facilities used
8 for flight or cabin crewmember training or perform-
9 ance of indoor maintenance, repair, or overhaul
10 work, are cleaned, disinfected, and sanitized fre-
11 quently in accordance with Centers for Disease Con-
12 trol and Prevention guidance;

13 (7) provide air carrier employees whose job re-
14 sponsibilities involve cleaning, disinfecting, and sani-
15 tizing aircraft or enclosed facilities described in
16 paragraphs (5) and (6) with masks or protective
17 face coverings and gloves, and ensure that each con-
18 tractor of the air carrier provides employees of such
19 contractor with such materials; and

20 (8) establish guidelines, or adhere to applicable
21 guidelines, for notifying employees of a confirmed
22 COVID–19 diagnosis of an employee of such air car-
23 rier and for identifying other air carrier employees
24 whom such employee contacted in the 48-hour period
25 before the employee developed symptoms.

1 (b)(1) IN GENERAL.—For the duration of the na-
2 tional emergency declared by the President under the Na-
3 tional Emergencies Act (50 U.S.C. 1601 et seq.) related
4 to the pandemic of SARS-CoV-2 or coronavirus disease
5 (COVID-19), Amtrak shall—

6 (A) require each passenger and employee of
7 Amtrak, including engineers, conductors, and on-
8 board service workers, to wear a mask or other pro-
9 tective face covering while onboard an Amtrak train;

10 (B) take such actions as are reasonable to en-
11 sure passenger compliance with the requirement
12 under subparagraph (A);

13 (C) provide masks or protective face coverings,
14 gloves, and hand sanitizer and sanitizing wipes with
15 sufficient alcohol content to—

16 (i) conductors, engineers, and onboard
17 service workers;

18 (ii) ticket agents, station agents, and red
19 cap agents; and

20 (iii) any other employees whose job respon-
21 sibilities include interaction with passengers;

22 (D) ensure Amtrak trains, including the loco-
23 motive cab and passenger cars, are cleaned, dis-
24 infected, and sanitized frequently in accordance with
25 guidance issued by the Centers for Disease Control

1 and Prevention and ensure that employees whose job
2 responsibilities include such cleaning, disinfecting, or
3 sanitizing are provided masks or protective face cov-
4 erings and gloves;

5 (E) ensure stations and enclosed facilities that
6 Amtrak owns and operates including facilities used
7 for training or the performance of indoor mainte-
8 nance, repair, or overhaul work, are cleaned, dis-
9 infected, and sanitized frequently in accordance with
10 guidance issued by the Centers for Disease Control
11 and Prevention and ensure that employees whose job
12 responsibilities include such cleaning, disinfecting, or
13 sanitizing are provided masks or protective face cov-
14 erings and gloves;

15 (F) take such actions as are reasonable to en-
16 sure that stations or facilities served or used by Am-
17 trak that Amtrak does not own are cleaned, dis-
18 infected, and sanitized frequently in accordance with
19 Centers for Disease Control and Prevention guid-
20 ance;

21 (G) ensure that each contractor of Amtrak pro-
22 vides masks or protective face coverings and gloves
23 to employees of such contractor whose job respon-
24 sibilities include those described in subparagraphs
25 (D) and (E); and

1 (H) establish guidelines, or adhere to existing
2 applicable guidelines, for notifying employees of a
3 confirmed diagnosis of COVID–19 of an employee of
4 Amtrak.

5 (2) AVAILABILITY.—If Amtrak is unable to acquire
6 any of the items necessary to comply with subparagraphs
7 (C), (D), and (E) of paragraph (1) due to market unavail-
8 ability, Amtrak shall—

9 (A) prepare and make public documentation
10 demonstrating what actions have been taken to ac-
11 quire such items; and

12 (B) continue efforts to acquire such items until
13 such items become available.

14 (c)(1) IN GENERAL.—For the duration of the na-
15 tional emergency declared by the President under the Na-
16 tional Emergencies Act (50 U.S.C. 1601 et seq.) related
17 to the pandemic of SARS–CoV–2 or coronavirus disease
18 2019 (COVID–19), recipients of funds under section 5307
19 of title 49, United States Code, that serve an urbanized
20 area with a population of at least 500,000 individuals and
21 that provided a minimum of 20,000,000 unlinked pas-
22 senger trips in the most recent year for which data is
23 available shall—

1 (A) require each passenger to wear a mask or
2 protective face covering while on board a public
3 transportation vehicle;

4 (B) provide masks or protective face coverings,
5 gloves, and hand sanitizer and wipes with sufficient
6 alcohol content to operators, station managers, and
7 other employees or contractors whose job respon-
8 sibilities include interaction with passengers;

9 (C) ensure public transportation vehicles oper-
10 ated by such public transportation provider are
11 cleaned, disinfected, and sanitized frequently in ac-
12 cordance with Centers for Disease Control and Pre-
13 vention guidance and ensure that employees or con-
14 tractors whose job responsibilities involve such clean-
15 ing, disinfecting, or sanitizing are provided masks or
16 protective face coverings and gloves;

17 (D) ensure stations and enclosed facilities
18 owned, operated, or used by such public transpor-
19 tation provider, including facilities used for training
20 or performance of indoor maintenance, repair, or
21 overhaul work, are cleaned, disinfected, and sani-
22 tized frequently in accordance with Centers for Dis-
23 ease Control and Prevention guidance and ensure
24 that employees or contractors whose job responsibil-
25 ities include such cleaning, disinfecting, or sanitizing

1 are provided masks or other protective face cov-
2 erings and gloves; and

3 (E) establish guidelines, or adhere to applicable
4 guidelines, for notifying employees of a confirmed
5 COVID-19 diagnosis of an employee of such public
6 transportation provider.

7 (2) IMPLEMENTATION.—The implementation of the
8 requirement under paragraph (1)(A) shall be carried out
9 in a manner determined by the provider of public trans-
10 portation.

11 (3) AVAILABILITY.—If a provider of public transpor-
12 tation is unable to acquire a subparagraph (B), (C), or
13 (D) of paragraph (1) due to market unavailability, such
14 provider shall—

15 (A) prepare and make public documentation
16 demonstrating what actions have been taken to ac-
17 quire such items; and

18 (B) continue efforts to acquire such items until
19 they become available.

1 TITLE V
2 ADDITIONAL INFRASTRUCTURE INVESTMENTS
3 DEPARTMENT OF TRANSPORTATION
4 OFFICE OF THE SECRETARY
5 NATIONAL INFRASTRUCTURE INVESTMENTS
6 (INCLUDING TRANSFER OF FUNDS)

7 For an additional amount for “National Infrastruc-
8 ture Investments”, \$3,000,000,000, to remain available
9 until September 30, 2022: *Provided*, That such additional
10 amount shall be subject to the provisions under this head-
11 ing in title I of this Act, except as modified by this heading
12 in this title: *Provided further*, That of the amounts made
13 available under this heading in this title, the Secretary
14 shall use an amount not less than \$60,000,000 for the
15 planning, preparation, or design of projects eligible for
16 amounts made available under this heading in this title,
17 with an emphasis on transit, transit oriented development,
18 and multimodal projects: *Provided further*, That grants
19 awarded under the preceding proviso shall not be subject
20 to a minimum grant size: *Provided further*, That of the
21 amounts made available under this heading in this title,
22 the Secretary shall use an amount not less than
23 \$300,000,000 for eligible projects located in or to directly
24 benefit areas of persistent poverty: *Provided further*, That
25 a grant award under this heading in this title shall be not

1 less than \$20,000,000 and not greater than
2 \$300,000,000: *Provided further*, That not more than 20
3 percent of the amounts made available under this heading
4 in this title may be awarded to projects in a single State
5 that are not port infrastructure investments (including in-
6 land port infrastructure and land ports of entry): *Provided*
7 *further*, That an award under this heading in this title is
8 an urban award if it is to a project located within or on
9 the boundary of an urbanized area, as designated by the
10 Bureau of the Census, that had a population greater than
11 250,000 in the 2010 decennial census: *Provided further*,
12 That for the purpose of determining if an award for plan-
13 ning, preparation, or design is an urban award, the project
14 location is the location of the project being planned, pre-
15 pared, or designed: *Provided further*, That for the purpose
16 of determining if an award for eligible projects located in
17 or to directly benefit areas of persistent poverty is an
18 urban award, the project location is the location of the
19 eligible project in or to directly benefit areas of persistent
20 poverty: *Provided further*, That each award under this
21 heading in this title that is not an urban award is a rural
22 award: *Provided further*, That of the amounts awarded
23 under this heading in this title, 60 percent shall be award-
24 ed as urban awards and 40 percent shall be awarded as
25 rural awards: *Provided further*, That for rural awards and

1 awards for eligible projects located in or to directly benefit
2 areas of persistent poverty, the minimum grant size shall
3 be \$5,000,000 and the Secretary may increase the Federal
4 share of costs above 80 percent: *Provided further*, That
5 the Secretary may retain up to \$30,000,000, to remain
6 available until September 30, 2023, of the amounts made
7 available under this heading in this title, and may transfer
8 portions of such amounts to the Administrators of the
9 Federal Highway Administration, the Federal Transit Ad-
10 ministration, the Federal Railroad Administration, and
11 the Maritime Administration to fund the award and over-
12 sight of grants and credit assistance made under the na-
13 tional infrastructure investments program: *Provided fur-*
14 *ther*, That the Secretary shall issue the Notice of Funding
15 Opportunity for amounts made available under this head-
16 ing in this title not later than 180 days after the date
17 of enactment of this Act: *Provided further*, That such No-
18 tice of Funding Opportunity shall require application sub-
19 missions 90 days after the publishing of such Notice: *Pro-*
20 *vided further*, That of the applications submitted under the
21 preceding two provisos, the Secretary shall make grants
22 not later than 390 days after the date of enactment of
23 this Act in such amounts that the Secretary determines:
24 *Provided further*, That such amount is designated by the
25 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 CYBER SECURITY INITIATIVES

4 For an additional amount for “Cyber Security Initia-
5 tives”, \$10,500,000, to remain available until September
6 30, 2022: *Provided*, That such amount is designated by
7 the Congress as being for an emergency requirement pur-
8 suant to section 251(b)(2)(A)(i) of the Balanced Budget
9 and Emergency Deficit Control Act of 1985.

10 FEDERAL AVIATION ADMINISTRATION

11 FACILITIES AND EQUIPMENT

12 For an additional amount for “Facilities and Equip-
13 ment”, \$500,000,000, to remain available until September
14 30, 2023: *Provided*, That amounts made available under
15 this heading in this title shall be derived from the general
16 fund: *Provided further*, That funding provided under this
17 heading shall be used to make improvements (including
18 activities that improve water and energy efficiency or re-
19 duce the risk of harm to occupants or property from nat-
20 ural hazards) or to replace air route traffic control centers,
21 air traffic control towers, terminal radar approach control
22 facilities, and navigation and landing equipment: *Provided*
23 *further*, That such amount is designated by the Congress
24 as being for an emergency requirement pursuant to sec-

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 GRANTS-IN-AID FOR AIRPORTS

4 For an additional amount for “Grants-In-Aid for Air-
5 ports”, to enable the Secretary of Transportation to make
6 grants for projects as authorized by subchapter 1 of chap-
7 ter 471 and subchapter 1 of chapter 475 of title 49,
8 United States Code, \$2,500,000,000, to remain available
9 until September 30, 2023: *Provided*, That amounts made
10 available under this heading in this title shall be derived
11 from the general fund, and such funds shall not be subject
12 to apportionment formulas, special apportionment cat-
13 egories, or minimum percentages under such chapter 471:
14 *Provided further*, That the Secretary shall distribute funds
15 provided under this heading as discretionary grants to air-
16 ports: *Provided further*, That the amount made available
17 under this heading in this title shall not be subject to any
18 limitation on obligations for the Grants-in-Aid for Airports
19 program set forth in any Act: *Provided further*, That not
20 less than \$250,000,000 of the grants awarded under this
21 heading in this title shall be for airport sustainability ac-
22 tivities focused on reducing energy consumption, noise im-
23 pacts, waste, and pollution or improving water quality,
24 community relations, and wildlife compatibility: *Provided*
25 *further*, That priority consideration shall be based on

1 project justification and completeness of pre-grant actions:
2 *Provided further*, That the Administrator of the Federal
3 Aviation Administration may retain up to 0.1 percent of
4 the funds provided under this heading in this title to fund
5 the award and oversight by the Administrator of grants
6 made under this heading: *Provided further*, That such
7 amount is designated by the Congress as being for an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 FEDERAL RAILROAD ADMINISTRATION
12 CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY
13 IMPROVEMENTS
14 (INCLUDING TRANSFER OF FUNDS)

15 For an additional amount for “Consolidated Rail In-
16 frastructure and Safety Improvements”, \$5,000,000,000,
17 to remain available until September 30, 2022: *Provided*,
18 That such additional amount shall be subject to the provi-
19 sions under this heading in title I of this Act, except as
20 modified by this heading in this title: *Provided further*,
21 That of the amounts made available under this heading
22 in this title—

23 (1) not less than \$1,500,000,000 shall be for
24 projects eligible under section 22907(c) of title 49,
25 United States Code; and

1 (2) not less than \$3,500,000,000 shall be for
2 projects eligible under sections 22907(c)(2),
3 22907(c)(3), 22907(c)(4), and 22907(c)(9) of title
4 49, United States Code, that contribute to the devel-
5 opment, initiation, expansion, or restoration of inter-
6 city passenger rail service including alignments for
7 existing routes: *Provided*, That amounts made avail-
8 able in this paragraph shall be for such eligible
9 projects with a total project cost greater than
10 \$500,000,000: *Provided further*, That, notwith-
11 standing section 22907(g)(1) of title 49, United
12 States Code, not more than 25 percent of the
13 amounts made available in this paragraph shall be
14 for such eligible projects in rural areas:

15 *Provided further*, That the Secretary shall issue the Notice
16 of Funding Opportunity for amounts made available under
17 this heading in this title not later than 150 days after
18 the date of enactment of this Act: *Provided further*, That
19 such Notice of Funding Opportunity shall require applica-
20 tion submissions 90 days after the publishing of such No-
21 tice: *Provided further*, That the Secretary shall announce
22 the selection of projects to receive awards for amounts
23 made available under this heading in this title not later
24 than 1 year after the date of enactment of this Act: *Pro-*
25 *vided further*, That such amount is designated by the Con-

1 \$5,000,000,000, to remain available until September 30,
2 2022, to enable the Secretary to make or amend existing
3 grants to the National Railroad Passenger Corporation for
4 activities associated with the Northeast Corridor as au-
5 thorized by section 11101(a) of the Fixing America's Sur-
6 face Transportation Act (division A of Public Law 114-
7 94): *Provided*, That such additional amount shall be sub-
8 ject to the provisions under this heading in title I of this
9 Act, except as modified by this heading in this title: *Pro-*
10 *vided further*, That the Secretary shall make or amend
11 such grants not later than 90 days after the date of enact-
12 ment of this Act: *Provided further*, That of the amounts
13 made available under this heading in this title, priority
14 shall be given to projects for the repair, rehabilitation, or
15 upgrade of railroad assets or infrastructure, for capital
16 projects that expand passenger rail capacity, and for the
17 rehabilitation or acquisition of rolling stock: *Provided fur-*
18 *ther*, That the amounts made available under this heading
19 in this title may be used to subsidize the operating losses
20 of the National Railroad Passenger Corporation: *Provided*
21 *further*, That of the amounts made available under this
22 heading in this title, not less than \$172,000,000 shall be
23 made available for use of the National Railroad Passenger
24 Corporation in lieu of fiscal year 2021 capital payments
25 from commuter rail passenger transportation providers

1 subject to the cost allocation policy developed pursuant to
2 section 24905(c) of title 49, United States Code: *Provided*
3 *further*, That, notwithstanding sections 24319(g) and
4 24905(c)(1)(A)(i) of title 49, United States Code, such
5 use of funds in fiscal year 2021 does not constitute cross-
6 subsidization of commuter rail passenger transportation:
7 *Provided further*, That of the amounts made available
8 under this heading in this title, not less than
9 \$1,000,000,000 shall be made available to advance capital
10 projects, including rehabilitation and upgrade of railroad
11 infrastructure, that increase reliability or expand pas-
12 senger rail capacity on the Amtrak-owned portion of the
13 Northeast Corridor (as defined in section 24102(8) of title
14 49, United States Code) on which more than 380 trains
15 traveled per day in fiscal year 2019: *Provided further*,
16 That of the amounts made available under this heading
17 in this title and the “National Network Grants to the Na-
18 tional Railroad Passenger Corporation” heading in this
19 title, not less than \$200,000,000 shall be made available
20 to bring Amtrak-served facilities and stations into compli-
21 ance with the Americans with Disabilities Act of 1990 (42
22 U.S.C. 2101 et seq.): *Provided further*, That of the
23 amounts made available under this heading in this title
24 and the “National Network Grants to the National Rail-
25 road Passenger Corporation” heading in this title,

1 \$5,000,000, to remain available until September 30, 2025,
2 shall be transferred to “National Railroad Passenger Cor-
3 poration—Office of Inspector General—Salaries and Ex-
4 penses” for conducting audits and investigations of
5 projects and activities carried out with amounts made
6 available in this title and in division B of the Coronavirus
7 Aid, Relief, and Economic Security Act (Public Law 116–
8 136) under the headings “Northeast Corridor Grants to
9 the National Railroad Passenger Corporation” and “Na-
10 tional Network Grants to the National Railroad Passenger
11 Corporation”: *Provided further*, That such amount is des-
12 ignated by the Congress as being for an emergency re-
13 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
14 anced Budget and Emergency Deficit Control Act of 1985.

15 NATIONAL NETWORK GRANTS TO THE NATIONAL
16 RAILROAD PASSENGER CORPORATION

17 For an additional amount for “National Network
18 Grants to the National Railroad Passenger Corporation”,
19 \$3,000,000,000, to remain available until September 30,
20 2022, to enable the Secretary to make or amend existing
21 grants to the National Railroad Passenger Corporation for
22 activities associated with the National Network as author-
23 ized by section 11101(b) of the Fixing America’s Surface
24 Transportation Act (division A of Public Law 114–94):
25 *Provided*, That such additional amount shall be subject to

1 the provisions under this heading in title I of this Act,
2 except as modified by this heading in this title: *Provided*
3 *further*, That the Secretary shall make or amend such
4 grants not later than 90 days after the date of enactment
5 of this Act: *Provided further*, That of the amounts made
6 available under this heading in this title, priority shall be
7 given to projects for the repair, rehabilitation, or upgrade
8 of railroad assets or infrastructure, for capital projects
9 that expand passenger rail capacity, and for the rehabilita-
10 tion or acquisition of rolling stock: *Provided further*, That
11 the amounts made available under this heading in this title
12 may be used to subsidize the operating losses of the Na-
13 tional Railroad Passenger Corporation: *Provided further*,
14 That a State shall not be required to pay the National
15 Railroad Passenger Corporation more than 80 percent of
16 the amount paid in fiscal year 2019 under section 209
17 of the Passenger Rail Investment and Improvement Act
18 of 2008 (Public Law 110–432) and that not less than
19 \$260,000,000 of the amounts made available under this
20 heading in this title shall be made available for use in lieu
21 of any increase in a State’s payment: *Provided further*,
22 That of the amounts made available under this heading
23 in this title, not less than \$57,000,000 shall be made avail-
24 able for use of the National Railroad Passenger Corpora-
25 tion in lieu of fiscal year 2021 capital payments from com-

1 muter rail passenger transportation providers subject to
2 the cost allocation policy developed pursuant to section
3 24905(c) of title 49, United States Code: *Provided further,*
4 That, notwithstanding sections 24319(g) and
5 24905(c)(1)(A)(i) of title 49, United States Code, such
6 use of funds in fiscal year 2021 does not constitute cross-
7 subsidization of commuter rail passenger transportation:
8 *Provided further,* That of the amounts made available
9 under this heading in this title, not less than
10 \$107,000,000 shall be for capital expenses related to safe-
11 ty improvements, maintenance, and the non-Federal
12 match for discretionary Federal grant programs to enable
13 continued passenger rail operations on long-distance
14 routes (as defined in section 24102 of title 49, United
15 States Code) on which the National Railroad Passenger
16 Corporation is the sole operator on a host railroad's line
17 and a positive train control system is not required by law
18 or regulation: *Provided further,* That such amount is des-
19 ignated by the Congress as being for an emergency re-
20 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
21 anced Budget and Emergency Deficit Control Act of 1985.

22 FEDERAL TRANSIT ADMINISTRATION

23 CAPITAL INVESTMENT GRANTS

24 For an additional amount for “Capital Investment
25 Grants”, as authorized under section 5309 of title 49,

1 United States Code, and section 3005(b) of the Fixing
2 America's Surface Transportation Act, \$5,000,000,000, to
3 remain available until expended: *Provided*, That of the
4 amounts made available under this heading in this title,
5 not less than \$3,000,000,000 shall be available for
6 projects authorized under section 5309(d) of title 49,
7 United States Code, not less than \$1,000,000,000 shall
8 be available for projects authorized under section 5309(e)
9 of such title, and not less than \$500,000,000 shall be
10 available for projects authorized under section 5309(h) of
11 such title: *Provided further*, That in selecting projects to
12 be funded with amounts made available under sections
13 5309(d) of title 49, United States Code, priority shall be
14 given to projects that are currently in construction or that
15 are able to obligate funds not later than 270 days after
16 the date of enactment of this Act: *Provided further*, That
17 funds made available under this heading in this or any
18 other Act may be available for amendments to current full-
19 funding grant agreements that require additional Federal
20 funding as a result of coronavirus: *Provided further*, That
21 the Secretary shall not waive the requirements of section
22 5333 of title 49, United States Code, for funds appro-
23 priated under this heading in this Act: *Provided further*,
24 That unless otherwise specified, applicable requirements
25 under chapter 53 of title 49, United States Code, shall

1 apply to funding made available under this heading in this
2 title: *Provided further*, That up to one-half of 1 percent
3 of the funds provided under this heading in this title shall
4 be available for administrative expenses and program
5 management oversight, and shall be in addition to any
6 other appropriations for such purposes: *Provided further*,
7 That none of the funds made available in this title may
8 be used to implement any policy that requires a Federal
9 Transit Administration project to receive a medium or
10 higher project rating before taking actions to finalize an
11 environmental impact statement: *Provided further*, That
12 such amount is designated by the Congress as being for
13 an emergency requirement pursuant to section
14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
15 Deficit Control Act of 1985.

16 MARITIME ADMINISTRATION

17 OPERATIONS AND TRAINING

18 For an additional amount for “Operations and Train-
19 ing”, \$125,000,000, to remain available until September
20 30, 2022, of which—

21 (1) \$50,000,000 shall be for facilities mainte-
22 nance and repair, equipment, and capital improve-
23 ments at the United States Merchant Marine Acad-
24 emy; and

1 (2) \$75,000,000 shall be for the Short Sea
2 Transportation Program (America’s Marine High-
3 ways) to make grants for the purposes authorized
4 under paragraphs (1) and (3) of section 55601(b) of
5 title 46, United States Code: *Provided*, That for
6 amounts made available in this paragraph, the Sec-
7 retary shall make grants not later than 180 days
8 after the date of enactment of this Act in such
9 amounts as the Secretary determines:

10 *Provided*, That such amount is designated by the Congress
11 as being for an emergency requirement pursuant to sec-
12 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
13 gency Deficit Control Act of 1985.

14 STATE MARITIME ACADEMY OPERATIONS

15 For an additional amount for “State Maritime Acad-
16 emy Operations”, \$345,500,000, to remain available until
17 September 30, 2022, of which—

18 (1) \$315,500,000 shall be for the National Se-
19 curity Multi-Mission Vessel Program, including
20 funds for construction, planning, administration, and
21 design of school ships; and

22 (2) \$30,000,000 shall be for direct payments
23 for State Maritime Academies:

24 *Provided*, That such amount is designated by the Congress
25 as being for an emergency requirement pursuant to sec-

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 ASSISTANCE TO SMALL SHIPYARDS

4 For an additional amount for “Assistance to Small
5 Shipyards”, \$100,000,000, to remain available until Sep-
6 tember 30, 2022, to make grants to qualified shipyards
7 as authorized under section 54101 of title 46, United
8 States Code: *Provided*, That the Secretary shall announce
9 the selection of such grants not later than 210 days after
10 the date of enactment of this Act in such amounts as the
11 Secretary determines: *Provided further*, That the Sec-
12 retary shall institute measures to ensure amounts made
13 available under this heading in this title shall be obligated
14 not later than 180 days after the date on which the Sec-
15 retary announces the selection of such grants: *Provided*
16 *further*, That the Secretary may withhold up to 2 percent
17 of the amounts made available under this heading in this
18 title for the costs of award and project management and
19 oversight, to remain available until September 30, 2023:
20 *Provided further*, 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 PORT INFRASTRUCTURE DEVELOPMENT PROGRAM

2 For an additional amount for “Port Infrastructure
3 Development Program”, \$1,000,000,000, to remain avail-
4 able until September 30, 2022, to make grants to improve
5 port facilities as authorized under section 50302(c) of title
6 46, United States Code: *Provided*, That such additional
7 amount shall be subject to the provisions under this head-
8 ing in title I of this Act, except as modified by this heading
9 in this title: *Provided further*, That of the amounts made
10 available under this heading in this title, not less than
11 \$910,000,000 shall be for coastal seaports or Great Lakes
12 ports: *Provided further*, That the Secretary shall issue the
13 Notice of Funding Opportunity for amounts made avail-
14 able under this heading in this title not later than 60 days
15 after the date of enactment of this Act: *Provided further*,
16 That such Notice of Funding Opportunity shall require
17 application submissions 90 days after the publishing of
18 such Notice: *Provided further*, That the Secretary shall an-
19 nounce the selection of projects to receive awards for
20 amounts made available under this heading in this title
21 not later than 270 days after the date of enactment of
22 this Act: *Provided further*, That not to exceed 1 percent
23 of the amounts made available under this heading in this
24 title shall be available for necessary costs of grant admin-
25 istration, to remain available until September 30, 2023:

1 *Provided further*, That such amount is designated by the
2 Congress as being for an emergency requirement pursuant
3 to section 251(b)(2)(A)(i) of the Balanced Budget and
4 Emergency Deficit Control Act of 1985.

5 OFFICE OF INSPECTOR GENERAL

6 SALARIES AND EXPENSES

7 For an additional amount for necessary expenses of
8 the “Office of Inspector General” to carry out the provi-
9 sions of the Inspector General Act of 1978 (5 U.S.C. App.
10 3) \$7,500,000, to remain available until expended: *Pro-*
11 *vided*, That the funds made available under this heading
12 in this title shall be used to conduct audits and investiga-
13 tions of projects and activities carried out with funds made
14 available to the Department of Transportation: *Provided*
15 *further*, That the Inspector General shall have all nec-
16 essary authority, in carrying out the duties specified in
17 the Inspector General Act, to investigate allegations of
18 fraud, including false statements to the Government under
19 section 1001 of title 18, United States Code, by any per-
20 son or entity that is subject to regulation by the Depart-
21 ment: *Provided further*, That such amount is designated
22 by the Congress as being for an emergency requirement
23 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
24 et and Emergency Deficit Control Act of 1985.

1 DEPARTMENT OF HOUSING AND URBAN
2 DEVELOPMENT
3 PUBLIC AND INDIAN HOUSING
4 PUBLIC HOUSING CAPITAL FUND
5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for the “Public Housing
7 Capital Fund” to carry out capital and management ac-
8 tivities for public housing agencies, as authorized under
9 section 9 of the United States Housing Act of 1937 (42
10 U.S.C. 1437g), \$24,250,000,000, to remain available until
11 September 30, 2022: *Provided*, That such additional
12 amount shall be subject to the provisions under this head-
13 ing in title II of this Act, except as modified by this head-
14 ing in this title: *Provided further*, That \$19,000,000,000
15 of the funds provided under this heading in this title shall
16 be distributed under the same formula used for amounts
17 made available for the Capital Fund for fiscal year 2021:
18 *Provided further*, That \$2,500,000,000 of the funds pro-
19 vided under this heading in this title shall be awarded by
20 competition for activities that improve water and energy
21 efficiency, or reduce the risk of harm to occupants or prop-
22 erty from natural hazards: *Provided further*, That
23 \$2,750,000,000 of the funds provided under this heading
24 in this title shall be awarded by competition for activities
25 that mitigate threats to the health and safety of residents,

1 or reduce lead-based paint hazards and other housing re-
2 lated hazards, including carbon monoxide, radon, or mold:
3 *Provided further*, That in administering funds appro-
4 priated or otherwise made available under this heading in
5 this title, the Secretary may waive or specify alternative
6 requirements for any provision of any statute or regulation
7 in connection with the obligation by the Secretary or the
8 use of these funds (except for requirements related to fair
9 housing, nondiscrimination, labor standards, and the envi-
10 ronment), upon a finding that such a waiver is necessary
11 to expedite or facilitate the use of such funds: *Provided*
12 *further*, That up to 0.5 percent of the amounts made avail-
13 able under this heading in this title may be transferred,
14 in aggregate, to “Department of Housing and Urban De-
15 velopment, Program Offices—Public and Indian Housing”
16 to supplement existing resources for the necessary costs
17 of administering and overseeing the obligation and ex-
18 penditure of these amounts, to remain available until Sep-
19 tember 30, 2024: *Provided further*, That such amount is
20 designated by the Congress as being for an emergency re-
21 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
22 anced Budget and Emergency Deficit Control Act of 1985.

1 CHOICE NEIGHBORHOODS INITIATIVE
2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for the “Choice Neighbor-
4 hoods Initiative”, \$300,000,000, to remain available until
5 September 30, 2022: *Provided*, That such additional
6 amount shall be subject to the provisions under this head-
7 ing in title II of this Act, except as modified by this head-
8 ing in this title: *Provided further*, That not less than 10
9 percent of the amounts made available under this heading
10 in this title shall be used for activities that improve water
11 and energy efficiency, or reduce the risk of harm to occu-
12 pants or property from natural hazards: *Provided further*,
13 That all construction, rehabilitation, and related activities
14 funded under this heading in this title shall comply with
15 the latest published editions of relevant national con-
16 sensus-based codes and specifications and standards ref-
17 erenced therein, except that nothing in this section shall
18 be construed to prohibit a grantee from requiring higher
19 standards: *Provided further*, That the term “latest pub-
20 lished editions” means, with respect to relevant national
21 consensus-based codes, and specifications and standards
22 referenced therein, the two most recent published editions,
23 including, if any, amendments made by State, local, Trib-
24 al, or territorial governments during the adoption process,
25 that incorporate the latest natural hazard-resistant de-

1 signs and establish criteria for the design, construction,
2 and maintenance of structures and facilities that may be
3 eligible for assistance under this section for the purposes
4 of protecting the health, safety, and general welfare of a
5 buildings' users against disasters: *Provided further*, That
6 up to 0.5 percent of the amounts made available under
7 this heading in this title may be transferred, in aggregate,
8 to “Department of Housing and Urban Development, Pro-
9 gram Offices—Public and Indian Housing” to supplement
10 existing resources for the necessary costs of administering
11 and overseeing the obligation and expenditure of amounts
12 under this heading in this title, to remain available until
13 September 30, 2024: *Provided further*, That such amount
14 is designated by the Congress as being for an emergency
15 requirement pursuant to section 251(b)(2)(A)(i) of the
16 Balanced Budget and Emergency Deficit Control Act of
17 1985.

18 NATIVE AMERICAN PROGRAMS

19 (INCLUDING TRANSFER OF FUNDS)

20 For an additional amount for “Native American Pro-
21 grams”, \$1,000,000,000, to remain available until Sep-
22 tember 30, 2022, unless otherwise specified, for activities
23 and assistance authorized under title I of the Native
24 American Housing Assistance and Self-Determination Act
25 of 1996 (“NAHASDA”) (25 U.S.C. 4111 et seq.) and title

1 I of the Housing and Community Development Act of
2 1974 (42 U.S.C. 5301 et seq.) with respect to Indian
3 Tribes: *Provided*, That the amounts made available under
4 this heading in this title are provided as follows—

5 (1) \$400,000,000 shall be for the Native Amer-
6 ican Housing Block Grants program, as authorized
7 under title I of NAHASDA: *Provided*, That amounts
8 made available in this paragraph shall be distributed
9 according to the same funding formula used in fiscal
10 year 2021: *Provided further*, That the amounts dis-
11 tributed through such formula shall be used for new
12 construction, acquisition, rehabilitation, and infra-
13 structure development: *Provided further*, That in se-
14 lecting projects to be funded, grantees shall give pri-
15 ority to projects for which contracts can be awarded
16 within 180 days from the date that amounts are
17 made available to the grantees: *Provided further*,
18 That the Secretary shall notify grantees of their for-
19 mula allocation not later than 60 days after the date
20 of enactment of this Act: *Provided further*, That the
21 Secretary shall obligate amounts allocated by for-
22 mula not later than 120 days after the date of en-
23 actment of this Act;

24 (2) \$350,000,000 shall be for competitive
25 grants under the Native American Housing Block

1 Grants program, as authorized under title I of
2 NAHASDA: *Provided*, That the Secretary shall obli-
3 gate this additional amount for competitive grants to
4 eligible recipients authorized under NAHASDA that
5 apply for funds: *Provided further*, That in awarding
6 this additional amount, the Secretary shall consider
7 need and administrative capacity and shall give pri-
8 ority to projects that will spur construction and re-
9 habilitation: *Provided further*, That a grant funded
10 pursuant to this paragraph shall be in an amount
11 not less than \$500,000 and not greater than
12 \$20,000,000: *Provided further*, That recipients of
13 amounts made available in this paragraph shall obli-
14 gate 100 percent of such amounts within 1 year of
15 the date amounts are made available to a recipient,
16 expend at least 50 percent of such amounts within
17 2 years of the date on which amounts become avail-
18 able to such recipients for obligation, and expend
19 100 percent of such amounts within 3 years of such
20 date: *Provided further*, That the Secretary shall issue
21 a Notice of Funding Availability for amounts made
22 available in this paragraph not later than 60 days
23 after the date of enactment of this Act: *Provided*
24 *further*, That such Notice of Funding Availability
25 shall require application submissions 90 days after

1 the publishing of such Notice: *Provided further*, That
2 of the applications submitted under the preceding
3 two provisos, the Secretary shall make grants not
4 later than 270 days after the date of enactment of
5 this Act; and

6 (3) \$250,000,000 shall be for grants to Indian
7 Tribes for carrying out the Indian Community De-
8 velopment Block Grant program under title I of the
9 Housing and Community Development Act of 1974,
10 notwithstanding section 106(a)(1) of such Act: *Pro-*
11 *vided*, That not to exceed 20 percent of any grant
12 made with amounts made available in this para-
13 graph shall be expended for planning and manage-
14 ment development and administration: *Provided fur-*
15 *ther*, That the Secretary shall issue a Notice of
16 Funding Availability for amounts made available in
17 this paragraph not later than 180 days after the
18 date of enactment of this Act: *Provided further*, That
19 such Notice of Funding Availability shall require ap-
20 plication submissions 90 days after the publishing of
21 such Notice: *Provided further*, That of the applica-
22 tions submitted under the preceding two provisos,
23 the Secretary shall make grants not later than 390
24 days after the date of enactment of this Act:

1 *Provided further*, That the Secretary may waive, or specify
2 alternative requirements for, any provision of any statute
3 or regulation that the Secretary administers in connection
4 with the use of amounts made available under this heading
5 in this title (except for requirements related to fair hous-
6 ing, nondiscrimination, labor standards, and the environ-
7 ment), upon a finding by the Secretary that any such
8 waivers or alternative requirements are necessary to expe-
9 dite or facilitate the use of such amounts: *Provided fur-*
10 *ther*, That not less than 10 percent of the amounts made
11 available under this heading in this title shall be used for
12 activities that improve water and energy efficiency, or re-
13 duce the risk of harm to occupants or property from nat-
14 ural hazards: *Provided further*, That up to 1 percent of
15 the amounts made available in paragraphs (2) and (3)
16 under this heading in this title may be transferred, in ag-
17 gregate, to “Department of Housing and Urban Develop-
18 ment, Program Offices—Public and Indian Housing” for
19 necessary costs of administering and overseeing the obliga-
20 tion and expenditure of such amounts, to remain available
21 until September 30, 2023: *Provided further*, That such
22 amount is designated by the Congress as being for an
23 emergency requirement pursuant to section
24 251(b)(2)(A)(i) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 NATIVE HAWAIIAN HOUSING BLOCK GRANT
2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for the “Native Hawaiian
4 Housing Block Grant” program, \$20,000,000, to remain
5 available until September 30, 2022: *Provided*, That such
6 additional amount shall be subject to the provisions under
7 this heading in title II of this Act, except as modified by
8 this heading in this title: *Provided further*, That not less
9 than 10 percent of the amounts made available under this
10 heading in this title shall be used for activities that im-
11 prove water and energy efficiency, or reduce the risk of
12 harm to occupants or property from natural hazards: *Pro-*
13 *vided further*, That up to 1 percent of the amounts made
14 available under this heading in this title may be trans-
15 ferred, in aggregate, to “Department of Housing and
16 Urban Development, Program Offices—Public and Indian
17 Housing” for necessary costs of administering and over-
18 seeing the obligation and expenditure of amounts under
19 this heading in this title, to remain available until Sep-
20 tember 30, 2023: *Provided further*, That such amount is
21 designated by the Congress as being for an emergency re-
22 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
23 anced Budget and Emergency Deficit Control Act of 1985.

1 COMMUNITY PLANNING AND DEVELOPMENT
2 COMMUNITY DEVELOPMENT FUND
3 (INCLUDING TRANSFER OF FUNDS)

4 For an additional amount for “Community Develop-
5 ment Fund”, \$4,000,000,000, to remain available until
6 September 30, 2022: *Provided*, That such additional
7 amount shall be subject to the provisions under this head-
8 ing in title II of this Act, except as modified by this head-
9 ing in this title: *Provided further*, That such amount made
10 available under this heading in this title shall be distrib-
11 uted pursuant to section 106 of the Housing and Commu-
12 nity Development Act of 1974 (42 U.S.C. 5306) to grant-
13 ees that received allocations pursuant to that same for-
14 mula in fiscal year 2020, and that such allocations shall
15 be made within 30 days of enactment of this Act: *Provided*
16 *further*, That not less than 10 percent of the amounts
17 made available under this heading in this title shall be
18 used for activities that improve water and energy effi-
19 ciency, or reduce the risk of harm to occupants or property
20 from natural hazards (including activities that facilitate
21 the adoption of the most recent published editions of rel-
22 evant national consensus-based codes): *Provided further*,
23 That of the amounts made available under this heading
24 in this title, up to 0.5 percent may be transferred to “De-
25 partment of Housing and Urban Development, Program

1 Offices—Community Planning and Development” for nec-
2 essary costs of administering and overseeing the obligation
3 and expenditure of amounts under this heading in this
4 title, to remain available until September 30, 2028: *Pro-*
5 *vided further*, That such amount is designated by the Con-
6 gress as being for an emergency requirement pursuant to
7 section 251(b)(2)(A)(i) of the Balanced Budget and
8 Emergency Deficit Control Act of 1985.

9 HOME INVESTMENT PARTNERSHIPS PROGRAM

10 (INCLUDING TRANSFER OF FUNDS)

11 For an additional amount for the “HOME Invest-
12 ment Partnerships Program”, as authorized under title II
13 of the Cranston-Gonzalez National Affordable Housing
14 Act, as amended, \$17,500,000,000, to remain available
15 until September 30, 2024: *Provided*, That such additional
16 amount shall be subject to the provisions under this head-
17 ing in title II of this Act, except as modified by this head-
18 ing in this title: *Provided further*, That of the amounts
19 made available under this heading in this title, the Sec-
20 retary shall use not less than \$1,750,000,000 for projects
21 eligible for amounts made available under this heading in
22 this title located in or directly benefitting areas of per-
23 sistent poverty: *Provided further*, That for purposes of the
24 preceding proviso, the term “areas of persistent poverty”
25 means (1) any county that has consistently had 20 percent

1 or more of the population living in poverty during the 30-
2 year period preceding the date of enactment of this Act,
3 as measured by the 1990 and 2000 decennial census and
4 the most recent annual Small Area Income and Poverty
5 Estimates as estimated by the Bureau of the Census, (2)
6 any census tract with a poverty rate of at least 20 percent
7 as measured by the 2014–2018 5-year data series avail-
8 able from the American Community Survey of the Census
9 Bureau, or (3) any territory or possession of the United
10 States: *Provided further*, That grants awarded under the
11 preceding two provisos shall not be subject to a minimum
12 grant size: *Provided further*, That not less than 10 percent
13 of the amounts made available under this heading in this
14 title shall be used for activities that improve water and
15 energy efficiency, or reduce the risk of harm to occupants
16 or property from natural hazards: *Provided further*, That
17 of the amounts made available under this heading in this
18 title, up to 0.5 percent may be transferred to “Department
19 of Housing and Urban Development, Program Offices—
20 Community Planning and Development” for necessary
21 costs of administering and overseeing the obligation and
22 expenditure of amounts under this heading in this title,
23 to remain available until September 30, 2028: *Provided*
24 *further*, That such amount is designated by the Congress
25 as being for an emergency requirement pursuant to sec-

1 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
2 gency Deficit Control Act of 1985.

3 SELF-HELP AND ASSISTED HOMEOWNERSHIP

4 OPPORTUNITY PROGRAM

5 For an additional amount for the “Self-Help and As-
6 sisted Homeownership Opportunity Program”, as author-
7 ized under section 11 of the Housing Opportunity Pro-
8 gram Extension Act of 1996, as amended, \$55,000,000,
9 to remain available until September 30, 2023: *Provided*,
10 That such additional amount shall be subject to the provi-
11 sions under this heading in title II of this Act, except as
12 modified by this heading in this title: *Provided further*,
13 That of the amount provided under this heading in this
14 title, \$10,000,000 shall be made available to the Self-Help
15 Homeownership Opportunity Program: *Provided further*,
16 That of the amount provided under this heading in this
17 title, \$40,000,000 shall be made available for the second,
18 third, and fourth capacity building activities authorized
19 under section 4(a) of the HUD Demonstration Act of
20 1993 (42 U.S.C. 9816 note), of which not less than
21 \$5,000,000 shall be made available for rural capacity
22 building activities: *Provided further*, That of the amount
23 provided under this heading in this title, \$5,000,000 shall
24 be made available for capacity building by national rural
25 housing organizations: *Provided further*, That such

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

5 HOUSING PROGRAMS

6 ASSISTED HOUSING INVESTMENTS

7 (INCLUDING TRANSFER OF FUNDS)

8 For assistance to owners of properties receiving
9 project-based subsidy contracts under the United States
10 Housing Act of 1937 (42 U.S.C. 1437 et seq.),
11 \$750,000,000, to remain available until September 30,
12 2024: *Provided*, That funds provided under this heading
13 in this title shall be for competitive grants for capital im-
14 provements to such properties: *Provided further*, That not
15 less than \$250,000,000 of the grants made available
16 under this heading in this title shall be for grants for ac-
17 tivities that mitigate threats to the health and safety of
18 residents; reduce lead-based paint hazards, and other
19 housing related hazards including carbon monoxide,
20 radon, or mold; improve water and energy efficiency; or
21 reduce the risk of harm to occupants or property from
22 natural hazards: *Provided further*, That projects funded
23 with grants provided under this heading in this title must
24 comply with the requirements of subchapter IV of chapter
25 31 of title 40, United States Code: *Provided further*, That

1 such grants shall be provided through the policies, proce-
2 dures, contracts, and transactional infrastructure of the
3 authorized programs administered by the Department of
4 Housing and Urban Development, on such terms and con-
5 ditions as the Secretary of Housing and Urban Develop-
6 ment deems appropriate to ensure the maintenance and
7 preservation of the property, the continued operation and
8 maintenance of energy efficiency technologies, and the
9 timely expenditure of funds: *Provided further*, That the
10 grants shall include a financial assessment and physical
11 inspection of such property: *Provided further*, That eligible
12 owners must have at least a satisfactory management re-
13 view rating, be in substantial compliance with applicable
14 performance standards and legal requirements, and com-
15 mit to an additional period of affordability determined by
16 the Secretary, but of not fewer than 15 years: *Provided*
17 *further*, That in administering funds appropriated or oth-
18 erwise made available under this heading in this title, the
19 Secretary may waive or specify alternative requirements
20 for any provision of any statute or regulation in connection
21 with the obligation by the Secretary or the use of these
22 funds (except for requirements related to fair housing,
23 nondiscrimination, labor standards, and the environment),
24 upon a finding that such a waiver is necessary to expedite
25 or facilitate the use of such funds: *Provided further*, That

1 of the amounts made available under this heading in this
2 title, up to 0.5 percent may be transferred to “Department
3 of Housing and Urban Development, Program Offices—
4 Office of Housing” for necessary costs of administering
5 and overseeing the obligation and expenditure of amounts
6 under this heading in this title, to remain available until
7 September 30, 2028: *Provided further*, That such amount
8 is designated by the Congress as being for an emergency
9 requirement pursuant to section 251(b)(2)(A)(i) of the
10 Balanced Budget and Emergency Deficit Control Act of
11 1985.

12 HOUSING FOR THE ELDERLY

13 (INCLUDING TRANSFER OF FUNDS)

14 For an additional amount for assistance for “Hous-
15 ing for the Elderly” as authorized by section 202 of the
16 Housing Act of 1959, as amended, \$750,000,000, to re-
17 main available until September 30, 2024, for use for cap-
18 ital advances under section 202(c)(1) of such Act and for
19 project rental assistance under section 202(c)(2) of such
20 Act in connection with such advances, including amend-
21 ments to contracts for such assistance, but not including
22 renewal of expiring contracts for such assistance: *Pro-*
23 *vided*, That such additional amount shall be subject to the
24 provisions under this heading in title II of this Act, except
25 as modified by this heading in this title: *Provided further*,

1 That not less than 10 percent of the amounts made avail-
2 able under this heading in this title shall be used for activi-
3 ties that improve water and energy efficiency, or reduce
4 the risk of harm to occupants or property from natural
5 hazards: *Provided further*, That of the amounts made
6 available under this heading in this title, up to 0.5 percent
7 may be transferred to “Department of Housing and
8 Urban Development, Program Offices—Office of Hous-
9 ing” for necessary costs of administering and overseeing
10 the obligation and expenditure of amounts under this
11 heading in this title, to remain available until September
12 30, 2028: *Provided further*, That such amount is des-
13 ignated 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 HOUSING FOR PERSONS WITH DISABILITIES

17 (INCLUDING TRANSFER OF FUNDS)

18 For an additional amount for “Housing for Persons
19 with Disabilities”, for assistance for supportive housing
20 for persons with disabilities, as authorized by section 811
21 of the Cranston-Gonzalez National Affordable Housing
22 Act (42 U.S.C. 8013), \$179,000,000, to remain available
23 until September 30, 2024, to provide for additional capital
24 advances and project rental assistance for supportive
25 housing for persons with disabilities under section

1 811(b)(2) of such Act: *Provided*, That such additional
2 amount shall be subject to the provisions under this head-
3 ing in title II of this Act, except as modified by this head-
4 ing in this title: *Provided further*, That not less than 10
5 percent of the amounts made available under this heading
6 in this title shall be used for activities that improve water
7 and energy efficiency, or reduce the risk of harm to occu-
8 pants or property from natural hazards: *Provided further*,
9 That of the amounts made available under this heading
10 in this title, up to 0.5 percent may be transferred to “De-
11 partment of Housing and Urban Development, Program
12 Offices—Office of Housing” for necessary costs of admin-
13 istering and overseeing the obligation and expenditure of
14 amounts under this heading in this title, to remain avail-
15 able until September 30, 2028: *Provided further*, That
16 such amount is designated by the Congress as being for
17 an emergency requirement pursuant to section
18 251(b)(2)(A)(i) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

21 HOMES

22 LEAD HAZARD REDUCTION

23 For an additional amount for the “Lead Hazard Re-
24 duction Program”, as authorized by section 1011 of the
25 Residential Lead-Based Paint Hazard Reduction Act of

1 1992, \$100,000,000, to remain available until September
2 30, 2023, of which \$25,000,000 shall be for the Healthy
3 Homes Initiative, pursuant to sections 501 and 502 of the
4 Housing and Urban Development Act of 1970: *Provided*,
5 That such additional amount shall be subject to the provi-
6 sions under this heading in title II of this Act, except as
7 modified by this heading in this title: *Provided further*,
8 That not less than \$40,000,000 of the amounts made
9 available under this heading in this title for the award of
10 grants pursuant to section 1011 of the Residential Lead-
11 Based Paint Hazard Reduction Act of 1992 shall be pro-
12 vided to areas with the highest lead-based paint abatement
13 needs: *Provided further*, That not less than \$10,000,000
14 of the amounts made available under this heading in this
15 title for the Healthy Homes Initiative, the Secretary shall
16 give priority to applicants who have partnerships with
17 grantees of the Department of Energy’s Weatherization
18 Assistance Program: *Provided further*, That such amount
19 is designated by the Congress as being for an emergency
20 requirement pursuant to section 251(b)(2)(A)(i) of the
21 Balanced Budget and Emergency Deficit Control Act of
22 1985.

23 CYBERSECURITY AND INFORMATION TECHNOLOGY FUND

24 For an additional amount for “Cybersecurity and In-
25 formation Technology Fund”, \$100,000,000, to remain

1 available until September 30, 2023: *Provided*, That the
2 amount made available under this heading in this title
3 shall be for the development, modernization, and enhance-
4 ment of, modifications to, and infrastructure for cyberse-
5 curity support, operations, controls, and documentation;
6 multifamily housing IT modernization; and resolving open
7 Office of Inspector General and Government Account-
8 ability Office recommendations: *Provided further*, That
9 such amount is designated by the Congress as being for
10 an emergency requirement pursuant to section
11 251(b)(2)(A)(i) of the Balanced Budget and Emergency
12 Deficit Control Act of 1985.

13 OFFICE OF INSPECTOR GENERAL

14 For an additional amount for the necessary salaries
15 and expenses of the “Office of Inspector General” in car-
16 rying out the Inspector General Act of 1978, as amended,
17 \$7,500,000, to remain available until expended: *Provided*,
18 That the Inspector General shall have independent author-
19 ity over all personnel issues within this office: *Provided*
20 *further*, That such amount is designated by the Congress
21 as being for an emergency requirement pursuant to sec-
22 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
23 gency Deficit Control Act of 1985.

1 carry out activities provided under this heading in this
2 title: *Provided further*, That not less than 10 percent of
3 the amounts made available under this heading in this title
4 shall be used for activities that improve water and energy
5 efficiency, or reduce the risk of harm to occupants or prop-
6 erty from natural hazards: *Provided further*, That such
7 amount is designated by the Congress as being for an
8 emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 GENERAL PROVISIONS—ADDITIONAL INFRASTRUCTURE

12 INVESTMENTS

13 SEC. 501. (a) Notwithstanding any other provision
14 of law and in a manner consistent with other provisions
15 in this title, all laborers and mechanics employed by con-
16 tractors and subcontractors on projects funded directly by
17 or assisted in whole or in part by and through the Federal
18 Government pursuant to this title shall be paid wages at
19 rates not less than those prevailing on projects of a char-
20 acter similar in the locality as determined by the Secretary
21 of Labor in accordance with subchapter IV of chapter 31
22 of title 40, United States Code. With respect to the labor
23 standards specified in this section, the Secretary of Labor
24 shall have the authority and functions set forth in Reorga-
25 nization Plan Numbered 14 of 1950 (64 Stat. 1267; 5

1 U.S.C. App.) and section 63145 of title 40, United States
2 Code.

3 (b) Subsection (a) shall not apply to Tribal contracts
4 entered into by the Department of Housing and Urban
5 Development with amounts made available under the
6 headings “Native American Programs” and “Native Ha-
7 waiian Housing Block Grant” in this title.

8 (c) The amounts provided by this section are 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 SEC. 502. For amounts made available in this title
13 under the headings “Northeast Corridor Grants to the Na-
14 tional Railroad Passenger Corporation” and “National
15 Network Grants to the National Railroad Passenger Cor-
16 poration”, the Secretary of Transportation may not waive
17 the requirements under section 24312 of title 49, United
18 States Code, and section 24305(f) of title 49, United
19 States Code: *Provided*, That for amounts made available
20 in this title under such headings the Secretary shall re-
21 quire the National Railroad Passenger Corporation to
22 comply with the Railroad Retirement Act of 1974 (45
23 U.S.C. 231 et seq.), the Railway Labor Act (45 U.S.C.
24 151 et seq.), and the Railroad Unemployment Insurance
25 Act (45 U.S.C. 351 et seq.): *Provided further*, That the

1 amounts made available in this title under such headings
2 shall be used by the National Railroad Passenger Corpora-
3 tion to prevent employee furloughs: *Provided further*, That
4 none of the funds made available in this title under such
5 headings may be used by the National Railroad Passenger
6 Corporation to reduce the frequency of rail service on any
7 long-distance route or State-supported route (as such
8 terms are defined in section 24102 of title 49, United
9 States Code) below frequencies for such routes in fiscal
10 year 2019, except in an emergency, during maintenance
11 or construction outages impacting such routes, or at the
12 request of the State or States supporting such State-sup-
13 ported routes.

14 SEC. 503. None of the funds made available by this
15 Act to the Department of Housing and Urban Develop-
16 ment may be used in contravention of section 1210 of the
17 FAA Reauthorization Act of 2018 (Public Law 115–254;
18 132 Stat. 3442) or the amendments made by such section
19 or of section 312 of the Robert T. Stafford Disaster Relief
20 and Emergency Assistance Act (42 U.S.C. 5155).

1 SEC. 504. (a) None of the funds appropriated or oth-
 2 erwise made available by this Act may be made available
 3 to enter into any new contract, grant, or cooperative
 4 agreement with any entity listed in subsection (b).

5 (b) The entities listed in this subsection are the fol-
 6 lowing:

Trump International Hotel & Tower Chicago, Chicago, IL	Trump International Hotel & Golf Links Ireland (formerly The Lodge at Doonbeg), Doonbeg, Ireland	Trump International Hotel Las Vegas, Las Vegas, NV
Trump National Doral Miami, Miami, FL	Trump International Hotel & Tower New York, New York City, NY	Trump SoHo New York, New York City, NY
Trump International Hotel & Tower, Vancouver, Vancouver, Canada	Trump International Hotel Waikiki, Honolulu, HI	Trump International Hotel Washington, DC
Trump Tower, 721 Fifth Avenue, New York City, New York	Trump World Tower, 845 United Nations Plaza, New York City, New York	Trump Park Avenue, 502 Park Avenue, New York City, New York
Trump International Hotel & Tower, NY	Trump Parc East, 100 Central Park South, New York City, New York	Trump Palace, 200 East 69th Street, New York City, New York
Heritage, Trump Place, 240 Riverside Blvd, New York City, New York	Trump Place, 220 Riverside Blvd, New York City, New York	Trump Place, 200 Riverside Blvd, New York City, New York
Trump Grande, Sunny Isles, FL	Trump Hollywood Florida, Hollywood, Florida	Trump Plaza, New Rochelle, NY
Trump Tower at City Center, Westchester, NY	Trump Park Residences, Yorktown, NY	Trump Parc Stamford, Stamford, Connecticut
Trump Plaza Residences, Jersey City, NJ	The Estate at Trump National, Los Angeles, CA	Trump Towers Pune, India, Pune, India
Trump Tower Mumbai, India, Mumbai, India	Trump Towers Makati, Philippines, Makati, Philippines	Trump International Vancouver, Vancouver, Canada
Trump Towers Istanbul, Sisli, Istanbul, Sisli	Trump Tower Punta Del Este, Uruguay, Punta Sel Este, Uruguay	Briar Hall Operations LLC, New York, New York
DT Dubai Golf Manager LLC, New York, New York	DT Dubai Golf Manager Member Corp, New York, New York	DT Dubai II Golf Manager LLC, New York, New York
DT Home Marks International LLC, New York, New York	DT Home Marks International Member Corp, New York, New York	DT India Venture LLC, New York, New York

DT India Venture Managing Member Corp, New York, New York	DT Marks Baku LLC, New York, New York	DT Marks Baku Managing Member Corp, New York, New York
DT Marks Dubai LLC, New York, New York	DT Marks Dubai Member Corp, New York, New York	DT Marks Dubai II LLC, New York, New York
DT Marks Dubai II Member Corp, New York, New York	DT Marks Gurgaon LLC, New York, New York	DT Marks Gurgaon Managing Member Corp, New York, New York
DT Marks Jersey City LLC, New York, New York	DT Marks Jupiter LLC, New York, New York	DT Mark Qatar LLC, New York, New York
DT Marks Qatar Member Corp, New York, New York	DT Marks Products International LLC, New York, New York	DT Marks Product International Member Corp, New York, New York
DT Marks Pune LLC, New York, New York	DT Marks Pune Managing Member Corp, New York, New York	DT MARKS PUNE II LLC, New York, New York
DT Marks Pune II Managing Member Corp, New York, New York	DT Marks Rio LLC, New York, New York	DT Marks Rio Member Corp, New York, New York
DT Marks Vancouver LP, New York, New York	DT Marks Vancouver Managing Member Corp, New York, New York	DT Marks Worli LLC, New York, New York
DT Marks Worli Member Corp, New York, New York	DT Tower Gurgaon LLC, New York, New York	DT Tower Gurgaon Managing Member Corp, New York, New York
Indian Hills Holdings LLC f/k/a Indian Hills Development LLC, New York, New York	Jupiter Golf Club LLC (Trump National Gold Club-Jupiter), New York, New York	Jupiter Golf Club Managing Member Corp, New York, New York
Lamington Family Holdings LLC, New York, New York	Lawrence Towers Apartments, New York, New York	LFB Acquisition LLC, New York, New York
LFB Acquisition Member Corp, New York, New York	MAR-A-LAGO CLUB, L.L.C., Palm Beach, Florida	Mar A Lago Club, L.L.C, New York, New York
Nitto World Co, Limited, Turnberry, Scotland	OPO Hotel Manager LLC, New York, New York	OPO Hotel Manager Member Corp, New York, New York
OWO Developer LLC, New York, New York	TIGL Ireland Enterprises Limited (Trump International Golf Links- Doonbeg), Doonbeg, Ireland	TIGL Ireland Management Limited, Doonbeg, Ireland
Ace Entertainment Holdings Inc (f/k/a Trump Casinos Inc and formerly Trump Taj Mahal, Inc), Atlantic City, NJ	Trump Chicago Commercial Member Corp, New York, New York	Trump Chicago Commercial Manager LLC, New York, New York
Trump Chicago Development LLC, New York, New York	Trump Chicago Hotel Member Corp, New York, New York	Trump Chicago Hotel Manager LLC, New York, New York
Trump Chicago Managing Member LLC, New York, New York	Trump Chicago Member LLC, New York, New York	Trump Chicago Residential Member Corp, New York, New York
Trump Chicago Residential Manager LLC, New York, New York	Trump Chicago Retail LLC, New York, New York	Trump Chicago Retail Manager LLC, New York, New York

Trump Chicago Retail Member Corp, New York, New York	Trump Drinks Israel Holdings LLC, New York, New York	Trump Drinks Israel Holdings Member Corp, New York, New York
Trump Drinks Israel LLC, New York, New York	Trump Drinks Israel Member Corp, New York, New York	Trump Endeavor 12 LLC (Trump National Doral), New York, New York
Trump Endeavor 12 Manager Corp, New York, New York	Trump Golf Acquisitions LLC, New York, New York	Trump Golf Coco Beach LLC, New York, New York
Trump Golf Coco Beach Member Corp, New York, New York	Trump International Development LLC, New York, New York	Trump International Golf Club LC (Trump International Golf Club- Florida), New York, New York
Trump International Golf Club Scotland Limited, Aberdeen, Scotland	Trump International Golf Club, Inc, Palm Beach, Florida	Trump International Hotel and Tower Condominium, New York, New York
Trump International Hotel Hawaii LLC, New York, New York	Trump International Hotels Management LLC, New York, New York	Trump International Management Corp, New York, New York
Trump Korean Projects LLC, New York, New York	Trump Marks Atlanta LLC, New York, New York	Trump Marks Atlanta Member Corp, New York, New York
Trump Marks Baja Corp, New York, New York	Trump Marks Baja LLC, New York, New York	Trump Marks Batumi, LLC, New York, New York
Trump Marks Beverages Corp, New York, New York	Trump Marks Beverages, LLC New York, New York	Trump Marks Canouan Corp, New York, New York
Trump Marks Canouan, LLC New York, New York	Trump Marks Chicago LLC, New York, New York	Trump Marks Chicago Member Corp, New York, New York
Trump Marks Dubai Corp, New York, New York	Trump Marks Dubai LLC, New York, New York	Trump Marks Egypt Corp, New York, New York
Trump Marks Egypt LLC, New York, New York	Trump Marks Fine Foods LLC, New York, New York	Trump Marks Fine Foods Member Corp, New York, New York
Trump Marks Ft. Lauderdale LLC, New York, New York	Trump Marks Ft. Lauderdale Member Corp, New York, New York	Trump Marks GP Corp, New York, New York
Trump Marks Holdings LP (FKA Trump Marks LP), New York, New York	Trump Marks Hollywood Corp, New York, New York	Trump Marks Hollywood LLC, New York, New York
Trump Marks Istanbul II Corp, New York, New York	Trump Marks Istanbul II LLC, New York, New York	Trump Marks Jersey City Corp, New York, New York
Trump Marks Jersey City LLC, New York, New York	Trump Marks Mattress LLC, New York, New York	Trump Marks Mattress Member Corp, New York, New York
Trump Marks Menswear LLC, New York, New York	Trump Marks Menswear Member Corp, New York, New York	Trump Marks Mortgage Corp, New York, New York
Trump Marks Mtg LLC, New York, New York	Trump Marks Mumbai LLC, New York, New York	Trump Marks Mumbai Member Corp, New York, New York
Trump Marks New Rochelle Corp, New York, New York	Trump Marks New Rochelle LLC, New York, New York	Trump Marks Palm Beach Corp, New York, New York

Trump Marks Palm Beach LLC, New York, New York	Trump Marks Panama Corp, New York, New York	Trump Marks Panama LLC, New York, New York
Trump Marks Philadelphia Corp, New York, New York	Trump Marks Philadelphia LLC, New York, New York	Trump Marks Philippines Corp, New York, New York
Trump Marks Philippines LLC, New York, New York	Trump Marks Products LLC, New York, New York	The Trump Organization, Inc, New York, New York
Trump Marks Products Member Corp, New York, New York	Trump Marks Puerto Rico I LLC, New York, New York	Trump Marks Puerto Rico I Member Corp, New York, New York
Trump Marks Puerto Rico II LLC, New York, New York	Trump Marks Puerto Rico II Member Corp, New York, New York	Trump Marks Punta del Este LLC, New York, New York
Trump Marks Punta del Este Manager Corp, New York, New York	The Donald J. Trump Company LLC, New York, New York	The Trump Marks Real Estate Corp, New York, New York
Trump Marks SOHO License Corp, New York, New York	Trump Marks SOHO LLC, New York, New York	Trump Marks Stamford LLC, New York, New York
Trump Marks Stamford Corp, New York, New York	Trump Marks Sunny Isles I LLC, New York, New York	Trump Marks Sunny Isles I Member Corp, New York, New York
Trump Marks Sunny Isles II LLC, New York, New York	Trump Marks Sunny Isles II Member Corp, New York, New York	Trump Marks Tampa Corp, New York, New York
Trump Marks Tampa LLC, New York, New York	Trump Marks Toronto Corp, New York, New York	Trump Marks Toronto LLC, New York, New York
Trump Marks Toronto LP (formally Trump Toronto Management LP), New York, New York	Trump Marks Waikiki Corp, New York, New York	Trump Marks Waikiki LLC, New York, New York
Trump Marks Westchester Corp, New York, New York	Trump Marks Westchester LLC, New York, New York	Trump Marks White Plains LLC, New York, New York
Trump Miami Resort Management LLC, New York, New York	Trump Miami Resort Management Member Corp, New York, New York	Trump National Golf Club Colts Neck LLC, New York, New York
Trump National Golf Club Colts Neck Member Corp, New York, New York	Trump National Golf Club LLC (Trump National Golf Club-Westchester), New York, New York	Trump National Golf Club Member Corp, New York, New York
Trump National Golf Club Washington DC LCC, New York, New York	Trump National Golf Club Washington DC Member Corp, New York, New York	Trump Old Post Office LLC, New York, New York
Trump Old Post Office Member Corp, New York, New York	Trump On the Ocean LLC, New York, New York	Trump Organization LLC, New York, New York
The Trump Organization, New York, New York	Trump Pageants, Inc, New York, New York	Trump Palace Condominium, New York, New York
Trump Palace/Parc LLC, New York, New York	Trump Panama Condominium Management LLC, New York, New York	Trump Panama Condominium Member Corp, New York, New York
Trump Panama Hotel Management LLC, New York, New York	Trump Panama Hotel Management Member Corp, New York, New York	Trump Parc East Condominium, New York, New York

Trump Park Avenue Acquisition LLC, New York, New York	Trump Park Avenue LLC, New York, New York	Trump Payroll Chicago LLC, New York, New York
Trump Payroll Corp, New York, New York	Trump Phoenix Development LLC, New York, New York	Trump Plaza LLC, New York, New York
Trump Plaza Member Inc (F/K/A Trump Plaza Corp), New York, New York	Trump Productions LLC (former Rancho Lien LLC), New York, New York	Trump Production Managing Member Inc, New York, New York
Trump Project Manager Corp, New York, New York	Trump Restaurants LLC, New York, New York	Trump Riverside Management LLC, New York, New York
Trump Ruffin Commercial LLC, New York, New York	Trump Ruffin LLC, Las Vegas, NV	Trump Ruffin Tower I LLC, Las Vegas, NV
Trump Sales & Leasing Chicago LLC, Chicago, IL	Trump Sales & Leasing Chicago Member Corp, Chicago, IL	Trump Scotland Member Inc, Aberdeen, Scotland
Trump Scotsborough Square LLC, Scotsborough Square, VA	Trump SoHo Hotel Condominium New York, New York, New York	Trump SoHo Member LLC, New York, New York
Trump Toronto Development Inc, New York, New York	Trump Toronto Member Corp (formally Trump Toronto Management Member Corp), New York, New York	Trump Tower Commercial LLC, New York, New York
Trump Tower Managing Member Inc, New York, New York	Trump Village Construction Corp, New York, New York	Trump Vineyard Estates LLC, New York, New York
Trump Vineyard Estates Manager Corp, New York, New York	Trump Vineyard Estates Lot 3 Owner LLC (F/K/A Eric Trump Land Holdings LLC), New York, New York	Trump Virginia Acquisitions LLC (fka Virginia Acquisitions LLC), New York, New York
Trump Virginia Acquisitions Manager Corp, New York, New York	Trump Virginia Lot 5 LLC, New York, New York	Trump Virginia Lot 5 Manager Corp, New York, New York
Trump Wine Marks LLC, New York, New York	Trump Wine Marks Member Corp, New York, New York	Trump World Productions LLC, New York, New York
Trump World Productions Manager Corp, New York, New York	Trump World Publications LLC, New York, New York	Trump/New World Property Management LLC, New York, New York
Trump's Castle Management Corp, Atlantic City, NJ	Trump Marks White Plains Corp, New York, New York	Turnberry Scotland Managing Member Corp, Turnberry, Scotland
Turnberry Scotland LLC, Turnberry, Scotland	TW Venture I LLC, Palm Beach, Florida	TW Venture II LLC, Doonbeg, Ireland
TW Venture I Managing Member Corp, Palm Beach, Florida	TW Venture II Managing Member Corp, Doonbeg, Ireland	Ultimate Air Corp, New York, New York
Unit 2502 Enterprises Corp, Chicago, IL	Unit 2502 Enterprises LLC, Chicago, IL	VHPS LLC, Los Angeles, CA
West Palm Operations LLC, WPB, Florida	Wexford Hall Inc., New York, New York	White Course LLC, Miami, FL
White Course Managing Member Corp, Miami FL	Wilshire Hall LLC, New York, New York	Wollman Rink Operations LLC, New York, New York

Yorktown Real Estate LLC (F/K/A/ Yorktown Development Associates LLC), New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Donald J. Trump, New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Robert S. Trump, New York, New York
The Fred C. Trump December 16, 1976 Trust- F/B/O Elizabeth J. Trump, New York, New York	Fred C. Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O Elizabeth Trump Grau, New York, New York
Maryanne Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O the grandchildren of Fred C. Trump, New York, New York	The Donald J. Trump grantor Trust - DJT is the Trustee Successor - Trustee is Donald J. Trump, Jr., New York, New York
The Donald J. Trump Revocable Trust, New York, New York	The Police Athletic League, Inc, New York, New York	DT Bali Golf Manager LLC, New York, New York
DT Bali Golf Manager Member Corp, New York, New York	DT Bali Hotel Manager LLC, New York, New York	DT Bali Hotel Manager Member Corp, New York, New York
DT Bali Technical Services Manager LLC, New York, New York	DT Bali Technical Services Manager Member Corp, New York, New York	DT Connect Europe Limited, Turnberry, Scotland
DT Endeavor I LLC, New York, New York	DT Endeavor I Member Corp, New York, New York	DT Lido Golf Manager LLC, New York, New York
DT Lido Golf Manager Member Corp, New York, New York	DT Lido Hotel Manager LLC, New York, New York	DT Lido Hotel Manager Member Corp, New York, New York
DT Marks Bali LLC, New York, New York	DT Marks Bali Member Corp, New York, New York	DT Marks Lido LLC, New York, New York
DT Marks Lido Member Corp, New York, New York	DT Tower I LLC, New York, New York	DT Tower I Member Corp, New York, New York
DT Tower II LLC, New York, New York	DT Tower II Member Corp, New York, New York	DT Tower Kolkata LLC, New York, New York
DT Tower Kolkata Managing Member Corp, New York, New York	DT Venture I LLC, New York, New York	DT Venture I Member Corp, New York, New York
DT Venture II LLC, New York, New York	DT Venture II Member Corp, New York, New York	DTTM Operations LLC, New York, New York
DTTM Operations Managing Member, New York, New York	EID Venture II LLC, New York, New York	EID Venture II Member Corp, New York, New York
THC DC Restaurant Hospitality LLC, New York, New York	Lamington Farm Club (TRUMP NATIONAL GOLF CLUB-BEDMINSTER)*, Bedminster, NJ	Mobile Payroll Construction LLC, New York, New York
Mobile Payroll Construction Manager Corp, New York, New York	C DEVELOPMENT VENTURES LLC, New York, New York	C DEVELOPMENT VENTURES MEMBER CORP, New York, New York
TC MARKS BUENOS AIRES LLC, New York, New York	Midland Associates, New York, New York	Miss Universe L.P., LLLP (formerly Trump Pageants, L.P.), New York, New York

Trump Central Park West Corp, New York, New York	DT Marks Qatar LLC, New York, New York	40 Wall Street LLC, New York, New York
401 North Wabash Venture LLC, Chicago, IL	809 North Canon LLC, Beverly Hills, CA	Caribusiness Investments, S.R.L., Dominican Republic
County Properties, LLC, Norfolk, VA	DJT Aerospace LLC, New York, New York	DJT Operations I LLC, New York, New York
DT Connect II LLC, Palm Beach, Florida	Excel Venture I LLC, St. Martin, French West Indies	Fifty-Seventh Street Associates LLC, New York, New York
Pine Hill Development LLC, Pine Hill, NJ	Seven Springs LLC, Mt. Kisco, NY	Trump Turnberry, Turnberry, Scotland
The East 61 Street Company, LP, New York, New York	The Trump Corporation, New York, New York	TIHT Commercial LLC, New York, New York
TIHT Holding Company LLC, New York, New York	Trump National Golf Club - Hudson Valley, Hopewell Junction, NY	Trump National Golf Club - Charlotte, Charlotte, NC
Trump National Golf Club - Philadelphia, Pine Hill, NJ	Trump International Golf Links - Scotland, Aberdeen, Scotland	Trump Las Vegas Development LLC, Las Vegas, NV
Trump Marks Asia LLC, Sterling, VA	Trump Model Management LLC, New York, New York	Trump National Golf Club - Washington DC, Potomac Falls, VA
1125 South Ocean LLC, Palm Beach, Florida	T Promotions LLC, New York, New York	HWA 555 Owners, LLC, San Francisco, CA
1290 Avenue of the Americas, A Tenancy-In-Common, New York, New York	Trump Tower Triplex, New York, New York	N/K/A DTW VENTURE LLC, Palm Beach, Florida
THC Vancouver Management Corp, Vancouver, Canada	TNGC Jupiter Management Corp, Jupiter, FL	Trump Toronto Hotel Management Corp, New York, New York
Trump Management Inc., Manhasset, NY	THC Miami Restaurant Hospitality LLC, Miami, FL	THC IMEA Development LLC, New York, New York
DT Lido Technical Services Manager LLC, Lido, Indonesia	Trump Las Vegas Sales & Marketing, Inc., Las Vegas, NV	Albemarle Estate, Charlottesville, VA
MacLeod House & Lodge, Aberdeen, Scotland	Trump Golf Links at Ferry Point, New York City, New York	Trump International Golf Club, Dubai, UAE
Trump World Golf Club Dubai, UAE	Trump International Resort & Golf Club Lido, Lido City, Indonesia	Seven Springs, Bedford, NY
Le Chateau des Palmiers, St. Martin, French West Indies	Trump World, Seoul, South Korea	Trump Towers, Sunny Isles, FL
D B Pace Acquisition, LLC, New York, NY	DJT HOLDINGS LLC, New York, NY	Golf Productions LLC, New York, NY
T International Realty LLC, New York, NY	THC CENTRAL RESERVATIONS LLC, New York, NY	THC CHINA DEVELOPMENT LLC, New York, NY
THC SALES & MARKETING LLC, New York, NY	The Trump-Equitable Fifth Avenue Company, New York, NY	TRUMP 106 CPS LLC, New York, NY
TRUMP BOOKS LLC /THE MIDAS TOUCH, New York, NY	TRUMP CAROUSEL LLC, New York, NY	TRUMP CPS LLC, New York, NY
TRUMP FERRY POINT LLC, New York, NY	TRUMP HOME MARKS LLC, New York, NY	TRUMP ICE LLC, New York, NY

STORAGE 106 LLC, New York, NY	SC CLEVELAND MS MANAGEMENT LLC, Cleveland, MS	T RETAIL LLC, New York, NY
WESTMINSTER HOTEL MANAGE- MENT LLC, Living- ston, NJ	GOLF RECREATION SCOTLAND LIM- ITED, Turnberry, Scotland	TRUMP DEVELOP- MENT SERVICES LLC, New York, NY
4T HOLDINGS TWO LLC, New York, NY	T EXPRESS LLC, New York, NY	

1 SEC. 505. None of the funds made available in this
2 Act may be used to implement, administer, or enforce the
3 rule entitled “HUD’s Implementation of the Fair Housing
4 Act’s Disparate Impact Standard” published by the De-
5 partment of Housing and Urban Development in the Fed-
6 eral Register on August 19, 2019 (84 Fed. Reg. 42854).

7 SEC. 506. None of the funds made available in this
8 Act may be used to implement, administer, or enforce the
9 rule entitled “Preserving Community and Neighborhood
10 Choice” issued by the Department of Housing and Urban
11 Development on July 23, 2020 (Docket No. FR 6228–
12 F–01).

13 SEC. 507. None of the funds made available by this
14 Act shall be used to implement, administer, or enforce the
15 deadline for compliance with housing counselor certifi-
16 cation requirements under section 214.103(n)(4) of the
17 Secretary of Housing and Urban Development’s regula-
18 tions (24 CFR 214.103(n)(4)).

19 This division may be cited as the “Transportation,
20 Housing and Urban Development, and Related Agencies
21 Appropriations Act, 2021”.

1 **DIVISION H—REMOVAL OF OFFENSIVE**
2 **STATUARY FROM UNITED STATES**
3 **CAPITOL**

4 REMOVAL AND STORAGE OF CONFEDERATE STATUES
5 AND BUSTS

6 SEC. 1. (a) REMOVAL AND STORAGE.—Not later than
7 45 days after the date of the enactment of this Act, the
8 Architect of the Capitol—

9 (1) shall remove all Confederate statues and
10 Confederate busts from any area of the United
11 States Capitol which is accessible to the public; and

12 (2) shall remove the bust of Roger Brooke
13 Taney, the statue of Charles Aycock, the statute of
14 John Caldwell Calhoun, and the statue of James
15 Paul Clarke from any area of the United States
16 Capitol which is accessible to the public.

17 (b) REPLACEMENT OF THE BUST OF ROGER BROOKE
18 TANNEY WITH A BUST OF THURGOOD MARSHALL.—

19 (1) OBTAINING BUST.—Not later than 2 years
20 after the date of the enactment of this Act, the Joint
21 Committee on the Library shall enter into an agree-
22 ment to obtain a bust of Thurgood Marshall, under
23 such terms and conditions as the Joint Committee
24 considers appropriate consistent with applicable law.

1 (2) PLACEMENT.—The Joint Committee on the
2 Library shall place the bust obtained under para-
3 graph (1) in the location in the Old Supreme Court
4 Chamber of the United States Capitol where the
5 bust of Roger Brooke Taney was located prior to re-
6 moval by the Architect of the Capitol under sub-
7 section (a).

8 (c) STORAGE OF STATUES.—In the case of any statue
9 removed under subsection (a), the Architect of the Capitol
10 shall keep such statue in storage until the Architect and
11 the State which provided the statue arrange for the return
12 of the statue to the State.

13 (d) DEFINITIONS.—

14 (1) CONFEDERATE STATUE.—In this section,
15 the term “Confederate statue” means a statue which
16 was provided by a State for display in the United
17 States Capitol under section 1814 of the Revised
18 Statutes (2 U.S.C. 2131), including a replacement
19 statue provided by a State under section 311 of the
20 Legislative Branch Appropriations Act, 2001 (2
21 U.S.C. 2132), which depicts—

22 (A) any individual who served voluntarily
23 at any time as a member of the armed forces
24 of the Confederate States of America or of the

1 military forces of a State while the State was
2 in rebellion against the United States; or

3 (B) any individual who served as an offi-
4 cial in the government of the Confederate
5 States of America or of a State while the State
6 was in rebellion against the United States.

7 (2) CONFEDERATE BUST.—In this section, the
8 term “Confederate bust” means a bust which depicts
9 an individual described in subparagraph (A) or (B)
10 of paragraph (1).

Passed the House of Representatives July 31, 2020.

Attest:

Clerk.

116TH CONGRESS
2^D SESSION

H. R. 7617

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 2021, and for other purposes.