research shows that students who meet regularly with a mentor are, as compared with the peers of those students—

(1) 62 percent less likely to skip a full day of school.
(2) 37 percent less likely to skip a class.

Whereas youth development experts agree that mentors pose powerful developmental and smart daily behaviors, such as finishing homework and having healthy social interactions, and has a positive impact on the growth and success of a young person;

Whereas mentors help young people set career goals and use the personal contacts of the mentors to help young people meet industry professionals and train for and find jobs;

Whereas each of the benefits of mentors described in this preamble serves to link youth to economic and social opportunity while also strengthening communities in the United States; and

Whereas, despite those described benefits, an estimated 9,000,000 young people in the United States feel isolated from meaningful connections with adults outside the home, constrained by a “mentoring gap” that demonstrates a need for collaboration and resources: Now, therefore, be it

Resolved, That the Senate—

(1) recognizes January 2019 as “National Mentoring Month”;
(2) recognizes the caring adults who serve as staff and volunteers at quality mentoring programs across the United States whose mentorship helps young people of the United States find inner strength and reach their full potential;
(3) acknowledges that mentoring is beneficial because mentoring supports educational achievement and self-confidence, supports young people in setting career goals and expanding social capital, reduces juvenile delinquency, improves positive personal, social interactions, and has a positive impact on the behavioral and emotional development and smart daily behaviors, such as finishing homework and having healthy social interactions, and has a positive impact on the growth and success of a young person.

AMENDMENTS SUBMITTED AND PROPOSED

SA 21. Mr. BURR submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table.

SA 22. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 23. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 24. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 25. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 26. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 27. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 28. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 29. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 30. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 31. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 32. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 33. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 34. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 35. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHLY) to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 36. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 37. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 38. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 39. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 40. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 41. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 42. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 43. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

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SA 45. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 46. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 47. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 48. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 49. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 50. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 51. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 52. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

SA 53. Mr. CARDIN (for himself, Mr. GRAHAM, Mr. VAN HOLLEN, Ms. COLLINS, Mr. WARREN, Mr. KAIN, Mr. MURkowski, Mr. KING, Ms. MURkowski, Mr. LEPPONEN, and Mr. CARDIN) submitted an amendment intended to be proposed by him to the bill H.R. 268, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 21. Mr. BURR submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

DIVISION I—INTELLIGENCE AUTHOR-IZATION ACT FOR FISCAL YEARS 2018 AND 2019

SEC. 1. SHORT TITLE; TABLE OF CONTENTS.

(a) Short Title.—This division may be cited as the “Damon Paul Nelson and Matthew Young Pollard Intelligence Authorization Act for Fiscal Years 2018 and 2019”.

(b) Table of Contents.—The table of contents for this division is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Definitions.
Sec. 3. Explanatory statement.

TITLE I—INTELLIGENCE ACTIVITIES

Sec. 101. Authorization of appropriations.
Sec. 102. Classified Schedule of Authorizations.
Sec. 103. Intelligence Community Management Account.

TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DIS-ABILITY SYSTEM

Sec. 201. Authorization of appropriations.

TITLE III—GENERAL INTELLIGENCE COMMUNITY MATTERS

Sec. 301. Restriction on conduct of intel- ligence activities.
Sec. 302. Increase in employee compensation and benefits authorized by law.
Sec. 303. Modification of special pay author- ity for science, technology, en- gineering, or mathematics positions and addition of special pay authority for cyber posi-
Sec. 421. Consolidation of Department of Energy Offices of Intelligence and Counterintelligence.

Sec. 422. Establishment of Energy Infrastructure Security Center.

Sec. 423. Repeal of Department of Energy Intelligence Executive Committee and budget reporting requirement.
TITLE I—INTELLIGENCE ACTIVITIES

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

(a) Fiscal Year 2019.—Funds are hereby authorized to be appropriated for fiscal year 2019 for the intelligence and intelligence-related activities of the following elements of the United States Government:

(1) The Office of the Director of National Intelligence.
(2) The Central Intelligence Agency.
(3) The Department of Defense.
(4) The National Security Agency.
(5) The Department of the Army, the Department of the Navy, and the Department of the Air Force.
(6) The Coast Guard.
(7) The Department of State.
(8) The Department of the Treasury.
(9) The Department of Justice.
(10) The Drug Enforcement Administration.
(11) The National Reconnaissance Office.
(12) The National Geospatial-Intelligence Agency.

(b) Fiscal Year 2018.—Funds that were appropriated for fiscal year 2018 for the national intelligence and intelligence-related activities of the elements of the United States set forth in subsection (a) are hereby authorized.

SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.

(a) Specifications of Amounts.—The amounts authorized to be appropriated under section 101 for the conduct of the intelligence activities of the elements listed in paragraphs (1) through (16) of section 101, are those specified in the classified Schedule of Authorizations prepared to accompany this division.

(b) Availability of Classified Schedule of Authorizations.—

(1) Availability.—The classified Schedule of Authorizations referred to in subsection (a) shall be made available to the Committee on Appropriations of the Senate, the Appropriations, the Committees on Appropriations of the House of Representatives, and to the President.

(2) Distribution by the President.—Subsection (a) shall provide for suitable distribution of the classified Schedule of Authorizations referred to in paragraph (1) in accordance with the instructions of or certain portions of each Appropriations Act under such Schedule, within the executive branch.

(3) Limits on Disclosure.—The President shall not publicly disclose the classified Schedule of Authorizations or any portion of such Schedule except—

(A) as provided in section 601(a) of the Implementing Recommendations of the 9/11 Commission Act of 2004 (50 U.S.C. 3306(a));

(B) to the extent necessary to implement the budget; or

(C) as otherwise required by law.

SEC. 103. INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT.

(a) Authorization of Appropriations.—There is authorized to be appropriated for the Intelligence Community Management Account of the Director of National Intelligence for fiscal year 2019 the sum of $222,424,000.

(b) Classified Authorization of Appropriations.—In addition to amounts authorized to be appropriated for the Intelligence Community Management Account by subsection (a), there are authorized to be appropriated for the Intelligence Community Management Account for fiscal year 2019 such additional amounts as are specified in the classified Schedule of Authorizations referred to in section 102(a).

TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

There is authorized to be appropriated for the Central Intelligence Agency Retirement and Disability Fund $534,000,000 for fiscal year 2019.

SEC. 202. COMPUTATION OF ANNUITIES FOR EMPLOYEES OF THE CENTRAL INTELLIGENCE AGENCY.

(a) Computation of Annuities.—

(1) In General.—Section 221 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2032(a)) is amended—

(A) in subsection (b)(3)(B), by striking the period at the end and inserting “, as determined by using the annual rate of basic pay that would be payable for full-time service in that position after subtracting $4,000 from such rate.”;

(B) in subsection (b)(1)(C)(i), by striking “12-month” and inserting “2-year”;

(C) in subsection (f)(2), by striking “one year” and inserting “two years”;

(D) in subsection (g)(2), by striking “one year” each place such term appears and inserting “two years”;

(E) by redesignating subsections (h), (i), (j), (k), and (l) as subsections (i), (j), (k), (l), and (m), respectively; and

(F) by inserting after subsection (g) the following:

“(h) Conditional Election of Insurable Interest Survivor Annuity by Participant Marked at the Time of Retirement.—

“(1) Authority to Make Designation.—Subject to the rights described in paragraph (2), subsection (b) and section 222, at the time of retirement a married participant found by the Director to be in good health may elect to receive an annuity reduced in accordance with subsection (f)(1)(B) and designate in writing an individual having an insurable interest in the participant to receive an annuity under the system under the participant’s death, except that any such election to provide an insurable interest survivor annuity to the participant’s spouse shall only be effective if the participant elects the spousal right to a survivor annuity under this Act. The amount of the annuity shall be equal to 55 percent of the participant’s reduced annuity.

“(2) Reduction in Participant’s Annuity.—The annuity payable to the participant making such election shall be reduced by 10 percent of an annuity computed under subsection (a) and by an additional 5 percent for each full 5 years the designated individual is younger than the participant. The total reduction under this subparagraph may not exceed 40 percent.

“(i) Commencement of Survivor Annuity.—The annuity payable to the designated individual shall begin for the retired participant dies and terminate on the last day of the month before the designated individual dies.

“(j) Recomputation of Participant’s Annuity on Death of Designated Individual.—An annuity that is reduced under this subsection shall, effective the first day of the month following the death of the designated individual, be recomputed and paid as if the annuity had not been so reduced.”.

(2) Conforming Amendments.—

(A) Central Intelligence Agency Retirement Act.—The Central Intelligence Agency Retirement Act (50 U.S.C. 2032(a)) is amended—

(i) in section 232(b)(1) (50 U.S.C. 2032(b)(1)), by striking “(221),” and inserting “(221),”;

(ii) in section 252(b)(4) (50 U.S.C. 2032(b)(4)), by striking “(211)” and inserting “(211)”; and

(B) Central Intelligence Agency Act of 1998.—Subsection (a) of section 14 of the Central Intelligence Agency Act of 1998 (50 U.S.C. 2031(a)) is amended—

(1) by redesignating subsections (b) and (c) as subsections (c) and (d) respectively;

(2) by striking “October 1, 1990” each place such term appears and inserting “March 31, 1991”;

(3) by inserting “and” at the end of section 273 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2113) is amended—

(a) Prior Service Credit.—Subparagraph (A) of section 222(b)(5) of the Central Intelligence Agency Retirement Act (50 U.S.C. 2032(b)(5)) is amended by striking “one year” and inserting “two years”;

(b) Annuities for Former Spouses.—Subparagraph (B) of section 222(b)(5) of the Central Intelligence Agency Retirement Act (50 U.S.C. 2032(b)(5)) is amended by striking “two years” and inserting “five years”. 

(Congressional Record — Senate, January 24, 2019)
TITLIE III—GENERAL INTELLIGENCE COMMUNITY MATTERS

SEC. 301. RESTRICTION ON CONDUCT OF INTELLIGENCE ACTIVITIES.

The authorization of appropriations by this division shall not constitute authority for the conduct of any intelligence activity which is not otherwise authorized by the Constitution or the laws of the United States.

SEC. 302. INCREASE IN EMPLOYEE COMPENSATION AND BENEFITS AUTHORIZED BY LAW.

Appropriations authorized by this division for salary, pay, retirement, and other benefits for Federal employees may be increased by such additional or supplemental amounts as may be necessary for increases in pay or compensation or benefits authorized by law.

SEC. 303. MODIFICATION OF SPECIAL PAY AUTHORITY FOR SCIENCE, MATHEMATICS POSITIONS AND ADDITION OF SPECIAL PAY AUTHORITY FOR CYBER POSITIONS.

Section 133B of the National Security Act of 1947 (50 U.S.C. 3049a) is amended—

(1) by striking subsection (a) and inserting—

((a) SPECIAL RATES OF PAY FOR POSITIONS REQUIRING EXPERTISE IN SCIENCE, TECHNOLOGY, ENGINEERING, OR MATHEMATICS.—

(1) IN GENERAL.—Notwithstanding part III of title 5, United States Code, the head of each element of the intelligence community may, for 1 or more categories of positions in such element that require expertise in science, technology, engineering, or mathematics—

(A) establish higher minimum rates of pay; and

(B) make corresponding increases in all rates of pay of the pay range for each grade or level subject to subsection (b) or (c), as applicable.

(2) TREATMENT.—The special rate supplements referred to in paragraph (1) shall be basic pay for the same or similar purposes as those specified in section 5305(i) of title 5, United States Code.

(2) by redesignating subsections (b) through (f) as subsections (c) through (g), respectively;

(3) by inserting after subsection (a) the following—

((b) SPECIAL RATES OF PAY FOR CYBER POSITIONS.—

(1) IN GENERAL.—Notwithstanding subsection (c), the Director of the National Security Agency may establish a special rate of pay.

(A) not to exceed the rate of basic pay payable for level II of the Executive Schedule under section 5313 of title 5, United States Code, if the Director certifies to the Under Secretary of Defense for Intelligence, in consultation with the Under Secretary of Defense for Personnel and Readiness, that the rate of pay is for positions that perform functions that execute the cyber mission of the Agency; or

(B) not to exceed the rate of basic pay payable for the Vice President of the United States under section 5314 of title 5, United States Code, if the Director certifies to the Secretary of Defense, by name, individuals that have advanced skills and competencies and that perform critical functions that execute the cyber mission of the Agency.

(2) PAY LIMITATION.—Employees receiving a special rate under paragraph (1) shall be subject to an aggregate pay limitation that parallels the limitation established in section 5307 of title 5, United States Code, except that—

(A) any allowance, differential, bonus, award, or other similar cash payment in addition to basic pay that is authorized under title 10, United States Code, or any other applicable law in addition to title 5 of such Code, excluding the Fair Labor Standards Act of 1938 (29 U.S.C. 201 et seq.), shall also be counted as part of aggregate compensation; and

(B) aggregate compensation may not exceed the rate established for the Vice President of the United States under section 184 of title 3, United States Code.

(3) LIMITATION ON NUMBER OF RECIPIENTS.—The number of individuals who receive basic pay established under paragraph (1)(B) may not exceed 100 at any time.

(4) LIMITATION ON USE AS COMPARATIVE REFERENCE.—Notwithstanding any other provision of law, the aggregate pay limitation established under paragraph (1)(B) may not be used as comparative references for the purpose of fixing the rates of basic pay or maximum pay of qualified positions under section 1599f of title 10, United States Code, or section 228 of the Homeland Security Act of 2002 (6 U.S.C. 147).

(5) in subsection (d), by striking “(b)” and inserting—

“(b) aggregate compensation may not exceed the rate established for the Vice President of the United States under section 184 of title 3, United States Code.”

SEC. 304. MODIFICATION OF APPOINTMENT OF CHIEF INFORMATION OFFICER OF THE INTELLIGENCE COMMUNITY.

Section 103B of the National Security Act of 1947 (50 U.S.C. 3032(a)) is amended by—

(1) in paragraph (1), by striking “Not later than 90 days after the date of the enactment of the Intelligence Authorization Act for Fiscal Year 2017” and inserting “Not later than 90 days after the date of the enactment of the Damon Paul Nelson and Matthew Young Pollard Intelligence Authorization Act for Fiscal Years 2018 and 2019”;

(2) in paragraph (2)(A), by inserting “or (b)” after “subsection (a)”;

(3) in subsection (b), by redesigning paragraph (2)—

(A) in paragraph (1), by striking “Not later than 90 days after the date of the enactment of the Intelligence Authorization Act for Fiscal Year 2017” and inserting “Not later than 90 days after the date of the enactment of the Damon Paul Nelson and Matthew Young Pollard Intelligence Authorization Act for Fiscal Years 2018 and 2019”; and

(B) in paragraph (2)(A), by inserting “or (b)” after “subsection (a)”;

(4) in subsection (g), by redesigning paragraph (2)—

(A) in paragraph (1), by striking “Not later than 90 days after the date of the enactment of the Intelligence Authorization Act for Fiscal Year 2017” and inserting “Not later than 90 days after the date of the enactment of the Damon Paul Nelson and Matthew Young Pollard Intelligence Authorization Act for Fiscal Years 2018 and 2019”;

SEC. 305. DIRECTOR OF NATIONAL INTELLIGENCE REVIEW OF PLACEMENT OF POSITIONS WITHIN THE INTELLIGENCE COMMUNITY ON THE EXECUTIVE SCHEDULE.

(a) REVIEW.—The Director of National Intelligence shall conduct a review of positions within the intelligence community regarding the placement of such positions on the Executive Schedule, in coordination with the Director of the Office of Personnel Management, and shall submit to the appropriate congressional committees an annual report that describes the activities of the Task Force during the previous year, including identification of the supply chain and counterintelligence risks shared with the acquisition community of the United States Government by the intelligence community.

(b) REPORT.—Not later than 60 days after the date on which the review under section (a) is completed, the Director of National Intelligence shall submit to the appropriate congressional committees an annual report that describes the activities of the Task Force during the previous year, including identification of the supply chain and counterintelligence risks shared with the acquisition community of the United States Government by the intelligence community.

SEC. 306. SUPPLY CHAIN AND COUNTERINTELLIGENCE RISK MANAGEMENT TASK FORCE.

(a) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means the following:

(1) The congressional intelligence committees.

(2) The Committee on Armed Services and the Committee on Homeland Security and Governmental Affairs of the Senate.

(3) The Committee on Armed Services, the Committee on Homeland Security, and the Committee on Oversight and Government Reform of the House of Representatives.

(b) REQUIREMENT TO ESTABLISH.—The Director of National Intelligence shall establish a Supply Chain and Counterintelligence Risk Management Task Force to standardize information sharing between the intelligence community and the acquisition community of the United States Government with respect to the supply chain and counterintelligence risks.

(c) MEMBERS.—The Supply Chain and Counterintelligence Risk Management Task Force established under subsection (b) shall be composed of—

(1) a representative of the Defense Security Service of the Department of Defense;

(2) a representative of the General Services Administration;

(3) a representative of the Office of Federal Procurement Policy of the Office of Management and Budget;

(4) a representative of the Department of Homeland Security;

(5) a representative of the Federal Bureau of Investigation;

(6) the Director of the National Counterintelligence and Security Center; and

(7) any other members the Director of National Intelligence determines appropriate.

(d) SECURITY CLEARANCES.—Each member of the Supply Chain and Counterintelligence Risk Management Task Force established under subsection (b) shall have a security clearance at the top secret level and be able to access sensitive compartmented information.

(e) ANNUAL REPORT.—The Supply Chain and Counterintelligence Risk Management Task Force established under subsection (b) shall submit to the appropriate congressional committees an annual report that describes the activities of the Task Force during the previous year, including identification of the supply chain and counterintelligence risks shared with the acquisition community of the United States Government by the intelligence community.

SEC. 307. CONSIDERATION OF ADVERSARIAL TELECOMMUNICATIONS AND CYBERSECURITY INFRASTRUCTURE WHEN SHARING INTELLIGENCE WITH FOREIGN GOVERNMENTS AND ENTITIES.

Whenever the head of an element of the intelligence community enters into an intelligence sharing agreement with a foreign government or any entity, the head of the element shall consider the pervasiveness of telecommunications and cybersecurity infrastructure, equipment, and services provided by the United States, particularly China and Russia, or entities of such adversaries in the country or...
SEC. 308. CYBER PROTECTION SUPPORT FOR THE PERSONNEL OF THE INTELLIGENCE COMMUNITY IN POSITIONS HIGHLY VULNERABLE TO CYBER ATTACK.

(a) DEFINITIONS.—In this section:

(1) PERSONNEL SUPPORT MATERIALS.—The term ‘‘personal support materials’’ means accounts used for online and telecommunication services, including telephone, residential Internet access, email, text and multimedia messaging, cloud computing, social media, health care, and financial services, used by personnel of the intelligence community outside of the scope of their official employment with elements of the intelligence community.

(2) PERSONAL TECHNOLOGY DEVICES.—The term ‘‘personal technology devices’’ means technology devices used by personnel of the intelligence community outside of the scope of their employment with elements of the intelligence community, including networks to which such devices connect.

(b) AUTHORITY TO PROVIDE CYBER PROTECTION SUPPORT.—

(1) IN GENERAL.—Subject to a determination by the Director of National Intelligence, the Director may provide cyber protection support for the personal technology devices and personal accounts of the personnel described in paragraph (2).

(2) AT-RISK PERSONNEL.—The personnel described in this paragraph are personnel of the intelligence community:

(A) who the Director determines to be highly vulnerable to cyber attacks and hostile information collection activities because of the positions occupied by such personnel in the intelligence community; and

(B) whose personal technology devices or personal accounts are highly vulnerable to cyber attacks and hostile information collection activities.

(c) NATURE OF CYBER PROTECTION SUPPORT.—Subject to the availability of resources, the cyber protection support provided to personnel under subsection (b) may include training, advice, assistance, and other services to reduce the risk to cyber attacks and hostile information collection activities.

(d) LIMITATION ON SUPPORT.—Nothing in this section shall be construed—

(1) to encourage personnel of the intelligence community to use personal technology devices for official business; or

(2) to authorize cyber protection support for personal technology devices and personal accounts of the personnel described in paragraph (2).

(e) MANAGEMENT ACCOUNTABILITY.—Not later than 180 days after the date of the enactment of this Act, the Director shall submit to the congressional intelligence committees a report on the provision of cyber protection support under subsection (b). The report shall include—

(1) a description of the methodology used to make the determination under subsection (b); and

(2) guidance for the use of cyber protection support and tracking of support requests for personnel receiving cyber protection support under subsection (b).

SEC. 309. MODIFICATION OF AUTHORITY RELATING TO MANAGEMENT OF SUPPLY-CHAIN RISK.

(a) MODIFICATION OF EFFECTIVE DATE.—Subsection (f) of section 309 of the Intelligence Authorization Act for Fiscal Year 2012 (50 U.S.C. 3022(d)) is amended by striking ‘‘the date that is 180 days after’’.

(b) DURATION OF SUNSET.—Such section is amended by striking subsection (g).

(c) REPORTS.—Such section, as amended by subsection (b), is further amended—

(d) by inserting after subsection (e) the following:

"'(f) ANNUAL REPORTS.—'

'(1) IN GENERAL.—Except as provided in paragraph (2), the annual reports submitted under subsection (c) during the most recently completed calendar year.

'(2) INITIAL REPORT.—The first report submitted under paragraph (1) shall detail all the determinations and notifications made under subsection (c) before the date of the enactment of the Damon Paul Martin Intelligence Community Act (Public Law 115–231).

SEC. 310. LIMITATIONS ON DETERMINATIONS REGARDING CERTAIN SECURITY CLASSIFICATIONS.

(a) PROCEDURE.—In any case in which an officer nominated is determined as described in such subsection and classification authority rest with the officer or another officer who reports directly to such officer, a classification decision with respect to information related to such officer’s nomination shall be made by the Director of National Intelligence.

(b) DETERMINATIONS.—

(1) IN GENERAL.—Except as provided in paragraph (2), in a case in which an officer described in subsection (a) has been nominated as described in such subsection and classification authority rests with the officer or another officer who reports directly to such officer, a classification decision with respect to information related to the officer shall be made by the Director of National Intelligence.

(2) INITIAL REPORT.—The first report submitted under paragraph (1) shall detail all the determinations and notifications made under subsection (c) before the date of the enactment of this Act.

SEC. 311. JOINT INTELLIGENCE COMMUNITY COUNCIL.

(a) MEMBERS.—Section 101(a)(d) of the National Security Act of 1947 (50 U.S.C. 3022(d)) is amended—

(1) by striking ‘‘regular’’; and

(2) by inserting after ‘‘Director considers appropriate’’ after ‘‘Council’’.

(b) REPORT ON FUNCTION AND UTILITY OF THE JOINT INTELLIGENCE COMMUNITY COUNCIL.—

(1) IN GENERAL.—No later than 180 days after the date of the enactment of this Act, the Director of National Intelligence, in coordination with the Executive Office of the President and members of the Joint Intelligence Community Council, shall submit to the congressional intelligence committees a report on the function and utility of the Joint Intelligence Community Council.

(2) CONTENTS.—The report required by paragraph (1) shall include the following:

(A) A description of (1) the structure or virtual meetings held by the Council per year since the Council’s inception.

(B) A description of the effect and accomplishments of the Council.

(C) An explanation of the unique role of the Council relative to other entities, including testing with respect to the National Security Council and the Executive Committee of the intelligence community.

(D) Recommendations for the future role and operation of the Council.

(E) Such other matters relating to the function and utility of the Council as the Director considers appropriate.

(f) DETAILED REPORT.—The report submitted under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(c) NATURE OF CYBER PROTECTION SUPPORT.—The term ‘‘intelligence community information technology environment’’ means the information technology environment across all sectors and domains, including the data sharing and protection environment across multiple classification domains.

(b) ROLES AND RESPONSIBILITIES.—

(1) DIRECTOR OF NATIONAL INTELLIGENCE.—

(A) The Director of National Intelligence shall be responsible for coordinating the performance by elements of the intelligence community with the intelligence community information technology environment, including each of the following:

(1) Ensuring compliance with all applicable environment rules and regulations of such environment.

(B) Ensuring measurable performance goals exist for such environment.

(c) USE OF CORE SERVICES.—

(1) IN GENERAL.—Except as provided in subparagraph (b), each element of the intelligence community shall use core services with such services as are necessary for the effective implementation of such environment.

(d) MANAGEMENT ACCOUNTABILITY.—Not later than 90 days after the date of the enactment of this Act, the Director of National Intelligence shall designate and maintain one or more accountable executives of the intelligence community information technology environment to be responsible for—

(1) management, financial control, and integration of such environment.

(2) overseeing the performance of each core service, including establishing measurable service requirements and schedules;

(d) THE DEGREE—

(3) the degree for which the testing of each core service of such environment, including testing by the intended users, to
evaluate performance against measurable service requirements and to ensure the capability meets user requirements; and
(4) coordinate transition or restructuring efforts for the environment, including phase-out of legacy systems.
(d) SECURITY PLAN.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall develop and maintain a security plan for the intelligence community information technology environment.
(e) LONG-TERM ROADMAP.—Not later than 180 days after the date of the enactment of this Act, and during each of the second and fourth fiscal years thereafter, the Director of National Intelligence shall submit to the congressional intelligence committees a long-term roadmap that shall include each of the following:
(1) A description of the minimum required and desired core service requirements, including:
(A) key performance parameters; and
(B) an assessment of current, measured performance.
(2) implementation milestones for the intelligence community information technology environment, including each of the following:
(A) A schedule for expected delivery of core service capabilities during each of the following phases:
(i) Concept refinement and technology maturity demonstration.
(ii) Development, integration, and demonstration.
(iii) Production, deployment, and sustainment.
(iv) System retirement.
(B) Dependencies of such core service capabilities.
(C) Plans for the transition or restructuring necessary to incorporate core service capabilities.
(D) A description of any legacy systems and discontinued capabilities to be phased out.
(3) Such other matters as the Director determines appropriate.
(f) BUSINESS PLAN.—Not later than 180 days after the date of the enactment of this Act, and during each of the second and fourth fiscal years thereafter, the Director of National Intelligence shall submit to the congressional intelligence committees a business plan that includes each of the following:
(1) A systematic approach to identify core service capabilities for the intelligence community information technology environment within the proposed budget, including multiyear plans to implement the long-term roadmap required by subsection (e).
(2) A uniform approach by which each element of the intelligence community shall identify the cost of legacy information technology environments and capabilities where services of the intelligence community information technology environment will also be available.
(3) A uniform effort by which each element of the intelligence community shall identify transition and restructuring costs for new, existing, and retiring services of the intelligence community information technology environment, as well as services of such environment that have changed designations as a core service.
(g) QUARTERLY PRESENTATIONS.—Beginning not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall provide to the congressional intelligence committees quarterly updates regarding ongoing implementation of the intelligence community information technology environment as compared to the requirements in the most recently submitted security plan required by subsection (d), long-term roadmap required by subsection (e), and business plan required by subsection (f).
(h) ADDITIONAL NOTIFICATIONS.—The Director of National Intelligence shall provide timely notification to the congressional intelligence committees regarding any policy changes related to or affecting the intelligence community information technology environment, new initiatives or strategies related to or impacting such environment, and changes or deficiencies in the execution of the strategy required by section (d), long-term roadmap required by subsection (e), and business plan required by subsection (f).
(i) SUNSET.—The section shall have no effect on or after September 30, 2024.
SEC. 313. REPORT ON DEVELOPMENT OF SECURE MOBILE VOICE SOLUTION FOR INTELLIGENCE COMMUNITY.
(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence, in coordination with the Director of the Central Intelligence Agency and the Director of the National Security Agency, shall submit to the congressional intelligence committees a classified report describing the capabilities, desirability, cost, and required schedule associated with the implementation of a secure mobile voice solution for the intelligence community.
(b) CONTENTS.—The report required by subsection (a) shall include, at a minimum, the following:
(1) The benefits and disadvantages of a secure mobile voice solution.
(2) Whether the intelligence community could leverage commercially available technology for classified voice communications that operates on commercial mobile networks in a secure manner and identifying the accompanying security risks to such networks.
(3) A description of any policies or community guidance that would be necessary to govern the potential solution, such as a process for determining the appropriate use of a secure mobile telephone and any limitations associated with such use.
SEC. 314. POLICY ON MINIMUM INSIDER THREAT STANDARDS.
(a) POLICY REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Director of National Intelligence shall establish minimum insider threat standards that are consistent with the National Insider Threat Policy and Minimum Standards for Executive Branch Insider Threat Programs.
(b) IMPLEMENTATION.—Not later than 180 days after the date of the enactment of this Act, the head of each element of the intelligence community shall implement the policy established under subsection (a).
SEC. 315. SUBMISSION OF INTELLIGENCE COMMUNITY POLICIES.
(a) DEFINITIONS.—In this section:
(1) ELECTRONIC REPOSITORY.—The term ‘electronic repository’ means the electronic distribution mechanism, in use as of the date of the enactment of this Act, or any successor electronic distribution mechanism, by which the Director of National Intelligence submits to the congressional intelligence committees information technology environment.
(2) POLICY.—The term ‘policy’, with respect to the intelligence community, includes unclassified or classified:
(A) the policy of the Director of National Intelligence and policy memoranda of the intelligence community;
(B) executive correspondence of the Director of National Intelligence; and
(C) any equivalent successor policy instruments.
(b) SUBMISSION OF POLICIES.—
(1) CURRENT POLICY.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees using the electronic repository all nonpublicly available policies issued by the Director of National Intelligence for the intelligence community that are in effect as of the date of the submission.
(2) CONTINUOUS UPDATES.—Not later than 15 days after the date on which the Director of National Intelligence issues, modifies, or renews a written plan to ensure that such addition, modification, or removal.
SEC. 316. EXPANSION OF INTELLIGENCE COMMUNITY RECRUITMENT EFFORTS.
In order to further increase the diversity of the intelligence community workforce, not later than 90 days after the date of the enactment of this Act, the President shall submit to the congressional intelligence committees a written plan to ensure that rural and under-represented regions are more fully and consistently represented in such elements’ employment recruitment programs. In addition, the plan shall submit comments to the Director of National Intelligence before such plan shall be implemented.

TITLE IV—MATTERS RELATING TO ELEMENTS OF THE INTELLIGENCE COMMUNITY
Subtitle A—Office of the Director of National Intelligence
SEC. 401. AUTHORITY FOR PROTECTION OF CURRENT AND FORMER EMPLOYEES OF THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.
Section 5(a)(4) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3506(a)(4)) is amended—
(1) in paragraph (1), by striking ‘‘President’’ and inserting ‘‘Director of National Intelligence’’; and
(2) in paragraph (2), by striking ‘‘President’’ and inserting ‘‘Director of National Intelligence’’.
SEC. 402. DESIGNATION OF THE PROGRAM MANAGER-INFORMATION SHARING ENVIRONMENT.
(a) INFORMATION SHARING ENVIRONMENT.—
Section 1016(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 (U.S.C. 1101(b)(b)) is amended—
(1) in paragraph (1), by striking ‘‘President’’ and inserting ‘‘Director of National Intelligence’’; and
(2) in paragraph (2), by striking ‘‘President’’ and inserting ‘‘Director of National Intelligence’’.
(b) PROGRAM MANAGER.—The Program Manager of the Intelligence Reform and Terrorism Prevention Act of 2004 (U.S.C. 1101(b)(1)) of the Intelligence Reform and Terrorism Prevention Act of 2004 (U.S.C. 1101(b)(1)) is amended by striking ‘‘The individual designated as the program manager shall serve as program manager until removed from service or replaced by the President’’ and inserting ‘‘The individual designated as the program manager shall serve as program manager until removed from service or replaced by the President, and the President (at the President’s sole discretion),’’.

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SEC. 403. TECHNICAL MODIFICATION TO THE EXECUTIVE SCHEDULE.

Section 5315 of title 5, United States Code, is amended by adding at the end the following:

"Director of the National Counterintelligence and Security Center;"

SEC. 404. CHIEF FINANCIAL OFFICER OF THE INTELLIGENCE COMMUNITY.

Section 103(a) of the National Security Act of 1947 (50 U.S.C. 3043(a)) is amended by adding at the end the following new sentence: "The Chief Financial Officer shall report directly to the Director of National Intelligence.

SEC. 405. CHIEF INFORMATION OFFICER OF THE INTELLIGENCE COMMUNITY.

Section 1030(a) of the National Security Act of 1947 (50 U.S.C. 3043(a)) is amended by adding at the end the following new sentence: "The Chief Information Officer shall report directly to the Director of National Intelligence.

Subtitle B—Central Intelligence Agency

SEC. 411. CENTRAL INTELLIGENCE AGENCY SUBSISTENCE FOR PERSONNEL ASSIGNED TO AUSTERE LOCATIONS.

Section (a) of section 5 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3509) is amended by adding at the end the following new paragraph:

(4) in paragraph (4), by inserting "(50 U.S.C. 403-4a)","; and

(5) in paragraph (4), by striking "and" and inserting "; and";

(6) by striking the end of the section and adding at the end the following new paragraphs:

"'Personnel' means an employee who, on or after September 11, 2001—

'(a) OVERSEAS LOCATION.—The term "overseas location" means a location outside the United States that is designated by the Agency as an austere location.''

SEC. 412. SPECIAL RULES FOR CERTAIN MONTHLY WORKERS' COMPENSATION PAYMENTS AND OTHER PAYMENTS FOR CENTRAL INTELLIGENCE AGENCY PERSONNEL.

(a) In General.—The Central Intelligence Agency Act of 1949 (50 U.S.C. 3501 et seq.) is amended by inserting after section 19 the following new section:

"SEC. 19A. SPECIAL RULES FOR CERTAIN INDIVIDUALS INJURED BY REASON OF WORK. — HOSTILE ACT, OR TERRORIST ACTIVITIES.

'(a) Definitions.—In this section:

'(1) COVERED DEPENDENT.—The term "covered dependent" means a family member (as defined in such term) under section 8105 of title 5, United States Code, beginning on or after the date of the enactment of this Act.

'(2) COVERED EMPLOYEE.—The term "covered employee" means an employee on or after September 11, 2001—one whom the Agency designates as a covered employee under section 8105 of title 5, United States Code, or otherwise designated by the Agency as a covered employee.

'(3) COVERED INDIVIDUAL.—The term "covered individual" means an individual who—

'(A) is a covered employee or a covered dependent under this section; and

'(B) who, on or after September 11, 2001, becomes injured by reason of a qualifying injury or terrorist activities occurring during a period in which the covered dependent is accompanying the covered employee to an assigned duty station in a foreign country; and

'(ii) that was the result of the willful misconduct of the covered employee;

'(B) With respect to a covered employee or a covered individual, an injury incurred—

'(i) during war, insurgency, hostil act, or terrorist activities occurring during a period of assignment to a duty station in a foreign country; and

'(ii) that was the result of the willful misconduct of the covered employee or the covered individual.

'SEC. 413. EXPANSION OF SECURITY PROTECTIVE SERVICE JURISDICTION OF THE CENTRAL INTELLIGENCE AGENCY.

Subsection (a) of section 35 of the Central Intelligence Act of 1949 (50 U.S.C. 3515(a)) is amended—

'(1) in the subsection heading, by striking "POLICE OFFICERS"; and

'(2) in paragraph (1)—

'(A) in subparagraph (B), by striking "500 feet," and inserting "1,000 yards."); and

'(B) in subparagraph (D), by striking "500 feet." and inserting "1,000 yards.");

'SEC. 414. REPEAL OF FOREIGN LANGUAGE PROFICIENCY REQUIREMENT FOR CERTAIN SENIOR LEVEL POSITIONS IN THE CENTRAL INTELLIGENCE AGENCY.

(a) REPEAL OF FOREIGN LANGUAGE PROFICIENCY REQUIREMENT.—Section 104(a) of the National Security Act of 1947 (50 U.S.C. 3036) is amended by striking subsection (g).

(b) CONFORMING REPEAL.—Section 104 of the Intelligence Authorization Act for Fiscal Year 2005 (Public Law 108–487) is amended by striking subsection (c).

Subtitle C—Office of Intelligence and Counterintelligence

SEC. 421. CONSOLIDATION OF DEPARTMENT OF ENERGY OFFICES OF INTELLIGENCE AND COUNTERINTELLIGENCE.

(a) In General.—Section 215 of the Department of Energy Organization Act (42 U.S.C. 714b) is amended to read as follows:

"OFFICE OF INTELLIGENCE AND COUNTERINTELLIGENCE.

"SEC. 215. (a) Definitions.—In this section, the terms "intelligence community" and "National Intelligence Program" have the meanings given such terms in section 3 of the National Security Act of 1947 (50 U.S.C. 3008).

"(b) Director.—There is in the Department an Office of Intelligence and Counterintelligence. Such Office shall be under the National Intelligence Program.

"(c) Director.—(1) The head of the Office shall be the Director of the Office of Intelligence and Counterintelligence, who shall be an employee in the Senior Executive Service, the Senior Intelligence Service, the Senior National Intelligence Service, or any Other Service that the Secretary, in coordination with the Director of National Intelligence, considers appropriate. The Director of the Office shall report directly to the Secretary.

"(2) The Secretary shall select an individual to serve as the Director from among individuals who have substantial expertise in matters relating to the intelligence community, including foreign intelligence and counterintelligence.

"(d) Duties.—Subject to the authority, direction, and control of the Secretary, the Director shall perform such duties and exercise such powers as the Secretary may prescribe.

"(2) The Director shall be responsible for establishing policy for intelligence and counterintelligence programs and activities at the Department.

(b) CONFORMING REPEAL.—Section 216 of the Department of Energy Organization Act (42 U.S.C. 714c) is hereby repealed.

(c) CLERICAL AMENDMENT.—The table of contents at the beginning of the Department of Energy Organization Act is amended by striking the items relating to sections 215, 216 and inserting the following new item:

"215. Office of Intelligence and Counterintelligence.

SEC. 422. ESTABLISHMENT OF ENERGY INFRASTRUCTURE SECURITY CENTER.

Section 215 of the Department of Energy Organization Act (42 U.S.C. 714h), as amended by section 423, is further amended by adding at the end the following new subsection:

"(c) ENERGY INFRASTRUCTURE SECURITY CENTER.—(1) The President shall establish an Energy Infrastructure Security Center, takings into account all appropriate government tools to analyze and disseminate intelligence relating to the security of the energy infrastructure of the United States.

"(2) The President shall appoint the head of the Energy Infrastructure Security Center.

"(3) The Energy Infrastructure Security Center shall be located within the Office of Intelligence and Counterintelligence.

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“(2) In establishing the Energy Infrastructure Security Center, the Director of the Office of Intelligence and Counterintelligence shall address the following missions and objectives and disseminate intelligence relating to the security of the energy infrastructure of the United States:

(A) primary organization within the United States Government for analyzing and integrating all intelligence possessed or acquired by the United States pertaining to the security of the energy infrastructure of the United States.

(B) Ensuring that appropriate departments and agencies have full access to and receive support needed to execute the plans or activities of the agencies, and perform independent, alternative analyses.

(C) Establishing a central repository on known and suspected foreign threats to the energy infrastructure of the United States, including with respect to any individuals, groups, or other entities identified in activities targeting such infrastructure, and the goals, strategies, capabilities, and networks of such individuals, groups, or other entities.

(D) Intelligence information relating to the security of the energy infrastructure of the United States, including threats and analyses, to the President, to the appropriate committees of Congress, to the appropriate committees of the Senate, and the Committee on Armed Services.

The President may waive the requirements of this subsection, and any parts thereof, if the President determines that such requirements do not materially improve the ability of the United States Government to prevent and halt attacks against the energy infrastructure of the United States.

Not later than 30 days after the date of the enactment of this Act, the Director of National Intelligence shall jointly establish a framework to ensure the appropriate balance of resources for the roles, missions, and functions of the Defense Intelligence Agency in its capacity as an element of the intelligence community and as a combat support agency. The framework shall include supporting processes to provide for the consistent and regular reevaluation of the responsibilities and resources of the Defense Intelligence Agency to prevent imbalanced priorities, insufficient or misaligned resources, and the unauthorized expansion of mission parameters.

SEC. 435. FRAMEWORK FOR ROLES, MISSIONS, AND FUNCTIONS OF DEFENSE INTELLIGENCE AGENCY.

(a) IN GENERAL.—The Director of National Intelligence shall jointly establish a framework to ensure the proper balance of resources for the roles, missions, and functions of the Defense Intelligence Agency in its capacity as an element of the intelligence community and as a combat support agency. The framework shall include supporting processes to provide for the consistent and regular reevaluation of the responsibilities and resources of the Defense Intelligence Agency to prevent imbalanced priorities, insufficient or misaligned resources, and the unauthorized expansion of mission parameters.

(b) MATTER FOR INCLUSION.—The framework required under subsection (a) shall include each of the following:

(1) A lexicon providing for consistent definitions of relevant terms used by both the intelligence community and the Department of Defense, including each of the following:

(A) Defense intelligence enterprise.

(B) Enterprise manager.

(C) Executive agent.

(D) Function.

(E) Functional manager.

(F) Mission.

(G) Mission manager.

(H) Responsibility.

(I) Role.

(J) Service of common concern.

An assessment of the necessity of maintaining separate designations for the Intelligence Community and the Department of Defense for intelligence functional or enterprise management constructs.

A repeatable process for evaluating the addition, transfer, or elimination of intelligence missions, roles, and functions, currently performed or to be performed in the future by the Defense Intelligence Agency, which includes—

(A) A justification for the addition, transfer, or elimination of a mission, role, or function.

(B) The identification of which, if any, element of the Federal Government performs the considered mission, role, or function.

(C) In the case of any new mission, role, or function—

(i) an assessment of the most appropriate agency or element to perform such mission, role, or function, taking into account the resource profile of responsibilities, primary customers, and existing infrastructure necessary to support such mission, role, or function; and

(ii) a determination of the appropriate resource profile and an identification of the projected resources needed and the proposed source of such resources over the future time period during which resources described in subparagraph (i) will be available in order to support such mission, role, or function.

(D) In the case of any mission, role, or function proposed to be assumed, transferred, or eliminated, an assessment, which shall be completed jointly by the heads of each element affected by such assumption, transfer, or elimination, of the risks that would be occasioned by the intelligence community and the Department if such mission, role, or function is assumed, transferred, or eliminated.

SEC. 434. ESTABLISHMENT OF ADVISORY BOARD FOR NATIONAL RECONNAISSANCE OFFICE.

(a) ESTABLISHMENT.—Section 106A of the National Security Act of 1947 (50 U.S.C. 3047a) is amended by adding at the end the following new subsection:

“(d) ADVISORY BOARD.—

“(1) ESTABLISHMENT.—There is established in the National Reconnaissance Office an advisory board (in this section referred to as the ‘Board’).

“(2) DUTIES.—The Board shall—

“(A) study matters relating to the mission of the National Reconnaissance Office, including with respect to promoting innovative approaches and resilience in space, achieving national objectives, and resilience in space; and

“(B) advise and report directly to the Director with respect to such matters.

“(3) MEMBERS.—

“(A) NUMBER AND APPOINTMENT.—

“(i) IN GENERAL.—The Board shall be composed of 5 members appointed by the Director from among individuals with demonstrated academic, government, business, or other expertise relevant to the mission and functions of the National Reconnaissance Office.

“(ii) NOTIFICATION.—Not later than 30 days after the date on which the Director appoints a member to the Board, the Director shall notify the congressional intelligence committees and the congressional defense committees (as defined in section 101(a) of title 10, United States Code) of such appointment.

“(B) TERMS.—Each member shall be appointed for a term of 2 years. Except as provided by subparagraph (C), a member may not serve more than 3 terms.

“(C) VACANCY.—Any member appointed to fill a vacancy occurring by expiration of the term for which the member’s predecessor was appointed shall be appointed only for the remainder of that term. A member may not serve after the expiration of that member’s term until a successor has taken office.

“(D) CHAIR.—The Board shall have a Chair, who shall be appointed by the Director from among the members.

“(E) TRAVEL EXPENSES.—Each member shall receive travel expenses, including per diem in lieu of subsistence, in accordance with applicable provisions under subchapter I of chapter 57 of title 5, United States Code.

“(F) EXECUTIVE SECRETARY.—The Director may employ an executive secretary, who shall be an employee of the National Reconnaissance Office, to support the Board.
"(4) MEETINGS.—The Board shall meet not less than quarterly, but may meet more frequently at the call of the Director.

(5) REPORTS.—Not later than March 31 of each year, the Board shall submit a report to the President and to the congressional intelligence committees a report on the activities and significant findings of the Board during the preceding year.

"(6) NONAPPLICABILITY OF CERTAIN REQUIREMENTS.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Board.

"(7) TERMINATION.—The Board shall terminate on the date that is 3 years after the date of the first meeting of the Board.

(b) Instrumentalities.—Not later than 180 days after the date of the enactment of this Act, the Director of the National Reconnaissance Office shall appoint the initial 5 members to the advisory board under subsection (d) of section 106A of the National Security Act of 1947 (50 U.S.C. 3041a), as added by subsection (a).

SEC. 435. COLLOCATION OF CERTAIN DEPARTMENT OF HOMELAND SECURITY PERSONNEL AT FIELD LOCATIONS.

(a) IDENTIFICATION OF OPPORTUNITIES FOR COLLOCATION.—Not later than 60 days after the date of the enactment of this Act, the Under Secretary of Homeland Security for Intelligence and Analysis shall identify, in consultation with the Commissioner of U.S. Customs and Border Protection, the Administrator of the Transportation Security Administration, the Director of U.S. Immigration and Customs Enforcement, and the heads of such other elements of the Department of Homeland Security as the Under Secretary considers appropriate, opportunities for collocation of officers of the Office of Intelligence and Analysis in the field outside of the Greater Washington, D.C., area in order to support operational units from U.S. Customs and Border Protection, the Transportation Security Administration, U.S. Immigration and Customs Enforcement, and other elements of the Department of Homeland Security.

(b) PLAN FOR COLLOCATION.—Not later than 120 days after the date of the enactment of this Act, the Under Secretary shall submit to the congressional intelligence committees a report on the information sharing and collocation opportunities for the elements of the Department of Homeland Security as described in subsection (a).

TITLE V—ELECTION MATTERS

SEC. 501. REPORT ON CYBER ATTACKS BY FOREIGN GOVERNMENTS AGAINST UNITED STATES ELECTION INFRASTRUCTURE.

(a) DEFINITIONS.—In this section:

(1) A whole-of-government approach to protecting United States election systems and processes that includes the agencies and departments indicated in subsection (b) as well as any other agencies and departments of the United States, as determined appropriate by the Director of National Intelligence and the Secretary of Homeland Security.

(b) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Under Secretary of Homeland Security for Intelligence and Analysis shall submit to congressional committees a report on cyber attacks by foreign governments on United States election infrastructure in States and localities in connection with the 2016 Presidential election in the United States and cyber attacks by the Under Secretary anticipates against such infrastructure. Such report shall identify the States and localities affected and shall include cyber attacks and attempted cyber attacks against voter registration databases, voting machines, voting-related computer networks, and the networks of persons who administers elections.

(c) FORM.—The report submitted under subsection (b) shall be submitted in unclassified form, but may include a classified annex.

SEC. 502. REVIEW OF INTELLIGENCE COMMUNITY'S POSTURE TO COLLECT AGAINST AND ANALYZE RUSSIAN EF- FORTS TO INFLUENCE THE PRESIDENTIAL ELECTION.

(a) REVIEW REQUIRED.—Not later than 1 year after the date of the enactment of this Act, the Director of National Intelligence shall:

(1) complete an after action review of the posture of the intelligence community to collect the intelligence necessary for the Director to prevent a foreign government, such as the Government of Russia, from interfering in the 2016 Presidential election in the United States; and

(2) submit to the congressional intelligence committees a report on the findings of the Director with respect to such review.

(b) ELEMENTS.—The review required by subsection (a) with respect to the posture and efforts described in paragraph (1) of such subsection, the following:

(1) An assessment of whether the resources of the intelligence community were properly aligned to detect and respond to the efforts described in subsection (a)(1).

(2) An assessment of the information sharing that occurred within elements of the intelligence community.

(3) An assessment of the information sharing that occurred between elements of the intelligence community.

(4) An assessment of applicable authorities necessary to collect on any such efforts and any deficiencies.

(5) A review of the use of open source material to inform analysis and warning of such efforts.

(c) FORM OF REPORT.—The report required by subsection (a)(2) shall be submitted to the congressional intelligence committees in a classified form.

SEC. 503. ASSESSMENT OF FOREIGN INTELLIGENCE COMMUNITY'S POSTURE TO COLLECT AGAINST AND ANALYZE PERFORMANCE AND EFFORTS OF THE RUSSIAN FEDERAL ELECTIONS OFFICE.

(a) DEFINITIONS.—In this section:

(1) A whole-of-government approach to protecting United States election systems and processes that includes the agencies and departments indicated in subsection (b) as well as any other agencies and departments of the United States, as determined appropriate by the Director of National Intelligence and the Secretary of Homeland Security.

(2) THE RUSSIAN FEDERAL ELECTION OFFICE.—The Russian Federal Election Office includes the Central Election Commission of the Russian Federation and the State Election Commission of the Russian Federation.

(b) REPORT REQUIRED.—Not later than 180 days before any regularly scheduled Federal election occurring after December 31, 2018, submit a report on such security vulnerabilities and an assessment of foreign intelligence threats to the election to—

(A) congressional leadership; and

(B) the appropriate congressional committees.

(c) UPDATE.—Not later than 90 days before any regularly scheduled Federal election occurring after December 31, 2018, submit an updated assessment to—

(A) congressional leadership; and

(B) the appropriate congressional committees.

SEC. 504. STRATEGY FOR COUNTERING RUSSIAN CYBER THREATS TO UNITED STATES ELECTIONS.

(a) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term ‘‘appropriate congressional committees’’ means the following:

(1) The congressional intelligence committees.

(2) The Committee on Armed Services and the Committee on Homeland Security and Governmental Affairs of the Senate.

(3) The Committee on Armed Services and the Committee on Homeland Security of the House of Representatives.

(4) The Committee on Foreign Relations of the Senate.

(5) The Committee on Foreign Affairs of the House of Representatives.

(b) REQUIREMENT FOR A STRATEGY.—Not later than 90 days after the date of the enactment of this Act, the Director of National Intelligence, in coordination with the Secretary of Homeland Security, the Director of the Federal Bureau of Investigation, the Director of the Central Intelligence Agency, the Secretary of State, the Secretary of Defense, and the Secretary of the Treasury, shall develop a whole-of-government strategy for countering the threat of Russian cyber attacks against electoral systems and processes in the United States, including Federal, State, and local election systems, voter registration databases, voting tabulation equipment, and equipment and programs for the secure transmission of election results.

(c) ELEMENTS OF THE STRATEGY.—The strategy required by subsection (b) shall include the following elements:

(1) A whole-of-government approach to protecting United States election systems and processes that includes the agencies and departments indicated in subsection (b) as well as any other agencies and departments of the United States, as determined appropriate by the Director of National Intelligence and the Secretary of Homeland Security.

(2) An assessment of the posture and efforts described in paragraph (1) of such subsection, the following:

(A) The majority leader of the Senate.

(B) The minority leader of the Senate.

(C) The Speaker of the House of Representatives.

(D) The minority leader of the House of Representatives.

(3) SECURITY VULNERABILITY.—The term ‘‘security vulnerability’’ has the meaning given in section 102 of the Cybersecurity Information Sharing Act of 2015 (6 U.S.C. 1501).
(2) Input solicited from Secretaries of State of the various States and the chief election officials of the States.

(3) Technical security measures, including auditing of voting systems, securing wireless and Internet connections, and other technical safeguards.

(4) Detection of cyber threats, including attribution of attacks by Russian government or nongovernment cyber threat actors.

(5) Improvements in the identification and attribution of Russian government or nongovernment cyber threat actors.

(6) Deterrence, including actions and measures that could or should be undertaken against, or interference with, United States election systems and processes.

(7) Input solicited from Secretaries of State in Federal Government communications with State and local election officials.

(8) Public education and communication efforts.

(9) Benchmarks and milestones to enable the measurement of concrete steps taken and progress made in the implementation of the strategies.

SEC. 505. ASSESSMENT OF SIGNIFICANT RUSSIAN INFLUENCE CAMPAIGNS DIRECTED AT FOREIGN ELECTIONS AND REFERENDA.

(a) RUSSIAN INFLUENCE CAMPAIGN DEFINED.—In this section, the term “Russian influence campaign” means any effort, covert or overt, and by any means, attributable to the Russian Federation directed at an election, referendum, or similar process in a country other than the Russian Federation or the United States.

(b) ASSESSMENT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional committees a report containing an analytical assessment of the most significant foreign influence campaigns conducted during the 3-year period preceding the date of the enactment of this Act, as well as the most significant current or planned such campaigns, if any. Such assessment shall include—

(1) a summary of such significant Russian influence campaigns, including, at a minimum, the specific means by which such campaigns were conducted, are being conducted, or likely will be conducted, as appropriate, and the specific goal of each such campaign;

(2) a summary of any defenses against or responses to such Russian influence campaigns by the foreign state holding the elections and referenda;

(3) a summary of any relevant activities by elements of the intelligence community undertaken for the purpose of assisting the government of such foreign state in defending against or responding to such Russian influence campaigns; and

(4) an assessment of the effectiveness of such defenses and responses described in paragraphs (2) and (3).

(c) FORM.—The report required by subsection (b) may be submitted in classified form, but if so submitted, shall contain an unclassified summary.

SEC. 506. FOREIGN COUNTERINTELLIGENCE AND COUNTERSECURITY THREATS TO FEDERAL ELECTION CAMPAIGNS.

(a) REPORTS REQUIRED.—

(1) IN GENERAL.—As provided in paragraph (2), for each Federal election, the Director of National Intelligence, in coordination with the Under Secretary of Homeland Security for Counterterrorism and Infrastructure Protection of the Department of Homeland Security and the Director of the Federal Bureau of Investigation, shall make publicly available on an Internet website an advisory report on foreign counterintelligence and cybersecurity threats to election campaigns for Federal offices.

(2) SCHEDULE FOR SUBMITTAL.—A report under this subsection shall be made available as follows:

(A) In the case of a report regarding an election held for the office of Senator or Representative held during 2018, not later than the date that is 60 days after the date of the enactment of this Act.

(B) In the case of a report regarding an election for a Federal office during any subsequent year, not later than the date that is 1 year before the date of the election.

(C) A description of foreign counterintelligence and cybersecurity threats to election campaigns for Federal offices.

(D) An identification of any publicly available resources, including United States Government resources, for countering such threats.

(3) INFORMATION SHARING.—A report under this subsection shall reflect the most current information available to the Director of National Intelligence regarding foreign counterintelligence and cybersecurity threats.

(b) TREATMENT OF CAMPAIGNS SUBJECT TO HIGHER-LEVEL SECURITY CLEARANCE.—The Director of the Federal Bureau of Investigation and the Under Secretary of Homeland Security for Intelligence and Analysis jointly determine that an election campaign for Federal office is subject to a heightened foreign counterintelligence or cybersecurity threat, the Director and the Under Secretary, consistent with the protection of sources and methods, may make available additional information to the appropriate representatives of such campaigns.

SEC. 507. INFORMATION SHARING WITH STATE ELECTION OFFICIALS.

(a) STATE DEFINED.—In this section, the term “State” means the District of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and any territory or possession of the United States.

(b) SECURITY CLEARANCES.—

(1) IN GENERAL.—Not later than 30 days after the date of the enactment of this Act, the Director of National Intelligence shall support the Under Secretary of Homeland Security for Intelligence and Analysis and any other official of the Department of Homeland Security designated by the Secretary of Homeland Security, in sponsoring a security clearance up to the top secret level for each eligible chief election official of a State or the District of Columbia, and additional eligible designees of such election official as appropriate, at the time that such election official assumes such position.

(2) INFORMED DECISIONMAKING.—In making decisions with applicable policies and directives, the Director of National Intelligence may issue interim clearances, for a period to be determined by the Director, for chief election officials as described in paragraph (1) and up to 1 designee of such official under such paragraph.

(c) INFORMATION SHARING.—

(1) IN GENERAL.—The Director of National Intelligence shall assist the Under Secretary of Homeland Security for Intelligence and Analysis and the Under Secretary responsible for overseeing critical infrastructure protection, cybersecurity, and other related programs of the Department (as specified in section 103(a)(1)(H) of the Homeland Security Act of 2002 (6 U.S.C. 113(a)(1)(H))) with sharing any appropriate classified information with chief election officials and such designees who have received a security clearance under subsection (b).

(2) COORDINATION.—The Under Secretary of Homeland Security for Intelligence and Analysis shall coordinate with the Director of National Intelligence and the Under Secretary responsible for overseeing critical infrastructure protection, cybersecurity, and other related programs of the Department (as specified in section 103(a)(1)(H)) to facilitate the sharing of information to the affected Secretaries of State or States.

SEC. 508. NOTIFICATION OF SIGNIFICANT FOREIGN EYE INTRUSIONS AND ACT MEASURE CAMPAIGNS DIRECTED AT ELECTION FOR FEDERAL OFFICES.

(a) DEFINITIONS.—In this section:

(1) ACTIVE MEASURES CAMPAIGN.—The term “active measures campaign” means any covert or overt, and by any means, attributable to a foreign state or foreign semi-covert or covert intelligence operation.

(2) CANDIDATE, ELECTION, AND POLITICAL PARTY.—The terms “candidate”, “election”, and “political party” have the meanings given those terms in section 301 of the Federal Election Campaign Act of 1971 (52 U.S.C. 30101).

(3) CONGRESSIONAL LEADERSHIP.—The term “congressional leadership” includes the following:

(A) The majority leader of the Senate.

(B) The minority leader of the Senate.

(C) The Speaker of the House of Representatives.

(D) The minority leader of the House of Representatives.

(4) CYBER INTRUSION.—The term “cyber intrusion” means an electronic occurrence that actually or imminently jeopardizes, without lawful authority, the election, referendum, or similar process, or election infrastructure, or the integrity, confidentiality, or availability of information within such infrastructure.

(5) ELECTRONIC ELECTION INFRASTRUCTURE.—The term “electronic election infrastructure” means an electronic information system of any of the following that is related to an election for Federal office:

(A) The Federal Government.

(B) A State or local government.

(C) A political party.

(D) The election campaign of a candidate.

(5) FEDERAL OFFICE.—The term “Federal office” has the meaning given that term in section 301 of the Federal Election Campaign Act of 1971 (52 U.S.C. 30101).

(6) HIGH CONFIDENCE.—The term “high confidence”, with respect to a determination, means that the determination is based on high-quality information from multiple sources.

(7) MODERATE CONFIDENCE.—The term “moderate confidence”, with respect to a determination, means that the determination is based on high-quality information from a limited number of sources.

(8) OTHER APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “other appropriate congressional committees” means—

(A) The Committee on Armed Services, the Committee on Homeland Security and Governmental Affairs, and the Committee on Appropriations of the Senate; and
(B) the Committee on Armed Services, the Committee on Homeland Security, and the Committee on Appropriations of the House of Representatives.

(b) In this section—

(1) the term ‘‘significant foreign cyber intrusion’’ means an intrusion into Federal systems that is a threat to national security;

(2) the term ‘‘appropriate congressional committees’’ means—

(A) the Armed Services Committees of the Senate and the House of Representatives;

(B) the Appropriations Committees of the Senate and the House of Representatives;

(C) the Homeland Security Committees of the Senate and the House of Representatives;

(D) the Intelligence Committees of the Senate and the House of Representatives;

(E) the Senate Committee on Governmental Affairs;

(F) the House Committee on Governmental Affairs;

(G) the Senate Committee on Homeland Security and Governmental Affairs;

(H) the House Committee on Homeland Security;

(I) the Senate Committee on the Judiciary;

(J) the House Committee on the Judiciary;

(3) the term ‘‘appropriate industry partners’’ means one or more companies that are in the national industrial security program or that may be in such program, and such companies may include Federal agencies.

(c) The Director of National Intelligence and the Secretary of Homeland Security shall jointly carry out this Act.

(d) As required by paragraph (a)(1), the Director of National Intelligence shall submit to the appropriate congressional committees and make available to appropriate industry partners a report on the future of personnel security and any related activities that the Director carried out.

(e) The report submitted under paragraph (d) shall include the following:

(1) A description of the threats to national security that are posed by terrorism, foreign intelligence activities, and criminal activities.

(2) A discussion of the effectiveness of current personnel security systems.

(3) A discussion of the steps that can be taken to improve personnel security systems.

(f) The report submitted under paragraph (d) shall include the following:

(1) A description of the threats to national security that are posed by terrorism, foreign intelligence activities, and criminal activities.

(2) A discussion of the effectiveness of current personnel security systems.

(3) A discussion of the steps that can be taken to improve personnel security systems.

(g) The report submitted under paragraph (d) shall include the following:

(1) A description of the threats to national security that are posed by terrorism, foreign intelligence activities, and criminal activities.

(2) A discussion of the effectiveness of current personnel security systems.

(3) A discussion of the steps that can be taken to improve personnel security systems.

(h) The report submitted under paragraph (d) shall include the following:

(1) A description of the threats to national security that are posed by terrorism, foreign intelligence activities, and criminal activities.

(2) A discussion of the effectiveness of current personnel security systems.

(3) A discussion of the steps that can be taken to improve personnel security systems.

(i) The report submitted under paragraph (d) shall include the following:

(1) A description of the threats to national security that are posed by terrorism, foreign intelligence activities, and criminal activities.

(2) A discussion of the effectiveness of current personnel security systems.

(3) A discussion of the steps that can be taken to improve personnel security systems.

(j) The report submitted under paragraph (d) shall include the following:

(1) A description of the threats to national security that are posed by terrorism, foreign intelligence activities, and criminal activities.

(2) A discussion of the effectiveness of current personnel security systems.

(3) A discussion of the steps that can be taken to improve personnel security systems.

(k) The report submitted under paragraph (d) shall include the following:

(1) A description of the threats to national security that are posed by terrorism, foreign intelligence activities, and criminal activities.

(2) A discussion of the effectiveness of current personnel security systems.

(3) A discussion of the steps that can be taken to improve personnel security systems.
industry partners a report that includes the following:
(1) A review of whether the information re-
quested on the Questionnaire for National
Security Adjudicative Guidelines (Standard Form 86) and
by the Federal Investigative Standards pre-
scribed by the Office of Personnel Manage-
ment and the Office of the Director of Na-
tional Intelligence appropriately supports
the adjudicative guidelines under Security
Executive Agent Directive 4 (known as the
"National Security Adjudicative Guide-
lines''). Such review shall include identifica-
tion of whether any such information cur-
rently collected is unnecessary to support
the adjudicative guidelines.
(2) A determination of whether such Quest-
ionnaire, Standards, and guidelines should
be revised to account for the prospect of a
holder of a security clearance becoming an
insider threat.
(3) Recommendations to improve the back-
ground investigation process by—
(A) simplifying the Questionnaire for Na-
tional Security Positions (Standard Form 86) and
increasing customer support to appli-
cants completing such Questionnaire;
(B) using remote techniques and central-
ized locations to support or replace field in-
vestigation work;
(C) using secure and reliable digitization of
information obtained during the clearance
process;
(D) building the capacity of the back-
ground investigation labor sector; and
(E) replacing periodic reinvestigations with
continuous evaluation techniques in all
appropriate circumstances.
(b) POLICY, STRATEGY, AND IMPLEMENT-
ATION.—Not later than 180 days after the date of
the enactment of this Act, the Security
Executive Agent shall, in coordination with
the members of the Council, establish the follow-
ing:
(1) a policy and implementation plan for
the issuance of interim security clearances.
(2) A policy and implementation plan to
ensure contractors are treated consistently in
the security clearance process across agencies
and departments of the United States as compared to employees of such
agencies and departments. Such policy shall
address:
(A) prioritization of processing security
clearances based on the mission the contrac-
tors will be performing;
(B) compliance with the forms that agen-
cies issue to initiate the process for a secu-
rit y clearance;
(C) digitization of background investiga-
tion-related classified information;
(D) use of the polygraph;
(E) the application of the adjudicative
guidelines under Security Executive Agent
Directive 4 (known as the "National Secu-
rit y Adjudicative Guidelines");
(F) reciprocal recognition of clearances
across agencies and departments of the United
States, regardless of status of peri-
odic reinvestigation;
(G) tracking of clearance files as individ-
uals move from employment with an agency
or department of the United States to em-
ployment in the private sector;
(H) collection of timelines for movement of
contractors across agencies and depart-
ments;
(I) reporting on security incidents and job
performance, consistent with section 552a of
title 5, United States Code (commonly
known as the Freedom of Information Act of 1974),
that may affect the ability to hold a security
clearance;
(J) any recommended changes to the Fed-
eral Rules of Evidence (FAR) ne-
necessary to ensure that information affecting
contractor clearances or suitability is appro-
priately and expeditiously shared between
and among agencies and contractors; and
(K) portability of contractor security clear-
cances between or among contracts at
the same agency and between or among con-
tракts at different agencies that require the
same level of clearance.
(3) A strategy and implementation plan that—
(A) provides for periodic reinvestigations
as part of a security clearance determination
only on an as-needed, risk-based basis;
(B) includes actions to assess the extent to
which automated records checks and other
continuous evaluation methods may be used to
expedite or focus reinvestigations; and
(C) provides for certain popu-
lations if the Security Executive Agent—
(i) determines such populations require re-
investigations at regular intervals; and
(ii) provides written justification to the
appropriate congressional committees for
any such determination.
(4) A policy and implementation plan for
agencies and departments of the United
States, as a part of the security clearance
process, to accept automated records checks
generated pursuant to a security clearance
applicant's employment with a prior em-
ployer.
(5) A policy for the use of certain back-
ground materials on individuals collected by
the private sector for background investiga-
tion purposes.
(6) Uniform standards for agency contin-
uous evaluation programs to ensure quality
and reciprocity in accepting enrollment in a
continuous vetting program as a substitute
for a periodic investigation for continued ac-
cess to classified information.
SEC. 604. GOALS FOR PROMPTNESS OF DETER-
MINATIONS REGARDING SECURITY CLEARANCES.
(a) RECIPROCITY OF SECURITY CLEARANCES.—In this section,
the term "reciprocity" means reciprocal rec-
ognition by Federal departments and agen-
cies of eligibility for access to classified in-
formation.
(b) IN GENERAL.—The Council shall reform
the security clearance process with the ob-
jective that, by December 31, 2021, 90 percent
of all determinations, other than determina-
tions regarding populations identified under
section 803(b)(3)(C), regarding—
(1) security clearances—
(A) at the secret level are issued in 30 days
or fewer; and
(B) at the top secret level are issued in 90
days or fewer;
(2) reciprocity of security clearances at
the same level are recognized in 2 weeks or
fewer;
(c) CERTAIN REINVESTIGATIONS.—The Coun-
cil shall reform the security clearance proc-
есс with the goal that by December 31, 2021,
reinvestigation on a set periodicity is not re-
quired for most of the popu-
lation that holds a security clearance.
(d) EQUIVALENT METRICS.—The
United States Council develops a set of performance metrics that certifies to
the appropriate congressional committees
should achieve substantially equivalent out-
come, meeting those outlined in subsections (b)
and (c), the Council may use those metrics
for purposes of compliance within this provi-
sion.
(2) NOTICE.—If the Council uses the author-
ity provided by paragraph (1) to use metrics
as described in such paragraph, the Council
shall, not later than 30 days after commu-
nicating such metrics to departments and
agencies, notify the appropriate congres-
sional committees that it is using such au-
thority.
ToFile.—Not later than 180 days after the date
of the enactment of this Act, the Coun-
cil shall submit to the appropriate congres-
sional committees and make available to
appropriate industry partners a plan to carry
out this section. Such plan shall include rec-
ommended interim milestones for the goals
set forth in subsections (b) and (c) for 2019,
2020, and 2021.
SEC. 605. SECURITY EXECUTIVE AGENT.
(a) IN GENERAL.—Title VIII of the National
Security Act of 1947 (50 U.S.C. 3161 et seq.) is amended—
(1) by redesignating sections 803 and 804 as
sections 804 and 805, respectively; and
(2) by inserting after section 802 the fol-
lowing:
"SEC. 803. SECURITY EXECUTIVE AGENT.
"(a) IN GENERAL.—The Director of National
Intelligence, or such other officer of the
United States as the Council design-
ate, shall serve as the Security Executive
Agent for all departments and agencies of
the United States.
(b) DUTIES.—The duties of the Security
Executive Agent are as follows:
"(1) To direct the oversight of investiga-
tions, reinvestigations, adjudications, and,
as applicable, polygraphs for eligibility
for access to classified information or eligibility
to hold a sensitive position made by any
Federal agency;
"(2) To review the national security back-
ground investigation and adjudication pro-
grams of Federal agencies to determine
whether such programs are being imple-
mnted in accordance with Executive
Order 12968 (50 U.S.C. 3161 note);
"(3) To develop and issue uniform and con-
sistent policies and procedures to ensure the
effective, efficient, timely, and secure com-
pletion of investigations, polygraphs, and ad-
judications relating to determinations of eli-
gibility for access to classified information
or eligibility to hold a sensitive position;
"(4) Unless otherwise designated by law,
to serve as the final authority to designate a
Federal agency or agencies to conduct inves-
tigations of persons who are proposed for ac-
cess to classified information or for eligi-
bility to hold a sensitive position, as applicable;
"(5) Unless otherwise designated by law,
to serve as the final authority to designate a
Federal agency or agencies to determine eli-
gibility for access to classified information
or eligibility to hold a sensitive position in
accordance with Executive Order 12968 (50
U.S.C. 3161 note); relating to access to classi-
fied information.
"(6) To ensure reciprocal recognition of eli-
gibility for access to classified information
or eligibility to hold a sensitive position
among Federal agencies, including acting as
the final authority to arbitrate and resolve
disputes among such agencies involving the
reciprocity of investigations and adjudica-
tions of eligibility.
"(7) To execute all other duties assigned to
the Security Executive Agent;
"(c) AUTHORITIES.—The Security Executive
Agent shall—
"(1) issue guidelines and instructions to
the heads of Federal agencies to ensure ap-
propriate uniformity, centralization, effi-
ciency, effectiveness, timeliness, and secu-
rit y in processes relating to determinations
of eligibility for access to classified in-
formation or eligibility to hold a sensitive position, including such matters as
investigations, polygraphs, adjudications,
and reciprocity;
"(2) have the authority to grant exceptions
to, or waivers of, national security investiga-
tive requirements, including issuing imple-
mntation clarifications necessary;
"(3) have the authority to assign, in whole
or in part, to the head of any Federal agency
(solely or jointly) any of the duties of the Security Executive Agent described in subsection (b) or the authorities described in paragraphs (1) and (2), provided that the exercise of such duties or authorities is subject to the oversight of the Security Executive Agent, including such terms and conditions (including approval by the Security Executive Agent) as the Security Executive Agent determines appropriate; and

“(4) define and set standards for continuous evaluation for continued access to classified information, including eligibility to hold a sensitive position.”.

(b) Report on Recommendations for Revising Authorities.—Not later than 30 days after the date on which the Chairman submits to the appropriate congressional committees the report required by section 602(b)(2)(A), the Chairman shall submit to the appropriate congressional committees such recommendations as the Chairman may have for revising the authorities of the Security Executive Agent.

(c) Conforming Amendment.—Section 1011(h)(4)(A) of such Act (50 U.S.C. 3003(b)(4)(A)) is amended by striking “in section 806” and inserting “in section 805”.

(d) Clerical Amendment.—The table of contents in the matter preceding section 2 of such Act (50 U.S.C. 3002) is amended by striking the numerical designation 804 and inserting the following:

“Sec. 803. Security Executive Agent.

“Sec. 804. Exceptions.

“Sec. 805. Definitions.”


Not later than 90 days after the date of the enactment of this Act, the Security Executive Agent, in coordination with the members of the Council, shall submit to the appropriate congressional committees a report regarding the advisability and the risks, benefits, and costs to the Government and to industry partners a report regarding the advisability and the risks, benefits, and costs to the Government and to industry partners of establishing a unified, simplified, governmentwide standard for the security clearance program.


(a) Sense of Congress.—It is the sense of Congress that to reflect the greater mobility of the modern workforce, alternative methodologies to allow greater flexibility for individuals moving in and out of positions that require access to classified information, while still preserving security.

(b) Report Required.—Not later than 90 days after the date of the enactment of this Act, the Security Executive Agent shall submit to the appropriate congressional committees a report describing the results, feasibility, and advisability of implementing a clearance in person concept described in subsection (c).

(c) Clearance in Person Concept.—The clearance in person concept—

(1) permits an individual who once held a security clearance to maintain his or her eligibility for access to classified information, while still preserving security, contingent on enrollment in a continuous evaluation program;

(2) recognizes, unless otherwise directed by the Security Executive Agent, an individual’s security clearance and background investigation as current, regardless of employment status, contingent on enrollment in a continuous evaluation program;

(d) Contents.—The report required under subsection (b) shall address—

(1) requirements for an individual to voluntarily remain in a continuous evaluation program validated by the Security Executive Agent even if the individual is not in a position requiring access to classified information;

(2) appropriate safeguards for privacy;

(3) advantages to government and industry;

(4) the costs and savings associated with implementation;

(5) the risks of such implementation, including security and counterintelligence risks;

(6) an appropriate funding model; and

(7) fairness to small companies and independent contractors.

SEC. 608. Budget Request Documentation on Funding for Background Investigations.

(a) In General.—As part of the fiscal year 2020 budget request submitted to Congress pursuant to section 110(a)(1) of title 31, United States Code, the President shall include exhibits that identify the resources expended by each agency during the prior fiscal year for processing background investigations and contain the following:

(1) costs associated with background investigations and reinvestigations;

(2) the costs associated with background investigations for Federal employees and contractor employees sponsored by each such element.

(b) Each report submitted under paragraph (a) shall address—

(1) the costs of background investigations and reinvestigations;

(2) the costs associated with background investigations for Federal employees and contractor employees sponsored by each such element.

(c) The total number of initial security clearance background investigations sponsored for new applicants.

(d) The total number of security clearance periodic reinvestigations sponsored for existing employees.

(e) The total number of periodic security clearance reinvestigations for new applicants that were adjudicated with notice of a determination provided to the prospective applicant, including—

(i) the total number of such adjudications that were adjudicated favorably and resulted in a denial or revocation of a security clearance;

(ii) the total number of such adjudications that were adjudicated unfavorably and resulted in a denial or revocation of a security clearance.

(f) The total number of pending security clearance background investigations, including initial applicant investigations and periodic reinvestigations, that were not adjudicated as of the last day of such year and that remained pending, categorized as follows:

(i) For 180 days or shorter.

(ii) For longer than 180 days, but shorter than 12 months.

(iii) For 12 months or longer, but shorter than 18 months.

(iv) For 18 months or longer, but shorter than 24 months.

(v) For 24 months or longer.

(g) For any security clearance determinations completed or pending during the year preceding the year for which the report is submitted, that have taken longer than 12 months to complete—

(i) an explanation of the causes for the delays incurred during the period covered by such report, and

(ii) the number of such delays involving a polygraph requirement.
"(G) The percentage of security clearance investigations, including initial and periodic reinvestigations, that resulted in a denial or revocation of a security clearance.

"(H) The percentage of security clearance investigations that resulted in incomplete information.

"(1) The percentage of security clearance investigations that will not result in enough information to make a decision on potentially adverse information.

"(3) The report required under this subsection shall be submitted in unclassified form, but may include a classified annex.";

and

"(4) in subsection (c), by redesignating, by striking "subsection (a)(1)" and inserting "subsections (a)(1) and (b)'".

SEC. 611. PERIODIC REPORT ON POSITIONS IN THE INTELLIGENCE COMMUNITY THAT CAN BE CONDUCTED WITHOUT ACCESS TO CLASSIFIED INFORMATION, NETWORKS, OR FACILITIES.

Not later than 180 days after the date of the enactment of this Act and not less frequently than once every 3 years thereafter, the Director of National Intelligence shall submit to the appropriate congressional committees a report that reviews the intelligence community for which positions can be conducted without access to classified information, networks, or facilities, or may only require a security clearance at the secret level.

SEC. 612. INFORMATION SHARING PROGRAM FOR POSITIONS OF TRUST AND SECURITY CLEARANCES.

(a) Program Required.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Security Executive Agent and the Suitability and Credentialing Executive Agent shall jointly submit to the appropriate congressional committees and make available to appropriate industry partners a plan for the implementation of a pilot program to assess and promote the sharing and use of information and records considered under the Security Executive Agent and the Suitability and Credentialing Executive Agent considered appropriate to carry out or improve the Program.

(b) Elements.—The plan required by paragraph (1) shall include the following:

(A) Mechanisms that address privacy, national security, suitability or fitness, credentialing, and human resources or military recruitment processes.

(B) Such recommendations for legislative or administrative action as the Security Executive Agent and the Suitability and Credentialing Executive Agent consider appropriate to carry out or improve the Program.

(c) Review.—Not later than 1 year after the date of the enactment of this Act, the Security Executive Agent and the Suitability and Credentialing Executive Agent shall jointly submit to the appropriate congressional committees and make available to appropriate industry partners a plan for the implementation of a pilot program to assess and promote the sharing and use of information and records considered under the Security Executive Agent and the Suitability and Credentialing Executive Agent considered appropriate to carry out or improve the Program.

(d) Rule of Construction.—This section includes the elements required by subsection (c).

SEC. 613. REPORT ON PROTECTIONS FOR CONFLICTS OF INTEREST.

(a) Covered Compounds Defined.—In this section, the term "covered compounds" means the real property in New York, the real property in San Francisco, California, that were real property in Maryland, and the real property in New York, the real property in San Francisco, California, that were real property in Maryland, and the real property in New York.

(b) Report on Return of Russian Compounds.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the appropriate congressional committees and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives a report that includes the elements required by subsection (c).

(c) Elements.—If the Director submits a report under subsection (b) with respect to an agreement, such report shall include a description of each of the following:

(1) The purpose of the agreement.

(2) The nature of any intelligence to be shared pursuant to the agreement.

(3) The expected value to national security resulting from the implementation of the agreement.

(4) Any counterintelligence concerns associated with the agreement as the Director may have and such measures as the Director expects to be taken to mitigate such concerns.

(d) Rule of Construction.—This section shall not be construed to affect any existing authority of the Director of National Intelligence, the Director of the Central Intelligence Agency, or any other head of an element of the intelligence community, to share or receive foreign intelligence on a case-by-case basis.

SEC. 702. REPORT ON RETURNING RUSSIAN COMPOUNDS.

(a) Covered Compounds Defined.—In this section, the term "covered compounds" means the real property in New York, the real property in San Francisco, California, that were real property in Maryland, and the real property in New York, the real property in San Francisco, California, that were real property in Maryland, and the real property in New York.

(b) Requirement for Report.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the appropriate congressional committees, and the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.
SEC. 704. NOTIFICATION OF AN ACTIVE MEASURES CAMPAIGN.

(a) DEFINITIONS.—In this section:
(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term ‘appropriate congressional committees’ means—
(A) the congressional intelligence committees;
(b) the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives; and
(c) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

(b) REQUIREMENT FOR NOTIFICATION.—The Director of National Intelligence, in cooperation with the Director of the Federal Bureau of Investigation, the Attorney General of the United States, and other appropriate agencies, shall notify the Senate Committee on Foreign Relations and the House Committee on Foreign Affairs of any active measures campaign with respect to Russia;

(c) CONTENT OF NOTIFICATION.—Each notification required by subsection (b) shall include the following:
(1) A determination of the appropriate elements of the intelligence community and the Defense Intelligence Enterprise described in subsection (b), with focus on producing information that enables private entities to justify business decisions related to national security concerns.

SEC. 705. NOTIFICATION OF TRAVEL BY ACCREDITED DIPLOMATIC AND CONSULAR PERSONNEL OF THE RUSSIAN FEDERATION IN THE UNITED STATES.

In carrying out the advance notification requirements set out in section 502 of the Intelligence Authorization Act for Fiscal Year 2017 (division N of Public Law 114–131; 131 Stat. 825; 22 U.S.C. 254a note), the Secretary of State shall:

(1) ensure that the Russian Federation provides notification to the Secretary of State at least 2 business days in advance of all travel that is subject to such requirements by accrediting officers of the diplomatic and consular personnel of the Russian Federation in the United States, and take necessary action to secure full compliance by Russian personnel and address any noncompliance; and

SEC. 706. REPORT ON OUTREACH STRATEGY ADVERSE TO UNITED STATES ADVERSARIES.

(a) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term ‘appropriate committees of Congress’ means—
(1) the congressional intelligence committees;
(2) the Committee on Armed Services and the Committee on Homeland Security and Governmental Affairs of the House of Representatives; and
(3) the Committee on Armed Services, Committee on Homeland Security, and the Committee on Oversight and Government Reform of the House of Representatives.

(b) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the appropriate committees of Congress a report detailing outreach by the intelligence community and the Defense Intelligence Enterprise to United States adversaries in industrial, commercial, scientific, technical, and academic communities on matters relating to the threats of adversaries of the United States to acquire critical United States technology, intellectual property, and research and development information.

SEC. 707. REPORT ON IRANIAN SUPPORT OF PROXY FORCES IN STRIA AND LIBANON.

(a) DEFINITIONS.—In this section:
(1) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—The term ‘appropriate committees of Congress’ means—
(A) the Committee on Armed Services, the Committee on Foreign Relations, and the Select Committee on Intelligence of the Senate; and
(B) the Committee on Armed Services, the Committee on Foreign Affairs, and the Permanent Select Committee on Intelligence of the House of Representatives.

(2) ARMS OR RELATED MATERIAL.—The term ‘arms or related material’ means—
(A) conventional weapons, biological or chemical, or radiological weapons or materials or components of such weapons.
(b) ballistic or cruise missile weapons or materials or components of such weapons;

(C) destabilizing numbers and types of advanced conventional weapons;

(D) defense services, as those terms are defined in paragraphs (3) and (4), respectively, of section 47 of the Arms Export Control Act (22 U.S.C. 2794);

(E) defense Information, as that term is defined in section 644 of the Foreign Assistance Act of 1961 (22 U.S.C. 2371);

(F) items designated by the President for purposes of paragraphs (a) through (e) of section 38(a)(1) of the Arms Export Control Act (22 U.S.C. 278a(a)(1)).

(2) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the appropriate committees of Congress a report on aural intelligence of transfers of significant financial and governmental assistance to Hizballah and other proxies from Iran.

(a) A description of transfers of significant financial and governmental assistance to Hizballah and other proxies from Iran.

(b) An assessment of the provision of goods, services, and technology to Iran, or its affiliates, to compromise Iran’s ability to acquire significant financial and governmental assistance.

(2) CONTENTS.—The Report required by paragraph (1) shall include the following:

(A) A discussion of the desirability of the establishment of such center and any barriers to such establishment.

(B) Such recommendations and other matters as the Director considers appropriate.

Subtitle B—Reports

SEC. 711. TECHNICAL CORRECTION TO INSPECTION GENEREAL ACT

Section 11001(d) of title 5, United States Code, is amended—

(1) In the subsection heading, by striking “AUDIT” and inserting “REVIEW”;

(2) in paragraph (1), by striking “audit” and inserting “review”; and

(3) in paragraph (2), by striking “audit” and inserting “review”.

SEC. 712. REPORTS ON AUTHORITIES OF THE CHIEF INTELLIGENCE OFFICER OF THE DEPARTMENT OF HOMELAND SECURITY.

(a) DEFINITIONS.—In this section:

(1) APPROPRIATE COMMITTEES OF CONGRESS.—The term “appropriate committees of Congress” means—

(A) the congressional intelligence committees;

(B) the Committee on Homeland Security and Governmental Affairs of the Senate; and

(C) the Committee on Homeland Security of the House of Representatives.

(2) HOMELAND SECURITY INTELLIGENCE ENTERPRISE.—The term “Homeland Security Intelligence Enterprise” has the meaning given such term in Department of Homeland Security Instruction Number 264-01-001, or successor authority.

(b) REPORT REQUIRED.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Homeland Security, in consultation with the Under Secretary of Homeland Security for Intelligence and Analysis, shall submit to the appropriate committees of Congress a report on the authorities of the Under Secretary.

(c) ELEMENTS.—The report required by subsection (b) shall include each of the following:

(1) An analysis of whether the Under Secretary has the legal and policy authority necessary to organize and lead the Homeland Security Intelligence Enterprise, with respect to intelligence, and, if not, a description of—

(A) the obstacles to exercising the authorities of the Chief Intelligence Officer of the Department and the Homeland Security Intelligence Council, of which the Chief Intelligence Officer is the chair; and

(B) the legal and policy changes necessary to effectively coordinate, organize, and lead intelligence activities of the Department of Homeland Security.

(2) A description of the actions that the Secretary has taken to address the inability of the Department to require components of the Department, other than the Office of Intelligence and Analysis of the Department, to—

(A) coordinate intelligence programs; and

(B) integrate and standardize intelligence products produced by such other components.

SEC. 711. REPORT ON CYBER EXCHANGE PROGRAM

(a) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report on the potential establishment of a fully voluntary exchange program between elements of the intelligence community and private technology companies under which—

(A) an employee of an element of the intelligence community with demonstrated expertise and work experience in cybersecurity,
or related disciplines may elect to be temporarily detailed to a private technology company that has elected to receive the detailee; and

(2) an employee of a private technology company with demonstrated expertise and work experience in cybersecurity or related disciplines may elect to be temporarily detailed to an entity engaged in an intelligence community that has elected to receive the detailee.

(b) ELEMENTS.—The report under subsection (a) shall include the following:

(1) An assessment of the feasibility of establishing the exchange program described in such subsection.

(2) Identification of any challenges in establishing the exchange program.

(3) An evaluation of the benefits to the intelligence community that would result from the exchange program.

SEC. 714. REVIEW OF INTELLIGENCE COMMUNITY WHISTLEBLOWER MATTERS.

(a) REVIEW OF WHISTLEBLOWER MATTERS.—The Inspector General of the Intelligence Community, in consultation with the inspectors general for the Central Intelligence Agency, the National Geospatial-Intelligence Agency, the Defense Intelligence Agency, and the National Reconnaissance Office, shall conduct a review of the authority, policies, investigatory standards, and other practices and procedures relating to intelligence community whistleblower matters, with respect to such inspectors general.

(b) OBJECTIVE OF REVIEW.—The objective of the review required under subsection (a) is to identify any discrepancies, inconsistencies, or other issues, which frustrate the timely and effective reporting of intelligence community whistleblower matters to appropriate inspectors general and to the congressional intelligence committees.

(c) CONDUCT OF REVIEW.—The Inspector General of the Intelligence Community shall take such measures as the Inspector General determines necessary in order to ensure that the review required by subsection (a) is conducted in an independent and objective fashion.

(d) REPORT.—Not later than 270 days after the date of enactment of this Act, the Inspector General of the Intelligence Community shall submit to the congressional intelligence committees a written report containing the review required under subsection (a), along with recommendations to improve the timely and effective reporting of intelligence community whistleblower matters to inspectors general and to the congressional intelligence committees and the fair and expeditious investigation and resolution of such matters.

SEC. 715. REPORT OF THE CHIEF OF DIRECTOR OF NATIONAL INTELLIGENCE WITH RESPECT TO CERTAIN FOREIGN INVESTMENT RISKS.

(a) REPORT.—Not later than 180 days after the date of enactment of this Act, the Director of National Intelligence shall submit to the Senate Select Committee on Intelligence and the House Permanent Select Committee on Intelligence a report containing an analysis of the foreign investment risks related to the acquisition of critical infrastructure.

(b) ELEMENTS.—The report under subsection (a) shall include—

(1) a description of the current process for the provision of the analytic materials described in subsection (a);

(2) an identification of the most significant benefits and drawbacks of such process with respect to the role of the Director, including the sufficiency of resources and personnel to prepare such reports; and

(3) recommendations to improve such process.

SEC. 716. REPORT ON SURVEILLANCE BY FOREIGN GOVERNMENTS AGAINST UNITED STATES TELECOMMUNICATIONS NETWORKS.

(a) APPROXIMATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term ‘appropriate congressional committees’ means the following:

(1) The congressional intelligence committees.

(2) The Committee on the Judiciary and the Committee on Homeland Security and Governmental Affairs of the Senate.

(3) The Committee on the Judiciary and the Committee on Homeland Security of the House of Representatives.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall, in coordination with the Director of the Central Intelligence Agency, the Director of the National Security Agency, the Director of the Federal Bureau of Investigation, and the Secretary of Homeland Security, submit to the appropriate congressional committees a report describing:

(1) any attempts known to the intelligence community to use foreign investment to exploit cybersecurity vulnerabilities in United States telecommunications networks (including Signaling System No. 7) to target for surveillance United States persons, including employees of the Federal Government; and

(2) any actions, as of the date of the enactment of this Act, by the intelligence community to protect agencies and personnel of the United States Government from surveillance conducted by foreign governments.

SEC. 717. BIENNIAL REPORT ON FOREIGN INVESTMENT RISKS.

(a) INTELLIGENCE COMMUNITY INTERAGENCY WORKING GROUP.—

(1) REQUIREMENT TO ESTABLISH.—The Director of National Intelligence shall establish an intelligence community interagency working group under the biennial reports required by subsection (b).

(2) CHAIRPERSON.—The Director of National Intelligence shall serve as the chairperson of such interagency working group.

(3) MEMBERSHIP.—Such interagency working group shall be composed of representatives of each element of the intelligence community that the Director of National Intelligence determines appropriate.

(b) BIENNIAL REPORT ON FOREIGN INVESTMENT RISKS.—

(1) REPORT REQUIRED.—Not later than 180 days after the date of enactment of this Act and not less frequently than once every 2 years thereafter, the Director of National Intelligence shall submit to the congressional intelligence committees a report on foreign investment risks prepared by the interagency working group established under subsection (a).

(2) ELEMENTS.—Each report required by paragraph (1) shall include, with respect to the preceding 6-month period, the following:

(A) Any current or projected major threats to the national security of the United States with respect to foreign investment.

(B) Any country that the interagency working group has identified to be a country of special concern to use foreign investment to target the acquisition of critical technologies, critical materials, or critical infrastructure.

(C) Any economic espionage efforts directed at the United States by a foreign country, particularly such a country of special concern.

SEC. 718. MODIFICATION OF CERTAIN REPORTING REQUIREMENT ON TRAVEL OF FOREIGN DIPLOMATS.

Section 502(d)(2) of the Intelligence Authorization Act for Fiscal Year 2017 (Public Law 114–31) is amended by striking ‘‘the number’’ and inserting ‘‘a best estimate’’.

SEC. 719. SEMIANNUAL REPORTS ON INVESTIGATIONS OF UNAUTHORIZED DISCLOSURES OF CLASSIFIED INFORMATION.

(a) IN GENERAL.—Title XI of the National Security Act of 1947 (50 U.S.C. 3231 et seq.) is amended by adding at the end the following new section:

‘‘Section 719. Semiannual reports on investigations of unauthorized disclosures of classified information.

‘‘(a) In general.—In this section:

‘‘(1) COVERED OFFICIAL.—The term ‘covered official’ means—

(A) the heads of each element of the intelligence community; and

(B) the inspectors general with oversight responsibility for an element of the intelligence community.

‘‘(2) INVESTIGATION.—The term ‘investigation’ means any inquiry, whether formal or informal, into the existence of an unauthorized public disclosure of classified information.

‘‘(3) UNAUTHORIZED DISCLOSURE OF CLASSIFIED INFORMATION.—The term ‘unauthorized disclosure of classified information’ means the unauthorized disclosure of classified information to any recipient.

‘‘(4) UNAUTHORIZED PUBLIC DISCLOSURE OF CLASSIFIED INFORMATION.—The term ‘unauthorized public disclosure of classified information’ means the unauthorized disclosure of classified information to a journalist or media organization.

(b) INTELLIGENCE COMMUNITY REPORTING.—

‘‘(1) IN GENERAL.—Not less frequently than once every 6 months, the Assistant Attorney General for National Security of the Department of Justice, shall submit to the congressional intelligence committees a report on investigations of unauthorized public disclosures of classified information.

‘‘(2) ELEMENTS.—Each report submitted under paragraph (1) shall include, with respect to the preceding 6-month period, the following:

(A) The number of investigations opened by the covered official regarding an unauthorized public disclosure of classified information.

(B) The number of investigations completed by the covered official regarding an unauthorized public disclosure of classified information.

(C) The number of such completed investigations identified under paragraph (B), the number referred to the Attorney General for criminal investigation.

(D) DEPARTMENT OF JUSTICE REPORTING.—

‘‘(1) IN GENERAL.—Not less frequently than once every 6 months, the Assistant Attorney General for National Security of the Department of Justice, in consultation with the Director of the Federal Bureau of Investigation, shall submit to the congressional intelligence committees, the Committee on the Judiciary of the Senate, and the Committee on Homeland Security of the House of Representatives a report on the status of each referral made to the Department of Justice from any
element of the intelligence community regarding an unauthorized disclosure of classified information made during the most recent 365-day period or any referral that has not yet been processed, regardless of the date the referral was made.

(2) CONTENTS.—Each report submitted under paragraph (1) shall include, for each referral covered by the report, at a minimum, the following:

(A) The date the referral was received.

(B) A statement indicating whether the alleged unauthorized disclosure described in the referral was substantiated by the Department of Justice.

(C) A statement indicating the highest level of classification of the information that was revealed in the unauthorized disclosure.

(D) A statement indicating whether an open criminal investigation related to the referral is active.

(E) A statement indicating whether any criminal charges have been filed related to the referral.

(F) A statement indicating whether the Department of Justice has been able to attribute the unauthorized disclosure to a particular entity or individual.

(d) FORM OF REPORTS.—Each report submitted under this section shall be submitted in unclassified form, but may have a classified annex.

(b) CLERICAL AMENDMENT.—The table of contents in the first section of the National Security Act of 1947 is amended by inserting after the item relating to section 1104 the following new item:

Sec. 1105. Semiannual reports on investigations of unauthorized disclosures of classified information.

SEC. 720. CONGRESSIONAL NOTIFICATION OF DESIGNATION OF COVERED INTELLIGENCE OFFICER AS PERSONA NON GRATA.

(a) COVERED INTELLIGENCE OFFICER DEFINED.—In this section, the term "covered intelligence officer" means—

(1) a United States intelligence officer serving in a post in a foreign country; or

(2) a known or suspected foreign intelligence officer serving in a United States post.

(b) REQUIREMENT FOR REPORTS.—Not later than 72 hours after a covered intelligence officer is designated as a persona non grata, the Director of National Intelligence, in consultation with the Secretary of State, shall submit to the congressional intelligence committees, the Committee on Foreign Relations of the Senate, and the Committee on Foreign Affairs of the House of Representatives a notification of that designation. Each such notification shall include—

(1) the date of the designation;

(2) the reason for the designation; and

(3) a justification for the expulsion.

SEC. 721. REPORTS ON INTELLIGENCE COMMUNITY PARTICIPATION IN VULNERABILITIES EQUITIES PROCESS OF FEDERAL GOVERNMENT.

(a) DEFINITIONS.—In this section:


(2) VULNERABILITIES EQUITIES PROCESS.—The term "Vulnerabilities Equities Process" means the interagency review of vulnerabilities, pursuant to the Vulnerabilities Equities Policy and Process document or any successor document.

(3) VULNERABILITY.—The term "vulnerability" means a weakness in an information system or its components (for example, system security procedures, hardware design, and internal controls) that could be exploited or could affect confidentiality, integrity, or availability of information.

(b) REQUIREMENTS AND CRITERIA UNDER VULNERABILITIES EQUITIES POLICY AND PROCESS.—

(1) IN GENERAL.—Not later than 90 days after the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a written report describing—

(A) with respect to each element of the intelligence community—

(i) the title of the official or officials responsible for determining whether, pursuant to criteria contained in the Vulnerabilities Equities Policy and Process document or any successor document, a vulnerability must be submitted for review under the Vulnerabilities Equities Process; and

(ii) the process used by such element to make such determination; and

(B) the roles or responsibilities of that element during a review of a vulnerability submitted to the Vulnerabilities Equities Process.

(2) CHANGES TO PROCESS OR CRITERIA.—Not later than 36 months after any significant change is made to the process and criteria used by any element of the intelligence community for determining whether to submit a vulnerability for review under the Vulnerabilities Equities Process, such element shall submit to the congressional intelligence committees a report describing such change.

(c) ANNUAL REPORTS.—Each report submitted under this subsection shall be submitted in unclassified form, but may include a classified annex.

(d) UNCLASSIFIED INFORMATION.—Each report submitted under paragraph (1) shall include—

(A) the aggregate number of vulnerabilities disclosed to vendors or the public pursuant to the Vulnerabilities Equities Process;

(B) the aggregate number of vulnerabilities disclosed to vendors or the public pursuant to the Vulnerabilities Equities Process known to have been patched.

(3) The Inspector General of the National Intelligence may forgo submission of any annual report required by paragraph (1), the Director shall make such determination; and

(4) The Inspector General of the National Intelligence may forgo submission of any annual report required by paragraph (1), the Director considers appropriate.

(b) INSPECTORS GENERAL.—The inspectors general listed in this subsection are as follows:

(1) The Inspector General of the National Geospatial-Intelligence Agency.

(2) The Inspector General of the National Reconnaissance Office.

SEC. 723. REPORTS ON GLOBAL WATER INSECURITY AND NATIONAL SECURITY IMPLICATIONS AND BRIEFING ON EMERGING INFECTIOUS DISEASE AND PANDEMICS.

(a) REPORTS REQUIRED.—Not later than October 1, 2019, each Inspector General listed in subsection (b) shall submit to the congressional intelligence committees a report that includes, with respect to the department or agency of the Inspector General, analyses of the following:

(1) The accuracy of the application of classification and handling markers on a representative sample of intelligence reports, including such reports that are compartmented.

(2) Compliance with declassification procedures.

(3) The effectiveness of processes for identifying topics of public or historical importance that merit prioritization for a declassification review.

(b) INSPECTORS GENERAL LISTED.—The inspectors general listed in this subsection are as follows:

(1) The Inspector General of the National Security Agency.


(3) The Inspector General of the National Geospatial-Intelligence Agency.

SEC. 722. INSPECTORS GENERAL REPORTS ON CLASSIFICATION.

(a) REPORTS REQUIRED.—Not later than October 1, 2019, each Inspector General listed in subsection (b) shall submit to the congressional intelligence committees a report that includes, with respect to the department or agency of the Inspector General, analyses of the following:

(1) The accuracy of the application of classification and handling markers on a representative sample of intelligence reports, including such reports that are compartmented.

(2) Compliance with declassification procedures.

(3) The effectiveness of processes for identifying topics of public or historical importance that merit prioritization for a declassification review.

(b) INSPECTORS GENERAL LISTED.—The inspectors general listed in this subsection are as follows:

(1) The Inspector General of the National Security Agency.


(3) The Inspector General of the National Geospatial-Intelligence Agency.
(1) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term “appropriate congressional committees” means—

(A) the congressional intelligence committees;

(b) Provision of Documents.—Each head of an element of an intelligence community who receives a request from the Select Committee on Intelligence or the Permanent Select Committee on Intelligence of the House of Representatives for a copy of a memorandum of understanding or other document submitted in a report submitted by the head under subsection (a) shall submit to such committee the requested copy as soon as practicable after receiving such request.

SEC. 725. MODIFICATION OF REQUIREMENT FOR ANNUAL REPORT ON HIRING AND RETENTION OF MINORITY EMPLOYEES.

(a) Expansion of Period of Report.—Subsection (a) of section 114 of the National Security Act of 1947 (50 U.S.C. 3050) is amended—

(A) by striking “and” and inserting “and inserting “the preceding 5 fiscal years” after “fiscal year’’;

(b) Classification of Disaggregation of Data.—Subsection (b) of such section is amended, in the matter before paragraph (1), by striking “disaggregated data by category of covered person from each element of the intelligence community” and inserting “data, disaggregated by category of covered person and by element of the intelligence community’’.

SEC. 726. MODIFICATION OF REQUIREMENT FOR ANNUAL REPORT ON LOAN REPAYMENT AND REIMBURSEMENT PROGRAMS.

(a) Sense of Congress.—It is the sense of Congress that—

(1) there should be established, through the issuance or establishment of a directive or otherwise, an intelligence community-wide program for student loan repayment, student loan forgiveness, financial counseling, and related matters, for employees of the intelligence community;

(2) such a program would enhance the ability of the elements of the intelligence community to recruit, hire, and retain highly qualified personnel, including with respect to mission-critical and hard-to-fill positions;

(3) such a program, including with respect to eligibility requirements, should be designed so as to maximize the ability of the elements of the intelligence community to recruit, hire, and retain highly qualified personnel, including with respect to mission-critical and hard-to-fill positions; and

(4) to the extent possible, such a program should be uniform throughout the intelligence community and publicly promoted by each element of the intelligence community to both current employees of the element as well as to prospective employees of the element.

(b) Report on Potential Intelligence Community-Wide Program.—

(1) In general.—Not less than 180 days after the date of the enactment of this Act, the Director of National Intelligence, in cooperation with the heads of the elements of the intelligence community and the heads of any other appropriate department or agency of the Federal Government, shall submit to the congressional intelligence committees a report on potentially establishing and carrying out an intelligence community-wide program for student loan repayment, student loan forgiveness, financial counseling, and related matters, as described in subsection (a).

(2) Matters Included.—The report under paragraph (1) shall include, at a minimum, the following:

(A) A description of the financial resources that would be available to the intelligence community if such a program were established and initially carry out the program specified in paragraph (1).

(B) A description of the practical steps to establish and carry out such a program.

(C) The identification of any legislative action the Director determines necessary to establish and carry out such a program.

(3) Covered Programs Defined.—In this subsection, the term “covered programs” means any loan repayment program, loan forgiveness program, financial counseling program, or similar program established pursuant to title X of the National Security Act of 1947 (50 U.S.C. 3191 et seq.) or any other provision of law that may be administered by an element of the intelligence community.

(2) Annual Reports Required.—Not less frequently than once each year, the Director of National Intelligence shall submit to the congressional intelligence committees a report on the covered programs. Such each such report shall include, with respect to the period covered by the report, the following:

(A) The number of personnel from each element of the intelligence community who used each covered program.

(B) The total amount of funds each element expended for each such program.

(C) A description of the efforts made by each element to promote each covered program pursuant to both the personnel of the element of the intelligence community and to prospective personnel.

(2) Repeal of Certain Reporting Requirements.


(b) Interagency Threat Assessment and Coordination Group.—Section 210D of the Homeland Security Act of 2002 (6 U.S.C. 124k) is amended—

(1) by striking subsection (c); and

(2) by redesignating subsections (d) through (i) as subsections (c) through (h), respectively; and

(c) Section 551 shall be redesignated—

(A) in paragraph (8), by striking “; and’’ and inserting a period; and

(B) by striking paragraph (9).


(i) by striking subsection (g); and

(ii) by redesignating subsections (h) and (i) as subsections (g) and (h), respectively.

SEC. 728. INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY.”
SEC. 730. BRIEFING ON FEDERAL BUREAU OF INVESTIGATION OFFERING PERMANENT RESIDENCE TO SOURCES AND COOPERATORS. Not later than 30 days after the date of the enactment of this Act, the Director of the Federal Bureau of Investigation shall provide to the congressional intelligence committees a briefing on the number of Senior Executive Service positions in the Office compare to the number of senior positions at comparable organizations.

SEC. 731. INTELLIGENCE ASSESSMENT OF NORTH KOREAN FISHING ACTIVITIES. (a) ASSESSMENT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence, in coordination with the Assistant Secretary of the Treasury for Intelligence and Analysis, shall produce an intelligence assessment of the following:

(1) The number of required Senior Executive Service positions for the Office of the Director of National Intelligence.

(2) Whether such requirements are reasonably based on the mission of the Office.

(3) A discussion of how the number of the Senior Executive Service positions in the Office compare to the number of senior positions at comparable organizations.

(b) COOPERATION.—The Director of National Intelligence shall provide to the Inspector General of the Intelligence Community any information requested by the Inspector General of the Intelligence Community that is necessary to carry out this section by not later than 14 calendar days after the date on which the Inspector General of the Intelligence Community makes such request.

SEC. 732. REPORT ON POSSIBLE EXPLOITATION OF VIRTUAL CURRENCIES BY TERRORIST ACTORS. (a) SHORT TITLE.—This section may be cited as the “Stop Terrorist Use of Virtual Currencies Act”.

(b) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Director of National Intelligence, in consultation with the Secretary of the Treasury, shall submit to Congress a report on the possible exploitation of virtual currencies by terrorist actors. Such report shall include the following elements:

(1) An assessment of the means and methods by which international terrorist organizations and States sponsor of terrorism use virtual currencies.

(2) An assessment of the use by terrorist organizations and States of other forms of financing to support operations, including an assessment of the collection and use of information on virtual currencies by such organizations and States.

(3) A description of any existing legal impediments that inhibit or prevent the intelligence community from collecting information on or helping prevent the use of virtual currencies by international terrorist organizations and States.

(4) An identification of any gaps in existing law that is necessary to carry out this section.

SEC. 733. INCLUSION OF DISCIPLINARY ACTIONS IN ANNUAL REPORT RELATING TO SECTIONS 702 OF THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978. Section 707(b)(1)(G)(ii) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1881(b)(1)(G)(ii)) is amended by inserting before the semicolon the following: “, including whether disciplinary actions were taken as a result of such incident of noncompliance and the extent of such disciplinary actions”.

Subtitle C—Other Matters

SEC. 741. PUBLIC INTEREST DECLASSIFICATION BOARD. (a) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the congressional intelligence committees;

(B) the Committee on Homeland Security and Governmental Affairs and the Committee on Energy and Natural Resources of the Senate; and

(C) the Committee on Homeland Security and the Committee on Energy and Commerce of the House of Representatives.

(2) COVERED ENTITY.—The term “covered entity” means an entity identified pursuant to section 9(a) of Executive Order 13636 of February 12, 2013 (78 Fed. Reg. 1374), relating to identification of critical infrastructure where a cybersecurity incident could reasonably result in catastrophic regional or national effects on national security, public health or safety, economic security, or national security.

(3) EXPLOIT.—The term “exploit” means a software tool designed to take advantage of a security vulnerability.

(4) INDUSTRIAL CONTROL SYSTEM.—The term “industrial control system” means an operational technology used to measure, control, or manage industrial functions, and includes supervisory control and data acquisition systems, distributed control systems, and programmable logic or embedded controllers.

(5) NATIONAL LABORATORIES.—The term “National Laboratories” has the meaning given the term in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 13501).

(6) PROGRAM.—The term “Program” means the pilot program established under section 742.

(7) SECRETARY.—Except as otherwise specified, provided, the term “Secretary” means the Secretary of Energy.

(8) SECURITY VULNERABILITY.—The term “security vulnerability” means any attribute of hardware, software, process, or procedure that could enable or facilitate the introduction of a vulnerability.

(b) PILOT PROGRAM.—SECURING ENERGY INFRASTRUCTURE.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall establish a 3-year control implementation program with the National Laboratories for the purpose of—

(1) partnering with covered entities in the energy sector (including critical component manufacturers in the supply chain) that voluntarily participate in the Program to identify new classes of security vulnerabilities of covered entities; and

(2) evaluating technology and standards, in partnership with covered entities, to isolate and defend industrial control systems of covered entities from security vulnerabilities and exploits in the most critical systems of the covered entities, including—
(A) analog and nondigital control systems; (B) purpose-built control systems; and (C) physical controls.

(2) WORKING GROUP TO EVALUATE PROGRAM STANDARDS AND DEVELOP STRATEGY.—

(1) ESTABLISHMENT.—The Secretary shall establish a working group—

(A) to evaluate the technology and standards used in the Program under subsection (b)(2); and

(B) to develop a national cyber-informed engineering methodology to isolate and defend covered entities from security vulnerabilities and exploits in the most critical systems of the covered entities.

(2) Membership.—The working group established under paragraph (1) shall be composed of not fewer than 10 members, to be appointed by the Secretary, at least 1 member of which shall represent each of the following:

(A) The Department of Energy.

(B) The energy industry, including electric utilities and manufacturers recommended by the Energy Sector coordinating councils.

(C) The Department of Homeland Security.

(D) The Industrial Control Systems Cyber Emergency Response Team.

(E) The Nuclear Regulatory Commission.

(F) The Office of the Director of National Intelligence; or

(G) The National Laboratories.

(H) The Assistant Secretary of Defense for Homeland Security and America’s Security Affairs.

(I) A State or regional energy agency.

(J) A national research body or academic institution.

(K) The National Laboratories.

(L) REPORTS ON THE PROGRAM.—

(I) Initial Report.—Not later than 180 days after the date on which funds are first disbursed under the Program, the Secretary shall submit to the appropriate congressional committees an interim report that—

(A) describes the results of the Program;

(B) includes an analysis of the feasibility of each method studied under the Program; and

(C) describes the results of the evaluations conducted by the working group established under subsection (c)(1).

(2) Final Report.—Not later than 2 years after the date on which funds are first disbursed under the Program, the Secretary shall submit to the appropriate congressional committees a final report that—

(A) describes the results of the Program;

(B) includes an analysis of the feasibility of each method studied under the Program; and

(C) describes the results of the evaluations conducted by the working group established under subsection (c)(1).

(e) EXEMPTION FROM DISCLOSURE.—Information shared by or with the Federal Government or a State, Tribal, or local government under this section—

(1) shall be deemed to be voluntarily shared information;

(2) shall be exempt from disclosure under section 552 of title 5, United States Code, or any provision of any State, Tribal, or local law of freedom of information law, open government law, open meetings law, open records law, separation of powers law, similar law requiring the disclosure of information or records; and

(3) shall be withheld from the public, without discretion, under section 552(b)(3) of title 5, United States Code, or any provision of any State, Tribal, or local law requiring the disclosure of information or records.

(f) PROTECTION FROM LIABILITY.—

(1) In general.—A cause of action against a covered entity for engaging in the voluntary activities authorized under subsection (b)(2) shall not lie or be maintained in any court; and

(2) Voluntary activities.—Nothing in this section subjects any covered entity to liability for not engaging in the voluntary activities authorized under subsection (b).

(g) NEW REGULATORY AUTHORITY FOR FEDERAL AGENCIES.—Nothing in this section authorizes the Secretary or the head of any other department of the Federal Government to issue new regulations.

(h) AUTHORIZATION OF APPROPRIATIONS.—

(1) PILOT PROGRAM.—There shall be appropriated $10,000,000 to carry out subsection (b).

(2) WORKING GROUP AND REPORT.—There shall be appropriated $1,500,000 to carry out subsections (c) and (d).

(3) AVAILABILITY.—Amounts made available under paragraphs (1) and (2) shall remain available until expended.

SEC. 743. BUG BOUNTY PROGRAMS.

(a) DEFINITIONS.—In this section:

(1) APPROPRIATE COMMITTEES OF CONGRESS.—The term ‘‘appropriate committees of Congress’’ means—

(A) the congressional intelligence committees;

(B) the Committee on Armed Services and the Committee on Homeland Security and Governmental Affairs of the Senate; and

(C) the Committee on Armed Services and the Committee on Homeland Security of the House of Representatives.

(2) BUG BOUNTY PROGRAM.—The term ‘‘bug bounty program’’ means a program under which an approved computer security specialist or a security researcher is temporarily authorized to identify and report vulnerabilities within the information system of an agency or department of the United States in exchange for compensation.

(3) INFORMATION SYSTEM.—The term ‘‘information system’’ has the meaning given that term in section 3092 of title 44, United States Code.

(b) BUG BOUNTY PROGRAM PLAN.—

(1) REQUIREMENT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall begin a pilot program to test the feasibility and advisability of permitting eligible private sector employees who work in organizations relevant to national security to participate in a bug bounty program authorized by the President of the National Intelligence University to accept qualifying research grants in the same manner and to the same degree as the President of the National Intelligence University under section 216(e) of this title.

(c) PILOT PROGRAM ON ADMISSION OF PRIVATE SECTOR CIVILIANS TO RECEIVE INSTRUCTION.—

(1) PILOT PROGRAM REQUIRED.—

(A) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall commence a pilot program that allows eligible private sector employees to receive instruction at the National Intelligence University.

(B) DURATION.—The Secretary shall carry out the pilot program during the 3-year period beginning on the date of the commencement of the pilot program.

(C) EXISTING PROGRAM.—The Secretary shall carry out the pilot program in a manner consistent with section 2167 of title 10, United States Code.

(D) NUMBER OF PARTICIPANTS.—No more than the equivalent of 35 full-time student positions may be filled at any one time by private sector employees enrolled under the pilot program.

(E) DIPLOMAS AND DEGREES.—Upon successful completion of the pilot program, any such private sector employee may be awarded an appropriate diploma or degree under section 2161 of title 10, United States Code.

(2) ELIGIBLE PRIVATE SECTOR EMPLOYEES.—

(A) IN GENERAL.—For purposes of this subsection, an eligible private sector employee is an individual employed by a private firm that is engaged in providing to the Department of Defense, the intelligence community, or other Government departments or agencies significant and substantial Intelligence or defense-related systems, products, or services or whose work product is relevant to national security policy or strategy.

(B) LIMITATION.—Under this subsection, a private sector employee admitted for instruction at the National Intelligence University remains eligible for such instruction only so long as that person remains employed by the same firm, holds appropriate security clearances, and complies with any other applicable security protocols.

(3) ANNUAL CERTIFICATION BY SECRETARY OF DEFENSE.—Under the pilot program, private sector employees may receive instruction at the National Intelligence University during any academic year only if, prior to the beginning of that academic year, the Secretary of Defense determines, and certifies to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives, that providing instruction to private sector employees under this
section during that year will further the national security interests of the United States.

(4) PILOT PROGRAM REQUIREMENTS.—The Secretary of Defense shall ensure that—
(A) the curriculum in which private sector employees may be enrolled under the pilot program is not readily available through other means; and
(B) the course offerings at the National Intelligence University are determined by the needs of the Department of Defense and the intelligence community.

(5) TUITION.—The President of the National Intelligence University shall charge students enrolled under the pilot program a rate that—
(A) is at least the rate charged for employees of the United States outside the Department of Defense, less infrastructure costs; and
(B) considers the value to the school and course of the private sector student.

(6) STANDARDS OF CONDUCT.—While receiving instruction at the National Intelligence University, students enrolled under the pilot program, to the extent practicable, are subject to the same rules and regulations governing academic performance, attendance, norms of behavior, and enrollment as apply to Government civilian employees receiving instruction at the National Intelligence University.

(7) USE OF FUNDS.—
(A) IN GENERAL.—Amounts received by the National Intelligence University for instruction of students enrolled under the pilot program shall be retained by the university to defray the costs of such instruction.

(B) RECORDS.—The source, and the disposition, of such funds shall be specifically identified in records of the university.

(8) REPORTS.—
(A) ANNUAL REPORTS.—Each academic year in which the pilot program is carried out, the Secretary shall submit to the congressional intelligence committees, the Committee on Armed Services of the Senate, and the Committee on Armed Services of the House of Representatives a report on the number of eligible private sector employees participating in the pilot program.

(B) FIRST REPORT.—Not later than 90 days after the date of the conclusion of the pilot program, the Secretary shall submit to the congressional intelligence committees, the Committee on Armed Services of the Senate, and the Committee on Armed Services of the House of Representatives a report on the findings and recommendations with respect to the pilot program. Such report shall include—
(i) the findings of the Secretary with respect to the feasibility and advisability of permitting eligible private sector employees who work in organizations relevant to national security to receive instruction at the National Intelligence University; and
(ii) a recommendation as to whether the pilot program should be extended.

SEC. 745. TECHNICAL AND CLERICAL AMENDMENTS TO THE NATIONAL SECURITY ACT OF 1947.

(a) TABLE OF CONTENTS.—The table of contents of title 5, United States Code, shall be applicable to the Department of Defense.

(b) ATOMIC ENERGY DEFENSE ACT.—Section 2(b) of the Atomic Energy Defense Act (50 U.S.C. 2423(b)) is amended—
(A) by striking paragraphs (1) and (2); and
(B) by redesignating paragraphs (3) through (9) as paragraphs (1) through (7), respectively.

(c) NUCLEAR NUCLEUS DEFENSE ACT.—The National Nuclear Security Administration (50 U.S.C. 2402(b)) is amended—
(A) by striking paragraphs (1) and (2); and
(B) by redesigning paragraphs (3) through (10) as paragraphs (1) through (9), respectively.

(d) NATIONAL NUCLEAR SECURITY ADMINISTRATION ACT.—Subsection (b) of section 321 of the National Nuclear Security Administration Act (50 U.S.C. 2423(b)) is amended—
(A) by inserting after “National” the words “and Energy”; and
(B) by redesigning paragraphs (2) through (5) as paragraphs (1) through (4), respectively.

(e) NATIONAL SECURITY ACT OF 1947.—Subsection (b) of section 106(b) of the National Security Act (50 U.S.C. 106(b)) is amended—
(A) by striking subparagraph (c); and
(B) by redesigning paragraphs (2) through (5) as paragraphs (1) through (4), respectively.

(f) NATIONAL INTELLIGENCE UNIVERSITY.—The term “National Intelligence University” means the National Intelligence University Fund established by section 332(b) of the Intelligence Authorization Act for Fiscal Year 2017 (50 U.S.C. 332(b)).

SEC. 746. TECHNICAL AMENDMENTS RELATED TO THE DEPARTMENT OF ENERGY.

(a) NUCLEAR NUCLEUS DEFENSE ACT.—
(1) BY AMENDMENT.—Subsection (b) of the National Nuclear Security Administration Act (50 U.S.C. 2402(b)) is amended—
(A) by striking “National” and inserting “Department of Energy” after “Office of”; and
(B) by redesigning paragraphs (2) through (9) as paragraphs (1) through (8), respectively.

(b) ATOMIC ENERGY DEFENSE ACT.—Subsection (c)(2)(B) of the Atomic Energy Defense Act (50 U.S.C. 2423(c)(2)(B)) is amended by inserting “Department of Energy” after “Director”.

(c) NATIONAL SECURITY ACT OF 1947.—Subsection (b) of section 332(b) of the National Security Act (50 U.S.C. 332(b)) is amended—
(A) by striking subparagraph (c); and
(B) by redesigning paragraphs (2) through (5) as paragraphs (1) through (4), respectively.
SEC. 748. SENSE OF CONGRESS ON CONSIDERATION OF ESPIONAGE ACT ACTIVITIES OR FOREIGN PERSONALITY ORMATION WHETHER OR NOT TO PROVIDE VISAS TO FOREIGN INDIVIDUALS TO BE ACCREDITED TO A UNITED NATIONS MISSION IN THE UNITED STATES.

It is the sense of the Congress that the Secretary of State, in considering whether or not to provide a visa to a foreign individual to be accredited to a United Nations mission in the United States, should consider—

(1) known and suspected intelligence activities constituting precursors to espionage, carried out by the individual against the United States, foreign allies of the United States, or foreign partners of the United States; and

(2) the status of an individual as a known or suspected intelligence officer for a foreign adversary.

SEC. 749. SENSE OF CONGRESS ON WIKILEAKS.

It is the sense of Congress that WikiLeaks and the senior leadership of WikiLeaks resemble a nonstate hostile intelligence service often aided by state actors and should be treated as such a service by the United States.

SA 22. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHEBY) to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

On page 416, beginning on line 8, strike "Provided," and all that follows through "this provision:" on line 12.

SA 23. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHEBY) to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. 109. CREDIBLE FEAR INTERVIEWS.

Section 235(b)(1)(B)(v) of the Immigration and Nationality Act (8 U.S.C. 1225(b)(1)(B)(v)) is amended by striking "claim" and all that follows through the period at the end and inserting "claim, as determined pursuant to section 208(b)(1)(B)(iii), and such other facts as are known to the officer, that the alien would establish eligibility for asylum under section 208, if he or she is subject to a limitation or condition under subsection (b)(2) of such section or a regulation promulgated under such subsection."

SA 25. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHEBY) to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 1227, strike line 1 and all that follows through page 1254, line 18.

SA 26. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHEBY) to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. 6. DEFINITION OF PARTICULAR SOCIAL GROUP.

Section 101(a)(27)(J)(i) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(27)(J)(i)) is amended by striking "1 or both of the immigrant's parents" and inserting "either one of the immigrant's parents."
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(iv) in subsection (d), as redesignated—

(I) by striking paragraph (2); and

(II) by redesignating paragraph (3) as paragraph (2); and

(v) in subsection (e), as redesignated, by striking “subsection (a), (b), or (c) of this section” and inserting “subsection (a) or (b)”; and

(vi) in subsection (f), as redesignated, by striking “subsection (a), (b), or (c)” and inserting “subsections (a) and (b)”; and

(vii) in subsection (g), as redesignated—

(I) by striking “New” each such term shall appear and inserting “(c)”; and

(II) in paragraph (2)(B), by striking “subsection (a), (b), or (c)” and inserting “subsection (a)”.

(SA 2) Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. McCONNELL (for Mr. SHELBY) to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, add the following:

SEC. 103. ADMISSION OF ELIGIBLE CENTRAL AMERICAN ALIENS AS ASYLIUM.

(a) APPLICATIONS.—Section 208(a)(2) of the Immigration and Nationality Act (8 U.S.C. 1158(b)(2)) is amended by adding at the end the following:

“(F) AUTHORITY FOR CERTAIN CENTRAL AMERICAN NATIONALS TO APPLY FOR ASYLUM.—

(1) IN GENERAL.—The Attorney General may, in accordance with any other provision of law, including paragraph (1), and except as provided in clause (ii), a national of El Salvador, Guatemala, or Honduras who is outside of the United States as of the date of the enactment of the Central American Nationals Protection Act of 2019 shall be ineligible for asylum unless—

(A) the alien submits an application for asylum outside of the United States at a Designated Application Processing Center in Central America;

(B) the United Nations High Commissioner for Refugees or a nongovernmental organization designated by the Secretary of Homeland Security has referred the alien to the Secretary of Homeland Security after determining that the alien is likely to be eligible for asylum;

(III) not later than 90 days after the date on which the alien was referred by the United Nations High Commissioner for Refugees or the designated nongovernmental organization under subclause (II), the alien files an application for asylum at a Designated Application Processing Center, in accordance with the requirements and procedures established by the Secretary of Homeland Security pursuant to this section;


(2) Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. McCONNELL (for Mr. SHELBY) to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, add the following:

SEC. 3. CLARIFICATION OF STANDARDS FOR FAMILY DETENTION.

(a) IN GENERAL.—Section 235 of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 (8 U.S.C. 1232) is amended by adding at the end the following:

“(1) IN GENERAL.—Notwithstanding any other provision of law, judicial determina-

tion, consent decree, or settlement agree-

ment, the detention of any alien child who is not an unaccompanied alien child shall be governed by sections 217, 235, 236, and 241 of the Immigration and Nationality Act (8 U.S.C. 1182, 1225, 1226, and 1227). There exists no presumption that an alien child who is not an unaccompanied alien child should not be such a detention is made by subsection (a) shall be in the discretion of the Secretary of Homeland Security.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of the enactment of this Act and shall apply to all actions that occur before, on, or after such date of enactment.

SA 32. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. McCONNELL (for Mr. SHELBY) to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, add the following:

SEC. 101. SHORT TITLE.

This division may be cited as the “Central American Nationals Protection Act of 2019”.

SEC. 102. PURPOSE.

The purpose of this division is to establish an asylum processing program outside of the United States that—

(1) provides an alternative method of seeking protection in the United States from persecution for nationals of El Salvador, of Guatemala, and of Honduras; and

(2) reduces the incentive for such persons to make the dangerous journey to the United States southern border to request asylum.

SEC. 103. ADMISSION OF ELIGIBLE CENTRAL AMERICAN ALIENS AS ASYLIUM.

(a) APPLICATIONS.—Section 208(a)(2) of the Immigration and Nationality Act (8 U.S.C. 1158(b)(2)) is amended by adding at the end the following:

“(F) AUTHORITY FOR CERTAIN CENTRAL AMERICAN NATIONALS TO APPLY FOR ASYLUM.—

(1) IN GENERAL.—The Secretary of Homeland Security may grant asylum to a na- tional of El Salvador, of Guatemala, or of Honduras who submits an application under subsection (a)(2)(F)(1)(I) if—
(I) the alien is otherwise eligible for asylum under subparagraph (A), except that the alien does not need to be outside of his or her country of nationality;

(II) the alien is otherwise ineligible for asylum under subparagraph (A), except that the alien does not need to be outside of his or her country of nationality;

(III) a grant of asylum to the alien would not cause the number of asylum grants in a fiscal year to exceed the number set forth in clause (ii); and

(IV) the alien has not been convicted of a Federal, State, or local criminal offense (excluding a nonstatutory offense for which an essential element was the immigration status of the alien) punishable by imprisonment for a term exceeding 1 year or a similar foreign offense;

(V) the alien has not been removed from the United States;

(VI) the alien is not subject to an outstanding final order of removal;

(VII) the Secretary of Homeland Security has determined that the alien is not a public safety or national security risk;

(VIII) the alien has not had an application for asylum denied;

(IX) if the alien is younger than 18 years of age on the date on which the asylum application is filed, the alien has a qualified parent or guardian in the United States capable of taking custody and care of the minor upon arrival in the United States; and

(X) the alien is otherwise eligible to apply for and receive asylum under subsections (a) and (b)(2).

(ii) Exception.—Notwithstanding clause (i), paragraph (1) shall apply to a national of El Salvador, of Guatemala, or of Honduras if the alien is otherwise eligible to apply for asylum under subparagraph (A), except that the alien does not need to be outside of his or her country of nationality; and

(bb) such grant is consistent with the national interest.

(II) Designated Application Processing Centers.—

(I) Establishment.—Not later than 240 days after the date of the enactment of the Central American Nationals Protection Act of 2019, the Secretary of State shall establish Designated Application Processing Centers, with the consent of the country in which such centers will be located, if necessary.

(II) Locations.—

(aa) in General.—The Secretary of State shall select the location of each Designated Application Processing Center established in each of the following countries:

(AA) Belize.

(BB) Costa Rica.

(CC) El Salvador.

-DD) Guatemala.

(EE) Honduras.

(FF) Mexico.

(GG) Nicaragua.

(HH) Panama.

(bb) Selection.—The Secretary of State, in consultation with the Secretary of Homeland Security, shall select the location of each Designated Application Processing Center described in item (aa).

(III) Duties of the Secretary of State.—The Secretary of State shall ensure that any national of El Salvador, Guatemala, or Honduras is permitted—

(aa) to apply to a Designated Application Processing Center for asylum under this subparagraph; and

(bb) if the alien applying for asylum is an unaccompanied alien child (as defined in section 481 of the Homeland Security Act of 2002), to have legal counsel present at any interview at no expense to the United States Government.

(IV) Adjudication by Asylum or Refugee Officers.—Applications submitted to a Designated Application Processing Center under this subparagraph shall be adjudicated by asylum or refugee officers.

(V) Maximum Number of Referrals and Grants of Asylum.—

(I) Referrals.—The number of aliens whom the Secretary of Homeland Security may accept for processing under this subparagraph may not exceed 50,000 in any fiscal year.

(II) Asylum Grants.—The Secretary of Homeland Security may not grant asylum to more than 15,000 aliens under this subparagraph in any fiscal year.

(VI) No Judicial Review.—Notwithstanding any other provision of law (statutory or constitutional), including section 7201 of title 28, United States Code, or any other habeas corpus provision, and sections 1361 and 1651 of such title, no court or immigration judge shall have jurisdiction to review a determination of the Secretary of Homeland Security under clause (I).

SEC. 104. Application Fees.

(a) in General.—The Secretary of Homeland Security shall—

(1) collect a fee from each alien submitting an application under section 208(a)(2)(F) of the Immigration and Nationality Act (8 U.S.C. 1158a(a)(2)(F)) for the purpose of receiving, adjudicating, processing, and adjudicating such application; and

(2) shall deposit all fees collected under paragraph (1) into the Immigration Examinations Fee account under section 286(m) of such Act (8 U.S.C. 1356m).

(b) Amount.—The fee required under subsection (a) shall be based upon—

(1) the cost necessary to deter frivolous applications; and

(2) the cost of processing the application.

SA 34. Mr. LEE submitted an amendment intended to be proposed to amendment SA 5 proposed by Mr. MCCONNELL (for Mr. SHELBY) to the bill H.R. 288, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SECTION 120. RULE OF CONSTRUCTION.

Sections 101 through 104 of Division L shall have no effect.

SECTION 121. SHORT TITLE.

This division may be cited as the "Central American Nationals Protection Act of 2019".

SECTION 122. PURPOSE.

The purpose of this division is to establish an asylum processing program outside of the United States that—

(I) provides an alternative method of seeking protection in the United States from persecution for nationals of El Salvador, of Guatemala, of El Salvador, and of Honduras; and

(II) reduces the incentive for such persons to make the dangerous journey to the United States southern border to request asylum.

SECTION 123. ADMISSION OF ELIGIBLE CENTRAL AMERICAN ALIENS AS ASYLIUM.

(a) Applications.—Section 208(a)(2) of the Immigration and Nationality Act (8 U.S.C. 1158a(a)(2)) is amended by adding at the end the following:

"(F) Authority for certain Central American Aliens to Apply for Asylum.—

(I) in general.—Notwithstanding any other provision of law, including paragraph (1), and except as provided in clause (ii), a national of El Salvador, Guatemala, or Honduras who is outside of the United States as of the date of the enactment of the Central American Nationals Protection Act of 2019 shall be eligible for asylum unless—

(I) the alien submits an application for asylum outside of the United States at a Designated Application Processing Center in Central America;

(II) the alien is otherwise eligible for asylum outside of the United States at a Designated Application Processing Center in Central America;

(III) a grant of asylum to the alien would not cause the number of asylum grants in a fiscal year to exceed the number set forth in clause (ii); and

(IV) the alien is otherwise eligible for asylum outside of the United States at a Designated Application Processing Center in Central America;

(bb) if the alien applying for asylum is an unaccompanied alien child (as defined in section 481 of the Homeland Security Act of 2002), to have legal counsel present at any interview at no expense to the United States Government.

(bb) Selection.—The Secretary of State, in consultation with the Secretary of Homeland Security, shall select the location of each Designated Application Processing Center under this subparagraph.

(bb) each Designated Application Processing Center is established in each of the following countries:

(AA) Belize.

(BB) Costa Rica.

(CC) El Salvador.

-DD) Guatemala.

(EE) Honduras.

(FF) Mexico.

(GG) Nicaragua.

(HH) Panama.

(bb) Selection.—The Secretary of State, in consultation with the Secretary of Homeland Security, shall select the location of each Designated Application Processing Center established in each of the following countries:

(AA) Belize.

(BB) Costa Rica.

(CC) El Salvador.

-DD) Guatemala.

(EE) Honduras.

(FF) Mexico.

(GG) Nicaragua.

(HH) Panama.

(bb) Selection.—The Secretary of State, in consultation with the Secretary of Homeland Security, shall select the location of each Designated Application Processing Center described in item (aa).
SA 39. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

**TITLE XII—FURTHER CONTINUING APPROPRIATIONS**

**SEC. 1201. The Continuing Appropriations Act, 2019 (division C of Public Law 115–254) is further amended—

(1) by striking the date specified in section 105(3) and inserting "February 8, 2019"; and

(2) by adding after section 136 the following:

> "SEC. 137. Notwithstanding any other provision of this Act, and in addition to amounts otherwise made available by this Act for 'U.S. Custom and Border Protection—Procurement, Construction, and Improvements', there is appropriated $5,700,000,000 for an additional amount for fiscal year 2019, to remain available until September 30, 2023; provided, That the conditions set forth in subsections (b) and (c) of section 230 of division F of the Consolidated Appropriations Act, 2018 (Public Law 115–141) shall apply during fiscal year 2019 to the amounts made available in the clause preceding this proviso."

SA 38. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

**TITLE XII—FURTHER CONTINUING APPROPRIATIONS**

**SEC. 1201. The Continuing Appropriations Act, 2019 (division C of Public Law 115–254) is further amended—

(1) by striking the date specified in section 105(3) and inserting "February 8, 2019"; and

(2) by adding after section 136 the following:

> "SEC. 137. Notwithstanding any other provision of this Act, and in addition to amounts otherwise made available by this Act for 'U.S. Custom and Border Protection—Procurement, Construction, and Improvements', there is appropriated $5,700,000,000 for an additional amount for fiscal year 2019, to remain available until September 30, 2023; provided, That the conditions set forth in subsections (b) and (c) of section 230 of division F of the Consolidated Appropriations Act, 2018 (Public Law 115–141) shall apply during fiscal year 2019 to the amounts made available in the clause preceding this proviso."
SA 41. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

Strike all after the enacting clause and insert the following:

**DIVISION A—FURTHER ADDITIONAL CONTINUING APPROPRIATIONS ACT, 2019**
SEC. 101. The Continuing Appropriations Act, 2019 (division C of Public Law 115–256) is further amended—

(1) by striking the date specified in section 105(3) and inserting ‘‘February 8, 2019’’; and

(2) by adding after section 136 the following:

‘‘SEC. 137. Notwithstanding any other provision of this Act, and in addition to amounts otherwise made available by this Act for ‘‘U.S. Custom and Border Protection—Procurement, Construction, and Improvements’’, there is appropriated $765,205,679 for an additional amount for fiscal year 2019, to remain available until Septe-

This division may be cited as the ‘‘Further Additional Continuing Appropriations Act, 2019’’.

**DIVISION B—ADDITIONAL SUPPLEMENTAL APPROPRIATIONS FOR DISASTER RELIEF, 2019**

The following sums in this division are appropriated, out of any money in the Treas-

**TITLE I**

**DEPARTMENT OF AGRICULTURE**

**AGRICULTURAL PROGRAMS**

**PROCESSING, RESEARCH AND MARKETING**

**OFFICE OF THE SECRETARY**

For an additional amount for the ‘‘Office of the Secretary’’, $3,065,422,000, which shall re-

necessary expenses related to losses of crops (including milk and harvested adulterated wine grapes), trees, bushes, and vines, as a

consequence of Hurricane Michael or Florence, other hurricanes, typhoons, volcanic

activity, or wildfires occurring in calendar year 2018 under such terms and conditions as determined by the Secretary: Provided further, That the Secretary may provide assistance for such losses in the form of block grants to eligible states and territories and such assistance may include compensation to pro-

ducers, as determined by the Secretary, for past or future crop insurance premiums, for-

est restoration, and poultry and livestock losses: Provided further, That the amounts provided under this heading, tree assistance payments may be made under section 1501(c) of the Agricultural Act of 2014 (7 U.S.C. 9001) to fruit and nut-tree growers (as defined in such section) of pecan trees with a tree mortality rate that exceeds 7.5 percent (adjusted for normal mor-

tality) or 15 percent (adjusted for normal mortality), to be available until expended, for losses incurred during the per-

od 2018, and other natural disasters, $150,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**FARM SERVICE AGENCY**

**EMERGENCY FOREST RESTORATION PROGRAM**

For an additional amount for the ‘‘Emergency Forest Restoration program’’, for nec-

essary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $400,000,000, to re-

main available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**NATURAL RESOURCES CONSERVATION SERVICE**

**WATERSHED AND FLOOD PREVENTION**

For an additional amount for ‘‘Watershed and Flood Prevention Operations’’, for nec-

essary expenses for the Emergency Water-

shed Protection Program related to the con-

sequences of Hurricanes Michael and Flor-

ence and wildfires occurring in calendar year 2018, and other natural disasters, $125,000,000, to remain available until expended: Provided, That the amounts provided by this section are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**RURAL DEVELOPMENT**

**RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT**

For an additional amount for the cost of grants for rural community facilities pro-

duced in section 381E(d)(1) of the Commissio-

ated Farm and Rural Development Act, for nec-

essary expenses related to the con-

sequences of Hurricanes Michael and Flor-

ence and wildfires occurring in calendar year 2018, and other natural disasters, $125,000,000, to remain available until expended: Provided, That the amounts provided by this section are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**GENERAL PROVISIONS—THIS TITLE**

SEC. 101. In addition to amounts otherwise made available, out of the funds made avail-

able by section 102 of the Balanced Budget and Emergency Deficit Control Act of 2001, $25,000,000 shall be available for the Secretary to provide a grant to the Com-

monwealth of the Northern Mariana Islands for the purchase, improvement, or re-

construction of facilities that were damaged or destroyed by the Presidentially declared major disas-

ters and emergencies: Provided, That funds made available to the Commonwealth of the Northern Mariana Islands under this section shall remain available for obligation by the Commonwealth until September 30, 2020: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 102. For purposed of administering title I of subdivision 1 of division B of the Bi-

partisan Budget Act of 2018 (Public Law 115–123), funds to agricultural producers result-

ing from hurricanes shall also include losses incurred from Tropical Storm Cindy and losses of peach and blueberry crops in calendar year 2017 due to extreme cold: Provided further, That the amounts provided by this section are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**TITLE II**

**DEPARTMENT OF COMMERCE**

**ECONOMIC DEVELOPMENT ADMINISTRATION**

**ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS (INCLUDING TRANSFERS OF FUNDS)**

Pursuant to section 703 of the Public Works and Economic Development Act (42 U.S.C. 3233), for an additional amount for ‘‘economic development assistance pro-

grams’’ for necessary expenses related to flood mitigation, disaster relief, long-term
For an additional amount for “Fisheries Disaster Assistance” for necessary expenses associated with the mitigation of fishery disasters, $150,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That within the amount appropriated herein, $1,000,000 shall be transferred to the “Salaries and Expenses” account for administration and oversight activities: Provided further, That within the amount appropriated, $1,000,000 shall be transferred to the “Office of Inspector General” account for carrying out investigations and audits related to the funding provided under this heading.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for “Operations, Research, and Facilities” for necessary expenses related to the consequences of Hurricanes Florence and Michael, Typhoon Yutu, and of wildfires, $120,570,000, to remain available until September 30, 2020, as follows:

(a) $3,000,000 for repair and replacement of observing assets, real property, and equipment;
(b) $11,000,000 for marine debris assessment and removal;
(c) $31,570,000 for mapping, charting, and geodesy services;
(d) $25,000,000 to improve: (1) hurricane intensity forecasting, including through deployment of unmanned ocean observing platforms and enhanced data assimilation; (2) flood prediction, forecasting, and mitigation capabilities; and (3) wildfire prediction, detection, and forecasting; and
(e) $50,000,000 for Title IX Fund grants as authorized under section 906(c) of division O of Public Law 114–113.

Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That within the amount appropriated, $1,000,000 shall be transferred to the “Salaries and Expenses” account for administration and oversight activities: Provided further, That within the amount appropriated, $1,000,000 shall be transferred to the “Office of Inspector General” account for carrying out investigations and audits related to the funding provided under this heading.

DEPARTMENT OF JUSTICE UNITED STATES MARSHALS SERVICE SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $139,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL PRISON SYSTEM BUILDINGS AND FACILITIES

For an additional amount for “Buildings and Facilities” for necessary expenses related to the consequences of Hurricanes Florence, Michael and Typhoon Yutu, and Typhoon Mangkhut, $28,400,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

LEGAL SERVICES CORPORATION PAYMENT TO THE LEGAL SERVICES CORPORATION

For an additional amount for “Payment to the Legal Services Corporation” to carry out the provisions of the Legal Services Corporation Act by providing for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Lane, Typhoons Yutu and Mangkhut, $55,000,000: Provided, That none of the funds appropriated in this division to the Legal Services Corporation shall be expended for any purpose prohibited or limited by, or contrary to any of the provisions of, sections 501, 502, 503, 504, 505, and 506 of Public Law 105–119, and all funds appropriated in this division to the Legal Services Corporation shall be subject to the same terms and conditions set forth in such sections, except that all references in sections 502 and 503 to 1997 shall be deemed to refer instead to 2018 and 2019, respectively, and except that sections 501 and 503 of Public Law 104–134 (referred to by Public Law 105–119) shall not apply to the amount made available under this heading: Provided further, That, for the FYs 2018 and 2019, the Legal Services Corporation shall be considered an agency of the United States Government.

DEPARTMENT OF DEFENSE OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for “Operation and Maintenance, Marine Corps”, $200,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for “Operation and Maintenance, Air Force”, $400,000,000, for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, and Tropical Storm Gita: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CORPS OF ENGINEERS—CIVIL DEPARTMENT OF THE ARMY INVESTIGATIONS

For an additional amount for “Investigations” for necessary expenses related to the completion, or initiation and completion, of flood and storm damage reduction, including shore protection, studies which are currently authorized or which are authorized after the date of enactment of this division, to reduce future flood losses, at full Federal expense, $35,000,000, to remain available until expended, for high priority studies of projects in States and insular areas that were impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and Tropical Storm Gita: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF THE ARMY LEGAL SERVICES CORPORATION PAYMENT TO THE LEGAL SERVICES CORPORATION

For an additional amount for “Payment to the Legal Services Corporation” to carry out the provisions of the Legal Services Corporation Act by providing for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Lane, Typhoons Yutu and Mangkhut, $139,000: Provided, That none of the funds appropriated in this division to the Legal Services Corporation shall be expended for any purpose prohibited or limited by, or contrary to any of the provisions of, sections 501, 502, 503, 504, 505, and 506 of Public Law 105–119, and all funds appropriated in this division to the Legal Services Corporation shall be subject to the same terms and conditions set forth in such sections, except that all references in sections 502 and 503 to 1997 shall be deemed to refer instead to 2018 and 2019, respectively, and except that sections 501 and 503 of Public Law 104–134 (referred to by Public Law 105–119) shall not apply to the amount made available under this heading: Provided further, That, for the FYs 2018 and 2019, the Legal Services Corporation shall be considered an agency of the United States Government.

CONSTRUCTION

For an additional amount for “Construction” for necessary expenses, $200,000,000, to remain available until expended, to construct flood and storm damage reduction, including shore protection, projects which are currently authorized or which are authorized after the date of enactment of this division, to reduce future flood losses, at full Federal expense, $35,000,000, to remain available until expended, for high priority studies of projects in States and insular areas that were impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and Tropical Storm Gita: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

The following is a list of federal cash contributions for projects other than ongoing construction projects shall be financed.
in accordance with the provisions of section 103(k) of Public Law 99–662 over a period of 30 years from the date of completion of the project or separable element: Provided further, Not less than $1,000,000 of the funds made available under this heading shall be used for continuing authorities projects to reduce the risk of flooding and storm damage: Provided further, projects using funds appropriated under this heading shall be initiated only after non-Federal interests have entered into binding agreements with the Secretary. The Secretary may authorize Federal interests to pay 100 percent of the operation, maintenance, repair, replacement, and rehabilitation costs of the project and to hold in abeyance or forego any subsequently incurred damages due to the construction or operation and maintenance of the project, except those damages due to the fault or negligence of the United States or its contractors: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

BUREAU OF RECLAMATION WATER AND RELATED RESOURCES

For an additional amount for “Water and Related Resources” to remain available until expended, for expenses necessary in connection with wild fires and activities related to wildfires in 2018: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE V DEPARTMENT OF HOMELAND SECURITY SECURITY, ENFORCEMENT, AND INVESTIGATIONS

COAST GUARD OPERATIONS AND SUPPORT

For an additional amount for “Operations and Support” to remain available until expended, for expenses related to the consequences of Hurricanes Michael, Florence, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $46,977,000, to remain available until September 30, 2020: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For an additional amount for “Procurement, Construction, and Improvements” for necessary expenses related to the consequences of Hurricanes Michael, Florence, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $476,755,000, to remain available until September 30, 2022: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL COMPLIANCE AND RESTORATION

For an additional amount for “Environmental Compliance and Restoration” for necessary expenses related to the consequences of Hurricanes Michael and Florence, $2,000,000, to remain available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE VI DEPARTMENT OF THE INTERIOR UNITED STATES FISH AND WILDLIFE SERVICE CONSTRUCTION

For an additional amount for “Construction” for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and flooding associated with major declared disaster DR–895, and calendar year 2018 earthquakes, $82,400,000, to remain available until expended: Provided, That of this amount $50,000,000 shall be used to restore and rebuild national wildlife refuges and increase the resilience and capacity of coastal habitat and infrastructure to withstand storms and reduce the amount of damage caused by such storms: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL PARK SERVICE HISTORIC PRESERVATION FUND

For an additional amount for the “Historic Preservation Fund” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and Typhoon Yutu, $50,000,000, to remain available until September 30, 2022, including costs to States and territories necessary to carry out activities required by section 306108 of title 51, United States Code (formerly section 106 of the National Historic Preservation Act) 2017, and other activities needed to address program: Provided, That such grants shall only be available for areas that have received a major disaster declaration pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) further, That such amount shall not be subject to a Federal matching requirement: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CONSTRUCTION

For an additional amount for “Construction” for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and coastline associated with, major declared disaster DR–895, and associated with, major declared disaster DR–895, and calendar year 2018 wildfires, earthquakes, and volcanic eruptions, $78,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

UNITED STATES GEOLOGICAL SURVEY SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for “Surveys, Investigations, and Research” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and calendar year 2018 wildfires, earthquake damage associated with emergency declaration EM–3910, and in those areas affected by a major disaster declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) with respect to calendar year 2018 volcanic eruptions, $96,500,000, to remain available until expended: Provided, That of this amount, $72,310,000 is for costs related to the repair and replacement of equipment and facilities damaged by disasters in 2018: Provided further, That, not later than 90 days after enactment of this division, the Survey shall submit a report to the Committees on Appropriations that describes the potential options to replace the facility damaged by the 2018 volcano disaster along with cost estimates and a description of the survey will provide direct access for monitoring volcanic activity and the potential threat to aviation communities: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENTAL OFFICES INSULAR AFFAIRS

ASSISTANCE TO TERRITORIES

For an additional amount for “Technical Assistance for financial management” related to the consequences of Typhoon Yutu, $2,000,000, to remain available until expended: Provided, That such amount
is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL PROTECTION AGENCY

For an additional amount for “Science and Technology” for necessary expenses related to the consequences of major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), in 2018, $1,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

LEAKING UNDERGROUND STORAGE TANK TRUST FUND PROGRAM

For an additional amount for “Leaking Underground Storage Tank Fund” for necessary expenses related to improving preparedness of the water sector, $600,000, to remain available until expended, $53,300,000 shall be for capitalization grants to provide additional subsidization to eligible recipients in the form of forgiveness of principal, negative interest loans or grants or any combination of these: Provided further, That the Administrator shall retain $10,400,000 of the funds appropriated to provide capitalization grants to provide additional subsidization to eligible recipients in the form of forgiveness of principal, negative interest loans or grants or any combination of these: Provided further, That such funds shall be solely available to be transferred to and merged with other appropriations accounts from which funds were previously transferred for wildland fire suppression operations: Provided further, That such funds shall be solely available to be transferred to and merged with other appropriations accounts from which funds were previously transferred for wildland fire suppression operations for fiscal year 2018 to fully repay those amounts: Provided further, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND TRIBAL ASSISTANCE GRANTS

For additional amounts for “State and Tribal Assistance Grants” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and calendar year 2018 wildfires, $21,000,000 shall be used for hazmat funds management and oversight: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FOREST SERVICE

For an additional amount for “Forest Service, Rangeland Research” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $12,000,000, to remain available until expended for the forest inventory and analysis program: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND PRIVATE FORESTRY

For an additional amount for “State and Private Forestry” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $15,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL FOREST SYSTEM

For an additional amount for “National Forest System” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $36,040,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CAPITAL IMPROVEMENT AND MAINTENANCE

For an additional amount for “Capital Improvement and Maintenance” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $36,040,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

WILDLAND FIRE MANAGEMENT

For an additional amount for “Wildland Fire Management”, $720,271,000, to remain available through September 30, 2022, for urgent wildland fire suppression operations: Provided, That such funds shall be solely available until expended for the dislocated workers assistance national reserve for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Typhoon Manghkut, Super Typhoon Yutu, and other wildland fire suppression operations occurring in calendar year 2018, to remain available through September 30, 2020: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

NATIONAL INSTITUTE ON HEALTH

For an additional amount for “National Institute of Environmental Health Sciences” for necessary expenses related to the consequences of hurricanes Florence and Michael, $1,500,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISION—THIS TITLE

Sec. 601. Not later than 45 days after the date of enactment of this division, the agencies receiving funds appropriated by this title shall provide a detailed operating plan of anticipated uses of the funds made available in this title by State and Territory, and by program, project, and activity, to the Committees on Appropriations that no such funds shall be obligated before the operating plans are provided to the Committees: Provided further, That such plans shall be updated, including obligations to date, and submitted to the Committees on Appropriations every 60 days until all such funds are expended.

TITLE VII

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES (INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Training and Employment Services”, $50,000,000, for necessary expenses related to the consequences of hurricanes Florence and Michael, Typhoon Manghkut, Super Typhoon Yutu, and other wildland fire suppression operations occurring in calendar year 2018, to remain available through September 30, 2020: Provided, That the Secretary of Labor may transfer to $1,000,000 to any other Department of Labor account for re-construction and recovery needs, including worker protection activities: Provided further, That such amounts are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Training and Employment Services”, $50,000,000, for necessary expenses related to the consequences of hurricanes Florence and Michael, Typhoon Manghkut, Super Typhoon Yutu, and other wildland fire suppression operations occurring in calendar year 2018, to remain available through September 30, 2020: Provided, That the Secretary of Labor may transfer to $1,000,000 to any other Department of Labor account for re-construction and recovery needs, including worker protection activities: Provided further, That such amounts are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
amount provided, up to $500,000, to remain available until expended, shall be transferred to “Office of Inspector General” for oversight of activities responding to such consequences. Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION

HEALTH SURVEILLANCE AND PROGRAM SUPPORT

For an additional amount for “Health Surveillance and Program Support”, $30,000,000, to remain available until September 30, 2019, for grants and cooperative agreements for behavioral health treatment, crisis counseling, and other related helplines, and for other similar programs to provide support to individuals impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and earthquakes and wildfires in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That none of the funds appropriated herein prior to the date of enactment of this Act may be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ADMINISTRATION FOR CHILDREN AND FAMILIES

CHILDREN AND FAMILIES SERVICES PROGRAMS

For an additional amount for “Children and Families Services Programs”, $60,000,000, to remain available until September 30, 2021, for Head Start programs, including making payments under the Head Start Act, for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and earthquakes and wildfires in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That none of the funds appropriated in this paragraph shall be used for each such program and shall notify the Committees on Appropriations of the House of Representatives and the Senate of such amount prior to the obligation: Provided further, $2,000,000 of the funds made available under this heading, to remain available until expended, shall be transferred to the Office of the Inspector General of the Department of Education for oversight of activities supported with funds appropriated under this heading, and up to $1,000,000 of the funds available under this heading shall be for program administration.

GENERAL PROVISIONS—THIS TITLE

Sec. 701. Not later than 30 days after the date of enactment of this Act, the Secretary of Labor, Health and Human Services, and Education shall provide a detailed spend plan of anticipated uses of funds made available in this title, including estimated personnel and administrative costs, to the Committees on Appropriations: Provided, That such plans shall be updated and submitted to the Committees on Appropriations every 60 days until all funds are expended or expire.

TITLE VIII

LEGISLATIVE BRANCH

GOVERNMENT ACCOUNTABILITY OFFICE

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, $10,000,000, to remain available until expended, for audits and investigations related to Hurricanes Florence, Lane, and Michael, Typhoons Yutu and Mangkhut, the calendar year 2018 wildfires, earthquakes, and volcanic eruptions, and other disasters declared by the President or by the Secretary of the Treasury designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF EDUCATION

EDUCATION RECOVERY


DEPARTMENT OF DEFENSE

TITLE IX

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for “Military Construction, Navy and Marine Corps”, $115,000,000, to remain available until September 30, 2023, for planning and design related to the consequences of Hurricanes Florence, Lane, Michael, Yutu, and wildfires in 2018, or the volcanic eruption and wildfires in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191) Designated By The Congress As Being For A Covered Disaster Or Emergency”, $165,000,000, to remain available through September 30, 2019: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such assistance may be provided through any of the programs authorized under this heading in division B of title VIII of Public Law 115–123 (as amended by Public Law 115–141), as determined by the Secretary of Education, and subject to the terms and conditions that applied to those programs, except that references to dates and school years in Public Law 115–123 shall be deemed to be the corresponding dates and school years for the covered disaster or emergency: Provided further, That the Secretary of Education may determine the amounts to be used for each such program and shall notify the Committees on Appropriations of the House of Representatives and the Senate of such amounts prior to the obligation: Provided further, $2,000,000 of the funds made available under this heading to remain available until expended, shall be transferred to the Office of the Inspector General of the Department of Education for oversight of activities supported with funds appropriated under this heading, and up to $1,000,000 of the funds available under this heading shall be for program administration.

MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for “Military Construction, Air Force”, $700,000,000, to remain available until September 30, 2023, for planning and design related to the consequences of Hurricanes Florence, Lane, Michael, Yutu, wildfires in 2018, or the volcanic eruption and wildfires in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191) Designated By The Congress As Being For A Covered Disaster Or Emergency”, $42,400,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricane Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan for the installations and a form 1391 for each specific project: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Navy, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For an additional amount for “Military Construction, Army National Guard”, $32,400,000, to remain available until September 30, 2023, for necessary expenses relating to the consequences of Hurricanes Florence and Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive form 1391 for each specific request: Provided further, That, not later than 60 days after enactment of this division, the Director of the Army National Guard, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF VETERANS AFFAIRS

VETERANS HEALTH ADMINISTRATION

MEDICAL FACILITIES


$3,000,000,000, to remain available until...
September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu: Provided, That the Secretary of Veterans Affairs, upon determination that such action is necessary to address needs as a result of the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu, may submit to the Committees on Appropriations of the Senate and the House of Representatives a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE X
DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION
PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM
For an additional amount for the “Public Transportation Emergency Relief Program” as authorized under section 5324 of title 49, United States Code, $10,542,000 to remain available until expended, for transit systems affected by major declared disasters occurring in calendar year 2018: Provided, That notwithstanding any provision of law, the emergency relief shall be available for administrative expenses and ongoing program management oversight as authorized under sections 5304 and 5308(f)(2) of such title and shall be in addition to any other appropriations for such purpose: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL AVIATION ADMINISTRATION
OPERATIONS
(airport and airway trust fund)
Of the amounts made available for “Federal Aviation Administration—Operations” in division B of the Bipartisan Budget Act of 2018 (Public Law 115–123), up to $18,000,000 shall be available for necessary expenses related to the consequences of major declared disasters occurring in calendar year 2018: Provided, That an amount equal to 100 percent of the funds for public transportation emergency relief shall be available for administrative expenses and ongoing program management oversight as authorized under sections 5324 and 5328(f)(2) of title 49, United States Code, and shall be in addition to any other appropriations for such purpose: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL HIGHWAY ADMINISTRATION
EMERGENCY RELIEF PROGRAM
For an additional amount for the Emergency Relief Program as authorized under section 123 of title 23, United States Code, $63,500,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
preceding proviso or the activity or project is categorically excluded from review under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.): Provided further, That the amount made available under this heading, up to $5,000,000 shall be available for capacity building and technical assistance, including assistance on contracting and procurement processes, to States, units of local government, or Indian tribes (and their subrecipients) that receive allocations pursuant to this heading, received disaster recovery allocations under the same heading in Public Law 115–254, or may receive similar allocations for disaster recovery in future appropriations Acts: Provided further, That of the amounts made available under this heading and in the same heading in Public Law 115–254, up to $2,500,000 shall be transferred, in aggregate, to “Dependents’ and Family Members’ Program—Program Office Salaries and Expenses—Community Planning and Development” for necessary costs, including information technology, of administering and overseeing the obligation and expenditure of amounts under this heading: Provided further, That the amount specified in the preceding proviso shall be combined with funds appropriated under the same heading and for the same purpose in Public Law 115–254 and the amount designated in this proviso shall be available for any of the same purposes specified under this heading or the same heading in Public Law 115–254 without limitation: Provided further, That such amount designated in this proviso shall be available for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISION—THIS TITLE

Sect. 1001. (a) Amounts previously made available for activities authorized under title I of the Housing and Urban Development—Program Office Salaries and Expenses—Community Planning and Development Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas resulting from a major disaster, including amounts otherwise made available by this Act, and in addition to amounts otherwise made available by this Act, shall be available (or rescinded or transferred, if applicable) for eligible administrative costs of the President related to disaster relief funding identified in this subsection without regard to the particular disaster appropriation from which such funds originated.

(c) The additional use pursuant to this section for amounts that were previously designated by the Congress, respectively, as an emergency requirement or as being for disaster relief pursuant to the Balanced Budget and Emergency Deficit Control Act are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE XI

GENERAL PROVISIONS—THIS DIVISION

Sect. 1101. Each amount designated in this division by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available (or rescinded or transferred, if applicable) for eligible administrative costs of the President related to disaster relief identified in this subsection without regard to the particular disaster appropriation from which such funds originated.

(c) The additional use pursuant to this section for amounts that were previously designated by the Congress, respectively, as an emergency requirement or as being for disaster relief pursuant to the Balanced Budget and Emergency Deficit Control Act are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985.

SA 42. Mr. SHEVELY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

Strike all after the enacting clause and insert the following:

Sect. 101. The Continuing Appropriations Act, 2019 (division C of Public Law 115–245) is further amended:

(1) by striking the date specified in section 103(3) and inserting “February 8, 2019”;

(2) by adding after section 136 the following:

“SEC. 137. Notwithstanding any other provision of this Act, and in addition to amounts otherwise made available by this Act for ‘U.S. Custom and Border Protection—Procurement, Construction, and Improvements’, there is appropriated $5,700,000,000 for an additional amount for fiscal year 2019, to remain available until September 30, 2023, for purposes authorized by section 102 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (Public Law 104–208) as amended by section 564 of the Consolidated Appropriations Act, 2008 (Public Law 110–161), to include activities authorized under section 110(b) of title 8, United States Code.”.

This Act may be cited as the “Further Additional Continuing Appropriations Act, 2019”.

SA 43. Mr. SHEVELY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, for other purposes; which was ordered to lie on the table; as follows:

Strike all after the enacting clause and insert the following:

Sect. 101. The Continuing Appropriations Act, 2019 (division C of Public Law 115–245) is further amended: (1) by striking the date specified in section 103(3) and inserting “February 8, 2019”;

(2) by adding after section 136 the following:

“SEC. 137. Notwithstanding any other provision of this Act, and in addition to amounts otherwise made available by this Act for ‘U.S. Custom and Border Protection—Procurement, Construction, and Improvements’, there is appropriated $5,700,000,000 for an additional amount for fiscal year 2019, to remain available until September 30, 2023, for purposes authorized by section 102 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (Public Law 104–208) as amended by section 564 of the Consolidated Appropriations Act, 2008 (Public Law 110–161), to include activities authorized under section 110(b) of title 8, United States Code.”.

This Act may be cited as the “Further Additional Continuing Appropriations Act, 2019”.

DIVISION B—ADDITIONAL SUPPLEMENTAL APPROPRIATIONS FOR DISASTER RELIEF, 2019

The following sums in this division are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2019, and for other purposes, namely:

TITIE I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL PROGRAMS

PROCESSING, RESEARCH AND MARKETING

OFFICE OF THE SECRETARY

For an additional amount for the “Office of the Secretary”, $3,005,442,000 shall remain available until December 31, 2020, for necessary expenses related to losses of crops (including milk and harvested adulterated wine grapes), trees, bushes, and vines, as a consequence of Hurricanes Michael or Florence, other hurricanes, typhoons, volcanic activity, or wildfires occurring in calendar year 2018 under such terms and conditions as determined by the Secretary: Provided, That the Secretary may provide assistance for such losses in the form of block grants to eligible states and territories; and such assistance may include compensation to producers, as determined by the Secretary, for past or future crop insurance premiums, for crop loss or catastrophic loss protection, and other crop insurance related losses: Provided further, That of the amounts provided under this heading, tree assistance
payments may be made under section 1501(e) of the Agricultural Act of 2014 (7 U.S.C. 9081(e)) to eligible orchardists or nursery tree growers (as defined in such section) of a pecan, almond, or hazelnut tree farm, if the average adjusted gross income of such farm is more than $125,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL DEVELOPMENT
RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

For an additional amount for the cost of grants for rural community facilities programs as authorized by section 306 and described in section 210 of the Consolidated Farm and Rural Development Act, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $150,000,000, to remain available until expended: Provided, That sections 381E-H and 381N of the Consolidated Farm and Rural Development Act are not applicable to the funds made available under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISIONS—THIS TITLE

SEC. 101. In addition to amounts otherwise made available under this heading and applicable policies of crop insurance under the Federal Crop Insurance Act (7 U.S.C. 1951 et seq.), for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $150,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FARM SERVICE AGENCY
EMERGENCY FOREST RESTORATION PROGRAM

For an additional amount for the “Emergency Forest Restoration Program”, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $125,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL RESOURCES CONSERVATION SERVICE
WATERSHED AND FLOOD PREVENTION OPERATIONS

For an additional amount for “Watershed and Flood Prevention Operations”, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $125,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
$25,000,000, to remain available until Sep-
tember 30, 2021, for improvements to oper-
rational and research weather supercom-
puting infrastructure and satellite ground
services related to hurricane intensity and
track prediction; flood prediction, fore-
casting, and mitigation; and wildfire pre-
diction, detection, and forecasting: Provided,
That such amount is designated by the Con-
gress as being for an emergency requirement
pursuant to section 251(b)(2)(A)(i) of the Bal-
anced Budget and Emergency Deficit Control

FISHERIES DISASTER ASSISTANCE

For an additional amount for “Fisheries
Disaster Assistance” for necessary expenses
associated with the mitigation of fishery dis-
asters, $150,000,000, to remain available until
expended: Provided, That funds shall be used
for mitigating the effects of commercial fish-
ery failures and fishery resource disasters
declared by the Secretary of Commerce, in-
cluding those declared by the Secretary to be
a direct consequence of Hurricanes Florence
and Michael and Typhoons Yutu and Mangkhut:
Provided further, That such amount is des-
ignated by the Congress as being for an emer-
gency requirement pursuant to section
251(b)(2)(A)(i) of the Balanced Budget and

DEPARTMENT OF JUSTICE

UNITED STATES MARSHALS SERVICE

For an additional amount for “Salaries and
Expenses” for necessary expenses related to the
costs of Stacke, L. and other similar projects,
$1,336,000: Provided, That such amount is des-
ignated by the Congress as being for an emer-
gency requirement pursuant to section
251(b)(2)(A)(i) of the Balanced Budget and

FEDERAL PRISON SYSTEM

BUILDINGS AND FACILITIES

For an additional amount for “Buildings and
Facilities” for necessary expenses related to the
costs of Stacke, L. and other similar projects,
$25,400,000: Provided, That such amount is des-
ignated by the Congress as being for an emer-
gency requirement pursuant to section
251(b)(2)(A)(i) of the Balanced Budget and

RELATED AGENCIES

LEGAL SERVICES CORPORATION

PAYMENT TO THE LEGAL SERVICES
CORPORATION

For an additional amount for “Payment to the
Legal Services Corporation” to carry out the
purposes of the Legal Services Corpora-
tion Act by providing for necessary expenses
related to the costs of the Legal Services Corpora-
tion Act of 1966: Provided further, That none of
the funds appropriated in this division to the
Legal Services Corporation shall be expended for
any purpose prohibited by or contrary to any of the provisions of, sections
501, 502, 503, 504, 505, and 506 of Public Law
105–119, and all funds appropriated in this di-
vision to the Legal Services Corporation shall be subject to the same terms and condi-
tions set forth in such sections, except that all references in sections 502 and 503 to 1997
and 1988 shall be deemed to read instead to be
1989 and 1989, respectively, and except that
sections 501 and 503 of Public Law 104–134
(referenced by Public Law 105–119) shall not be
applicable to funds provided under this head-
ing: Provided further, That for projects re-
ceiving funds provided under this heading, the provisions of section 902 of the Water
Resources Reform and Development Act of 1996
as modified by section 742 of Public Law
104–134 shall not apply.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for “Operation and
Maintenance, Air Force, $400,000,000, for
necessary expenses related to the conse-
quencies of Hurricanes Florence and
Michael and Typhoon Yutu: Provided, That such amount is des-
ignated by the Congress as being for an emer-
gency requirement pursuant to section
251(b)(2)(A)(i) of the Balanced Budget and

OPERATION AND MAINTENANCE,' MARINE CORPS

For an additional amount for “Operation and
Maintenance, Marine Corps", $200,000,000, for necessary expenses related to the
consequences of Hurricanes Michael and
Florence: Provided, That such amount is des-
ignated by the Congress as being for an emer-
gency requirement pursuant to section
251(b)(2)(A)(i) of the Balanced Budget and

CORPS OF ENGINEERS—CIVIL

DEPARTMENT OF THE ARMY

INVESTIGATIONS

For an additional amount for "Investiga-
tions" for necessary expenses related to the
costs of Stacke, L. and other similar projects,
$1,336,000: Provided, That such amount is des-
ignated by the Congress as being for an emer-
gency requirement pursuant to section
251(b)(2)(A)(i) of the Balanced Budget and

CONSTRUCTION

For an additional amount for “Construction
for necessary expenses, $740,000,000, to
remain available until expended, to con-
struct flood and storm damage reduction,
including projects which are currently
authorized or which are authorized after the
date of enactment of this division, to reduce
risk of flooding and storm damage: Provided
further, That the Congress has determined that
such projects to be technically feasible, eco-
nomically justified, and environmentally ac-
ceptable, in States and insular areas that
were impacted by Hurricanes Florence and
Michael, Typhoon Mangkhut, Super Typhoon
Yutu, and Tropical Storm Gita: Provided,
That projects receiving funds provided under
the first proviso in “TITLE IV—Corps of Engi-
neers—Civil—Department of the Army—Con-
struction” in Public Law 115–123 shall not be
eligible for the revolving fund provided under
this heading: Provided further, That for projects re-
ceiving funds provided under this heading, the
projects receiving funds provided under this head-
ing: Provided further, That the completion
of ongoing construction projects receiving funds provided under this heading shall be
at full Federal expense with respect to such funds: Provided further, That using funds pro-
duced under this heading, the non-Federal cash contribution for any on-
going construction projects shall be financed in accordance with the provisions of section
103(k) of Public Law 99–662 over a period of 30
years from the date of completion of the
project or separable element: Provided fur-
ther, That up to $25,000,000 of the funds made
available under this heading shall be used for
congressional authorities to waive the
risk of flooding and storm damage: Provided
further, That any projects using funds appro-
priated under this heading shall be initiated on a non-Federal basis, the non-Federal
agencies and the Senate detailing the alloca-
tion and obligation of these funds, beginning
not later than 60 days after the date of en-
dowment of this division.

MISSISSIPPI RIVER AND TRIBUTARIES

For an additional amount for “Mississippi
River and Tributaries” for necessary expen-
tes to address emergency situations at Corps of Engineers projects, $225,000,000, to
remain available until expended: Provided, That such amount is des-
ignated by the Congress as being for an emergency requirement pursuant to section
251(b)(2)(A)(i) of the Balanced Budget and
Emergency Deficit Control Act of 1985:
Provided further, That the completion
of ongoing construction projects shall be
financed in accordance with the provisions of section
103(k) of Public Law 99–662 over a period of 30
years from the date of completion of the
project or separable element: Provided fur-
ter, That up to $25,000,000 of the funds made
available under this heading shall be used for
congressional authorities to waive the
risk of flooding and storm damage: Provided
further, That any projects using funds appro-
priated under this heading shall be initiated on a non-Federal basis, the non-Federal
agencies and the Senate detailing the alloca-
tion and obligation of these funds, beginning
not later than 60 days after the date of en-
dowment of this division.
harbors shall be derived from the Harbor Maintenance Trust Fund: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE VI
DEPARTMENT OF THE INTERIOR
UNITED STATES FISH AND WILDLIFE SERVICE
CONSTRUCTION
For an additional amount for "Construction" for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and flooding associated with major declared disasters in those areas impacted by Hurricanes Florence, Lane, and Michael, and in calendar year 2018, $82,400,000, to remain available until expended: Provided, That of this amount $50,000,000 shall be used to restore and rebuild national wildlife refuges and increase the resiliency and capacity of coastal habitat and infrastructure to withstand storms and reduce the amount of damage caused by such storms: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL PARK SERVICE
HISTORIC PRESERVATION FUND
For an additional amount for the “Historic Preservation Fund” for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and Typhoon Yutu, $50,000,000, to remain available until September 30, 2020, Including costs to States and territories necessary to administer compliance activities required by section 306108 of title 54, United States Code (formerly section 106 of the National Historic Preservation Act) and costs needed to administer the program: Provided, That grants shall only be available for areas that have received a major disaster declaration pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.): Provided further, That individual grants shall not be subject to a non-Federal matching requirement: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CONSTRUCTION
For an additional amount for “Construction” for necessary expenses related to the consequences of Hurricanes Florence and Michael, Typhoon Yutu, and calendar year 2018 wildfires, earthquakes, and volcanic eruptions, $78,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

UNITED STATES GEOLOGICAL SURVEY
SURVEYS, INVESTIGATIONS, AND RESEARCH
For an additional amount for “Surveys, Investigations, and Research” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and calendar year 2018 wildfires, earthquake damage associated with emergency declaration EM-3410, and in those areas impacted by a major disaster declaration pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) with respect to calendar year 2018 wildfires, $1,500,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL COMPLIANCE AND RESTORATION
For an additional amount for “Environmental Compliance and Restoration” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and calendar year 2018 wildfires, $2,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
notwithstanding subsections (b), (e), and (f), of such section: Provided, That such amounts are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL FOREST SYSTEM

For an additional amount for “National Forest System” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $84,960,000, to remain available until expended: Provided, That of this amount $21,000,000 shall be used for hazardous fuels management activities: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CAPITAL IMPROVEMENT AND MAINTENANCE

For an additional amount for “Capital Improvement and Maintenance” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $36,060,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

WILDFIRE FIRE MANAGEMENT

For an additional amount for “Wildland Fire Management” ($720,271,000, to remain available through September 30, 2022, for urgent wildfire response, operations, and capital improvement operations: Provided, That such funds shall be solely available to be transferred to and merged with other appropriations accounts from which funds were previously transferred for wildland fire suppression in fiscal year 2018 to fully repay those amounts: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

NATIONAL INSTITUTES OF HEALTH

For an additional amount for “National Institute of Environmental Health Sciences” for necessary expenses related to consequences of Hurricanes Florence and Michael, Super Typhoon Yutu, and wildfires occurring in 2018, $53,300,000, to remain available until expended: Provided, That of this amount $21,000,000 shall be used for hazardous fuels management activities: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

For an additional amount for “Training and Employment Services”, $50,000,000, for necessary expenses related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, and wildfires occurring in calendar year 2018, to remain available through September 30, 2020: Provided, That the Secretary of Labor may transfer up to $1,000,000 for costs incurred by any other Department of Labor account for re-construction and recovery needs, including worker protection activities: Provided further, That these sums may be used to replace grant funds previously obligated to the impacted areas: Provided further, That of the amount provided, up to $500,000, to remain available until expended, shall be transferred to “Office of Inspector General” for oversight of activities responding to such consequences: Provided further, That such amounts designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION

HEALTH SURVEILLANCE AND PROGRAM SUPPORT

For an additional amount for “Health Surveillance and Program Support”, $30,000,000, to remain available until September 30, 2019, for grants, contracts, and cooperative agreements for health behavioral health crisis counseling and other related helplines, and for other similar programs to provide support to individuals impacted by Hurricanes Florence and Michael, Super Typhoon Yutu, and wildfires occurring in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That obligations incurred for programs provided for this paragraph may be made after the date of enactment of this Act without regard to the time of, or dates, of events giving rise to any such disaster or emergency existing on July 31, 2018, for which a major disaster or emergency has been declared: Provided, That none of the funds appropriated in this paragraph shall be subject to the allocation requirements of section 610(a).
of the Head Start Act: Provided further, That funds appropriated in this paragraph shall not be available for costs that are reimbursed by the Federal Emergency Management Agency, under a contract for insurance, or by self-insurance: Provided further, That up to $2,000,000 shall be available for Federal administrative expenses: Provided further, That obligations incurred for purposes provided herein prior to the date of enactment of this Act may be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF EDUCATION
EDUCATION RECOVERY
(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Education Recovery” for necessary expenses related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, wildfires in 2018, or the volcanic eruption and earthquakes in 2018 in those areas for which a disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191) (referred to in this heading as an “affected disaster or emergency”), $165,000,000, to remain available through September 30, 2019: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such assistance may be provided through any of the programs authorized under this heading in division B of title VIII of Public Law 115-123 (as amended by Public Law 115-278), if determined by the Secretary of Education, and subject to the terms and conditions that applied to those programs, except that references to dates and school years in Public Law 115-123 shall be deemed to be the corresponding dates and school years for the covered disaster or emergency: Provided further, That the Secretary of Education may determine the amounts to be used for each such program and shall notify the Committees on Appropriations of the House of Representatives and the Senate of those programs within not more than 7 days prior to obligation: Provided further, $2,000,000 of the funds made available under this heading, to remain available until expended, shall be transferred to the Office of the Secretary of Education, and the General of the Department of Education for oversight of activities supported with funds appropriated under this heading, and up to $1,000,000 of the funds made available under this heading shall be for program administration.

GENERAL PROVISIONS—THIS TITLE

Sec. 701. Not later than 30 days after the date of enactment of this Act, the Secretaries of Labor, Health and Human Services, and Education shall provide a detailed spend plan of anticipated uses of funds made available under this Act, including estimated personnel and administrative costs, to the Committees on Appropriations: Provided, That such plans shall be updated and submitted to the Committees on Appropriations every 60 days until all funds are expended or expire.

TITLE VIII
LEGISLATIVE BRANCH
Government Accountability Office

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” and “Printing and other supplies” for audits and investigations related to Hurricanes Florence, Lane, and Michael, Typhoons Yutu and Mangkhut, the calendar year 2018 wildfires, earthquakes, and volcanic eruptions, and other disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.): Provided, That, not later than 90 days after the date of enactment of this division, the Government Accountability Office shall submit to the Committees on Appropriations of the House of Representatives and the Senate a spend plan specifying funding estimates for audits and investigations related to other declared disasters occurring in 2018 and identifying funding estimates or carryover balances, if any, that may be available for audits and investigations related to such disasters: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF VETERANS AFFAIRS
VETERANS HEALTH ADMINISTRATION
MEDICAL FACILITIES
(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Medical Facilities”, $3,000,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu: Provided, That the Secretary of Veterans Affairs may determine that such action is necessary to address needs as a result of the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu: Provided further, That such funds may be oblig- gated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That none of the funds provided under this heading shall be used for any discretionary account of the Department of Veterans Affairs: Provided further, That before a transfer may take place, the Secretary of Veterans Affairs shall submit notice thereof to the Committee on Appropriations of the House of Representatives and the Senate: Provided further, That none of the funds shall be obligated until the Secretary of Veterans Affairs submits to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Military Construction, Navy and Marine Corps”, $700,000,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan for the installations and for a fiscal year plan: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Navy, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Military Construction, Air Force”, $700,000,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan for the installations and for a fiscal year plan: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Air Force, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Military Construction, Army National Guard”, $42,400,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive form 1391 for each specific request: Provided further, That, not later than 60 days after enactment of this division, the Director of the Army National Guard, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expended for planning and design and military construction projects not otherwise authorized by law: Provided further, That such funds may be obligated or expired.

TITLE X
DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION
PUBLIC TRANSITATION EMERGENCY RELIEF PROGRAM

For an additional amount for the “Public Transportation Emergency Relief Program” as authorized under section 5324 of title 49, United States Code, $2,000,000, to remain available until expended, for transit systems affected by major declared disasters occurring in calendar year 2018: Provided, That not more than three-quarters of 1 percent of the funds for public transportation emergency relief shall be available for administrative expenses and ongoing program management, and the remaining amount as authorized by sections 5334 and 5338(f)(2) of such title and shall be in addition to any other appropriations for such purpose: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL AVIATION ADMINISTRATION
OPERATIONS
(AIRPORT AND AIRWAY TRUST FUND)

For an additional amount for “Federal Aviation Administration—Operations” in division B of the Bipartisan Budget Act of 2018 (Public Law 115–125), up to $30,000,000, to be available for expenses related to the consequences of major declared disasters occurring in calendar year...
2018: Provided, That amounts repurposed under this heading that were previously designated by the Congress as an emergency requirement pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 (42 U.S.C. 5302) are designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985. FEDERAL HIGHWAY ADMINISTRATION

EMERGENCY RELIEF PROGRAM

For an additional amount for the Emergency Relief Program as authorized under section 1101 of Public Law 115–254 that remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

COMMUNITY DEVELOPMENT FUND (INCLUDING TRANSFERS OF FUNDS)

For an additional amount for “Community Development Fund”, $1,650,000,000, to remain available until expended, for necessary expenses for activities authorized under such heading and under the heading “Community Development—Community Development Fund” in section 421 of division K of Public Law 115–31, appropriated under the same heading and under the heading “Community Development—Community Development Fund” in section 421 of division K of Public Law 114–223, as such term is defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster recovery and restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas resulting from a major disaster that occurred in 2018: Provided further, That any funds made available under this heading and under the same heading in Public Law 115–254 that remain available, after the funds under such headings have been allocated for necessary expenses for activities authorized under such headings, shall be allocated to grantees, for mitigation, for necessary expenses for activities in the most impacted and distressed areas resulting from a major disaster that occurred in 2018: Provided further, That such allocations shall be made in the same proportion that the amount of funds available to each grantee received under this division and the same heading in division I of Public Law 115–254 bears to the amount of all funds provided further, That funds allocated under this heading shall not be considered relevant to the non-disaster formula allocations made pursuant to section 106 of the Housing and Community Development Act of 1974 (42 U.S.C. 5306): Provided further, That a State, unit of general local government, or Indian tribe (as such term is defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302))’s disaster formula allocation shall be reduced by the aggregate of such amounts made available under this heading and under the same heading in 2018, up to $2,500,000 shall be transferred, in aggregate, to “Department of Housing and Urban Development—Program Office Salaries and Expenses—Community Planning and Development” for necessary costs, including information technology costs, of administering and overseeing the obligation and expenditure of funds appropriated under this heading, received disaster recovery allocations under the same heading in Public Law 115–254, or may receive similar allocations for disaster recovery in future appropriations Acts: Provided further, That the amounts made available under this heading and under the same heading in Public Law 115–254, up to $2,500,000 shall be transferred, in aggregate, to “Department of Housing and Urban Development—Program Office Salaries and Expenses—Community Planning and Development” for necessary costs, including information technology costs, of administering and overseeing the obligation and expenditure of funds appropriated under this heading, received disaster recovery allocations under the same heading in Public Law 115–254, or may receive similar allocations for disaster recovery in future appropriations Acts: Provided further, That the amount specified in the preceding proviso shall be combined with funds appropriated under the same heading and for the same purpose in Public Law 115–254 and the aggregate of such amounts shall be available for any of the same purposes specified under this heading or the same heading in Public Law 115–254 without limitation: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 106 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302) et seq. related to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas resulting from a major disaster, including funds provided under section 145 of division C of Public Law 114–223, section 192 of division C of Public Law 114–223 (as added by section 101(c) of division A of Public Law 114–254), section 421 of division K of Public Law 115–31, and any mitigation funding provided under the heading “Department of Housing and Urban Development—Community Planning...
and Development—Community Development Fund” of Public Law 115-123, that were allocated in response to Hurricane Matthew, may be used interchangeably and without limitation for the same activities in the most impacted and distressed areas related to Hurricane Florence. In addition, any funds provided under the heading “Department of Housing and Urban Development—Community Planning and Development—Community Development Fund” in this division or in division I of Public Law 115-294 that are responsive to Hurricane Florence may be used interchangeably and without limitation for the same activities in the most impacted and distressed areas related to Hurricane Matthew. Until HUD publishes the Federal Register Notice implementing this provision, grantees may submit for HUD approval revised plans for the use of funds related to Hurricane Matthew that expand the eligible beneficiaries of existing programs contained in such previously approved plans to include those impacted by Hurricane Florence. Approval of any such revised plans shall include the execution of revised grant terms and conditions as necessary. Once the implementing Notice is published, such revised plans shall follow the requirements contained therein.

(b) Amounts made available for administrative costs for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas related to this division or any future Act, and amounts previously provided under section 420 of division L of Public Law 114-133, section 145 of division C of Public Law 114-223, section 139 of division C of Public Law 114-223 (as added by section 101(3) of division A of Public Law 114-254, section 421 of division K of Public Law 115-31, and under the heading “Department of Housing and Urban Development—Community Planning and Development—Community Development Fund” of division B of Public Law 115-56, Public Law 115-123, and Public Law 115-254, shall be available for eligible administrative costs of the grantee related to any disaster relief funding identified in this subsection without regard to any future Act and amounts imposed by or in accordance with division B of Public Law 115-254.

(c) The additional amounts pursuant to this section for amounts that were previously designated for the Congress, shall be available only as an emergency requirement or as being for disaster relief pursuant to the Balanced Budget and Emergency Deficit Control Act and Emergency Management Assistance Act are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE XI
GENERAL PROVISION—THIS DIVISION
Sec. 1101. Each amount designated in this division by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

SA 45. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

SA 44. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

Division A—FURTHER ADDITIONAL CONTINUING APPROPRIATIONS ACT, 2019

Sec. 101. The Continuing Appropriations Act, 2019 (division C of Public Law 115-245) is further amended—

(1) by striking the date specified in section 105(3) and inserting “February 8, 2019”; and

(2) by adding after section 136 the following:

“Sec. 137. Notwithstanding any other provision of this Act, and in addition to amounts otherwise made available by this Act for ‘U.S. Custom and Border Protection—Procurement, Construction, and Improvements’, there is appropriated $765,205,479 for an additional amount for fiscal year 2019, for purposes authorized by section 102 of the Illegal Immigration Reforms and Enforcement Accountability Act of 1996 (Public Law 104-208) as amended by section 564 of the Consolidated Appropriations Act, 2008 (Public Law 114-161), to include activities authorized under section 119(b) of title 8, United States Code.’’. This Act may be cited as the “Further Additional Continuing Appropriations Act, 2019”.

Division B—ADDITIONAL SUPPLEMENTAL APPROPRIATIONS FOR DISASTER RELIEF, 2019

The following sums in this division are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2019, and for other purposes, namely:

TITLE I
DEPARTMENT OF AGRICULTURE AGRICULTURAL PROGRAMS Processed Fruits and Vegetable Marketing Service Office of the Secretary

For an additional amount for the “Office of the Secretary”, $3,005,422,000, which shall remain available until December 31, 2020, for necessary expenses related to losses of crops (including milk and harvested adulterated wine grapes), trees, bushes, and vines, as a consequence of Hurricanes Michael, Florence, other hurricanes, typhoons, volcanic activity, or wildfires occurring in calendar year 2018 under such terms and conditions as determined by the Secretary. That the Secretary may provide assistance for such losses in the form of block grants to eligible states and territories and such assistance may include compensation to producers, as determined by the Secretary, for past or future crop insurance premiums, for tree and orchard replantation, and for other losses: Provided further, That the amounts provided under this heading, tree assistance payments may be made under section 1901(e) of the Agricultural Act of 2014 (7 U.S.C. 9081(e)) to eligible orchardists or nursery tree growers (as defined in such section) of pecan trees with a tree mortality rate that exceeds 7.5 percent (adjusted for normal mortality) and is less than 15 percent (adjusted for normal mortality), to be available until expended, for losses incurred during the period beginning January 1, 2018, and ending December 31, 2018: Provided further, That in the case of producers impacted by volcanic activity that resulted in the loss of crop or access to crop land, the Secretary shall consider all measures available, as appropriate, to bring replacement land into production: Provided further, That the total amount of payments received under this heading and applicable policies of crop insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) or the Noninsured Crop Assistance Program (NAP) under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333) shall not exceed 90 percent of the loss as determined by the Secretary: Provided further, That the total amount of payments received under this heading for producers who did not obtain a policy or plan of insurance for an insurable commodity for the applicable crop year under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) for the crop incurring the losses or did not file the required paperwork and pay the service fee by the applicable State filing deadline for a noninsurable commodity for the applicable crop year under NAP for the crop incurring the losses shall not exceed 70 percent of the loss as determined by the Secretary: Provided further, That producers receiving payments under this heading, as determined by the Secretary, from a noninsurable commodity where crop insurance is available for the next two available crop years, excluding tree insurance policies, and producers receiving payments under this heading shall be required to purchase coverage under NAP where crop insurance is not available in the next two available crop years, as determined by the Secretary: Provided further, Not later than 120 days after the end of fiscal year 2019, the Secretary shall submit a report to the Congress specifying the type, amount, and method of such assistance by state and territory: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FARM SERVICE AGENCY EMERGENCY FOREST RESTORATION PROGRAM For an additional amount for the “Emergency Forest Restoration Program”, for necessary expenses related to the consequences of Hurricanes Michael and Florence and other natural disasters, $480,000,000, to remain available until expended: Provided,
That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATURAL RESOURCES CONSERVATION SERVICE
WATERSHED AND FLOOD PREVENTION OPERATIONS

For an additional amount for “Watershed and Flood Prevention Operations”, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $125,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL DEVELOPMENT
RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

For an additional amount for the cost of grants for rural community facilities programs as authorized by section 306 and described in subsection (1) of the Consolidated Farm and Rural Development Act, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $150,000,000, to remain available until expended: Provided, That such amounts are not applicable to the funds made available under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISIONS—THIS TITLE
Sec. 101. In addition to amounts otherwise made available, out of the funds made available under section 18 of the Food and Nutrition Act of 2008, $25,200,000 shall be available for the Secretary to provide a grant to the Commonwealth of the Northern Mariana Islands for disaster nutrition assistance in response to the Presidentially declared major disasters and emergency declared by the Secretary on September 30, 2019: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLES II
DEPARTMENT OF COMMERCE
ECONOMIC DEVELOPMENT ADMINISTRATION
ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

(INCLUDING TRANSFERS OF FUNDS)

Pursuant to section 703 of the Public Works and Economic Development Act (42 U.S.C. 2335), for an additional amount for “Economic Development Assistance Programs” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoons Yutu and Mangkhut, and of wildfires, volcanic eruptions, earthquakes, and other natural disasters occurring in calendar year 2018 under the Stafford T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), $600,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF JUSTICE
UNITED STATES MARSHALS SERVICE
BUILDINGS AND FACILITIES

For an additional amount for “Buildings and Facilities” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL PRISON SYSTEM
TITLE IX
GRANTS TO COMBAT VIOLENCE AGAINST SCHOOLS

For an additional amount for “TITLES II” to carry out

(1) $50,000,000 for Title IX Fund grants as authorized under section 906(c) of division O of Public Law 114-113: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the National Oceanic and Atmospheric Administration shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate for funding provided under subsection (4) of this heading within 45 days after the date of enactment of this division.

PROCUREMENT, ACQUISITION AND CONSTRUCTION

For an additional amount for “Procurement, Acquisition and Construction”, for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $125,000,000, to remain available until September 30, 2021, for improvements to operational and research weather supercomputing infrastructure and satellite ground systems and to carry out research, and facilities: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FISHERIES DISASTER ASSISTANCE

For an additional amount for “Fisheries Disaster Assistance” for necessary expenses related to the consequences of fishery disasters, $150,000,000, to remain available until expended: Provided, That such funds shall be used directly or indirectly, of more than $125,000: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF JUSTICE
UNITED STATES MARSHALS SERVICE
BUILDINGS AND FACILITIES

For an additional amount for “Buildings and Facilities” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RELATED AGENCIES
LEGAL SERVICES CORPORATION
PAYMENT TO THE LEGAL SERVICES CORPORATION

For an additional amount for “Payment to the Legal Services Corporation” to carry out
the purposes of the Legal Services Corporation Act by providing for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Lane, Typhoons Yutu and Mangkhut, and calendar year 2018 wildfires, volcanic eruptions, and earthquakes, $15,000,000: Provided, That such amount is designated by the Congress as being necessary to continue a prior requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That none of the funds appropriated in this division to the Legal Services Corporation shall be expended for any purpose prohibited or limited by, or contrary to any provision of, sections 501, 502, 503, 504, 505, and 506 of Public Law 105–119, and all funds appropriated in this division to the Legal Services Corporation shall be subject to the same terms and conditions set forth in such sections, except that all references in sections 502 and 503 to 1997 and 1998 shall be deemed to refer instead to 2018 and 2019, respectively, and except that sections 501 and 505 of Public Law 104–194 (referenced by Public Law 105–119) shall not apply to the amount made available under this heading. That the purposes of this division, the Legal Services Corporation shall be considered an agency of the United States Government.

TITLE II
DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE, MARINE CORPS
For an additional amount for “Operation and Maintenance, Marine Corps”, $250,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, AIR FORCE
For an additional amount for “Operation and Maintenance, Air Force”, $400,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE IV
CORPS OF ENGINEERS—CIVIL DEPARTMENT OF THE ARMY INVESTIGATIONS
For an additional amount for “Investigations” for necessary expenses related to the completion, or initiation and completion, of projects to reduce risk from future floods and hurricanes, at full Federal expense, $35,000,000, to remain available until expended, for high priority studies in States and other areas that were impacted by Hurricanes Florence, Michael, and Typhoon Mangkhut, Super Typhoon Yutu, and Tropical Storm Gita: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the Assistant Secretary of the Army for Civil Works shall provide a quarterly report directly to the Committees on Appropriations of the House of Representatives and the Senate detailing the allocation and obligation of these funds, beginning not later than 60 days after the date of enactment of this division.

MISSISSIPPI RIVER AND TRIBUTARIES
For an additional amount for “Mississippi River and Tributaries” for necessary expenses to address emergency situations at Corps of Engineers projects and rehabilitate and repair Corps of Engineers projects, caused by natural disasters, $225,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the Secretary of the Army for Civil Works shall provide a monthly report directly to the Committees on Appropriations of the House of Representatives and the Senate detailing the allocation and obligation of these funds, beginning not later than 60 days after the date of enactment of this division.

OPERATION AND MAINTENANCE
For an additional amount for “Operation and Maintenance” for necessary expenses to dredge Federal navigation projects in response to the consequences of Engineers Federal projects caused by, natural disasters, $245,000,000, to remain available until expended, of which such sums as are necessary to continue full Federal share of eligible operation and maintenance costs for coastal harbors and channels, and for inland harbors shall be derived from the Harbor Maintenance Trust Fund: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That, if and when necessary, to continue full Federal share of eligible operation and maintenance costs for coastal harbors and channels, and for inland harbors shall be derived from the Harbor Maintenance Trust Fund: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, For an additional amount for “Central Utah Project Completion Account” $350,000, to be deposited into the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission, to remain available until expended, of which necessary expenses related to wildfires in 2018: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

BUREAU OF RECLAMATION
WATER AND RELATED RESOURCES
For an additional amount for “Water and Related Resources”, $15,500,000, to remain available until expended, for fire remediation and suppression emergency assistance related to wildfires in 2018: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

COAST GUARD
OPERATIONS AND SUPPORT
For an additional amount for “Operations and Support” for necessary expenses related to the consequences of Hurricanes Michael, Florence, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $46,977,000, to remain available until September 30, 2020: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS
For an additional amount for “Procurement, Construction, and Improvements” for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $476,755,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL COMPLIANCE AND RESTORATION

For an additional amount for “Environmental Compliance and Restoration” for necessary expenses related to the consequences of Hurricanes Florence and Michael, $2,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE VI

DEPARTMENT OF THE INTERIOR

UNITED STATES FISH AND WILDLIFE SERVICE

CONSTRUCTION

For an additional amount for “Construction” for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and flooding associated with major declared disaster DR–4965, and calendar year 2018 wildfires, $52,500,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL PARK SERVICE

HISTORIC PRESERVATION FUND

For an additional amount for the “Historic Preservation Fund” for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and Typhoon Yutu, $50,000,000, to remain available until September 30, 2023, including costs to States and territories necessary to complete compliance activities, $309,54, United States Code (formerly section 106 of the National Historic Preservation Act) and costs needed to administer the program: Provided, That such amount shall only be available for areas that have received a major disaster declaration pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.): Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENTAL OFFICES

INSULAR AFFAIRS

ASSISTANCE TO TERRITORIES

For an additional amount for “Technical Assistance” for financial management expenses related to the consequences of Typhoon Yutu and calendar year 2018 wildfires, $1,500,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and calendar year 2018 wildfires, $1,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL PROTECTION AGENCY

SCIENCE AND TECHNOLOGY

For an additional amount for “Science and Technology” for necessary expenses related to improving preparedness of the water sector, to $500,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

LINKING UNDERGROUND STORAGE TANK TRUST FUND PROGRAM

For an additional amount for “Leaking Underground Storage Tanks” for necessary expenses related to the consequences of Hurricanes Florence and Michael, calendar year 2018 wildfires, and Typhoon Yutu, to $600,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND TRIBAL ASSISTANCE GRANTS

For additional amounts for “State and Tribal Assistance Grants” for necessary expenses related to the consequences of Hurricanes Florence and Michael and calendar year 2018 earthquakes for the hazardous waste financial assistance grants program, $1,500,000, to remain available until expended; for necessary expenses related to the consequences of Typhoon Yutu for the hazardous waste financial assistance grants program and for other solid waste management activities, $50,000,000, to remain available until expended, provided that none of these funds shall be subject to section 1452(a) of the Solid Waste Disposal Act; and for grants under section 106 of the Federal Water Pollution Control Act, $5,000,000, to remain available until expended: Provided, That such amounts are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

FOREST AND RANGELAND RESEARCH

For an additional amount for “Forest and Rangeland Research” for necessary expenses related to the consequences of Hurricanes Florence, Lane, and Michael, and calendar year 2018 wildfires, $1,000,000, to remain available until expended for the forest inventory and...
analysis program: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND PRIVATE FORESTRY
For an additional amount for “State and Private Forestry” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $12,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL FOREST SYSTEM
For an additional amount for “National Forest System” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $84,960,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CAPITAL IMPROVEMENT AND MAINTENANCE
For an additional amount for “Capital Improvement and Maintenance” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $36,040,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

WILDLAND FIRE MANAGEMENT (INCLUDING TRANSFER OF FUNDS)
For an additional amount for “Wildland Fire Management” of $21,000,000, to remain available through September 30, 2022, for urgent wildland fire suppression operations: Provided, That such funds shall be solely available to be transferred to and merged with other appropriations accounts from which funds were previously transferred for wildland fire suppression in fiscal year 2018, to fully repay those amounts: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF LABOR AND HUMAN SERVICES
DEPARTMENT OF HEALTH AND HUMAN SERVICES
SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION
For an additional amount for “Health Surveillance and Program Support” of $50,000,000, to remain available until September 30, 2019, for grants, contracts, and cooperative agreements for behavioral health treatment, crisis counseling, and helplines, and for other similar programs to provide support to individuals impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and wildfires occurring in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ADMINISTRATION FOR CHILDREN AND FAMILIES
CHILDREN AND FAMILIES SERVICES PROGRAMS
For an additional amount for “Children and Families Services Programs” of $1,000,000 of the funds made available under this heading, to remain available until expended, for Start programs, including making payments under the Head Start Act, for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and wildfires in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That none of the funds appropriated in this paragraph shall be included in the determination of the “base grant” in subsequent fiscal years, as such term is defined in sections 640(a)(7)(A), 641a(b)(1)(B), or 618(b)(3) of the Head Start Act: Provided further, That such funds appropriated in this paragraph shall not be available for costs that are reimbursed by the Federal Emergency Management Agency, under a contract or grant, by self-insurance: Provided further, That up to $2,000,000 shall be available for Federal administrative expenses: Provided further, That such funds shall be used to replace grant funds previously obligated to the impacted areas: Provided further, That the amount provided, up to $500,000,000, to remain available until expended, shall be transferred to “Office of Inspector General” for oversight of activities supported with funds appropriated for the purposes provided herein prior to the date of enactment of this Act may be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF EDUCATION
EDUCATION RECOVERY (INCLUDING TRANSFER OF FUNDS)
For an additional amount for “Education Recovery” of $1,000,000 of the funds made available under the Emergency Deficit Control Act of 1985: Provided, That such funds shall be used for Federal administrative expenses: Provided further, That such funds shall be used to replace grant funds previously obligated to the impacted areas: Provided further, That such funds shall be used to provide funding for the purposes provided herein prior to the date of enactment of this Act may be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISION—THIS TITLE
SEC. 601. Not later than 45 days after the date of enactment of this division, the agencies receiving funds appropriated by this title shall provide a detailed operating plan of anticipated uses of funds made available in this title by State and Territory, and by each grantee, to the Committees on Appropriations: Provided, That no such funds shall be obligated before the operating plans are provided to the Committees: Provided, That such plans shall be updated, including obligations to date, and submitted to the Committees on Appropriations every 60 days until all such funds are expended.

TITLED VII
DEPARTMENT OF LABOR
EMPLOYMENT AND TRAINING ADMINISTRATION
TRAINING AND EMPLOYMENT SERVICES (INCLUDING TRANSFER OF FUNDS)
For an additional amount for “Training and Employment Services”, $50,000,000, for the dislocated workers assistance national reserve for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, or earthquakes and wildfires occurring in calendar year 2018, to remain available through September 30, 2020: Provided, That the Secretary of Labor may transfer such funds to other Department of Labor account for re-construction and recovery needs, including worker protection activities: Provided further, That such funds shall be transferred to “Office of Inspector General” for oversight of activities responding to such consequences: Provided further, That such amounts are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ADVISORY GROUPS—APPROPRIATIONS
S635
SEC. 701. Not later than 30 days after the date of enactment of this division, the Secretaries of Labor, Health and Human Services, and Education shall provide a detailed spend plan of anticipated uses of funds made available under this title, including personnel and administrative costs, to the Committees on Appropriations: Provided, That...
such plans shall be updated and submitted to the Committees on Appropriations every 60 days until all funds are expended or expire.

**TITLE VIII**

**LEGISLATIVE BRANCH**

**GOVERNMENT ACCOUNTABILITY OFFICE**

**SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, $10,000,000, to remain available until expended, for audits and investigations related to Hurricanes Florence, Lane, and Michael, Typhoons Yutu and Mangkhut, the calendar year 2018 wildfires, earthquakes, and volcanic eruptions, and other disasters as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**TITLE IX**

**DEPARTMENT OF DEFENSE**

**MILITARY CONSTRUCTION, ARMY NATIONAL GUARD**

For an additional amount for “Military Construction, Army National Guard”, $12,400,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**MILITARY CONSTRUCTION, NAVY AND MARINE CORPS**

For an additional amount for “Military Construction, Navy and Marine Corps”, $135,000,000, to remain available until September 30, 2023, for planning and design related to the consequences of Hurricanes Florence and Michael on Navy and Marine Corps installations: Provided, That any of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan for the installations and a form 1391 for each specific project: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Navy, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**MILITARY CONSTRUCTION, AIR FORCE**

For an additional amount for “Military Construction, Air Force”, $700,000,000, to remain available until September 30, 2023, for planning and design, and construction expenses related to the consequences of Hurricanes Florence and Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan and future mission requirements for installations significantly damaged by Hurricane Michael: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Air Force, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**FEDERAL AVIATION ADMINISTRATION**

**OPERATIONS**

(airport and airway trust fund)

Of the amounts made available for “Federal Aviation Administration—Operations” in division B of the Bipartisan Budget Act of 2018 (Public Law 115–91) that shall also be available for necessary expenses related to the consequences of major declared disasters occurring in calendar year 2018: Provided, That any of the amounts repurposed under this heading that were previously designated by the Congress as an emergency requirement pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**FEDERAL HIGHWAY ADMINISTRATION**

**EMERGENCY RELIEF PROGRAM**

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

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

**COMMUNITY PLANNING AND DEVELOPMENT**

**COMMUNITY DEVELOPMENT FUND**

(including transfers of funds)

For an additional amount for “Community Development Fund”, $1,060,000,000, to remain available until expended, for necessary expenditures as a result of the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu: Provided, That the Secretary of Veterans Affairs, upon determination that such activities necessary to address needs as a result of the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu, may transfer such funds to the Department of Veterans Affairs: Provided further, That before a transfer may take place, the Secretary of Veterans Affairs shall submit notice thereof to the Committee on Appropriations of the House of Representatives and the Senate: Provided further, That none of these funds shall be available for obligation under this heading: Provided further, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
and the same heading in Public Law 115–254 for non-Federal share as authorized by section 105(a)(9) of the Housing and Community Development Act of 1974 (42 U.S.C. 5305(a)(9)): Provided further, That the Secretary shall publish in the Federal Register any waiver or alternative requirement and such waiver or alternative requirement would not be inconsistent with the overall purpose of the Housing and Community Development Act of 1974: Provided further. That, notwithstanding the preceding proviso, recipients of funds provided under this heading in the Supplemental Appropriations Act of 1974 (42 U.S.C. 5304(g)(2)), the Secretary may, upon receipt of a request for release of funds and certification, immediately approve for an activity or project assisted under this heading if the recipient has adopted an environmental review, approval or permit under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); Provided further, That the Secretary shall publish in the Federal Register any waiver, or alternative requirement, to any statute or regulation that the Secretary administers pursuant to this heading, up to $5,000,000 shall be made available for capacity building and technical assistance, including assistance on contracting, and procurement processes, to support States, units of general local government, or Indian tribes (and their subrecipients) that receive allocations pursuant to this heading, received disaster recovery allocations under the same heading in Public Law 115–234, or may receive similar allocations for disaster recovery for a fiscal year: Provided further. That of the amounts made available under this heading and under the same heading in Public Law 115–234, up to $500,000 shall be made available to “Department of Housing and Urban Development—Program Office Salaries and Expenses—Community Planning and Development—Program Office Salaries and Expenses” in this division, for necessary costs, including information technology costs, of administering and overseeing the obligation and expenditure of amounts under this heading: Provided further, That the amounts made available under this heading and under the same heading in Public Law 115–234 may be used for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas under this division or any future Act, and amounts previously provided under section 420 of division L of Public Law 114–113, section 145 of division C of Public Law 114–223, section 192 of division C of Public Law 114–223 (as added by section subsection (b)(3)(A) of division A of Public Law 114–223, and section 421 of division K of Public Law 115–31, and under the heading “Department of Housing and Urban Development—Community Planning and Development” of division B of Public Law 115–56, Public Law 115–234, and Public Law 115–254, shall be available for eligible administrative costs of the grantees related to any disaster relief funding identified in this subsection without regard to the particular disaster appropriation for which such funds were made available. (c) The additional use pursuant to this section for amounts that were previously designated by the Congress, respectively, as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISION—THIS TITLE

SEC. 1001. (a) Amounts previously made available for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas resulting from a major disaster, including funds provided under section 145 of division C of Public Law 114–223, and Public Law 114–223 (as added by section subsection (b)(3)(A) of division A of Public Law 114–223, and section 421 of division K of Public Law 115–31, and under the heading “Department of Housing and Urban Development—Community Planning and Development” of division B of Public Law 115–56, Public Law 115–234, and Public Law 115–254, shall be available for eligible administrative costs of the grants related to any disaster relief funding identified in this subsection without regard to the particular disaster appropriation for which such funds were made available.

TITLE XI

GENERAL PROVISIONS—THIS DIVISION

SEC. 1101. Each amount designated in this division for disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas resulting from a major disaster, including funds provided under section 145 of division C of Public Law 114–223, and Public Law 114–223 (as added by section subsection (b)(3)(A) of division A of Public Law 114–223, and section 421 of division K of Public Law 115–31, and under the heading “Department of Housing and Urban Development—Community Planning and Development” of division B of Public Law 115–56, Public Law 115–234, and Public Law 115–254, shall be available for eligible administrative costs of the grants related to any disaster relief funding identified in this subsection without regard to the particular disaster appropriation for which such funds were made available.
Emergency Deficit Control Act of 1985 shall be available (or rescinded or transferred, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress. This division may be cited as the “Additional Supplemental Appropriations for Disaster Relief, 2019”.

SA 46. Mr. Shelby submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table.

Strike all after section 110 and insert the following:

TITLE XII—FURTHER CONTINUING APPROPRIATIONS

SEC. 1201. The Continuing Appropriations Act, 2020 (division B of Public Law 115-254) is further amended—

(1) by striking the date specified in section 105(3) and inserting “February 8, 2019”;

(2) by adding after section 136 the following:

“Sec. 137. Notwithstanding any other provision of this Act, and in addition to amounts made available by this Act for ‘U.S. Custom and Border Protection—Procurement, Construction, and Improvements’, there is appropriated $765,202,000 for an additional amount for fiscal year 2019, to remain available until September 30, 2023: Provided, That the conditions set forth in subsections (b) and (c) of section 230 of division F of the Consolidated Appropriations Act, 2018 (Public Law 115-141) shall apply during fiscal year 2019 to the amounts made available in the clause preceding this proviso.”.

SA 47. Mr. Shelby submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

Strike all after section 110 and insert the following:

TITLE XII—FURTHER CONTINUING APPROPRIATIONS

SEC. 1201. The Continuing Appropriations Act, 2020 (division B of Public Law 115-254) is further amended—

(1) by striking the date specified in section 105(3) and inserting “February 8, 2019”;

(2) by adding after section 136 the following:

“Sec. 137. Notwithstanding any other provision of this Act, and in addition to amounts made available by this Act for ‘U.S. Custom and Border Protection—Procurement, Construction, and Improvements’, there is appropriated $765,202,000 for an additional amount for fiscal year 2019, to remain available until September 30, 2023: Provided, That the conditions set forth in subsections (b) and (c) of section 230 of division F of the Consolidated Appropriations Act, 2018 (Public Law 115-141) shall apply during fiscal year 2019 to the amounts made available in the clause preceding this proviso.”.

SA 48. Mr. Scott, of Florida submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

On page 1159, after line 23, insert the following:

Sec. 104. (a) In addition to other amounts made available under section 103(b)(1)(B) of division A of the Additional Supplemental Appropriations for Disaster Relief Requirements Act, 2017 (Public Law 115-72; 131 Stat. 1229), $900,000,000 shall be available for the Secretary to provide a grant to the Commonwealth of Puerto Rico for disaster nutrition assistance in response to a major disaster or emergency designated by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

(b) The funds made available to the Commonwealth of Puerto Rico under subsection (a) shall—

(1) remain available for obligation by the Commonwealth until September 30, 2020; and

(2) be in addition to funds otherwise made available.

At the appropriate place in division L, insert the following:

“SEC. 120. RULE OF CONSTRUCTION.

Sections 101 through 104 of this division shall not apply during fiscal year 2019 to the amounts otherwise made available by this Act, and in addition to amounts made available in the clause preceding this proviso.”.

“SEC. 121. SHORT TITLE.

This division may be cited as the “Central American Nationals Protection Act of 2019”.

SEC. 122. PURPOSE.

The purpose of this division is to establish an asylum processing program outside of the United States that—

(1) provides an alternative method of seeking protection in the United States for nationals of El Salvador, of Guatemala, of Honduras, and of Guatemala that—

(2) reduces the incentive for such persons to make the dangerous journey to the United States southern border to request asylum.

SEC. 123. ADMISSION OF ELIGIBLE CENTRAL AMERICAN ALIENS AS ASylees.

(a) APPLICATIONS.—Section 208(a)(2) of the Immigration and Nationality Act (8 U.S.C. 1158a(a)(2)) is amended by adding at the end the following:

“(f) AUTHORITY FOR CERTAIN CENTRAL AMERICAN NATIONALS TO APPLY FOR ASYLUM.—

“(1) IN GENERAL.—Notwithstanding any other provision of law, including paragraph (1), and except as provided in clause (i), the Secretary of Homeland Security may grant asylum to a national of El Salvador, of Guatemala, or of Honduras who is outside of the United States as of the date of the enactment of the Central American Nationals Protection Act of 2019 shall be ineligible for asylum unless—

“(I) the alien submits an application for asylum outside of the United States at a Designated Application Processing Center in Central America;

“(II) the United Nations High Commissioner for Refugees or a nongovernmental organization designated by the Secretary of Homeland Security has referred the alien to the Secretary of Homeland Security after determining that the alien is likely to be eligible for asylum;

“(III) not later than 90 days after the date on which the alien was referred by the United Nations High Commissioner for Refugees or a designated nongovernmental organization under subclause (II), the alien submits an application for asylum at a Designated Application Processing Center, in accordance with the requirements and procedures established by the Secretary of Homeland Security pursuant to this section;

“(IV) the alien has not been convicted of a Federal, State, or local offense (including a State or local offense for which an essential element was the immigration status of the alien) punishable by imprisonment for a term exceeding 1 year or a similar foreign offense;

“(V) the alien has not been removed from the United States;

“(VI) the alien is not subject to an outstanding final order of removal;

“(VII) the Secretary of Homeland Security has determined that the alien is not a public safety or national security risk;

“(VIII) the alien has not had an application for asylum denied;

“(IX) if the alien is younger than 18 years of age on the date on which the asylum application is filed, the alien has a qualified parent or guardian in the United States capable of taking custody and care of the alien upon arrival in the United States; and

“(X) the alien is otherwise eligible to apply for and receive asylum under subsections (a)(2) and (b)(2).”.

(ii) EXCEPTION.—Notwithstanding clause (i), paragraph (1) shall apply to a national of El Salvador, of Guatemala, or of Honduras if the alien is present in the United States before the date of the enactment of the Central American Nationals Protection Act of 2019.

(III) TIME LIMIT.—The time limit under subsection (a) shall not apply to the nationals of El Salvador, of Guatemala, or of Honduras who are described in clause (I).

SEC. 124. IMPROVEMENTS.—Section 208(b) of the Immigration and Nationality Act (8 U.S.C. 1158b) is amended—

(1) in paragraph (1)—

(A) by redesignating subparagraph (B) as subparagraph (C); and

(B) by inserting after subparagraph (A) the following:

“(b) ELIGIBILITY OF CERTAIN CENTRAL AMERICAN NATIONALS FOR ASYLUM AND PAROLE.—

“(1) IN GENERAL.—The Secretary of Homeland Security may grant asylum to a national of El Salvador, of Guatemala, or of Honduras who submits an application under subsection (a)(2)(F)(i)(I) if—

“(I) the alien is otherwise eligible for asylum under subparagraph (A), except that the alien does not need to be outside of his or her country of nationality;

“(II) the alien did not unlawfully enter the United States after submitting an application under subsection (a)(2)(F)(i)(I); and

“(III) a grant of asylum to the alien would not cause the number of asylum grants in a fiscal year to exceed the number set forth in clause (ii)(II); and

“(IV) the Secretary of Homeland Security determines that—

“(aa) the alien warrants a grant of asylum; and

“(bb) such grant is consistent with the national interest.

“(II) DESIGNATED APPLICATION PROCESSING CENTERS.—

“(1) ESTABLISHMENT.—Not later than 360 days after the date of the enactment of the Central American Nationals Protection Act of 2019, the Secretary of State shall establish Designated Application Processing Centers, with the consent of the country in which such centers will be located, if necessary.

“(II) LOCATIONS.—

“(aa) IN GENERAL.—The Secretary of State shall ensure that not fewer than 1 Designated Application Processing Centers is established in each of the following countries:

“(AA) Belize.

“(BB) Costa Rica.

“(CC) El Salvador.

“(DD) Guatemala.

“(EE) Honduras.

“(FF) Mexico.

“(GG) Nicaragua.

“(HH) Panama.

“(II) IN GENERAL.—The Secretary of State, in consultation with the Secretary of Homeland Security, shall select the location of
(III) DUTIES OF THE SECRETARY OF STATE.—The Secretary of State shall ensure that no alien who applied for asylum under this subparagraph shall be adjudicated by the Secretary of Homeland Security under clause (ii) of section 208(a)(1)(A) of the Immigration and Nationality Act (8 U.S.C. 1158(a)(2)(F)) is not eligible for parole under sections 212(d)(3) and 212(i)(1) of the Immigration and Nationality Act (8 U.S.C. 1182(d)(3) and 1153(i)(1)) for a total of 15,000 aliens under this subparagraph or section 212(d)(8) of such act for more than 15,000 aliens under this subparagraph or section 212(d)(3) of such act.

(IV) ADJUDICATION BY ASYLUM OR REFUGEE OFFICIAL.—If an alien is not eligible for parole under this subparagraph, such alien shall be adjudicated by an asylum or refugee official, as determined by the Secretary of Homeland Security.

(2) Notwithstanding any other provision of law (statutory or non-statutory), including section 2241 of title 28, United States Code, or any other habeas corpus provision of law, an application for parole submitted to a designated Application Processing Center under this subparagraph shall be adjudicated by asylum or refugee officers.

(iii) MAXIMUM NUMBER OF REFERRALS AND GRANTS OF ASYLUM.—

(1) REFERRALS.—The number of aliens whom the Secretary of Homeland Security may accept for processing under this subparagraph may not exceed 50,000 in any fiscal year.

(2) ASYLUM GRANTS.—The Secretary of Homeland Security may not grant asylum to more than 15,000 aliens under this subparagraph or section 212(d)(3) of such act in any fiscal year.

(iv) INELIGIBILITY FOR PAROLE.—An alien who has applied for asylum under subsection (a)(3)(F) is not eligible for parole under section 212(d)(3) or (5) while his or her asylum application is being adjudicated.

(v) NO JUDICIAL REVIEW.—Notwithstanding any other provision of law (statutory or non-statutory), including section 2241 of title 28, United States Code, or any other habeas corpus provision of law, an application for parole submitted to a designated Application Processing Center under this subparagraph shall be adjudicated by asylum or refugee officers, as determined by the Secretary of Homeland Security.

(vi) REFERRALS.—The following sums in this division are appropriated, out of any money in the Treasury, not otherwise appropriated, for the fiscal year ending September 30, 2019, and for other purposes, namely:

TITe I
DEPARTMENT OF AGRICULTURE
AGRICULTURAL PROGRAMS
PROCESSING, RESEARCH AND MARKETING
OFFICE OF THE SECRETARY
For an additional amount for the “Office of the Secretary”, $3,005,422,000, which shall remain available until December 31, 2020, for necessary expenses related to losses of crops (including milk and harvested adulterated wine grapes), trees, bushes, and vines, as a consequence of Hurricanes Michael or Florence, other hurricanes, typhoons, volcanic activity, or wildfires occurring in calendar year 2018 under such terms and conditions as determined by the Secretary: Provided, That the Secretary may provide assistance for such losses in the form of block grants to eligible states and territories and such assistance may include compensation to producers, as determined by the Secretary, for past or future insurance premiums, forest restoration, and poultry and livestock losses: Provided further, That of the amounts provided under this heading, tree assistance payments may be made under section 1501(e) of the Agricultural Act of 2014 (7 U.S.C. 9081a(b)) to eligible orchardists or nursery tree growers (as defined in such section) of pecan trees with a tree mortality rate that exceeds 7.5 percent (adjusted for normal mortality) and is less than 15 percent (adjusted for normal mortality), to be available until expended: Provided further, That in the case of producers impacted by volcanic activity, the Secretary shall consider all measures available, as appropriate, to bring replacement land into production, and that the total amount of payments received under this heading and applicable policies of crop insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.), the Noninsured Crop Disaster Assistance Program (NAP) under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7388), and the Federal and Private hiking insurance policies, and producers receiving payments under this heading shall be required to purchase coverage under NAP for the applicable crop year and shall be determined by the Secretary: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FARM SERVICE AGENCY
EMERGENCY FOREST RESTORATION PROGRAM
For an additional amount for the “Emergency Forest Restoration Program”, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $480,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATURAL RESOURCES CONSERVATION SERVICE
WATERSHED AND FLOOD PREVENTION OPERATIONS
For an additional amount for “Watershed and Flood Prevention Operations”, for necessary expenses for the Emergency Watershed Protection Program related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $125,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL DEVELOPMENT
RURAL COMMUNITY FACILITIES PROGRAM
ACCOUNT
For an additional amount for “Rural Community Facilities Program”, for the cost of grants for rural community facilities programs as authorized by section 306 and described in section 381N of the Consolidated Farm and Rural Development Act, for necessary expenses related to the consequence of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $150,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISIONS—THIS TITLE
Sec. 101. In addition to amounts otherwise made available, out of the funds made available under section 18 of Food and Nutrition Act of 2008, $25,200,000 shall be available for the Governor of the Commonwealth of the Northern Mariana Islands for disaster nutrition assistance in response to the Presidentially declared major disaster “Emergency Declaration: Provided, That such funds made available to the Commonwealth of the Northern Mariana Islands under this section shall remain available for obligation by the Commonwealth until September 30, 2020; Provided further, That such amount is designated by the Congress as being for an

Sec. 102. For purposes of administering Title II of division B of the Bipartisan Budget Act of 2018 (Public Law 115–123), losses to agricultural producers resulting from hurricanes shall also include losses incurred as a result of Storm Florence and losses of peach and blueberry crops in calendar year 2017 due to extreme cold: Provided, That the amounts provided by this section are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That amounts appropriated under this heading that were previously designated by the Congress as an emergency requirement pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the amount provided by this section is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That none of the funds appropriated in this division to the Legal Services Corporation shall be expended for any purpose prohibited by law, or contrary to any of the provisions of, sections 501, 502, 503, 504, 505, and 506 of Public Law 105–119, and all funds appropriated in this division shall be subject to the same terms and conditions set forth in such sections, except that all references in sections 502 and 563 to 1997 and 1998 shall be deemed to refer instead to 2018 and 2019, respectively, and except that section 501 and 503 of Public Law 104–134 (referred to Public Law 105–119 shall not apply to the amount appropriated under this heading: Provided further, That, for the purposes of this division, the Legal Services Corporation shall be considered an agency of the United States Government: TITLE III DEPARTMENT OF DEFENSE OPERATION AND MAINTENANCE, MARINE CORPS For an additional amount for “Operation and Maintenance, Marine Corps”, $300,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provision and Maintenance, Air Force For an additional amount for “Operation and Maintenance, Air Force”, $400,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: TITLES IV RELATED AGENCIES LEGAL SERVICES CORPORATION PAYMENT TO THE LEGAL SERVICES CORPORATION For an additional amount for “Payment to the Legal Services Corporation” to carry out the purposes of the Legal Services Corporation Act by providing for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Typhoon Yutu and Mangkhut, and calendar year 2018 wildfires, volcanic eruptions, and earthquakes, $15,000,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: RELATED AGENCIES UNITED STATES MARSHALS SERVICE SALARIES AND EXPENSES For an additional amount for “SALARIES AND EXPENSES” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: FEDERAL PRISON SYSTEM BUILDERS AND FACILITIES For an additional amount for “BUILDERS AND FACILITIES” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $23,900,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: FEDERAL PRISON SYSTEM INVESTIGATIONS For an additional amount for “Investigations” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: TITLES IV DEPARTMENT OF JUSTICE UNITED STATES MARSHALS SERVICE SALARIES AND EXPENSES For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: FEDERAL PRISON SYSTEM BUILDERS AND FACILITIES For an additional amount for “BUILDERS AND FACILITIES” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $23,900,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: FEDERAL PRISON SYSTEM INVESTIGATIONS For an additional amount for “Investigations” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: TITLES IV DEPARTMENT OF JUSTICE UNITED STATES MARSHALS SERVICE SALARIES AND EXPENSES For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: FEDERAL PRISON SYSTEM BUILDERS AND FACILITIES For an additional amount for “BUILDERS AND FACILITIES” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $23,900,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: FEDERAL PRISON SYSTEM INVESTIGATIONS For an additional amount for “Investigations” for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoon Yutu, $1,336,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985:
conclusion, or initiation and completion, of flood and storm damage reduction, including shore protection, studies which are currently authorized or which are authorized after the date of this division, to reduce the risk from future floods and hurricanes, at full Federal expense, $35,000,000, to remain available until expended, for high priority studies in States and in coastal areas that were impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and Tropical Storm Gita.

Mississippi River and Tributaries

For an additional amount for “Mississippi River and Tributaries” for necessary expenses to address emergency situations at Corps of Engineers projects and rehabilitate and repair damages to Corps of Engineers projects caused by natural disasters, $225,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Oceanic and Atmospheric Administration

For an additional amount for “Oceanic and Atmospheric Administration” for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Typhoon Mangkhut, $467,757,000, to remain available until September 30, 2020: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Procurement, Construction, and Improvement

For an additional amount for “Procurement, Construction, and Improvement” for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Typhoon Mangkhut, $476,755,000, to remain available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Environmental Compliance and Restoration

For an additional amount for “Environmental Compliance and Restoration” for necessary expenses related to the consequences of Hurricanes Florence and Michael, $2,000,000, to remain available until September 30, 2022: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Title V

Department of Homeland Security, Security, Enforcement, and Investigations

Coast Guard Operations and Support

For an additional amount for “Operations and Support” for necessary expenses related to the consequences of Hurricanes Michael, Florence, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $467,757,000, to remain available until September 30, 2020: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Procurement, Construction, and Improvements

For an additional amount for “Procurement, Construction, and Improvement” for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $476,755,000, to remain available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Title VI

Department of the Interior

United States Fish and Wildlife Service

For an additional amount for “Construction” for necessary expenses related to the consequences of Hurricanes Florence, Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $25,000,000, to remain available until September 30, 2020: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

National Park Service

Historic Preservation Fund

For an additional amount for the “Historic Preservation Fund” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and Typhoon Yutu, $50,000,000, to remain available until September 30, 2022, including costs to States and territories necessary to complete compliance activities required by section 107 of title 54, United States Code (formerly section 106 of the National Historic Preservation Act) and costs needed to administer the program: Provided, That such amount shall be available for emergencies to carry out fire suppression activities related to wildfires in 2018: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CONSTRUCTION

For an additional amount for “Construction” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and calendar year 2018 wildfires, earthquakes, and volcanic eruptions, $76,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

UNITED STATES GEOLOGICAL SURVEY
SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for “Surveys, Investigations, and Research” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and calendar year 2018 wildfires, earthquake damage associated with emergency declaration EM–3410, and in those areas impacted by a major disaster declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) with respect to calendar year 2018 wildfires or volcanic eruptions, $76,000,000, to remain available until expended: Provided, That of this amount, $72,310,000 is for costs related to the repair and replacement of equipment and facilities damaged by disasters in 2018: Provided further, That, not later than 90 days after enactment of this division, the Survey shall submit a report to the Committees on Appropriations that describes the potential options to replace the facility damaged by the 2018 volcano disaster along with cost estimates and a description of how the Survey will provide direct access for monitoring volcanic activity and the potential threat to at-risk communities: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENTAL OFFICES
INSULAR AFFAIRS
ASSISTANCE TO TERRITORIES

For an additional amount for “Technical Assistance” for financial management expenses related to the consequences of Typhoon Yutu, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OFFICE OF INSPECTOR GENERAL
SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” for necessary expenses related to the resolution of disputes declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) in 2018, $1,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL PROTECTION AGENCY
SCIENCE AND TECHNOLOGY

For an additional amount for “Science and Technology” for necessary expenses related to improving resiliency of the water sector, $600,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

LEAKING UNDERGROUND STORAGE TANK TRUST FUND PROGRAM

For an additional amount for “Leaking Underground Storage Tank Fund” for necessary expenses related to the consequences of Hurricane Florence, Michael, calendar year 2018 earthquakes, and Typhoon Yutu, $1,500,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND TRIBAL ASSISTANCE GRANTS

Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND PRIVATE FORESTRY

For an additional amount for “State and Private Forestry” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $12,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL FOREST SYSTEM

For an additional amount for “National Forest System” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $89,960,000, to remain available until expended: Provided, That of this amount $21,000,000 shall be used for hazardous fuels management activities: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CAPITAL IMPROVEMENT AND MAINTENANCE

For an additional amount for “Capital Improvement and Maintenance” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $38,040,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

WILDLAND FIRE MANAGEMENT
INCLUDING TRANSFER OF FUNDS

For an additional amount for “Wildland Fire Management”, $720,271,000, to remain available through September 30, 2022, for urgent wildland fire suppression operations: Provided, That such funds shall be solely available to be transferred to and merged with other appropriations accounts from which funds were previously transferred for wildland fire suppression in fiscal year 2018 to fully repay those amounts: Provided further, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
For an additional amount for "Military Construction, Navy and Marine Corps", $115,000,000, to remain available until September 30, 2020, for planning, design, and construction of military construction projects as authorized by the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191); Provided, That none of such funds shall be obligated for reimbursement of any audit or investigation of any such declared disaster or emergency, or for payment of any claim, or for any other purpose, if such audit or investigation, or such claim, or such payment of such funds, as the case may be, was received after the date of enactment of this Act.

For an additional amount for "Military Construction, Navy and Marine Corps'' (INCLUDING TRANSFER OF FUNDS), $115,000,000, to remain available until September 30, 2020, for planning, design, and construction of military construction projects as authorized by the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191); Provided, That none of such funds shall be obligated for reimbursement of any audit or investigation of any such declared disaster or emergency, or for payment of any claim, or for any other purpose, if such audit or investigation, or such claim, or such payment of such funds, as the case may be, was received after the date of enactment of this Act.

For an additional amount for "Education Recovery'' for necessary expenses related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and wildfires occurring in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191); Provided, That obligations incurred under such heading shall be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for “Military Construction, Air Force”, $700,000,000, to remain available until September 30, 2023, for planning and design, and construction expenses related to the consequences of Hurricane Michael: Provided, That none of the funds made available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive form 1391 for each specific request: Provided further, That, not Later than 60 days after enactment of this Act, the Secretary of the Air Force, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For an additional amount for “Military Construction, Army National Guard”, $42,400,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael: Provided, That none of the funds made available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive form 1391 for each specific request: Provided further, That, not later than 60 days after enactment of this division, the Director of the Army National Guard, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF VETERANS AFFAIRS

VETERANS HEALTH ADMINISTRATION

MEDICAL FACILITIES

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for “Medical Facilities”, $3,000,000,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu: Provided, That the Secretary of Veterans Affairs, upon determination that such action is necessary to address needs as a result of the consequences of Hurricanes Florence and Michael and Typhoons Mangkhut and Yutu, may transfer such funds to any discretionary account of the Department of Veterans Affairs: Provided further, That before a transfer may take place, the Secretary of Veterans Affairs, or his designee, shall submit notice thereof to the Committee on Appropriations of the House of Representatives and the Senate: Provided further, That none of these additional funds shall be available for obligation until the Secretary of Veterans Affairs submits to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT X

DEPARTMENT OF TRANSPORTATION

FEDERAL TRANSPORTATION ADMINISTRATION

PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

For an additional amount for the “Public Transportation Emergency Relief Program” as authorized under section 5324 of title 49, United States Code, to be available until expended, for transit systems affected by major declared disasters occurring in calendar year 2018: Provided, That not less than $42,400,000 of such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL AVIATION ADMINISTRATION

AIRPORT AND AIRWAY TRUST FUND

Of the amounts made available for “Federal Aviation Administration—Operations” in division B of the Bipartisan Budget Act of 2018 (Public Law 115–123), $1,650,000,000, to be available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL HIGHWAY ADMINISTRATION

EMERGENCY RELIEF PROGRAM

For an additional amount for the “Emergency Relief Program” as authorized under section 120 of title 23, United States Code, $1,060,000,000, to be available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT FUND

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for “Community Development Fund” to remain available until expended, for necessary expenses for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.), $1,060,000,000, to be available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT FUND

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for “Community Development Fund” to remain available until expended, for necessary expenses for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.), $1,060,000,000, to be available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.): Provided further, That the sixth proviso under the Supplemental Appropriations for Disaster Relief Requirements Act, 2018 (division I of Public Law 115–254) is amended by striking “State or sub-
propriations for Disaster Relief Require-
ments Act, 2018 (division I of Public Law
115–254)” and in-
serting “State, unit of general local government, or Indian tribe
(as such term is defined in section 102 of the Housing and Community Develop-
ment Act of 1974 (42 U.S.C. 5302))”: Provided further, That the sixth proviso under the Supplemental Appropriations for Disaster Relief Requirements Act, 2018 (division I of Public Law 115–254) is amended by striking “State, unit of general local government, or Indian tribe (as such term is defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302))”: Provided further, That in administering the funds under this head-
ing, the Secretary of Housing and Urban Devel-
opment may waive, or specify alternative require-
ments or regulations that are inconsistent with the overall purpose of title I of the Housing and Community Devel-
opment Act of 1974: Provided further, That, notwithstand-
ing the preceding proviso, recei-
pt of funds provided under this heading that the Secretary shall not be precluc-
sed to use such funds to supplement Federal
aid for any of the same such purposes speci-
fied under this heading or the same heading in Public Law 115–254 and for
which the aggregate of such amounts shall be avail-
able for any of the same such purposes speci-
fied under this heading or the same heading in Public Law 115–254: Provided further, That such amount is des-
ignated by the Congress as being for an emergency requirement pursuant to section 101 of the Balanced

GENERAL PROVISION—THIS TITLE

SEC. 1001. (a) Amounts previously made available for activities authorized under title I of the Housing and Community Devel-
opment Act of 1974 (42 U.S.C. 5301 et seq.) re-
lated to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization in the
most impacted and distressed areas re-
sulting from a major disaster, including
funds provided under section 145 of division C of Public Law 114–223 (as added by section 101(3) of division A of Public
Law 115–254), section 421 of division K of Public Law 115–31, and any mitigation funding provided under the
heading “Department of Housing and Urban Development—Community Planning and Develop-
ment—Program Office Salaries and Ex-
penses—Community Planning and Develop-
ment—Procurement, Construction, and Im-
plementation of this Act, and in addition to
the 10 percent set-aside for activities related to Hurricane Florence. In addition, any funds
provided under the heading “Department of
Housing and Urban Development—Community Planning and Development—Community Planning and Develop-
ment Fund” in this divi-
sion or in division I of Public Law 115–254 that are allocated in response to Hurricane Florence may be used interchang-eably and
without limitation for the same activities in the
most impacted and distressed areas related to
Hurricane Florence. In addition, any funds
made available by this Act for ‘U.S. Custom and Border Protec-
tion—Procurement, Construction, and
Improvements’, there is appropriated $5,700,000,000 for an additional amount for fis-
cal year 2019, to remain available until Sep-
tember 30, 2023.’’ This division may be cited as the ‘‘Further Additional Continuing Appropriations Act, 2019.’’

DIVISION B—ADDITIONAL, SUPPLEMENTAL, AND CONTINUING APPROPRIATIONS FOR DISASTER RELIEF, 2019

The following sums in this division are appro-
priated, out of any money in the Trea-
sury not otherwise appropriated, for the fiscal
year ending September 30, 2019, and for other purposes, namely:

TITLE I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL PROGRAMS

Processing, Research and Marketing

Office of the Secretary

For an additional amount for the ‘‘Office of the Secretary’’, $3,005,422,000, which shall re-
main available until December 31, 2020, for

December 31, 2020, for
necesary expenses related to losses of crops (including milk and harvested adulterated wine grapes), trees, bushes, and vines, as a consequence of Hurricanes Michael or Florence, and typhoons, volcanic activity, or wildfires occurring in calendar year 2018 under such terms and conditions as determined by the Secretary: Provided, That the Secretary shall consider as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATURAL RESOURCES CONSERVATION SERVICE WATERSHED AND FLOOD PREVENTION OPERATIONS

For an additional amount for “Watershed and Flood Prevention Operations”, for necessary expenses for the Emergency Watershed Protection Program, to provide protection against the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL DEVELOPMENT RURAL COMMUNITY FACILITIES PROGRAM

For an additional amount for the cost of grants for rural community facilities programs as authorized by section 306 and described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

GENERAL PROVISIONS—THIS TITLE

SEC. 101. In addition to amounts otherwise made available, out of the funds made available under section 18 of Food and Nutrition Act of 2008, $25,200,000 shall be available for the Secretary to provide a grant to the Commonwealth of the Northern Mariana Islands for disaster nutrition assistance in response to the Presidentially declared major disasters and emergencies: Provided, That funds made available under this section shall remain available until expended: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for “Operations, Research, and Facilities” for necessary expenses related to the consequences of Hurricanes Nancy and Ernie, hurricanes and other natural disasters occurring in calendar year 2018 under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), $600,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That within the amount appropriated, up to 2 percent of funds may be transferred to the “Salaries and Expenses” account for administration and oversight activities: Provided further, That any amount appropriated, $1,000,000 shall be transferred to the “Office of Inspector General” account for carrying out investigations and, as provided under this heading, related to the funding provided under this heading.

FARM SERVICE AGENCY EMERGENCY FOREST RESTORATION PROGRAM

For an additional amount for the “Emergency Forest Restoration Program” for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $120,570,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
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Provided. That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the National Oceanic and Atmospheric Administration shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate for the funding provided under subsection (4) of this heading within 45 days after the date of enactment of this division.

PROCUREMENT, ACQUISITION AND CONSTRUCTION

For an additional amount for “Procurement, Acquisition and Construction”, $25,000,000, to remain available until September 30, 2021, for improvements to operational weather forecasting, computing infrastructure and satellite ground services used for hurricane intensity and track prediction; flood prediction, forecasting, detection, and forecasting: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the National Oceanic and Atmospheric Administration shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate within 45 days after the date of enactment of this division.

FISHERIES DISASTER ASSISTANCE

For an additional amount for “Fisheries Disaster Assistance” for necessary expenses associated with the mitigation of fishery disasters, $150,000,000, to remain available until expended: Provided, That funds shall be used for mitigating the effects of commercial fishery failures and fishery resource disasters declared by the Secretary, including those declared by the Secretary to be a direct result of Hurricanes Florence and Michael and Typhoons Yutu and Mangkhut: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF JUSTICE

UNITED STATES MARSHALS SERVICE

For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of Hurricanes Florence and Michael, Typhoon Yutu and Mangkhut, $1,336,000, to be available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PAYMENT TO THE LEGAL SERVICES CORPORATION

For an additional amount for “Payment to the Legal Services Corporation” by providing for necessary expenses to carry out the purposes of the Legal Services Corporation to carry out the provisions of the Legal Services Corporation Act by providing for necessary expenses related to the consequences of Hurricanes Florence, Michael, and Lane, Typhoons Yutu and Mangkhut, and calendar year 2018 wildfires, volcanic eruptions, and earthquakes, $15,000,000: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the amounts appropriated in this division to the Legal Services Corporation shall be expended: Provided further, That, for the purposes of this division, the Legal Services Corporation shall be considered an agency of the United States Government.

TITLE III

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for “Operation and Maintenance, Marine Corps”, $200,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That any projects using funds appropriated under this heading, the non-Federal cash contribution for projects other than ongoing construction projects shall be financed in accordance with section 103(k) of Public Law 99–662 over a period of 30 years from the date of completion of the project, repayable and payable and available and further, That up to $25,000,000 of the funds made available under this heading shall be used for continuing authorities projects to reduce the risk of flooding and storm damage: Provided further, That any projects using funds appropriated under this heading shall be initiated only after non-Federal interests have entered into binding agreements with the Secretary, requiring, where applicable, the non-Federal interests to pay 100 percent of the operation, maintenance, repair, replacement, and rehabilitation costs of the project and to hold and save the United States free from damages due to the construction or operation and maintenance of the project, except for damages due to the fault or negligence of the United States or its contractors: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CORPS OF ENGINEERS—CIVIL ENGINEERING WORKS

For an additional amount for “Operation and Maintenance, Air Force”, $400,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the Assistant Secretary of the Army for Civil Works shall provide a monthly report directly to the Committees on Appropriations of the House of Representatives and the Senate detailing the allocation and obligation of these funds, beginning not later than 60 days after the date of enactment of this division.

TITLE IV

CORPS OF ENGINEERS—CIVIL ENGINEERING WORKS

INVESTIGATIONS

For an additional amount for “Investigations” for necessary expenses related to the completion, or initiation and completion, of flood and storm damage reduction, including shore protection, studies which are currently underway, and the completion, or initiation and completion, of investigations: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the Assistant Secretary of the Army for Civil Works shall provide a monthly report directly to the Committees on Appropriations of the House and the Senate detailing the allocation and obligation of these funds, beginning not later than 60 days after the date of enactment of this division.

Mississippi River and Tributaries

For an additional amount for “Mississippi River and Tributaries” by providing for necessary expenses to address emergency situations at Corps of Engineers projects and rehabilitate and repair damages to Corps of Engineers projects caused by hurricanes, $225,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the Assistant Secretary of the Army for Civil Works shall provide a monthly report directly to the Committees on Appropriations of the House of Representatives and the Senate detailing the allocation and obligation of these funds, beginning not later than 60 days after the date of enactment of this division.
For an additional amount for “Operation and Maintenance” for necessary expenses to dredge Federal navigation projects in response to, and repair damages to Corps of Engineers Federal projects caused by, natural disasters, $245,000,000, to remain available until expended, of which such sums as are necessary for the Federal share of eligible operation and maintenance costs for coastal harbors and channels, and for inland harbors shall be derived from the Harbor Maintenance Trust Fund: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the Assistant Secretary of the Army for Civil Works shall provide a monthly report directly to the Committees on Appropriations of the House of Representatives and the Senate detailing the allocation and obligation of these funds, beginning not later than 60 days after the date of enactment of this division.

DEPARTMENT OF THE INTERIOR

CENTRAL UTAH PROJECT

Central Utah Project Completion Account

For an additional amount for “Central Utah Project Completion Account”, $350,000, to be derived from the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission, to remain available until expended, for necessary expenses needed in carrying out fire remediation activities related to wildfires in 2018: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

BUREAU OF RECLAMATION

Water and Related Resources

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

DEPARTMENT OF HOMELAND SECURITY

SECURITY, ENFORCEMENT, AND INVESTIGATIONS

Coast Guard

Operations and Support

For an additional amount for “Operations and Support” for necessary expenses related to the consequences of Hurricanes Michael, Florence, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $46,977,000, to remain available until expended, for fire remediation and suppression emergency assistance related to wildfires in 2017 and 2018: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For an additional amount for “Procurement, Construction, and Improvements” for necessary expenses related to the consequences of Hurricanes Michael, Florence, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $97,557,000, to remain available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL COMPLiANCE AND RESTORATION

For an additional amount for “Environmental Compliance and Restoration” for necessary expenses related to the consequences of Hurricanes Michael and Florence, $2,000,000, to remain available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL PARK SERVICE

Historic Preservation Fund

For an additional amount for the “Historic Preservation Fund” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and Typhoon Yutu, $50,000,000, to remain available until September 30, 2022, including costs to States and territories necessary to complete compliance activities required by section 306 of title 54, United States Code (formerly section 106 of the National Historic Preservation Act) and costs needed to administer the program: Provided, That grants shall only be available for areas that have received a major disaster declaration pursuant to section 5002 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) with respect to calendar year 2018 earthquakes, and Typhoon Yutu, $1,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND TRIBAL ASSISTANCE GRANTS

For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) in 2018, $7,500,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

INSULAR AFFAIRS

ENVIronmental Protection Agency

For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of Hurricanes Florence and Michael, calendar year 2018 wildfires, volcanic eruptions, and volcanic activity and the potential threat to at-risk communities: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENTAL OFFICES

Insular Affairs

For an additional amount for “Technical Assistance for financial management and for implementation of the Insular Affairs Financial Management Act” for necessary expenses related to the consequences of Typhoon Yutu, $2,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
activities, $56,000,000, to remain available until expended, provided that none of these funds shall be subject to section 301(b) of the Solid Waste Disposal Act; and for grants under the Federal Water Pollution Control Act, $5,000,000, to remain available until expended, to address impacts of Hurricane Florence, Hurricane Michael, Typhoon Mangkhut, Super Typhoon Yutu, and earthquakes and wildfires occurring in 2018, notwithstanding subsections (b), (e), and (f), of such section: Provided, That such amounts are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

STATE AND PRIVATE FORESTRY  
For an additional amount for “State and Private Forestry” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $53,300,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

NATIONAL FOREST SYSTEM  
For an additional amount for “National Forest System” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $31,960,000, to remain available until expended: Provided, That of this amount $13,960,000 shall be used for hazardous fuels management activities: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

CAPITAL IMPROVEMENT AND MAINTENANCE  
For an additional amount for “Capital Improvements and Maintenance” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $25,000,000, to remain available until expended: Provided, That of this amount $18,000,000 shall be used for hazardous fuels management activities: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

WILDFIRE FIRE MANAGEMENT (INCLUDING TRANSFER OF FUNDS)  
For an additional amount for “Wildfire Fire Management”, $720,271,000, to remain available through December 2019, for urgent wildland fire suppression operations: Provided, That such funds shall be solely available to be transferred to and merged with other appropriated accounts from which funds were previously transferred for wildland fire suppression in fiscal year 2018 to fully repay those amounts: Provided further, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
NATIONAL INSTITUTES OF HEALTH  
NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH SCIENCES  
For an additional amount for “National Institute of Environmental Health Sciences” for necessary expenses in carrying out activities set forth in section 311(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601(a)) and section 126(g) of the Superfund Amendments and Reauthorization Act of 1986 related to the consequences of Hurricanes Florence and Michael, and of the major disaster declared by the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That obligations incurred for the purposes provided herein prior to the date of enactment of this Act may be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

DEPARTMENT OF LABOR  
EMPLOYMENT AND TRAINING ADMINISTRATION  
TRAINING AND EMPLOYMENT SERVICES (INCLUDING TRANSFER OF FUNDS)  
For an additional amount for “Training and Employment Services”, $50,000,000, for the dislocated workers assistance reserve for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, or earthquakes and wildfires occurring in calendar year 2018, to remain available through September 30, 2020: Provided, That the Secretary of Labor may transfer up to $1,000,000 of such funds to any other Department of Labor account for reconstruction and recovery needs, including worker protection activities: Provided further, That these sums may be used to replace grant funds previously obligated to the impacted areas: Provided further, That of the amount provided, up to $500,000, to remain available until expended, shall be transferred to “Office of Inspector General” for oversight of activities responding to such consequences: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION  
HEALTH SURVEILLANCE AND PROGRAM SUPPORT  
For an additional amount for “Health Surveillance and Program Support”, $30,000,000, to remain available until September 30, 2019, for grants, contracts and cooperative agreements for behavioral health treatment, crisis counseling, and other related services, and for other similar programs to provide support to individuals impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, or earthquakes and wildfires occurring in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That obligations incurred for the purposes provided herein prior to the date of enactment of this Act may be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.  

ADMINISTRATION FOR CHILDREN AND FAMILIES  
CHILDREN AND FAMILIES SERVICES PROGRAMS  
For an additional amount for “Children and Families Services”, $30,000,000, to remain available until September 30, 2021, for Head Start programs, including making payments under the Head Start Act, for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and earthquakes and wildfires in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster ...
Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191); Provided, That none of the funds appropriated in this paragraph shall be included in the calculation of the base amount described in section 5191(c)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985 that shall be for program administration: Provided further, That funds appropriated in this paragraph shall be transfers of funds and shall not be subject to the allocation requirements of section 640(a) of the Head Start Act: Provided further, That funds appropriated in this paragraph shall be for program administration: Provided further, That none of the funds appropriated in this paragraph shall be available for Federal administrative expenses: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized: Provided further, That none of the funds appropriated in this paragraph shall be available: Provided further, That none of the funds appropriated in this paragraph shall be available for planning and design purposes provided herein prior to the date of enactment: Provided further, That none of the funds appropriated in this paragraph shall be available: Provided further, That none of the funds appropriated in this paragraph shall be available for Federal administrative expenses: Provided further, That none of the funds appropriated in this paragraph shall be available: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized: Provided further, That none of the funds appropriated in this paragraph shall be available unless specifically authorized.
in division B of the Bipartisan Budget Act of 2018 (Public Law 115–123), up to $18,000,000 shall also be available for necessary expenses related to the consequences of major declared disasters occurring during the year 2018. Provided. That amounts repurposed under this heading that were previously designated by the Congress as an emergency requirement pursuant to section 312 of the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FEDERAL HIGHWAY ADMINISTRATION

EMERGENCY RELIEF PROGRAM

For an additional amount for the Emergency Relief Program, $1,650,000,000, to remain available until expended, Provided. That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT FUND (INCLUDING TRANSFERS OF FUNDS)

For an additional amount for “Community Development Fund”, $1,650,000,000, to remain available until expended for necessary expenses for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.), related to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas resulting from a major disaster that occurred in 2018 pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5151 et seq.), that funds shall be awarded directly to the State, unit of general local government, or Indian tribe as such term is defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.), that funds shall be awarded to all grantees that received disaster recovery allocations under section 106 of the Housing and Community Development Act of 1974, for the following purposes: Provided further, That such amounts, as well as any amounts transferred to or from the Community Development Fund, may be used only for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.). Provided further, That no amount made available under this heading shall be available under any heading in order to supplant or replace any funds made available under any heading for the purpose of carrying out department—Program Office Salaries and Expenses—Community Planning and Development—Program Office Salaries and Expenses—Program Office Salaries and Expenses—Program Office Salaries and Expenses.

Provisional...
SA 52. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill H.R. 268, making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes; which was ordered to lie on the table; as follows:

Strike the enacting clause and insert the following:

**DIVISION A—FURTHER ADDITIONAL CONTINUING APPROPRIATIONS ACT, 2019**

(Sec. 101. The Continuing Appropriations Act, 2019 (division C of Public Law 115-254) is further amended—

(1) by striking the date specified in section 103(c) and inserting “February 8, 2019”;

and

(2) by adding after section 136 the following:

“SEC. 137. Notwithstanding any other provision of this Act, and in addition to amounts otherwise made available by this Act for ‘‘U.S. Customs and Border Protection—Procurement, Construction, and Improvements’’, there is appropriated $5,700,000,000 for an additional amount for fiscal year 2019, to remain available until September 30, 2023.”.

‘‘This division may be cited as the ‘‘Further Additional Continuing Appropriations Act, 2019’’.’’

**DIVISION B—ADDITIONAL SUPPLEMENTAL APPROPRIATIONS FOR DISASTER RELIEF, 2019**

The following amounts in this division are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2019, and for other purposes, namely:

**TITLE I DEPARTMENT OF AGRICULTURE AGRICULTURAL PROGRAMS**

**PROCESSING, RESEARCH AND MARKETING**

**OFFICE OF THE SECRETARY**

For an additional amount for the ‘‘Office of the Secretary’’, $3,005,442,000, which shall remain available until December 31, 2020, for necessary expenses related to losses of crops (including milk and harvested adulterated wine grapes), trees, bushes, and vines, as a consequence of Hurricanes Michael or Florence, other hurricanes, typhoons, volcanic activity, or wildfires occurring in calendar year 2018, and other natural disasters, $480,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**FARM SERVICE AGENCY**

**EMERGENCY FOREST RESTORATION PROGRAM**

For an additional amount for the ‘‘Emergency Forest Restoration Program’’, there is appropriated amounts otherwise made available by this Act for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $480,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**RURAL DEVELOPMENT**

**RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT**

For an additional amount for ‘‘Watershed and Flood Prevention Operations’’, for necessary expenses for the Emergency Watershed Protection Program related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, $125,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**GENERAL PROVISIONS—THIS TITLE**

Sec. 101. In addition to amounts otherwise made available, out of the funds made available under this heading, there shall be made available, out of the funds made available under the Bi-partisan Budget Act of 2018 (Public Law 115–123), $25,200,000 shall be available for the Secretary to provide a grant to the Commonwealth of the Northern Mariana Islands for disaster assistance and recovery programs pursuant to the Presidential declaration of major disasters and emergencies: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 760.1502 of title 7.

**PROVISIONS RELATING TO FISHERIES DISASTER ASSISTANCE**

For an additional amount for “Fishe...
the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for “Operation and Maintenance, Air Force”, $400,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE IV
CORPS OF ENGINEERS—CIVIL
DEPARTMENT OF THE ARMY
INVESTIGATIONS

For an additional amount for “Investigations” for necessary expenses related to the completion, or initiation and completion, of flood and storm damage reduction, including shore protection, studies which are currently authorized or which are authorized after the date of enactment of this division, to reduce risk from future floods and hurricanes, at full Federal expense, $35,000,000, to remain available until expended, for higher priority studies of projects in States and insular areas that were impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and Tropical Storm Gita: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MISSISSIPPI RIVER AND TRIBUTARIES

For an additional amount for “Mississippi River and Tributaries” for necessary expenses to address emergency situations at Corps of Engineers projects and rehabilitate and repair damages to Corps of Engineers projects, caused by natural disasters, $225,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That the Assistant Secretary of the Army for Civil Works shall provide a monthly report directly to the Committees on Appropriations of the House and the Senate detaling the allocation and obligation of these funds, including new studies selected to be initiated using funds provided under this heading, beginning not later than 60 days after the date of enactment of this division.

CONSTRUCTION

For an additional amount for “Construction” for necessary expenses, $740,000,000, to remain available until expended, to construct flood and storm damage reduction, including shore protection, projects which have been authorized or which are authorized after the date of enactment of this division, and flood and storm damage reduction, including shore protection, projects which have been authorized or which are authorized after the date of enactment of this division or which are studied using funds provided under the heading “Investigations” if the Secretary determines that such projects to be technically feasible, economically justified, and environmentally acceptable, in States and insular areas that were impacted by Hurricanes Florence, Michael, Typhoon Mangkhut, Super Typhoon Yutu, and Tropical Storm Gita: Provided, That projects receiving funds provided under the heading “Investigations” in Title IV—Corps of Engineers—Civil—Department of the Army—Construction” in Public Law 115-123 shall not be eligible for funding provided under this heading: Provided further, That for projects receiving funds provided under this heading, the provisions of Section 902 of the Water Resources Act of 1986 shall not apply to these funds: Provided further, That the cost of ongoing construction projects receiving funds provided under this heading shall be at full Federal expense with respect to such funds: Provided further, That any projects using funds appropriated under this heading shall be initiated only after non-Federal interests have entered into agreements with the Secretary requiring, where applicable, the non-Federal interests to pay 100 percent of the operation, maintenance, repair, replacement, and rehabilitation costs of the project and to hold and save the United States free from damages due to the construction or operation and maintenance of the project, except for emergency requirements pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE V
DEPARTMENT OF HOMELAND SECURITY
SECURITY, ENFORCEMENT, AND INVESTIGATIONS

For an additional amount for “Operations and Support” for necessary expenses related to the consequences of Hurricanes Michael, Florence, and Lane, Tropical Storm Gordon, and Typhoon Mangkhut, $476,755,000, to remain available until September 30, 2020: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL COMPLIANCE AND RESTORATION

For an additional amount for “Environmetal Compliance and Restoration” for necessary expenses related to the consequences of Hurricanes Michael, Florence, and Lane, $2,000,000, to remain available until September 30, 2023: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
withstand storms and reduce the amount of damage caused by such storms: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) in 2018, $1,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ENVIRONMENTAL PROTECTION AGENCY

SCIENCE AND TECHNOLOGY

For an additional amount for “Science and Technology” for necessary expenses related to improving preparedness of the water sector, $600,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CONSTRUCTION

For an additional amount for “Construction” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and Typhoon Yutu, and calendar year 2018 wildfires, earthquakes, and volcanic eruptions, $78,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

UNITED STATES GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for “Surveys, Investigations, and Research” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and Typhoons Yutu and Mangkhut, and calendar year 2018 wildfires, earthquakes, and volcanic eruptions, $78,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND TRIBAL ASSISTANCE GRANTS

For an additional amount for “State and Tribal Assistance Grants” for necessary expenses related to the consequences of Hurricanes Florence and Michael and calendar year 2018 earthquakes, $1,500,000, to remain available until expended: provided, for necessary expenses related to the consequences of Typhoon Yutu for the hazardous waste financial assistance grants program, and for other solid waste management activities, $56,000,000, to remain available until expended, provided that none of these funds shall be subject to section 301(b) of the Solid Waste Disposal Act; and for grants under section 106 of the Federal Water Pollution Control Act, $5,000,000, to remain available until expended, provided that such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND PRIVATE FORESTRY

For an additional amount for “State and Private Forestry” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $12,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL FOREST SYSTEM

For an additional amount for “National Forest System” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, $84,960,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

CAPITAL IMPROVEMENT AND MAINTENANCE

For an additional amount for “Capital Improvement and Maintenance” for necessary

istrator for wastewater treatment works and drinking water facilities impacted by Hurri-

Canes Florence and Michael, Typhoon Yutu, and calendar year 2018 wildfires and earth-

quakes: Provided further, That the funds appropriated herein shall be provided to States in EPA Regions 4, 9, and 10 in amounts determined by the Admin-

ister for wastewater treatment works and drinking water facilities impacted by Hurri-

Canes Florence and Michael, Typhoon Yutu, and calendar year 2018 wildfires and earth-

quakes: Provided further, That the funds appropriated herein shall be provided to States in EPA Regions 4, 9, and 10 in amounts determined by the Admin-


For an additional amount for “Wildland Fire Management”, $720,271,000, to remain available through September 30, 2022, for urgent wildland fire suppression operations: Provided, That such funds shall be solely available to be transferred to and merged with other appropriations accounts from which such funds were previously transferred for wildland fire suppression in fiscal year 2018 to fully repay those amounts: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

NATIONAL INSTITUTES OF HEALTH

For an additional amount for “National Institutes of Health Services for necessary expenses in carrying out activities set forth in section 311(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (U.S.C. 9660(a) and section 126(g) of the Superfund Amendments and Reauthorization Act of 1986 related to the consequences of major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ADMINISTRATION FOR CHILDREN AND FAMILIES

For an additional amount for “Children and Families Services Programs”, $60,000,000, to remain available until September 30, 2022, for Head Start programs, including making payments under the Head Start Act for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and wildfires and wildfires occurring in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 et seq.) in 2018, $1,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Health Surveillance and Program Support”: $30,000,000, to remain available until September 30, 2019, for grants, contracts and cooperative agreements for behavioral health treatment, crisis counseling, and other related helplines, and for other similar programs to provide support to individuals impacted by Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, and wildfires and wildfires occurring in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided, That obligations incurred for the purposes provided herein prior to the date of enactment of this Act may be charged to funds appropriated under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Education Recovery” (including transfer of funds): For an additional amount for “Education Recovery” for necessary expenses related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, wildfires in 2018, or the volcanic eruption and earthquakes in 2018 in those areas for which a major disaster has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191) (referred to under this heading as a "covered disaster or emergency"), $165,000,000, to remain available through September 30, 2019: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Children and Families Services Programs”, $30,000,000, for the dislocated workers assistance national reserve for necessary expenses directly related to the consequences of Hurricanes Florence and Michael, Super Typhoon Yutu, or earthquakes and wildfires which occurred in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 et seq.): Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Wildland Fire Management”, $720,271,000, to remain available through September 30, 2022, for urgent wildland fire suppression operations: Provided, That funds appropriated under this heading may be transferred to the Office of the Inspector General for oversight of activities related to the consequences of Hurricanes Florence and Michael, Typhoon Mangkhut, Super Typhoon Yutu, wildfires, and wildfires occurring in 2018 in those areas for which a major disaster or emergency has been declared under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191): Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985.
For an additional amount for "Military Facilities", $3,000,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael on Navy and Marine Corps installations: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan for the installations and a form 1391 for each specific project: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Navy, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE IX
DEPARTMENT OF DEFENSE
MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for “Military Construction, Navy and Marine Corps”, $115,000,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael on Navy and Marine Corps installations: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan for the installations and a form 1391 for each specific project: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Army National Guard, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Military Construction, Air Force”, $700,000,000, to remain available until September 30, 2023, for planning and design, and construction expenses related to the consequences of Hurricane Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive a master plan and future mission requirements for installations significantly damaged by Hurricane Michael: Provided further, That, not later than 60 days after enactment of this division, the Secretary of the Air Force, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For an additional amount for “Military Construction, Army National Guard”, $42,400,000, to remain available until September 30, 2023, for necessary expenses related to the consequences of Hurricanes Florence and Michael: Provided, That none of the funds shall be available for obligation until the Committees on Appropriations of the House of Representatives and the Senate receive form 1391 for each specific request: Provided further, That, not later than 60 days after enactment of this division, the Director of the Army National Guard, or his designee, shall submit to the Committees on Appropriations of the House of Representatives and the Senate a detailed expenditure plan for funds provided under this heading: Provided further, That such funds may be obligated or expended for planning and design and minor construction projects under Title I, emergency requirements under section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.
Provided further, That the Secretary shall require grantees to maintain on a public website information containing common reporting criteria established by the Department on performance indicators and related data. The Secretary shall publish via notice in the Federal Register any waiver, or alternative requirement, to any statute or regulation that the Secretary administers pursuant to the Housing and Community Development Act of 1974 no later than 5 days before the effective date of such waiver or alternative requirement: Provided further, That the Secretary may, upon receipt of a request, immediately approve the release of funds for an activity or project assisted under this heading if the recipient has adopted an environmental review, approval or permit under any provision of Federal law. The Secretary may, by rule, and notwithstanding the preceding proviso, waive environmental review, approval or permit procedures, with respect to the particular disaster assistance, if the Secretary determines that such action is necessary to facilitate assistance to the affected areas. Once the implementing Notice is published, the Secretary shall follow the requirements contained therein.

(b) Amounts made available for administrative expenses for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster relief, long-term recovery, economic revitalization, and mitigation in the most impacted and distressed areas under this division or any future Act, and amounts previously provided under section 420 of division L of Public Law 114–113, section 145 of division C of Public Law 114–223, section 192 of division C of Public Law 114–223, section 192 of division A of Public Law 115–254, section 421 of division K of Public Law 115–31, and under the heading “Department of Housing and Urban Development—Community Development Fund” of division B of Public Law 115–58, Public Law 115–123, and Public Law 115–254, shall be available (or rescinded or transferred, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

GENERAL PROVISION—THIS TITLE

SEC. 1001. (a) Amounts previously made available for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) for disaster relief, as being for disaster relief pursuant to section 202 of the Balanced Budget and Emergency Deficit Control Act of 1985, shall be available (or rescinded or transferred, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

(b) The additional uses pursuant to this section for amounts that were previously designated as being for an emergency requirement or as being for disaster relief pursuant to the Balanced Budget and Emergency Deficit Control Act are designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLe XI

GENERAL PROVISIONS THIS DIVISION

SEC. 1101. Each amount designated in this division by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 or as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985 Shall be available (or rescinded or transferred, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

This division may be cited as the “Additional Supplemental Appropriations for Disaster Relief, 2019.”

SA 53. Mr. CARDIN (for himself, Mr. GRAHAM, Mr. VAN HOLLEN, Ms. COLLINS, Mr. WARNER, Mr. Kaine, Mr. COONS, Mr. King, Ms. MURkowski, Mr. ISAKSON, and Mr. GARDNER) submitted an amendment to the testimony of Mr. Matthew, submitted by him to the bill H.R. 268, making an amendment intended to be proposed by the President to the bill H.R. 268, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

This division may be cited as the “Additional Supplemental Appropriations for Disaster Relief, 2019.”
(2) by adding after section 136 the following:

"SEC. 137. Amounts made available in this Act for personnel pay, allowances, and benefits in each department and agency shall be available for obligations incurred pursuant to 31 U.S.C. 1341.

"SEC. 138. All obligations incurred and in anticipation of the appropriations made and authority granted by this Act for the purposes of maintaining the essential level of activity to protect life and property and for reimbursement of losses and damages incurred, and bringing about orderly termination of Government function, and for purposes as otherwise authorized by law, are hereby ratified and approved if otherwise in accord with the provisions of this Act.

"SEC. 139. (a) If a State or another Federal grantee of Federal Funds (or the grantee’s non-Federal Funds) to continue carrying out a Federal program or furloughed State employees (or the grantee’s employees) whose compensation is advanced or reimbursed in whole or in part by the Federal Government—

1. Such furloughed employees shall be compensated at their standard rate of compensation for such period;

2. the State (or such other grantee) shall be reimbursed for expenses that would have been paid by the Federal Government during such period had appropriations been available, including the cost of compensating such furloughed employees, together with interest thereon calculated under section 6503(d) of title 31, United States Code; and

3. the State (or such other grantee) may use funds available to the State (or the grantee) under such Federal program to reimburse such State (or the grantee), together with interest thereon calculated under section 6503(d) of title 31, United States Code.

(b) For purposes of this section, the term ‘State’ and the term ‘grantee’ shall have the meanings in such term’s definition under the applicable Federal program under subsection (a). In addition, ‘to continue carrying out a Federal program’ means the continued performance by a State or other Federal grantee, during the period of a lapse in appropriations, of a Federal program that the State or such other grantee had been carrying out prior to the period of the lapse in appropriations.

(c) The authority under this section applies with respect to any period in fiscal year 2019 (not limited to periods beginning or ending after the date of the enactment of this Act) during which there occurs a lapse in appropriations with respect to any department or agency of the Federal Government which, but for such lapse in appropriations, would have paid, or made reimbursement relating to, any of the expenses referred to in this section with respect to the program involved. Payments and reimbursements under this authority shall be made only to the extent and in amounts provided in advance in appropriations Acts.

S. 132. For the purposes of division C of Public Law 115-245, the time covered by such division shall be considered to include the period which began on or about December 22, 2018, and which occurred during a lapse in appropriations.

S. 103. Subsection (c)(2) of section 103(1) of title 31, United States Code, is amended by inserting "and the lapse period is subject to the enactment of appropriations Acts ending the lapse period before the period." before the period.

This Act may be cited as the ‘‘Further Additional Continuing Appropriations Act, 2019’’.


Mr. RUBIO. Mr. President, I understand that there are three bills at the desk, and I ask for their first reading en bloc.

The PRESIDING OFFICER. The clerk will read the titles of the bills for the first time en bloc.

The senior assistant legislative clerk read as follows:

A bill (H.R. 648) making appropriations for the fiscal year ending September 30, 2019, and for other purposes.

A bill (H.J. Res. 28) making further continuing appropriations for fiscal year 2019, and for other purposes.

A bill (H.J. Res. 31) making further continuing appropriations for the Department of Homeland Security for fiscal year 2019, and for other purposes.

Mr. RUBIO. Mr. President, I now ask for a second reading, and I object to my own request, all en bloc.

The PRESIDING OFFICER. Objection having been heard, the bills will receive their second reading on the next legislative day.

ORDERS FOR FRIDAY, JANUARY 25, 2019

Mr. RUBIO. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 28, submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 28) recognizing January 2019 as ‘‘National Mentoring Month’’.

The PRESIDING OFFICER. Is there objection to proceeding to the measure?

There being no objection, the Senate proceeded to consider the resolution.

Mr. RUBIO. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 28) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, is printed (on page 2) under ‘‘Submitted Resolutions.’’

ORDERED TO PASS UNANIMOUSLY

S. 28, submitted earlier today.

There being no objection, the Senate, at 7:36 p.m., recessed until Friday, January 25, 2019, at noon.

NOMINATIONS

Executive nominations received by the Senate:

DEPARTMENT OF STATE

KEITH KRAEK, OF CALIFORNIA, TO BE AN UNDER SECRETARY OF STATE FOR ECONOMIC GROWTH, ENERGY, AND THE ENVIRONMENT, VICE CATHERINE ANN NOVELLI, RESIGNED.

EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT

KEITH KRAEK, OF CALIFORNIA, TO BE UNITED STATES ALTERNATE GOVERNOR OF THE EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT, VICE ROBERT D. HORRATT, RESIGNED.

INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT

KEITH KRAEK, OF CALIFORNIA, TO BE UNITED STATES ALTERNATE GOVERNOR OF THE INTER-AMERICAN DEVELOPMENT BANK FOR A TERM OF FIVE YEARS, VICE CATHERINE ANN NOVELLI, RESIGNED.

DEPARTMENT OF STATE

ROBERT K. SCOTT, OF MARYLAND, A CARRIER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF COUNCIL, BR AMBASSADOR EXTRAORDINARY AND plenipotentiary OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF EL SALVADOR.

THE JUDICIARY


IN THE AIR FORCE


To be brigadier general

COL. TIMOTHY J. DONELLAN

To be brigadier general

COL. STEPHEN J. MALLETTE
THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C. SECTION 624.

To be lieutenant colonel

JASON D. HOSKINS
THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C. SECTION 624.

To be colonel

NANCY E. COSTA
THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C. SECTION 624.

To be major

SAPIFRASAD M. ZEMSR

To be major

JEFFREY WAYNE AKIN
KIRK NIKKIN D. ALDRICH
ANNE M. ALVARES
JORDI D. ANGELES
KEVIN C. ATKINS
Bryan J. Bailey
Richard T. Baker
Lewis M. Ballard
James L. Ballan, Jr.
Carolyn S. Berhow
Matthew W. Blanchard
Chad R. W. Bihl
Eric R. Bippert
Elizabeth Kent Blanchard
David J. Boochino
Michael J. Boomsma
Monica Kay Borden
Robert Leigh Bowman
Brian Eugene Burr

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