

I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 4 o'clock and 33 minutes p.m.), the House stood in recess.

□ 1903

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Ms. DEGETTE) at 7 o'clock and 3 minutes p.m.

CONTINUING APPROPRIATIONS ACT, 2021 AND OTHER EXTENSIONS ACT

Mr. VISCLOSKEY. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 8337) making continuing appropriations for fiscal year 2021, and for other purposes.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 8337

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Continuing Appropriations Act, 2021 and Other Extensions Act".

SEC. 2. TABLE OF CONTENTS.

The table of contents of this Act is as follows:

Sec. 1. Short Title.
Sec. 2. Table of Contents.
Sec. 3. References.

DIVISION A—CONTINUING APPROPRIATIONS ACT, 2021

DIVISION B—SURFACE TRANSPORTATION PROGRAM EXTENSION

Title I—Surface Transportation Programs
Title II—Trust Funds

DIVISION C—HEALTH EXTENDERS

Title I—Public Health Extenders
Title II—Medicare Extenders
Title III—Medicaid Extenders
Title IV—Medicare Part B Premium Adjustment
Title V—Accelerated and Advance Payment Programs
Title VI—Offsets

DIVISION D—OTHER MATTERS

Title I—Emergency Stopgap USCIS Stabilization Act
Title II—United States Parole Commission Extension
Title III—Antitrust Criminal Penalty Enhancement and Reform Permanent Extension Act
Title IV—Community Services and Supports
Title V—Budgetary Effects
Title VI—Nutrition and Commodities Programs

DIVISION E—DEPARTMENT OF VETERANS AFFAIRS EXTENSIONS

Title I—Extensions of Authorities Relating to Health Care
Title II—Extensions of Authorities Relating to Benefits
Title III—Extensions of Authorities Relating to Homeless Veterans
Title IV—Extensions of Other Authorities and Other Matters

SEC. 3. REFERENCES.

Except as expressly provided otherwise, any reference to "this Act" contained in any division of this Act shall be treated as referring only to the provisions of that division.

DIVISION A—CONTINUING APPROPRIATIONS ACT, 2021

The following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of Government for fiscal year 2021, and for other purposes, namely:

SEC. 101. Such amounts as may be necessary, at a rate for operations as provided in the applicable appropriations Acts for fiscal year 2020 and under the authority and conditions provided in such Acts, for continuing projects or activities (including the costs of direct loans and loan guarantees) that are not otherwise specifically provided for in this Act, that were conducted in fiscal year 2020, and for which appropriations, funds, or other authority were made available in the following appropriations Acts:

(1) The Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2020 (division B of Public Law 116-94), except sections 791 and 792.

(2) The Commerce, Justice, Science, and Related Agencies Appropriations Act, 2020 (division B of Public Law 116-93), except the last proviso under the heading "Department of Commerce—Bureau of the Census—Periodic Censuses and Programs".

(3) The Department of Defense Appropriations Act, 2020 (division A of Public Law 116-93), except title X.

(4) The Energy and Water Development and Related Agencies Appropriations Act, 2020 (division C of Public Law 116-94).

(5) The Financial Services and General Government Appropriations Act, 2020 (division C of Public Law 116-93).

(6) The Department of Homeland Security Appropriations Act, 2020 (division D of Public Law 116-93) (except for amounts in title II of division D of Public Law 116-93 that were 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), and title I of division I of Public Law 116-94.

(7) The Department of the Interior, Environment, and Related Agencies Appropriations Act, 2020 (division D of Public Law 116-94).

(8) The Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2020 (division A of Public Law 116-94).

(9) The Legislative Branch Appropriations Act, 2020 (division E of Public Law 116-94), and section 7 of Public Law 116-94.

(10) The Military Construction, Veterans Affairs, and Related Agencies Appropriations Act, 2020 (division F of Public Law 116-94), except title V.

(11) The Department of State, Foreign Operations, and Related Programs Appropriations Act, 2020 (division G of Public Law 116-94).

(12) The Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2020 (division H of Public Law 116-94).

SEC. 102. (a) No appropriation or funds made available or authority granted pursuant to section 101 for the Department of Defense shall be used for:

(1) the new production of items not funded for production in fiscal year 2020 or prior years;

(2) the increase in production rates above those sustained with fiscal year 2020 funds; or

(3) The initiation, resumption, or continuation of any project, activity, operation, or organization (defined as any project, sub-

project, activity, budget activity, program element, and subprogram within a program element, and for any investment items defined as a P-1 line item in a budget activity within an appropriation account and an R-1 line item that includes a program element and subprogram element within an appropriation account) for which appropriations, funds, or other authority were not available during fiscal year 2020.

(b) No appropriation or funds made available or authority granted pursuant to section 101 for the Department of Defense shall be used to initiate multi-year procurements utilizing advance procurement funding for economic order quantity procurement unless specifically appropriated later.

SEC. 103. Appropriations made by section 101 shall be available to the extent and in the manner that would be provided by the pertinent appropriations Act.

SEC. 104. Except as otherwise provided in section 102, no appropriation or funds made available or authority granted pursuant to section 101 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during fiscal year 2020.

SEC. 105. Appropriations made and authority granted pursuant to this Act shall cover all obligations or expenditures incurred for any project or activity during the period for which funds or authority for such project or activity are available under this Act.

SEC. 106. Unless otherwise provided for in this Act or in the applicable appropriations Act for fiscal year 2021, appropriations and funds made available and authority granted pursuant to this Act shall be available until whichever of the following first occurs:

(1) The enactment into law of an appropriation for any project or activity provided for in this Act.

(2) The enactment into law of the applicable appropriations Act for fiscal year 2021 without any provision for such project or activity.

(3) December 11, 2020.

SEC. 107. Expenditures made pursuant to this Act shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 108. Appropriations made and funds made available by or authority granted pursuant to this Act may be used without regard to the time limitations for submission and approval of apportionments set forth in section 1513 of title 31, United States Code, but nothing in this Act may be construed to waive any other provision of law governing the apportionment of funds.

SEC. 109. Notwithstanding any other provision of this Act, except section 106, for those programs that would otherwise have high initial rates of operation or complete distribution of appropriations at the beginning of fiscal year 2021 because of distributions of funding to States, foreign countries, grantees, or others, such high initial rates of operation or complete distribution shall not be made, and no grants shall be awarded for such programs funded by this Act that would impinge on final funding prerogatives.

SEC. 110. This Act shall be implemented so that only the most limited funding action of that permitted in the Act shall be taken in order to provide for continuation of projects and activities.

SEC. 111. (a) For entitlements and other mandatory payments whose budget authority was provided in appropriations Acts for fiscal year 2020, and for activities under the Food and Nutrition Act of 2008, activities shall be continued at the rate to maintain program levels under current law, under the authority and conditions provided in the applicable appropriations Act for fiscal year