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1st Session



HOUSE OF REPRESENTATIVES

**CONSOLIDATED APPROPRIATIONS ACT,
2021**

COMMITTEE PRINT

of the

**COMMITTEE ON APPROPRIATIONS
U.S. HOUSE OF REPRESENTATIVES**

on

H.R. 133/Public Law 116-260

[Legislative Text and Explanatory Statement]

**Book 1 of 2
Divisions A-F**



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CLERK'S NOTE

This committee print provides a compilation of the enacted text and applicable explanatory material for the Consolidated Appropriations Act, 2021 (H.R. 133, P.L. 116–260).

The Act consists of 12 divisions related to regular annual Appropriations matters (divisions A through L). Division M contains the Coronavirus Response and Relief Supplemental Appropriations Act, 2021, which provides supplemental appropriations for fiscal year 2021. The Act also includes 19 additional divisions largely unrelated to appropriations matters (divisions N through FF). This compilation includes only the 12 divisions related to regular appropriations matters (A through L). It also includes the front section of the Act, which contains provisions applicable to the entire Act.

Divisions A through L are the products of negotiations between the House and Senate Appropriations Committees on final fiscal year 2021 appropriations for all 12 annual appropriations bills.

The legislative text was submitted by Chairwoman Nita Lowey of the House Committee on Appropriations as a House amendment to the Senate amendment to an unrelated bill pending in the House, H.R. 133. Both the House and Senate agreed to the measure on December 21, 2020.¹ The President signed the legislation on December 27, 2020 and it became Public Law 116–260.

Because an “amendments-between-the-Houses” process was used instead of a conference committee, there is no conference report and no “joint Explanatory Statement of the managers” for H.R. 133. An Explanatory Statement relating to the House amendment to H.R. 133 was filed by Chairwoman Lowey in the Congressional Record on December 21, 2020.² Section 4 of the Act provides that this Explanatory Statement “shall have the same effect with respect to the allocation of funds and implementation of divisions A through L of this Act as if it were a joint explanatory statement of a committee of conference.”

For the convenience of users, the legislative text of each appropriations division is paired with the applicable section of the Explanatory Statement.

¹ The House agreed to the amendment in two parts, first by a vote of 327–85 (Roll Call No. 250) on divisions B, C, E, and F and then on the remaining divisions by a vote of 359–53 (Roll Call No. 251). The Senate agreed to the amendment by a vote of 92–6 (Roll Call Vote No. 289).

² The Explanatory Statement appears in Books III and IV of the December 21, 2020 Congressional Record. (See pages H7879–H8851).

[House Appropriations Committee Print]

Consolidated Appropriations Act, 2021

(H.R. 133; P.L. 116-260)

**PROVISIONS APPLYING TO ALL DIVISIONS OF
THE CONSOLIDATED APPROPRIATIONS ACT**

Resolved by the Senate and the House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Consolidated Appropriations Act, 2021”.

SEC. 2. TABLE OF CONTENTS.

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. References.
- Sec. 4. Explanatory statement.
- Sec. 5. Statement of appropriations.
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- Sec. 8. Definition.
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 ACT, 2021

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[CLERK'S NOTE.—Reproduced below are the introductory paragraphs of the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

EXPLANATORY STATEMENT SUBMITTED BY MRS. LOWEY,
CHAIRWOMAN OF THE HOUSE COMMITTEE ON APPRO-
PRIATIONS REGARDING H.R. 133, CONSOLIDATED APPRO-
PRIATIONS ACT, 2021

The following is an explanation of the Consolidated Appropriations Act, 2021. This Act includes 12 regular appropriations bills for fiscal year 2021. The divisions contained in this book are as follows:

Division A—Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2021

Division B—Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021

Division C—Department of Defense Appropriations Act, 2021

Division D—Energy and Water Development and Related Agencies Appropriations Act, 2021

Division E—Financial Services and General Government Appropriations Act, 2021

Division F—Department of Homeland Security Appropriations Act, 2021

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H7879 of Book III.

[House Appropriations Committee Print]

Consolidated Appropriations Act, 2021

(H.R. 133; P.L. 116-260)

DIVISION A—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

**DIVISION A—AGRICULTURE, RURAL DEVELOPMENT,
FOOD AND DRUG ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT, 2021**

TITLE I

AGRICULTURAL PROGRAMS

PROCESSING, RESEARCH, AND MARKETING

OFFICE OF THE SECRETARY

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of the Secretary, \$46,998,000, of which not to exceed \$5,101,000 shall be available for the immediate Office of the Secretary; not to exceed \$1,324,000 shall be available for the Office of Homeland Security; not to exceed \$7,002,000 shall be available for the Office of Partnerships and Public Engagement, of which \$1,500,000 shall be for 7 U.S.C. 2279(c)(5); not to exceed \$22,321,000 shall be available for the Office of the Assistant Secretary for Administration, of which \$21,440,000 shall be available for Departmental Administration to provide for necessary expenses for management support services to offices of the Department and for general administration, security, repairs and alterations, and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department: *Provided*, That funds made available by this Act to an agency in the Administration mission area for salaries and expenses are available to fund up to one administrative support staff for the Office; not to exceed \$3,908,000 shall be available for the Office of Assistant Secretary for Congressional Relations and Intergovernmental Affairs to carry out the programs funded by this Act, including programs involving intergovernmental affairs and liaison within the executive branch; and not to exceed \$7,342,000 shall be available for the Office of Communications: *Provided further*, That the Secretary of Agriculture is authorized to transfer funds appropriated for any office of the Office of the Secretary to any other office of the Office of the Secretary: *Provided further*, That no appropriation for any office shall be increased or decreased by more than 5 percent: *Provided further*, That not to exceed \$22,000 of the amount made available under this paragraph for the immediate Office of the Secretary shall be available for official reception and representation expenses, not otherwise provided for, as determined by the Secretary: *Provided further*, That the amount made available under this heading for Departmental Administration shall be reimbursed from applicable appropriations in this Act for travel expenses incident to the holding of hearings as required by 5 U.S.C. 551–558: *Provided further*,

That funds made available under this heading for the Office of the Assistant Secretary for Congressional Relations and Intergovernmental Affairs may be transferred to agencies of the Department of Agriculture funded by this Act to maintain personnel at the agency level: *Provided further*, That no funds made available under this heading for the Office of Assistant Secretary for Congressional Relations may be obligated after 30 days from the date of enactment of this Act, unless the Secretary has notified the Committees on Appropriations of both Houses of Congress on the allocation of these funds by USDA agency: *Provided further*, That during any 30 day notification period referenced in section 716 of this Act, the Secretary of Agriculture shall take no action to begin implementation of the action that is subject to section 716 of this Act or make any public announcement of such action in any form.

EXECUTIVE OPERATIONS

OFFICE OF THE CHIEF ECONOMIST

For necessary expenses of the Office of the Chief Economist, \$24,192,000, of which \$8,000,000 shall be for grants or cooperative agreements for policy research under 7 U.S.C. 3155.

OFFICE OF HEARINGS AND APPEALS

For necessary expenses of the Office of Hearings and Appeals, \$15,394,000.

OFFICE OF BUDGET AND PROGRAM ANALYSIS

For necessary expenses of the Office of Budget and Program Analysis, \$9,629,000.

OFFICE OF THE CHIEF INFORMATION OFFICER

For necessary expenses of the Office of the Chief Information Officer, \$66,814,000, of which not less than \$56,000,000 is for cybersecurity requirements of the department.

OFFICE OF THE CHIEF FINANCIAL OFFICER

For necessary expenses of the Office of the Chief Financial Officer, \$6,109,000.

OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL RIGHTS

For necessary expenses of the Office of the Assistant Secretary for Civil Rights, \$908,000: *Provided*, That funds made available by this Act to an agency in the Civil Rights mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

OFFICE OF CIVIL RIGHTS

For necessary expenses of the Office of Civil Rights, \$22,789,000.

AGRICULTURE BUILDINGS AND FACILITIES

(INCLUDING TRANSFERS OF FUNDS)

For payment of space rental and related costs pursuant to Public Law 92-313, including authorities pursuant to the 1984 delegation of authority from the Administrator of General Services to the Department of Agriculture under 40 U.S.C. 121, for programs and activities of the Department which are included in this Act, and for alterations and other actions needed for the Department and its agencies to consolidate unneeded space into configurations suitable for release to the Administrator of General Services, and for the operation, maintenance, improvement, and repair of Agriculture buildings and facilities, and for related costs, \$108,124,000, to remain available until expended.

HAZARDOUS MATERIALS MANAGEMENT

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Department of Agriculture, to comply with the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.) and the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.), \$6,514,000, to remain available until expended: *Provided*, That appropriations and funds available herein to the Department for Hazardous Materials Management may be transferred to any agency of the Department for its use in meeting all requirements pursuant to the above Acts on Federal and non-Federal lands.

OFFICE OF SAFETY, SECURITY, AND PROTECTION

For necessary expenses of the Office of Safety, Security, and Protection, \$23,218,000.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General, including employment pursuant to the Inspector General Act of 1978 (Public Law 95-452; 5 U.S.C. App.), \$99,912,000, including such sums as may be necessary for contracting and other arrangements with public agencies and private persons pursuant to section 6(a)(9) of the Inspector General Act of 1978 (Public Law 95-452; 5 U.S.C. App.), and including not to exceed \$125,000 for certain confidential operational expenses, including the payment of informants, to be expended under the direction of the Inspector General pursuant to the Inspector General Act of 1978 (Public Law 95-452; 5 U.S.C. App.) and section 1337 of the Agriculture and Food Act of 1981 (Public Law 97-98).

OFFICE OF THE GENERAL COUNSEL

For necessary expenses of the Office of the General Counsel, \$45,390,000.

OFFICE OF ETHICS

For necessary expenses of the Office of Ethics, \$4,184,000.

OFFICE OF THE UNDER SECRETARY FOR RESEARCH, EDUCATION, AND
ECONOMICS

For necessary expenses of the Office of the Under Secretary for Research, Education, and Economics, \$809,000: *Provided*, That funds made available by this Act to an agency in the Research, Education, and Economics mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

ECONOMIC RESEARCH SERVICE

For necessary expenses of the Economic Research Service, \$85,476,000.

NATIONAL AGRICULTURAL STATISTICS SERVICE

For necessary expenses of the National Agricultural Statistics Service, \$183,921,000, of which up to \$46,300,000 shall be available until expended for the Census of Agriculture: *Provided*, That amounts made available for the Census of Agriculture may be used to conduct Current Industrial Report surveys subject to 7 U.S.C. 2204g(d) and (f).

AGRICULTURAL RESEARCH SERVICE

SALARIES AND EXPENSES

For necessary expenses of the Agricultural Research Service and for acquisition of lands by donation, exchange, or purchase at a nominal cost not to exceed \$100, and for land exchanges where the lands exchanged shall be of equal value or shall be equalized by a payment of money to the grantor which shall not exceed 25 percent of the total value of the land or interests transferred out of Federal ownership, \$1,491,784,000: *Provided*, That appropriations hereunder shall be available for the operation and maintenance of aircraft and the purchase of not to exceed one for replacement only: *Provided further*, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for the construction, alteration, and repair of buildings and improvements, but unless otherwise provided, the cost of constructing any one building shall not exceed \$500,000, except for headhouses or greenhouses which shall each be limited to \$1,800,000, except for 10 buildings to be constructed or improved at a cost not to exceed \$1,100,000 each, and except for two buildings to be constructed at a cost not to exceed \$3,000,000 each, and the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building or \$500,000, whichever is greater: *Provided further*, That appropriations hereunder shall be available for entering into lease agreements at any Agricultural Research Service location for the construction of a research facility by a non-Federal entity for use by the Agricultural Research Service and a condition of the lease shall be that any facility shall be owned, operated, and maintained by the non-Federal entity and shall be removed upon the expiration or termination of the lease agreement: *Provided further*, That the limitations on alterations contained in this Act shall not apply to

modernization or replacement of existing facilities at Beltsville, Maryland: *Provided further*, That appropriations hereunder shall be available for granting easements at the Beltsville Agricultural Research Center: *Provided further*, That the foregoing limitations shall not apply to replacement of buildings needed to carry out the Act of April 24, 1948 (21 U.S.C. 113a): *Provided further*, That appropriations hereunder shall be available for granting easements at any Agricultural Research Service location for the construction of a research facility by a non-Federal entity for use by, and acceptable to, the Agricultural Research Service and a condition of the easements shall be that upon completion the facility shall be accepted by the Secretary, subject to the availability of funds herein, if the Secretary finds that acceptance of the facility is in the interest of the United States: *Provided further*, That funds may be received from any State, other political subdivision, organization, or individual for the purpose of establishing or operating any research facility or research project of the Agricultural Research Service, as authorized by law.

BUILDINGS AND FACILITIES

For the acquisition of land, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities as necessary to carry out the agricultural research programs of the Department of Agriculture, where not otherwise provided, \$35,700,000 to remain available until expended, of which \$11,200,000 shall be allocated for ARS facilities co-located with university partners.

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

RESEARCH AND EDUCATION ACTIVITIES

For payments to agricultural experiment stations, for cooperative forestry and other research, for facilities, and for other expenses, \$992,642,000, which shall be for the purposes, and in the amounts, specified in the table titled "National Institute of Food and Agriculture, Research and Education Activities" in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act): *Provided*, That funds for research grants for 1994 institutions, education grants for 1890 institutions, Hispanic serving institutions education grants, capacity building for non-land-grant colleges of agriculture, the agriculture and food research initiative, veterinary medicine loan repayment, multicultural scholars, graduate fellowship and institution challenge grants, and grants management systems shall remain available until expended: *Provided further*, That each institution eligible to receive funds under the Evans-Allen program receives no less than \$1,000,000: *Provided further*, That funds for education grants for Alaska Native and Native Hawaiian-serving institutions be made available to individual eligible institutions or consortia of eligible institutions with funds awarded equally to each of the States of Alaska and Hawaii: *Provided further*, That funds for education grants for 1890 institutions shall be made available to institutions eligible to receive funds under 7 U.S.C. 3221 and 3222: *Provided*

further, That not more than 5 percent of the amounts made available by this or any other Act to carry out the Agriculture and Food Research Initiative under 7 U.S.C. 3157 may be retained by the Secretary of Agriculture to pay administrative costs incurred by the Secretary in carrying out that authority.

NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

For the Native American Institutions Endowment Fund authorized by Public Law 103–382 (7 U.S.C. 301 note), \$11,880,000, to remain available until expended.

EXTENSION ACTIVITIES

For payments to States, the District of Columbia, Puerto Rico, Guam, the Virgin Islands, Micronesia, the Northern Marianas, and American Samoa, \$538,447,000, which shall be for the purposes, and in the amounts, specified in the table titled “National Institute of Food and Agriculture, Extension Activities” in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act): *Provided*, That funds for facility improvements at 1890 institutions shall remain available until expended: *Provided further*, That institutions eligible to receive funds under 7 U.S.C. 3221 for cooperative extension receive no less than \$1,000,000: *Provided further*, That funds for cooperative extension under sections 3(b) and (c) of the Smith-Lever Act (7 U.S.C. 343(b) and (c)) and section 208(c) of Public Law 93–471 shall be available for retirement and employees’ compensation costs for extension agents.

INTEGRATED ACTIVITIES

For the integrated research, education, and extension grants programs, including necessary administrative expenses, \$39,000,000, which shall be for the purposes, and in the amounts, specified in the table titled “National Institute of Food and Agriculture, Integrated Activities” in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act): *Provided*, That funds for the Food and Agriculture Defense Initiative shall remain available until September 30, 2022: *Provided further*, That notwithstanding any other provision of law, indirect costs shall not be charged against any Extension Implementation Program Area grant awarded under the Crop Protection/Pest Management Program (7 U.S.C. 7626).

OFFICE OF THE UNDER SECRETARY FOR MARKETING AND REGULATORY PROGRAMS

For necessary expenses of the Office of the Under Secretary for Marketing and Regulatory Programs, \$809,000: *Provided*, That funds made available by this Act to an agency in the Marketing and Regulatory Programs mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Animal and Plant Health Inspection Service, including up to \$30,000 for representation allowances and for expenses pursuant to the Foreign Service Act of 1980 (22 U.S.C. 4085), \$1,064,179,000, of which \$478,000, to remain available until expended, shall be available for the control of outbreaks of insects, plant diseases, animal diseases and for control of pest animals and birds ("contingency fund") to the extent necessary to meet emergency conditions; of which \$13,597,000, to remain available until expended, shall be used for the cotton pests program, including for cost share purposes or for debt retirement for active eradication zones; of which \$38,093,000, to remain available until expended, shall be for Animal Health Technical Services; of which \$2,009,000 shall be for activities under the authority of the Horse Protection Act of 1970, as amended (15 U.S.C. 1831); of which \$63,213,000, to remain available until expended, shall be used to support avian health; of which \$4,251,000, to remain available until expended, shall be for information technology infrastructure; of which \$196,553,000, to remain available until expended, shall be for specialty crop pests; of which, \$10,942,000, to remain available until expended, shall be for field crop and rangeland ecosystem pests; of which \$19,620,000, to remain available until expended, shall be for zoonotic disease management; of which \$41,268,000, to remain available until expended, shall be for emergency preparedness and response; of which \$60,456,000, to remain available until expended, shall be for tree and wood pests; of which \$5,736,000, to remain available until expended, shall be for the National Veterinary Stockpile; of which up to \$1,500,000, to remain available until expended, shall be for the scrapie program for indemnities; of which \$2,500,000, to remain available until expended, shall be for the wildlife damage management program for aviation safety: *Provided*, That of amounts available under this heading for wildlife services methods development, \$1,000,000 shall remain available until expended: *Provided further*, That of amounts available under this heading for the screwworm program, \$4,990,000 shall remain available until expended; of which \$20,252,000, to remain available until expended, shall be used to carry out the science program and transition activities for the National Bio and Agro-defense Facility located in Manhattan, Kansas: *Provided further*, That no funds shall be used to formulate or administer a brucellosis eradication program for the current fiscal year that does not require minimum matching by the States of at least 40 percent: *Provided further*, That this appropriation shall be available for the purchase, replacement, operation, and maintenance of aircraft: *Provided further*, That in addition, in emergencies which threaten any segment of the agricultural production industry of the United States, the Secretary may transfer from other appropriations or funds available to the agencies or corporations of the Department such sums as may be deemed necessary, to be available only in such emergencies for the arrest and eradication of contagious or infectious disease or

pests of animals, poultry, or plants, and for expenses in accordance with sections 10411 and 10417 of the Animal Health Protection Act (7 U.S.C. 8310 and 8316) and sections 431 and 442 of the Plant Protection Act (7 U.S.C. 7751 and 7772), and any unexpended balances of funds transferred for such emergency purposes in the preceding fiscal year shall be merged with such transferred amounts: *Provided further*, That appropriations hereunder shall be available pursuant to law (7 U.S.C. 2250) for the repair and alteration of leased buildings and improvements, but unless otherwise provided the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

In fiscal year 2021, the agency is authorized to collect fees to cover the total costs of providing technical assistance, goods, or services requested by States, other political subdivisions, domestic and international organizations, foreign governments, or individuals, provided that such fees are structured such that any entity's liability for such fees is reasonably based on the technical assistance, goods, or services provided to the entity by the agency, and such fees shall be reimbursed to this account, to remain available until expended, without further appropriation, for providing such assistance, goods, or services.

BUILDINGS AND FACILITIES

For plans, construction, repair, preventive maintenance, environmental support, improvement, extension, alteration, and purchase of fixed equipment or facilities, as authorized by 7 U.S.C. 2250, and acquisition of land as authorized by 7 U.S.C. 2268a, \$3,175,000, to remain available until expended.

AGRICULTURAL MARKETING SERVICE

MARKETING SERVICES

For necessary expenses of the Agricultural Marketing Service, \$188,358,000, of which \$6,000,000 shall be available for the purposes of section 12306 of Public Law 113-79: *Provided*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

Fees may be collected for the cost of standardization activities, as established by regulation pursuant to law (31 U.S.C. 9701), except for the cost of activities relating to the development or maintenance of grain standards under the United States Grain Standards Act, 7 U.S.C. 71 et seq.

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed \$61,227,000 (from fees collected) shall be obligated during the current fiscal year for administrative expenses: *Provided*, That if crop size is understated and/or other uncontrollable events occur, the agency may exceed this limitation by up to 10 percent with notification to the Committees on Appropriations of both Houses of Congress.

FUNDS FOR STRENGTHENING MARKETS, INCOME, AND SUPPLY
(SECTION 32)

(INCLUDING TRANSFERS OF FUNDS)

Funds available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c), shall be used only for commodity program expenses as authorized therein, and other related operating expenses, except for: (1) transfers to the Department of Commerce as authorized by the Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.); (2) transfers otherwise provided in this Act; and (3) not more than \$20,705,000 for formulation and administration of marketing agreements and orders pursuant to the Agricultural Marketing Agreement Act of 1937 and the Agricultural Act of 1961 (Public Law 87-128).

PAYMENTS TO STATES AND POSSESSIONS

For payments to departments of agriculture, bureaus and departments of markets, and similar agencies for marketing activities under section 204(b) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1623(b)), \$1,235,000.

LIMITATION ON INSPECTION AND WEIGHING SERVICES EXPENSES

Not to exceed \$55,000,000 (from fees collected) shall be obligated during the current fiscal year for inspection and weighing services: *Provided*, That if grain export activities require additional supervision and oversight, or other uncontrollable factors occur, this limitation may be exceeded by up to 10 percent with notification to the Committees on Appropriations of both Houses of Congress.

OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

For necessary expenses of the Office of the Under Secretary for Food Safety, \$809,000: *Provided*, That funds made available by this Act to an agency in the Food Safety mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

FOOD SAFETY AND INSPECTION SERVICE

For necessary expenses to carry out services authorized by the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act, including not to exceed \$10,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), \$1,075,703,000; and in addition, \$1,000,000 may be credited to this account from fees collected for the cost of laboratory accreditation as authorized by section 1327 of the Food, Agriculture, Conservation and Trade Act of 1990 (7 U.S.C. 138f): *Provided*, That funds provided for the Public Health Data Communication Infrastructure system shall remain available until expended: *Provided further*, That no fewer than 148 full-time equivalent positions shall be employed during fiscal year 2021 for purposes dedicated solely to inspections and enforcement related to the Humane Methods of Slaughter Act (7 U.S.C. 1901 et seq.): *Provided further*, That the

Food Safety and Inspection Service shall continue implementation of section 11016 of Public Law 110–246 as further clarified by the amendments made in section 12106 of Public Law 113–79: *Provided further*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

TITLE II

FARM PRODUCTION AND CONSERVATION PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR FARM PRODUCTION AND CONSERVATION

For necessary expenses of the Office of the Under Secretary for Farm Production and Conservation, \$916,000: *Provided*, That funds made available by this Act to an agency in the Farm Production and Conservation mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

FARM PRODUCTION AND CONSERVATION BUSINESS CENTER

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Farm Production and Conservation Business Center, \$231,302,000: *Provided*, That \$60,228,000 of amounts appropriated for the current fiscal year pursuant to section 1241(a) of the Farm Security and Rural Investment Act of 1985 (16 U.S.C. 3841(a)) shall be transferred to and merged with this account.

FARM SERVICE AGENCY

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Farm Service Agency, \$1,142,924,000, of which not less than \$15,000,000 shall be for the hiring of new employees to fill vacancies and anticipated vacancies at Farm Service Agency county offices and farm loan officers and shall be available until September 30, 2022: *Provided*, That not more than 50 percent of the funding made available under this heading for information technology related to farm program delivery may be obligated until the Secretary submits to the Committees on Appropriations of both Houses of Congress, and receives written or electronic notification of receipt from such Committees of, a plan for expenditure that (1) identifies for each project/investment over \$25,000 (a) the functional and performance capabilities to be delivered and the mission benefits to be realized, (b) the estimated lifecycle cost for the entirety of the project/investment, including estimates for development as well as maintenance and operations, and (c) key milestones to be met; (2) demonstrates that

each project/investment is, (a) consistent with the Farm Service Agency Information Technology Roadmap, (b) being managed in accordance with applicable lifecycle management policies and guidance, and (c) subject to the applicable Department's capital planning and investment control requirements; and (3) has been reviewed by the Government Accountability Office and approved by the Committees on Appropriations of both Houses of Congress: *Provided further*, That the agency shall submit a report by the end of the fourth quarter of fiscal year 2021 to the Committees on Appropriations and the Government Accountability Office, that identifies for each project/investment that is operational (a) current performance against key indicators of customer satisfaction, (b) current performance of service level agreements or other technical metrics, (c) current performance against a pre-established cost baseline, (d) a detailed breakdown of current and planned spending on operational enhancements or upgrades, and (e) an assessment of whether the investment continues to meet business needs as intended as well as alternatives to the investment: *Provided further*, That the Secretary is authorized to use the services, facilities, and authorities (but not the funds) of the Commodity Credit Corporation to make program payments for all programs administered by the Agency: *Provided further*, That other funds made available to the Agency for authorized activities may be advanced to and merged with this account: *Provided further*, That funds made available to county committees shall remain available until expended: *Provided further*, That none of the funds available to the Farm Service Agency shall be used to close Farm Service Agency county offices: *Provided further*, That none of the funds available to the Farm Service Agency shall be used to permanently relocate county based employees that would result in an office with two or fewer employees without prior notification and approval of the Committees on Appropriations of both Houses of Congress.

STATE MEDIATION GRANTS

For grants pursuant to section 502(b) of the Agricultural Credit Act of 1987, as amended (7 U.S.C. 5101–5106), \$6,914,000.

GRASSROOTS SOURCE WATER PROTECTION PROGRAM

For necessary expenses to carry out wellhead or groundwater protection activities under section 12400 of the Food Security Act of 1985 (16 U.S.C. 3839bb–2), \$6,500,000, to remain available until expended.

DAIRY INDEMNITY PROGRAM

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses involved in making indemnity payments to dairy farmers and manufacturers of dairy products under a dairy indemnity program, such sums as may be necessary, to remain available until expended: *Provided*, That such program is carried out by the Secretary in the same manner as the dairy indemnity program described in the Agriculture, Rural Development,

Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (Public Law 106–387, 114 Stat. 1549A–12).

AGRICULTURAL CREDIT INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed farm ownership (7 U.S.C. 1922 et seq.) and operating (7 U.S.C. 1941 et seq.) loans, emergency loans (7 U.S.C. 1961 et seq.), Indian tribe land acquisition loans (25 U.S.C. 5136), boll weevil loans (7 U.S.C. 1989), guaranteed conservation loans (7 U.S.C. 1924 et seq.), relending program (7 U.S.C. 1936c), and Indian highly fractionated land loans (25 U.S.C. 5136) to be available from funds in the Agricultural Credit Insurance Fund, as follows: \$3,300,000,000 for guaranteed farm ownership loans and \$2,500,000,000 for farm ownership direct loans; \$2,118,482,000 for unsubsidized guaranteed operating loans and \$1,633,333,000 for direct operating loans; emergency loans, \$37,668,000; Indian tribe land acquisition loans, \$20,000,000; guaranteed conservation loans, \$150,000,000; relending program, \$33,693,000; Indian highly fractionated land loans, \$5,000,000; and for boll weevil eradication program loans, \$60,000,000: *Provided*, That the Secretary shall deem the pink bollworm to be a boll weevil for the purpose of boll weevil eradication program loans.

For the cost of direct and guaranteed loans and grants, including the cost of modifying loans as defined in section 502 of the Congressional Budget Act of 1974, as follows: \$38,710,000 for direct farm operating loans, \$23,727,000 for unsubsidized guaranteed farm operating loans, \$207,000 for emergency loans, \$5,000,000 for the relending program, and \$742,000 for Indian highly fractionated land loans, to remain available until expended.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$307,344,000: *Provided*, That of this amount, \$294,114,000 shall be transferred to and merged with the appropriation for “Farm Service Agency, Salaries and Expenses”.

Funds appropriated by this Act to the Agricultural Credit Insurance Program Account for farm ownership, operating and conservation direct loans and guaranteed loans may be transferred among these programs: *Provided*, That the Committees on Appropriations of both Houses of Congress are notified at least 15 days in advance of any transfer.

RISK MANAGEMENT AGENCY

SALARIES AND EXPENSES

For necessary expenses of the Risk Management Agency, \$60,131,000: *Provided*, That \$1,000,000 of the amount appropriated under this heading in this Act shall be available for compliance and integrity activities required under section 516(b)(2)(C) of the Federal Crop Insurance Act of 1938 (7 U.S.C. 1516(b)(2)(C)), and shall be in addition to amounts otherwise provided for such purpose: *Provided further*, That not to exceed \$1,000 shall be available for

official reception and representation expenses, as authorized by 7 U.S.C. 1506(i).

NATURAL RESOURCES CONSERVATION SERVICE

CONSERVATION OPERATIONS

For necessary expenses for carrying out the provisions of the Act of April 27, 1935 (16 U.S.C. 590a–f), including preparation of conservation plans and establishment of measures to conserve soil and water (including farm irrigation and land drainage and such special measures for soil and water management as may be necessary to prevent floods and the siltation of reservoirs and to control agricultural related pollutants); operation of conservation plant materials centers; classification and mapping of soil; dissemination of information; acquisition of lands, water, and interests therein for use in the plant materials program by donation, exchange, or purchase at a nominal cost not to exceed \$100 pursuant to the Act of August 3, 1956 (7 U.S.C. 2268a); purchase and erection or alteration or improvement of permanent and temporary buildings; and operation and maintenance of aircraft, \$832,727,000, to remain available until September 30, 2022: *Provided*, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for construction and improvement of buildings and public improvements at plant materials centers, except that the cost of alterations and improvements to other buildings and other public improvements shall not exceed \$250,000: *Provided further*, That when buildings or other structures are erected on non-Federal land, that the right to use such land is obtained as provided in 7 U.S.C. 2250a: *Provided further*, That of the amounts made available under this heading, \$3,000,000 shall remain available until expended for planning and implementation assistance associated with land treatment measures that address flood damage reduction, bank stabilization and erosion control in the watersheds identified under section 13 of the Flood Control Act of December 22, 1944 (Public Law 78–534).

WATERSHED AND FLOOD PREVENTION OPERATIONS

For necessary expenses to carry out preventive measures, including but not limited to surveys and investigations, engineering operations, works of improvement, and changes in use of land, in accordance with the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001–1005 and 1007–1009) and in accordance with the provisions of laws relating to the activities of the Department, \$175,000,000, to remain available until expended: *Provided*, That for funds provided by this Act or any other prior Act, the limitation regarding the size of the watershed or subwatershed exceeding two hundred and fifty thousand acres in which such activities can be undertaken shall only apply for activities undertaken for the primary purpose of flood prevention (including structural and land treatment measures): *Provided further*, That of the amounts made available under this heading, \$65,000,000 shall be allocated to projects and activities that can commence promptly following enactment; that address regional priorities for flood prevention, agricultural water management, inefficient irrigation systems, fish and

wildlife habitat, or watershed protection; or that address authorized ongoing projects under the authorities of section 13 of the Flood Control Act of December 22, 1944 (Public Law 78-534) with a primary purpose of watershed protection by preventing flood-water damage and stabilizing stream channels, tributaries, and banks to reduce erosion and sediment transport: *Provided further*, That of the amounts made available under this heading, \$10,000,000 shall remain available until expended for the authorities under 16 U.S.C. 1001-1005 and 1007-1009 for authorized ongoing watershed projects with a primary purpose of providing water to rural communities.

WATERSHED REHABILITATION PROGRAM

Under the authorities of section 14 of the Watershed Protection and Flood Prevention Act, \$10,000,000 is provided.

CORPORATIONS

The following corporations and agencies are hereby authorized to make expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for such corporation or agency, except as hereinafter provided.

FEDERAL CROP INSURANCE CORPORATION FUND

For payments as authorized by section 516 of the Federal Crop Insurance Act (7 U.S.C. 1516), such sums as may be necessary, to remain available until expended.

COMMODITY CREDIT CORPORATION FUND

REIMBURSEMENT FOR NET REALIZED LOSSES

(INCLUDING TRANSFERS OF FUNDS)

For the current fiscal year, such sums as may be necessary to reimburse the Commodity Credit Corporation for net realized losses sustained, but not previously reimbursed, pursuant to section 2 of the Act of August 17, 1961 (15 U.S.C. 713a-11): *Provided*, That of the funds available to the Commodity Credit Corporation under section 11 of the Commodity Credit Corporation Charter Act (15 U.S.C. 714i) for the conduct of its business with the Foreign Agricultural Service, up to \$5,000,000 may be transferred to and used by the Foreign Agricultural Service for information resource management activities of the Foreign Agricultural Service that are not related to Commodity Credit Corporation business.

HAZARDOUS WASTE MANAGEMENT

(LIMITATION ON EXPENSES)

For the current fiscal year, the Commodity Credit Corporation shall not expend more than \$15,000,000 for site investigation and

cleanup expenses, and operations and maintenance expenses to comply with the requirement of section 107(g) of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9607(g)), and section 6001 of the Solid Waste Disposal Act (42 U.S.C. 6961).

TITLE III

RURAL DEVELOPMENT PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR RURAL DEVELOPMENT

For necessary expenses of the Office of the Under Secretary for Rural Development, \$812,000: *Provided*, That funds made available by this Act to an agency in the Rural Development mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

RURAL DEVELOPMENT

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for carrying out the administration and implementation of Rural Development programs, including activities with institutions concerning the development and operation of agricultural cooperatives; and for cooperative agreements; \$264,024,000: *Provided*, That notwithstanding any other provision of law, funds appropriated under this heading may be used for advertising and promotional activities that support Rural Development programs: *Provided further*, That in addition to any other funds appropriated for purposes authorized by section 502(i) of the Housing Act of 1949 (42 U.S.C. 1472(i)), any amounts collected under such section, as amended by this Act, will immediately be credited to this account and will remain available until expended for such purposes.

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by title V of the Housing Act of 1949, to be available from funds in the rural housing insurance fund, as follows: \$1,000,000,000 shall be for direct loans and \$24,000,000,000 shall be for unsubsidized guaranteed loans; \$28,000,000 for section 504 housing repair loans; \$40,000,000 for section 515 rental housing; \$230,000,000 for section 538 guaranteed multi-family housing loans; \$10,000,000 for credit sales of single family housing acquired property; \$5,000,000 for section 523 self-help housing land development loans; and \$5,000,000 for section 524 site development loans.

For the cost of direct and guaranteed loans, including the cost of modifying loans, as defined in section 502 of the Congressional

Budget Act of 1974, as follows: section 502 loans, \$55,400,000 shall be for direct loans; section 504 housing repair loans, \$2,215,000; section 523 self-help housing land development loans, \$269,000; section 524 site development loans, \$355,000; and repair, rehabilitation, and new construction of section 515 rental housing, \$6,688,000: *Provided*, That to support the loan program level for section 538 guaranteed loans made available under this heading the Secretary may charge or adjust any fees to cover the projected cost of such loan guarantees pursuant to the provisions of the Credit Reform Act of 1990 (2 U.S.C. 661 et seq.), and the interest on such loans may not be subsidized: *Provided further*, That applicants in communities that have a current rural area waiver under section 541 of the Housing Act of 1949 (42 U.S.C. 1490q) shall be treated as living in a rural area for purposes of section 502 guaranteed loans provided under this heading: *Provided further*, That of the amounts available under this paragraph for section 502 direct loans, no less than \$5,000,000 shall be available for direct loans for individuals whose homes will be built pursuant to a program funded with a mutual and self-help housing grant authorized by section 523 of the Housing Act of 1949 until June 1, 2021: *Provided further*, That the Secretary shall implement provisions to provide incentives to nonprofit organizations and public housing authorities to facilitate the acquisition of Rural Housing Service (RHS) multifamily housing properties by such nonprofit organizations and public housing authorities that commit to keep such properties in the RHS multifamily housing program for a period of time as determined by the Secretary, with such incentives to include, but not be limited to, the following: allow such nonprofit entities and public housing authorities to earn a Return on Investment on their own resources to include proceeds from low income housing tax credit syndication, own contributions, grants, and developer loans at favorable rates and terms, invested in a deal; and allow reimbursement of organizational costs associated with owner's oversight of asset referred to as "Asset Management Fee" of up to \$7,500 per property.

In addition, for the cost of direct loans, grants, and contracts, as authorized by sections 514 and 516 of the Housing Act of 1949 (42 U.S.C. 1484, 1486), \$15,093,000, to remain available until expended, for direct farm labor housing loans and domestic farm labor housing grants and contracts: *Provided*, That any balances available for the Farm Labor Program Account shall be transferred to and merged with this account.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$412,254,000 shall be transferred to and merged with the appropriation for "Rural Development, Salaries and Expenses".

RENTAL ASSISTANCE PROGRAM

For rental assistance agreements entered into or renewed pursuant to the authority under section 521(a)(2) of the Housing Act of 1949 or agreements entered into in lieu of debt forgiveness or payments for eligible households as authorized by section 502(c)(5)(D) of the Housing Act of 1949, \$1,410,000,000, of which \$40,000,000 shall be available until September 30, 2022; and in addition such

sums as may be necessary, as authorized by section 521(c) of the Act, to liquidate debt incurred prior to fiscal year 1992 to carry out the rental assistance program under section 521(a)(2) of the Act: *Provided*, That rental assistance agreements entered into or renewed during the current fiscal year shall be funded for a one-year period: *Provided further*, That upon request by an owner of a project financed by an existing loan under section 514 or 515 of the Act, the Secretary may renew the rental assistance agreement for a period of 20 years or until the term of such loan has expired, subject to annual appropriations: *Provided further*, That any unexpended balances remaining at the end of such one-year agreements may be transferred and used for purposes of any debt reduction, maintenance, repair, or rehabilitation of any existing projects; preservation; and rental assistance activities authorized under title V of the Act: *Provided further*, That rental assistance provided under agreements entered into prior to fiscal year 2021 for a farm labor multi-family housing project financed under section 514 or 516 of the Act may not be recaptured for use in another project until such assistance has remained unused for a period of 12 consecutive months, if such project has a waiting list of tenants seeking such assistance or the project has rental assistance eligible tenants who are not receiving such assistance: *Provided further*, That such recaptured rental assistance shall, to the extent practicable, be applied to another farm labor multi-family housing project financed under section 514 or 516 of the Act: *Provided further*, That except as provided in the fourth proviso under this heading and notwithstanding any other provision of the Act, the Secretary may recapture rental assistance provided under agreements entered into prior to fiscal year 2021 for a project that the Secretary determines no longer needs rental assistance and use such recaptured funds for current needs.

MULTI-FAMILY HOUSING REVITALIZATION PROGRAM ACCOUNT

For the rural housing voucher program as authorized under section 542 of the Housing Act of 1949, but notwithstanding subsection (b) of such section, and for additional costs to conduct a demonstration program for the preservation and revitalization of multi-family rental housing properties described in this paragraph, \$68,000,000, to remain available until expended: *Provided*, That of the funds made available under this heading, \$40,000,000, shall be available for rural housing vouchers to any low-income household (including those not receiving rental assistance) residing in a property financed with a section 515 loan which has been prepaid after September 30, 2005: *Provided further*, That the amount of such voucher shall be the difference between comparable market rent for the section 515 unit and the tenant paid rent for such unit: *Provided further*, That funds made available for such vouchers shall be subject to the availability of annual appropriations: *Provided further*, That the Secretary shall, to the maximum extent practicable, administer such vouchers with current regulations and administrative guidance applicable to section 8 housing vouchers administered by the Secretary of the Department of Housing and Urban Development: *Provided further*, That if the Secretary determines that the amount made available for vouchers in this or any other Act is not

needed for vouchers, the Secretary may use such funds for the demonstration program for the preservation and revitalization of multi-family rental housing properties described in this paragraph: *Provided further*, That of the funds made available under this heading, \$28,000,000 shall be available for a demonstration program for the preservation and revitalization of the sections 514, 515, and 516 multi-family rental housing properties to restructure existing USDA multi-family housing loans, as the Secretary deems appropriate, expressly for the purposes of ensuring the project has sufficient resources to preserve the project for the purpose of providing safe and affordable housing for low-income residents and farm laborers including reducing or eliminating interest; deferring loan payments, subordinating, reducing or reamortizing loan debt; and other financial assistance including advances, payments and incentives (including the ability of owners to obtain reasonable returns on investment) required by the Secretary: *Provided further*, That the Secretary shall as part of the preservation and revitalization agreement obtain a restrictive use agreement consistent with the terms of the restructuring: *Provided further*, That if the Secretary determines that additional funds for vouchers described in this paragraph are needed, funds for the preservation and revitalization demonstration program may be used for such vouchers: *Provided further*, That if Congress enacts legislation to permanently authorize a multi-family rental housing loan restructuring program similar to the demonstration program described herein, the Secretary may use funds made available for the demonstration program under this heading to carry out such legislation with the prior approval of the Committees on Appropriations of both Houses of Congress: *Provided further*, That in addition to any other available funds, the Secretary may expend not more than \$1,000,000 total, from the program funds made available under this heading, for administrative expenses for activities funded under this heading.

MUTUAL AND SELF-HELP HOUSING GRANTS

For grants and contracts pursuant to section 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1490c), \$31,000,000, to remain available until expended.

RURAL HOUSING ASSISTANCE GRANTS

For grants for very low-income housing repair and rural housing preservation made by the Rural Housing Service, as authorized by 42 U.S.C. 1474, and 1490m, \$45,000,000, to remain available until expended.

RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by section 306 and described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, \$2,800,000,000 for direct loans and \$500,000,000 for guaranteed loans.

For the cost of direct loans, loan guarantees and grants, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, 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, \$74,000,000, to remain available until expended: *Provided*, That \$6,000,000 of the amount appropriated under this heading shall be available for a Rural Community Development Initiative: *Provided further*, That such funds shall be used solely to develop the capacity and ability of private, nonprofit community-based housing and community development organizations, low-income rural communities, and Federally Recognized Native American Tribes to undertake projects to improve housing, community facilities, community and economic development projects in rural areas: *Provided further*, That such funds shall be made available to qualified private, nonprofit and public intermediary organizations proposing to carry out a program of financial and technical assistance: *Provided further*, That such intermediary organizations shall provide matching funds from other sources, including Federal funds for related activities, in an amount not less than funds provided: *Provided further*, That \$6,000,000 of the amount appropriated under this heading shall be to provide grants for facilities in rural communities with extreme unemployment and severe economic depression (Public Law 106–387), with up to 5 percent for administration and capacity building in the State rural development offices: *Provided further*, That of the amount appropriated under this heading, \$25,000,000 shall be available to cover the subsidy costs for loans or loan guarantees under this heading: *Provided further*, That if any such funds remain unobligated for the subsidy costs after June 30, 2021, the unobligated balance may be transferred to the grant programs funded under this heading: *Provided further*, That any unobligated balances from prior year appropriations under this heading for the cost of direct loans, loan guarantees and grants, including amounts deobligated or cancelled, may be made available to cover the subsidy costs for direct loans and or loan guarantees under this heading in this fiscal year: *Provided further*, That no amounts may be made available pursuant to the preceding proviso from amounts that were designated by the Congress as an emergency requirement pursuant to a Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided further*, That \$5,000,000 of the amount appropriated under this heading shall be available for community facilities grants to tribal colleges, as authorized by section 306(a)(19) of such Act: *Provided further*, 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.

RURAL BUSINESS—COOPERATIVE SERVICE

RURAL BUSINESS PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For the cost of loan guarantees and grants, for the rural business development programs authorized by section 310B and described in

subsections (a), (c), (f) and (g) of section 310B of the Consolidated Farm and Rural Development Act, \$56,400,000, to remain available until expended: *Provided*, That of the amount appropriated under this heading, not to exceed \$500,000 shall be made available for one grant to a qualified national organization to provide technical assistance for rural transportation in order to promote economic development and \$9,000,000 shall be for grants to the Delta Regional Authority (7 U.S.C. 2009aa et seq.), the Northern Border Regional Commission (40 U.S.C. 15101 et seq.), and the Appalachian Regional Commission (40 U.S.C. 14101 et seq.) for any Rural Community Advancement Program purpose as described in section 381E(d) of the Consolidated Farm and Rural Development Act, of which not more than 5 percent may be used for administrative expenses: *Provided further*, That \$4,000,000 of the amount appropriated under this heading shall be for business grants to benefit Federally Recognized Native American Tribes, including \$250,000 for a grant to a qualified national organization to provide technical assistance for rural transportation in order to promote economic development: *Provided further*, That of the amount appropriated under this heading, not to exceed \$2,000,000 shall be for Rural Business Development Grants in rural coastal communities, with priority given to National Scenic Areas that were devastated by wildfires that are in need of economic development assistance, to support innovation and job growth: *Provided further*, That sections 381E–H and 381N of the Consolidated Farm and Rural Development Act are not applicable to funds made available under this heading.

INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

For the principal amount of direct loans, as authorized by the Intermediary Relending Program Fund Account (7 U.S.C. 1936b), \$18,889,000.

For the cost of direct loans, \$2,939,000, as authorized by the Intermediary Relending Program Fund Account (7 U.S.C. 1936b), of which \$557,000 shall be available through June 30, 2021, for Federally Recognized Native American Tribes; and of which \$1,072,000 shall be available through June 30, 2021, for Mississippi Delta Region counties (as determined in accordance with Public Law 100–460): *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974.

In addition, for administrative expenses to carry out the direct loan programs, \$4,468,000 shall be transferred to and merged with the appropriation for “Rural Development, Salaries and Expenses”.

RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM ACCOUNT

For the principal amount of direct loans, as authorized under section 313B(a) of the Rural Electrification Act, for the purpose of promoting rural economic development and job creation projects, \$50,000,000.

The cost of grants authorized under section 313B(a) of the Rural Electrification Act, for the purpose of promoting rural economic development and job creation projects shall not exceed \$10,000,000.

RURAL COOPERATIVE DEVELOPMENT GRANTS

For rural cooperative development grants authorized under section 310B(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932), \$26,600,000, of which \$2,800,000 shall be for cooperative agreements for the appropriate technology transfer for rural areas program: *Provided*, That not to exceed \$3,000,000 shall be for grants for cooperative development centers, individual cooperatives, or groups of cooperatives that serve socially disadvantaged groups and a majority of the boards of directors or governing boards of which are comprised of individuals who are members of socially disadvantaged groups; and of which \$15,000,000, to remain available until expended, shall be for value-added agricultural product market development grants, as authorized by section 210A of the Agricultural Marketing Act of 1946, of which \$3,000,000, to remain available until expended, shall be for Agriculture Innovation Centers authorized pursuant to section 6402 of Public Law 107-171.

RURAL MICROENTREPRENEUR ASSISTANCE PROGRAM

For the cost of loans and grants, \$6,000,000 under the same terms and conditions as authorized by section 379E of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008s): *Provided*, That such costs of loans, including the cost of modifying such loans, shall be defined in section 502 of the Congressional Budget Act of 1974.

RURAL ENERGY FOR AMERICA PROGRAM

For the cost of a program of loan guarantees, under the same terms and conditions as authorized by section 9007 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8107), \$392,000: *Provided*, That the cost of loan guarantees, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974.

RURAL UTILITIES SERVICE

RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by section 306 and described in section 381E(d)(2) of the Consolidated Farm and Rural Development Act, as follows: \$1,400,000,000 for direct loans; and \$50,000,000 for guaranteed loans.

For the cost of loan guarantees and grants, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, for rural water, waste water, waste disposal, and solid waste management programs authorized by sections 306, 306A, 306C, 306D, 306E, and 310B and described in sections 306C(a)(2), 306D, 306E, and 381E(d)(2) of the Consolidated Farm

and Rural Development Act, \$621,567,000, to remain available until expended, of which not to exceed \$1,000,000 shall be available for the rural utilities program described in section 306(a)(2)(B) of such Act, and of which not to exceed \$5,000,000 shall be available for the rural utilities program described in section 306E of such Act: *Provided*, That not to exceed \$15,000,000 of the amount appropriated under this heading shall be for grants authorized by section 306A(i)(2) of the Consolidated Farm and Rural Development Act in addition to funding authorized by section 306A(i)(1) of such Act: *Provided further*, That \$68,000,000 of the amount appropriated under this heading shall be for loans and grants including water and waste disposal systems grants authorized by section 306C(a)(2)(B) and section 306D of the Consolidated Farm and Rural Development Act, and Federally Recognized Native American Tribes authorized by 306C(a)(1) of such Act: *Provided further*, That funding provided for section 306D of the Consolidated Farm and Rural Development Act may be provided to a consortium formed pursuant to section 325 of Public Law 105-83: *Provided further*, That not more than 2 percent of the funding provided for section 306D of the Consolidated Farm and Rural Development Act may be used by the State of Alaska for training and technical assistance programs and not more than 2 percent of the funding provided for section 306D of the Consolidated Farm and Rural Development Act may be used by a consortium formed pursuant to section 325 of Public Law 105-83 for training and technical assistance programs: *Provided further*, That not to exceed \$35,000,000 of the amount appropriated under this heading shall be for technical assistance grants for rural water and waste systems pursuant to section 306(a)(14) of such Act, unless the Secretary makes a determination of extreme need, of which \$8,000,000 shall be made available for a grant to a qualified nonprofit multi-State regional technical assistance organization, with experience in working with small communities on water and waste water problems, the principal purpose of such grant shall be to assist rural communities with populations of 3,300 or less, in improving the planning, financing, development, operation, and management of water and waste water systems, and of which not less than \$800,000 shall be for a qualified national Native American organization to provide technical assistance for rural water systems for tribal communities: *Provided further*, That not to exceed \$20,157,000 of the amount appropriated under this heading shall be for contracting with qualified national organizations for a circuit rider program to provide technical assistance for rural water systems: *Provided further*, That not to exceed \$4,000,000 of the amounts made available under this heading shall be for solid waste management grants: *Provided further*, That \$10,000,000 of the amount appropriated under this heading shall be transferred to, and merged with, the Rural Utilities Service, High Energy Cost Grants Account to provide grants authorized under section 19 of the Rural Electrification Act of 1936 (7 U.S.C. 918a): *Provided further*, That any prior year balances for high-energy cost grants authorized by section 19 of the Rural Electrification Act of 1936 (7 U.S.C. 918a) shall be transferred to and merged with the Rural Utilities Service, High Energy Cost Grants Account: *Provided further*, 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.

RURAL ELECTRIFICATION AND TELECOMMUNICATIONS LOANS PROGRAM
ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

The principal amount of direct and guaranteed loans as authorized by sections 305, 306, and 317 of the Rural Electrification Act of 1936 (7 U.S.C. 935, 936, and 940g) shall be made as follows: loans made pursuant to sections 305, 306, and 317, notwithstanding 317(c), of that Act, rural electric, \$5,500,000,000; guaranteed underwriting loans pursuant to section 313A of that Act, \$750,000,000; 5 percent rural telecommunications loans, cost of money rural telecommunications loans, and for loans made pursuant to section 306 of that Act, rural telecommunications loans, \$690,000,000: *Provided*, That up to \$2,000,000,000 shall be used for the construction, acquisition, design and engineering or improvement of fossil-fueled electric generating plants (whether new or existing) that utilize carbon subsurface utilization and storage systems.

For the cost of direct loans as authorized by section 305 of the Rural Electrification Act of 1936 (7 U.S.C. 935), including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, cost of money rural telecommunications loans, \$2,277,000.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$33,270,000, which shall be transferred to and merged with the appropriation for "Rural Development, Salaries and Expenses".

DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM

For the principal amount of broadband telecommunication loans, \$11,869,000.

For grants for telemedicine and distance learning services in rural areas, as authorized by 7 U.S.C. 950aaa et seq., \$60,000,000, to remain available until expended: *Provided*, That \$3,000,000 shall be made available for grants authorized by section 379G of the Consolidated Farm and Rural Development Act: *Provided further*, That funding provided under this heading for grants under section 379G of the Consolidated Farm and Rural Development Act may only be provided to entities that meet all of the eligibility criteria for a consortium as established by this section.

For the cost of broadband loans, as authorized by section 601 of the Rural Electrification Act, \$2,000,000, to remain available until expended: *Provided*, That the cost of direct loans shall be as defined in section 502 of the Congressional Budget Act of 1974.

In addition, \$35,000,000, to remain available until expended, for the Community Connect Grant Program authorized by 7 U.S.C. 950bb-3.

TITLE IV

DOMESTIC FOOD PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR FOOD, NUTRITION, AND
CONSUMER SERVICES

For necessary expenses of the Office of the Under Secretary for Food, Nutrition, and Consumer Services, \$809,000: *Provided*, That funds made available by this Act to an agency in the Food, Nutrition and Consumer Services mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.), except section 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), except sections 17 and 21; \$25,118,440,000 to remain available through September 30, 2022, of which such sums as are made available under section 14222(b)(1) of the Food, Conservation, and Energy Act of 2008 (Public Law 110–246), as amended by this Act, shall be merged with and available for the same time period and purposes as provided herein: *Provided*, That of the total amount available, \$18,004,000 shall be available to carry out section 19 of the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided further*, That of the total amount available, \$15,299,000 shall be available to carry out studies and evaluations and shall remain available until expended: *Provided further*, That of the total amount available, \$30,000,000 shall be available to provide competitive grants to State agencies for subgrants to local educational agencies and schools to purchase the equipment, with a value of greater than \$1,000, needed to serve healthier meals, improve food safety, and to help support the establishment, maintenance, or expansion of the school breakfast program: *Provided further*, That of the total amount available, \$42,000,000 shall remain available until expended to carry out section 749(g) of the Agriculture Appropriations Act of 2010 (Public Law 111–80): *Provided further*, That section 26(d) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769g(d)) is amended in the first sentence by striking “2010 through 2021” and inserting “2010 through 2022”: *Provided further*, That section 9(h)(3) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758(h)(3)) is amended in the first sentence by striking “For fiscal year 2020” and inserting “For fiscal year 2021”: *Provided further*, That section 9(h)(4) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758(h)(4)) is amended in the first sentence by striking “For fiscal year 2020” and inserting “For fiscal year 2021”.

SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS,
AND CHILDREN (WIC)

For necessary expenses to carry out the special supplemental nutrition program as authorized by section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786), \$6,000,000,000, to remain available through September 30, 2022: *Provided*, That notwithstanding section 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C. 1786(h)(10)), not less than \$90,000,000 shall be used for breastfeeding peer counselors and other related activities, and \$14,000,000 shall be used for infrastructure: *Provided further*, That none of the funds provided in this account shall be available for the purchase of infant formula except in accordance with the cost containment and competitive bidding requirements specified in section 17 of such Act: *Provided further*, That none of the funds provided shall be available for activities that are not fully reimbursed by other Federal Government departments or agencies unless authorized by section 17 of such Act: *Provided further*, That upon termination of a federally mandated vendor moratorium and subject to terms and conditions established by the Secretary, the Secretary may waive the requirement at 7 CFR 246.12(g)(6) at the request of a State agency.

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

For necessary expenses to carry out the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.), \$114,035,578,000, of which \$3,000,000,000, to remain available through September 30, 2023, shall be placed in reserve for use only in such amounts and at such times as may become necessary to carry out program operations: *Provided*, That funds provided herein shall be expended in accordance with section 16 of the Food and Nutrition Act of 2008: *Provided further*, That of the funds made available under this heading, \$998,000 may be used to provide nutrition education services to State agencies and Federally Recognized Tribes participating in the Food Distribution Program on Indian Reservations: *Provided further*, That this appropriation shall be subject to any work registration or workfare requirements as may be required by law: *Provided further*, That funds made available for Employment and Training under this heading shall remain available through September 30, 2022: *Provided further*, That funds made available under this heading for section 28(d)(1), section 4(b), and section 27(a) of the Food and Nutrition Act of 2008 shall remain available through September 30, 2022: *Provided further*, That with respect to funds made available under this heading for section 28(d)(1), the Secretary shall use 2 percent for administration, training and technical assistance, and pilot projects under section 28: *Provided further*, That none of the funds made available under this heading may be obligated or expended in contravention of section 213A of the Immigration and Nationality Act (8 U.S.C. 1183A): *Provided further*, That funds made available under this heading may be used to enter into contracts and employ staff to conduct studies, evaluations, or to conduct activities related to program integrity provided that such activities are authorized by the Food and Nutrition Act of 2008.

COMMODITY ASSISTANCE PROGRAM

For necessary expenses to carry out disaster assistance and the Commodity Supplemental Food Program as authorized by section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note); the Emergency Food Assistance Act of 1983; special assistance for the nuclear affected islands, as authorized by section 103(f)(2) of the Compact of Free Association Amendments Act of 2003 (Public Law 108–188); and the Farmers’ Market Nutrition Program, as authorized by section 17(m) of the Child Nutrition Act of 1966, \$426,700,000, to remain available through September 30, 2022: *Provided*, That none of these funds shall be available to reimburse the Commodity Credit Corporation for commodities donated to the program: *Provided further*, That notwithstanding any other provision of law, effective with funds made available in fiscal year 2021 to support the Seniors Farmers’ Market Nutrition Program, as authorized by section 4402 of the Farm Security and Rural Investment Act of 2002, such funds shall remain available through September 30, 2022: *Provided further*, That of the funds made available under section 27(a) of the Food and Nutrition Act of 2008 (7 U.S.C. 2036(a)), the Secretary may use up to 20 percent for costs associated with the distribution of commodities.

NUTRITION PROGRAMS ADMINISTRATION

For necessary administrative expenses of the Food and Nutrition Service for carrying out any domestic nutrition assistance program, \$156,805,000: *Provided*, That of the funds provided herein, \$2,000,000 shall be used for the purposes of section 4404 of Public Law 107–171, as amended by section 4401 of Public Law 110–246.

TITLE V

FOREIGN ASSISTANCE AND RELATED PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR TRADE AND FOREIGN
AGRICULTURAL AFFAIRS

For necessary expenses of the Office of the Under Secretary for Trade and Foreign Agricultural Affairs, \$887,000: *Provided*, That funds made available by this Act to any agency in the Trade and Foreign Agricultural Affairs mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

OFFICE OF CODEX ALIMENTARIUS

For necessary expenses of the Office of Codex Alimentarius, \$4,805,000, including not to exceed \$40,000 for official reception and representation expenses.

FOREIGN AGRICULTURAL SERVICE

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Foreign Agricultural Service, including not to exceed \$250,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), \$221,835,000, of which no more than 6 percent shall remain available until September 30, 2022, for overseas operations to include the payment of locally employed staff: *Provided*, That the Service may utilize advances of funds, or reimburse this appropriation for expenditures made on behalf of Federal agencies, public and private organizations and institutions under agreements executed pursuant to the agricultural food production assistance programs (7 U.S.C. 1737) and the foreign assistance programs of the United States Agency for International Development: *Provided further*, That funds made available for middle-income country training programs, funds made available for the Borlaug International Agricultural Science and Technology Fellowship program, and up to \$2,000,000 of the Foreign Agricultural Service appropriation solely for the purpose of offsetting fluctuations in international currency exchange rates, subject to documentation by the Foreign Agricultural Service, shall remain available until expended.

FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD FOR PROGRESS
PROGRAM ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

For administrative expenses to carry out the credit program of title I, Food for Peace Act (Public Law 83-480) and the Food for Progress Act of 1985, \$112,000, shall be transferred to and merged with the appropriation for "Farm Production and Conservation Business Center, Salaries and Expenses".

FOOD FOR PEACE TITLE II GRANTS

For expenses during the current fiscal year, not otherwise recoverable, and unrecovered prior years' costs, including interest thereon, under the Food for Peace Act (Public Law 83-480), for commodities supplied in connection with dispositions abroad under title II of said Act, \$1,740,000,000, to remain available until expended.

MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION AND CHILD
NUTRITION PROGRAM GRANTS

For necessary expenses to carry out the provisions of section 3107 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1736o-1), \$230,000,000, to remain available until expended: *Provided*, That the Commodity Credit Corporation is authorized to provide the services, facilities, and authorities for the purpose of implementing such section, subject to reimbursement from amounts provided herein: *Provided further*, That of the amount made available under this heading, not more than 10 percent, but

not less than \$23,000,000, shall remain available until expended to purchase agricultural commodities as described in subsection 3107(a)(2) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1736o–1(a)(2)).

COMMODITY CREDIT CORPORATION EXPORT (LOANS) CREDIT
GUARANTEE PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For administrative expenses to carry out the Commodity Credit Corporation's Export Guarantee Program, GSM 102 and GSM 103, \$6,381,000, to cover common overhead expenses as permitted by section 11 of the Commodity Credit Corporation Charter Act and in conformity with the Federal Credit Reform Act of 1990, of which \$6,063,000 shall be transferred to and merged with the appropriation for "Foreign Agricultural Service, Salaries and Expenses", and of which \$318,000 shall be transferred to and merged with the appropriation for "Farm Production and Conservation Business Center, Salaries and Expenses".

TITLE VI

RELATED AGENCY AND FOOD AND DRUG ADMINISTRATION

DEPARTMENT OF HEALTH AND HUMAN SERVICES

FOOD AND DRUG ADMINISTRATION

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Food and Drug Administration, including hire and purchase of passenger motor vehicles; for payment of space rental and related costs pursuant to Public Law 92–313 for programs and activities of the Food and Drug Administration which are included in this Act; for rental of special purpose space in the District of Columbia or elsewhere; in addition to amounts appropriated to the FDA Innovation Account, for carrying out the activities described in section 1002(b)(4) of the 21st Century Cures Act (Public Law 114–255); for miscellaneous and emergency expenses of enforcement activities, authorized and approved by the Secretary and to be accounted for solely on the Secretary's certificate, not to exceed \$25,000; and notwithstanding section 521 of Public Law 107–188; \$5,876,025,000: *Provided*, That of the amount provided under this heading, \$1,107,199,000 shall be derived from prescription drug user fees authorized by 21 U.S.C. 379h, and shall be credited to this account and remain available until expended; \$236,059,000 shall be derived from medical device user fees authorized by 21 U.S.C. 379j, and shall be credited to this account and remain available until expended; \$520,208,000 shall be derived from human generic drug user fees authorized by 21 U.S.C. 379j–42, and shall be credited to this account and remain available until expended; \$42,494,000 shall be derived from biosimilar biological product user fees authorized by 21 U.S.C. 379j–52, and shall be

credited to this account and remain available until expended; \$33,340,000 shall be derived from animal drug user fees authorized by 21 U.S.C. 379j-12, and shall be credited to this account and remain available until expended; \$22,797,000 shall be derived from generic new animal drug user fees authorized by 21 U.S.C. 379j-21, and shall be credited to this account and remain available until expended; \$712,000,000 shall be derived from tobacco product user fees authorized by 21 U.S.C. 387s, and shall be credited to this account and remain available until expended: *Provided further*, That in addition to and notwithstanding any other provision under this heading, amounts collected for prescription drug user fees, medical device user fees, human generic drug user fees, biosimilar biological product user fees, animal drug user fees, and generic new animal drug user fees that exceed the respective fiscal year 2021 limitations are appropriated and shall be credited to this account and remain available until expended: *Provided further*, That fees derived from prescription drug, medical device, human generic drug, biosimilar biological product, animal drug, and generic new animal drug assessments for fiscal year 2021, including any such fees collected prior to fiscal year 2021 but credited for fiscal year 2021, shall be subject to the fiscal year 2021 limitations: *Provided further*, That the Secretary may accept payment during fiscal year 2021 of user fees specified under this heading and authorized for fiscal year 2022, prior to the due date for such fees, and that amounts of such fees assessed for fiscal year 2022 for which the Secretary accepts payment in fiscal year 2021 shall not be included in amounts under this heading: *Provided further*, That none of these funds shall be used to develop, establish, or operate any program of user fees authorized by 31 U.S.C. 9701: *Provided further*, That of the total amount appropriated: (1) \$1,099,160,000 shall be for the Center for Food Safety and Applied Nutrition and related field activities in the Office of Regulatory Affairs, of which no less than \$15,000,000 shall be used for inspections of foreign seafood manufacturers and field examinations of imported seafood; (2) \$1,996,126,000 shall be for the Center for Drug Evaluation and Research and related field activities in the Office of Regulatory Affairs; (3) \$437,071,000 shall be for the Center for Biologics Evaluation and Research and for related field activities in the Office of Regulatory Affairs; (4) \$244,350,000 shall be for the Center for Veterinary Medicine and for related field activities in the Office of Regulatory Affairs; (5) \$609,121,000 shall be for the Center for Devices and Radiological Health and for related field activities in the Office of Regulatory Affairs; (6) \$66,712,000 shall be for the National Center for Toxicological Research; (7) \$681,513,000 shall be for the Center for Tobacco Products and for related field activities in the Office of Regulatory Affairs; (8) \$188,707,000 shall be for Rent and Related activities, of which \$52,944,000 is for White Oak Consolidation, other than the amounts paid to the General Services Administration for rent; (9) \$235,112,000 shall be for payments to the General Services Administration for rent; and (10) \$318,153,000 shall be for other activities, including the Office of the Commissioner of Food and Drugs, the Office of Food Policy and Response, the Office of Operations, the Office of the Chief Scientist, and central services for these offices: *Provided further*, That not to

exceed \$25,000 of this amount shall be for official reception and representation expenses, not otherwise provided for, as determined by the Commissioner: *Provided further*, That any transfer of funds pursuant to section 770(n) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379dd(n)) shall only be from amounts made available under this heading for other activities: *Provided further*, That of the amounts that are made available under this heading for “other activities”, and that are not derived from user fees, \$1,500,000 shall be transferred to and merged with the appropriation for “Department of Health and Human Services—Office of Inspector General” for oversight of the programs and operations of the Food and Drug Administration and shall be in addition to funds otherwise made available for oversight of the Food and Drug Administration: *Provided further*, That funds may be transferred from one specified activity to another with the prior approval of the Committees on Appropriations of both Houses of Congress.

In addition, mammography user fees authorized by 42 U.S.C. 263b, export certification user fees authorized by 21 U.S.C. 381, priority review user fees authorized by 21 U.S.C. 360n and 360ff, food and feed recall fees, food reinspection fees, and voluntary qualified importer program fees authorized by 21 U.S.C. 379j–31, outsourcing facility fees authorized by 21 U.S.C. 379j–62, prescription drug wholesale distributor licensing and inspection fees authorized by 21 U.S.C. 353(e)(3), third-party logistics provider licensing and inspection fees authorized by 21 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized by 21 U.S.C. 384d(c)(8), medical countermeasure priority review voucher user fees authorized by 21 U.S.C. 360bbb–4a, and fees relating to over-the-counter monograph drugs authorized by 21 U.S.C. 379j–72 shall be credited to this account, to remain available until expended.

BUILDINGS AND FACILITIES

For plans, construction, repair, improvement, extension, alteration, demolition, and purchase of fixed equipment or facilities of or used by the Food and Drug Administration, where not otherwise provided, \$12,788,000, to remain available until expended.

FDA INNOVATION ACCOUNT, CURES ACT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the purposes described under section 1002(b)(4) of the 21st Century Cures Act, in addition to amounts available for such purposes under the heading “Salaries and Expenses”, \$70,000,000, to remain available until expended: *Provided*, That amounts appropriated in this paragraph are appropriated pursuant to section 1002(b)(3) of the 21st Century Cures Act, are to be derived from amounts transferred under section 1002(b)(2)(A) of such Act, and may be transferred by the Commissioner of Food and Drugs to the appropriation for “Department of Health and Human Services Food and Drug Administration Salaries and Expenses” solely for the purposes provided in such Act: *Provided further*, That upon a determination by the Commissioner that funds transferred pursuant to the previous proviso are not

necessary for the purposes provided, such amounts may be transferred back to the account: *Provided further*, That such transfer authority is in addition to any other transfer authority provided by law.

INDEPENDENT AGENCY

FARM CREDIT ADMINISTRATION

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed \$80,400,000 (from assessments collected from farm credit institutions, including the Federal Agricultural Mortgage Corporation) shall be obligated during the current fiscal year for administrative expenses as authorized under 12 U.S.C. 2249: *Provided*, That this limitation shall not apply to expenses associated with receiverships: *Provided further*, That the agency may exceed this limitation by up to 10 percent with notification to the Committees on Appropriations of both Houses of Congress: *Provided further*, That the purposes of section 3.7(b)(2)(A)(i) of the Farm Credit Act of 1971 (12 U.S.C. 2128(b)(2)(A)(i)), the Farm Credit Administration may exempt, an amount in its sole discretion, from the application of the limitation provided in that clause of export loans described in the clause guaranteed or insured in a manner other than described in subclause (II) of the clause.

TITLE VII

GENERAL PROVISIONS

(INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

SEC. 701. The Secretary may use any appropriations made available to the Department of Agriculture in this Act to purchase new passenger motor vehicles, in addition to specific appropriations for this purpose, so long as the total number of vehicles purchased in fiscal year 2021 does not exceed the number of vehicles owned or leased in fiscal year 2018: *Provided*, That, prior to purchasing additional motor vehicles, the Secretary must determine that such vehicles are necessary for transportation safety, to reduce operational costs, and for the protection of life, property, and public safety: *Provided further*, That the Secretary may not increase the Department of Agriculture's fleet above the 2018 level unless the Secretary notifies in writing, and receives approval from, the Committees on Appropriations of both Houses of Congress within 30 days of the notification.

SEC. 702. Notwithstanding any other provision of this Act, the Secretary of Agriculture may transfer unobligated balances of discretionary funds appropriated by this Act or any other available unobligated discretionary balances that are remaining available of the Department of Agriculture to the Working Capital Fund for the acquisition of plant and capital equipment necessary for the delivery of financial, administrative, and information technology services of primary benefit to the agencies of the Department of Agriculture, such transferred funds to remain available until expended: *Provided*, That none of the funds made available by this Act or any

other Act shall be transferred to the Working Capital Fund without the prior approval of the agency administrator: *Provided further*, That none of the funds transferred to the Working Capital Fund pursuant to this section shall be available for obligation without written notification to and the prior approval of the Committees on Appropriations of both Houses of Congress: *Provided further*, That none of the funds appropriated by this Act or made available to the Department's Working Capital Fund shall be available for obligation or expenditure to make any changes to the Department's National Finance Center without written notification to and prior approval of the Committees on Appropriations of both Houses of Congress as required by section 716 of this Act: *Provided further*, That none of the funds appropriated by this Act or made available to the Department's Working Capital Fund shall be available for obligation or expenditure to initiate, plan, develop, implement, or make any changes to remove or relocate any systems, missions, personnel, or functions of the offices of the Chief Financial Officer and the Chief Information Officer, co-located with or from the National Finance Center prior to written notification to and prior approval of the Committee on Appropriations of both Houses of Congress and in accordance with the requirements of section 716 of this Act: *Provided further*, That the National Finance Center Information Technology Services Division personnel and data center management responsibilities, and control of any functions, missions, and systems for current and future human resources management and integrated personnel and payroll systems (PPS) and functions provided by the Chief Financial Officer and the Chief Information Officer shall remain in the National Finance Center and under the management responsibility and administrative control of the National Finance Center: *Provided further*, That the Secretary of Agriculture and the offices of the Chief Financial Officer shall actively market to existing and new Departments and other government agencies National Finance Center shared services including, but not limited to, payroll, financial management, and human capital shared services and allow the National Finance Center to perform technology upgrades: *Provided further*, That of annual income amounts in the Working Capital Fund of the Department of Agriculture attributable to the amounts in excess of the true costs of the shared services provided by the National Finance Center and budgeted for the National Finance Center, the Secretary shall reserve not more than 4 percent for the replacement or acquisition of capital equipment, including equipment for the improvement, delivery, and implementation of financial, administrative, and information technology services, and other systems of the National Finance Center or to pay any unforeseen, extraordinary cost of the National Finance Center: *Provided further*, That none of the amounts reserved shall be available for obligation unless the Secretary submits written notification of the obligation to the Committees on Appropriations of both Houses of Congress: *Provided further*, That the limitations on the obligation of funds pending notification to Congressional Committees shall not apply to any obligation that, as determined by the Secretary, is necessary to respond to a declared state of emergency that significantly impacts the operations of the National Finance Center; or to evacuate employees

of the National Finance Center to a safe haven to continue operations of the National Finance Center.

SEC. 703. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 704. No funds appropriated by this Act may be used to pay negotiated indirect cost rates on cooperative agreements or similar arrangements between the United States Department of Agriculture and nonprofit institutions in excess of 10 percent of the total direct cost of the agreement when the purpose of such cooperative arrangements is to carry out programs of mutual interest between the two parties. This does not preclude appropriate payment of indirect costs on grants and contracts with such institutions when such indirect costs are computed on a similar basis for all agencies for which appropriations are provided in this Act.

SEC. 705. Appropriations to the Department of Agriculture for the cost of direct and guaranteed loans made available in the current fiscal year shall remain available until expended to disburse obligations made in the current fiscal year for the following accounts: the Rural Development Loan Fund program account, the Rural Electrification and Telecommunication Loans program account, and the Rural Housing Insurance Fund program account.

SEC. 706. None of the funds made available to the Department of Agriculture by this Act may be used to acquire new information technology systems or significant upgrades, as determined by the Office of the Chief Information Officer, without the approval of the Chief Information Officer and the concurrence of the Executive Information Technology Investment Review Board: *Provided*, That notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this Act may be transferred to the Office of the Chief Information Officer without written notification to and the prior approval of the Committees on Appropriations of both Houses of Congress: *Provided further*, That, notwithstanding section 11319 of title 40, United States Code, none of the funds available to the Department of Agriculture for information technology shall be obligated for projects, contracts, or other agreements over \$25,000 prior to receipt of written approval by the Chief Information Officer: *Provided further*, That the Chief Information Officer may authorize an agency to obligate funds without written approval from the Chief Information Officer for projects, contracts, or other agreements up to \$250,000 based upon the performance of an agency measured against the performance plan requirements described in the explanatory statement accompanying Public Law 113-235.

SEC. 707. Funds made available under section 524(b) of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in the current fiscal year shall remain available until expended to disburse obligations made in the current fiscal year.

SEC. 708. Notwithstanding any other provision of law, any former Rural Utilities Service borrower that has repaid or prepaid an insured, direct or guaranteed loan under the Rural Electrification Act of 1936, or any not-for-profit utility that is eligible to receive an insured or direct loan under such Act, shall be eligible for

assistance under section 313B(a) of such Act in the same manner as a borrower under such Act.

SEC. 709. (a) Except as otherwise specifically provided by law, not more than \$20,000,000 in unobligated balances from appropriations made available for salaries and expenses in this Act for the Farm Service Agency shall remain available through September 30, 2022, for information technology expenses.

(b) Except as otherwise specifically provided by law, not more than \$20,000,000 in unobligated balances from appropriations made available for salaries and expenses in this Act for the Rural Development mission area shall remain available through September 30, 2022, for information technology expenses.

SEC. 710. None of the funds appropriated or otherwise made available by this Act may be used for first-class travel by the employees of agencies funded by this Act in contravention of sections 301–10.122 through 301–10.124 of title 41, Code of Federal Regulations.

SEC. 711. In the case of each program established or amended by the Agricultural Act of 2014 (Public Law 113–79) or by a successor to that Act, other than by title I or subtitle A of title III of such Act, or programs for which indefinite amounts were provided in that Act, that is authorized or required to be carried out using funds of the Commodity Credit Corporation—

(1) such funds shall be available for salaries and related administrative expenses, including technical assistance, associated with the implementation of the program, without regard to the limitation on the total amount of allotments and fund transfers contained in section 11 of the Commodity Credit Corporation Charter Act (15 U.S.C. 714i); and

(2) the use of such funds for such purpose shall not be considered to be a fund transfer or allotment for purposes of applying the limitation on the total amount of allotments and fund transfers contained in such section.

SEC. 712. Of the funds made available by this Act, not more than \$2,900,000 shall be used to cover necessary expenses of activities related to all advisory committees, panels, commissions, and task forces of the Department of Agriculture, except for panels used to comply with negotiated rule makings and panels used to evaluate competitively awarded grants.

SEC. 713. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

SEC. 714. Notwithstanding subsection (b) of section 14222 of Public Law 110–246 (7 U.S.C. 612c–6; in this section referred to as “section 14222”), none of the funds appropriated or otherwise made available by this or any other Act shall be used to pay the salaries and expenses of personnel to carry out a program under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c; in this section referred to as “section 32”) in excess of \$1,359,864,000 (exclusive of

carryover appropriations from prior fiscal years), as follows: Child Nutrition Programs Entitlement Commodities— \$485,000,000; State Option Contracts— \$5,000,000; Removal of Defective Commodities— \$2,500,000; Administration of Section 32 Commodity Purchases— \$36,746,000: *Provided*, That of the total funds made available in the matter preceding this proviso that remain unobligated on October 1, 2021, such unobligated balances shall carryover into fiscal year 2022 and shall remain available until expended for any of the purposes of section 32, except that any such carryover funds used in accordance with clause (3) of section 32 may not exceed \$350,000,000 and may not be obligated until the Secretary of Agriculture provides written notification of the expenditures to the Committees on Appropriations of both Houses of Congress at least two weeks in advance: *Provided further*, That, with the exception of any available carryover funds authorized in any prior appropriations Act to be used for the purposes of clause (3) of section 32, none of the funds appropriated or otherwise made available by this or any other Act shall be used to pay the salaries or expenses of any employee of the Department of Agriculture to carry out clause (3) of section 32.

SEC. 715. None of the funds appropriated by this or any other Act shall be used to pay the salaries and expenses of personnel who prepare or submit appropriations language as part of the President's budget submission to the Congress for programs under the jurisdiction of the Appropriations Subcommittees on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies that assumes revenues or reflects a reduction from the previous year due to user fees proposals that have not been enacted into law prior to the submission of the budget unless such budget submission identifies which additional spending reductions should occur in the event the user fees proposals are not enacted prior to the date of the convening of a committee of conference for the fiscal year 2022 appropriations Act.

SEC. 716. (a) None of the funds provided by this Act, or provided by previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming, transfer of funds, or reimbursements as authorized by the Economy Act, or in the case of the Department of Agriculture, through use of the authority provided by section 702(b) of the Department of Agriculture Organic Act of 1944 (7 U.S.C. 2257) or section 8 of Public Law 89–106 (7 U.S.C. 2263), that—

- (1) creates new programs;
- (2) eliminates a program, project, or activity;
- (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted;
- (4) relocates an office or employees;
- (5) reorganizes offices, programs, or activities; or
- (6) contracts out or privatizes any functions or activities presently performed by Federal employees;

unless the Secretary of Agriculture or the Secretary of Health and Human Services (as the case may be) notifies in writing and receives approval from the Committees on Appropriations of both Houses of Congress at least 30 days in advance of the reprogramming of such funds or the use of such authority.

(b) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure for activities, programs, or projects through a reprogramming or use of the authorities referred to in subsection (a) involving funds in excess of \$500,000 or 10 percent, whichever is less, that—

- (1) augments existing programs, projects, or activities;
- (2) reduces by 10 percent funding for any existing program, project, or activity, or numbers of personnel by 10 percent as approved by Congress; or
- (3) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects as approved by Congress;

unless the Secretary of Agriculture or the Secretary of Health and Human Services (as the case may be) notifies in writing and receives approval from the Committees on Appropriations of both Houses of Congress at least 30 days in advance of the reprogramming or transfer of such funds or the use of such authority.

(c) The Secretary of Agriculture or the Secretary of Health and Human Services shall notify in writing and receive approval from the Committees on Appropriations of both Houses of Congress before implementing any program or activity not carried out during the previous fiscal year unless the program or activity is funded by this Act or specifically funded by any other Act.

(d) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for—

- (1) modifying major capital investments funding levels, including information technology systems, that involves increasing or decreasing funds in the current fiscal year for the individual investment in excess of \$500,000 or 10 percent of the total cost, whichever is less;
- (2) realigning or reorganizing new, current, or vacant positions or agency activities or functions to establish a center, office, branch, or similar entity with five or more personnel; or
- (3) carrying out activities or functions that were not described in the budget request;

unless the agencies funded by this Act notify, in writing, the Committees on Appropriations of both Houses of Congress at least 30 days in advance of using the funds for these purposes.

(e) As described in this section, no funds may be used for any activities unless the Secretary of Agriculture or the Secretary of Health and Human Services receives from the Committee on Appropriations of both Houses of Congress written or electronic mail confirmation of receipt of the notification as required in this section.

SEC. 717. Notwithstanding section 310B(g)(5) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932(g)(5)), the Secretary may assess a one-time fee for any guaranteed business and industry loan in an amount that does not exceed 3 percent of the guaranteed principal portion of the loan.

SEC. 718. None of the funds appropriated or otherwise made available to the Department of Agriculture, the Food and Drug Administration, or the Farm Credit Administration shall be used to transmit or otherwise make available reports, questions, or responses to questions that are a result of information requested for the appropriations hearing process to any non-Department of Agriculture, non-Department of Health and Human Services, or non-Farm Credit Administration employee.

SEC. 719. Unless otherwise authorized by existing law, none of the funds provided in this Act, may be used by an executive branch agency to produce any prepackaged news story intended for broadcast or distribution in the United States unless the story includes a clear notification within the text or audio of the prepackaged news story that the prepackaged news story was prepared or funded by that executive branch agency.

SEC. 720. No employee of the Department of Agriculture may be detailed or assigned from an agency or office funded by this Act or any other Act to any other agency or office of the Department for more than 60 days in a fiscal year unless the individual's employing agency or office is fully reimbursed by the receiving agency or office for the salary and expenses of the employee for the period of assignment.

SEC. 721. Not later than 30 days after the date of enactment of this Act, the Secretary of Agriculture, the Commissioner of the Food and Drug Administration, and the Chairman of the Farm Credit Administration shall submit to the Committees on Appropriations of both Houses of Congress a detailed spending plan by program, project, and activity for all the funds made available under this Act including appropriated user fees, as defined in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act).

SEC. 722. Of the unobligated balances from amounts made available for the supplemental nutrition program as authorized by section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786), \$1,250,000,000 are hereby rescinded: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 723. For the purposes of determining eligibility or level of program assistance for Rural Development programs the Secretary shall not include incarcerated prison populations.

SEC. 724. For loans and loan guarantees that do not require budget authority and the program level has been established in this Act, the Secretary of Agriculture may increase the program level for such loans and loan guarantees by not more than 25 percent: *Provided*, That prior to the Secretary implementing such an increase, the Secretary notifies, in writing, the Committees on Appropriations of both Houses of Congress at least 15 days in advance.

SEC. 725. None of the credit card refunds or rebates transferred to the Working Capital Fund pursuant to section 729 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2002 (7 U.S.C. 2235a; Public Law 107-76) shall be available for obligation without written notification to, and the prior approval of, the Committees on Appropriations of both Houses of Congress: *Provided*, That the refunds or rebates so transferred shall be available for obligation only for the acquisition of plant and capital equipment necessary for the delivery of financial, administrative, and information technology services, including cloud adoption and migration, of primary benefit to the agencies of the Department of Agriculture.

SEC. 726. None of the funds made available by this Act may be used to implement, administer, or enforce the “variety” requirements of the final rule entitled “Enhancing Retailer Standards in the Supplemental Nutrition Assistance Program (SNAP)” published by the Department of Agriculture in the Federal Register on December 15, 2016 (81 Fed. Reg. 90675) until the Secretary of Agriculture amends the definition of the term “variety” as defined in section 278.1(b)(1)(ii)(C) of title 7, Code of Federal Regulations, and “variety” as applied in the definition of the term “staple food” as defined in section 271.2 of title 7, Code of Federal Regulations, to increase the number of items that qualify as acceptable varieties in each staple food category so that the total number of such items in each staple food category exceeds the number of such items in each staple food category included in the final rule as published on December 15, 2016: *Provided*, That until the Secretary promulgates such regulatory amendments, the Secretary shall apply the requirements regarding acceptable varieties and breadth of stock to Supplemental Nutrition Assistance Program retailers that were in effect on the day before the date of the enactment of the Agricultural Act of 2014 (Public Law 113-79).

SEC. 727. In carrying out subsection (h) of section 502 of the Housing Act of 1949 (42 U.S.C. 1472), the Secretary of Agriculture shall have the same authority with respect to loans guaranteed under such section and eligible lenders for such loans as the Secretary has under subsections (h) and (j) of section 538 of such Act (42 U.S.C. 1490p-2) with respect to loans guaranteed under such section 538 and eligible lenders for such loans.

SEC. 728. None of the funds made available by this Act may be used to propose, promulgate, or implement any rule, or take any other action with respect to, allowing or requiring information intended for a prescribing health care professional, in the case of a drug or biological product subject to section 503(b)(1) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be distributed to such professional electronically (in lieu of in paper form)

unless and until a Federal law is enacted to allow or require such distribution.

SEC. 729. None of the funds made available by this or any other Act may be used to carry out the final rule promulgated by the Food and Drug Administration and put into effect November 16, 2015, in regards to the hazard analysis and risk-based preventive control requirements of the current good manufacturing practice, hazard analysis, and risk-based preventive controls for food for animals rule with respect to the regulation of the production, distribution, sale, or receipt of dried spent grain byproducts of the alcoholic beverage production process.

SEC. 730. There is hereby appropriated \$11,000,000, to remain available until expended, to carry out section 6407 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8107a): *Provided*, That the Secretary may allow eligible entities, or comparable entities that provide energy efficiency services using their own billing mechanism to offer loans to customers in any part of their service territory and to offer loans to replace a manufactured housing unit with another manufactured housing unit, if replacement would be more cost effective in saving energy.

SEC. 731. (a) The Secretary of Agriculture shall—

(1) conduct audits in a manner that evaluates the following factors in the country or region being audited, as applicable—

- (A) veterinary control and oversight;
- (B) disease history and vaccination practices;
- (C) livestock demographics and traceability;
- (D) epidemiological separation from potential sources of infection;
- (E) surveillance practices;
- (F) diagnostic laboratory capabilities; and
- (G) emergency preparedness and response; and

(2) promptly make publicly available the final reports of any audits or reviews conducted pursuant to subsection (1).

(b) This section shall be applied in a manner consistent with United States obligations under its international trade agreements.

SEC. 732. None of the funds made available by this Act may be used to implement section 3.7(f) of the Farm Credit Act of 1971 in a manner inconsistent with section 343(a)(13) of the Consolidated Farm and Rural Development Act.

SEC. 733. None of the funds made available by this Act may be used to carry out any activities or incur any expense related to the issuance of licenses under section 3 of the Animal Welfare Act (7 U.S.C. 2133), or the renewal of such licenses, to class B dealers who sell dogs and cats for use in research, experiments, teaching, or testing.

SEC. 734. (a)(1) No Federal funds made available for this fiscal year for the rural water, waste water, waste disposal, and solid waste management programs authorized by sections 306, 306A, 306C, 306D, 306E, and 310B of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926 et seq.) shall be used for a project for the construction, alteration, maintenance, or repair of a public water or wastewater system unless all of the iron and steel products used in the project are produced in the United States.

(2) In this section, the term “iron and steel products” means the following products made primarily of iron or steel: lined or unlined pipes and fittings, manhole covers and other municipal castings, hydrants, tanks, flanges, pipe clamps and restraints, valves, structural steel, reinforced precast concrete, and construction materials.

(b) Subsection (a) shall not apply in any case or category of cases in which the Secretary of Agriculture (in this section referred to as the “Secretary”) or the designee of the Secretary finds that—

(1) applying subsection (a) would be inconsistent with the public interest;

(2) iron and steel products are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality; or

(3) inclusion of iron and steel products produced in the United States will increase the cost of the overall project by more than 25 percent.

(c) If the Secretary or the designee receives a request for a waiver under this section, the Secretary or the designee shall make available to the public on an informal basis a copy of the request and information available to the Secretary or the designee concerning the request, and shall allow for informal public input on the request for at least 15 days prior to making a finding based on the request. The Secretary or the designee shall make the request and accompanying information available by electronic means, including on the official public Internet Web site of the Department.

(d) This section shall be applied in a manner consistent with United States obligations under international agreements.

(e) The Secretary may retain up to 0.25 percent of the funds appropriated in this Act for “Rural Utilities Service—Rural Water and Waste Disposal Program Account” for carrying out the provisions described in subsection (a)(1) for management and oversight of the requirements of this section.

(f) Subsection (a) shall not apply with respect to a project for which the engineering plans and specifications include use of iron and steel products otherwise prohibited by such subsection if the plans and specifications have received required approvals from State agencies prior to the date of enactment of this Act.

(g) For purposes of this section, the terms “United States” and “State” shall include each of the several States, the District of Columbia, and each Federally recognized Indian tribe.

SEC. 735. None of the funds appropriated by this Act may be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress, other than to communicate to Members of Congress as described in 18 U.S.C. 1913.

SEC. 736. Of the total amounts made available by this Act for direct loans and grants in section 730 and in the following headings: “Rural Housing Service—Rural Housing Insurance Fund Program Account”; “Rural Housing Service—Mutual and Self-Help Housing Grants”; “Rural Housing Service—Rural Housing Assistance Grants”; “Rural Housing Service—Rural Community Facilities Program Account”; “Rural Business-Cooperative Service—Rural Business Program Account”; “Rural Business-Cooperative Service—

Rural Economic Development Loans Program Account”; “Rural Business-Cooperative Service—Rural Cooperative Development Grants”; “Rural Utilities Service—Rural Water and Waste Disposal Program Account”; “Rural Utilities Service—Rural Electrification and Telecommunications Loans Program Account”; and “Rural Utilities Service—Distance Learning, Telemedicine, and Broadband Program”, to the maximum extent feasible, at least 10 percent of the funds shall be allocated for assistance in persistent poverty counties under this section, including, notwithstanding any other provision regarding population limits, any county seat of such a persistent poverty county that has a population that does not exceed the authorized population limit by more than 10 percent: *Provided*, That for purposes of this section, the term “persistent poverty counties” means any county that has had 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1990 and 2000 decennial censuses, and 2007–2011 American Community Survey 5-year average, or any territory or possession of the United States: *Provided further*, That with respect to specific activities for which program levels have been made available by this Act that are not supported by budget authority, the requirements of this section shall be applied to such program level.

SEC. 737. In addition to any other funds made available in this Act or any other Act, there is appropriated \$12,000,000 to carry out section 18(g)(8) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769(g)), to remain available until expended: *Provided*, That notwithstanding section 18(g)(3)(C) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769 (g)(3)(c)), the total grant amount provided to a farm to school grant recipient in fiscal year 2021 shall not exceed \$500,000.

SEC. 738. There is hereby appropriated \$5,000,000, to remain available until September 30, 2022, for the cost of loans and grants that is consistent with section 4206 of the Agricultural Act of 2014, for necessary expenses of the Secretary to support projects that provide access to healthy food in underserved areas, to create and preserve quality jobs, and to revitalize low-income communities.

SEC. 739. For an additional amount for “Animal and Plant Health Inspection Service—Salaries and Expenses”, \$8,500,000, to remain available until September 30, 2022, for one-time control and management and associated activities directly related to the multiple-agency response to citrus greening.

SEC. 740. None of the funds made available by this Act may be used to notify a sponsor or otherwise acknowledge receipt of a submission for an exemption for investigational use of a drug or biological product under section 505(i) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(i)) or section 351(a)(3) of the Public Health Service Act (42 U.S.C. 262(a)(3)) in research in which a human embryo is intentionally created or modified to include a heritable genetic modification. Any such submission shall be deemed to have not been received by the Secretary, and the exemption may not go into effect.

SEC. 741. None of the funds made available by this or any other Act may be used to enforce the final rule promulgated by the Food and Drug Administration entitled “Standards for the Growing,

Harvesting, Packing, and Holding of Produce for Human Consumption,” and published on November 27, 2015, with respect to the regulation of entities that grow, harvest, pack, or hold wine grapes, hops, pulse crops, or almonds.

SEC. 742. There is hereby appropriated \$5,000,000, to remain available until September 30, 2022, for a pilot program for the National Institute of Food and Agriculture to provide grants to non-profit organizations for programs and services to establish and enhance farming and ranching opportunities for military veterans.

SEC. 743. For school years 2020–2021 and 2021–2022, none of the funds made available by this Act may be used to implement or enforce the matter following the first comma in the second sentence of footnote (c) of section 220.8(c) of title 7, Code of Federal Regulations, with respect to the substitution of vegetables for fruits under the school breakfast program established under section 4 of the Child Nutrition Act of 1966 (42 U.S.C. 1773).

SEC. 744. None of the funds made available by this Act or any other Act may be used—

(1) in contravention of section 7606 of the Agricultural Act of 2014 (7 U.S.C. 5940), subtitle G of the Agricultural Marketing Act of 1946, or section 10114 of the Agriculture Improvement Act of 2018; or

(2) to prohibit the transportation, processing, sale, or use of hemp, or seeds of such plant, that is grown or cultivated in accordance with subsection section 7606 of the Agricultural Act of 2014 or Subtitle G of the Agricultural Marketing Act of 1946, within or outside the State in which the hemp is grown or cultivated.

SEC. 745. Out of amounts appropriated to the Food and Drug Administration under title VI, the Secretary of Health and Human Services, acting through the Commissioner of Food and Drugs, shall, not later than September 30, 2021, and following the review required under Executive Order No. 12866 (5 U.S.C. 601 note; relating to regulatory planning and review), issue advice revising the advice provided in the notice of availability entitled “Advice About Eating Fish, From the Environmental Protection Agency and Food and Drug Administration; Revised Fish Advice; Availability” (82 Fed. Reg. 6571 (January 19, 2017)), in a manner that is consistent with nutrition science recognized by the Food and Drug Administration on the net effects of seafood consumption.

SEC. 746. There is hereby appropriated \$2,500,000, to remain available until expended, for grants under section 12502 of Public Law 115–334.

SEC. 747. There is hereby appropriated \$2,000,000 to carry out section 1621 of Public Law 110–246.

SEC. 748. There is hereby appropriated \$3,000,000, to remain available until September 30, 2022, to carry out section 4003(b) of Public Law 115–334 relating to demonstration projects for Tribal Organizations.

SEC. 749. In addition to amounts otherwise made available by this Act and notwithstanding the last sentence of 16 U.S.C. 1310, there is appropriated \$4,000,000, to remain available until expended, to implement non-renewable agreements on eligible lands,

including flooded agricultural lands, as determined by the Secretary, under the Water Bank Act (16 U.S.C. 1301–1311).

SEC. 750. The Secretary shall set aside for Rural Economic Area Partnership (REAP) Zones, until August 15, 2021, an amount of funds made available in title III under the headings of Rural Housing Insurance Fund Program Account, Mutual and Self-Help Housing Grants, Rural Housing Assistance Grants, Rural Community Facilities Program Account, Rural Business Program Account, Rural Development Loan Fund Program Account, and Rural Water and Waste Disposal Program Account, equal to the amount obligated in REAP Zones with respect to funds provided under such headings in the most recent fiscal year any such funds were obligated under such headings for REAP Zones.

SEC. 751. There is hereby appropriated \$1,000,000 to carry out section 3307 of Public Law 115–334.

SEC. 752. The Secretary of Agriculture may waive the matching funds requirement under Section 412(g) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7632(g)).

SEC. 753. There is hereby appropriated \$2,000,000, to remain available until expended, for a pilot program for the Secretary to provide grants to qualified non-profit organizations and public housing authorities to provide technical assistance, including financial and legal services, to RHS multi-family housing borrowers to facilitate the acquisition of RHS multi-family housing properties in areas where the Secretary determines a risk of loss of affordable housing, by non-profit housing organizations and public housing authorities as authorized by law that commit to keep such properties in the RHS multi-family housing program for a period of time as determined by the Secretary.

SEC. 754. There is hereby appropriated \$7,000,000 to carry out section 222 of Subtitle A of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6923) as amended by section 12302 of Public Law 115–334.

SEC. 755. There is hereby appropriated \$1,000,000, to remain available until September 30, 2022, to carry out section 4208 of Public Law 115–334.

SEC. 756. There is hereby appropriated \$5,000,000 to carry out section 12301 of Public Law 115–334.

SEC. 757. There is hereby appropriated \$5,000,000 to carry out section 1450 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222e) as amended by section 7120 of Public Law 115–334.

SEC. 758. There is hereby appropriated \$1,000,000 to carry out section 1671 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5924) as amended by section 7208 of Public Law 115–334.

SEC. 759. In response to an eligible community where the drinking water supplies are inadequate due to a natural disaster, as determined by the Secretary, including drought or severe weather, the Secretary may provide potable water through the Emergency Community Water Assistance Grant Program for an additional period of time not to exceed 120 days beyond the established period provided under the Program in order to protect public health.

SEC. 760. There is hereby appropriated \$5,000,000 to remain available until September 30, 2022, to carry out section 4206 of Public Law 115–334.

SEC. 761. Funds made available under title II of the Food for Peace Act (7 U.S.C. 1721 et seq.) may only be used to provide assistance to recipient nations if adequate monitoring and controls, as determined by the Administrator, are in place to ensure that emergency food aid is received by the intended beneficiaries in areas affected by food shortages and not diverted for unauthorized or inappropriate purposes.

SEC. 762. Notwithstanding any other provision of law, ARS facilities as described in the “Memorandum of Understanding Between the U.S. Department of Agriculture Animal and Plant Health Inspection Service (APHIS) and the U.S. Department of Agriculture Agricultural Research Service (ARS) Concerning Laboratory Animal Welfare” (16–6100–0103–MU Revision 16–1) shall be inspected by APHIS for compliance with the Animal Welfare Act and its regulations and standards.

SEC. 763. There is hereby appropriated \$5,000,000, to remain available until expended, to carry out section 2103 of Public Law 115–334: *Provided*, That the Secretary shall prioritize the wetland compliance needs of areas with significant numbers of individual wetlands, wetland acres, and conservation compliance requests.

SEC. 764. None of the funds made available by this Act may be used to procure raw or processed poultry products imported into the United States from the People’s Republic of China for use in the school lunch program under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.), the Child and Adult Care Food Program under section 17 of such Act (42 U.S.C. 1766), the Summer Food Service Program for Children under section 13 of such Act (42 U.S.C. 1761), or the school breakfast program under the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.).

SEC. 765. There is hereby appropriated \$1,000,000, for an additional amount for “Department of Health and Human Services—Food and Drug Administration—Salaries and Expenses” to remain available until expended and in addition to amounts otherwise made available for such purposes, for the development of research, education, and outreach partnerships with academic institutions to study and promote seafood safety.

SEC. 766. There is hereby appropriated \$2,000,000, to remain available until September 30, 2022, for the National Institute of Food and Agriculture to issue a competitive grant to support the establishment of an Agriculture Business Innovation Center at a historically black college or university to serve as a technical assistance hub to enhance agriculture-based business development opportunities.

SEC. 767. For school year 2021–2022, only a school food authority that had a negative balance in the nonprofit school food service account as of December 31, 2020, shall be required to establish a price for paid lunches in accordance with section 12(p) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1760(p)).

SEC. 768. There is hereby appropriated \$5,000,000 to remain available until September 30, 2022, to carry out section 6424 of Public Law 115–334.

SEC. 769. In addition to any funds made available in this Act or any other Act, there is hereby appropriated \$10,000,000, to remain available until September 30, 2022, for grants from the National Institute of Food and Agriculture to the 1890 Institutions to support the Centers of Excellence.

SEC. 770. There is hereby appropriated \$2,000,000, to remain available until expended, for the Secretary of Agriculture to carry out a pilot program that assists rural hospitals to improve long-term operations and financial health by providing technical assistance through analysis of current hospital management practices.

SEC. 771. In addition to amounts otherwise made available by this or any other Act, there is hereby appropriated \$5,000,000, to remain available until expended, to the Secretary for a pilot program to provide grants to a regional consortium to fund technical assistance and construction of regional wastewater systems for historically impoverished communities that have had difficulty in installing traditional wastewater treatment systems due to soil conditions.

SEC. 772. The Secretary of Agriculture shall—

(1) within 180 days of enactment of this Act publish a notice of proposed rulemaking in the Federal Register seeking public comments on the effects of lifting the stay issued on July 31, 2013 (78 Fed. Reg. 46255) with consideration given to changes in industry and the implementation of certain rulemakings since the publication of the stay;

(2) take public comments on the notice for not more than 60 days; and

(3) not later than 180 days after the end of the comment period, publish in the Federal Register the date upon which the stay is lifted if such action is justified based on the comments received.

SEC. 773. There is hereby appropriated \$6,000,000, to remain available until September 30, 2022, to carry out section 23 of the Child Nutrition Act of 1966 (42 U.S.C. 1793), of which \$2,000,000 shall be for grants under such section to the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, Guam, and American Samoa.

SEC. 774. Any funds made available by this or any other Act that the Secretary withholds pursuant to section 1668(g)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5921(g)(2)), as amended, shall be available for grants for biotechnology risk assessment research: *Provided*, That the Secretary may transfer such funds among appropriations of the Department of Agriculture for purposes of making such grants.

SEC. 775. (a) There is hereby appropriated \$531,000,000, to remain available until expended, for an additional amount for section 779 of Public Law 115–141.

(b) Section 313(b) of the Rural Electrification Act of 1936, as amended (7 U.S.C. 940c(b)), shall be applied for fiscal year 2021 and each fiscal year thereafter until the specified funding has been expended as if the following were inserted after the final period in subsection (b)(2): “In addition, the Secretary shall use \$425,000,000 of funds available in this subaccount in fiscal year 2019 for an additional amount for the same purpose and under the same terms

and conditions as funds appropriated by section 779 of Public Law 115–141, shall use \$255,000,000 of funds available in this subaccount in fiscal year 2020 for an additional amount for the same purpose and under the same terms and conditions as funds appropriated by section 779 of Public Law 115–141, and shall use \$104,000,000 of funds available in this subaccount in fiscal year 2021 for an additional amount for the same purpose and under the same terms and conditions as funds appropriated by section 779 of Public Law 115–141.”: *Provided*, That any use of such funds shall be treated as a reprogramming of funds under section 716 of this Act.

(c) Section 787(b) of division B of Public Law 116–94 shall no longer apply.

SEC. 776. There is hereby appropriated \$500,000 to carry out section 224 of Subtitle A of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6924) as amended by section 12504 of Public Law 115–334.

SEC. 777. There is hereby appropriated \$400,000 to carry out section 1672(g)(4)(B) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925(g)(4)(B)) as amended by section 7209 of Public Law 115–334.

SEC. 778. Notwithstanding any other provision of law, the acceptable market name of any engineered animal approved prior to the effective date of the National Bioengineered Food Disclosure Standard (February 19, 2019) shall include the words “genetically engineered” prior to the existing acceptable market name.

SEC. 779. For an additional amount for “National Institute of Food and Agriculture—Research and Education Activities”, \$500,000, to develop a public-private cooperative framework based on open data standards for neutral data repository solutions to preserve and share the big data generated by technological advancements in the agriculture industry and for the preservation and curation of data in collaboration with land-grant universities.

SEC. 780. Notwithstanding any other provision of law, no funds available to the Department of Agriculture may be used to move any staff office or any agency from the mission area in which it was located on August 1, 2018, to any other mission area or office within the Department in the absence of the enactment of specific legislation affirming such move.

SEC. 781. There is hereby appropriated \$10,000,000, to remain available until expended, for the Secretary of Agriculture to carry out a pilot program to provide financial assistance for rural communities to further develop renewable energy.

SEC. 782. Section 7605(b) of the Agriculture Improvement Act of 2018 (7 U.S.C. 5940 note; Public Law 115–334) is amended by striking “September 30, 2021” and inserting “January 1, 2022”.

SEC. 783. Section 9(i)(2) of the Food and Nutrition Act of 2008 (7 U.S.C. 2018(i)(2)) is amended by striking “December 31, 2020” and inserting “December 31, 2021”.

SEC. 784. Section 779 of Public Law 115–141 is amended by striking “expansion efforts made” and inserting “service in a service area” in the fourth proviso, and by inserting “, unless such service area is not provided sufficient access to broadband at the min-

imum service threshold” after “Rural Utilities Service” in the fourth proviso.

SEC. 785. In addition to amounts otherwise provided, there is hereby appropriated \$1,000,000, to remain available until expended, to carry out activities authorized under subsections (a)(2) and (e)(2) of Section 21 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769b–1(a)(2) and (e)(2)).

SEC. 786. The Secretary, acting through the Chief of the Natural Resources Conservation Service, may use funds appropriated under this Act for the Watershed and Flood Prevention Operations Program and the Watershed Rehabilitation Program carried out pursuant to the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001 et seq.), and for the Emergency Watershed Protection Program carried out pursuant to section 403 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203) to provide technical services for such programs pursuant to section 1252(a)(1) of the Food Security Act of 1985 (16 U.S.C. 3851(a)(1)), notwithstanding subsection (c) of such section.

SEC. 787. (a) The Secretary of Health and Human Services, acting through the Commissioner of Food and Drugs (Commissioner), shall develop and, if it determines feasible, implement a number of options for regulating the export of shrimp to the United States from other countries, including the three largest exporting countries by volume to the United States over the last three calendar years, such as sampling of products prior to export to the United States, increasing foreign inspections of export facilities, increased seafood importer inspections, foreign surveillance inspections at overseas manufacturing sites, enhanced import screening, higher rates of examination and sampling, use of third-party audits, and formal seafood arrangements with foreign competent authorities.

(b) The Commissioner shall especially give priority consideration to the following with the funds appropriated—

(1) that appropriate controls are applied to shrimp feed and production ponds, processing plants, and facilities throughout the chain of distribution to determine compliance with seafood safety requirements;

(2) dedicate its inspectional effort to determine compliance with seafood arrangements, once established, from any dedicated funds;

(3) provide an annual report to the Committee before the end of fiscal years 2021, 2022, and 2023 with the reporting requirement goal being to provide the Committee information related to FDA’s oversight of the safety of shrimp products imported into the United States.

SEC. 788. There is hereby appropriated \$1,000,000 to carry out the duties of the working group established under section 770 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2019 (Public Law 116–6; 133 Stat. 89).

SEC. 789. None of the funds made available by this or any other act may be used to restrict the offering of low-fat (1% fat) flavored milk in the National School Lunch Program or School Breakfast Program, as long as such milk is not inconsistent with the most recent Dietary Guidelines for Americans published under section 301

of the National Nutrition Monitoring and Related Research Act of 1990.

SEC. 790. The Commissioner of the Food and Drug Administration shall develop a plan within 180 days of enactment that would allow the Agency to identify, detain and refuse all FDA regulated products originating from foreign establishments that did not allow FDA investigators immediate physical access to the registered establishment and its records to determine a registered establishment's ongoing compliance with FDA laws and regulations. Any foreign establishment that meets these criteria may be placed on import alert. This import alert would be specific for this foreign establishment, focusing on detaining all products from this establishment.

SEC. 791. In administering the pilot program established by section 779 of division A of the Consolidated Appropriations Act, 2018 (Public Law 115–141), the Secretary of Agriculture may, for purposes of determining entities eligible to receive assistance, consider those communities which are “Areas Rural in Character”: *Provided*, That not more than 10 percent of the funds made available by section 775 may be used for this purpose.

SEC. 792. There is hereby appropriated \$45,861,000 for the Goodfellow Federal facility, to remain available until expended, of which \$20,000,000 shall be transferred to and merged with the appropriation for “Office of the Chief Information Officer”, \$16,046,000 shall be transferred to and merged with the appropriation for “Food Safety and Inspection Service”, and of which \$9,815,000 shall be transferred to and merged with the appropriation for “Rural Development, Salaries and Expenses”.

SEC. 793. Of the unobligated balances from prior year appropriations made available under the heading “Distance Learning, Telemedicine, and Broadband Program” for the cost of broadband loans, as authorized by section 601 of the Rural Electrification Act, \$12,000,000 are hereby rescinded.

SEC. 794. Funds made available in the Consolidated Appropriations Act, 2016 (Public Law 114–113) for the “Rural Community Facilities Program Account” under section 306 of the Consolidated Farm and Rural Development Act, 7 U.S.C. 1926, for the principal amount of direct loans to eligible approved re-lenders are to remain available through fiscal year 2026 for the liquidation of valid obligations incurred in fiscal year 2016.

SEC. 795. None of the funds made available by this Act may be used to pay the salaries or expenses of personnel—

- (1) to inspect horses under section 3 of the Federal Meat Inspection Act (21 U.S.C. 603);
- (2) to inspect horses under section 903 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 1901 note; Public Law 104–127); or
- (3) to implement or enforce section 352.19 of title 9, Code of Federal Regulations (or a successor regulation).

SEC. 796. Not later than 1 year after the date of enactment of this Act, the National Academy of Sciences, Engineering, and Medicine shall complete a review and provide a report to the Secretary of Agriculture, the Secretary of Health and Human Services, and

the Congress, on the most recent edition of the dietary guidelines for Americans that includes the following:

(1) A comparative analysis of the scientific methodologies, review protocols, and evaluation processes used to develop the most recently issued guidelines as compared to recommendations included in the National Academy of Sciences, Engineering, and Medicine September 2017 report entitled “Redesigning the Process for Establishing the Dietary Guidelines for Americans”.

(2) A comparative analysis of the scientific studies used to develop such guidelines to determine the dietary needs of Americans with diet-related metabolic diseases as compared to the most current and rigorous scientific studies on diet and diet-related metabolic diseases available.

(3) An analysis of how full implementation of the recommendations described in paragraph (1) would have affected the most recently issued guidelines.

SEC. 797. (a) There is hereby appropriated \$3,000,000, to remain available until expended, for a pilot program for the Animal and Plant Health Inspection Service to provide grants to State departments of agriculture and forestry commissions in states identified in the final environmental assessment published in the Federal Register on September 23, 2020 (85 Fed. Reg. 59735), to combat and treat cogongrass through established cogongrass control programs.

(b) Any remaining unobligated balances of funds made available for field crop and rangeland ecosystem pests under the heading “Animal and Plant Health Inspection Service—Salaries and Expenses”, in the Consolidated Appropriations Act, 2019 (Public Law 116–6) and the Further Consolidated Appropriations Act, 2020 (Public Law 116–94), and specifically provided as funds for APHIS to partner with states in the control and eradication of the cogongrass weed in the conference report accompanying Public Law 116–6 and in the explanatory statement described in section 4 in the matter preceding division A of Public Law 116–94, are hereby permanently rescinded, and an amount of additional new budget authority equivalent to the amount rescinded is hereby appropriated, to remain available until expended in addition to other funds as may be available for such purposes, for the same purposes and under the same conditions as the funds made available under subsection (a) of this section.

(c) Not to exceed 2 percent of the funds provided under this section shall be available for necessary costs of grant administration.

SEC. 798. For an additional amount for “National Institute of Food and Agriculture—Research and Education Activities”, \$300,000, for the Under Secretary for Research, Education, and Economics to convene a blue-ribbon panel for the purpose of evaluating the overall structure of research and education through the public and land-grant universities, including 1890 Institutions, to define a new architecture that can better integrate, coordinate, and assess economic impact of the collective work of these institutions.

SEC. 799. For an additional amount for “National Institute of Food and Agriculture—Research and Education Activities”, \$4,000,000, to remain available until September 30, 2022, for a

competitive grant to an institution in the land-grant university system to establish a Farm of the Future testbed and demonstration site.

SEC. 799A. There is hereby appropriated \$22,000,000, to remain available until expended, to carry out section 12513 of Public Law 115–334: *Provided*, That of the amounts made available, \$20,000,000 shall be for established dairy business innovation initiatives and the Secretary shall take measures to ensure an equal distribution of funds between the three regional innovation initiatives.

SEC. 799B. None of the funds appropriated or otherwise made available by this Act shall be available for the United States Department of Agriculture to propose, finalize or implement any regulation that would promulgate new user fees pursuant to 31 U.S.C. 9701 after the date of the enactment of this Act.

SEC. 799C. (a) Any remaining unobligated balances of funds made available under the heading “Department of Agriculture—Agricultural Programs—Processing, Research and Marketing—Office of the Secretary” in subsections (b) and (d) of section 791 of division B of the Further Consolidated Appropriations Act, 2020 Public Law 116–94 for block grants to eligible states and territories pursuant to the first proviso under the heading “Department of Agriculture—Agricultural Programs—Processing, Research and Marketing—Office of the Secretary” in the Additional Supplemental Appropriations for Disaster Relief Act of 2019 Public Law 116–20, as amended by subsection (c) of section 791 of division B Public Law 116–94, may be made available for any of the other purposes and under the same authorities and conditions for those purposes as the funds made available under such heading in such Act, and for the purposes specified and under the same authorities and conditions as in the first, second, third, and fourth provisos of subsection (b) of section 791 of division B of Public Law 116–94: *Provided*, That this section shall not be effective before the award of the block grants that were announced prior to the date of enactment of this Act: *Provided further*, That any block grant amounts that were announced prior to the date of enactment of this Act and are subsequently awarded shall not be returned to the Farm Service Agency until the date specified in the grant agreement.

(b) Of the remaining unobligated balances of funds made available under the heading “Department of Agriculture—Agricultural Programs—Processing, Research and Marketing—Office of the Secretary” in the Coronavirus Aid, Relief, and Economic Security Act (Public Law 116–136), \$1,000,000,000 shall be made available for the same purposes and under the same authorities and conditions as the funds made available under the heading “Department of Agriculture—Agricultural Programs—Processing, Research and Marketing—Office of the Secretary” in the Additional Supplemental Appropriations for Disaster Relief Act of 2019 (Public Law 116–20), as of December 19, 2019, and for the purposes specified and under the same authorities and conditions as in the first, second, third, and fourth provisos of subsection (b) of section 791 of division B of Public Law 116–94.

(c) The amounts repurposed pursuant to this section that were previously designated by the Congress as an emergency require-

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

SEC. 799D. For necessary expenses for salary and related costs associated with Agriculture Quarantine and Inspection Services activities pursuant to 21 U.S.C. 136a(6), and in addition to any other funds made available for this purpose, there is appropriated, out of any money in the Treasury not otherwise appropriated, \$635,000,000, to remain available until September 30, 2022, to offset the loss resulting from the coronavirus pandemic of quarantine and inspection fees collected pursuant to sections 2508 and 2509 of the Food, Agriculture, Conservation, and Trade Act of 1990 (21 U.S.C. 136, 136a): *Provided*, That amounts made available in this section shall be treated as funds collected by fees authorized under sections 2508 and 2509 of the Food, Agriculture, Conservation, and Trade Act of 1990 (21 U.S.C. 136, 136a) for purposes of section 421(f) of the Homeland Security Act of 2002 (6 U.S.C. 231(f)): *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.

This division may be cited as the “Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2021”.

[CLERK'S NOTE.—Reproduced below is the material relating to division A contained in the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

EXPLANATORY STATEMENT SUBMITTED BY MRS. LOWEY,
CHAIRWOMAN OF THE HOUSE COMMITTEE ON APPROPRIATIONS,
REGARDING THE HOUSE AMENDMENT TO THE SENATE AMENDMENT TO H.R. 133,
CONSOLIDATED APPROPRIATIONS ACT, 2021

The following is an explanation of the Consolidated Appropriations Act, 2021.

This Act includes the 12 regular appropriations bills for fiscal year 2021, supplemental appropriations for coronavirus response and relief, and other matter. The divisions contained in the Act are as follows:

Division A—Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2021

Division B—Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021

Division C—Department of Defense Appropriations Act, 2021

Division D—Energy and Water Development and Related Agencies Appropriations Act, 2021

Division E—Financial Services and General Government Appropriations Act, 2021

Division F—Department of Homeland Security Appropriations Act, 2021

Division G—Department of the Interior, Environment, and Related Agencies Appropriations Act, 2021

Division H—Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2021

Division I—Legislative Branch Appropriations Act, 2021

Division J—Military Construction, Veterans Affairs, and Related Agencies Appropriations Act, 2021

Division K—Department of State, Foreign Operations, and Related Programs Appropriations Act, 2021

Division L—Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2021

Division M—Coronavirus Response and Relief Supplemental Appropriations Act, 2021

Division N—Additional Coronavirus Response and Relief

Division O—Extensions and Technical Corrections

Division P—National Bio and Agro-Defense Facility Act of 2020

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H7879 of Book III.

Division Q—Financial Services Provisions and Intellectual Property

Division R—Protecting Our Infrastructure of Pipelines and Enhancing Safety Act of 2020

Division S—Innovation for the Environment

Division T—Smithsonian American Women’s History Museum Act and National Museum of the American Latino

Division U—Homeland Security and Governmental Affairs Provisions

Division V—Aircraft Certification, Safety, and Accountability

Division W—Intelligence Authorization Act for Fiscal Year 2021

Division X—Supporting Foster Youth and Families Through the Pandemic

Division Y—American Miner Benefits Improvement

Division Z—Energy Act of 2020

Division AA—Water Resources Development Act of 2020

Division BB—Private Health Insurance and Public Health Provisions

Division CC—Health Extenders

Division DD—Montana Water Rights Protection Act

Division EE—Taxpayer Certainty and Disaster Tax Relief Act of 2020

Division FF—Other Matter

Section 1 of the Act is the short title of the bill.

Section 2 of the Act displays a table of contents.

Section 3 of the Act states that, unless expressly provided otherwise, any reference to “this Act” contained in any division shall be treated as referring only to the provisions of that division.

Section 4 of the Act states that this explanatory statement shall have the same effect with respect to the allocation of funds and implementation of this legislation as if it were a joint explanatory statement of a committee of conference.

Section 5 of the Act provides a statement of appropriations.

Section 6 of the Act states that each amount designated by Congress as being for emergency requirements or for Overseas Contingency Operations/Global War on Terrorism (OCO/GWOT) is contingent on the President so designating all such emergency or OCO/GWOT amounts and transmitting such designations to Congress.

Section 7 of the Act relates to the cost of living adjustments for Members of Congress.

Section 8 of the Act specifies the definition for the term “coronavirus”.

Section 9 of the Act makes technical adjustments to certain reporting requirements.

The Act does not contain any congressional earmarks, limited tax benefits, or limited tariff benefits as defined by clause 9 of rule XXI of the Rules of the House of Representatives.

[CLERK'S NOTE.—Reproduced below is the material relating to division A contained in the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

**DIVISION A—AGRICULTURE, RURAL DEVELOPMENT,
FOOD AND DRUG ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT, 2021**

CONGRESSIONAL DIRECTIVES

The explanatory statement accompanying this division is approved and indicates congressional intent. Unless otherwise noted, the language set forth in House Report 116–446 carries the same weight as language included in this explanatory statement and should be complied with unless specifically addressed to the contrary in this explanatory statement. While some language is repeated for emphasis, it is not intended to negate the language referred to above unless expressly provided herein.

In cases in which the House or this explanatory statement has directed the submission of a report, such report is to be submitted to both the House and Senate Committees on Appropriations no later than 60 days after enactment of this Act, unless otherwise directed.

Hereafter, in division A of this statement, the term ‘the Committees’ refers to the Committees on Appropriations of the House of Representatives and the Senate.

For the appropriations provided by this Act and previous Acts, the departments and agencies funded by this agreement are reminded that the Committees use the definitions for transfer, reprogramming, and program, project, and activity as defined by the Government Accountability Office (GAO) in GAO–04–261SP Appropriations Law—Vol. I and GAO–05–734SP Budget Glossary.

A transfer is the shifting of funds between appropriations. It applies to (1) transfers from one agency to another, (2) transfers from one account to another within the same agency, and (3) transfers to an interagency or intra-agency working fund. In each instance, statutory authority is required.

Reprogramming is the utilization of funds in an appropriation account for purposes other than those contemplated at the time of appropriation. It is the shifting of funds from one object to another within an appropriation.

A program, project, or activity (PPA) is an element within a budget account. PPAs are identified by reference to include the most specific level of budget items identified in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Act, 2021, accompanying Committee reports, explanatory

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H7879 of Book III.

statements, and budget justifications. Program activity structures are intended to provide a meaningful representation of the operations financed by a specific budget account by project, activity, or organization.

For fiscal year 2021, the Committees continue to include bill language requiring advanced notification of certain agency actions. Notification will be required at least 30 days in advance of any action if (1) a major capital investment is modified; (2) an office is realigned or reorganized; and (3) activities are carried out that were not described in the budget request.

The agreement directs the Office of Budget and Program Analysis (OBPA) of the U.S. Department of Agriculture (USDA) to provide an organizational chart for each agency funded by this Act to the division and subdivision level, as appropriate, by February 1, 2021. The agreement also directs the Food and Drug Administration (FDA) and the Farm Credit Administration (FCA) to provide an organizational chart of each agency respectively to the division and subdivision level, as appropriate, by February 1, 2021.

Further, USDA and FDA should be mindful of Congressional authority to determine and set final funding levels for fiscal year 2022. Therefore, the agencies should not presuppose program funding outcomes and prematurely initiate action to redirect staffing prior to knowing final outcomes on fiscal year 2022 program funding. The agreement directs OBPA to provide the Committees with the number of staff years and employees on board for each agency funded by this Act on a monthly basis.

The agreement notes that the explanatory statement accompanying the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021 directs the Attorney General to ensure implementation of evidence-based training programs on de-escalation and the use-of-force, as well as on police-community relations, that are broadly applicable and scalable to all Federal law enforcement agencies. The agreement further notes that several agencies funded by this Act employ Federal law enforcement officers and are Federal Law Enforcement Training Centers partner organizations. The agreement directs such agencies to consult with the Attorney General regarding the implementation of these programs for their law enforcement officers. The agreement further directs such agencies to brief the Committees on Appropriations on their efforts relating to such implementation no later than 90 days after consultation with the Attorney General. In addition, the agreement directs such agencies, to the extent that they are not already participating, to consult with the Attorney General and the Director of the FBI regarding participation in the National Use-of-Force Data Collection. The agreement further directs such agencies to brief the Committees on Appropriations, no later than 90 days after enactment of this Act, on their current efforts to so participate.

TITLE I
AGRICULTURAL PROGRAMS
PROCESSING, RESEARCH AND MARKETING
OFFICE OF THE SECRETARY
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$46,998,000 for the Office of the Secretary. This includes an increase of \$500,000 for the Outreach and Assistance for Socially Disadvantaged Farmers and Ranchers and Veteran Farmers and Ranchers program. The agreement provides \$1,000,000 for the Office of Tribal Relations.

USDA is directed to provide a report on January 4, 2021 and May 18, 2021, on planned uses of funding under the authorities of Section 4 and Section 11 of the CCC Charter Act.

The agreement does not include language related to symposia.

There is concern that without consultation with or approval from the Committees, the Department changed the format of the Explanatory Notes for the fiscal year 2021 budget request. For fiscal year 2022 and future years, the Department is directed to present Explanatory Notes in a format consistent with the presentation used for the fiscal year 2020 Budget, with similar display and narrative and table of contents. The Explanatory Notes should also put the accounts in the same order as the accounts in the bill. Any deviations from that format are to be approved in advance by the Committees. The Department is strongly encouraged to improve the quality of its budget justifications.

The agreement is aware of concerns that the interim final rule entitled “Establishment of a Domestic Hemp Production Program” published by the Department in the Federal Register on October 31, 2019 (84 Fed. Reg. 58522) may create compliance challenges for the regulated community by using sampling and testing protocols that require too short a timeframe between testing and harvest, failing to provide a lack of alternative to the use of Drug Enforcement Administration registered laboratories, requiring the conversion of THCA into delta-9 THC, requiring a sampling of only flowering tops, and establishing an inflexible negligence threshold of 0.5 percent. The agreement directs USDA to ensure that any final rule is based on science, is in accordance with underlying law, and will ensure a fair and reasonable regulatory framework for commercial hemp production in the United States. In addition, the agreement encourages the Secretary to utilize the current research at the Agricultural Research Service and the Land-Grant Universities partnering with the National Institute of Food and Agriculture to guide the hemp sampling and testing protocols.

In addition, the USDA shall develop regulations, within existing authority, that protect the transportation, processing, sale, or use of hemp and in-process hemp extract, that may temporarily exceed a delta-9 THC concentration of 0.3%, including in-process hemp extract that was: (1) produced from hemp that meets the definition of hemp under 7 U.S.C. § 1639o; (2) cultivated in accordance with subtitle G of the Agricultural Marketing Act of 1946 [7 U.S.C.

1639o et seq.] (as added by section 10113 of the Agriculture Improvement Act of 2018) or section 7606 of the Agricultural Act of 2014 [7 U.S.C. 5940]; (3) not packaged as a finished product; and (4) not sold or offered for sale as a finished product to consumers.

No later than 60 days after enactment, the Department is directed to submit an execution strategy for each new initiative funded in this Act and to submit quarterly reports on each initiative until it is fully implemented. This strategy should include, but is not limited to, the steps necessary to make funding available, the timeline thereof, targeted beneficiaries, and expected results.

The agreement understands that complex problems affecting the health of humans, animals, and the environment are best solved through improved communication, cooperation, and collaborations. Within 120 days of enactment, the Secretary shall submit a report to the Committees detailing existing collaborative efforts between FDA, USDA, and other agencies to prevent and respond to zoonotic disease outbreaks in animals and humans. The report may include, but is not limited to, competitive research grant programs; training and support for scientists, first responders, or medical personnel; engagement of nongovernmental entities; and participation in international collaboration and research to assist in establishing a One Health program.

Beginning with the fiscal year 2021 spending plans, USDA is directed to include for each program, project, or activity: (1) a comparison between the congressional budget justification funding levels, the most recent congressional directives or approved funding levels, and the funding levels proposed by the department or agency; and (2) a clear, concise, and informative description/justification. USDA is reminded of notification requirements, also included in Title VII, for all applicable changes.

The agreement is aware of 57 outstanding reports overdue to the Committees from prior fiscal years. The Department is directed to include in its fiscal year 2022 Congressional Justification, as a single exhibit, a table listing all deliverables, with a column for due date if applicable. The agreement further directs the Department, through OBPA, to provide an update on all overdue reports and provide monthly updates thereafter.

The Secretary is directed to provide a report, no later than March 1, 2021, on specific agency authorities and activities that could contribute to more robust solar power generation in rural areas, associated economic benefits for landowners and rural communities, and land use implications including wildlife habitat and soil and water quality. The Secretary should also outline opportunities for collaboration with the Department of Energy on this strategy.

The agreement recognizes the recent enactment of a domestic ban on the slaughter, transportation, possession, purchase, and sale of dogs and cats for human consumption. The agreement urges the Secretary to work to move forward with an international agreement to ban the trade of dog and cat meat worldwide.

The agreement is aware of informal collaborations among USDA agencies and State, local, and territorial governments in the insular Pacific to combat invasive species, protect local ecologies, and prevent the introduction of additional invasive pests to the U.S.

mainland. The agreement urges the Secretary to move forward with formal memoranda of agreements.

The agreement encourages the Secretary to study the usage and impacts of energy and water in hemp cultivation and controlled environment agriculture and to make recommendations on best practices and standards in both sectors.

The agreement recognizes the importance of the temporary agricultural workers program in supporting U.S. agriculture and maintaining our food supply and urges the Secretary to coordinate with other relevant Departments to provide additional flexibilities to consulates and those involved with processing visas in a manner that protects public health while ensuring the visa application process moves forward.

The agreement encourages agencies to disclose costs associated with analyses required by the National Environmental Policy Act (Public Law 91-190).

The agreement is concerned about unfair wheat grading practices that negatively affect American wheat growers that export to Canada. Current Canadian grading automatically downgrades American wheat to the lowest quality designation while the U.S. grading system provides a fair examination for wheat imported from Canada. The agreement believes this discrepancy needs to be addressed to ensure U.S wheat growers are being treated fairly.

The agreement understands the importance of the Hatch Act and the responsibility of federal employees to refrain from engaging in political activities while they are on the job. The agreement expects the Department to ensure that all employees are reminded of their obligations under the Hatch Act, 5 U.S.C. 7323(a) and 7324(a), and any implications of violations thereto.

The following table reflects the agreement:

OFFICE OF THE SECRETARY
(Dollars in thousands)

Office of the Secretary	\$5,101
Office of Homeland Security	1,324
Office of Partnerships and Public Engagement	7,002
Office of Assistant Secretary for Administration	881
Departmental Administration	21,440
Office of Assistant Secretary for Congressional Relations and Intergovernmental Affairs	3,908
Office of Communications	7,342
Total, Office of the Secretary	\$46,998

EXECUTIVE OPERATIONS

OFFICE OF THE CHIEF ECONOMIST

The agreement provides \$24,192,000 for the Office of the Chief Economist, including an increase of \$500,000 for the U.S. Drought Monitor.

The agreement provides \$8,000,000 for policy research under 7 U.S.C. 3155 for entities with existing institutional capacity to conduct complex economic and policy analysis and which have a lengthy and well-documented record of conducting policy analysis for the benefit of USDA, the Congressional Budget Office, or the Congress. Of the amount provided for policy research activities, \$3,000,000 is provided for the Department to focus efforts on enti-

ties that have developed models, databases, and staff necessary to conduct in-depth analyses of impacts of agriculture or rural development policy proposals on rural communities, farmers, agribusiness, taxpayers, and consumers. The Department is encouraged to fund regional and State-level baseline projections in addition to currently available national and international outlooks.

OFFICE OF HEARINGS AND APPEALS

The agreement provides \$15,394,000 for the Office of Hearings and Appeals.

OFFICE OF BUDGET AND PROGRAM ANALYSIS

The agreement provides \$9,629,000 for the Office of Budget and Program Analysis.

OFFICE OF THE CHIEF INFORMATION OFFICER

The agreement provides \$66,814,000 for the Office of the Chief Information Officer, including \$56,000,000 for cybersecurity activities.

OFFICE OF THE CHIEF FINANCIAL OFFICER

The agreement provides \$6,109,000 for the Office of the Chief Financial Officer.

OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL RIGHTS

The agreement provides \$908,000 for the Office of the Assistant Secretary for Civil Rights.

OFFICE OF CIVIL RIGHTS

The agreement provides \$22,789,000 for the Office of Civil Rights.

AGRICULTURE BUILDINGS AND FACILITIES

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$108,124,000 for Agriculture Buildings and Facilities. The Department is urged to use the Non-recurring Expense Fund for any additional needs. The agreement supports the One Neighborhood initiative for which a large increase was requested. However, the budget justification did not provide sufficient justification to fund it in full.

HAZARDOUS MATERIALS MANAGEMENT

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$6,514,000 for Hazardous Materials Management.

OFFICE OF SAFETY, SECURITY, AND PROTECTION

The agreement provides \$23,218,000 for the Office of Safety, Security, and Protection.

OFFICE OF INSPECTOR GENERAL

The agreement provides \$99,912,000 for the Office of Inspector General, including an increase of \$500,000 to address illegal animal fighting.

OFFICE OF THE GENERAL COUNSEL

The agreement provides \$45,390,000 for the Office of the General Counsel.

OFFICE OF ETHICS

The agreement provides \$4,184,000 for the Office of Ethics.

OFFICE OF THE UNDER SECRETARY FOR RESEARCH, EDUCATION, AND ECONOMICS

The agreement provides \$809,000 for the Office of the Under Secretary for Research, Education, and Economics.

The agreement notes that Section 7132 of the 2018 Farm Bill directed the Office of the Chief Scientist to complete a strategic plan for the Agriculture Advanced Research and Development Authority (AGARDA) that demonstrates USDA's vision for AGARDA. The agreement directs USDA to complete this strategic plan not later than 180 days after the enactment of this Act. The plan should include a discussion of how AGARDA can work in collaboration with ongoing research programs operating in ARS and NIFA.

The agreement notes statements made by the Department acknowledging the eligibility of researchers participating in hemp pilot programs, as defined by Section 7606 of the Agricultural Act of 2014 (Public Law 113–79). The agreement directs the Department to work with and inform stakeholders of this eligibility and to support hemp research, as authorized by Section 7606 of the Agricultural Act of 2014 (Public Law 113–79) and Subtitle G of the Agricultural Marketing Act of 1946 (7 U.S.C. 1621–1627, 1635–1638).

The agreement directs the Secretary to prioritize research and work on pollinator health and to continue to gather data on an annual basis with respect to the losses of such colonies, rising input costs, and pollinators' overall economic value to the food economy.

The agreement recognizes the important role silvopasture farming has in stimulating farmer income, local water retention, carbon sequestration, improved animal welfare conditions, and decreased erosion. The Secretary is encouraged to prioritize funding for silvopasture research and education. The agreement directs the Secretary to submit a report to the Committees, within 180 days of enactment of this Act, evaluating the impact of current educational outreach on farmer utilization of silvopasture practices.

ECONOMIC RESEARCH SERVICE

The agreement provides \$85,476,000 for the Economic Research Service (ERS).

The agreement recognizes the economic importance of international trade for U.S. agricultural commodities and believes that producers and markets would benefit from having access to addi-

tional data on the country of destination or origin of those commodities. The agreement directs ERS to report on a quarterly basis the top five agricultural commodity exports and imports by State and to identify the country of destination or origin of those commodities.

The agreement maintains funding provided in fiscal year 2020 for ERS to expand its current feed cost components surveys nationally.

The agreement notes that the organic industry has grown at a tremendous rate over the past several years and accurate data for the production, pricing, and marketing of organic products is essential. The agreement encourages ERS to continue and expand the efforts relating to organic data analysis.

The agreement recognizes that a lack of job opportunities in some rural areas is causing more workers to commute greater distances to urban areas from rural areas, but this increased commuting does not represent an increase in access to services for rural residents. Therefore, the agreement encourages ERS to continue to coordinate its research work with the Federal Office of Rural Health Policy to identify clear, consistent, and data-driven methods for accurately defining rural areas in the United States.

NATIONAL AGRICULTURAL STATISTICS SERVICE

For the National Agricultural Statistics Service (NASS), the agreement provides an appropriation of \$183,921,000, of which \$46,300,000 is for the Census of Agriculture. The agreement includes an increase of \$500,000 for NASS to coordinate with AMS to expand organic price reporting and data collection and an increase of \$500,000 to complete the Floriculture Crops Report. In compiling the report, NASS shall include data from Alaska.

The agreement does not accept any proposed eliminations or reductions of ongoing activities, including Acreage, Crop Production and Grain Stocks; Barley acreage and production estimates; the Bee and Honey Program; the Chemical Use Data Series, including the collection of Fruit Chemical Use data and Vegetable Chemical Use data in alternating years; the Floriculture Crops Report; and Fruit and Vegetable Reports, including in-season forecasts for non-citrus fruit and tree nut crops such as pecans. The funding provided will allow NASS to resume or begin completion of these reports at the frequency levels assumed in fiscal year 2020. NASS is directed to resume all of these reports immediately upon enactment of this Act.

AGRICULTURAL RESEARCH SERVICE

SALARIES AND EXPENSES

The agreement provides \$1,491,784,000 for the Agricultural Research Service (ARS), Salaries and Expenses.

The agreement does not accept the President's budget request regarding the termination of research programs, redirections of research programs, or closure of research locations. The agreement expects extramural and intramural research to be funded at no less than the fiscal year 2020 levels, including but not limited to agricultural genomics, alternative technologies for animal waste utili-

zation, aquaculture seedstock, blueberry breeding, center for pollinator health, contagious bovine pleuropneumonia, cotton blue disease, cotton ginning, cover crops research and outreach, feed enhancement, floriculture and nursery research, foodborne pathogens, forest products, fruit fly and exotic pest control, genomes to fields, high performance computing, harmful algal bloom, hops research, macadamia tree health, pear genetics and genomics, pollinator recovery, postharvest dairy research, potato research, poultry production technology development, poultry research, precision viticulture, predictive modeling tools, resilient dryland farming, shrimp production research, small farm orchard unit, small grains genomics, soft white wheat falling numbers test, sorghum genetic database, sudden oak death, tree fruit post-harvest research, U.S. Wheat and Barley Scab Initiative, warmwater aquaculture, and wheat and sorghum research. The agreement provides funding increases for activated foods, advancing the efficiency of forage-based beef production, alfalfa, ancient crops, animal health and agro-/bio-defense, aquaponics system development, barley pests, bee genomic sequencing, cercospora leaf spot disease, chronic wasting disease, contamination and sanitation inspection tools, cover crops and cereal grain variety, cranberry research, crops and soils research, dietary manipulation to improve gut health in broilers, East Coast shellfish research, fertilizer innovation research, food systems, fruit fly and exotic pest control, genetic oat research, healthy soils, hemp germplasm, hemp production systems, horticultural trade, human nutrition research, livestock genetic research, Missouri River Basin water resource management, National Bio- and Agro-Defense Facility (NBAF), Pacific Coast shellfish genetics and breeding, peanut research, pecan genetics, pecan processing research, precision aquaculture, pulse crop quality, pulse health, rangeland precision livestock management, rangeland research, regional climate hubs, sclerotinia, small fruits, soil carbon research, sugar beet research, sugarcane variety, sustainable aquaculture, sustainable water use, unmanned aerial systems precision agriculture applications, whitefly, and wildfire smoke taint.

The agreement recognizes the importance of 1890s Land Grant Institutions and the collaborative relationships that have developed with ARS research facilities over the years. The agreement directs ARS to explore expanding partnerships with 1890s Land Grant Institutions on ongoing and new research to ensure future beneficial collaborations.

The agreement directs ARS to ensure that each of its facilities housing animals is adhering to the Animal Welfare Act at all times and to submit quarterly reports that include both all violations found by the Animal and Plant Health Inspection Service (APHIS) during that quarter and the specific actions that will be taken to prevent their recurrence.

Cattle fever ticks pose a significant health threat to U.S. cattle and other species across the entire Southern region of the United States. The agreement encourages ARS to develop safe and effective compounds to combat cattle fever ticks. The agreement also directs ARS to coordinate development of its long-term cattle fever tick research program with APHIS efforts under the Cattle Fever

Tick Eradication Program. The agreement provides no less than the fiscal year 2020 level for cattle fever tick research.

The agreement encourages ARS and the Plant Genetics Resources Research Unit to partner with 1890 institutions that have existing institutional capacity on hemp germplasm research, education, and extension capabilities.

The agreement notes ongoing efforts to develop a new strategic plan for the National Arboretum to carry out its missions of research, education, and public display gardens. The agreement expects that such plan will address necessary security and safety enhancements and new signage to enhance public access of the National Arboretum. In addition, the agreement directs ARS to explore entering into agreements with the District of Columbia and private sector partners to fulfill these public access improvements.

The agreement directs ARS to continue its Atlantic salmon breeding and domestication work. The agreement also notes that the current ARS Atlantic salmon breeding program lacks a geneticist and supports efforts by the Department to address this need.

The agreement understands the budget request proposes to close ARS laboratories across the country and does not support this proposal. The agreement directs ARS to fully staff laboratories even if the laboratory is proposed to be closed in the budget request.

The agreement strongly encourages ARS to maintain its focus on agriculture-related legal issues within the National Agricultural Library. Agricultural-related legal issues are increasingly complex and the impact of these legal issues continues to broaden in scope. The agreement provides no less than the fiscal year 2020 level for the National Agricultural Library to support the Agricultural Law Information Partnership. The agreement does not concur with any reductions in administration budget requests and encourages ARS and the National Agricultural Library to engage in multi-year cooperative agreements with the Agricultural Law Information Partnership's partner institutions.

The agreement encourages ARS to provide direct, place-based assistance to 1862 Institutions in States that do not have ARS facilities to address the research priorities of such States and directs ARS to submit a report on the prospective options of such assistance.

The agreement is concerned about the threats invasive pests pose to the Pacific region, notably to agriculture, the economy, environment, human health, and national security. The agreement directs ARS to work with stakeholders, including holding a public meeting, in the Pacific region to assess options for combatting invasive pests. Options may include invasive pest biocontrol research and development facilities, including appropriate containment and rearing facilities.

The Department is urged to use the Non-recurring Expense Fund for any additional NBAF needs.

BUILDINGS AND FACILITIES

The agreement provides \$35,700,000 for ARS Buildings and Facilities.

The agreement notes the importance of ARS laboratories and the need for continued improvement. The agreement directs ARS to

evaluate its capital asset requirements for necessary coordination with ongoing and emerging research opportunities. As part of this evaluation, ARS should provide opportunity for public comment in order to incorporate the priorities of all interested stakeholders, including ARS and other scientists, and users of ARS data. The agreement also notes the important collaboration between ARS and universities and the impact that aging facilities have on new research opportunities. The agreement directs ARS to submit a report that includes information on the current utilization of ARS facilities by universities and other cooperators, as well as the extent to which ARS is housed in cooperator facilities. In addition, the agreement recognizes the national importance of the research performed by ARS facilities that are not owned by ARS. Ongoing efforts to upgrade ARS facilities to be on par with the critical research done by the agency has not addressed ARS research done by ARS employees at non-ARS facilities. Accordingly, the agreement directs ARS to provide to the Committees not later than 180 days after the enactment of this Act a long-term, multi-year plan to guide capital asset and construction decisions for new agricultural research facilities focused on regionally and nationally important research topics, including plant breeding and genetics research and plant germplasm preservation.

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

RESEARCH AND EDUCATION ACTIVITIES

The agreement provides \$992,642,000 for the National Institute of Food and Agriculture (NIFA), Research and Education Activities.

The agreement recognizes the value of leading public and land-grant universities with unique high-throughput phenotyping and greenhouse facilities and expertise for plant science innovation, root and rhizome innovation, and food for health. The agreement provides funding for the Genome to Phenome program and encourages NIFA to support the development of tools and datasets that can be used across multiple crop species to develop advanced genome engineering tools for integrated optimization of crop yield and livestock feed for improved animal reproduction and nutrition and to mitigate environmental impacts from crop and livestock production. The agreement directs NIFA to use a competitive process to issue awards and urges additional focus on root stocks that increase carbon capture and can support grain crop covers.

The agreement is concerned with the insufficient progress made in the Agriculture and Food Research Initiative (AFRI) to address conventional plant and animal breeding that can provide farmers with greater access to locally and regionally adapted cultivars. The agreement directs the agency to make regionally adapted, publicly held cultivar development a distinct funding priority within AFRI for fiscal year 2021 and directs the agency to take steps to improve its tracking of public cultivar projects within AFRI. NIFA is directed to submit a report to the Committees that describes the progress in meeting these two goals. In addition, the agreement notes that research that improves fertilizer use efficiency in crops is eligible for the AFRI program and encourages the Department to further address this important issue.

The agreement provides funding to support research for alfalfa and forage to improve yields, conserve water, create new uses, and for other research areas holding the potential to advance the alfalfa seed and alfalfa forage industry.

The agreement encourages NIFA to support research on algae and algae applications in agriculture, including new technologies and commercial markets for renewable and sustainable products derived from algae.

The agreement encourages USDA to support aquaculture disease and vaccine research, including research on finfish vaccines and pathogens, which have the potential to accelerate the growth of sustainable U.S. aquaculture, reduce the trade deficit attributed to imported seafood, and reduce the pressure on overfished species.

The agreement recognizes the importance of the domestic aquaculture industry to the U.S. economy and provides funding for aquaculture research to address issues related to genetics, disease, systems, and economics.

The agreement is supportive of the activities carried out by the Binational Agricultural Research and Development (BARD) and recognizes that this collaboration is of mutual benefit to the United States and Israel. The agreement encourages NIFA to leverage all possible funding streams to support BARD research projects, which have contributed significantly to both the U.S. and Israeli economies.

The agreement recognizes the need for research on eradicating livestock diseases, particularly bovine brucellosis and bovine tuberculosis, and encourages NIFA to make competitive grants available to study improved management tools for zoonotic livestock diseases with significant wildlife reservoirs.

The agreement is concerned that large grocer recruitment remains a problem for many communities, particularly those experiencing higher rates of abandoned or vacant homes. The Department is encouraged to explore innovative approaches to address access to nutritional food options in urban food deserts, including the development of community-wide urban agriculture projects that assist in eliminating vacant properties while providing the communities with much-needed fresh produce.

The agreement directs NIFA to work with research institutions to develop and refine predictive models and monitoring technologies for native and invasive pests for incorporation into integrated pest management programs for naturally seeded, native berry crops to increase the margin of food safety and product quality.

The agreement directs NIFA to study the recent infestation of oak mites and focus on suppression and eradication possibilities.

The agreement notes that the National Organic Standards Board (NOSB) has identified key organic research priorities. The agreement encourages NIFA to give strong consideration to these priorities when crafting the fiscal year 2021 Request for Applications for AFRI and the Organic Transition Program. Given the growing demand for organic products, the agreement also encourages USDA to increase the number of organic research projects funded under AFRI and the Specialty Crop Research Initiative.

The agreement notes that the Agriculture Improvement Act of 2018 (Public Law 115–334) expanded the Extension Risk Management Education Program to include a wide range of farm viability activities and dramatically increased the mandatory funding provided for this program. In light of this funding increase, the agreement directs NIFA to raise the maximum grant size in order to accommodate a wider range of project types and scopes and urges NIFA to develop a process to support regional, multi-regional, and national projects, which would require a separate, larger maximum grant size.

The agreement supports small fruit research to promote sustainable production of berry and grape crops with the goal of reducing pesticide use and improving quality and yield. The agreement notes growing concerns about invasive insects, such as the spotted winged drosophila and brown marmorated stink bug, and the negative impact they have on small fruit production and integrated pest management. The agreement strongly encourages USDA to support research to improve the ability to forecast pest and disease spread and implement precision management strategies.

The agreement recognizes the importance of nationally coordinated, regionally managed canola research and extension programs and encourages the Secretary to give priority consideration to proposals that address research needs in production areas with the greatest potential to expand, as well as those where canola production is established and needs to be maintained.

The agreement strongly supports the Sustainable Agriculture Research and Education program and directs USDA to ensure that research, education, and extension activities carried out within the program remain intact. The Secretary is encouraged to support professional development program activities such as training, grants, and resources for agricultural professionals to build their awareness, knowledge, and skills related to soil health and carbon sequestration.

The agreement encourages NIFA to support practical, hands-on educational and training needs of the rapidly expanding dairy industry through collaborations that bring together students, young dairy professionals, academia, and dairy producers.

The following table reflects the agreement:

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE RESEARCH AND EDUCATION ACTIVITIES		
(Dollars in thousands)		
Hatch Act	7 U.S.C. 361a-i	\$259,000
McIntire-Stennis Cooperative Forestry Act	16 U.S.C. 582a through a-7	36,000
Research at 1890 Institutions (Evans-Allen Program)	7 U.S.C. 3222	73,000
Payments to the 1994 Institutions	7 U.S.C. 301 note	4,500
Education Grants for 1890 Institutions	7 U.S.C. 3152(b)	26,000
Scholarships at 1890 Institutions	7 U.S.C. 3222a	10,000
Education Grants for Hispanic-Serving Institutions	7 U.S.C. 3241	12,500
Education Grants for Alaska Native and Native Hawaiian-Serving Institutions	7 U.S.C. 3156	3,194
Research Grants for 1994 Institutions	7 U.S.C. 301 note	4,000
Capacity Building for Non Land-Grant Colleges of Agriculture	7 U.S.C. 3319i	5,000
Grants for Insular Areas	7 U.S.C. 3222b-2, 3362 and 3363	2,000
Agriculture and Food Research Initiative	7 U.S.C. 3157	435,000
Veterinary Medicine Loan Repayment	7 U.S.C. 3151a	8,500
Veterinary Services Grant Program	7 U.S.C. 3151b	3,000
Continuing Animal Health and Disease Research Program	7 U.S.C. 3151a	4,000
Supplemental and Alternative Crops	7 U.S.C. 3139d	1,000
Multicultural Scholars, Graduate Fellowship and Institution Challenge Grants	7 U.S.C. 3152(b)	9,500
Secondary and 2-year Post-Secondary Education	7 U.S.C. 3152(j)	900

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE RESEARCH AND EDUCATION ACTIVITIES—
Continued
(Dollars in thousands)

Aquaculture Centers	7 U.S.C. 3322	5,000
Sustainable Agriculture Research and Education	7 U.S.C. 5811, 5812, 5831, and 5832	40,000
Farm Business Management	7 U.S.C. 5925f	2,000
Sun Grant Program	7 U.S.C. 8114	3,000
Research Equipment Grants	7 U.S.C. 3310a	5,000
Alfalfa and Forage Research Program	7 U.S.C. 5925	3,000
Minor Crop Pest Management (IR-4)	7 U.S.C. 450i(e)	11,913
Special Research Grants:	7 U.S.C. 450i(c)	
Global Change/UV Monitoring		1,405
Potato Research		2,750
Aquaculture Research		2,000
Total, Special Research Grants		6,155
Necessary Expenses of Research and Education Activities:		
Grants Management System		7,924
Federal Administration—Other Necessary Expenses for Research and Education Activities		11,556
Total, Necessary Expenses		19,480
Total, Research and Education Activities		\$992,642

NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

The agreement provides \$11,880,000 for the Native American Institutions Endowment Fund.

EXTENSION ACTIVITIES

The agreement provides \$538,447,000 for NIFA, Extension Activities.

The agreement notes the concern that farmers and ranchers face highly stressful working conditions, which can contribute to serious behavioral health concerns, especially during downturns in the farm economy and trade uncertainty. The agreement urges the Department to prioritize proposals from regions that have seen high levels of farm bankruptcies, auctions, and other signals of severe economic distress when reviewing award applications for the Farm and Ranch Stress Assistance Network program. The Secretary is directed to provide quarterly reports to the Committees detailing the indicators of stress, data on stress response strategies, and emerging trends in rural economic and healthcare needs resulting from these stress interventions. In addition, the agreement directs NIFA and the Department's Rural Health Liaison to coordinate with the Department of Health and Human Services to gather and utilize existing data sets prepared by the Centers for Disease Control and Prevention on farmer and rancher mental and behavioral health. Further, the agreement directs NIFA and the Rural Health Liaison to work together to provide a report on farmers' and ranchers' mental health status, access to behavioral health care, as well as geographic and demographic factors that are associated with higher rates of substance abuse, suicide, and job dissatisfaction. The report should also discuss barriers in collecting or accessing this information. The agreement directs the Department to provide the report not later than 180 days after enactment.

The agreement notes the essential function that the Cooperative Extension System plays in ensuring that farmers, ranchers, and communities of all sizes are empowered to meet the challenges they face, adapt to changing technology, improve nutrition and food safety, prepare for and respond to emergencies, and protect our en-

vironment. The agreement rejects proposed cuts to Extension Activities and notes the increased importance of extension given the extraordinary stresses placed on farmers, ranchers, rural businesses and communities, and the food supply chain by trade and market uncertainty and the current economic downturn.

The agreement is concerned that the Cooperative Extension System may not reach minority, socially disadvantaged, and Tribal communities in proportion to their participation in the agricultural sector. All institutions that receive extension funding should seek to ensure that an equitable percentage of their overall extension work reaches minority, socially disadvantaged, and Tribal communities. The agreement directs NIFA to evaluate distribution of extension resources to these three populations and report to the Committees no later than 90 days after enactment of this Act.

The following table reflects the agreement:

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE EXTENSION ACTIVITIES
(Dollars in thousands)

Smith-Lever, Section 3(b) and (c) programs and Cooperative Extension	7 U.S.C. 343(b) and (c) and 208(c) of P.L. 93-471.	\$315,000
Extension Services at 1890 Institutions	7 U.S.C. 3221	62,000
Extension Services at 1994 Institutions	7 U.S.C. 343(b)(3)	8,500
Facility Improvements at 1890 Institutions	7 U.S.C. 3222b	21,500
Renewable Resources Extension Act	16 U.S.C. 1671 et seq.	4,060
Rural Health and Safety Education Programs	7 U.S.C. 2662(i)	4,000
Food Animal Residue Avoidance Database Program	7 U.S.C. 7642	2,500
Women and Minorities in STEM Fields	7 U.S.C. 5925	400
Food Safety Outreach Program	7 U.S.C. 7625	10,000
Food & Ag Service Learning	7 U.S.C. 7633	2,000
Farmer Stress Assistance Network	7 U.S.C. 5936	10,000
Smith-Lever, Section 3(d):	7 U.S.C. 343(d)	
Food and Nutrition Education		70,000
Farm Safety and Youth Farm Safety Education Programs		5,000
New Technologies for Agricultural Extension		3,550
Children, Youth, and Families at Risk		8,395
Federally Recognized Tribes Extension Program		3,200
Total, Section 3(d)		90,145
Necessary Expenses of Extension Activities:		
Agriculture in the K-12 Classroom	7 U.S.C. 3152(j)	552
Federal Administration—Other Necessary Expenses for Extension Activities		7,790
Total, Necessary Expenses		8,342
Total, Extension Activities		\$538,447

INTEGRATED ACTIVITIES

The agreement provides \$39,000,000 for NIFA, Integrated Activities.

The agreement directs the Secretary to support pest management programs in potato growing States to minimize the application of pesticides and to maximize the yield and quality of harvested potatoes.

The following table reflects the amounts provided by the agreement:

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE INTEGRATED ACTIVITIES
(Dollars in thousands)

Methyl Bromide Transition Program	7 U.S.C. 7626	\$2,000
Organic Transition Program	7 U.S.C. 7626	7,000
Regional Rural Development Centers	7 U.S.C. 450i(c)	2,000
Food and Agriculture Defense Initiative	7 U.S.C. 3351	8,000
Crop Protection/Pest Management Program	7 U.S.C. 7626	20,000

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE INTEGRATED ACTIVITIES—Continued
(Dollars in thousands)

Total, Integrated Activities	\$39,000
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OFFICE OF THE UNDER SECRETARY FOR MARKETING AND
REGULATORY PROGRAMS

The agreement provides \$809,000 for the Office of the Under Secretary for Marketing and Regulatory Programs.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$1,064,179,000 for the Animal and Plant Health Inspection Service (APHIS), Salaries and Expenses. The agreement provides a net increase of \$21,468,000 for high priority initiatives in order to protect the plant and animal resources of the Nation from pests and diseases. Within the increase total, the agreement includes the following: \$7,368,000 for pay and retirement contributions; \$2,300,000 for the Equine, Cervid, and Small Ruminant Health program to help address chronic wasting disease; \$3,000,000 for the Center for Veterinary Biologics for additional staff; \$3,000,000 for Zoonotic Disease Management for an antimicrobial resistance dashboard tool; \$2,000,000 for Cotton Pests for boll weevil eradication activities; \$9,000,000 for Specialty Crop Pests for the control and eventual eradication of the navel orangeworm (\$2,000,000) and of the spotted lanternfly (\$4,000,000), and for canine detection and surveillance activities (\$3,000,000); \$1,000,000 for Wildlife Damage Management to support feral swine eradication efforts; \$2,000,000 for Wildlife Services Methods Development for chronic wasting disease work at the National Wildlife Research Center; and \$1,000,000 for Horse Protection.

The agreement includes \$6,200,000 in reductions as requested by the Department from Veterinary Diagnostics and completed pest programs. The agreement also reallocates \$3,000,000 from Field Crop and Rangeland Ecosystems Pests and provides the same amount separately for a pilot program for the control and eradication of the cogongrass weed.

Excluding pay and retirement contribution adjustments, the agreement provides a total of \$69,500,000 for citrus health programs, including projects for Huanglongbing (HLB) and support for the HLB Multi-Agency Coordination Group.

The agreement provides \$32,893,000 for Agricultural Quarantine Inspections (AQI), including pre-departure and interline inspections. The agreement notes that assessing AQI treatment monitoring fees on a per-enclosure basis imposes disproportionate impacts on industry and user groups at certain key ports of entry, including ports along the Southeastern United States. USDA is encouraged to continue evaluating alternative and equitable funding mechanisms in consultation with relevant stakeholder groups.

The agreement provides \$3,000,000 for APHIS to work with a public-private partnership focused on combating the global threat

of antimicrobial resistance across humans, animals, and the environment by way of the development of an antimicrobial resistance dashboard tool for livestock management, research, risk, and stewardship.

The agreement provides no less than the fiscal year 2020 level for cattle fever tick eradication needs and directs APHIS to coordinate with ARS on the development of its long-term cattle fever tick research program.

The agreement provides no less than \$11,000,000 for cervid health activities. Of the amount provided, \$7,000,000 shall be for APHIS to allocate funds directly to State departments of wildlife and State departments of agriculture to further develop and implement chronic wasting disease (CWD) surveillance, testing, management, and response activities. In allocating these funds, APHIS shall give priority to States that have experienced a recent incident of CWD, have a CWD monitoring and surveillance program, and have a diagnostic laboratory system certified for CWD testing. Within the remaining \$4,000,000 provided, APHIS should give consideration to indemnity payments if warranted.

Of the funds made available for the National Clean Plant Network (NCPN), \$500,000 is provided for equipment purchases to ensure the establishment of an additional diagnostic and therapy center for the NCPN–Berries. Further, no less than the fiscal year 2020 level should be available for the NCPN–Berries diagnostic center.

The agreement directs APHIS to work with ARS and stakeholders, and provides no less than the fiscal year 2020 level to develop an integrated management program for control of the Roseau cane scale insect pest infestation.

The agreement is aware that USDA has confirmed the detection of Asian giant hornets in Washington State. The agreement directs the Department to keep the Committees apprised of any new nest detections and resources needed to support detection surveys, outreach, and methods development for detection and response tools to prevent the establishment of the Asian giant hornet in the United States.

The agreement recognizes the extreme economic hardship posed to gamebird and egg farmers when flocks are determined to be infected by highly and low pathogenic avian influenza and acknowledges the severe limitations on controlled marketing available to producers of live game birds, as well as the income loss from egg production. The agreement encourages APHIS to provide full indemnity coverage for gamebird and egg operations and cease attempts to limit coverage.

The agreement urges USDA to consider providing emergency response resources, such as a funding set aside from the Plant Protection Act Section 7721 program, to rapidly respond to pest emergencies of high economic consequence in Hawaii. The agreement also urges USDA to assist with coordination, support, and other available tools and resources to State, academic, and coffee industry stakeholders.

The agreement remains concerned about the capacity of States to conduct surveillance, testing, prevention, and research relating to Eastern Equine Encephalitis and provides no less than the fiscal

year 2020 level to support ongoing cooperative agreements with impacted States.

The agreement recognizes the importance of discovering collaborative, science-based solutions for feral wild horse animal management and encourages APHIS to study the control of large feral animal populations that pose health and safety risks.

The agreement provides no less than the fiscal year 2020 level to support the implementation of the Lacey Act within the Safe Trade and International Technical Assistance program.

The agreement supports the Department's decision to develop a new National Aquaculture Health Plan in accordance with Executive Order 13921 and directs APHIS to collaborate with State and land-grant university partners in the development of the new plan. The agreement further directs the Department to report to the Committees within 60 days of enactment of this Act on its efforts in this regard.

The agreement provides no less than \$3,000,000 for APHIS to develop a qualified workforce comprised of subject matter experts. The agreement encourages APHIS to establish cooperative agreements with academic research institutions, particularly non-land grant Hispanic-Serving Institutions, to support the next generation of the NBAF workforce.

The agreement is concerned about online dog dealers that are continuing to sell animals without the necessary USDA licenses pursuant to the Animal Welfare Act. The agreement encourages APHIS to continue to conduct robust oversight and enforcement of this statute and the 2013 rule requiring online dealers who are selling animals to consumers sight-unseen to have the necessary license.

The agreement includes no less than the fiscal year 2020 funding level to improve understanding of EU1 and NA1 strains of the sudden oak death pathogen and treatment methods to inform control and management techniques in wildlands.

The agreement encourages APHIS to further investigate West Nile virus and other infectious diseases affecting farm raised alligators and develop treatments and methods to prevent infection and transmission.

The agreement provides no less than the fiscal year 2020 level for the agency to reduce blackbird depredation in the Northern Great Plains.

The agreement provides no less than the fiscal year 2020 level for damage management efforts and the development of methods to assist catfish producers in combatting the persistent threat and economic hardship caused by cormorants, pelicans, and other birds.

The agreement provides an additional \$1,000,000 above the fiscal year 2020 level in support of APHIS efforts to decrease the damage and risk to agriculture, natural resources, and property caused by feral swine.

The agreement provides \$28,000,000 for the National Rabies Management Program to fortify existing barriers and advance prevention and eradication efforts.

The agreement provides \$2,000,000 within Wildlife Damage Management to maintain a national training academy focused on those areas of greatest concern for human-animal conflicts.

The agreement supports additional research to address improved diagnostics, management, treatment, and transmission pathways of CWD. Concerns also remain about the growing threat of CWD in the Southeastern United States and the potential for conflicts between people and cervids nationwide. The agreement notes that while CWD has the potential to reduce populations long-term and cause major socio-economic impacts, its zoonotic potential lacks a definitive conclusion, among other unknowns. Therefore, the agreement provides an additional \$2,000,000 to expand the mission area of Wildlife Services and its National Wildlife Research Center to include CWD-related research, including activities to prevent future conflicts between humans and cervid populations.

The agreement is concerned by the growing prevalence of Little Cherry Disease in the Pacific Northwest and California, and the significant threat that it poses to the region's stone fruit. The agreement encourages the Secretary to prioritize work and research on detection and mitigation of the disease and to work with growers, universities, and other partners to develop effective control mechanisms.

The following table reflects the agreement:

ANIMAL AND PLANT HEALTH INSPECTION SERVICE
(In thousands of dollars)

Animal Health Technical Services	\$38,093
Aquatic Animal Health	2,272
Avian Health	63,213
Cattle Health	105,216
Equine, Cervid, and Small Ruminant Health	28,982
National Veterinary Stockpile	5,736
Swine Health	25,020
Veterinary Biologics	20,570
Veterinary Diagnostics	56,979
Zoonotic Disease Management	19,620
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Subtotal, Animal Health	365,701
Agricultural Quarantine Inspection (Appropriated)	32,893
Cotton Pests	13,597
Field Crop & Rangeland Ecosystems Pests	10,942
Pest Detection	27,733
Plant Protection Methods Development	20,884
Specialty Crop Pests	196,553
Tree & Wood Pests	60,456
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Subtotal, Plant Health	663,058
Wildlife Damage Management	111,647
Wildlife Services Methods Development	21,046
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Subtotal, Wildlife Services	132,693
Animal & Plant Health Regulatory Enforcement	16,400
Biotechnology Regulatory Services	19,020
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Subtotal, Regulatory Services	35,420
Contingency Fund	478
Emergency Preparedness & Response	41,268
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Subtotal, Emergency Management	41,746
Agriculture Import/Export	15,722
Overseas Technical & Trade Operations	24,198
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Subtotal, Safe Trade	39,920
Animal Welfare	31,661

ANIMAL AND PLANT HEALTH INSPECTION SERVICE—Continued
(In thousands of dollars)

Horse Protection	2,009
Subtotal, Animal	
Welfare	33,670
APHIS Information Technology Infrastructure	4,251
Physical/Operational Security	5,153
Rent and DHS Payments	42,567
Subtotal, Agency	
Management	51,971
Total, Direct Appropriation	\$1,064,179

BUILDINGS AND FACILITIES

The agreement provides \$3,175,000 for APHIS Buildings and Facilities.

AGRICULTURAL MARKETING SERVICE

MARKETING SERVICES

The agreement provides \$188,358,000 for Agricultural Marketing Service (AMS), Marketing Services.

The agreement provides increases of \$2,000,000 for the Farmers Market and Local Food Promotion Program; \$2,000,000 for the National Organic Program; and \$500,000 for the Organic Data Initiative.

The agreement recognizes that accurate data for the production, pricing, and marketing of organic products is essential to maintaining stable markets, identifying fraud, creating risk management tools, tracking production trends, and increasing exports. The Secretary is directed to require mandatory reporting on an annual basis by accredited certifying agents on aggregate production areas certified by crop and location in order to accurately calculate organic acreage and yield estimates on a country-by-country basis. Additionally, the agreement directs the Secretary to submit a report to the Committees within one year of enactment of this Act detailing the Department’s current collection and publication of organic data and identifying gaps in the reporting or collection of organic-specific data.

The agreement encourages AMS to prioritize proposals for the Acer Access and Development Program that support the promotion of research and education, natural resource sustainability, and market development and promotion.

The agreement recognizes the severe stress and harsh economic losses facing the Nation’s dairy farmers that have driven thousands of farmers out of business and delayed economic recovery for those that remain. Given this urgency, the agreement encourages the Secretary to use all available resources to help these struggling farmers to diversify, innovate, and reduce risk.

The agreement recognizes that the current economic climate has had a severe, negative impact on local food systems. The agreement encourages AMS to prioritize funding applications that increase the resilience and adaptability of local food systems and ensure compliance with the Food Safety Modernization Act.

The agreement urges USDA to reestablish the Wild Caught Working Group under the National Organic Standards Board to evaluate wild capture aquatic animal production systems and assess the feasibility and appropriateness of developing organic production, handling, and labeling standards for wild caught seafood. USDA is directed to provide a report on the status of discussions with interested parties, including the wild caught seafood industry and the organic community, regarding the feasibility and framework for establishing organic standards for wild-caught seafood.

The agreement recognizes the importance of consumer confidence in the integrity of the USDA Organic Seal and notes the work that USDA has done to increase training and certifier consistency with respect to dairy operations. The agreement directs AMS to continue to resolve inconsistencies in enforcement and interpretation of regulations, including those relating to the transition of livestock to organic dairy production and dry matter intake during the grazing season. AMS is further directed to continue to conduct critical risk-based oversight, particularly for large, complex dairy operations.

The agreement recognizes the importance of ensuring that meat pricing mechanisms are transparent and provide reliable price discovery for cattle producers and that farmers, ranchers, processors, and consumers must have a fair and competitive marketplace. The agreement directs the Secretary, working with the Attorney General as appropriate, to act expeditiously to analyze these issues and to consider extending the ongoing investigation to include recent economic disruptions.

LIMITATION ON ADMINISTRATIVE EXPENSES

The agreement includes a limitation on administrative expenses of \$61,227,000.

FUNDS FOR STRENGTHENING MARKETS, INCOME, AND SUPPLY (SECTION 32)

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$20,705,000 for Funds for Strengthening Markets, Income, and Supply.

The following table reflects the status of this fund:

Appropriation (30% of Customs Receipts)	\$22,733,332
<i>Less Transfers:</i>	
Food and Nutrition Service	- 21,040,057
Commerce Department	- 262,275
<i>Total, Transfers</i>	- 21,302,332
Budget Authority, Farm Bill	1,431,000
Appropriations Temporarily Reduced—Sequestration	- 71,136
<i>Budget Authority, Appropriations Act</i>	1,359,864
<i>Less Obligations:</i>	
Child Nutrition Programs (Entitlement Commodities)	485,000
State Option Contract	5,000
Removal of Defective Commodities	2,500
Disaster Relief	5,000
Additional Fruits, Vegetables, and Nuts Purchases	206,000
Fresh Fruit and Vegetable Program	183,000
Estimated Future Needs	800,425
<i>Total, Commodity Procurement</i>	1,686,925
<i>Administrative Funds:</i>	
Commodity Purchase Support	36,746
Marketing Agreements and Orders	20,705
<i>Total, Administrative Funds</i>	57,451
<i>Total Obligations</i>	\$1,744,376

PAYMENTS TO STATES AND POSSESSIONS

The agreement provides \$1,235,000 for Payments to States and Possessions.

LIMITATION ON INSPECTION AND WEIGHING SERVICES EXPENSES

The agreement includes a limitation on inspection and weighing services expenses of \$55,000,000.

OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

The agreement provides \$809,000 for the Office of the Under Secretary for Food Safety.

The agreement recognizes the current pressure across the food supply chain. The Food Safety and Inspection Service (FSIS) is directed to do everything possible to ensure employees are safe. This includes determining whether an establishment's operating procedures sufficiently protect the safety of inspectors. The agreement directs FSIS to review the impact of the line-speed waivers it has granted on employees' health and safety and report back to the Committees within 90 days of enactment of this Act. Going forward, FSIS is encouraged to consult with the Occupational Safety and Health Administration to ensure that any future line speed increases would not have an adverse impact on employees' safety.

FOOD SAFETY AND INSPECTION SERVICE

The agreement provides \$1,075,703,000 for the Food Safety and Inspection Service (FSIS). This amount includes \$4,500,000 for the Consumer Safety Inspection conversion and \$1,000,000 to defray the costs of inspection personnel outside of scheduled hours for the inspection of wild caught invasive species in the order siluriformes and family Ictaluridae.

The agreement directs FSIS to provide a report no later than 120 days after enactment of this Act with strategies the agency is using to ensure that Brazilian raw beef imports are meeting the set standards.

The following table reflects the agreement:

FOOD SAFETY AND INSPECTION SERVICE
(Dollars in thousands)

Federal	\$957,348
State	66,730
International	17,045
Public Health Data Communications Infrastructure System	34,580
Total, Food Safety and Inspection Service	\$1,075,703

TITLE II

FARM PRODUCTION AND CONSERVATION PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR FARM PRODUCTION AND CONSERVATION

The agreement provides \$916,000 for the Office of the Under Secretary for Farm Production and Conservation.

The agreement does not support the co-location of FPAC agency State offices into General Services Administration (GSA) locations if it is not in the best interest of USDA employees, customers, and taxpayers. Therefore, the agreement directs the Under Secretary for FPAC to provide a report within 90 days of enactment of this Act on proposed co-locations of FPAC agency State offices, the cost-savings benefits associated with each, and anticipated improvements in customer service associated with each proposed GSA location.

FARM PRODUCTION AND CONSERVATION BUSINESS CENTER
SALARIES AND EXPENSES
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$231,302,000 for the Farm Production and Conservation (FPAC) Business Center. In addition, \$60,228,000 is transferred from the Commodity Credit Corporation, \$112,000 is transferred from the P.L. 480 Program, and \$318,000 is transferred from Commodity Credit Corporation Export Loan Programs.

The agreement notes that in prior years, transfers from the P.L. 480 and the Commodity Credit Corporation Export Loan Programs were provided to the Farm Service Agency, Salaries and Expenses. Now that those functions have been transferred to the Business Center, so too are these funds.

The agreement notes that the FPAC Business Center was created by the Secretary in 2018 with the goals of consolidating administrative functions, reducing inefficiencies, and increasing customer service. However, the agreement is concerned about reports of prolonged delays in filling critical staffing vacancies, which have led to delays in the deployment of important conservation and commodity programs. The agreement reminds the Secretary that the detailed report required in the Explanatory Statement accompanying the fiscal year 2020 Consolidated Appropriations Act, which was due February 2020, regarding the FPAC Business Center's efficiencies gained, metrics, hiring plan, and potential reorganization, is overdue.

FARM SERVICE AGENCY
SALARIES AND EXPENSES
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$1,142,924,000 for Farm Service Agency (FSA), Salaries and Expenses. The agreement supports the mission of FSA and the important services that it provides across the country. The agreement is dedicated to ensuring FSA has reliable and functioning IT systems. The agreement does not accept the net decreases for information technology as proposed, and provides \$20,400,000 for farmers.gov.

The agreement is concerned FSA did not adequately consider the urgent threat of drought in the Draft Programmatic Environmental Assessment. (PEA) for the Conservation Reserve Program. The agreement urges the Secretary to revise the PEA to allow dryland

agriculture uses, with the adoption of best management practices, on land enrolled in the Conservation Reserve Enhancement Program (CREP). The agreement further directs the Secretary to submit a report to the Committees detailing a full analysis of the new CREP dryland agricultural uses authority and what dryland farming best management practices could do to make advancements to protect ground water and surface water quality and control soil erosion while enhancing wildlife habitat.

Concerns remain about staffing shortages at FSA offices. No later than 90 days from the enactment of this Act, the agreement directs the Secretary to submit a report to Congress with an administrative breakdown of allotment levels by State, current full-time equivalents, current on-board permanent employees by State, and funded ceiling levels by State.

The agreement recognizes the significant potential of the Acreage Crop Reporting Streamlining Initiative (ACRSI) to reduce the time and burden of Federal reporting requirements on farmers by allowing farmers to report data electronically and securely with both the Risk Management Agency and the Farm Service Agency to automatically pre-populate forms, eliminate redundant reporting, and increase data integrity. The agreement notes that USDA's prioritization of ACRSI has been inadequate and therefore directs the Under Secretary for Farm Production and Conservation to allocate all necessary resources to identify the software options necessary to ensure that ACRSI technology is adopted and deployed by the Risk Management Agency and the Farm Service Agency within 120 days of enactment of this Act.

The agreement strongly encourages the Secretary, within the total acreage made available for enrollment in the Conservation Reserve Program and without reducing the periodic availability of general signup, to enroll, to the maximum extent practicable, acreage for activities included in the State Acres for Wildlife Enhancement practice or other similar administratively established wetland and habitat practices that benefit priority fish and wildlife species identified in State, regional, and national conservation initiatives, prioritizing initiatives that provide large blocks of cover ideal for wildlife nesting.

The agreement reminds USDA that the joint explanatory statement accompanying Public Law 116-94 directed FSA to amend the existing regulations under 7 C.F.R. 1416 to ensure producers of farm-raised fish intended for human consumption are eligible to receive payments for death losses due to disease or avian predation within 180 days of enactment of that Act. The agreement expects FSA to carry out this congressional directive.

The agreement is concerned that the Department provided inaccurate estimates to Congress on the available unused funding for the National Organic Certification Cost-Share Program (OCCSP) during the development of the Agriculture Improvement Act of 2018 (Public Law 115-334). The overestimates have led to a funding gap that is leaving farmers with far less assistance for completing this expensive and essential step that is required to tap into the growing market for certified organic food in the United States. The agreement directs the Secretary to submit a report to the Committees on how it will resolve inconsistencies in supplying

Congress with estimates on funding available for the OCCSP and other Farm Bill programs.

The agreement directs FSA to work with ranchers to tailor the Livestock Indemnity Program to address unique circumstances, such as panther depredation, which are currently preventing producers from receiving compensation for losses.

The following table reflects the agreement:

(Dollars in thousands)

Salaries and expenses	\$1,142,924
Transfer from ACIF	294,114
Total, FSA Salaries and expenses	\$1,437,038

STATE MEDIATION GRANTS

The agreement provides \$6,914,000 for State Mediation Grants.

GRASSROOTS SOURCE WATER PROTECTION PROGRAM

The agreement provides \$6,500,000 for the Grassroots Source Water Protection Program.

DAIRY INDEMNITY PROGRAM

(INCLUDING TRANSFER OF FUNDS)

The agreement provides such sums as may be necessary for the Dairy Indemnity Program.

The agreement is aware that a small number of dairy farms are unable to sell their milk as a result of contamination from a family of synthetic chemicals, collectively known as “PFAS” chemicals. The agreement notes that USDA’s own research has shown that PFAS residues remain detectable in contaminated livestock even after an extended withdrawal period, which could result in potential human exposure. The agreement requires the Secretary to utilize the Dairy Indemnity Payment Program to purchase and remove PFAS contaminated cows from the market, rather than paying for prolonged and imprudent monthly production indemnities. The Secretary shall utilize the established, applicable Livestock Indemnity Program average fair market value price to compensate for PFAS contaminated cows at affected dairies.

AGRICULTURAL CREDIT INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$9,858,176,000 for the ACIF program account.

The agreement includes \$5,000,000 for Indian Highly Fractionated Land Loans and notes there are sufficient carryover balances to help meet demand. The agreement directs FSA to provide a report on the program’s utilization and directs FSA to increase outreach to tribes and tribal members to improve the accessibility of the program.

The following table reflects the agreement:

(Dollars in thousands)

<i>Loan Authorizations:</i>	
Farm Ownership Loans:	
Direct	\$2,500,000
Guaranteed	3,300,000
Subtotal, Farm Ownership Loans	5,800,000
Farm Operating Loans:	
Direct	1,633,333
Unsubsidized Guaranteed	2,118,482
Subtotal, Farm Operating Loans	3,751,815
Emergency Loans	37,668
Indian Tribe Land Acquisition Loans	20,000
Conservation Loans-Guaranteed	150,000
Relending Program	33,693
Indian Highly Fractionated Land	5,000
Boll Weevil Eradication	60,000
Total, Loan Authorizations	9,858,176
<i>Loan Subsidies:</i>	
Farm Operating Loan Subsidies:	
Direct	38,710
Unsubsidized Guaranteed	23,727
Subtotal, Farm Operating Subsidies	62,437
Emergency Loans	207
Relending Program	5,000
Indian Highly Fractionated Land	742
Total, Loan Subsidies	68,386
ACIF Expenses:	
Salaries and Expenses	294,114
Administrative Expenses	13,230
Total, ACIF Expenses	\$307,344

RISK MANAGEMENT AGENCY

SALARIES AND EXPENSES

The agreement provides \$60,131,000 for the Risk Management Agency (RMA), Salaries and Expenses.

The agreement directs FSA and RMA, in consultation with relevant stakeholders, to study and update corn test weight discount tables to improve the accuracy of these discount factors.

The agreement directs RMA to provide flexibility to producers wishing to hay or graze cover crops on prevented planting acreage before November 1. The agreement further directs RMA to study alternatives to a nationwide haying and grazing date in order to avoid primary nesting and the potential impact of eliminating penalties for haying and grazing after the primary nesting season. RMA shall report the results of this study to the Committees no later than 180 days after enactment of this Act.

The agreement recognizes that crop insurance is a vital public-private partnership, however, additional education is needed for farmers with clear, comparative, and easy to understand information on the costs of selected crop insurance policies, the producer premium, and the Federal premium subsidy. The agreement directs the Secretary to work with crop insurance providers and agents to ensure that all farmers have access to that cost information on their policies in a transparent and easy to understand manner.

The agreement notes that the Agriculture Improvement Act of 2018 (Public Law 115-334) directed the Board of Directors of the

Federal Crop Insurance Corporation to consider treating the different growth stages of aquaculture species as separate crops for the Whole Farm Diversified Risk Management Insurance Plan. RMA is directed to submit a report to the Committees regarding the steps taken by the Board to consider the feasibility of this proposed change to recognize the difference in perils at different phases of growth for aquaculture species.

NATURAL RESOURCES CONSERVATION SERVICE

CONSERVATION OPERATIONS

The agreement provides \$832,727,000 for Natural Resources Conservation Service (NRCS), Conservation Operations.

The agreement provides \$9,488,000 for the Snow Survey and Water Forecasting Program; \$9,540,000 for the Plant Materials Centers; \$79,444,000 for the Soil Surveys Program, of which \$1,000,000 is for the ongoing Soil Health Initiative linking soil health and crop cover management; and \$734,255,000 for Conservation Technical Assistance, of which \$2,458,000 is for the Farmers.gov Customer Experience Portal program.

The agreement provides \$3,754,000 to maintain relevant soil survey for all lands of the United States and territories, including Federal and Tribal lands, and encourages NRCS to consider including activities that study the impact grazing, wildfire, recreation, invasive species, and carbon sequestration have on the soil.

The agreement recognizes that improving soil health on agricultural lands is key to achieving both meaningful conservation and economic benefits for producers. The agreement notes the strong stakeholder interest in the new on-farm conservation innovation trials and the soil health demonstration trial. The Secretary is encouraged to dedicate more Conservation Technical Assistance to establish standard protocols for measuring and testing carbon levels to evaluate gains in soil health that will help producers to create positive economic, environmental, and social outcomes through ecosystem service markets. The agreement believes that additional Conservation Technical Assistance should be provided for healthy soil planning, soil carbon sequestration, and conservation activity planning.

The agreement is concerned about soil quality near watersheds such as the Great Lakes Basin, Salton Sea, Lake Okeechobee, and the Chesapeake Bay. The agreement directs NRCS to provide an analysis on the feasibility of evaluating outcomes of watershed and cropland projects implemented through the Conservation Effects Assessment Project. The analysis should include cost, timeframe, and any gaps in data that would prevent a thorough analysis.

The Secretary is encouraged to use mitigation with the conversion of a natural wetland and equivalent wetlands functions at a ratio which does not exceed 1-to-1 acreage.

The agreement directs NRCS to include the Mississippi River Basin, the Chesapeake Bay Watershed, Western Waters, Northeastern Forests and Waters, Prairie Grasslands, and Longleaf Pine Range States as priority areas for Critical Conservation Area funding under the Regional Conservation Partnership Program. The agreement encourages NRCS to leverage all possible resources to

identify nutrient loss and reduce runoff to achieve the goals of the 2015 Gulf Hypoxia Action Plan. The agreement believes additional Conservation Technical Assistance is warranted in these Critical Conservation Areas to improve conservation planning capacity and achieve critical conservation goals.

The agreement is concerned about the severe and prolonged drought in the West and applauds the passage of the Colorado River Basin Drought Contingency Plans. The agreement notes the updates made by the Agriculture Improvement Act of 2018 to address water conservation and drought mitigation, including eligibility changes for water conservation and irrigation efficiency practices. The agreement expects NRCS to utilize all available opportunities to assist producers, states, irrigators, irrigation districts, and acequias in implementing area-wide plans and critical innovative drought resiliency and mitigation efforts. In providing this assistance, the agreement further expects NRCS to prioritize support for implementation of Drought Contingency Plans, agreements, or programs that conserve surface or ground water, improve drought resiliency, and address current and anticipated conservation needs and severe drought-related resource concerns.

The agreement notes that Section 2304(e) of Public Law 115–334 allows acequias and land grant mercedes to apply directly to the Environmental Quality Incentives Program (EQIP). The agreement recognizes that there are hundreds of acequias and dozens of land grants in New Mexico that can now gain direct access to this important conservation program. The NRCS is urged to develop EQIP guidance that ensures timely input from local communities, including listening sessions with land grants and acequias.

The agreement directs NRCS to provide a report on actions it will take to eliminate program duplication as identified in Inspector General reports.

WATERSHED AND FLOOD PREVENTION OPERATIONS

The agreement provides \$175,000,000 for Watershed and Flood Prevention Operations (WFPO).

The agreement directs the Secretary to provide greater flexibility to State Conservationists to utilize technical assistance dedicated for specific WFPO projects for administration and planning statewide for all WFPO projects.

The agreement is concerned about ongoing delays with some WFPO projects and the impact such delays have on local communities, especially those aimed at supplying drinking water to rural communities. Such delays can force undue costs on local communities that must find alternative temporary sources of water. The agreement urges the Secretary to address these issues and complete projects in a timely manner. The Secretary is encouraged to consider all costs related to the use of alternative water sources resulting from delays in project completion, as in-kind service eligible for credit as non-Federal contribution. In addition, the agreement directs the Secretary to report to the Committees on the status of all federally funded WFPO projects throughout the States and territories that remain unfinished or incomplete due to lack of funds.

WATERSHED REHABILITATION PROGRAM

The agreement provides \$10,000,000 for the Watershed Rehabilitation Program.

CORPORATIONS

FEDERAL CROP INSURANCE CORPORATION FUND

The agreement provides such sums as may be necessary for the Federal Crop Insurance Corporation Fund.

COMMODITY CREDIT CORPORATION FUND

REIMBURSEMENT FOR NET REALIZED LOSSES

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides such sums as may be necessary for Reimbursement for Net Realized Losses of the Commodity Credit Corporation.

HAZARDOUS WASTE MANAGEMENT

(LIMITATION ON EXPENSES)

The agreement provides a limitation of \$15,000,000 for Hazardous Waste Management.

TITLE III

RURAL DEVELOPMENT PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR RURAL DEVELOPMENT

The agreement provides \$812,000 for the Office of the Under Secretary for Rural Development.

The agreement provides \$635,000,000 to support the ReConnect pilot program to increase access to broadband connectivity in unserved rural communities, and directs the Department to target grants and loans to areas of the country with the largest broadband coverage gaps. These projects should utilize technology that will maximize coverage of broadband with the most benefit to taxpayers and the rural communities served. The agreement notes stakeholder concerns that the ReConnect pilot does not effectively recognize the unique challenges and opportunities that different technologies, including satellite, provide to delivering broadband in noncontiguous States or mountainous terrain and is concerned that providing preference to 100mbps symmetrical service unfairly disadvantages these communities by limiting the deployment of other technologies capable of providing service to these areas. The ReConnect pilot is intended to be technology neutral and the Secretary is encouraged to reconsider awarding extra points to applicants from States without restrictions on broadband delivery by utilities service providers in order to ensure this criterion is not a determining factor for funding awards.

In addition, the Department is reminded to avoid efforts that could duplicate existing networks built by private investment or those built leveraging and utilizing other Federal programs and to

coordinate with the National Telecommunications Information Administration and the Federal Communications Commission to ensure wherever possible that any funding provided to support deployment of last-mile broadband infrastructure is targeted to areas that are currently unserved.

Further, the Department is encouraged to prioritize projects financed through public-private partnerships and projects where Federal funding will not exceed 50 percent of the project's total cost.

The agreement also notes that in administering the ReConnect pilot program established by section 779 of division A of the Consolidated Appropriations Act, 2018 (Public Law 115–141), the Secretary of Agriculture shall, for purposes of determining entities eligible to receive assistance, allow entities of any structure, including partnerships or infrastructure applications, provided sufficient assurances are given that broadband services will be provided to the subject area through contractual arrangements. Additionally, the Department shall permit awardees flexibility to satisfy the terms of awards, including the deployment and operation of broadband facilities, through affiliates or other third parties, where doing so would facilitate completion of the funded projects, provided that the Federal interest in the funded facilities is adequately secured, whether through a lien, a letter of credit, a right to recoup payments (in the case of awardees the Secretary deems to be low-risk), or some alternate security.

ReConnect funding for service areas where High-Cost USF recipients under the CAF–II auction have buildout obligations of 25/3 Mbps or greater for fixed terrestrial broadband can only be requested by the entity that is receiving such USF support. Project sponsors that receive USF support in those areas may only apply for funds that serve those areas from the 100% loan funding category under the ReConnect Program. For purposes of clarification, this limitation on eligibility shall only apply to those areas (e.g., study areas or census blocks) for which the USF CAF–II recipient is subject to a buildout obligation of 25/3 Mbps or greater for fixed terrestrial broadband.

The Secretary is encouraged to support efforts to increase transparency and follow the notice and comment rulemaking procedures of the Administrative Procedure Act (Public Law 79–404) with respect to all program administration and activities, including publishing a written decision on RUS' website of how challenges were decided and the agency's reasons for such decision.

The Agriculture Improvement Act of 2018 (Public Law 115–334) included new authorities for rural broadband programs that garnered broad stakeholder support as well as bipartisan, bicameral agreement in Congress. Therefore, the Secretary is directed to provide a report on how the Department plans to utilize these authorities to deploy broadband connectivity to rural communities.

The agreement encourages the Department to consider the mission and scope of all program applicants, including community colleges, hospitals and other regional public service entities and their ability to effectively address rural depopulation struggles. These entities are often located in regional “hub” communities larger than the program population limits, yet without these critical services

many of the surrounding smaller towns could not exist and prosper. The agreement encourages the Secretary to make grants and loans available to these institutions in order to serve rural areas.

The agreement provides \$5,000,000 for the RISE grant program enacted as part of the Agriculture Improvement Act of 2018 (Public Law 115–334). These grants have the potential to help struggling communities by funding jobs accelerators in low-income rural areas. The agreement recommends funding be prioritized for entities leveraging next generation gigabit broadband service to promote entrepreneurship and entities based in geographical areas with established agriculture and technology sectors which are focused on the development of precision and autonomous agriculture technologies as a way to strengthen rural economies and create jobs.

RURAL DEVELOPMENT

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$264,024,000 for Rural Development, Salaries and Expenses. This amount includes \$7,000,000 for transitioning to a modern platform for Single Family Direct Housing.

The agreement provides an increase of \$2,000,000 for the Placemaking Initiative to expand or enhance cooperative agreements begun in fiscal year 2020. Awards should take advantage of current or future highspeed broadband investments from the Rural Utilities Service's ReConnect program. The three main areas of Rural Development should support such efforts to help create greater social and cultural vitality in these livable rural communities.

The agreement remains concerned about IT systems within Rural Development (RD) and still awaits the requested briefing about the status of the Comprehensive Loan Program. The agreement directs the Department to provide a comprehensive report on how RD plans to modernize Rural Development's aging technology systems, including a detailed cost breakdown for each system, the priority level, and the estimated timeline for completion within 120 days of enactment of this Act.

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides a total subsidy of \$492,274,000 for activities under the Rural Housing Insurance Fund Program Account.

The Committees still await the multi-family housing preservation plan requested in S. Rept. 116–110 describing how the Department intends to preserve all viable Section 514 and 515 properties in the portfolio and direct the Department to submit this report immediately.

The agreement directs the Department to submit a report regarding the status and initial outcomes of the Section 502 Tribal

relending program in South Dakota, including program structure, management, and general demographic information on the loan recipients.

The following table indicates loan, subsidy, and grant levels provided by the agreement:

(Dollars in thousands)

Loan authorizations:	
Single family housing (sec. 502)	
Direct	\$1,000,000
Unsubsidized guaranteed	24,000,000
Housing repair (sec. 504)	28,000
Rental housing (sec. 515)	40,000
Multi-family guaranteed (sec. 538)	230,000
Site development loans (sec. 524)	5,000
Credit sales of acquired property	10,000
Self-help housing land development (sec. 523)	5,000
Farm labor housing	28,000
Total, loan authorizations	<u>\$25,346,000</u>
Loan subsidies, grants & administrative expenses:	
Single family housing (sec. 502)	
Direct	\$55,400
Housing repair (sec. 504)	2,215
Rental housing (sec. 515)	6,688
Farm labor housing (sec. 514)	5,093
Site development loans (sec. 524)	355
Self-help land development (sec. 523)	269
Total, loan subsidies	<u>70,020</u>
Farm labor housing grants	10,000
Total, loan subsidies and grants	<u>80,020</u>
Administrative expenses (transfer to RD)	412,254
Total, loan subsidies, grants, and administrative expenses	<u>\$492,274</u>

RENTAL ASSISTANCE PROGRAM

The agreement provides \$1,410,000,000 for the Rental Assistance Program.

The Secretary is encouraged to prioritize multi-family housing properties acquired by means of a section 515 loan within the current fiscal year when determining current rental assistance needs.

MULTI-FAMILY HOUSING REVITALIZATION PROGRAM ACCOUNT

The agreement provides \$68,000,000 for the Multi-Family Housing Revitalization Program Account, including \$40,000,000 to fully fund the rural housing voucher demand as estimated by USDA.

The Secretary is directed to provide a report within 120 days of enactment of this Act to estimate the cost of providing rural housing vouchers to all low-income households currently receiving USDA rental assistance and residing in a property financed with a Section 515 loan that are set to mature in the subsequent fiscal year and subsequent 10 fiscal years. In addition, the Secretary is directed to provide quarterly reports to the Committees on transfers between vouchers and the housing preservation demonstration program within the Multi-Family Housing Revitalization Program Account.

MUTUAL AND SELF-HELP HOUSING GRANTS

The agreement provides \$31,000,000 for Mutual and Self-Help Housing Grants.

RURAL HOUSING ASSISTANCE GRANTS

The agreement provides \$45,000,000 for Rural Housing Assistance Grants.

The following table reflects the grant levels provided by the agreement:

(Dollars in thousands)

Very low income housing repair grants	\$30,000
Housing preservation grants	15,000
Total, grant program	<u>\$45,000</u>

RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$74,000,000 for the Rural Community Facilities Program Account.

The agreement notes that the Agriculture Improvement Act of 2018 established a selection priority under Community Facilities loans and grants for projects that combat substance use disorder in rural America. The statutory priority emphasizes prevention, treatment, and recovery, and the agreement encourages the Department to fund these community-based facilities. Additionally, the agreement recognizes that rural communities are particularly vulnerable to the impacts of natural disasters, including wildfires, tornadoes, floods, landslides, and other extreme weather events and that these communities often lack the resources necessary to prepare for and respond to these occurrences. The agreement also encourages the Secretary to consider projects that will enhance the ability of rural communities to recover from or prepare for a natural disaster.

The agreement directs USDA to provide a report on the Community Facilities Direct and Guaranteed Loan Programs that includes the number of approved and non-approved applications for fiscal years 2017–2020 within the North American Industry Classification System, and loan processing times with strategies to make the loan review process more efficient. The report shall be submitted within 180 days of enactment of this Act.

The following table reflects the loan, subsidy, and grant amounts provided by the agreement:

(Dollars in thousands)

Loan authorizations:	
CF direct loans	\$2,800,000
CF guaranteed loans	500,000
Loan subsidies and grants:	
CF grants	32,000
Non-Conforming Subsidy	25,000
Rural Community Development Initiative	6,000
Economic Impact Initiative	6,000
Tribal college grants	5,000
Total, subsidy and grants	<u>\$74,000</u>

RURAL BUSINESS—COOPERATIVE SERVICE
 RURAL BUSINESS PROGRAM ACCOUNT
 (INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$56,400,000 for the Rural Business Program Account.

The agreement recognizes that strong partnerships exist between RD and Federal Regional Commissions and Authorities and encourages RD to coordinate with the Regional Commissions to promote efficiency during the grant planning and review process. Additionally, the agreement encourages RD to ensure flexible processes are available for each Regional Commission as appropriate.

The agreement encourages USDA to partner with States and other interested partners to build and refurbish food hub and food distribution centers that serve rural farmers but may be located in urban areas.

The agreement recognizes the dynamic nature of our rural coastal economies that are often economically diminished by the loss of natural resource-related jobs and have been the first to feel the negative effects of a changing climate. As new agriculture-related economic opportunities continue to present themselves to these rural communities, such as value-added seafood processing, the agreement encourages the use of Rural Business Development Grants in rural coastal communities to support innovation and job growth within all sectors, particularly in the case of public-private partnerships and cross-jurisdictional efforts.

The following table reflects the loan, subsidy, and grant levels provided by the agreement:

(Dollars in thousands)

Loan level:	
Business and industry guaranteed loans	\$1,000,000
Loan subsidy and grants:	
Business and industry guaranteed loans	10,400
Rural business development grants	37,000
Delta Regional Authority/Appalachian Regional Commission/Northern Border Regional Commission	9,000
Total, Rural Business Program subsidy and grants	\$56,400

INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT
 (INCLUDING TRANSFER OF FUNDS)

The agreement provides \$7,407,000 for the Intermediary Relending Program Fund Account.

The following table reflects the loan and subsidy levels provided by the agreement:

(Dollars in thousands)

Loan level:	
Estimated loan level	\$18,889
Subsidies and administrative expenses:	
Direct loan subsidy level	2,939
Administrative expenses	4,468
Subtotal, subsidies and administrative expenses	\$7,407

RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM ACCOUNT

The agreement provides \$50,000,000 for the Rural Economic Development Loans Program Account.

RURAL COOPERATIVE DEVELOPMENT GRANTS

The agreement provides \$26,600,000 for Rural Cooperative Development Grants. Of the amounts made available, \$3,000,000 is for Agriculture Innovation Centers, \$12,000,000 is for the Value-Added Producer Grant Program, and \$2,800,000 is for the Appropriate Technology Transfer for Rural Areas Program.

The agreement encourages funding for the Agriculture Innovation Centers to prioritize previously-hosted USDA Agriculture Innovation Centers where the State continues to demonstrate support and provide non-Federal grant funding to producers developing, producing, and marketing value-added agricultural and food products. Prior year or current grant awardees shall be eligible for these funds.

The agreement requests that the Department submit a report within 90 days of enactment of this Act on implementation of Section 6306 of the Agriculture Improvement Act of 2018 (Public Law 115–334), including a projected timeline for full implementation of this provision.

The agreement recognizes the importance of economic development in rural communities and the unique challenges to business growth in these areas. The agreement directs USDA to evaluate the feasibility of awarding multi-year Rural Business Development Grants and to report to Congress within 1 year of enactment of this Act on the barriers to implementing such a proposal.

The agreement directs that Value-Added Producer Grants be prioritized to support the production of value-added agricultural products referenced in S. Rept. 116–110 with significant potential to expand production and processing in the United States.

RURAL MICROENTREPRENEUR PROGRAM

The agreement provides \$6,000,000 for the Rural Microentrepreneur Program.

RURAL ENERGY FOR AMERICA PROGRAM

The agreement provides \$392,000 for the Rural Energy for America Program.

RURAL UTILITIES SERVICE

RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$621,567,000 for the Rural Water and Waste Disposal Program Account; including \$68,000,000 for water and waste disposal systems grants for Native Americans, including Native Alaskans, and the Colonias. The agreement recognizes the special needs and problems for delivery of basic services to these populations and encourages the Secretary to distribute these funds

in line with the fiscal year 2014 distribution to the degree practicable.

The following table reflects the loan, subsidy, and grant levels provided by the agreement:

(Dollars in thousands)

Loan authorizations:	
Water and waste direct loans	\$1,400,000
Water and waste guaranteed loans	50,000
Subsidies and grants:	
Water and waste direct loan subsidy	---
Guaranteed loan subsidy	60
Water and waste revolving fund	1,000
Water well system grants	5,000
Grants for Colonias, Native Americans, and Alaska Native Villages	68,000
Water and waste technical assistance grants	35,000
Circuit Rider program	20,157
Solid waste management grants	4,000
High energy cost grants	10,000
Water and waste disposal grants	463,350
306A(i)(2) grants	15,000
Total, subsidies and grants	\$621,567

RURAL ELECTRIFICATION AND TELECOMMUNICATIONS LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$35,547,000 for activities under the Rural Electrification and Telecommunications Loans Program Account.

The following table indicates loan levels provided by the agreement:

(Dollars in thousands)

Loan authorizations:	
<i>Electric:</i>	
Direct, FFB	\$5,500,000
Guaranteed underwriting	750,000
Subtotal, electric	6,250,000
<i>Telecommunications:</i>	
Direct, treasury rate	345,000
Direct, FFB	345,000
Loan subsidy:	
Direct, treasury rate	2,277
Total, loan authorizations	6,940,000
Administrative expenses	33,270
Total, budget authority	\$35,547

DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM

The agreement provides \$97,000,000 for the Distance Learning, Telemedicine, and Broadband Program.

The agreement requests an update on the status of implementation of the recommendations published in the Government Accountability Office (GAO) report GAO-18-682 within 90 days of enactment of this Act.

States with challenging, mountainous terrain incur higher costs when it comes to broadband deployment and the agreement encourages the Secretary to factor this in when evaluating Community Connect Program funding.

The following table indicates loan levels provided by the agreement:

(Dollars in thousands)

Loan authorizations:	
Broadband telecommunications	\$11,869
Total, loan authorization	11,869
Subsidy and grants:	
Distance learning and telemedicine grants	60,000
Broadband telecommunications program:	
Direct (treasury rate loans)	2,000
Grants	35,000
Total, subsidies and grants	\$97,000

TITLE IV DOMESTIC FOOD PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR FOOD, NUTRITION, AND CONSUMER SERVICES

The agreement provides \$809,000 for the Office of the Under Secretary for Food, Nutrition, and Consumer Services.

The agreement directs USDA to determine ways to streamline the application process for organizations participating in both the Summer Food Service Program and the Child and Adult Care Food Program to reduce the administrative burden for providers. USDA is directed to consider allowing organizations in good standing for 3 years participating in both programs to file only one application to administer both programs each year and to provide a report on steps taken to address this issue, including any additional streamlining actions the agency would recommend but lacks the authority to execute.

The agreement encourages the Secretary to incorporate and utilize tribally-raised bison meat into Tribal food distribution programs to address the health concerns of American Indians.

The agreement strongly encourages FNS to continue to work closely with relevant stakeholders in States with frontier communities to support locally-designed initiatives to increase food security, help communities adapt to changing growing conditions, provide opportunities for economic development, and develop capacity to grow more food locally. The agreement directs FNS to collaborate with AMS in implementing Micro-Grants for Food Security.

The agreement is concerned about the effects specific changes in SNAP eligibility can have on children, seniors, individuals with disabilities, and rural and poor communities. The Secretary is encouraged to include these State-by-State demographic profiles in the regulatory impact analysis for any newly proposed or currently pending eligibility criteria changes.

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$25,118,440,000 for Child Nutrition Programs, including \$1,000,000 in Team Nutrition to help schools meet the sodium reduction targets.

The agreement recognizes the highly nutritious value of pulse crops for children and encourages FNS to support school food authorities in sourcing and serving pulse crops to build greater awareness of the number and variety of pulse crop products and pulse ingredients available.

The agreement recognizes the benefits the Summer Electronic Benefits Transfer (EBT) program has had on reducing childhood hunger. The agreement provides an increase of \$7,000,000 and directs the Department to expand the program into new areas. Further, the agreement directs the Secretary to also fund the program in the same manner and same States and tribal organizations as were funded in fiscal year 2020. The agreement also encourages the Secretary to prioritize Summer EBT projects through the SNAP model.

Since the scope of some Farm to School projects has expanded in recent years, the agreement provides an increase of \$3,000,000 and has included language to allow maximum grant amounts to increase to \$500,000. Of the grant funds provided, the agreement directs the Secretary to use \$500,000 to form at least one cooperative agreement with an established entity, such as a regional Farm to School institute, for the creation and dissemination of information on farm to school program development and to provide practitioner education, training, ongoing school year coaching, and technical assistance.

The agreement remains concerned with the practice of lunch shaming and reminds the Secretary of the directive from fiscal year 2020 to provide guidance to program operators to address this ongoing issue. Such guidance should include identifying approaches that protect children from public embarrassment, encouraging all communications about unpaid school lunch fees be directed to the parent or guardian, and encouraging schools to take steps to ensure all students who qualify for free and reduced meals are efficiently enrolled to receive them.

Of the \$485,000,000 appropriated for Child Nutrition Programs Entitlement Commodities under Section 714 of this Act, \$20,000,000 shall be proportionally offered to States based on the number of breakfasts served in the preceding school year.

The agreement directs USDA to submit a report within one year of enactment of this Act describing the number of Summer Food Service Program grantees, the States in which they operate, the innovative methods of food delivery by non-congregate means and in non-congregate settings, the innovative methods used, and the number of additional youth served as a result.

The agreement provides the following for Child Nutrition Programs:

TOTAL OBLIGATIONAL AUTHORITY
(Dollars in thousands)

School lunch program	\$13,539,797
School breakfast program	5,039,086
Child and adult care food program	4,015,116
Summer food service program	551,944
Special milk program	7,309
State administrative expenses	317,044
Commodity procurement	1,460,769
Team Nutrition	18,004

TOTAL OBLIGATIONAL AUTHORITY—Continued
(Dollars in thousands)

Food safety education	2,988
Coordinated review	10,000
Computer support and processing	19,366
CACFP training and technical assistance	34,214
Child Nutrition Program studies and evaluations	15,299
Child Nutrition payment accuracy	11,427
Farm to school tactical team	4,077
School meals equipment grants	30,000
Summer EBT demonstration	42,000
Total	\$25,118,440

SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS,
AND CHILDREN (WIC)

The agreement provides \$6,000,000,000 for the Special Supplemental Food Program for Women, Infants, and Children, which fully funds anticipated participation for fiscal year 2021. The agreement provides \$90,000,000 for the breastfeeding peer counselor program and \$14,000,000 for infrastructure.

The agreement encourages USDA to collaborate with the Department of Health and Human Services on the development of uniform, evidence-based nutrition education materials in order to best serve WIC-eligible pregnant women and caregivers to infants impacted by Neonatal Abstinence Syndrome.

The work of the National Academies of Science (NAS) to review and make recommendations for updating the WIC food packages to reflect current science and cultural factors is recognized. The agreement notes, however, that while all revised packages now allow some fish, the amounts remain low compared to the recommendations of other authoritative health agencies. The agreement strongly encourages the Department to consider the health and cultural benefits of fish consumption as the NAS recommendations are reviewed and used to inform the Department's next course of action. The agreement also strongly encourages the Department to continue to allow states to submit cultural food package proposals to respond to the cultural preferences of WIC participants in states like Alaska.

The agreement is aware that Federal law requires State agencies administering WIC to keep a list of authorized WIC wholesalers, distributors, retailers, and manufacturers and requires that vendors only purchase infant formula from that list of authorized suppliers. The agreement is concerned that some State agencies may not adequately audit distributors and retailers. Therefore, the agreement directs FNS to develop and disseminate a best practices document for State agencies to increase enforcement of the authorized supplier purchase requirements.

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

The agreement provides \$114,035,578,000 for the Supplemental Nutrition Assistance Program (SNAP).

The agreement encourages FNS, in collaboration with AMS, to provide information to the FDPIR community on how tribal vendors can sell foods to USDA for use in food distribution programs. The Secretary is directed to notify the Committees of the Depart-

ment's efforts to engage tribes in the demonstration program and tribal participation in fiscal year 2020. The agreement further directs the Department to provide a report detailing its plans to increase the amount and variety of traditional foods included in FDPIR food baskets; its plans to identify additional Native American and Alaska Native producers of traditional foods, including wild salmon, caribou, reindeer, elk, and other foods; and its plans to purchase additional traditional foods from a greater number of indigenous producers and businesses.

The agreement directs the Secretary to continue reviewing and evaluating the verification process of earned income at certification and recertification of applicant households for the SNAP program using electronic data matching. The agreement provides \$5,000,000 for continued implementation of the National Accuracy Clearinghouse (NAC) and strongly urges the Department to move forward with the NAC to prevent duplicative issuances of SNAP benefits and improve program integrity. The agreement requests an update on the progress of the NAC within 60 days of enactment of this Act.

The agreement directs FNS to provide an update on the implementation of controls to address the reconciliation of data discrepancies across administration systems and retailers that provide benefits to individuals using fraudulent credentials, as well as data demonstrating whether the controls have reduced error rates.

The Department is reminded that SNAP funding is not to be used in contravention of section 107(b) of Division A of the Victims of Trafficking and Violence Protection Act of 2000 (114 Stat. 1475; 22 U.S.C. 7105(b)).

The agreement provides the following for SNAP:

TOTAL OBLIGATIONAL AUTHORITY	
(Dollars in thousands)	
Benefits	\$101,795,982
Contingency reserve	3,000,000
Administrative costs:	
State administrative costs	5,313,427
Nutrition Education and Obesity Prevention Grant Program	448,000
Employment and Training	625,778
Mandatory other program costs	278,934
Discretionary other program costs	998
Administrative subtotal	6,667,137
Nutrition Assistance for Puerto Rico (NAP)	2,037,976
American Samoa	8,185
Food Distribution Program on Indian Reservations	162,150
TEFAP commodities	342,000
Commonwealth of the Northern Mariana Islands	12,148
Community Food Projects	5,000
Program access	5,000
Subtotal	2,572,459
Total	\$114,035,578

COMMODITY ASSISTANCE PROGRAM

The agreement provides \$426,700,000 for the Commodity Assistance Program.

The agreement provides \$325,000,000 for the Commodity Supplemental Food Program. The agreement also provides \$21,000,000 for

the Farmers' Market Nutrition Program and directs the Secretary to obligate these funds within 45 days of enactment of this Act. The agreement maintains the fiscal year 2020 level of \$79,630,000 for administrative funding for the Emergency Food Assistance Program (TEFAP). The agreement encourages the Secretary to identify opportunities for increasing the supply of TEFAP commodities through bonus and specialty crop purchases. The Department shall make available to the States domestically produced catfish fillets for distribution to local agencies.

NUTRITION PROGRAMS ADMINISTRATION

The agreement provides \$156,805,000 for Nutrition Programs Administration.

The agreement continues to be interested in the decision-making process leading up to the development of the 2020 Dietary Guidelines for Americans. The agreement is especially interested to know if USDA considered in their decision-making the recommendations included in the National Academy of Sciences, Engineering, and Medicine September 2017 report entitled "Redesigning the Process for Establishing the Dietary Guidelines for Americans". It is imperative that these guidelines and future guidelines be based upon strong and balanced science as well as focused on providing consumers with dietary and nutritional information that will assist them in eating a healthy and balanced diet. Section 796 describes the requirements of a study to be conducted by the National Academy of Sciences, Engineering, and Medicine within a year of enactment of this Act. The agreement provides a one-time increase of \$1,000,000 for this review and corresponding report.

TITLE V

FOREIGN ASSISTANCE AND RELATED PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR TRADE AND FOREIGN AGRICULTURAL AFFAIRS

The agreement provides \$887,000 for the Office of the Under Secretary for Trade and Foreign Agricultural Affairs.

The agreement directs the Department to publish an annual report describing the recipients of funds, including the quantity and specific uses of such funding awards, granted through the Market Access Program and the Foreign Market Development Program for the purpose of promoting agricultural sales, to ensure compliance with Section 3201 of Public Law 115–334.

The Secretary is directed to publish a report on the nutrition outcomes achieved over the past 12 months by the McGovern-Dole International Food for Education and Child Nutrition Program and the Food for Peace Title II program. The report should be publicly available and track progress towards global targets on stunting, wasting, anemia, and breastfeeding.

OFFICE OF CODEX ALIMENTARIUS

The agreement provides \$4,805,000 for the Office of Codex Alimentarius.

FOREIGN AGRICULTURAL SERVICE
SALARIES AND EXPENSES
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$221,835,000 for the Foreign Agricultural Service, Salaries and Expenses and a transfer of \$6,063,000.

The agreement provides increases of \$1,540,000 for International Cooperative Administrative Support Services, \$258,000 for Capital Security Cost Sharing, \$2,500,000 for locally employed staff, \$727,000 for rightsizing, and \$1,297,000 for pay costs and retirement contributions. The agreement also continues to fully fund the Borlaug Fellows Program and the Cochran Fellowship Program.

The agreement notes that last year's H.Rpt. 116-107 directed USDA to provide a briefing on how USDA can maximize its participation in the John Ogonowski and Doug Bereuter Farmer-to-Farmer program (Farmer-to-Farmer). Due to the lack of such information provided to the Committees, the agreement directs USDA to provide a follow-up brief which would include a list of recommendations for how to enhance its participation in Farmer-to-Farmer, including a discussion of how Farmer-to-Farmer can work collaboratively with other USDA-funded programs such as 4-H, the Cooperative Extension System, the McGovern-Dole International Food for Education and Child Nutrition Program, and other government agencies such as U.S. Fish and Wildlife Service.

The agreement is aware that the lack of comprehensive cold food chain systems is one of the main causes of food loss and results in a significant percentage of food spoilage from farm-to-market. Preventing food loss and implementing a robust cold food chain results in substantial benefits such as increased nutrition, a safer food supply, greater economic opportunity, increased resilience, and improved agricultural productivity. The agreement encourages the Department to give strong consideration to the use of cold chain technologies and include the development of appropriate cooling technologies in programs, policies, and strategic plans aimed at hunger prevention and food security in developing agricultural markets.

FOOD FOR PEACE TITLE I DIRECT CREDIT AND FOOD FOR PROGRESS
PROGRAM ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$112,000 for administrative expenses for the Food for Peace Title I Direct Credit and Food for Progress Program Account to be transferred to and merged with the appropriation for "Farm Production and Conservation Business Center, Salaries and Expenses".

FOOD FOR PEACE TITLE II GRANTS

The agreement provides \$1,740,000,000 for Food for Peace Title II Grants.

MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION AND CHILD
NUTRITION PROGRAM GRANTS

The agreement provides \$230,000,000 for the McGovern-Dole International Food for Education and Child Nutrition Program.

COMMODITY CREDIT CORPORATION EXPORT (LOANS)

CREDIT GUARANTEE PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$6,381,000 for the Commodity Credit Corporation Export (Loans) Credit Guarantee Program Account.

TITLE VI

RELATED AGENCY AND FOOD AND DRUG ADMINISTRATION

DEPARTMENT OF HEALTH AND HUMAN SERVICES

FOOD AND DRUG ADMINISTRATION

SALARIES AND EXPENSES

The agreement provides \$3,201,928,000 in discretionary budget authority and \$2,674,097,000 in definite user fees for a total of \$5,876,025,000 for Food and Drug Administration (FDA), Salaries and Expenses. This total does not include permanent, indefinite user fees for: the Mammography Quality Standards Act; Color Certification; Export Certification; Priority Review Vouchers Pediatric Disease; Food and Feed Recall; Food Reinspection; Voluntary Qualified Importer Program; the Third Party Auditor Program; Outsourcing Facility; and Over-the-Counter Monograph.

The agreement expects FDA to continue all programs, projects, activities, and laboratories, as included in fiscal year 2020 unless otherwise specified, and maintains the \$1,500,000 transfer to the Health and Human Services' Inspector General for its audit and oversight work involving FDA.

The agreement provides a net increase of \$42,250,000, of which \$22,000,000 is for medical product safety, \$15,250,000 is for food safety activities and \$8,000,000 is for cross cutting initiatives supporting both medical and food safety. The agreement also assumes savings of \$3,000,000 from the one-time, fiscal year 2020 appropriation of \$5,000,000 for the machine learning pilot program.

Within the increases provided for medical product safety, the agreement includes \$9,000,000 for Transforming Medical Device Safety, Cybersecurity, Review, and Innovation; \$5,000,000 for Modernizing Influenza Vaccines; \$3,500,000 for Foreign Unannounced Human Drug Inspection Pilots; \$2,500,000 for Rare Cancer Therapeutics; and, \$2,000,000 for Drug Compounding.

Within the increases provided for food safety activities, the agreement provides \$5,000,000 for Regulatory Activities Associated with Cannabis and Cannabis Derivatives; \$6,000,000 for a Shrimp Import Inspection Pilot Program; \$1,250,000 for Allergen Labeling; \$1,000,000 for Strengthening Foodborne Outbreak Activities; \$1,000,000 for Cosmetics; and, \$1,000,000 for the National Antimicrobial Resistance Monitoring System.

Within the increases for Crosscutting, Agency-wide support initiatives, the agreement provides \$7,000,000 for Artificial Intelligence activities, and \$1,000,000 for the Office of the Chief Counsel.

The agreement is concerned that the recent FDA Draft Guidance for Industry on Voluntary Disclosure of Sesame is insufficient to protect Americans with sesame allergy, and directs FDA to consider further action to require sesame to be labeled the same as other major allergens.

The agreement encourages FDA to work with the Type 1 diabetes community on the assessment of potential diabetes biomarkers related to islet autoimmunity, which might help inform the design of clinical studies.

As previously noted, the agreement provides \$5,000,000 to support regulatory activities, including developing policy, and for FDA to continue to perform its existing regulatory responsibilities, including review of product applications, inspections, enforcement, and targeted research for cannabis-derived substances, such as cannabidiol (CBD). To provide more clarity to industry and the public, FDA is directed to work with OMB on issuing policy guidance in a timely manner regarding enforcement discretion. When appropriate, FDA is encouraged to ensure that any future regulatory activity does not discourage the development of new drugs. The agreement also encourages FDA to partner with an academic institution to expand sampling studies of CBD products currently on the market.

The agreement is concerned about the proliferation of products marketed using standards of identity for dairy products that do not contain dairy ingredients. The agreement directs FDA to provide clarity around the appropriate naming of plant-based dairy alternatives and report to the Committees within 90 days of enactment of this Act on steps taken to enforce against such alternatives.

The agreement supports ongoing collaborations between the medical product centers related to the development of treatments for neurodegenerative diseases, including public outreach efforts and the development of policy, guidance, and educational training that is consistent across centers and aligns policy guidance with agency actions. FDA is directed to provide a briefing updating the Committees on efforts to date and plans for future collaborations within the agency and with external stakeholders to combat neurodegenerative diseases.

The agreement notes that imported human food continues to have higher pesticide violation rates than domestically produced food and directs FDA to continue to partner with State inspection services and develop emerging technologies to enhance the imported food sampling efforts. Additionally, the agreement encourages FDA to work with partners such as the U.S. International Trade Commission to conduct a multi-year data review to better identify imported food samples that are more likely to have pesticide violations to assess whether giving special attention to certain imported products with significantly higher rates of violations compared to domestic products would change the planning of the pesticide sampling plan for future years.

The agreement remains concerned about potential consumer confusion over FDA nutritional labeling requirements and guidelines for added sugar for single ingredient products like maple syrup and honey, where sugar is naturally occurring in the product rather than added to the product. The agreement notes that FDA issued guidance to the industry on June 18, 2019, to verify that the phrase “added sugar” is not required in the regulated portion of the nutrition facts label for these products. This guidance instructed producers that the percent daily value would be required to appear on the label and allowed for the voluntary use of a footnote to explain that this refers to a percent daily value of “added sugar.” The agreement is concerned that continued use of the term “added sugar” in relation to percent daily value will mislead consumers to think that sugar has been added to a pure single-ingredient maple or honey product. Not later than 60 days after the enactment of this Act, the Commissioner shall submit to the Committees a report updating FDA’s June 18, 2019, guidance to the industry regarding the “Declaration of Added Sugars on Honey, Maple Syrup, Other Single-Ingredient Sugars and Syrups, and Certain Cranberry Products”. The report shall include multiple examples of factual and non-misleading statements describing the applicable percent daily value of sugar added to one’s diet that can be used by producers and processors of honey, maple syrup, other single-ingredient sugars and syrups, and certain cranberry products as optional explanatory statements to inform consumers of the meaning of this component of the nutrition facts panel.

The agreement is aware of the important contribution of the FDA Center for Food Safety and Applied Nutrition Centers of Excellence (COEs) program in supporting critical basic research as well as facilitating Food Safety Modernization Act (FSMA) implementation. The agreement encourages FDA to continue to fully utilize the COE’s.

The agreement notes the challenges associated with the approval of complex generics and directs FDA to provide an update on the agency’s effort to expedite the approval of these products.

The agreement directs FDA to provide a briefing on the development of the 503B Bulks List and regulation of devices intended for corneal crosslinking procedures.

The agreement directs FDA to continue working with small farms to clarify requirements for FSMA compliance. The agreement urges FDA to provide guidance, offer technical assistance, and provide other resources to assist small farms with compliance.

The agreement is aware that some States that have entered into cooperative agreements under the State Produce Implementation Cooperative Agreement Program are considering changing the State agency responsible for implementing these agreements. FDA is directed to work with any State that designates a new implementing agency to ensure it can continue to receive funding under existing cooperative agreements without delay or loss of funding.

The agreement encourages FDA to work diligently to include no less than two members with an expertise in the indication the drug is intended to treat or other relevant rare diseases on each Advisory Committee when that Committee is reviewing a drug that has been designated as an Orphan Drug, and report the percentage of

recommendations made by Advisory Committees with respect to orphan drugs that include at least two members with expertise in the indication the drug is intended to treat or other relevant rare diseases.

The agreement encourages FDA to work with glass packaging suppliers and pharmaceutical manufacturers to evaluate and promote streamlined approval requirements designed to expedite the adoption and use of innovative glass packaging technologies with the capacity to improve product quality, reduce product recalls, reduce drug shortages, and protect public health. Such streamlined approval requirements should address stability testing and other relevant types of data to be submitted in support of product approval.

The agreement recognizes the increased capabilities that FDA has developed to study environment, health, and safety of nanomaterials within FDA's Jefferson Laboratory Campus, including the National Center for Toxicological Research, and its consolidated headquarters at White Oak, Maryland, and expects FDA to continue to support collaborative research with universities and industry on the toxicology of nanotechnology products and processes in accordance with the National Nanotechnology Initiative Environment, Health, and Safety Research Strategy, as updated in October 2011.

The agreement remains deeply concerned about the opioid epidemic that has taken the lives of thousands of Americans and continues to support FDA's investments into International Mail Facilities to stop drugs from entering the United States. The agreement directs FDA to comply with Section 3001 of the SUPPORT Act (Public Law 115-271). The agreement continues to direct FDA to refer any drug application for an opioid to an advisory committee for their recommendations prior to approval, unless FDA finds that holding such committee is not in the interest of protecting and promoting public health. The agreement also directs FDA to comply with Section 3032 of the SUPPORT Act and encourages the agency to continue to monitor the effectiveness of existing Opioid Analgesic Risk Evaluation and Mitigations Strategy to determine whether further modifications are necessary.

The agreement notes that FDA is implementing policies to promote public access to information about how patient experience information is factored into the review of approved products, and encourages FDA to continue refining the instrument and ways to improve its visibility and requests an update on the status of such efforts. FDA is expected to provide an update on its efforts to include patient-experience information in relevant labeling and accompanying documentation to inform patient/provider decision-making.

FDA is directed to provide an update on the investigation it is undertaking regarding canine dilated cardiomyopathy (DCM) and the manner in which it has released information to the public. The update shall include: the case definition FDA uses to include or exclude cases and the scientific work ongoing at the agency and with collaborating partners for identifying a causation of DCM; how FDA distinguishes cases of DCM due to genetic predisposition in certain breeds; how the agency plans to work with pet food compa-

nies and the veterinary cardiology community during the investigation; and the timing and nature of any future public reporting.

The agreement is aware of concerns with the ongoing presence of PFAS chemicals in food packaging entering the stream of commerce. The agreement directs FDA to review any new scientific information pertaining to PFAS chemicals and determine whether food packaging continues to meet the safety standards of a reasonable certainty of no harm under intended conditions of use.

The routine usage of five or more prescription medications within the same period is becoming increasingly prevalent among older adults, elevating risk factors for drug-drug interactions and adverse events. Therefore the agreement encourages FDA to assess potential impacts of polypharmacy.

The agreement supports the agency's work to promote the domestic manufacturing of drug and biological products and encourages FDA to increase its effort to encourage the pharmaceutical industry to adopt advanced manufacturing technologies. The agreement directs FDA to brief the Committees, within 90 days of enactment, on its efforts to promote advanced manufacturing technologies.

The agreement directs FDA to submit a financial report to the Committees within 120 days of enactment of this Act, to be made publicly available online, with respect to tobacco product user fees and their use to fund programs and activities related to regulating tobacco products within FDA.

The agreement encourages FDA to continue to invest in the science base for regulatory decisions on botanical dietary supplements.

The agreement encourages FDA to continue to develop the necessary policy to advance the use of Decentralized Trials while still maintaining quality data necessary for FDA approval.

The agreement recommends FDA coordinate with Customs and Border Protection's honey import testing program to detect economically motivated adulteration in imported honey and take appropriate enforcement actions, which may include the issuance of import alerts if appropriate. The agreement further recommends that FDA consult with domestic honey producers on its testing program and provide a report on its progress on economically motivated adulteration testing of honey imports not later than September 30, 2021.

The SUPPORT Act (Public Law 115–271) granted FDA new authority to require special packaging for opioids and other drugs that pose a risk of abuse or overdose. The agreement acknowledges FDA's request for information on requiring fixed-quantity blister packaging for certain opioids and urges the agency to finalize this requirement to promote safe opioid handling and reduce the risk of unintentional ingestion.

The agreement encourages FDA to continue to work with partners to use Real World Evidence (RWE) to help evaluate vaccine safety and effectiveness in the post-market setting and to further consider how RWE can be included in product labels and promotional materials.

The agreement urges FDA to complete the single laboratory validation of the liquid chromatography mass spectrometry-based (LC-MS) method for detecting brevetoxins association with neurotoxic

shellfish poisoning in molluscan shellfish, and encourages the agency to work with the Interstate Shellfish Sanitation Conference to adopt FDA’s proposal for the LC–MS method for brevetoxin testing of shellfish as an Approved Method under the National Shellfish Sanitation Program.

The agreement is aware of the public health challenge related to the naturally occurring bacteria called *Vibrio parahaemolyticus*. The agreement encourages FDA to focus resources into *Vibrio* illnesses associated with the consumption of raw molluscan shellfish, improve risk assessment models, and develop improved rapid detection methods for virulent *Vibrio* strains.

FDA’s growing staff will require the General Services Administration (GSA) to lease additional office locations until GSA can implement the 2018 Federal Research Master Plan for the White Oak Campus. FDA and GSA should consider the effect of local travel on staff productivity, adjacency to existing FDA locations, and the cost of lost productivity when evaluating the costs of lease proposals.

The agreement provides specific amounts by Food and Drug Administration activity as reflected in the following table:

FOOD AND DRUG ADMINISTRATION SALARIES & EXPENSES
(Dollars in thousands)

<hr/>	
Budget Authority:	
Foods	\$1,099,160
Center for Food Safety and Applied Nutrition	343,789
Field Activities	755,371
Human Drugs	689,195
Center for Drug Evaluation and Research	510,226
Field Activities	178,969
Biologics	254,138
Center for Biologics Evaluation and Research	212,132
Field Activities	42,006
Animal Drugs and Feeds	192,369
Center for Veterinary Medicine	123,599
Field Activities	68,770
Devices and Radiological Products	408,108
Center for Devices and Radiological Health	323,103
Field Activities	85,005
National Center for Toxicological Research	66,712
Other Activities/Office of the Commissioner	194,951
White Oak Consolidation	45,914
Other Rent and Rent Related Activities	84,262
GSA Rent	167,119
Subtotal, Budget Authority	3,201,928
User Fees:	
Prescription Drug User Fee Act	1,107,199
Medical Device User Fee and Modernization Act	236,059
Human Generic Drug User Fee Act	520,208
Biosimilar User Fee Act	42,494
Animal Drug User Fee Act	33,340
Animal Generic Drug User Fee Act	22,797
Tobacco Product User Fees	712,000
Subtotal, User Fees	2,674,097
Total, FDA Program Level	\$5,876,025

BUILDINGS AND FACILITIES

The agreement provides \$12,788,000 for the Food and Drug Administration Buildings and Facilities.

The agreement notes that several FDA-owned facilities need significant renovations and repairs and that FDA assesses the condition of all owned facilities by updating its Backlog of Maintenance

and Repair. FDA is directed to annually provide a prioritized list of projects to improve the condition of FDA-owned facilities that have renovation and repair needs. FDA is further directed to annually provide a prioritized list of projects to implement the Jefferson Labs Complex Master Plan (MP), and upon its completion, to annually provide a prioritized list of projects to implement the MP for the Muirkirk Road location.

FDA INNOVATION ACCOUNT, CURES ACT

(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$70,000,000 for FDA as authorized in the 21st Century Cures Act.

INDEPENDENT AGENCY

FARM CREDIT ADMINISTRATION

LIMITATION ON ADMINISTRATIVE EXPENSES

The agreement includes a limitation of \$80,400,000 on administrative expenses of the Farm Credit Administration (FCA).

The agreement notes concern with the FCA final rule on eligibility criteria for outside directors. The rule could adversely impact rural institutions as well as those already serving in outside director positions. The agreement encourages FCA to pause to take all comments into consideration since the rule was initially approved by the Board of Directors and to address these concerns.

The agreement recognizes the growing interest for U.S. hemp and hemp-based products for a variety of uses and directs FCA to work with the institutions under its jurisdiction to provide access to guaranteed loans for hemp producers and businesses.

TITLE VII

GENERAL PROVISIONS

(INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

Section 701.—The bill includes language regarding motor vehicles.

Section 702.—The bill includes language regarding the Working Capital Fund of the Department of Agriculture.

Section 703.—The bill includes language limiting funding provided in the bill to one year unless otherwise specified.

Section 704.—The bill includes language regarding indirect cost share.

Section 705.—The bill includes language regarding the availability of loan funds in Rural Development programs.

Section 706.—The bill includes language regarding new information technology systems.

Section 707.—The bill includes language regarding fund availability in the Agriculture Management Assistance program.

Section 708.—The bill includes language regarding Rural Utilities Service program eligibility.

Section 709.—The bill includes language regarding funds for information technology expenses for the Farm Service Agency and the Rural Development mission area.

Section 710.—The bill includes language prohibiting first-class airline travel.

Section 711.—The bill includes language regarding the availability of certain funds of the Commodity Credit Corporation.

Section 712.—The bill includes language regarding funding for advisory committees.

Section 713.—The bill includes language regarding IT system regulations.

Section 714.—The bill includes language regarding Section 32 activities.

Section 715.—The bill includes language regarding user fee proposals without offsets.

Section 716.—The bill includes language regarding the reprogramming of funds and notification requirements.

Section 717.—The bill includes language regarding fees for the guaranteed business and industry loan program.

Section 718.—The bill includes language regarding the appropriations hearing process.

Section 719.—The bill includes language regarding government-sponsored news stories.

Section 720.—The bill includes language regarding details and assignments of Department of Agriculture employees.

Section 721.—The bill includes language requiring spend plans.

Section 722.—The bill includes language regarding nutrition programs.

Section 723.—The bill includes language regarding Rural Development programs.

Section 724.—The bill includes language regarding USDA loan program levels.

Section 725.—The bill includes language regarding credit card refunds and rebates.

Section 726.—The bill includes language regarding the definition of the term “variety” in SNAP.

Section 727.—The bill includes language regarding the Secretary’s authority with respect to the 502 guaranteed loan programs.

Section 728.—The bill includes language regarding electronically available information for prescribing healthcare professionals.

Section 729.—The bill includes language regarding FDA regulations with respect to spent grains.

Section 730.—The bill includes funding for the Rural Energy Savings Program.

Section 731.—The bill includes language regarding country or regional audits.

Section 732.—The bill includes language related to Rural Development Programs.

Section 733.—The bill includes language related to the Animal Welfare Act.

Section 734.—The bill includes language regarding U.S. iron and steel products in public water or wastewater systems.

Section 735.—The bill includes language regarding lobbying.

Section 736.—The bill includes language related to persistent poverty counties.

Section 737.—The bill provides funding for the Farm to School program.

Section 738.—The bill provides funding for the Healthy Foods Financing Initiative.

Section 739.—The bill provides funding for activities related to citrus greening.

Section 740.—The bill includes language related to investigational use of drugs or biological products.

Section 741.—The bill includes language related to the growing, harvesting, packing and holding of certain produce.

Section 742.—The bill provides funding for grants to enhance farming and ranching opportunities for military veterans.

Section 743.—The bill includes language related to the school breakfast program.

Section 744.—The bill includes language regarding hemp.

Section 745.—The bill includes language related to Food and Drug Administration advice about eating fish.

Section 746.—The bill provides funding for grants under section 12502 of Public Law 115–334.

Section 747.—The bill provides funding to carry out section 1621 of Public Law 110–246.

Section 748.—The bill provides funding to carry out section 4003(b) of Public Law 115–334.

Section 749.—The bill provides funding for the Water Bank program.

Section 750.—The bill includes language related to Rural Economic Area Partnership Zones.

Section 751.—The bill provides funding to carry out section 3307 of Public Law 115–334.

Section 752.—The bill includes language related to matching fund requirements.

Section 753.—The bill provides funding for a pilot program related to multi-family housing borrowers.

Section 754.—The bill provides funding to carry out section 12302 of Public Law 115–334.

Section 755.—The bill provides funding to carry out section 4208 of Public Law 115–334.

Section 756.—The bill provides funding to carry out section 12301 of Public Law 115–334.

Section 757.—The bill provides funding to carry out section 7120 of Public Law 115–334.

Section 758.—The bill provides funding to carry out section 7208 of Public Law 115–334.

Section 759.—The bill includes language related to potable water.

Section 760.—The bill provides funding to carry out section 4206 of Public Law 115–334.

Section 761.—The bill includes language regarding Food for Peace.

Section 762.—The bill includes language regarding facilities inspections.

Section 763.—The bill provides funding to carry out section 2103 of Public Law 115–334.

Section 764.—The bill includes language relating to the use of raw or processed poultry products from the People’s Republic of China in various domestic nutrition programs.

Section 765.—The bill includes funding for a seafood study.

Section 766.—The bill includes funding to support agricultural business innovation.

Section 767.—The bill includes language related to certain school food lunch prices.

Section 768.—The bill provides funding to carry out section 6424 of Public Law 115–334.

Section 769.—The bill provides funding for Centers of Excellence.

Section 770.—The bill provides funding for rural hospital technical assistance.

Section 771.—The bill provides funding for a pilot program for wastewater systems in historically impoverished areas.

Section 772.—The bill includes language regarding animal contingency plans.

Section 773.—The bill provides funding to carry out section 23 of the Child Nutrition Act of 1966.

Section 774.—The bill includes language related to biotechnology risk assessment research.

Section 775.—The bill provides funding for rural broadband.

Section 776.—The bill provides funding to carry out section 12504 of Public Law 115–334.

Section 777.—The bill provides funding to carry out section 7209 of Public Law 115–334.

Section 778.—The bill includes language related to genetically engineered salmon.

Section 779.—The bill includes funding for open data standards.

Section 780.—The bill includes language related to certain reorganizations within the Department of Agriculture.

Section 781.—The bill includes funding related to renewable energy.

Section 782.—The bill includes language extending the hemp pilot program.

Section 783.—The bill includes language changing the due date of a study.

Section 784.—The bill includes language related to the ReConnect program.

Section 785.—The bill includes funding for Child Nutrition Program training.

Section 786.—The bill includes language related to the Agriculture Conservation Experiences Services Program.

Section 787.—The bill includes language related to imported seafood.

Section 788.—The bill includes funding related to a working group.

Section 789.—The bill includes language related to school meals.

Section 790.—The bill includes language related to inspected foreign products.

Section 791.—The bill includes language related to the ReConnect program.

Section 792.—The bill includes funding for the Goodfellow Federal facility.

Section 793.—The bill includes language related to broadband funding.

Section 794.—The bill includes language related to the Community Facilities program.

Section 795.—The bill includes language related to the Federal Meat Inspection Act.

Section 796.—The bill includes language related to a National Academies of Sciences, Engineering, and Medicine report.

Section 797.—The bill includes funding for a pilot program.

Section 798.—The bill includes funding for a blue-ribbon panel.

Section 799.—The bill includes funding for a competitive research and education grant.

Section 799A.—The bill provides funding to carry out section 12513 of Public Law 115-334.

Section 799B.—The bill includes language regarding user fees.

Section 799C.—The bill includes language regarding disaster programs.

Section 799D.—The bill includes emergency funding for Agriculture Quarantine and Inspection Services.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B11	Final B11 vs Enacted	Final B11 vs Request
TITLE I - AGRICULTURAL PROGRAMS					
Processing, Research, and Marketing					
Staff Offices					
Office of the Secretary					
Office of the Secretary.....	5,051	5,143	5,101	+50	-42
Office of Homeland Security.....	1,496	1,336	1,324	-172	-12
Office of Partnerships and Public Engagement.....	6,211	1,957	7,002	+791	+5,045
Office of the Assistant Secretary for Administration..	875	887	861	+6	-6
Departmental Administration.....	21,378	27,161	21,440	+64	-5,721
Subtotal.....	22,251	28,048	22,321	+70	-5,727
Office of the Assistant Secretary for Congressional					
Relations and Intergovernmental Affairs.....	3,869	3,941	3,908	+39	-33
Office of Communications.....	7,261	7,411	7,342	+81	-69
Total, Office of the Secretary.....	46,139	47,836	46,998	+859	-838
Executive Operations					
Office of the Chief Economist.....	24,013	20,857	24,192	+179	+3,335
Office of Hearings and Appeals.....	15,222	15,533	15,394	+172	-139

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Office of Budget and Program Analysis.....	9,525	20,860	9,829	+104	-11,031
Subtotal.....	48,760	57,050	49,215	+455	-7,835
Office of the Chief Information Officer.....	66,580	142,812	66,814	+234	-75,998
Office of the Chief Financial Officer.....	6,028	11,104	6,109	+81	-4,995
Office of the Assistant Secretary for Civil Rights.....	901	914	908	+7	-6
Office of Civil Rights.....	24,206	20,633	22,789	-1,417	+2,156
Office of Safety, Security, and Protection.....	---	24,978	23,218	+23,218	-1,760
Agriculture Buildings and Facilities.....	128,167	152,830	108,124	-20,043	-44,706
Hazardous materials management.....	4,503	3,523	6,514	+2,011	+2,991
Office of Inspector General.....	98,208	100,369	99,912	+1,704	-477
Office of the General Counsel.....	45,146	45,878	45,380	+244	-488
Office of Information Affairs.....	---	2,500	---	---	-2,500
Office of Ethics.....	4,136	4,222	4,184	+48	-38
Total, Executive Operations.....	426,635	566,833	433,177	+6,542	-133,656
Total, Staff Offices.....	472,774	614,669	480,175	+7,401	-134,494
Office of the Under Secretary for Research, Education, and Economics.....	800	813	809	+9	-4
Office of the Chief Scientist.....	---	6,000	---	---	-6,000
Economic Research Service.....	84,757	62,109	85,476	+719	+23,367
National Agricultural Statistics Service.....	180,204	177,485	183,921	+3,627	+6,456
Census of Agriculture.....	(45,300)	(46,300)	(46,300)	(+1,000)	---

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Agricultural Research Service					
Salaries and expenses.....	1,414,386	1,367,970	1,491,784	+77,418	+123,814
Buildings and facilities.....	192,700	50,000	35,700	-157,000	-14,300
Total, Agricultural Research Service.....	1,607,086	1,417,970	1,527,484	-79,562	+109,514
National Institute of Food and Agriculture					
Research and education activities.....	962,664	1,067,986	992,642	+29,778	-75,344
Native American Institutions Endowment Fund.....	(11,860)	(11,867)	(11,860)	---	(+23)
Extension activities.....	526,557	484,852	538,447	+11,890	+53,615
Integrated activities.....	38,000	38,000	39,000	+1,000	+1,000
Total, National Institute of Food and Agriculture.....	1,527,421	1,590,818	1,570,089	+42,668	-20,729
Office of the Under Secretary for Marketing and Regulatory Programs.....	800	914	809	+9	-105
Animal and Plant Health Inspection Service					
Salaries and expenses.....	1,042,711	1,032,988	1,064,179	+21,468	+31,191
Buildings and facilities.....	3,175	2,574	3,175	---	+601
Total, Animal and Plant Health Inspection Service.....	1,045,886	1,035,562	1,067,354	+21,468	+31,792

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request

Agricultural Marketing Service					
Marketing Services.....	188,936	150,933	188,358	+1,422	+37,425
(Limitation on administrative expenses, from fees collected).....	(61,227)	(60,982)	(61,227)	---	(+245)

Funds for strengthening markets, income, and supply (Section 32):					
Permanent, Section 32.....	1,404,000	1,359,864	1,359,864	-44,136	---
Marketing agreements and orders (transfer from Section 32).....	(20,705)	(20,705)	(20,705)	---	---
Payments to States and Possessions.....	1,235	---	1,235	---	+1,235
Limitation on inspection and weighing services....	(55,000)	(55,000)	(55,000)	---	---

Total, Agricultural Marketing Service program.	1,708,398	1,626,779	1,665,684	-42,714	+38,905

Office of the Under Secretary for Food Safety.....	800	813	809	+9	-4
Food Safety and Inspection Service.....	1,054,344	1,092,405	1,075,703	+21,359	-16,702
Lab accreditation fees.....	(1,000)	(1,000)	(1,000)	---	---

Total, title I, Agricultural Programs.....	7,567,113	7,510,335	7,542,086	-25,027	+31,751
(By transfer).....	(20,705)	(20,705)	(20,705)	0	0
(Limitation on administrative expenses).....	(116,227)	(115,982)	(116,227)	---	(+245)
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AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B11	Final B11 vs Enacted	Final B11 vs Request
TITLE II - Farm Production and Conservation Programs					
Farm Production Programs					
Office of the Under Secretary for Farm Production and Conservation.....	901	1,141	916	+15	-225
Farm Production and Conservation Business Center.....	203,877	243,602	231,302	+27,425	-12,300
(by transfer from CCC).....	(60,228)	(60,228)	(60,228)	---	---
(by transfer from ACIF).....	(16,081)	---	---	(-16,081)	---
(by transfer from Food for Peace (P.L. 480)).....	---	(112)	(112)	(+112)	---
(by transfer from export loans).....	---	(318)	(318)	(+318)	---
Total, FPAC Business Center (including transfers).....	280,186	304,260	291,960	+11,774	-12,300
Farm Service Agency					
Salaries and expenses.....	1,122,837	1,104,664	1,142,924	+20,087	+38,240
(by transfer from Food for Peace (P.L. 480)).....	(142)	---	---	(-142)	---
(by transfer from export loans).....	(318)	---	---	(-318)	---
(by transfer from ACIF).....	(290,917)	(294,114)	(294,114)	(+3,197)	---
Subtotal, transfers.....	(291,377)	(294,114)	(294,114)	(+2,737)	---
Total, Salaries and expenses (including transfers).....	1,414,214	1,398,798	1,437,038	+22,824	+38,240

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State mediation grants.....	5,545	6,914	6,914	+1,369	---
Grassroots source water protection program.....	6,500	---	6,500	---	+6,500
Dairy indemnity program.....	500	500	500	---	---
Subtotal, Farm Service Agency.....	1,135,382	1,112,098	1,156,838	+21,456	+44,740

Agricultural Credit Insurance Fund (ACIF) Program Account:					
Loan authorizations:					
Farm ownership loans:					
Direct.....	(1,875,000)	(2,119,000)	(2,500,000)	(+625,000)	(+381,000)
Guaranteed.....	(2,750,000)	(2,750,000)	(3,300,000)	(+550,000)	(+550,000)
Subtotal.....	(4,625,000)	(4,869,000)	(5,800,000)	(+1,175,000)	(+831,000)
Farm operating loans:					
Direct.....	(1,550,133)	(1,633,333)	(1,633,333)	(+83,200)	---
Unsubsidized guaranteed.....	(1,960,000)	(2,118,482)	(2,118,482)	(+158,482)	---
Subtotal.....	(3,510,133)	(3,751,815)	(3,751,815)	(+241,682)	---
Emergency loans.....	(37,668)	(37,668)	(37,668)	---	---
Indian tribe land acquisition loans.....	(20,000)	(20,000)	(20,000)	---	---
Conservation loans:					
Guaranteed.....	(150,000)	(150,000)	(150,000)	---	---

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Indian Highly Fractionated Land Loans.....	(10,000)	---	(5,000)	(-5,000)	(+5,000)
Boll weevil eradication loans.....	(60,000)	(60,000)	(60,000)	---	---
Relending program loans.....	(18,215)	(18,215)	(33,893)	(+15,478)	(+15,478)
Total, Loan authorizations.....	(8,431,016)	(8,906,698)	(9,858,176)	(+1,427,160)	(+951,478)
Loan subsidies:					
Farm operating loans:					
Direct.....	58,440	38,710	38,710	-19,730	---
Unsubsidized guaranteed.....	20,972	23,727	23,727	+2,755	---
Subtotal.....	79,412	62,437	62,437	-16,975	---
Emergency Loans.....					
Indian Highly Fractionated Land Loans.....	2,023	207	207	-1,816	---
Boll weevil eradication loans.....	2,745	---	742	-2,003	+742
Relending program loans.....	60	---	---	-60	---
Total, Loan subsidies and grants.....	89,240	65,347	68,386	-20,854	+3,039

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ACIF administrative expenses:					
Administrative Expenses.....	317,088	307,344	307,344	-9,724	---
(Program Loan Cost Expenses).....	(10,070)	(13,230)	(13,230)	(+3,160)	---
(Transfer out to FSA Salaries and expenses).	(-280,917)	(-294,114)	(-294,114)	(-3,197)	---
(Transfer out to FPAC Business Center Salaries and expenses).....	(-16,081)	---	---	(+16,081)	---
Total, Agricultural Credit Insurance Fund Program Account.....	406,308	372,691	375,730	-30,578	+3,039
(Loan authorizations).....	(8,431,016)	(8,806,698)	(9,858,176)	(+1,427,160)	(+951,478)
Total, Farm Service Agency.....	1,541,690	1,484,789	1,532,568	-9,122	+47,779
Risk Management Agency					
RMA Salaries and Expenses.....	58,361	59,440	60,131	+1,770	+691
Total, Farm Production Programs.....	1,804,829	1,788,972	1,824,917	+20,088	+35,945
Natural Resources Conservation Service: Private Lands Conservation Operations.....	829,628	830,186	832,727	+3,059	+2,541
(by transfer from FSRI).....	---	(1,190,609)	---	---	(-1,190,609)

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Farm Security and Rural Investment Program:					
Technical assistance (transfer out).....	---	(-1,190,609)	---	---	(+1,190,609)
Administrative expenses-PPAC Business Center (transfer out).....	(-80,228)	(-60,228)	(-60,228)	---	---
Total, Conservation operations.....	829,628	830,186	832,727	+3,099	+2,541
Watershed flood and prevention operations.....	175,000	---	175,000	---	+175,000
Watershed rehabilitation program.....	10,000	---	10,000	---	+10,000
Total, Natural Resources Conservation Service...	1,014,628	830,186	1,017,727	+3,099	+187,541
Corporations					
Federal Crop Insurance Corporation:					
Federal crop insurance corporation fund.....	9,959,000	8,716,000	8,748,000	-1,211,000	+32,000
Commodity Credit Corporation Fund:					
Reimbursement for net realized losses.....	26,309,033	25,553,096	31,830,731	+5,521,698	+6,277,635
Hazardous waste management (limitation on expenses)	(5,000)	(15,000)	(15,000)	(+10,000)	---
Total, Corporations.....	36,268,033	34,269,096	40,578,731	+4,310,698	+6,309,635
Total, title II, Farm Production and Conservation Programs.....					
(By transfer).....	39,087,490	36,888,254	43,421,375	+4,333,685	+6,533,121
(transfer out).....	(367,686)	(1,545,351)	(354,772)	(-12,914)	(-1,190,609)
	(-367,226)	(-1,544,951)	(-354,342)	(+12,664)	(+1,190,609)

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TITLE III - RURAL DEVELOPMENT					
Office of the Under Secretary for Rural Development...					
	800	1,036	812	+12	-224
Rural Development					
Rural development expenses:					
Salaries and expenses:	247,835	483,480	264,024	+16,189	-219,456
(by transfer from RHIF)	(412,254)	(240,000)	(412,254)	---	(+172,254)
(by transfer from RDLFP)	(4,468)	---	(4,468)	---	(+4,468)
(by transfer from RETLP)	(33,270)	(38,000)	(33,270)	---	(-4,730)
Subtotal, transfers from program accounts	449,992	278,000	449,992	---	+171,992
Total, Rural development expenses	697,827	761,480	714,016	+16,189	-47,464
Rural Housing Service					
Rural Housing Insurance Fund Program Account:					
Loan authorizations:					
Single family direct (Sec. 502)	(1,000,000)	---	(1,000,000)	---	(+1,000,000)
Unsubsidized guaranteed	(24,000,000)	(24,000,000)	(24,000,000)	---	---
Subtotal, Single family	25,000,000	24,000,000	25,000,000	---	+1,000,000
Housing repair (Sec. 504)	(38,000)	---	(38,000)	---	(+38,000)
Rental housing (Sec. 515)	(40,000)	---	(40,000)	---	(+40,000)

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Multi-family housing guarantees (Sec. 538).....	(230,000)	(230,000)	(230,000)	---	---
Site development loans (Sec. 524).....	(5,000)	---	(5,000)	---	(+5,000)
Single family housing credit sales.....	(10,000)	(10,000)	(10,000)	---	---
Self-help housing land development housing loans (Sec. 523).....	(5,000)	---	(5,000)	---	(+5,000)
Farm Labor Housing (Sec.514).....	(28,000)	---	(28,000)	---	(+28,000)
Total, Loan authorizations.....	25,346,000	24,240,000	25,346,000	---	+1,106,000
Loan subsidies:					
Single family direct (Sec. 502).....	90,000	---	55,400	-34,600	+55,400
Housing repair (Sec. 504).....	4,879	---	2,215	-2,484	+2,215
Rental housing (Sec. 515).....	12,144	---	6,688	-5,456	+6,688
Multi-family housing revitalization program.....	---	40,000	---	---	-40,000
Farm labor housing (Sec.514).....	8,739	---	5,093	-3,646	+5,093
Self-Help Land Development Housing Loans (Sec.523).....	577	---	269	-308	+269
Site Development Loans (Sec.524).....	546	---	355	-191	+355
Total, Loan subsidies.....	116,685	40,000	70,020	-46,665	+30,020
Farm labor housing grants.....	10,000	---	10,000	---	+10,000
RHIF administrative expenses.....	412,254	240,000	412,254	---	+172,254
(transfer out to Rural Development).....	(-412,254)	(-240,000)	(-412,254)	---	(-172,254)
Total, Rural Housing Insurance Fund program... (Loan authorization).....	588,999	280,000	492,274	-46,665	+212,274
	(25,346,000)	(24,240,000)	(25,346,000)	---	(+1,106,000)

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Rental assistance program:					
Rental assistance (Sec. 521).....	1,375,000	1,410,000	1,410,000	+35,000	---
Rural housing vouchers.....	---	40,000	---	---	-40,000
Subtotal, Rental Assistance Program.....	1,375,000	1,450,000	1,410,000	+35,000	-40,000
Multi-Family Housing Revitalization Program					
Account:					
Rural housing voucher program.....	32,000	---	40,000	+8,000	+40,000
Multi-family housing revitalization program...	28,000	---	28,000	---	+28,000
Mutual and self-help housing grants.....	31,000	---	31,000	---	+31,000
Rural housing assistance grants.....	45,000	45,000	45,000	---	---
Rural community facilities program account:					
Loan authorizations:					
Community facility:					
Direct.....	(2,800,000)	(2,500,000)	(2,800,000)	---	(+300,000)
Guaranteed.....	(500,000)	(500,000)	(500,000)	---	---
Total, Loan authorizations.....	3,300,000	3,000,000	3,300,000	---	+300,000

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Loan subsidies and grants:					
Community facility:					
Non-conforming Subsidy.....	---	20,000	25,000	+25,000	+5,000
Grants.....	32,000	30,000	32,000	---	+2,000
Rural community development initiative..	6,000	---	6,000	---	+6,000
Economic impact initiative grants.....	6,000	---	6,000	---	+6,000
Tribal college grants.....	5,000	10,000	5,000	---	-5,000
Subtotal, Loan subsidies and grants.....	49,000	60,000	74,000	+25,000	+14,000
Total, grants and payments.....	125,000	105,000	150,000	+25,000	+45,000
Total, Rural Housing Service.....	2,098,939	1,835,000	2,120,274	+21,335	+285,274
(Loan authorization).....	(28,646,000)	(27,240,000)	(28,646,000)	---	(+1,406,000)
<hr/>					
Rural Business--Cooperative Service:	---	100,000	---	---	-100,000
Energy Assistance Programs.....	---	---	---	---	---
Rural Business Program Account:	---	---	---	---	---
(Guaranteed business and industry loan authorization).....	(1,000,000)	(1,500,000)	(1,000,000)	---	(-500,000)

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Loan subsidies and grants:					
Guaranteed business and industry subsidy...	20,500	7,400	10,400	-10,100	+3,000
Rural business development grants.....	37,000	---	37,000	---	+37,000
Delta Regional Authority and Appalachian Regional Commission.....	9,000	---	9,000	---	+9,000
Total, RBP loan subsidies and grants.....	66,500	7,400	56,400	-10,100	+49,000
Intermediary Relending Program Fund Account:					
(Loan authorization).....	(18,889)	---	(18,889)	---	(+18,889)
Loan subsidy.....	5,219	---	2,939	-2,280	+2,939
Administrative expenses.....	4,468	---	4,468	---	+4,468
(transfer out to Rural Development).....	(-4,468)	---	(-4,468)	---	(-4,468)
Total, Intermediary Relending Program Account.....	9,687	---	7,407	-2,280	+7,407
Rural Economic Development Loans Program Account:					
(Loan authorization).....	(50,000)	---	(50,000)	---	(+50,000)
Limit cushion of credit interest spending.....	(50,000)	---	(50,000)	---	(+50,000)
Rural Cooperative Development Grants:					
Cooperative development.....	5,800	---	5,800	---	+5,800
Appropriate Technology Transfer for Rural Areas.....	2,800	---	2,800	---	+2,800
Grants to assist minority producers.....	3,000	3,000	3,000	---	---

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Value-added agricultural product market development.....	12,000	---	12,000	---	+12,000
Agriculture innovation centers.....	3,000	---	3,000	---	+3,000
<hr style="border-top: 1px dashed black;"/>					
Total, Rural Cooperative development grants.....	26,600	3,000	26,600	---	+23,600
<hr style="border-top: 1px dashed black;"/>					
Rural Microentrepreneur Assistance Program.....	6,000	---	6,000	---	+6,000
<hr style="border-top: 1px dashed black;"/>					
Rural Energy for America Program: (Loan authorization).....	(20,000)	---	(20,000)	---	(+20,000)
Loan subsidy and grants.....	706	---	392	-314	+392
<hr style="border-top: 1px dashed black;"/>					
Total, Rural Business-Cooperative Service.....	109,483	110,400	96,789	-12,694	-13,601
(Loan authorizations).....	(1,088,889)	(1,500,000)	(1,088,889)	---	(-411,111)
<hr style="border-top: 1px dashed black;"/>					
Rural Utilities Service: Rural water and waste disposal program account: Loan authorizations:					
Direct.....	(1,400,000)	(1,270,000)	(1,400,000)	---	(+130,000)
Guaranteed.....	(50,000)	(58,333)	(50,000)	---	(-8,333)
<hr style="border-top: 1px dashed black;"/>					
Total, Loan authorizations.....	1,450,000	1,328,333	1,450,000	---	+121,667
<hr style="border-top: 1px dashed black;"/>					
Loan subsidies and grants:					
Direct subsidy.....	63,840	---	---	-63,840	---
Guaranteed subsidy.....	70	70	60	-10	-10
Water and waste revolving fund.....	1,000	1,000	1,000	---	---
<hr style="border-top: 1px dashed black;"/>					

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Water well system grants.....	5,000	1,000	5,000	---	+4,000
Colonias and AK/HI grants.....	88,000	68,000	68,000	---	---
Water and waste technical assistance.....	30,000	40,000	35,000	+5,000	-5,000
Circuit rider program.....	19,570	19,000	20,757	+587	+1,757
Solid waste management grants.....	4,000	4,000	4,000	---	---
High energy cost grants.....	10,000	---	10,000	---	+10,000
Water and waste disposal grants.....	443,000	463,350	463,350	+20,350	---
306A(1)(2) grants.....	15,000	15,000	15,000	---	---
Emergency Community Water Assistance Grants.....	---	2,650	---	---	-2,650
Total, Loan subsidies and grants.....	659,480	614,070	621,567	-37,913	+7,497
Rural Electrification and Telecommunications Loans Program Account:					
Loan authorizations:					
Electric:					
Direct, FFB.....	(5,500,000)	---	(5,500,000)	---	(+5,500,000)
Electric Direct, Treasury Rate.....	---	(5,500,000)	---	---	(-5,500,000)
Guaranteed underwriting.....	(750,000)	---	(750,000)	---	(+750,000)
Subtotal, Electric.....	6,250,000	5,500,000	6,250,000	---	+750,000

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Telecommunications:					
Telecomm Direct, Treasury	(345,000)	(690,000)	(345,000)	---	(-345,000)
Direct, FFB	(345,000)	---	(345,000)	---	(+345,000)
Subtotal, Telecommunications	690,000	690,000	690,000	---	---
Total, Loan authorizations	6,940,000	6,190,000	6,940,000	---	+750,000
Loan Subsidy:					
Telecommunications Direct, Treasury Rate	3,795	4,554	2,277	-1,518	-2,277
RETLP administrative expenses	33,270	38,000	33,270	---	-4,730
(transfer out to Rural Development)	(-33,270)	(-38,000)	(-33,270)	---	(+4,730)
Total, Rural Electrification and Telecommunications Loans Program Account (Loan authorization)	37,065	42,554	35,547	-1,518	-7,007
	(6,940,000)	(6,190,000)	(6,940,000)	---	(+750,000)
Broadband Program:					
Loan authorizations:					
Broadband telecommunications	(11,179)	---	(11,869)	(+690)	(+11,869)
Loan subsidies and grants:					
Distance learning and telemedicine:					
Grants	50,000	44,000	60,000	+10,000	+16,000
Broadband telecommunications:					
Direct	2,000	---	2,000	---	+2,000
Grants	35,000	30,000	35,000	---	+5,000

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Broadband E-Connect:					
Loan subsidies and grants.....	---	250,000	---	---	-250,000
Total, Loan subsidies and grants.....	87,000	324,000	97,000	+10,000	-227,000
Total, Rural Utilities Service.....					
(Loan authorization).....	783,545	980,624	754,114	-29,431	-226,510
	(8,401,179)	(7,518,333)	(8,401,869)	(+890)	(+883,536)
Total, title III, Rural Development Programs.....					
(By transfer).....	3,240,612	3,410,540	3,236,023	-4,589	-174,517
(Transfer out).....	(449,992)	(278,000)	(449,992)	---	(+171,992)
(Loan authorizations).....	(-449,992)	(-278,000)	(-449,992)	---	(-171,992)
	(38,136,068)	(36,258,333)	(38,136,758)	(+690)	(+1,878,425)

TITLE IV - DOMESTIC FOOD PROGRAMS

Office of the Under Secretary for Food, Nutrition and Consumer Services.....	800	813	809	+9	-4
Food and Nutrition Service:					
Child nutrition programs.....	23,550,098	25,040,911	25,046,440	+1,496,342	+5,529
School breakfast program equipment grants.....	30,000	---	30,000	---	+30,000
Demonstration projects (Summer EBT).....	35,000	---	42,000	+7,000	+42,000
Total, Child nutrition programs.....	23,615,098	25,040,911	25,118,440	+1,503,342	+77,529

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Special supplemental nutrition program for women, infants, and children (WIC).....	6,000,000	5,451,501	6,000,000	---	+548,499
Supplemental nutrition assistance program: (Food stamp program).....	64,885,287	65,281,364	111,034,580	+46,149,293	+45,753,216
Reserve.....	3,000,000	3,000,000	3,000,000	---	---
FDP/IR nutrition education services.....	998	---	998	---	+998
Total, Food stamp program.....	67,886,285	68,281,364	114,035,578	+46,149,293	+45,754,214
Commodity assistance program: Commodity supplemental food program.....	245,000	---	325,000	+80,000	+325,000
Farmers market nutrition program.....	18,548	---	21,000	+2,452	+21,000
Emergency food assistance program.....	79,630	79,630	79,630	---	---
Pacific Island and disaster assistance.....	1,070	1,070	1,070	---	---
Total, Commodity assistance program.....	344,248	80,700	426,700	+82,452	+346,000
Nutrition programs administration.....	155,891	155,251	156,805	+914	+1,554
Congressional Hunger Center.....	(2,000)	---	(2,000)	---	(+2,000)
Total, Food and Nutrition Service.....	98,001,522	99,009,727	145,737,523	+47,736,001	+46,727,796
Total, title IV, Domestic Food Programs.....	98,002,322	99,010,540	145,738,332	+47,736,010	+46,727,792

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TITLE V - FOREIGN ASSISTANCE AND RELATED PROGRAMS					
Office of the Under Secretary for Trade and Foreign Agricultural Affairs.....					
Office of Codex Alimentarius.....	875	891	887	+12	-4
	4,775	4,817	4,805	+30	-12
Foreign Agricultural Service					
Salaries and expenses.....	215,513	193,703	221,835	+6,322	+28,132
(By transfer from export loans).....	(6,063)	(6,063)	(6,063)	---	---
Total, Salaries and expenses (including transfers).....	221,576	199,766	227,898	+6,322	+28,132
Food for Peace Title I Direct Credit and Food for Progress Program Account:					
Administrative expenses.....	142	112	112	-30	---
FSA Salaries and expenses (transfer out).....	(-142)	---	---	(+142)	---
FPAC Business Center Salaries and expenses (transfer out).....	---	(-112)	(-112)	(-112)	---
Food for Peace Title II Grants:					
Expenses.....	1,725,000	---	1,740,000	+15,000	+1,740,000

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Commodity Credit Corporation Export Loans Program					
Account:					
Administrative expenses.....	6,381	6,381	6,381	---	---
Foreign Agriculture Service, Salaries and expenses (transfer out).....	(-6,063)	(-6,063)	(-6,063)	---	---
Farm Service Agency Salaries and expenses (transfer out).....	(-318)	---	---	(+318)	---
FPAC Business Center Salaries and expenses (transfer out).....	---	(-318)	(-318)	(-318)	---
Total, CCC Export Loans Program Account...	6,381	6,381	6,381	---	---
McGovern-Dole International Food for Education and Child Nutrition program grants.....	220,000	---	230,000	+10,000	+230,000
Total, title V, Foreign Assistance and Related Programs.....	2,172,688	205,904	2,204,020	+31,334	+1,998,116
(By transfer).....	(6,063)	(6,063)	(6,063)	---	---
(Transfer out).....	(-6,523)	(-6,483)	(-6,483)	(+30)	---

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request

TITLE VI - RELATED AGENCIES AND FOOD AND DRUG ADMINISTRATION					
DEPARTMENT OF HEALTH AND HUMAN SERVICES					
Food and Drug Administration					
Salaries and expenses					
Direct appropriation.....	3,159,678	3,206,564	3,201,928	+42,250	-4,636
Transfer to OIG (transfer out).....	(-1,500)	---	(-1,500)	---	(-1,500)
Spending from appropriated user fees:					
Prescription drug user fees.....	1,074,714	1,119,188	1,107,199	+32,485	-11,889
Medical device user fees.....	220,142	238,595	236,059	+15,917	-2,536
Human generic drug user fees.....	513,223	526,039	520,208	+6,985	-5,831
Biosimilar biological products user fees.....	41,923	42,998	42,484	+571	-504
Animal drug user fees.....	30,611	31,306	33,340	+2,729	+2,034
Animal generic drug user fees.....	20,151	20,609	22,787	+2,646	+2,188
Tobacco product user fees.....	712,000	712,000	712,000	---	---
Subtotal, user fees (appropriated).....	2,612,764	2,690,735	2,674,097	+61,333	-16,638
Subtotal (including appropriated user fees).....	5,772,442	5,897,299	5,876,025	+103,583	-21,274
Mammography user fees.....	21,351	18,618	18,618	-2,733	---
Export user fees.....	4,686	4,886	4,886	+100	---
Color certification user fees.....	10,534	10,489	10,489	-65	---

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Food and Feed Recall user fees.....	1,492	1,492	1,492	---	---
Food Reinspection fees.....	6,873	6,873	6,873	---	---
Voluntary qualified importer program fees.....	5,514	5,514	5,514	-1	---
Pharmacy compounding fees.....	1,676	1,581	1,581	-95	---
Priority review vouchers (PRV) pediatric disease..	---	7,997	7,997	---	---
Priority review vouchers (PRV) tropical disease..	---	2,556	2,556	+2,556	---
Priority review vouchers (PRV) medical countermeasures.....	---	2,556	2,556	+2,556	---
Third party auditor.....	742	741	741	-1	---
Over-the-Counter Monograph fees.....	28,400	28,400	28,400	---	---
Increased export certification fees (legislative proposal).....	---	4,366	---	---	-4,366
Innovative food products fees (legislative proposal).....	---	28,000	---	---	-28,000
Expand tobacco products fees (legislative proposal).....	---	100,000	---	---	-100,000
Subtotal, spending from FDA user fees.....	2,701,840	2,914,584	2,765,560	+63,740	-149,004
Total, Salaries and expenses (including user fees).....	5,860,018	6,121,148	5,966,008	+105,950	-155,140
HHS Office of Inspector General (by transfer).....	(1,500)	---	(1,500)	---	(+1,500)
Buildings and facilities.....	11,788	13,788	12,788	+1,000	-1,000
FDA Innovation account.....	75,000	70,000	70,000	-5,000	---
Offset of appropriation pursuant to Section 1002 (b)(3)(B) of the 21st Century Cures Act (P.L. 114-255).....	-75,000	-70,000	-70,000	+5,000	---

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Spending of FDA innovation account (transfer).....	(75,000)	(70,000)	(70,000)	(-5,000)	---
Total, FDA (w/user fees, including proposals)...	5,873,308	6,134,938	5,980,296	+106,980	-154,640
Total, FDA (w/enacted user fees only).....	5,873,308	6,002,570	5,980,296	+106,980	-22,274
FDA user fees.....	-2,701,840	-2,914,584	-2,765,580	-63,740	+149,004
Total, Food and Drug Administration (excluding user fees).....	3,171,466	3,220,352	3,214,716	+43,250	-5,636
INDEPENDENT AGENCIES					
Commodity Futures Trading Commission 1/.....	315,000	---	---	-315,000	---
Farm Credit Administration (limitation on administrative expenses).....	(77,000)	(80,400)	(80,400)	(+3,400)	---
Total, title VI, Related Agencies and Food and Drug Administration.....	3,486,466	3,220,352	3,214,716	-271,750	-5,636

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 Vs Enacted	Final B111 Vs Request
TITLE VII - GENERAL PROVISIONS					
Rural Energy Savings Program.....	12,000	---	11,000	-1,000	+11,000
Farm to School.....	9,000	---	12,000	+3,000	+12,000
Healthy Food Financing Initiative.....	5,000	---	5,000	---	+5,000
Citrus Greening.....	8,500	---	8,500	---	+8,500
Broadband Pilot.....	300,000	---	531,000	+231,000	+531,000
Section 313 funds.....	(255,000)	---	(104,000)	(-151,000)	(+104,000)
NIFA Military Veteran Grants.....	5,000	---	5,000	---	+5,000
Centers of Excellence.....	6,000	---	10,000	+4,000	+10,000
Rural Hospital Technical Assistance.....	1,000	---	2,000	+1,000	+2,000
Protecting Animals with Shelter Grants.....	2,000	---	2,500	+500	+2,500
Tribal Demonstration Projects.....	3,000	---	3,000	---	+3,000
International Agricultural Education Fellowship.....	1,000	---	1,000	---	+1,000
School Breakfast Expansion Grants.....	5,000	---	6,000	+1,000	+6,000
Urban Agriculture Office.....	5,000	---	7,000	+2,000	+7,000
Food Loss Liaison.....	400	---	500	+100	+500
Healthy Fluid Milk.....	1,000	---	1,000	---	+1,000
Pollinator Research Coordinator.....	400	---	400	---	+400
Farm Opportunities Training and Outreach.....	5,000	---	5,000	---	+5,000
Tribal Student Scholarships.....	5,000	---	5,000	---	+5,000
Genome to Phenome.....	1,000	---	1,000	---	+1,000
Nutrition Assistance Program Study.....	6,000	---	6,000	---	+6,000
Micro-grants for Food Security.....	5,000	---	5,000	---	+5,000
Water Bank program.....	4,000	---	4,000	---	+4,000
Geographic Disadvantaged farmers.....	2,000	---	2,000	---	+2,000
Returning mortgage pilot.....	1,000	---	1,000	---	+1,000
Conservation Reserve Program Pilot.....	1,000	---	2,000	+1,000	+2,000
			---	-1,000	---

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 Vs Enacted	Final B111 Vs Request
MIC (rescission).....	-1,000,000	-1,200,000	-1,250,000	-250,000	-50,000
Dairy innovation.....	20,000	---	22,000	+2,000	+22,000
RISE grants.....	5,000	---	5,000	---	+5,000
FDA Buildings and Facilities.....	20,000	---	---	-20,000	---
Mitigation banking.....	5,000	---	5,000	---	+5,000
Electric refinancing (rescission).....	-15,073	---	---	+15,073	---
Waste water pilot program.....	5,000	---	5,000	---	+5,000
Office of the Secretary (Sec. 791) (rescission of emergency funding).....	-1,500,000	---	---	+1,500,000	---
WHIP program (Sec. 791) (emergency).....	1,500,000	---	---	-1,500,000	---
Ebola prevention and treatment (Sec. 792) (emergency).	535,000	---	---	-535,000	---
Agriculture Business Innovation Center.....	---	---	2,000	+2,000	+2,000
Child nutrition training.....	---	---	1,000	+1,000	+1,000
Renewable energy.....	---	---	10,000	+10,000	+10,000
NOAA working group.....	---	---	1,000	+1,000	+1,000
Goodfellow facility.....	---	---	45,861	+45,861	+45,861
Broadband program (rescission).....	---	---	-12,000	-12,000	-12,000
FDA Seafood Safety.....	---	---	1,000	+1,000	+1,000
Cogongrass Pilot.....	---	---	3,000	+3,000	+3,000
Blue Ribbon Panel.....	---	---	4,000	+4,000	+4,000
Farm of the Future.....	---	---	500	+500	+500
Open Data Standards.....	---	---	635,000	+635,000	+635,000
Agriculture Quarantine Inspection Services (emergency)	---	---	---	---	---
Total, title VII, General Provisions.....	-30,773	-1,200,000	108,561	+139,334	+1,308,561

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION,
AND RELATED AGENCIES APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Grand total.....	153,525,916	149,045,925	205,465,113	+51,939,197	+56,419,188
Appropriations.....	(156,707,829)	(153,160,509)	(208,857,693)	(-52,149,864)	(+55,697,184)
Offsetting collections.....	(-2,701,840)	(-2,914,564)	(-2,765,580)	(-63,740)	(+149,004)
Rescissions.....	(-1,015,073)	(-1,200,000)	(-1,262,000)	(-246,927)	(-62,000)
Rescissions of emergency funding.....	(-1,500,000)	---	---	(+1,500,000)	---
(By transfer).....	(1,648,982)	(3,658,888)	(1,623,154)	(-25,828)	(-2,035,734)
(By transfer) (emergency).....	(255,000)	---	(104,000)	(-151,000)	(+104,000)
(Transfer out).....	(-1,648,982)	(-3,658,888)	(-1,623,154)	(+25,828)	(+2,035,734)
(Loan authorization).....	(46,567,084)	(45,165,031)	(47,994,934)	(+1,427,850)	(+2,829,903)
(Limitation on administrative expenses).....	(198,227)	(211,382)	(211,627)	(+13,400)	(+245)

1/ Funding for the CFTC for the FY21 Request and Final Bill is reflected on the Financial Services and General Government Appropriations Bill

[House Appropriations Committee Print]

Consolidated Appropriations Act, 2021

(H.R. 133; P.L. 116-260)

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

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

TITLE I

DEPARTMENT OF COMMERCE

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

For necessary expenses for international trade activities of the Department of Commerce provided for by law, to carry out activities associated with facilitating, attracting, and retaining business investment in the United States, and for engaging in trade promotional activities abroad, including expenses of grants and cooperative agreements for the purpose of promoting exports of United States firms, without regard to sections 3702 and 3703 of title 44, United States Code; full medical coverage for dependent members of immediate families of employees stationed overseas and employees temporarily posted overseas; travel and transportation of employees of the International Trade Administration between two points abroad, without regard to section 40118 of title 49, United States Code; employment of citizens of the United States and aliens by contract for services; rental of space abroad for periods not exceeding 10 years, and expenses of alteration, repair, or improvement; purchase or construction of temporary demountable exhibition structures for use abroad; payment of tort claims, in the manner authorized in the first paragraph of section 2672 of title 28, United States Code, when such claims arise in foreign countries; not to exceed \$294,300 for official representation expenses abroad; purchase of passenger motor vehicles for official use abroad, not to exceed \$45,000 per vehicle; obtaining insurance on official motor vehicles; and rental of tie lines, \$541,000,000, of which \$70,000,000 shall remain available until September 30, 2022: *Provided*, That \$11,000,000 is to be derived from fees to be retained and used by the International Trade Administration, notwithstanding section 3302 of title 31, United States Code: *Provided further*, That, of amounts provided under this heading, not less than \$16,400,000 shall be for China antidumping and countervailing duty enforcement and compliance activities: *Provided further*, That the provisions of the first sentence of section 105(f) and all of section 108(c) of the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in carrying out these activities; and that for the purpose of this Act, contributions under the provisions of the Mutual Educational and Cultural Exchange Act of 1961 shall include payment for assessments for services provided as part of these activities.

BUREAU OF INDUSTRY AND SECURITY

OPERATIONS AND ADMINISTRATION

For necessary expenses for export administration and national security activities of the Department of Commerce, including costs associated with the performance of export administration field activities both domestically and abroad; full medical coverage for dependent members of immediate families of employees stationed overseas; employment of citizens of the United States and aliens by contract for services abroad; payment of tort claims, in the manner authorized in the first paragraph of section 2672 of title 28, United States Code, when such claims arise in foreign countries; not to exceed \$13,500 for official representation expenses abroad; awards of compensation to informers under the Export Control Reform Act of 2018 (subtitle B of title XVII of the John S. McCain National Defense Authorization Act for Fiscal Year 2019; Public Law 115-232; 132 Stat. 2208; 50 U.S.C. 4801 et seq.), and as authorized by section 1(b) of the Act of June 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase of passenger motor vehicles for official use and motor vehicles for law enforcement use with special requirement vehicles eligible for purchase without regard to any price limitation otherwise established by law, \$133,000,000, to remain available until expended: *Provided*, That the provisions of the first sentence of section 105(f) and all of section 108(c) of the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in carrying out these activities: *Provided further*, That payments and contributions collected and accepted for materials or services provided as part of such activities may be retained for use in covering the cost of such activities, and for providing information to the public with respect to the export administration and national security activities of the Department of Commerce and other export control programs of the United States and other governments.

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

For grants for economic development assistance as provided by the Public Works and Economic Development Act of 1965, for trade adjustment assistance, and for grants authorized by sections 27 and 28 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3722 and 3723), as amended, \$305,500,000 to remain available until expended, of which \$38,000,000 shall be for grants under such section 27 and \$2,000,000 shall be for grants under such section 28: *Provided*, That any deviation from the amounts designated for specific activities in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), or any use of deobligated balances of funds provided under this heading in previous years, shall be subject to the procedures set forth in section 505 of this Act.

SALARIES AND EXPENSES

For necessary expenses of administering the economic development assistance programs as provided for by law, \$40,500,000: *Provided*, That funds provided under this heading may be used to monitor projects approved pursuant to title I of the Public Works Employment Act of 1976; title II of the Trade Act of 1974; sections 27 and 28 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3722 and 3723), as amended; and the Community Emergency Drought Relief Act of 1977.

MINORITY BUSINESS DEVELOPMENT AGENCY

MINORITY BUSINESS DEVELOPMENT

For necessary expenses of the Department of Commerce in fostering, promoting, and developing minority business enterprises, including expenses of grants, contracts, and other agreements with public or private organizations, \$48,000,000, of which not more than \$16,000,000 shall be available for overhead expenses, including salaries and expenses, rent, utilities, and information technology services.

ECONOMIC AND STATISTICAL ANALYSIS

SALARIES AND EXPENSES

For necessary expenses, as authorized by law, of economic and statistical analysis programs of the Department of Commerce, \$111,855,000, to remain available until September 30, 2022.

BUREAU OF THE CENSUS

CURRENT SURVEYS AND PROGRAMS

For necessary expenses for collecting, compiling, analyzing, preparing, and publishing statistics, provided for by law, \$288,403,000: *Provided*, That, from amounts provided herein, funds may be used for promotion, outreach, and marketing activities.

PERIODIC CENSUSES AND PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for collecting, compiling, analyzing, preparing, and publishing statistics for periodic censuses and programs provided for by law, \$818,241,000, to remain available until September 30, 2022: *Provided*, That, from amounts provided herein, funds may be used for promotion, outreach, and marketing activities: *Provided further*, That within the amounts appropriated, \$3,556,000 shall be transferred to the "Office of Inspector General" account for activities associated with carrying out investigations and audits related to the Bureau of the Census.

NATIONAL TELECOMMUNICATIONS AND INFORMATION
ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses, as provided for by law, of the National Telecommunications and Information Administration (NTIA), \$45,500,000, to remain available until September 30, 2022: *Provided*, That, notwithstanding 31 U.S.C. 1535(d), the Secretary of Commerce shall charge Federal agencies for costs incurred in spectrum management, analysis, operations, and related services, and such fees shall be retained and used as offsetting collections for costs of such spectrum services, to remain available until expended: *Provided further*, That the Secretary of Commerce is authorized to retain and use as offsetting collections all funds transferred, or previously transferred, from other Government agencies for all costs incurred in telecommunications research, engineering, and related activities by the Institute for Telecommunication Sciences of NTIA, in furtherance of its assigned functions under this paragraph, and such funds received from other Government agencies shall remain available until expended.

PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING AND
CONSTRUCTION

For the administration of prior-year grants, recoveries and unobligated balances of funds previously appropriated are available for the administration of all open grants until their expiration.

UNITED STATES PATENT AND TRADEMARK OFFICE

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the United States Patent and Trademark Office (USPTO) provided for by law, including defense of suits instituted against the Under Secretary of Commerce for Intellectual Property and Director of the USPTO, \$3,695,295,000, to remain available until expended: *Provided*, That the sum herein appropriated from the general fund shall be reduced as offsetting collections of fees and surcharges assessed and collected by the USPTO under any law are received during fiscal year 2021, so as to result in a fiscal year 2021 appropriation from the general fund estimated at \$0: *Provided further*, That during fiscal year 2021, should the total amount of such offsetting collections be less than \$3,695,295,000, this amount shall be reduced accordingly: *Provided further*, That any amount received in excess of \$3,695,295,000 in fiscal year 2021 and deposited in the Patent and Trademark Fee Reserve Fund shall remain available until expended: *Provided further*, That the Director of USPTO shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate for any amounts made available by the preceding proviso and such spending plan shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures

set forth in that section: *Provided further*, That any amounts reprogrammed in accordance with the preceding proviso shall be transferred to the United States Patent and Trademark Office “Salaries and Expenses” account: *Provided further*, That the budget of the President submitted for fiscal year 2022 under section 1105 of title 31, United States Code, shall include within amounts provided under this heading for necessary expenses of the USPTO any increases that are expected to result from an increase promulgated through rule or regulation in offsetting collections of fees and surcharges assessed and collected by the USPTO under any law in either fiscal year 2021 or fiscal year 2022: *Provided further*, That from amounts provided herein, not to exceed \$13,500 shall be made available in fiscal year 2021 for official reception and representation expenses: *Provided further*, That in fiscal year 2021 from the amounts made available for “Salaries and Expenses” for the USPTO, the amounts necessary to pay (1) the difference between the percentage of basic pay contributed by the USPTO and employees under section 8334(a) of title 5, United States Code, and the normal cost percentage (as defined by section 8331(17) of that title) as provided by the Office of Personnel Management (OPM) for USPTO’s specific use, of basic pay, of employees subject to subchapter III of chapter 83 of that title, and (2) the present value of the otherwise unfunded accruing costs, as determined by OPM for USPTO’s specific use of post-retirement life insurance and post-retirement health benefits coverage for all USPTO employees who are enrolled in Federal Employees Health Benefits (FEHB) and Federal Employees Group Life Insurance (FEGLI), shall be transferred to the Civil Service Retirement and Disability Fund, the FEGLI Fund, and the Employees FEHB Fund, as appropriate, and shall be available for the authorized purposes of those accounts: *Provided further*, That any differences between the present value factors published in OPM’s yearly 300 series benefit letters and the factors that OPM provides for USPTO’s specific use shall be recognized as an imputed cost on USPTO’s financial statements, where applicable: *Provided further*, That, notwithstanding any other provision of law, all fees and surcharges assessed and collected by USPTO are available for USPTO only pursuant to section 42(c) of title 35, United States Code, as amended by section 22 of the Leahy-Smith America Invents Act (Public Law 112–29): *Provided further*, That within the amounts appropriated, \$2,000,000 shall be transferred to the “Office of Inspector General” account for activities associated with carrying out investigations and audits related to the USPTO.

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the National Institute of Standards and Technology (NIST), \$788,000,000, to remain available until expended, of which not to exceed \$9,000,000 may be transferred to the “Working Capital Fund”: *Provided*, That not to exceed \$5,000 shall be for official reception and representation expenses: *Provided*

further, That NIST may provide local transportation for summer undergraduate research fellowship program participants.

INDUSTRIAL TECHNOLOGY SERVICES

For necessary expenses for industrial technology services, \$166,500,000, to remain available until expended, of which \$150,000,000 shall be for the Hollings Manufacturing Extension Partnership, and of which \$16,500,000 shall be for the Manufacturing USA Program (formerly known as the National Network for Manufacturing Innovation).

CONSTRUCTION OF RESEARCH FACILITIES

For construction of new research facilities, including architectural and engineering design, and for renovation and maintenance of existing facilities, not otherwise provided for the National Institute of Standards and Technology, as authorized by sections 13 through 15 of the National Institute of Standards and Technology Act (15 U.S.C. 278c–278e), \$80,000,000, to remain available until expended: *Provided*, That the Secretary of Commerce shall include in the budget justification materials for fiscal year 2022 that the Secretary submits to Congress in support of the Department of Commerce budget (as submitted with the budget of the President under section 1105(a) of title 31, United States Code) an estimate for each National Institute of Standards and Technology construction project having a total multi-year program cost of more than \$5,000,000, and simultaneously the budget justification materials shall include an estimate of the budgetary requirements for each such project for each of the 5 subsequent fiscal years.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of activities authorized by law for the National Oceanic and Atmospheric Administration, including maintenance, operation, and hire of aircraft and vessels; pilot programs for State-led fisheries management, notwithstanding any other provision of law; grants, contracts, or other payments to nonprofit organizations for the purposes of conducting activities pursuant to cooperative agreements; and relocation of facilities, \$3,840,300,000, to remain available until September 30, 2022: *Provided*, That fees and donations received by the National Ocean Service for the management of national marine sanctuaries may be retained and used for the salaries and expenses associated with those activities, notwithstanding section 3302 of title 31, United States Code: *Provided further*, That in addition, \$246,171,000 shall be derived by transfer from the fund entitled “Promote and Develop Fishery Products and Research Pertaining to American Fisheries”, which shall only be used for fishery activities related to the Saltonstall-Kennedy Grant Program; Fisheries Data Collections, Surveys, and Assessments; Fisheries Management Programs and Services; and Interjurisdictional Fisheries Grants: *Provided further*, That not to exceed

\$66,389,000 shall be for payment to the “Department of Commerce Working Capital Fund”: *Provided further*, That of the \$4,103,971,000 provided for in direct obligations under this heading, \$3,840,300,000 is appropriated from the general fund, \$246,171,000 is provided by transfer, and \$17,500,000 is derived from recoveries of prior year obligations: *Provided further*, That any deviation from the amounts designated for specific activities in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), or any use of deobligated balances of funds provided under this heading in previous years, shall be subject to the procedures set forth in section 505 of this Act: *Provided further*, That in addition, for necessary retired pay expenses under the Retired Serviceman’s Family Protection and Survivor Benefits Plan, and for payments for the medical care of retired personnel and their dependents under the Dependents’ Medical Care Act (10 U.S.C. ch. 55), such sums as may be necessary.

PROCUREMENT, ACQUISITION AND CONSTRUCTION

(INCLUDING TRANSFER OF FUNDS)

For procurement, acquisition and construction of capital assets, including alteration and modification costs, of the National Oceanic and Atmospheric Administration, \$1,532,558,000, to remain available until September 30, 2023, except that funds provided for acquisition and construction of vessels and aircraft, and construction of facilities shall remain available until expended: *Provided*, That of the \$1,545,558,000 provided for in direct obligations under this heading, \$1,532,558,000 is appropriated from the general fund and \$13,000,000 is provided from recoveries of prior year obligations: *Provided further*, That any deviation from the amounts designated for specific activities in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), or any use of deobligated balances of funds provided under this heading in previous years, shall be subject to the procedures set forth in section 505 of this Act: *Provided further*, That the Secretary of Commerce shall include in budget justification materials for fiscal year 2022 that the Secretary submits to Congress in support of the Department of Commerce budget (as submitted with the budget of the President under section 1105(a) of title 31, United States Code) an estimate for each National Oceanic and Atmospheric Administration procurement, acquisition or construction project having a total of more than \$5,000,000 and simultaneously the budget justification shall include an estimate of the budgetary requirements for each such project for each of the 5 subsequent fiscal years: *Provided further*, That, within the amounts appropriated, \$2,000,000 shall be transferred to the “Office of Inspector General” account for activities associated with carrying out investigations and audits related to satellite procurement, acquisition and construction.

PACIFIC COASTAL SALMON RECOVERY

For necessary expenses associated with the restoration of Pacific salmon populations, \$65,000,000, to remain available until September 30, 2022: *Provided*, That, of the funds provided herein, the Secretary of Commerce may issue grants to the States of Washington, Oregon, Idaho, Nevada, California, and Alaska, and to the federally recognized Tribes of the Columbia River and Pacific Coast (including Alaska), for projects necessary for conservation of salmon and steelhead populations that are listed as threatened or endangered, or that are identified by a State as at-risk to be so listed, for maintaining populations necessary for exercise of Tribal treaty fishing rights or native subsistence fishing, or for conservation of Pacific coastal salmon and steelhead habitat, based on guidelines to be developed by the Secretary of Commerce: *Provided further*, That all funds shall be allocated based on scientific and other merit principles and shall not be available for marketing activities: *Provided further*, That funds disbursed to States shall be subject to a matching requirement of funds or documented in-kind contributions of at least 33 percent of the Federal funds.

FISHERMEN'S CONTINGENCY FUND

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

FISHERIES FINANCE PROGRAM ACCOUNT

Subject to section 502 of the Congressional Budget Act of 1974, during fiscal year 2021, obligations of direct loans may not exceed \$24,000,000 for Individual Fishing Quota loans and not to exceed \$100,000,000 for traditional direct loans as authorized by the Merchant Marine Act of 1936.

DEPARTMENTAL MANAGEMENT

SALARIES AND EXPENSES

For necessary expenses for the management of the Department of Commerce provided for by law, including not to exceed \$4,500 for official reception and representation, \$73,000,000: *Provided*, That no employee of the Department of Commerce may be detailed or assigned from a bureau or office funded by this Act or any other Act to offices within the Office of the Secretary of the Department of Commerce for more than 90 days in a fiscal year unless the individual's employing bureau or office is fully reimbursed for the salary and expenses of the employee for the entire period of assignment using funds provided under this heading. *Provided further*, That amounts made available to the Department of Commerce in this or any prior Act may not be transferred pursuant to section 508 of this or any prior Act to the account funded under this heading, except in the case of extraordinary circumstances that threaten life or property.

RENOVATION AND MODERNIZATION

For necessary expenses for the renovation and modernization of the Herbert C. Hoover Building, \$1,123,000.

NONRECURRING EXPENSES FUND

For necessary expenses for a business application system modernization, \$20,000,000, to remain available until September 30, 2023: *Provided*, That any unobligated balances of expired discretionary funds transferred to the Department of Commerce Non-recurring Expenses Fund, as authorized by section 111 of title I of division B of Public Law 116–93, may be obligated only after the Committees on Appropriations of the House of Representatives and the Senate are notified at least 15 days in advance of the planned use of funds.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978 (5 U.S.C. App.), \$34,000,000: *Provided*, That notwithstanding section 6413 of the Middle Class Tax Relief and Job Creation Act of 2012 (Public Law 112–96), an additional \$2,000,000, to remain available until expended, shall be derived from the Public Safety Trust Fund for activities associated with carrying out investigations and audits related to the First Responder Network Authority (FirstNet).

GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

(INCLUDING TRANSFER OF FUNDS)

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

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

SEC. 103. Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Department of Commerce in this Act may be transferred between such appropriations, but no such appropriation shall be increased by more than 10 percent by any such transfers: *Provided*, That any transfer pursuant to this section shall be treated as a reprogramming of funds under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section: *Provided further*, That the Secretary of Commerce shall notify the Committees on Appropriations at least 15 days in

advance of the acquisition or disposal of any capital asset (including land, structures, and equipment) not specifically provided for in this Act or any other law appropriating funds for the Department of Commerce.

SEC. 104. The requirements set forth by section 105 of the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2012 (Public Law 112–55), as amended by section 105 of title I of division B of Public Law 113–6, are hereby adopted by reference and made applicable with respect to fiscal year 2021: *Provided*, That the life cycle cost for the Joint Polar Satellite System is \$11,322,125,000, the life cycle cost of the Polar Follow On Program is \$6,837,900,000, the life cycle cost for the Geostationary Operational Environmental Satellite R-Series Program is \$11,700,100,000, and the life cycle cost for the Space Weather Follow On Program is \$692,800,000.

SEC. 105. Notwithstanding any other provision of law, the Secretary of Commerce may furnish services (including but not limited to utilities, telecommunications, and security services) necessary to support the operation, maintenance, and improvement of space that persons, firms, or organizations are authorized, pursuant to the Public Buildings Cooperative Use Act of 1976 or other authority, to use or occupy in the Herbert C. Hoover Building, Washington, DC, or other buildings, the maintenance, operation, and protection of which has been delegated to the Secretary from the Administrator of General Services pursuant to the Federal Property and Administrative Services Act of 1949 on a reimbursable or non-reimbursable basis. Amounts received as reimbursement for services provided under this section or the authority under which the use or occupancy of the space is authorized, up to \$200,000, shall be credited to the appropriation or fund which initially bears the costs of such services.

SEC. 106. Nothing in this title shall be construed to prevent a grant recipient from deterring child pornography, copyright infringement, or any other unlawful activity over its networks.

SEC. 107. The Administrator of the National Oceanic and Atmospheric Administration is authorized to use, with their consent, with reimbursement and subject to the limits of available appropriations, the land, services, equipment, personnel, and facilities of any department, agency, or instrumentality of the United States, or of any State, local government, Indian Tribal government, Territory, or possession, or of any political subdivision thereof, or of any foreign government or international organization, for purposes related to carrying out the responsibilities of any statute administered by the National Oceanic and Atmospheric Administration.

SEC. 108. The National Technical Information Service shall not charge any customer for a copy of any report or document generated by the Legislative Branch unless the Service has provided information to the customer on how an electronic copy of such report or document may be accessed and downloaded for free online. Should a customer still require the Service to provide a printed or digital copy of the report or document, the charge shall be limited to recovering the Service's cost of processing, reproducing, and delivering such report or document.

SEC. 109. To carry out the responsibilities of the National Oceanic and Atmospheric Administration (NOAA), the Administrator of NOAA is authorized to: (1) enter into grants and cooperative agreements with; (2) use on a non-reimbursable basis land, services, equipment, personnel, and facilities provided by; and (3) receive and expend funds made available on a consensual basis from: a Federal agency, State or subdivision thereof, local government, Tribal government, Territory, or possession or any subdivisions thereof: *Provided*, That funds received for permitting and related regulatory activities pursuant to this section shall be deposited under the heading “National Oceanic and Atmospheric Administration—Operations, Research, and Facilities” and shall remain available until September 30, 2022, for such purposes: *Provided further*, That all funds within this section and their corresponding uses are subject to section 505 of this Act.

SEC. 110. Amounts provided by this Act or by any prior appropriations Act that remain available for obligation, for necessary expenses of the programs of the Economics and Statistics Administration of the Department of Commerce, including amounts provided for programs of the Bureau of Economic Analysis and the Bureau of the Census, shall be available for expenses of cooperative agreements with appropriate entities, including any Federal, State, or local governmental unit, or institution of higher education, to aid and promote statistical, research, and methodology activities which further the purposes for which such amounts have been made available.

SEC. 111. Amounts provided by this Act for the Hollings Manufacturing Extension Partnership under the heading “National Institute of Standards and Technology—Industrial Technology Services” shall not be subject to cost share requirements under 15 U.S.C. 278k(e)(2): *Provided*, That the authority made available pursuant to this section shall be elective for any Manufacturing Extension Partnership Center that also receives funding from a State that is conditioned upon the application of a Federal cost sharing requirement.

SEC. 112. The Secretary of Commerce, or the designee of the Secretary, may waive the matching requirements under sections 306 and 306A, and the cost sharing requirements under section 315, of the Coastal Zone Management Act of 1972 (16 U.S.C. 1455, 1455a, and 1461) as necessary for amounts made available under this Act under the heading “Operations, Research, and Facilities” under the heading “National Oceanic and Atmospheric Administration”.

SEC. 113. Of unobligated balances of amounts provided to the Bureau of the Census under this or any prior appropriations Act, up to \$208,000,000 may be transferred to the Bureau of the Census Working Capital Fund for information and business technology system modernization and facilities infrastructure improvements necessary for the operations of the Bureau: *Provided*, That the amounts previously provided by the Congress for the 2020 Census remain available only for the period of time as provided when initially enacted: *Provided further*, That this transfer authority is in addition to any other transfer authority in this Act: *Provided further*, That no amounts may be transferred that were previously designated by the Congress for the 2020 Census pursuant to sec-

tion 251(b)(2)(G) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That such amounts may be obligated only after the Committees on Appropriations of the House of Representatives and the Senate are notified at least 15 days in advance of the planned use of funds.

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

TITLE II

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

For expenses necessary for the administration of the Department of Justice, \$119,000,000, of which not to exceed \$4,000,000 for security and construction of Department of Justice facilities shall remain available until expended.

JUSTICE INFORMATION SHARING TECHNOLOGY

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for information sharing technology, including planning, development, deployment and departmental direction, \$34,000,000, to remain available until expended: *Provided*, That the Attorney General may transfer up to \$40,000,000 to this account, from funds available to the Department of Justice for information technology, to remain available until expended, for enterprise-wide information technology initiatives: *Provided further*, That the transfer authority in the preceding proviso is in addition to any other transfer authority contained in this Act: *Provided further*, That any transfer pursuant to the first proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

(INCLUDING TRANSFER OF FUNDS)

For expenses necessary for the administration of immigration-related activities of the Executive Office for Immigration Review, \$734,000,000, of which \$4,000,000 shall be derived by transfer from the Executive Office for Immigration Review fees deposited in the “Immigration Examinations Fee” account, and of which not less than \$22,500,000 shall be available for services and activities provided by the Legal Orientation Program: *Provided*, That not to exceed \$35,000,000 of the total amount made available under this heading shall remain available until expended.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General, \$110,565,000, including not to exceed \$10,000 to meet unforeseen

emergencies of a confidential character: *Provided*, That not to exceed \$4,000,000 shall remain available until September 30, 2022.

UNITED STATES PAROLE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the United States Parole Commission as authorized, \$13,539,000: *Provided*, That, notwithstanding any other provision of law, upon the expiration of a term of office of a Commissioner, the Commissioner may continue to act until a successor has been appointed.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

(INCLUDING TRANSFER OF FUNDS)

For expenses necessary for the legal activities of the Department of Justice, not otherwise provided for, including not to exceed \$20,000 for expenses of collecting evidence, to be expended under the direction of, and to be accounted for solely under the certificate of, the Attorney General; the administration of pardon and clemency petitions; and rent of private or Government-owned space in the District of Columbia, \$960,000,000, of which not to exceed \$20,000,000 for litigation support contracts shall remain available until expended: *Provided*, That of the amount provided for INTERPOL Washington dues payments, not to exceed \$685,000 shall remain available until expended: *Provided further*, That of the total amount appropriated, not to exceed \$9,000 shall be available to INTERPOL Washington for official reception and representation expenses: *Provided further*, That of the total amount appropriated, not to exceed \$9,000 shall be available to the Criminal Division for official reception and representation expenses: *Provided further*, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for litigation activities of the Civil Division, the Attorney General may transfer such amounts to "Salaries and Expenses, General Legal Activities" from available appropriations for the current fiscal year for the Department of Justice, as may be necessary to respond to such circumstances: *Provided further*, That any transfer pursuant to the preceding proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section: *Provided further*, That of the amount appropriated, such sums as may be necessary shall be available to the Civil Rights Division for salaries and expenses associated with the election monitoring program under section 8 of the Voting Rights Act of 1965 (52 U.S.C. 10305) and to reimburse the Office of Personnel Management for such salaries and expenses: *Provided further*, That of the amounts provided under this heading for the election monitoring program, \$3,390,000 shall remain available until expended: *Provided further*, That of the amount appropriated, not less than \$195,754,000 shall be avail-

able for the Criminal Division, including related expenses for the Mutual Legal Assistance Treaty Program.

In addition, for expenses of the Department of Justice associated with processing cases under the National Childhood Vaccine Injury Act of 1986, not to exceed \$17,000,000, to be appropriated from the Vaccine Injury Compensation Trust Fund and to remain available until expended.

SALARIES AND EXPENSES, ANTITRUST DIVISION

For expenses necessary for the enforcement of antitrust and kindred laws, \$184,524,000, to remain available until expended: *Provided*, That notwithstanding any other provision of law, fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18a), regardless of the year of collection (and estimated to be \$150,000,000 in fiscal year 2021), shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: *Provided further*, That the sum herein appropriated from the general fund shall be reduced as such offsetting collections are received during fiscal year 2021, so as to result in a final fiscal year 2021 appropriation from the general fund estimated at \$34,524,000.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For necessary expenses of the Offices of the United States Attorneys, including inter-governmental and cooperative agreements, \$2,342,177,000: *Provided*, That of the total amount appropriated, not to exceed \$7,200 shall be available for official reception and representation expenses: *Provided further*, That not to exceed \$25,000,000 shall remain available until expended: *Provided further*, That each United States Attorney shall establish or participate in a task force on human trafficking.

UNITED STATES TRUSTEE SYSTEM FUND

For necessary expenses of the United States Trustee Program, as authorized, \$232,361,000, to remain available until expended: *Provided*, That, notwithstanding any other provision of law, deposits to the United States Trustee System Fund and amounts herein appropriated shall be available in such amounts as may be necessary to pay refunds due depositors: *Provided further*, That, notwithstanding any other provision of law, fees deposited into the Fund pursuant to section 589a(b) of title 28, United States Code (as limited by section 1004(b) of the Bankruptcy Judgeship Act of 2017 (division B of Public Law 115-72)), shall be retained and used for necessary expenses in this appropriation and shall remain available until expended: *Provided further*, That to the extent that fees deposited into the Fund in fiscal year 2021, net of amounts necessary to pay refunds due depositors, exceed \$232,361,000, those excess amounts shall be available in future fiscal years only to the extent provided in advance in appropriations Acts: *Provided further*, That the sum herein appropriated from the general fund shall be reduced (1) as such fees are received during fiscal year 2021, net of amounts necessary to pay refunds due depositors, (estimated at

\$318,000,000) and (2) to the extent that any remaining general fund appropriations can be derived from amounts deposited in the Fund in previous fiscal years that are not otherwise appropriated, so as to result in a final fiscal year 2021 appropriation from the general fund estimated at \$0.

SALARIES AND EXPENSES, FOREIGN CLAIMS SETTLEMENT COMMISSION

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

FEES AND EXPENSES OF WITNESSES

For fees and expenses of witnesses, for expenses of contracts for the procurement and supervision of expert witnesses, for private counsel expenses, including advances, and for expenses of foreign counsel, \$270,000,000, to remain available until expended, of which not to exceed \$16,000,000 is for construction of buildings for protected witness safesites; not to exceed \$3,000,000 is for the purchase and maintenance of armored and other vehicles for witness security caravans; and not to exceed \$25,000,000 is for the purchase, installation, maintenance, and upgrade of secure telecommunications equipment and a secure automated information network to store and retrieve the identities and locations of protected witnesses: *Provided*, That amounts made available under this heading may not be transferred pursuant to section 205 of this Act.

SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Community Relations Service, \$18,000,000: *Provided*, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for conflict resolution and violence prevention activities of the Community Relations Service, the Attorney General may transfer such amounts to the Community Relations Service, from available appropriations for the current fiscal year for the Department of Justice, as may be necessary to respond to such circumstances: *Provided further*, That any transfer pursuant to the preceding proviso shall be treated as a re-programming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

ASSETS FORFEITURE FUND

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

UNITED STATES MARSHALS SERVICE

SALARIES AND EXPENSES

For necessary expenses of the United States Marshals Service, \$1,496,000,000, of which not to exceed \$6,000 shall be available for official reception and representation expenses, and not to exceed \$25,000,000 shall remain available until expended.

CONSTRUCTION

For construction in space that is controlled, occupied, or utilized by the United States Marshals Service for prisoner holding and related support, \$15,000,000, to remain available until expended.

FEDERAL PRISONER DETENTION

For necessary expenses related to United States prisoners in the custody of the United States Marshals Service as authorized by section 4013 of title 18, United States Code, \$2,046,609,000, to remain available until expended: *Provided*, That not to exceed \$20,000,000 shall be considered "funds appropriated for State and local law enforcement assistance" pursuant to section 4013(b) of title 18, United States Code: *Provided further*, That the United States Marshals Service shall be responsible for managing the Justice Prisoner and Alien Transportation System.

NATIONAL SECURITY DIVISION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For expenses necessary to carry out the activities of the National Security Division, \$117,451,000, of which not to exceed \$5,000,000 for information technology systems shall remain available until expended: *Provided*, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for the activities of the National Security Division, the Attorney General may transfer such amounts to this heading from available appropriations for the current fiscal year for the Department of Justice, as may be necessary to respond to such circumstances: *Provided further*, That any transfer pursuant to the preceding proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

INTERAGENCY LAW ENFORCEMENT

INTERAGENCY CRIME AND DRUG ENFORCEMENT

For necessary expenses for the identification, investigation, and prosecution of individuals associated with the most significant drug trafficking organizations, transnational organized crime, and money laundering organizations not otherwise provided for, to include inter-governmental agreements with State and local law enforcement agencies engaged in the investigation and prosecution of

individuals involved in transnational organized crime and drug trafficking, \$550,458,000, of which \$50,000,000 shall remain available until expended: *Provided*, That any amounts obligated from appropriations under this heading may be used under authorities available to the organizations reimbursed from this appropriation.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

For necessary expenses of the Federal Bureau of Investigation for detection, investigation, and prosecution of crimes against the United States, \$9,748,686,000, of which not to exceed \$216,900,000 shall remain available until expended: *Provided*, That not to exceed \$284,000 shall be available for official reception and representation expenses.

CONSTRUCTION

For necessary expenses, to include the cost of equipment, furniture, and information technology requirements, related to construction or acquisition of buildings, facilities, and sites by purchase, or as otherwise authorized by law; conversion, modification, and extension of federally owned buildings; preliminary planning and design of projects; and operation and maintenance of secure work environment facilities and secure networking capabilities; \$566,100,000, to remain available until expended.

DRUG ENFORCEMENT ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of the Drug Enforcement Administration, including not to exceed \$70,000 to meet unforeseen emergencies of a confidential character pursuant to section 530C of title 28, United States Code; and expenses for conducting drug education and training programs, including travel and related expenses for participants in such programs and the distribution of items of token value that promote the goals of such programs, \$2,336,263,000, of which not to exceed \$75,000,000 shall remain available until expended and not to exceed \$90,000 shall be available for official reception and representation expenses: *Provided*, That, notwithstanding section 3672 of Public Law 106-310, up to \$10,000,000 may be used to reimburse States, units of local government, Indian Tribal Governments, other public entities, and multi-jurisdictional or regional consortia thereof for expenses incurred to clean up and safely dispose of substances associated with clandestine methamphetamine laboratories, conversion and extraction operations, tableting operations, or laboratories and processing operations for fentanyl and fentanyl-related substances which may present a danger to public health or the environment.

CONSTRUCTION

For necessary expenses, to include the cost of preliminary planning and design, equipment, furniture, and information technology requirements, related to the construction or acquisition of build-

ings, facilities, and sites by purchase, or as otherwise authorized by law, for the addition of a laboratory and warehouse to meet the demand of testing drugs, including fentanyl, \$50,000,000, to remain available until expended.

BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES

SALARIES AND EXPENSES

For necessary expenses of the Bureau of Alcohol, Tobacco, Firearms and Explosives, for training of State and local law enforcement agencies with or without reimbursement, including training in connection with the training and acquisition of canines for explosives and fire accelerants detection; and for provision of laboratory assistance to State and local law enforcement agencies, with or without reimbursement, \$1,483,887,000, of which not to exceed \$36,000 shall be for official reception and representation expenses, not to exceed \$1,000,000 shall be available for the payment of attorneys' fees as provided by section 924(d)(2) of title 18, United States Code, and not to exceed \$25,000,000 shall remain available until expended: *Provided*, That none of the funds appropriated herein shall be available to investigate or act upon applications for relief from Federal firearms disabilities under section 925(c) of title 18, United States Code: *Provided further*, That such funds shall be available to investigate and act upon applications filed by corporations for relief from Federal firearms disabilities under section 925(c) of title 18, United States Code: *Provided further*, That no funds made available by this or any other Act may be used to transfer the functions, missions, or activities of the Bureau of Alcohol, Tobacco, Firearms and Explosives to other agencies or Departments.

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Federal Prison System for the administration, operation, and maintenance of Federal penal and correctional institutions, and for the provision of technical assistance and advice on corrections related issues to foreign governments, \$7,708,375,000, of which not less than \$409,483,000 shall be for the programs and activities authorized by the First Step Act of 2018 (Public Law 115-391): *Provided*, That the Attorney General may transfer to the Department of Health and Human Services such amounts as may be necessary for direct expenditures by that Department for medical relief for inmates of Federal penal and correctional institutions: *Provided further*, That the Director of the Federal Prison System, where necessary, may enter into contracts with a fiscal agent or fiscal intermediary claims processor to determine the amounts payable to persons who, on behalf of the Federal Prison System, furnish health services to individuals committed to the custody of the Federal Prison System: *Provided further*, That not to exceed \$5,400 shall be available for official reception and representation expenses: *Provided further*, That not to exceed

\$50,000,000 shall remain available until expended for necessary operations: *Provided further*, That, of the amounts provided for contract confinement, not to exceed \$20,000,000 shall remain available until expended to make payments in advance for grants, contracts and reimbursable agreements, and other expenses: *Provided further*, That the Director of the Federal Prison System may accept donated property and services relating to the operation of the prison card program from a not-for-profit entity which has operated such program in the past, notwithstanding the fact that such not-for-profit entity furnishes services under contracts to the Federal Prison System relating to the operation of pre-release services, halfway houses, or other custodial facilities.

BUILDINGS AND FACILITIES

For planning, acquisition of sites, and construction of new facilities; purchase and acquisition of facilities and remodeling, and equipping of such facilities for penal and correctional use, including all necessary expenses incident thereto, by contract or force account; and constructing, remodeling, and equipping necessary buildings and facilities at existing penal and correctional institutions, including all necessary expenses incident thereto, by contract or force account, \$127,000,000, to remain available until expended: *Provided*, That labor of United States prisoners may be used for work performed under this appropriation.

FEDERAL PRISON INDUSTRIES, INCORPORATED

The Federal Prison Industries, Incorporated, is hereby authorized to make such expenditures within the limits of funds and borrowing authority available, and in accord with the law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 9104 of title 31, United States Code, as may be necessary in carrying out the program set forth in the budget for the current fiscal year for such corporation.

LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL PRISON INDUSTRIES, INCORPORATED

Not to exceed \$2,700,000 of the funds of the Federal Prison Industries, Incorporated, shall be available for its administrative expenses, and for services as authorized by section 3109 of title 5, United States Code, to be computed on an accrual basis to be determined in accordance with the corporation's current prescribed accounting system, and such amounts shall be exclusive of depreciation, payment of claims, and expenditures which such accounting system requires to be capitalized or charged to cost of commodities acquired or produced, including selling and shipping expenses, and expenses in connection with acquisition, construction, operation, maintenance, improvement, protection, or disposition of facilities and other property belonging to the corporation or in which it has an interest.

STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

OFFICE ON VIOLENCE AGAINST WOMEN

VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION
PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For grants, contracts, cooperative agreements, and other assistance for the prevention and prosecution of violence against women, as authorized by the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10101 et seq.) (“the 1968 Act”); the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103–322) (“the 1994 Act”); the Victims of Child Abuse Act of 1990 (Public Law 101–647) (“the 1990 Act”); the Prosecutorial Remedies and Other Tools to end the Exploitation of Children Today Act of 2003 (Public Law 108–21); the Juvenile Justice and Delinquency Prevention Act of 1974 (34 U.S.C. 11101 et seq.) (“the 1974 Act”); the Victims of Trafficking and Violence Protection Act of 2000 (Public Law 106–386) (“the 2000 Act”); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109–162) (“the 2005 Act”); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4) (“the 2013 Act”); the Rape Survivor Child Custody Act of 2015 (Public Law 114–22) (“the 2015 Act”); and the Abolish Human Trafficking Act (Public Law 115–392); and for related victims services, \$513,500,000, to remain available until expended, of which \$435,000,000 shall be derived by transfer from amounts available for obligation in this Act from the Fund established by section 1402 of chapter XIV of title II of Public Law 98–473 (34 U.S.C. 20101), notwithstanding section 1402(d) of such Act of 1984, and merged with the amounts otherwise made available under this heading: *Provided*, That except as otherwise provided by law, not to exceed 5 percent of funds made available under this heading may be used for expenses related to evaluation, training, and technical assistance: *Provided further*, That any balances remaining available from prior year appropriations under this heading for tracking violence against Indian women, as authorized by section 905 of the 2005 Act, shall also be available to enhance the ability of Tribal Government entities to access, enter information into, and obtain information from, Federal criminal information databases, as authorized by section 534 of title 28, United States Code: *Provided further*, That some or all of such balances may be transferred, at the discretion of the Attorney General, to “General Administration, Justice Information Sharing Technology” for the Tribal Access Program for national crime information in furtherance of this purpose: *Provided further*, That the authority to transfer funds under the previous proviso shall be in addition to any other transfer authority contained in this Act: *Provided further*, That of the amount provided—

- (1) \$215,000,000 is for grants to combat violence against women, as authorized by part T of the 1968 Act;
- (2) \$40,000,000 is for transitional housing assistance grants for victims of domestic violence, dating violence, stalking, or sexual assault as authorized by section 40299 of the 1994 Act;

(3) \$2,500,000 is for the National Institute of Justice and the Bureau of Justice Statistics for research, evaluation, and statistics of violence against women and related issues addressed by grant programs of the Office on Violence Against Women, which shall be transferred to “Research, Evaluation and Statistics” for administration by the Office of Justice Programs;

(4) \$12,000,000 is for a grant program to provide services to advocate for and respond to youth victims of domestic violence, dating violence, sexual assault, and stalking; assistance to children and youth exposed to such violence; programs to engage men and youth in preventing such violence; and assistance to middle and high school students through education and other services related to such violence: *Provided*, That unobligated balances available for the programs authorized by sections 41201, 41204, 41303, and 41305 of the 1994 Act, prior to its amendment by the 2013 Act, shall be available for this program: *Provided further*, That 10 percent of the total amount available for this grant program shall be available for grants under the program authorized by section 2015 of the 1968 Act: *Provided further*, That the definitions and grant conditions in section 40002 of the 1994 Act shall apply to this program;

(5) \$53,000,000 is for grants to encourage arrest policies as authorized by part U of the 1968 Act, of which \$4,000,000 is for a homicide reduction initiative;

(6) \$41,000,000 is for sexual assault victims assistance, as authorized by section 41601 of the 1994 Act;

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

(8) \$20,000,000 is for grants to reduce violent crimes against women on campus, as authorized by section 304 of the 2005 Act;

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

(10) \$5,500,000 is for enhanced training and services to end violence against and abuse of women in later life, as authorized by section 40801 of the 1994 Act;

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

(12) \$6,500,000 is for education and training to end violence against and abuse of women with disabilities, as authorized by section 1402 of the 2000 Act;

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

(14) \$1,000,000 is for analysis and research on violence against Indian women, including as authorized by section 904 of the 2005 Act: *Provided*, That such funds may be transferred to “Research, Evaluation and Statistics” for administration by the Office of Justice Programs;

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

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

(17) \$1,500,000 is for the purposes authorized under the 2015 Act.

OFFICE OF JUSTICE PROGRAMS

RESEARCH, EVALUATION AND STATISTICS

For grants, contracts, cooperative agreements, and other assistance authorized by title I of the Omnibus Crime Control and Safe Streets Act of 1968 (“the 1968 Act”); the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103–322) (“the 1994 Act”); the Juvenile Justice and Delinquency Prevention Act of 1974 (“the 1974 Act”); the Missing Children’s Assistance Act (34 U.S.C. 11291 et seq.); the Prosecutorial Remedies and Other Tools to end the Exploitation of Children Today Act of 2003 (Public Law 108–21) (“the PROTECT Act”); the Justice for All Act of 2004 (Public Law 108–405); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109–162) (“the 2005 Act”); the Victims of Child Abuse Act of 1990 (Public Law 101–647); the Second Chance Act of 2007 (Public Law 110–199); the Victims of Crime Act of 1984 (Public Law 98–473); the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109–248) (“the Adam Walsh Act”); the PROTECT Our Children Act of 2008 (Public Law 110–401); subtitle C of title II of the Homeland Security Act of 2002 (Public Law 107–296) (“the 2002 Act”); the Prison Rape Elimination Act of 2003 (Public Law 108–79) (“PREA”); the NICS Improvement Amendments Act of 2007 (Public Law 110–180); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4) (“the 2013 Act”); the Comprehensive Addiction and Recovery Act of 2016 (Public Law 114–198); the First Step Act of 2018 (Public Law 115–391); and other programs, \$82,000,000, to remain available until expended, of which—

(1) \$45,000,000 is for criminal justice statistics programs, and other activities, as authorized by part C of title I of the 1968 Act, of which \$3,000,000 is for a data collection on law enforcement suicide; and

(2) \$37,000,000 is for research, development, and evaluation programs, and other activities as authorized by part B of title I of the 1968 Act and subtitle C of title II of the 2002 Act, and for activities authorized by or consistent with the First Step Act of 2018, of which \$6,000,000 is for research targeted toward developing a better understanding of the domestic radicalization phenomenon, and advancing evidence-based strategies for effective intervention and prevention; \$1,000,000 is for research to study the root causes of school violence to include the impact and effectiveness of grants made under the STOP School Violence Act; \$1,500,000 is for a national study

to identify improvements for law enforcement officials who respond to and investigate child pornography crimes; \$4,000,000 is for the research, design, and testing of a scalable national model to reduce incarceration rates for minor probation and parole violations; and not less than \$2,000,000 is for research, testing, and evaluation of the use of counter-unmanned aircraft systems in support of law enforcement operations.

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

(INCLUDING TRANSFER OF FUNDS)

For grants, contracts, cooperative agreements, and other assistance authorized by the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103–322) (“the 1994 Act”); the Omnibus Crime Control and Safe Streets Act of 1968 (Public Law 90–351) (“the 1968 Act”); the Justice for All Act of 2004 (Public Law 108–405); the Victims of Child Abuse Act of 1990 (Public Law 101–647) (“the 1990 Act”); the Trafficking Victims Protection Reauthorization Act of 2005 (Public Law 109–164); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109–162) (“the 2005 Act”); the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109–248) (“the Adam Walsh Act”); the Victims of Trafficking and Violence Protection Act of 2000 (Public Law 106–386); the NICS Improvement Amendments Act of 2007 (Public Law 110–180); subtitle C of title II of the Homeland Security Act of 2002 (Public Law 107–296) (“the 2002 Act”); the Prison Rape Elimination Act of 2003 (Public Law 108–79); the Second Chance Act of 2007 (Public Law 110–199); the Prioritizing Resources and Organization for Intellectual Property Act of 2008 (Public Law 110–403); the Victims of Crime Act of 1984 (Public Law 98–473); the Mentally Ill Offender Treatment and Crime Reduction Reauthorization and Improvement Act of 2008 (Public Law 110–416); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4) (“the 2013 Act”); the Comprehensive Addiction and Recovery Act of 2016 (Public Law 114–198) (“CARA”); the Justice for All Reauthorization Act of 2016 (Public Law 114–324); Kevin and Avonte’s Law (division Q of Public Law 115–141) (“Kevin and Avonte’s Law”); the Keep Young Athletes Safe Act of 2018 (title III of division S of Public Law 115–141) (“the Keep Young Athletes Safe Act”); the STOP School Violence Act of 2018 (title V of division S of Public Law 115–141) (“the STOP School Violence Act”); the Fix NICS Act of 2018 (title VI of division S of Public Law 115–141); the Project Safe Neighborhoods Grant Program Authorization Act of 2018 (Public Law 115–185); the SUPPORT for Patients and Communities Act (Public Law 115–271); the Second Chance Reauthorization Act of 2018 (Public Law 115–391); the Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act (Public Law 111–84); the Ashanti Alert Act of 2018 (Public Law 115–401); and other programs, \$1,914,000,000, to remain available until expended as follows—

(1) \$484,000,000 for the Edward Byrne Memorial Justice Assistance Grant program as authorized by subpart 1 of part E of title I of the 1968 Act (except that section 1001(c), and the special rules for Puerto Rico under section 505(g), of title I of

the 1968 Act shall not apply for purposes of this Act), of which, notwithstanding such subpart 1—

(A) \$13,000,000 is for an Officer Robert Wilson III memorial initiative on Preventing Violence Against Law Enforcement and Ensuring Officer Resilience and Survivability (VALOR);

(B) \$8,000,000 is for an initiative to support evidence-based policing;

(C) \$8,000,000 is for an initiative to enhance prosecutorial decision-making;

(D) \$2,400,000 is for the operation, maintenance, and expansion of the National Missing and Unidentified Persons System;

(E) \$7,500,000 is for a grant program for State and local law enforcement to provide officer training on responding to individuals with mental illness or disabilities;

(F) \$2,000,000 is for a student loan repayment assistance program pursuant to section 952 of Public Law 110–315;

(G) \$15,500,000 is for prison rape prevention and prosecution grants to States and units of local government, and other programs, as authorized by the Prison Rape Elimination Act of 2003 (Public Law 108–79);

(H) \$3,000,000 is for a grant program authorized by Kevin and Avonte’s Law;

(I) \$4,000,000 is for the establishment of a national center on forensics at an accredited university of higher education with affiliate medical and law schools, in partnership with a co-located full-service State department of forensic science with a medical examiner function;

(J) \$20,000,000 is for grants authorized under the Project Safe Neighborhoods Grant Authorization Act of 2018 (Public Law 115–185);

(K) \$7,000,000 is for the Capital Litigation Improvement Grant Program, as authorized by section 426 of Public Law 108–405, and for grants for wrongful conviction review;

(L) \$14,000,000 is for community-based violence prevention initiatives;

(M) \$3,000,000 is for a national center for restorative justice;

(N) \$1,000,000 is for the purposes of the Ashanti Alert Network as authorized under the Ashanti Alert Act of 2018 (Public Law 115–401);

(O) \$3,500,000 is for a grant program to replicate family-based alternative sentencing pilot programs;

(P) \$1,000,000 is for a grant program to support child advocacy training in post-secondary education;

(Q) \$7,000,000 is for a rural violent crime initiative, including assistance for law enforcement;

(R) \$2,000,000 is for grants to States and units of local government to deploy managed access systems to combat contraband cell phone use in prison; and

(S) \$2,000,000 is for grants for development of child-friendly family visitation spaces in correctional facilities;

(2) \$244,000,000 for the State Criminal Alien Assistance Program, as authorized by section 241(i)(5) of the Immigration and Nationality Act (8 U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction shall request compensation for any cost greater than the actual cost for Federal immigration and other detainees housed in State and local detention facilities;

(3) \$85,000,000 for victim services programs for victims of trafficking, as authorized by section 107(b)(2) of Public Law 106–386, for programs authorized under Public Law 109–164, or programs authorized under Public Law 113–4;

(4) \$12,000,000 for economic, high technology, white collar, and Internet crime prevention grants, including as authorized by section 401 of Public Law 110–403, of which \$2,500,000 is for competitive grants that help State and local law enforcement tackle intellectual property thefts, and \$2,000,000 is for grants to develop databases on Internet of Things device capabilities and to build and execute training modules for law enforcement;

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

(6) \$30,000,000 for the Patrick Leahy Bulletproof Vest Partnership Grant Program, as authorized by section 2501 of title I of the 1968 Act: *Provided*, That \$1,500,000 is transferred directly to the National Institute of Standards and Technology’s Office of Law Enforcement Standards for research, testing, and evaluation programs;

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

(8) \$85,000,000 for grants to States to upgrade criminal and mental health records for the National Instant Criminal Background Check System, of which no less than \$25,000,000 shall be for grants made under the authorities of the NICS Improvement Amendments Act of 2007 (Public Law 110–180) and Fix NICS Act of 2018;

(9) \$33,000,000 for Paul Coverdell Forensic Sciences Improvement Grants under part BB of title I of the 1968 Act;

(10) \$141,000,000 for DNA-related and forensic programs and activities, of which—

(A) \$110,000,000 is for the purposes authorized under section 2 of the DNA Analysis Backlog Elimination Act of 2000 (Public Law 106–546) (the Debbie Smith DNA Backlog Grant Program): *Provided*, That up to 4 percent of funds made available under this paragraph may be used for the purposes described in the DNA Training and Education for Law Enforcement, Correctional Personnel, and Court Officers program (Public Law 108–405, section 303);

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

(C) \$8,000,000 is for the purposes described in the Kirk Bloodsworth Post-Conviction DNA Testing Grant Program (Public Law 108–405, section 412); and

(D) \$4,000,000 is for Sexual Assault Forensic Exam Program grants, including as authorized by section 304 of Public Law 108–405;

(11) \$48,000,000 for a grant program for community-based sexual assault response reform;

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

(13) \$46,000,000 for assistance to Indian Tribes;

(14) \$100,000,000 for offender reentry programs and research, as authorized by the Second Chance Act of 2007 (Public Law 110–199) and by the Second Chance Reauthorization Act of 2018 (Public Law 115–391), without regard to the time limitations specified at section 6(1) of such Act, of which not to exceed \$6,000,000 is for a program to improve State, local, and Tribal probation or parole supervision efforts and strategies; \$5,000,000 is for Children of Incarcerated Parents Demonstrations to enhance and maintain parental and family relationships for incarcerated parents as a reentry or recidivism reduction strategy; and \$4,500,000 is for additional replication sites employing the Project HOPE Opportunity Probation with Enforcement model implementing swift and certain sanctions in probation, of which no less than \$500,000 shall be used for a project that provides training, technical assistance, and best practices: *Provided*, That up to \$7,500,000 of funds made available in this paragraph may be used for performance-based awards for Pay for Success projects, of which up to \$5,000,000 shall be for Pay for Success programs implementing the Permanent Supportive Housing Model;

(15) \$394,000,000 for comprehensive opioid abuse reduction activities, including as authorized by CARA, and for the following programs, which shall address opioid, stimulant, and substance abuse reduction consistent with underlying program authorities—

(A) \$83,000,000 for Drug Courts, as authorized by section 1001(a)(25)(A) of title I of the 1968 Act;

(B) \$35,000,000 for mental health courts and adult and juvenile collaboration program grants, as authorized by parts V and HH of title I of the 1968 Act, and the Mentally Ill Offender Treatment and Crime Reduction Reauthorization and Improvement Act of 2008 (Public Law 110–416);

(C) \$34,000,000 for grants for Residential Substance Abuse Treatment for State Prisoners, as authorized by part S of title I of the 1968 Act;

(D) \$25,000,000 for a veterans treatment courts program;

(E) \$32,000,000 for a program to monitor prescription drugs and scheduled listed chemical products; and

(F) \$185,000,000 for a comprehensive opioid, stimulant, and substance abuse program;

(16) \$2,500,000 for a competitive grant program authorized by the Keep Young Athletes Safe Act;

(17) \$79,000,000 for grants to be administered by the Bureau of Justice Assistance for purposes authorized under the STOP School Violence Act;

(18) \$2,000,000 for grants to State and local law enforcement agencies for the expenses associated with the investigation and prosecution of criminal offenses, involving civil rights, author-

ized by the Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016 (Public Law 114–325);

(19) \$5,000,000 for grants to State, local, and Tribal law enforcement agencies to conduct educational outreach and training on hate crimes and to investigate and prosecute hate crimes, as authorized by section 4704 of the Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act (Public Law 111–84); and

(20) \$90,000,000 for initiatives to improve police-community relations, of which \$35,000,000 is for a competitive matching grant program for purchases of body-worn cameras for State, local, and Tribal law enforcement; \$33,000,000 is for a justice reinvestment initiative, for activities related to criminal justice reform and recidivism reduction; and \$22,000,000 is for an Edward Byrne Memorial criminal justice innovation program:

Provided, That, if a unit of local government uses any of the funds made available under this heading to increase the number of law enforcement officers, the unit of local government will achieve a net gain in the number of law enforcement officers who perform non-administrative public sector safety service.

JUVENILE JUSTICE PROGRAMS

For grants, contracts, cooperative agreements, and other assistance authorized by the Juvenile Justice and Delinquency Prevention Act of 1974 (“the 1974 Act”); the Omnibus Crime Control and Safe Streets Act of 1968 (“the 1968 Act”); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109–162) (“the 2005 Act”); the Missing Children’s Assistance Act (34 U.S.C. 11291 et seq.); the Prosecutorial Remedies and Other Tools to end the Exploitation of Children Today Act of 2003 (Public Law 108–21); the Victims of Child Abuse Act of 1990 (Public Law 101–647) (“the 1990 Act”); the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109–248) (“the Adam Walsh Act”); the PROTECT Our Children Act of 2008 (Public Law 110–401); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4) (“the 2013 Act”); the Justice for All Reauthorization Act of 2016 (Public Law 114–324); the Missing Children’s Assistance Act of 2018 (Public Law 115–267); the Juvenile Justice Reform Act of 2018 (Public Law 115–385); and other juvenile justice programs, \$346,000,000, to remain available until expended as follows—

(1) \$67,000,000 for programs authorized by section 221 of the 1974 Act, and for training and technical assistance to assist small, nonprofit organizations with the Federal grants process: *Provided*, That of the amounts provided under this paragraph, \$500,000 shall be for a competitive demonstration grant program to support emergency planning among State, local, and Tribal juvenile justice residential facilities;

(2) \$100,000,000 for youth mentoring grants;

(3) \$49,000,000 for delinquency prevention, of which, pursuant to sections 261 and 262 of the 1974 Act—

(A) \$2,000,000 shall be for grants to prevent trafficking of girls;

(B) \$10,000,000 shall be for the Tribal Youth Program;

- (C) \$500,000 shall be for an Internet site providing information and resources on children of incarcerated parents;
- (D) \$3,000,000 shall be for competitive grants focusing on girls in the juvenile justice system;
- (E) \$10,000,000 shall be for an opioid-affected youth initiative; and
- (F) \$8,000,000 shall be for an initiative relating to children exposed to violence;
- (4) \$30,000,000 for programs authorized by the Victims of Child Abuse Act of 1990;
- (5) \$94,000,000 for missing and exploited children programs, including as authorized by sections 404(b) and 405(a) of the 1974 Act (except that section 102(b)(4)(B) of the PROTECT Our Children Act of 2008 (Public Law 110–401) shall not apply for purposes of this Act);
- (6) \$3,500,000 for child abuse training programs for judicial personnel and practitioners, as authorized by section 222 of the 1990 Act; and
- (7) \$2,500,000 for a program to improve juvenile indigent defense:

Provided, That not more than 10 percent of each amount may be used for research, evaluation, and statistics activities designed to benefit the programs or activities authorized: *Provided further*, That not more than 2 percent of the amounts designated under paragraphs (1) through (3) and (6) may be used for training and technical assistance: *Provided further*, That the two preceding provisos shall not apply to grants and projects administered pursuant to sections 261 and 262 of the 1974 Act and to missing and exploited children programs.

PUBLIC SAFETY OFFICER BENEFITS

(INCLUDING TRANSFER OF FUNDS)

For payments and expenses authorized under section 1001(a)(4) of title I of the Omnibus Crime Control and Safe Streets Act of 1968, such sums as are necessary (including amounts for administrative costs), to remain available until expended; and \$24,800,000 for payments authorized by section 1201(b) of such Act and for educational assistance authorized by section 1218 of such Act, to remain available until expended: *Provided*, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for such disability and education payments, the Attorney General may transfer such amounts to “Public Safety Officer Benefits” from available appropriations for the Department of Justice as may be necessary to respond to such circumstances: *Provided further*, That any transfer pursuant to the preceding proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

COMMUNITY ORIENTED POLICING SERVICES
COMMUNITY ORIENTED POLICING SERVICES PROGRAMS
(INCLUDING TRANSFER OF FUNDS)

For activities authorized by the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103-322); the Omnibus Crime Control and Safe Streets Act of 1968 (“the 1968 Act”); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) (“the 2005 Act”); the American Law Enforcement Heroes Act of 2017 (Public Law 115-37); the Law Enforcement Mental Health and Wellness Act (Public Law 115-113) (“the LEMHW Act”); the SUPPORT for Patients and Communities Act (Public Law 115-271); and the Supporting and Treating Officers In Crisis Act of 2019 (Public Law 116-32) (“the STOIC Act”), \$386,000,000, to remain available until expended: *Provided*, That any balances made available through prior year deobligations shall only be available in accordance with section 505 of this Act: *Provided further*, That of the amount provided under this heading—

(1) \$237,000,000 is for grants under section 1701 of title I of the 1968 Act (34 U.S.C. 10381) for the hiring and rehiring of additional career law enforcement officers under part Q of such title notwithstanding subsection (i) of such section: *Provided*, That, notwithstanding section 1704(c) of such title (34 U.S.C. 10384(c)), funding for hiring or rehiring a career law enforcement officer may not exceed \$125,000 unless the Director of the Office of Community Oriented Policing Services grants a waiver from this limitation: *Provided further*, That within the amounts appropriated under this paragraph, \$29,500,000 is for improving Tribal law enforcement, including hiring, equipment, training, anti-methamphetamine activities, and anti-opioid activities: *Provided further*, That of the amounts appropriated under this paragraph \$40,000,000 is for regional information sharing activities, as authorized by part M of title I of the 1968 Act, which shall be transferred to and merged with “Research, Evaluation, and Statistics” for administration by the Office of Justice Programs: *Provided further*, That within the amounts appropriated under this paragraph, no less than \$3,000,000 is to support the Tribal Access Program: *Provided further*, That within the amounts appropriated under this paragraph, \$8,000,000 is for training, peer mentoring, mental health program activities, and other support services as authorized under the LEMHW Act and STOIC Act;

(2) \$11,000,000 is for activities authorized by the POLICE Act of 2016 (Public Law 114-199);

(3) \$15,000,000 is for competitive grants to State law enforcement agencies in States with high seizures of precursor chemicals, finished methamphetamine, laboratories, and laboratory dump seizures: *Provided*, That funds appropriated under this paragraph shall be utilized for investigative purposes to locate or investigate illicit activities, including precursor diversion, laboratories, or methamphetamine traffickers;

(4) \$35,000,000 is for competitive grants to statewide law enforcement agencies in States with high rates of primary treatment admissions for heroin and other opioids: *Provided*, That these funds shall be utilized for investigative purposes to locate or investigate illicit activities, including activities related to the distribution of heroin or unlawful distribution of prescription opioids, or unlawful heroin and prescription opioid traffickers through statewide collaboration;

(5) \$53,000,000 is for competitive grants to be administered by the Community Oriented Policing Services Office for purposes authorized under the STOP School Violence Act (title V of division S of Public Law 115–141); and

(6) \$35,000,000 is for community policing development activities in furtherance of section 1701 of title I of the 1968 Act (34 U.S.C. 10381).

GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

(INCLUDING TRANSFER OF FUNDS)

SEC. 201. In addition to amounts otherwise made available in this title for official reception and representation expenses, a total of not to exceed \$50,000 from funds appropriated to the Department of Justice in this title shall be available to the Attorney General for official reception and representation expenses.

SEC. 202. None of the funds appropriated by this title shall be available to pay for an abortion, except where the life of the mother would be endangered if the fetus were carried to term, or in the case of rape or incest: *Provided*, That should this prohibition be declared unconstitutional by a court of competent jurisdiction, this section shall be null and void.

SEC. 203. None of the funds appropriated under this title shall be used to require any person to perform, or facilitate in any way the performance of, any abortion.

SEC. 204. Nothing in the preceding section shall remove the obligation of the Director of the Bureau of Prisons to provide escort services necessary for a female inmate to receive such service outside the Federal facility: *Provided*, That nothing in this section in any way diminishes the effect of section 203 intended to address the philosophical beliefs of individual employees of the Bureau of Prisons.

SEC. 205. Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Department of Justice in this Act may be transferred between such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers: *Provided*, That any transfer pursuant to this section shall be treated as a reprogramming of funds under section 505 of this Act and shall not be available for obligation except in compliance with the procedures set forth in that section.

SEC. 206. None of the funds made available under this title may be used by the Federal Bureau of Prisons or the United States Marshals Service for the purpose of transporting an individual who is a prisoner pursuant to conviction for crime under State or Federal law and is classified as a maximum or high security prisoner,

other than to a prison or other facility certified by the Federal Bureau of Prisons as appropriately secure for housing such a prisoner.

SEC. 207. (a) None of the funds appropriated by this Act may be used by Federal prisons to purchase cable television services, or to rent or purchase audiovisual or electronic media or equipment used primarily for recreational purposes.

(b) Subsection (a) does not preclude the rental, maintenance, or purchase of audiovisual or electronic media or equipment for inmate training, religious, or educational programs.

SEC. 208. None of the funds made available under this title shall be obligated or expended for any new or enhanced information technology program having total estimated development costs in excess of \$100,000,000, unless the Deputy Attorney General and the investment review board certify to the Committees on Appropriations of the House of Representatives and the Senate that the information technology program has appropriate program management controls and contractor oversight mechanisms in place, and that the program is compatible with the enterprise architecture of the Department of Justice.

SEC. 209. The notification thresholds and procedures set forth in section 505 of this Act shall apply to deviations from the amounts designated for specific activities in this Act and in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), and to any use of deobligated balances of funds provided under this title in previous years.

SEC. 210. None of the funds appropriated by this Act may be used to plan for, begin, continue, finish, process, or approve a public-private competition under the Office of Management and Budget Circular A-76 or any successor administrative regulation, directive, or policy for work performed by employees of the Bureau of Prisons or of Federal Prison Industries, Incorporated.

SEC. 211. Notwithstanding any other provision of law, no funds shall be available for the salary, benefits, or expenses of any United States Attorney assigned dual or additional responsibilities by the Attorney General or his designee that exempt that United States Attorney from the residency requirements of section 545 of title 28, United States Code.

SEC. 212. At the discretion of the Attorney General, and in addition to any amounts that otherwise may be available (or authorized to be made available) by law, with respect to funds appropriated by this title under the headings "Research, Evaluation and Statistics", "State and Local Law Enforcement Assistance", and "Juvenile Justice Programs"—

(1) up to 2 percent of funds made available to the Office of Justice Programs for grant or reimbursement programs may be used by such Office to provide training and technical assistance; and

(2) up to 2 percent of funds made available for grant or reimbursement programs under such headings, except for amounts appropriated specifically for research, evaluation, or statistical programs administered by the National Institute of Justice and the Bureau of Justice Statistics, shall be transferred to and merged with funds provided to the National Institute of Justice and the Bureau of Justice Statistics, to be used by them for re-

search, evaluation, or statistical purposes, without regard to the authorizations for such grant or reimbursement programs.

SEC. 213. Upon request by a grantee for whom the Attorney General has determined there is a fiscal hardship, the Attorney General may, with respect to funds appropriated in this or any other Act making appropriations for fiscal years 2018 through 2021 for the following programs, waive the following requirements:

(1) For the adult and juvenile offender State and local re-entry demonstration projects under part FF of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. 10631 et seq.), the requirements under section 2976(g)(1) of such part (34 U.S.C. 10631(g)(1)).

(2) For grants to protect inmates and safeguard communities as authorized by section 6 of the Prison Rape Elimination Act of 2003 (34 U.S.C. 30305(c)(3)), the requirements of section 6(c)(3) of such Act.

SEC. 214. Notwithstanding any other provision of law, section 20109(a) of subtitle A of title II of the Violent Crime Control and Law Enforcement Act of 1994 (34 U.S.C. 12109(a)) shall not apply to amounts made available by this or any other Act.

SEC. 215. None of the funds made available under this Act, other than for the national instant criminal background check system established under section 103 of the Brady Handgun Violence Prevention Act (34 U.S.C. 40901), may be used by a Federal law enforcement officer to facilitate the transfer of an operable firearm to an individual if the Federal law enforcement officer knows or suspects that the individual is an agent of a drug cartel, unless law enforcement personnel of the United States continuously monitor or control the firearm at all times.

SEC. 216. (a) None of the income retained in the Department of Justice Working Capital Fund pursuant to title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note) shall be available for obligation during fiscal year 2021, except up to \$12,000,000 may be obligated for implementation of a unified Department of Justice financial management system.

(b) Not to exceed \$30,000,000 of the unobligated balances transferred to the capital account of the Department of Justice Working Capital Fund pursuant to title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note) shall be available for obligation in fiscal year 2021, and any use, obligation, transfer, or allocation of such funds shall be treated as a reprogramming of funds under section 505 of this Act.

(c) Not to exceed \$10,000,000 of the excess unobligated balances available under section 524(c)(8)(E) of title 28, United States Code, shall be available for obligation during fiscal year 2021, and any use, obligation, transfer or allocation of such funds shall be treated as a reprogramming of funds under section 505 of this Act.

SEC. 217. Discretionary funds that are made available in this Act for the Office of Justice Programs may be used to participate in Performance Partnership Pilots authorized under such authorities as have been enacted for Performance Partnership Pilots in appropriations acts in prior fiscal years and the current fiscal year.

SEC. 218. Section 1930(a)(6)(B) of title 28, United States Code, shall be applied for this fiscal year and next fiscal year by substituting “\$300,000,000” for “\$200,000,000”.

SEC. 219. Section 527 of title 28, United States Code, is amended in the third sentence by inserting “: (1)” before “the Department” and by inserting “; and (2) federally recognized tribes for supplies, materials, and services related to access to Federal law enforcement databases;” after “and services”.

SEC. 220. Section 1825 of title 28, United States Code, is amended:

(a) in subsections (a) and (b) by striking “United States marshal for the district” each place it appears and inserting “Attorney General”; and

(b) in subsection (c) by striking “United States marshal” and inserting “Attorney General”.

SEC. 221. Section 151 of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991 (Public Law 101–246; 5 U.S.C. 5928 note), is amended—

(1) by striking “or” after “Drug Enforcement Administration” and inserting “, the”; and

(2) by inserting “, or the United States Marshals Service” after “Federal Bureau of Investigation”.

SEC. 222. There is hereby appropriated \$5,000,000, to remain available until expended, for an additional amount for “Department of Justice—General Administration”, for expenses associated with the development and operation of a database concerning substantiated instances of excessive use of force related to law enforcement matters and officer misconduct, as described by, and subject to the requirements of, section 3 of Executive Order 13929 (June 16, 2020), as such Executive Order was in effect on the date of the enactment of this Act: *Provided*, That the Attorney General may transfer the funds provided in this section to other appropriations accounts in the Department of Justice to use for expenses associated with the development and operation of such database: *Provided further*, That the transfer authority in the preceding proviso is in addition to any other transfer authority contained in this Act: *Provided further*, That any transfer pursuant to the first proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

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

TITLE III

SCIENCE

OFFICE OF SCIENCE AND TECHNOLOGY POLICY

For necessary expenses of the Office of Science and Technology Policy, in carrying out the purposes of the National Science and Technology Policy, Organization, and Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of passenger motor vehicles, and services as authorized by section 3109 of title 5, United States Code, not to exceed \$2,250 for official reception and representation expenses,

and rental of conference rooms in the District of Columbia, \$5,544,000.

NATIONAL SPACE COUNCIL

For necessary expenses of the National Space Council, in carrying out the purposes of title V of Public Law 100-685 and Executive Order No. 13803, hire of passenger motor vehicles, and services as authorized by section 3109 of title 5, United States Code, not to exceed \$2,250 for official reception and representation expenses, \$1,965,000: *Provided*, That notwithstanding any other provision of law, the National Space Council may accept personnel support from Federal agencies, departments, and offices, and such Federal agencies, departments, and offices may detail staff without reimbursement to the National Space Council for purposes provided herein.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

SCIENCE

For necessary expenses, not otherwise provided for, in the conduct and support of science research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, \$7,301,000,000, to remain available until September 30, 2022: *Provided*, That, \$2,000,000,000 shall be for Earth Science; \$2,700,000,000 shall be for Planetary Science; \$1,356,200,000 shall be for Astrophysics; \$414,700,000 shall be for the James Webb Space Telescope; \$751,000,000 shall be for Heliophysics, and \$79,100,000 shall be for Biological and Physical Science: *Provided further*, That the National Aeronautics and Space Administration shall use the Space Launch System (SLS) for the Europa Clipper mission if the SLS is available and if torsional loading analysis has confirmed Clipper's appropriateness for SLS: *Provided further*, That, if the conditions in the preceding proviso cannot be met, the Administrator shall conduct a full and open competition, that is not limited to the launch vehicles listed in the NLS-II contract of the Launch Services Program as of the date of the enactment of this Act, to select a commercial launch vehicle for Europa Clipper.

AERONAUTICS

For necessary expenses, not otherwise provided for, in the conduct and support of aeronautics research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of

title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, \$828,700,000, to remain available until September 30, 2022.

SPACE TECHNOLOGY

For necessary expenses, not otherwise provided for, in the conduct and support of space technology research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, \$1,100,000,000, to remain available until September 30, 2022: *Provided*, That \$227,000,000 shall be for RESTORE-L/Space Infrastructure DExterous Robot: *Provided further*, That \$110,000,000 shall be for the development, production, and demonstration of a nuclear thermal propulsion system, of which \$80,000,000 shall be for the design of a flight demonstration system: *Provided further*, That, not later than 180 days after the enactment of this Act, the National Aeronautics and Space Administration shall provide a plan for the design of a flight demonstration.

EXPLORATION

For necessary expenses, not otherwise provided for, in the conduct and support of exploration research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, \$6,555,400,000, to remain available until September 30, 2022: *Provided*, That not less than \$1,406,700,000 shall be for the Orion Multi-Purpose Crew Vehicle: *Provided further*, That not less than \$2,585,900,000 shall be for the Space Launch System (SLS) launch vehicle, which shall have a lift capability not less than 130 metric tons and which shall have core elements and an Exploration Upper Stage developed simultaneously to be used to the maximum extent practicable, including for Earth to Moon missions and Moon landings: *Provided further*, That of the amounts provided for SLS, not less than \$400,000,000 shall be for SLS Block 1B development including the Exploration Upper Stage and associated systems including related facilitization, to support an SLS Block 1B mission available to launch in 2025 in addition to the planned Block 1 missions for Artemis 1 through Artemis 3: *Provided further*, That \$590,000,000 shall be for Exploration Ground Systems and associated Block 1B activities, including \$74,000,000 for a second mobile

launch platform: *Provided further*, That the National Aeronautics and Space Administration shall provide to the Committees on Appropriations of the House of Representatives and the Senate, concurrent with the annual budget submission, a 5-year budget profile for an integrated system that includes the SLS, the Orion Multi-Purpose Crew Vehicle, and associated ground systems that will ensure a crewed launch as early as possible, as well as a system-based funding profile for a sustained launch cadence that contemplates the use of an SLS Block 1B cargo variant and associated ground systems: *Provided further*, That \$1,972,800,000 shall be for exploration research and development.

SPACE OPERATIONS

For necessary expenses, not otherwise provided for, in the conduct and support of space operations research and development activities, including research, development, operations, support and services; space flight, spacecraft control, and communications activities, including operations, production, and services; maintenance and repair, facility planning and design; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, \$3,988,200,000, to remain available until September 30, 2022.

SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS ENGAGEMENT

For necessary expenses, not otherwise provided for, in the conduct and support of aerospace and aeronautical education research and development activities, including research, development, operations, support, and services; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, \$127,000,000, to remain available until September 30, 2022, of which \$26,000,000 shall be for the Established Program to Stimulate Competitive Research and \$51,000,000 shall be for the National Space Grant College and Fellowship Program.

SAFETY, SECURITY AND MISSION SERVICES

For necessary expenses, not otherwise provided for, in the conduct and support of science, aeronautics, space technology, exploration, space operations and education research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; not to exceed \$63,000 for official recep-

tion and representation expenses; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, \$2,936,500,000, to remain available until September 30, 2022: *Provided*, That if available balances in the “Science, Space, and Technology Education Trust Fund” are not sufficient to provide for the grant disbursements required under the third and fourth provisos under such heading in the Department of Housing and Urban Development-Independent Agencies Appropriations Act, 1989 (Public Law 100–404) as amended by the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1995 (Public Law 103–327) up to \$1,000,000 shall be available from amounts made available under this heading to make such grant disbursements.

CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND RESTORATION

For necessary expenses for construction of facilities including repair, rehabilitation, revitalization, and modification of facilities, construction of new facilities and additions to existing facilities, facility planning and design, and restoration, and acquisition or condemnation of real property, as authorized by law, and environmental compliance and restoration, \$390,278,000, to remain available until September 30, 2026: *Provided*, That proceeds from leases deposited into this account shall be available for a period of 5 years to the extent and in amounts as provided in annual appropriations Acts: *Provided further*, That such proceeds referred to in the preceding proviso shall be available for obligation for fiscal year 2021 in an amount not to exceed \$18,700,000: *Provided further*, That each annual budget request shall include an annual estimate of gross receipts and collections and proposed use of all funds collected pursuant to section 20145 of title 51, United States Code.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the Inspector General Act of 1978, \$44,200,000, of which \$500,000 shall remain available until September 30, 2022.

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFERS OF FUNDS)

Funds for any announced prize otherwise authorized shall remain available, without fiscal year limitation, until a prize is claimed or the offer is withdrawn.

Not to exceed 5 percent of any appropriation made available for the current fiscal year for the National Aeronautics and Space Administration in this Act may be transferred between such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers. Any funds transferred to “Construction and Environmental Compliance and Restoration” for construction activities shall not increase that account by more than 20 percent. Balances so transferred shall be merged with and available for the same purposes and the same time period as the appropriations to which transferred. Any transfer pursuant to this provision shall be treat-

ed as a reprogramming of funds under section 505 of this Act and shall not be available for obligation except in compliance with the procedures set forth in that section.

Not to exceed 5 percent of any appropriation provided for the National Aeronautics and Space Administration under previous appropriations Acts that remains available for obligation or expenditure in fiscal year 2021 may be transferred between such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers. Any transfer pursuant to this provision shall retain its original availability and shall be treated as a reprogramming of funds under section 505 of this Act and shall not be available for obligation except in compliance with the procedures set forth in that section.

The spending plan required by this Act shall be provided by the National Aeronautics and Space Administration at the theme, program, project, and activity level. The spending plan, as well as any subsequent change of an amount established in that spending plan that meets the notification requirements of section 505 of this Act, shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

Not more than 40 percent of the amounts made available in this Act for the Gateway; Advanced Cislunar and Surface Capabilities; Commercial LEO Development; Human Landing System; and Lunar Discovery and Exploration, excluding the Lunar Reconnaissance Orbiter, may be obligated until the Administrator submits a multi-year plan to the Committees on Appropriations of the House of Representatives and the Senate that identifies estimated dates, by fiscal year, for Space Launch System flights to build the Gateway; the commencement of partnerships with commercial entities for additional LEO missions to land humans and rovers on the Moon; and conducting additional scientific activities on the Moon. The multi-year plan shall include key milestones to be met by fiscal year to achieve goals for each of the lunar programs described in the previous sentence and funding required by fiscal year to achieve such milestones, as well as funding provided in fiscal year 2021 and previous years.

Of the amounts provided for Exploration Systems Development, \$25,000,000 shall be transferred to Construction and Environmental Compliance and Restoration (CECR) for Exploration Construction of Facilities consistent with direction provided in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act). The authority provided by this paragraph is in addition to the authority provided by the second paragraph under this heading.

Not more than 20 percent or \$50,000,000, whichever is less, of the amounts made available in the current-year CECR appropriation may be applied to CECR projects funded under previous years' CECR appropriation Acts. Use of current-year funds under this provision shall be treated as a reprogramming of funds under section 505 of this act and shall not be available for obligation except in compliance with the procedures set forth in that section.

NATIONAL SCIENCE FOUNDATION

RESEARCH AND RELATED ACTIVITIES

For necessary expenses in carrying out the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.), and Public Law 86–209 (42 U.S.C. 1880 et seq.); services as authorized by section 3109 of title 5, United States Code; maintenance and operation of aircraft and purchase of flight services for research support; acquisition of aircraft; and authorized travel; \$6,909,769,000, to remain available until September 30, 2022, of which not to exceed \$544,000,000 shall remain available until expended for polar research and operations support, and for reimbursement to other Federal agencies for operational and science support and logistical and other related activities for the United States Antarctic program: *Provided*, That receipts for scientific support services and materials furnished by the National Research Centers and other National Science Foundation supported research facilities may be credited to this appropriation.

MAJOR RESEARCH EQUIPMENT AND FACILITIES CONSTRUCTION

For necessary expenses for the acquisition, construction, commissioning, and upgrading of major research equipment, facilities, and other such capital assets pursuant to the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.), including authorized travel, \$241,000,000, to remain available until expended.

EDUCATION AND HUMAN RESOURCES

For necessary expenses in carrying out science, mathematics, and engineering education and human resources programs and activities pursuant to the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.), including services as authorized by section 3109 of title 5, United States Code, authorized travel, and rental of conference rooms in the District of Columbia, \$968,000,000, to remain available until September 30, 2022.

AGENCY OPERATIONS AND AWARD MANAGEMENT

For agency operations and award management necessary in carrying out the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.); services authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles; uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; rental of conference rooms in the District of Columbia; and reimbursement of the Department of Homeland Security for security guard services; \$345,640,000: *Provided*, That not to exceed \$8,280 is for official reception and representation expenses: *Provided further*, That contracts may be entered into under this heading in fiscal year 2021 for maintenance and operation of facilities and for other services to be provided during the next fiscal year.

OFFICE OF THE NATIONAL SCIENCE BOARD

For necessary expenses (including payment of salaries, authorized travel, hire of passenger motor vehicles, the rental of conference rooms in the District of Columbia, and the employment of experts and consultants under section 3109 of title 5, United States Code) involved in carrying out section 4 of the National Science Foundation Act of 1950 (42 U.S.C. 1863) and Public Law 86-209 (42 U.S.C. 1880 et seq.), \$4,500,000: *Provided*, That not to exceed \$2,500 shall be available for official reception and representation expenses.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General as authorized by the Inspector General Act of 1978, \$17,850,000, of which \$400,000 shall remain available until September 30, 2022.

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

Not to exceed 5 percent of any appropriation made available for the current fiscal year for the National Science Foundation in this Act may be transferred between such appropriations, but no such appropriation shall be increased by more than 10 percent by any such transfers. Any transfer pursuant to this paragraph shall be treated as a reprogramming of funds under section 505 of this Act and shall not be available for obligation except in compliance with the procedures set forth in that section.

The Director of the National Science Foundation (NSF) shall notify the Committees on Appropriations of the House of Representatives and the Senate at least 30 days in advance of any planned divestment through transfer, decommissioning, termination, or deconstruction of any NSF-owned facilities or any NSF capital assets (including land, structures, and equipment) valued greater than \$2,500,000.

This title may be cited as the “Science Appropriations Act, 2021”.

TITLE IV

RELATED AGENCIES

COMMISSION ON CIVIL RIGHTS

SALARIES AND EXPENSES

For necessary expenses of the Commission on Civil Rights, including hire of passenger motor vehicles, \$12,500,000: *Provided*, That none of the funds appropriated in this paragraph may be used to employ any individuals under Schedule C of subpart C of part 213 of title 5 of the Code of Federal Regulations exclusive of one special assistant for each Commissioner: *Provided further*, That none of the funds appropriated in this paragraph shall be used to reimburse Commissioners for more than 75 billable days, with the exception of the chairperson, who is permitted 125 billable days: *Provided further*, That the Chair may accept and use any gift or

donation to carry out the work of the Commission: *Provided further*, That none of the funds appropriated in this paragraph shall be used for any activity or expense that is not explicitly authorized by section 3 of the Civil Rights Commission Act of 1983 (42 U.S.C. 1975a): *Provided further*, That notwithstanding the preceding proviso, \$500,000 shall be used to separately fund the Commission on the Social Status of Black Men and Boys.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Equal Employment Opportunity Commission as authorized by title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Equal Pay Act of 1963, the Americans with Disabilities Act of 1990, section 501 of the Rehabilitation Act of 1973, the Civil Rights Act of 1991, the Genetic Information Nondiscrimination Act (GINA) of 2008 (Public Law 110-233), the ADA Amendments Act of 2008 (Public Law 110-325), and the Lilly Ledbetter Fair Pay Act of 2009 (Public Law 111-2), including services as authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles as authorized by section 1343(b) of title 31, United States Code; nonmonetary awards to private citizens; and up to \$31,500,000 for payments to State and local enforcement agencies for authorized services to the Commission, \$404,490,000: *Provided*, That the Commission is authorized to make available for official reception and representation expenses not to exceed \$2,250 from available funds: *Provided further*, That the Commission may take no action to implement any workforce repositioning, restructuring, or reorganization until such time as the Committees on Appropriations of the House of Representatives and the Senate have been notified of such proposals, in accordance with the reprogramming requirements of section 505 of this Act: *Provided further*, That the Chair may accept and use any gift or donation to carry out the work of the Commission.

INTERNATIONAL TRADE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the International Trade Commission, including hire of passenger motor vehicles and services as authorized by section 3109 of title 5, United States Code, and not to exceed \$2,250 for official reception and representation expenses, \$103,000,000, to remain available until expended.

LEGAL SERVICES CORPORATION

PAYMENT TO THE LEGAL SERVICES CORPORATION

For payment to the Legal Services Corporation to carry out the purposes of the Legal Services Corporation Act of 1974, \$465,000,000, of which \$425,500,000 is for basic field programs and required independent audits; \$5,500,000 is for the Office of Inspector General, of which such amounts as may be necessary may be

used to conduct additional audits of recipients; \$23,000,000 is for management and grants oversight; \$4,250,000 is for client self-help and information technology; \$4,750,000 is for a Pro Bono Innovation Fund; and \$2,000,000 is for loan repayment assistance: *Provided*, That the Legal Services Corporation may continue to provide locality pay to officers and employees at a rate no greater than that provided by the Federal Government to Washington, DC-based employees as authorized by section 5304 of title 5, United States Code, notwithstanding section 1005(d) of the Legal Services Corporation Act (42 U.S.C. 2996d(d)): *Provided further*, That the authorities provided in section 205 of this Act shall be applicable to the Legal Services Corporation: *Provided further*, That, for the purposes of section 505 of this Act, the Legal Services Corporation shall be considered an agency of the United States Government.

ADMINISTRATIVE PROVISION—LEGAL SERVICES CORPORATION

None of the funds appropriated in this Act 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 Act 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 2020 and 2021, respectively.

MARINE MAMMAL COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Marine Mammal Commission as authorized by title II of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.), \$3,769,000.

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

SALARIES AND EXPENSES

For necessary expenses of the Office of the United States Trade Representative, including the hire of passenger motor vehicles and the employment of experts and consultants as authorized by section 3109 of title 5, United States Code, \$55,000,000, of which \$1,000,000 shall remain available until expended: *Provided*, That of the total amount made available under this heading, not to exceed \$124,000 shall be available for official reception and representation expenses.

TRADE ENFORCEMENT TRUST FUND

(INCLUDING TRANSFER OF FUNDS)

For activities of the United States Trade Representative authorized by section 611 of the Trade Facilitation and Trade Enforcement Act of 2015 (19 U.S.C. 4405), including transfers, \$15,000,000, to be derived from the Trade Enforcement Trust Fund: *Provided*, That any transfer pursuant to subsection (d)(1) of

such section shall be treated as a reprogramming under section 505 of this Act.

STATE JUSTICE INSTITUTE

SALARIES AND EXPENSES

For necessary expenses of the State Justice Institute, as authorized by the State Justice Institute Act of 1984 (42 U.S.C. 10701 et seq.) \$7,000,000, of which \$500,000 shall remain available until September 30, 2022: *Provided*, That not to exceed \$2,250 shall be available for official reception and representation expenses: *Provided further*, That, for the purposes of section 505 of this Act, the State Justice Institute shall be considered an agency of the United States Government.

TITLE V

GENERAL PROVISIONS

(INCLUDING RESCISSIONS)

(INCLUDING TRANSFER OF FUNDS)

SEC. 501. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 502. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 503. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 504. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the remainder of the Act and the application of each provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

SEC. 505. None of the funds provided under this Act, or provided under previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in fiscal year 2021, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that: (1) creates or initiates a new program, project, or activity; (2) eliminates a program, project, or activity; (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted; (4) relocates an office or employees; (5) reorganizes or renames offices, programs, or activities; (6) contracts out or privatizes any functions or activities presently performed by Federal employees; (7) augments existing programs, projects, or activi-

ties in excess of \$500,000 or 10 percent, whichever is less, or reduces by 10 percent funding for any program, project, or activity, or numbers of personnel by 10 percent; or (8) results from any general savings, including savings from a reduction in personnel, which would result in a change in existing programs, projects, or activities as approved by Congress; unless the House and Senate Committees on Appropriations are notified 15 days in advance of such reprogramming of funds.

SEC. 506. (a) If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a "Made in America" inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, the person shall be ineligible to receive any contract or subcontract made with funds made available in this Act, pursuant to the debarment, suspension, and ineligibility procedures described in sections 9.400 through 9.409 of title 48, Code of Federal Regulations.

(b)(1) To the extent practicable, with respect to authorized purchases of promotional items, funds made available by this Act shall be used to purchase items that are manufactured, produced, or assembled in the United States, its territories or possessions.

(2) The term "promotional items" has the meaning given the term in OMB Circular A-87, Attachment B, Item (1)(f)(3).

SEC. 507. (a) The Departments of Commerce and Justice, the National Science Foundation, and the National Aeronautics and Space Administration shall provide to the Committees on Appropriations of the House of Representatives and the Senate a quarterly report on the status of balances of appropriations at the account level. For unobligated, uncommitted balances and unobligated, committed balances the quarterly reports shall separately identify the amounts attributable to each source year of appropriation from which the balances were derived. For balances that are obligated, but unexpended, the quarterly reports shall separately identify amounts by the year of obligation.

(b) The report described in subsection (a) shall be submitted within 30 days of the end of each quarter.

(c) If a department or agency is unable to fulfill any aspect of a reporting requirement described in subsection (a) due to a limitation of a current accounting system, the department or agency shall fulfill such aspect to the maximum extent practicable under such accounting system and shall identify and describe in each quarterly report the extent to which such aspect is not fulfilled.

SEC. 508. Any costs incurred by a department or agency funded under this Act resulting from, or to prevent, personnel actions taken in response to funding reductions included in this Act shall be absorbed within the total budgetary resources available to such department or agency: *Provided*, That the authority to transfer funds between appropriations accounts as may be necessary to carry out this section is provided in addition to authorities included elsewhere in this Act: *Provided further*, That use of funds to carry out this section shall be treated as a reprogramming of funds under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section: *Provided further*, That for the Department of Com-

merce, this section shall also apply to actions taken for the care and protection of loan collateral or grant property.

SEC. 509. None of the funds provided by this Act shall be available to promote the sale or export of tobacco or tobacco products, or to seek the reduction or removal by any foreign country of restrictions on the marketing of tobacco or tobacco products, except for restrictions which are not applied equally to all tobacco or tobacco products of the same type.

SEC. 510. Notwithstanding any other provision of law, amounts deposited or available in the Fund established by section 1402 of chapter XIV of title II of Public Law 98-473 (34 U.S.C. 20101) in any fiscal year in excess of \$2,015,000,000 shall not be available for obligation until the following fiscal year: *Provided*, That notwithstanding section 1402(d) of such Act, of the amounts available from the Fund for obligation: (1) \$10,000,000 shall be transferred to the Department of Justice Office of Inspector General and remain available until expended for oversight and auditing purposes associated with this section; and (2) 5 percent shall be available to the Office for Victims of Crime for grants, consistent with the requirements of the Victims of Crime Act, to Indian Tribes to improve services for victims of crime.

SEC. 511. None of the funds made available to the Department of Justice in this Act may be used to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or of the parents or legal guardians of such students.

SEC. 512. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriations Act.

SEC. 513. (a) The Inspectors General of the Department of Commerce, the Department of Justice, the National Aeronautics and Space Administration, the National Science Foundation, and the Legal Services Corporation shall conduct audits, pursuant to the Inspector General Act (5 U.S.C. App.), of grants or contracts for which funds are appropriated by this Act, and shall submit reports to Congress on the progress of such audits, which may include preliminary findings and a description of areas of particular interest, within 180 days after initiating such an audit and every 180 days thereafter until any such audit is completed.

(b) Within 60 days after the date on which an audit described in subsection (a) by an Inspector General is completed, the Secretary, Attorney General, Administrator, Director, or President, as appropriate, shall make the results of the audit available to the public on the Internet website maintained by the Department, Administration, Foundation, or Corporation, respectively. The results shall be made available in redacted form to exclude—

(1) any matter described in section 552(b) of title 5, United States Code; and

(2) sensitive personal information for any individual, the public access to which could be used to commit identity theft or for other inappropriate or unlawful purposes.

(c) Any person awarded a grant or contract funded by amounts appropriated by this Act shall submit a statement to the Secretary of Commerce, the Attorney General, the Administrator, Director, or President, as appropriate, certifying that no funds derived from the grant or contract will be made available through a subcontract or in any other manner to another person who has a financial interest in the person awarded the grant or contract.

(d) The provisions of the preceding subsections of this section shall take effect 30 days after the date on which the Director of the Office of Management and Budget, in consultation with the Director of the Office of Government Ethics, determines that a uniform set of rules and requirements, substantially similar to the requirements in such subsections, consistently apply under the executive branch ethics program to all Federal departments, agencies, and entities.

SEC. 514. (a) None of the funds appropriated or otherwise made available under this Act may be used by the Departments of Commerce and Justice, the National Aeronautics and Space Administration, or the National Science Foundation to acquire a high-impact or moderate-impact information system, as defined for security categorization in the National Institute of Standards and Technology's (NIST) Federal Information Processing Standard Publication 199, "Standards for Security Categorization of Federal Information and Information Systems" unless the agency has—

(1) reviewed the supply chain risk for the information systems against criteria developed by NIST and the Federal Bureau of Investigation (FBI) to inform acquisition decisions for high-impact and moderate-impact information systems within the Federal Government;

(2) reviewed the supply chain risk from the presumptive awardee against available and relevant threat information provided by the FBI and other appropriate agencies; and

(3) in consultation with the FBI or other appropriate Federal entity, conducted an assessment of any risk of cyber-espionage or sabotage associated with the acquisition of such system, including any risk associated with such system being produced, manufactured, or assembled by one or more entities identified by the United States Government as posing a cyber threat, including but not limited to, those that may be owned, directed, or subsidized by the People's Republic of China, the Islamic Republic of Iran, the Democratic People's Republic of Korea, or the Russian Federation.

(b) None of the funds appropriated or otherwise made available under this Act may be used to acquire a high-impact or moderate-impact information system reviewed and assessed under subsection (a) unless the head of the assessing entity described in subsection (a) has—

(1) developed, in consultation with NIST, the FBI, and supply chain risk management experts, a mitigation strategy for any identified risks;

(2) determined, in consultation with NIST and the FBI, that the acquisition of such system is in the national interest of the United States; and

(3) reported that determination to the Committees on Appropriations of the House of Representatives and the Senate and the agency Inspector General.

SEC. 515. None of the funds made available in this Act shall be used in any way whatsoever to support or justify the use of torture by any official or contract employee of the United States Government.

SEC. 516. None of the funds made available in this Act may be used to include in any new bilateral or multilateral trade agreement the text of—

(1) paragraph 2 of article 16.7 of the United States–Singapore Free Trade Agreement;

(2) paragraph 4 of article 17.9 of the United States–Australia Free Trade Agreement; or

(3) paragraph 4 of article 15.9 of the United States–Morocco Free Trade Agreement.

SEC. 517. None of the funds made available in this Act may be used to authorize or issue a national security letter in contravention of any of the following laws authorizing the Federal Bureau of Investigation to issue national security letters: The Right to Financial Privacy Act of 1978; The Electronic Communications Privacy Act of 1986; The Fair Credit Reporting Act; The National Security Act of 1947; USA PATRIOT Act; USA FREEDOM Act of 2015; and the laws amended by these Acts.

SEC. 518. If at any time during any quarter, the program manager of a project within the jurisdiction of the Departments of Commerce or Justice, the National Aeronautics and Space Administration, or the National Science Foundation totaling more than \$75,000,000 has reasonable cause to believe that the total program cost has increased by 10 percent or more, the program manager shall immediately inform the respective Secretary, Administrator, or Director. The Secretary, Administrator, or Director shall notify the House and Senate Committees on Appropriations within 30 days in writing of such increase, and shall include in such notice: the date on which such determination was made; a statement of the reasons for such increases; the action taken and proposed to be taken to control future cost growth of the project; changes made in the performance or schedule milestones and the degree to which such changes have contributed to the increase in total program costs or procurement costs; new estimates of the total project or procurement costs; and a statement validating that the project's management structure is adequate to control total project or procurement costs.

SEC. 519. Funds appropriated by this Act, or made available by the transfer of funds in this Act, for intelligence or intelligence related activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 3094) during fiscal year 2021 until the enactment of the Intelligence Authorization Act for fiscal year 2021.

SEC. 520. None of the funds appropriated or otherwise made available by this Act may be used to enter into a contract in an amount greater than \$5,000,000 or to award a grant in excess of such amount unless the prospective contractor or grantee certifies in writing to the agency awarding the contract or grant that, to the

best of its knowledge and belief, the contractor or grantee has filed all Federal tax returns required during the three years preceding the certification, has not been convicted of a criminal offense under the Internal Revenue Code of 1986, and has not, more than 90 days prior to certification, been notified of any unpaid Federal tax assessment for which the liability remains unsatisfied, unless the assessment is the subject of an installment agreement or offer in compromise that has been approved by the Internal Revenue Service and is not in default, or the assessment is the subject of a non-frivolous administrative or judicial proceeding.

(RESCISSIONS)

SEC. 521. (a) Of the unobligated balances from prior year appropriations available to the Department of Commerce, the following funds are hereby permanently rescinded, not later than September 30, 2021, from the following accounts in the specified amounts—

- (1) “Economic Development Administration, Economic Development Assistance Programs”, \$10,000,000; and
- (2) “National Oceanic and Atmospheric Administration, Fisheries Enforcement Asset Forfeiture Fund”, \$5,000,000.

(b) Of the unobligated balances available to the Department of Justice, the following funds are hereby permanently rescinded, not later than September 30, 2021, from the following accounts in the specified amounts—

- (1) “Working Capital Fund”, \$188,000,000;
- (2) “Federal Bureau of Investigation, Salaries and Expenses”, \$80,000,000 including from, but not limited to, fees collected to defray expenses for the automation of fingerprint identification and criminal justice information services and associated costs;
- (3) “State and Local Law Enforcement Activities, Office of Justice Programs”, \$127,000,000; and
- (4) “State and Local Law Enforcement Activities, Community Oriented Policing Services”, \$15,000,000.

(c) The Departments of Commerce and Justice shall submit to the Committees on Appropriations of the House of Representatives and the Senate a report no later than September 1, 2021, specifying the amount of each rescission made pursuant to subsections (a) and (b).

(d) The amounts rescinded in subsections (a) and (b) shall not be from amounts that were designated by the Congress as an emergency or disaster relief requirement pursuant to the concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 522. None of the funds made available in this Act may be used to purchase first class or premium airline travel in contravention of sections 301–10.122 through 301–10.124 of title 41 of the Code of Federal Regulations.

SEC. 523. None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency, who are stationed in the United States, at any single conference occurring outside the United States unless—

- (1) such conference is a law enforcement training or operational conference for law enforcement personnel and the ma-

jority of Federal employees in attendance are law enforcement personnel stationed outside the United States; or

(2) such conference is a scientific conference and the department or agency head determines that such attendance is in the national interest and notifies the Committees on Appropriations of the House of Representatives and the Senate within at least 15 days of that determination and the basis for that determination.

SEC. 524. The Director of the Office of Management and Budget shall instruct any department, agency, or instrumentality of the United States receiving funds appropriated under this Act to track undisbursed balances in expired grant accounts and include in its annual performance plan and performance and accountability reports the following:

(1) Details on future action the department, agency, or instrumentality will take to resolve undisbursed balances in expired grant accounts.

(2) The method that the department, agency, or instrumentality uses to track undisbursed balances in expired grant accounts.

(3) Identification of undisbursed balances in expired grant accounts that may be returned to the Treasury of the United States.

(4) In the preceding 3 fiscal years, details on the total number of expired grant accounts with undisbursed balances (on the first day of each fiscal year) for the department, agency, or instrumentality and the total finances that have not been obligated to a specific project remaining in the accounts.

SEC. 525. To the extent practicable, funds made available in this Act should be used to purchase light bulbs that are “Energy Star” qualified or have the “Federal Energy Management Program” designation.

SEC. 526. (a) None of the funds made available by this Act may be used for the National Aeronautics and Space Administration (NASA), the Office of Science and Technology Policy (OSTP), or the National Space Council (NSC) to develop, design, plan, promulgate, implement, or execute a bilateral policy, program, order, or contract of any kind to participate, collaborate, or coordinate bilaterally in any way with China or any Chinese-owned company unless such activities are specifically authorized by a law enacted after the date of enactment of this Act.

(b) None of the funds made available by this Act may be used to effectuate the hosting of official Chinese visitors at facilities belonging to or utilized by NASA.

(c) The limitations described in subsections (a) and (b) shall not apply to activities which NASA, OSTP, or NSC, after consultation with the Federal Bureau of Investigation, have certified—

(1) pose no risk of resulting in the transfer of technology, data, or other information with national security or economic security implications to China or a Chinese-owned company; and

(2) will not involve knowing interactions with officials who have been determined by the United States to have direct involvement with violations of human rights.

(d) Any certification made under subsection (c) shall be submitted to the Committees on Appropriations of the House of Representatives and the Senate, and the Federal Bureau of Investigation, no later than 30 days prior to the activity in question and shall include a description of the purpose of the activity, its agenda, its major participants, and its location and timing.

SEC. 527. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, Tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, adjudication, or other law enforcement- or victim assistance-related activity.

SEC. 528. The Departments of Commerce and Justice, the National Aeronautics and Space Administration, the National Science Foundation, the Commission on Civil Rights, the Equal Employment Opportunity Commission, the International Trade Commission, the Legal Services Corporation, the Marine Mammal Commission, the Offices of Science and Technology Policy and the United States Trade Representative, the National Space Council, and the State Justice Institute shall submit spending plans, signed by the respective department or agency head, to the Committees on Appropriations of the House of Representatives and the Senate not later than 45 days after the date of enactment of this Act.

SEC. 529. Notwithstanding any other provision of this Act, none of the funds appropriated or otherwise made available by this Act may be used to pay award or incentive fees for contractor performance that has been judged to be below satisfactory performance or for performance that does not meet the basic requirements of a contract.

SEC. 530. None of the funds made available by this Act may be used in contravention of section 7606 (“Legitimacy of Industrial Hemp Research”) of the Agricultural Act of 2014 (Public Law 113–79) by the Department of Justice or the Drug Enforcement Administration.

SEC. 531. None of the funds made available under this Act to the Department of Justice may be used, with respect to any of the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming, or with respect to the District of Columbia, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, Guam, or Puerto Rico, to prevent any of them from implementing their own laws that authorize the use, distribution, possession, or cultivation of medical marijuana.

SEC. 532. The Department of Commerce, the National Aeronautics and Space Administration, and the National Science Foun-

dation shall provide a quarterly report to the Committees on Appropriations of the House of Representatives and the Senate on any official travel to China by any employee of such Department or agency, including the purpose of such travel.

SEC. 533. None of the funds provided in this Act shall be available for obligation for the James Webb Space Telescope (JWST) after December 31, 2021, if the individual identified under subsection (c)(2)(E) of section 30104 of title 51, United States Code, as responsible for JWST determines that the formulation and development costs (with development cost as defined under section 30104 of title 51, United States Code) are likely to exceed \$8,802,700,000, unless the program is modified so that the costs do not exceed \$8,802,700,000.

SEC. 534. Of the amounts made available by this Act, not less than 10 percent of each total amount provided, respectively, for Public Works grants authorized by the Public Works and Economic Development Act of 1965 and grants authorized by section 27 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3722) shall be allocated for assistance in persistent poverty counties: *Provided*, That for purposes of this section, the term “persistent poverty counties” means any county that has had 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1990 and 2000 decennial censuses and the most recent Small Area Income and Poverty Estimates, or any Territory or possession of the United States.

SEC. 535. None of the funds appropriated or otherwise made available in this or any other Act may be used to transfer, release, or assist in the transfer or release to or within the United States, its territories, or possessions Khalid Sheikh Mohammed or any other detainee who—

(1) is not a United States citizen or a member of the Armed Forces of the United States; and

(2) is or was held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense.

SEC. 536. (a) None of the funds appropriated or otherwise made available in this or any other Act may be used to construct, acquire, or modify any facility in the United States, its territories, or possessions to house any individual described in subsection (c) for the purposes of detention or imprisonment in the custody or under the effective control of the Department of Defense.

(b) The prohibition in subsection (a) shall not apply to any modification of facilities at United States Naval Station, Guantanamo Bay, Cuba.

(c) An individual described in this subsection is any individual who, as of June 24, 2009, is located at United States Naval Station, Guantanamo Bay, Cuba, and who—

(1) is not a citizen of the United States or a member of the Armed Forces of the United States; and

(2) is—

(A) in the custody or under the effective control of the Department of Defense; or

(B) otherwise under detention at United States Naval Station, Guantanamo Bay, Cuba.

SEC. 537. (a) Notwithstanding any other provision of law or treaty, none of the funds appropriated or otherwise made available under this Act or any other Act may be expended or obligated by a department, agency, or instrumentality of the United States to pay administrative expenses or to compensate an officer or employee of the United States in connection with requiring an export license for the export to Canada of components, parts, accessories or attachments for firearms listed in Category I, section 121.1 of title 22, Code of Federal Regulations (International Trafficking in Arms Regulations (ITAR), part 121, as it existed on April 1, 2005) with a total value not exceeding \$500 wholesale in any transaction, provided that the conditions of subsection (b) of this section are met by the exporting party for such articles.

(b) The foregoing exemption from obtaining an export license—

(1) does not exempt an exporter from filing any Shipper's Export Declaration or notification letter required by law, or from being otherwise eligible under the laws of the United States to possess, ship, transport, or export the articles enumerated in subsection (a); and

(2) does not permit the export without a license of—

(A) fully automatic firearms and components and parts for such firearms, other than for end use by the Federal Government, or a Provincial or Municipal Government of Canada;

(B) barrels, cylinders, receivers (frames) or complete breech mechanisms for any firearm listed in Category I, other than for end use by the Federal Government, or a Provincial or Municipal Government of Canada; or

(C) articles for export from Canada to another foreign destination.

(c) In accordance with this section, the District Directors of Customs and postmasters shall permit the permanent or temporary export without a license of any unclassified articles specified in subsection (a) to Canada for end use in Canada or return to the United States, or temporary import of Canadian-origin items from Canada for end use in the United States or return to Canada for a Canadian citizen.

(d) The President may require export licenses under this section on a temporary basis if the President determines, upon publication first in the Federal Register, that the Government of Canada has implemented or maintained inadequate import controls for the articles specified in subsection (a), such that a significant diversion of such articles has and continues to take place for use in international terrorism or in the escalation of a conflict in another nation. The President shall terminate the requirements of a license when reasons for the temporary requirements have ceased.

SEC. 538. Notwithstanding any other provision of law, no department, agency, or instrumentality of the United States receiving appropriated funds under this Act or any other Act shall obligate or expend in any way such funds to pay administrative expenses or the compensation of any officer or employee of the United States to deny any application submitted pursuant to 22 U.S.C. 2778(b)(1)(B) and qualified pursuant to 27 CFR section 478.112 or

.113, for a permit to import United States origin “curios or relics” firearms, parts, or ammunition.

SEC. 539. None of the funds made available by this Act may be used to pay the salaries or expenses of personnel to deny, or fail to act on, an application for the importation of any model of shotgun if—

(1) all other requirements of law with respect to the proposed importation are met; and

(2) no application for the importation of such model of shotgun, in the same configuration, had been denied by the Attorney General prior to January 1, 2011, on the basis that the shotgun was not particularly suitable for or readily adaptable to sporting purposes.

SEC. 540. None of the funds made available by this Act may be obligated or expended to implement the Arms Trade Treaty until the Senate approves a resolution of ratification for the Treaty.

SEC. 541. For an additional amount for “United States Marshals Service, Federal Prisoner Detention”, \$125,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for necessary expenses related to United States prisoners in the custody of the United States Marshals Service, to be used only as authorized by section 4013 of title 18, United States Code: *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.

SEC. 542. For an additional amount for “Federal Bureau of Investigation, Salaries and Expenses”, \$179,000,000, to remain available until September 30, 2022, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including the impact of coronavirus on the work of the Department of Justice, to make necessary improvements to the National Instant Criminal Background Check System, and to offset the loss resulting from the coronavirus pandemic of fees collected pursuant to section 41104 of title 34, United States Code: *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.

SEC. 543. For an additional amount for “Federal Prison System, Salaries and Expenses”, \$300,000,000, to remain available until September 30, 2022, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including the impact of coronavirus on the work of the Department of Justice: *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.

This division may be cited as the “Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021”.

[CLERK'S NOTE.—Reproduced below is the material relating to division B contained in the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

DIVISION B—COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

The joint explanatory statement accompanying this division is approved and indicates congressional intent. Unless otherwise noted, the language set forth in House Report 116–455 (“the House report”) carries the same weight as language included in this joint explanatory statement and should be complied with unless specifically addressed to the contrary in this joint explanatory statement or the Act. The explanatory statement, while repeating some language for emphasis, is not intended to negate the language referred to above unless expressly provided herein. In cases where the House report directs the submission of a report, such report is to be submitted to both the House and Senate Committees on Appropriations (“the Committees”).

Each department and agency funded in this Act shall follow the directions set forth in this Act and the accompanying explanatory statement, and shall not reallocate resources or reorganize activities except as provided herein. Reprogramming procedures shall apply to: funds provided in this Act; unobligated balances from previous appropriations Acts that are available for obligation or expenditure in fiscal year 2021; and non-appropriated resources such as fee collections that are used to meet program requirements in fiscal year 2021. These procedures are specified in section 505 of this Act.

Any reprogramming request shall include any out-year budgetary impacts and a separate accounting of program or mission impacts on estimated carryover funds. Any program, project, or activity cited in this explanatory statement, or in the House report and not changed by this Act, shall be construed as the position of the Congress and shall not be subject to reductions or reprogramming without prior approval of the Committees. Further, any department or agency funded in this Act that plans a reduction-in-force shall notify the Committees by letter no later than 30 days in advance of the date of any such planned personnel action.

When a department or agency submits a reprogramming or transfer request to the Committees and does not receive identical responses, it shall be the responsibility of the department or agency seeking the reprogramming to reconcile the differences between the two bodies before proceeding. If reconciliation is not possible, the items in disagreement in the reprogramming or transfer request

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H7922 of Book III.

shall be considered unapproved. Departments and agencies shall not submit reprogramming notifications after July 1, 2021, except in extraordinary circumstances. Any such notification shall include a description of the extraordinary circumstances.

In compliance with section 528 of this Act, each department and agency funded in this Act shall submit spending plans, signed by the respective department or agency head, for the Committees' review not later than 45 days after enactment of this Act.

For fiscal year 2021, all agencies and departments funded in this Act are directed to follow prior year direction adopted in Public Law 116–93, on the following topics for this fiscal year: “Fighting Waste, Fraud, and Abuse,” “Federal Vehicle Fleet Management,” “Reducing Duplication and Improving Efficiencies,” “Reprogrammings, Reorganizations, and Relocations,” “Congressional Budget Justifications,” “Reporting Requirements,” and “Reductions-in-Force.”

TITLE I

DEPARTMENT OF COMMERCE

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

The agreement includes \$541,000,000 in total resources for the International Trade Administration (ITA). This amount is offset by \$11,000,000 in estimated fee collections, resulting in a direct appropriation of \$530,000,000. The increased funding level is intended to support current services, requested adjustments to base, and programmatic increases highlighted herein. Additionally, the agreement modifies the House recommended funding level for Enforcement and Compliance (E&C) and supports an increase above the fiscal year 2020 enacted level to meet ITA's operational requirements for E&C and Industry and Analysis. Further, within the funds provided the agreement includes up to \$1,000,000 for the establishment of the U.S. Section of the Secretariat within the Department of Commerce as authorized under section 105 of the U.S.-Mexico-Canada Agreement Implementation Act (Public Law 116–113).

Enforcement and Compliance.—Within the amounts provided, the agreement includes the amounts requested for increases to manage the anti-dumping and countervailing duties (AD/CVD) workload and section 232 tariff exclusion applications. The agreement acknowledges the exponential growth in AD/CVD orders and directs ITA to prioritize its resources appropriately to support ITA's ability to continue making AD/CVD enforcement a priority, including self-initiating AD/CVD proceedings and thoroughly investigating dumping and subsidies causing injury to domestic businesses.

Aluminum Import Monitoring (AIM) System.—The agreement provides increased funding within the amounts provided to continue the development and implementation of the AIM system. ITA is encouraged to regularly consult with representatives from the

aluminum industry to ensure the AIM system is meeting its stated goal of supporting U.S. aluminum producers.

Global Markets.—The agreement provides no less than \$340,750,000 for Global Markets (GM), an increase of \$7,750,000 above the fiscal year 2020 level. The agreement rejects the proposed reduction to GM staffing levels and ITA is directed to obligate adequate amounts for personnel compensation in order to continue to fill vacancies, in line with direction provided in Senate Report 116–127 and adopted by Public Law 116–93. The agreement reaffirms prior year precedent that the Committees will not approve any requests to close foreign or domestic offices, including the Export Assistance Centers.

Rural Export Assistance.—The Secretary is encouraged to continue to prioritize the Department’s efforts to support and expand international trade opportunities for rural businesses, and the agreement provides no less than the fiscal year 2020 amount within GM toward rural export assistance.

Commercial Engagement in the Pacific Region.—Within funding provided for GM, the Committee provides up to \$400,000 for ITA to enhance commercial engagement in the Pacific region. In so doing, ITA should identify and prioritize areas that would bolster the diplomatic and national security interests of the United States.

General Data Protection Regulation (GDPR).—ITA is encouraged to continue efforts to educate small businesses about the European Union’s GDPR.

Resource Allocation and Workforce Planning.—The U.S. Government Accountability Office (GAO) is directed to undertake a follow-up to the report “Commercial Service Workforce Should Be Better Planned” (GAO–10–874) that should include assessing the priority of resource utilization within GM; analyzing the workforce and succession strategy within U.S. and Foreign Commercial Service (USFCS), including the percentage of senior leadership and workforce diversity and inclusion; and reviewing the current management structure of GM after the merger of the USFCS with the Market Access and Compliance business unit.

BUREAU OF INDUSTRY AND SECURITY

OPERATIONS AND ADMINISTRATION

The agreement includes \$133,000,000 for the Bureau of Industry and Security (BIS), an increase of \$5,348,000 above the fiscal year 2020 enacted level. The increased funding level is intended to support current services, requested adjustments to base, and requirements related to the product exclusion process for steel and aluminum tariffs applied under section 232 of the Trade Expansion Act of 1962 (19 U.S.C. 1862).

Export Control Regulatory Compliance Assistance.—BIS is directed to continue educating companies of all sizes on their obligations related to export controls, consistent with direction provided in Senate Report 116-127 and adopted by Public Law 116–93.

Sanction Violations.—BIS is directed to continue providing a quarterly report regarding the compliance of ZTE Corporation with the settlement agreement and relevant export control laws, con-

sistent with direction provided in Senate Report 116 127 and adopted by Public Law 116–93.

ECONOMIC DEVELOPMENT ADMINISTRATION

The agreement includes \$346,000,000 for the programs and administrative expenses of the Economic Development Administration (EDA). Section 521 of this Act includes a rescission of \$10,000,000 in Economic Development Assistance Programs balances. Such funds shall be derived from recoveries and unobligated grant funds that were not appropriated with emergency or disaster relief designations.

Allocation of CARES Act Funds.—House language regarding the Allocation of CARES Act Funds is adopted with the clarification that the requirement for future spend plans to include details about the geographic allocations of funds shall only apply to funds provided in supplemental appropriations acts. Additionally, EDA shall report to the Committees, no later than 30 days after the end of each fiscal year, on the geographic distribution of funds, by program, awarded during such preceding fiscal year.

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

The agreement includes \$305,500,000 for Economic Development Assistance Programs (EDAP). Funds are to be distributed as follows; any deviation of funds shall be subject to the procedures set forth in section 505 of this Act:

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

(In thousands of dollars)

Program	Amount
Public Works	\$119,500
Partership Planning	33,500
Technical Assistance	10,000
Research and Evaluation	1,500
Trade Adjustment Assistance	13,500
Economic Adjustment Assistance	37,500
Assistance to Coal Communities	33,500
Assistance to Nuclear Closure Communities	16,500
Regional Innovation Program Grants	38,000
STEM Apprenticeships	2,000
<hr/>	
Total, Economic Development Assistance Programs	\$205,500

In selecting EDAP projects, EDA shall consider geographic equity and ensure that projects in rural areas are adequately represented among those selected for funding. In addition, EDA is directed to coordinate with regional development organizations to support projects that address rural economic development challenges, including the opioid epidemic, broadband access, and the need for innovation in legacy industries, including in the use and value-added manufacturing of forest products.

EDA is encouraged to use funding provided for EDAP to support broadband infrastructure projects, particularly in underserved areas, and public-private partnerships in distressed communities seeking to diversify their local workforce. EDA is further encouraged to consider outdoor recreation projects that are consistent

with a region's Comprehensive Economic Development Strategy, as well as projects in communities looking to expand the presence of aeronautics-related industries. EDA is also reminded of the need to continue to improve its technical assistance outreach and capabilities, especially in communities that have been affected by the decline of the manufacturing economy and those which are poorly positioned to produce technically sufficient proposals.

Further, EDA shall ensure, to the greatest extent practicable, that its grant programs avoid duplication and overlap with any other Federal grant programs.

Economic Adjustment Assistance (EAA).—Within funding for EAA, the agreement provides no less than the fiscal year 2020 enacted level to support EDA's collaborations with the Delta Regional Authority, the Appalachian Regional Commission, and the Northern Border Regional Commission to assist distressed communities. Eligible activities for the Northern Border Regional Commission collaboration shall contribute to the recovery of forest-based economies and may include support for forest-based businesses, outdoor recreation infrastructure, and activities that assist in the recruitment and retention of employees in rural communities within the territory.

Regional Innovation Program (RIP).—The agreement provides \$38,000,000 to EDA for grants under RIP, also referred to as Build to Scale (B2S). Of the amount provided for RIP grants, no less than \$30,000,000 shall be for the i6 Challenge, also referred to as the B2S Venture Challenge, and no less than \$6,000,000 shall be for Seed Fund Support, also referred to as the B2S Capital Challenge. As part of the fiscal year 2021 spend plan, EDA is directed to provide a detailed justification for any funding provided herein that is intended to be used to support a B2S Industry Challenge in fiscal year 2021.

EDA shall continue to ensure that RIP awards go to multiple grantees in multiple and diverse geographic areas, including an increased focus on organizations and States that have not previously received funding from the program. Furthermore, within funds provided for RIP, EDA shall award not less than 40 percent of grants to support rural communities.

New Forest Products.—Many forest based economies have experienced disruption and decline in recent years. EDA is encouraged to work, including through RIP, with communities and regions that have been adversely impacted by rapid changes in the timber and pulp marketplaces and to support projects that help these communities develop related industries, including commercialization of new forest products using low-grade wood. This work may include the coordination of economic development efforts across multiple States or Economic Development Districts.

Energy Efficiency Projects.—The agreement encourages EDA to provide technical guidance for any applicants interested in funding for energy efficiency projects under the Economic Adjustment Assistance program.

Science, Technology, Engineering, and Math (STEM) Apprenticeship.—The agreement adopts House language on the STEM Apprenticeship Pilot Program and provides \$2,000,000. Within these

funds, the Committee directs EDA to prioritize implementation grants.

Technical Assistance to Distressed Small, Rural, and Underserved Communities.—Within the increase provided to the Technical Assistance program, EDA is encouraged to support non-profit organizations to assist economically distressed small, rural, and underserved communities in pre-development activities associated with accessing EDA programs and services.

SALARIES AND EXPENSES

The agreement includes \$40,500,000 for EDA salaries and expenses.

MINORITY BUSINESS DEVELOPMENT AGENCY

MINORITY BUSINESS DEVELOPMENT

The agreement includes \$48,000,000 for the Minority Business Development Agency (MBDA), an increase of \$6,000,000 above the fiscal year 2020 level. The agreement directs MBDA to allocate \$32,000,000 of its total appropriation toward cooperative agreements, external awards, and grants. The agreement provides \$9,000,000 for the Broad Agency Announcements (BAA) program. MBDA is directed to focus awards on innovation and entrepreneurship, formerly incarcerated persons, global women's empowerment, virtual business development, and access to finance. Further, of the funds provided for the BAA program, \$1,500,000 shall be for the HBCU/HSI Entrepreneurship Pilot as described in the House report and to include Tribal Colleges and Universities and Alaska Native and Native Hawaiian Serving Institutions.

Business Centers.—The agreement provides not less than \$18,000,000 to continue MBDA's traditional Business Center program and Specialty Project Center program. MBDA is directed to execute the scheduled re-compete and to ensure no lapse in Business Center services occurs while the re-compete is ongoing. As part of this process, MBDA is encouraged to consider applications from historically underserved regions of the country and is directed to operate at least one Business Center in each State with a plurality or a majority population of a national minority group.

ECONOMIC AND STATISTICAL ANALYSIS

SALARIES AND EXPENSES

The agreement includes \$111,855,000 for Economic and Statistical Analysis.

Outdoor Recreation Satellite Account (ORSA).—The agreement provides not less than \$1,500,000 to continue implementing the Outdoor Recreation Jobs and Economic Impact Act of 2016 (Public Law 114–249). The Bureau of Economic Analysis (BEA) is directed to continue working with the outdoor recreation industry, non-governmental organizations, and other interested stakeholders to refine the national-level statistics and to continue developing regional statistics. House report language is modified to clarify that BEA shall provide appropriate support to the Department of Labor

in any workforce needs study the Department of Labor may undertake that builds upon the information provided by ORSA.

Income Growth Indicators.—BEA is directed to continue development of income growth indicators, including providing annual reports about income growth in each decile of the income distribution.

BUREAU OF THE CENSUS

The agreement includes \$1,106,644,000 for the Bureau of the Census.

CURRENT SURVEYS AND PROGRAMS

The bill provides \$288,403,000 for the Current Surveys and Programs account of the Bureau of the Census.

Survey of Income and Program Participation (SIPP).—The agreement rejects the proposed cut to SIPP and provides no less than the fiscal year 2020 enacted level for this survey.

PERIODIC CENSUSES AND PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$818,241,000 in direct appropriations for the Periodic Censuses and Programs account of the Bureau of the Census. The agreement expects the availability of more than \$1,000,000,000 in prior year funds will provide the Census Bureau sufficient funding to fully support its operational requirements in fiscal year 2021, specifically as they relate to the 2020 Decennial Census. The agreement assumes the combination of prior year funds and fiscal year 2021 direct appropriations will provide the Census Bureau with \$1,664,709,000 in available funds, of which \$934,430,000 will directly support the 2020 Decennial Census, as requested, and in line with the Department's revised Independent Cost Estimate. The agreement also makes available \$91,000,000 identified as fiscal year 2021 contingency reserve for the 2020 Decennial Census in the Independent Cost Estimate. In addition, the agreement expects that within available funds the Census Bureau will fully support efforts to establish the Data Ingest and Collection for the Enterprise (DICE), the next generation of the Census Enterprise Data Collection and Processing (CEDCaP) program.

Quarterly Status Reports.—The Census Bureau is directed to continue its quarterly status reports to the Committees until the tabulations of populations required under 13 U.S.C. 141(c) are reported to the States.

2020 Census Operations Evaluation.—Within one year of enactment of this Act, the Census Bureau shall submit an initial report to the Committee evaluating the 2020 Census operations, the ability to reach hard-to-count populations, initial assessments of data quality, as well as the costs and the adequacy of resource allocation throughout the Decennial Census cycle. As part of this evaluation, the Bureau should include elements such as modified operations, and the use of secretarial and risk-based contingency funds.

2020 Census Data Availability.—The Bureau is encouraged to work closely with stakeholders representing public interests, the Census Advisory Committees, and the data user community to en-

sure the availability of accurate data products for use by the public. The Bureau should continue seeking regular feedback from data users on disclosure avoidance and to evaluate privacy protection methods being considered for other Bureau data programs.

Ensuring the Integrity and Security of Surveys and Data.—The agreement clarifies House report language and directs the Census Bureau to coordinate with the Department of Homeland Security, and other relevant agencies, to prepare for, prevent, and disrupt cyber intrusions and disinformation campaigns that have the potential to impact survey participation or compromise data collected by the Census Bureau. The Bureau should also coordinate with State and local stakeholders and private industry, as appropriate. The agreement expects the Census Bureau to prioritize these efforts and to update the Committee on its efforts.

Utilizing Libraries and Community Partners for Census Surveys.—The Census Bureau is encouraged to continue its partnership with public libraries and other community technology centers to maximize the response to the American Community Survey and other surveys and assessments as appropriate. The Bureau is encouraged to work with libraries and library organizations, in coordination with the Institute of Museum and Library Services, regarding training for library staff and webinars or conference presentations to library audiences about Census surveys and assessments.

Website Modernization.—The agreement supports the Census Bureau's efforts to implement the requirements of the 21st Century Integrated Digital Experience Act (IDEA) (Public Law 115–336) which will enable the Bureau to improve digital service delivery and data dissemination. The Bureau is further encouraged to implement requirements that effectively modernize the Bureau's public-facing digital services and to leverage cloud services for its website to help achieve cost savings, efficiencies, and compliance with the IDEA website modernization requirements.

American Community Survey (ACS).—The agreement supports the ACS and directs the Bureau to continue using the ACS as a testbed for innovative survey and data processing techniques that can be used across the Bureau. In executing the ACS, the Bureau should ensure that rural areas are covered with the same accuracy as urban areas to the maximum extent practicable.

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION

SALARIES AND EXPENSES

The agreement includes \$45,500,000 for the salaries and expenses of the National Telecommunications and Information Administration (NTIA). The allocation of funding provided in the table in the House report is not adopted. Instead, the agreement provides (1) up to \$7,500,000 for broadband mapping in coordination with the Federal Communications Commission (FCC); (2) no less than the fiscal year 2020 enacted amount for Broadband Programs; (3) \$308,000 for Public Safety Communications; and (4) no less than \$3,000,000 above the fiscal year 2020 enacted level for Advanced Communications Research. Further, the agreement directs

the additional funds for Advanced Communications Research be used to procure and maintain cutting-edge equipment for research and testing of the next generation of communications technologies, including 5G, as well as to hire staff as needed. The agreement further encourages NTIA to improve the deployment of 5G and spectrum sharing through academic partnerships to accelerate the development of low-cost sensors. For fiscal year 2021, NTIA is directed to follow prior year report language, included in Senate Report 116–127 and adopted in Public Law 116–93, on the following topics: Federal Spectrum Management, Spectrum Management for Science, and the Internet Corporation for Assigned Names and Numbers (ICANN).

Spectrum Management System.—The agreement encourages NTIA and the Department to consider alternative proposals to fully fund the needed upgrades to its spectrum management system, including options outside of direct appropriations, and is directed to brief the Committees regarding possible alternative options no later than 90 days after enactment of this Act.

Next Generation Broadband in Rural Areas.—NTIA is encouraged to ensure that deployment of last-mile broadband infrastructure is targeted to areas that are currently unserved or underserved, and to utilize public-private partnerships and projects where Federal funding will not exceed 50 percent of a project’s total cost where practicable.

National Broadband Map Augmentation.—NTIA is directed to engage with rural and Tribal communities to further enhance the accuracy of the national broadband availability map. NTIA should include in its fiscal year 2022 budget request an update on rural and Tribal-related broadband availability and access trends, challenges, and Federal actions to achieve equitable access to broadband services in currently underserved communities throughout the Nation. Furthermore, NTIA is encouraged, in coordination with the FCC, to develop and promulgate a standardized process for collecting data from State and local partners.

Domain Name Registration.—NTIA is directed, through its position within the Governmental Advisory Committee, to work with ICANN to expedite the establishment of a global access model that provides law enforcement, intellectual property rights holders, and third parties with timely access to accurate domain name registration information for legitimate purposes. NTIA is encouraged, as appropriate, to require registrars and registries based in the United States to collect and make public accurate domain name registration information.

UNITED STATES PATENT AND TRADEMARK OFFICE

SALARIES AND EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

The agreement includes language making available to the United States Patent and Trademark Office (USPTO) \$3,695,295,000, the full amount of offsetting fee collections estimated for fiscal year 2021 by the Congressional Budget Office. The agreement transfers

\$2,000,000 to the Office of Inspector General to continue oversight and audits of USPTO operations and budget transparency.

The Secretary and the USPTO Director are directed to continue working with ITA and the Department of State to ensure that USPTO's intellectual property attachés are included in discussions and negotiations at the counselor rank and above.

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

The agreement includes \$1,034,500,000 for the National Institute of Standards and Technology (NIST).

SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$788,000,000 for NIST's Scientific and Technical Research and Services (STRS) account, including an increase of \$16,350,000 for adjustments to base. The agreement adopts the following within STRS: (1) House direction on Quantum Information Science and provides \$6,500,000 above the fiscal year 2020 enacted amount; (2) House direction on Greenhouse Gas Program and Urban Dome Initiative and \$200,000 above the fiscal year 2020 enacted amount; (3) House direction on Direct Air Capture and Carbon Dioxide Removal and \$3,000,000; and (4) House direction on Forward Looking Building Standards. For fiscal year 2021, NIST is directed to follow prior year report language, included in Senate Report 116–127 and adopted in Public Law 116–93, on the following topics: Helmet Safety and Facial Recognition Vendor Test. House language regarding 5G telecommunications funding is not adopted.

NIST Diversity and Inclusion.—NIST is encouraged to take discrete steps to promote racial and cultural acceptance and diversity within its workforce. Within 180 days of enactment of this Act, NIST is directed to submit a report analyzing the current racial and cultural makeup of the agency; planned efforts to recruit, retain, and advance applicants and employees critical to promoting greater racial and cultural diversity, and the outcomes of these efforts; and any additional steps and recommendations planned to promote greater racial and cultural acceptance and diversity throughout the NIST workforce, including the development and analysis of metrics to evaluate success.

Artificial Intelligence (AI).—The agreement includes no less than \$6,500,000 above the fiscal year 2020 level to continue NIST's research efforts related to AI and adopts House language on Data Characterization Standards in AI.

House language on Framework for Managing AI Risks is modified to direct NIST to establish a multi-stakeholder process for the development of an AI Risk Management Framework regarding the reliability, robustness, and trustworthiness of AI systems. Further, within 180 days of enactment of this Act, NIST shall establish the process by which it will engage with stakeholders throughout the multi-year framework development process.

Cybersecurity.—The agreement includes no less than the fiscal year 2020 enacted level for cybersecurity research, outreach, industry partnerships, and other activities at NIST, including the Na-

tional Cybersecurity Center of Excellence (NCCoE) and the National Initiative for Cybersecurity Education (NICE). Within the funds provided, the agreement encourages NIST to establish additional NICE cooperative agreements with regional alliances and multi-stakeholder partnerships for cybersecurity workforce and education.

Cybersecurity of Genomic Data.—The agreement includes no less than \$1,250,000 for NIST and NCCoE to initiate a use case, in collaboration with industry and academia, to research the cybersecurity of personally identifiable genomic data, with a particular focus on better securing deoxyribonucleic acid sequencing techniques, including clustered regularly interspaced short palindromic repeat (CRISPR) technologies, and genomic data storage architectures from cyber threats. NIST and NCCoE should look to partner with entities who have existing capability to research and develop state-of-the-art cybersecurity technologies for the unique needs of genomic and biomedical-based systems.

Industrial Internet of Things (IIoT).—The agreement includes no less than the fiscal year 2020 enacted amount for the continued development of an IIoT cybersecurity research initiative and to partner, as appropriate, with academic entities and industry to improve the sustainable security of IIoT devices in industrial settings.

Measurement Science Research for Advanced Manufacturing.—The agreement modifies House language on Measurement Science Research for Advanced Manufacturing to encourage NIST to prioritize new STRS funds for this work.

Pyrrhotite in Concrete Aggregate.—The agreement provides no less than \$2,000,000 for NIST to partner with academic institutions to study and develop a reliable and cost-effective standard for testing for the presence of excessive pyrrhotite in concrete.

Forensic Sciences.—The agreement provides an increase of \$1,000,000 above the fiscal year 2020 level for forensic sciences, including no less than \$3,150,000 to support the Organization of 22 Scientific Area Committees, and no less than \$1,200,000 to support technical merit evaluations.

Training Officers of the Court.—No later than 90 days after enactment of this Act, NIST is directed to submit a plan for how to implement training to help officers of the court understand the science and concepts underlying the professional analyses of forensic experts. The plan should include staffing needs, necessary funding required, and possible topics of instruction.

Plastics and Polymeric Materials.—The agreement provides an increase of \$250,000 above the fiscal year 2020 enacted amount, for competitive external grants for academic institutions to investigate plastic and polymeric materials, as well as novel methods to characterize both known and newly developed materials. Such investigations should address ways to increase the strength of recycled plastics and better understand mechanical properties including tensile stress, compressive stress, thermal properties, and nanostructure of polymeric materials that could serve as industry standards for recycled plastic products.

Graphene Research and Commercialization.—The agreement includes no less than the fiscal year 2020 enacted amount for NIST to fund and pursue graphene research activities with industry and

academic institutions that have expertise, existing capabilities, and infrastructure related to the commercial application of graphene.

Unmanned Aerial Vehicle (UAV) Challenges and Credentialing.—The agreement includes a total of \$3,250,000 for NIST's UAV research challenges and credentialing program. Within the funding provided, NIST shall continue to partner with academic institutions to execute UAV prize-based challenges that focus on expanding the role that UAVs could play in emergency response operations. In addition, NIST shall use no less than \$1,000,000 of the funding provided to partner with relevant academic institutions to establish the measurements and standards infrastructure necessary for credentialing remote pilots. This effort should include implementation and demonstration of distributed pilot training and evaluation using standard test methods and also support flight test simulations.

Public Health Risk to First Responders.—The agreement provides no less than the fiscal year 2020 enacted level for NIST to continue the study of new and unused personal protective equipment worn by firefighters to determine the prevalence and concentration of per- and polyfluoroalkyl substances (PFAS) in the equipment, as well as the extent to which PFAS may be released from the gear during normal wear and under what conditions.

INDUSTRIAL TECHNOLOGY SERVICES

The agreement includes \$166,500,000 in total for Industrial Technology Services, including \$150,000,000 for the Hollings Manufacturing Extension Partnership, an increase of \$4,000,000 above the fiscal year 2020 enacted level. The agreement further provides \$16,500,000 for the Manufacturing USA Program, formerly known as the National Network for Manufacturing Innovation. Within the funding provided for Manufacturing USA, no more than \$5,000,000 may be used for coordination activities, of which up to \$1,000,000 may be used to support the U.S. Food and Drug Administration's participation in biomanufacturing innovation institutes; \$10,000,000 shall be used for the continuation of the existing NIST-funded institute; and \$1,500,000 shall be for a competitive grant program to develop technology roadmaps for promising advanced manufacturing clusters.

CONSTRUCTION OF RESEARCH FACILITIES

The agreement includes \$80,000,000 for Construction of Research Facilities, of which no less than \$70,000,000 is for NIST to address its most pressing Safety, Capacity, Maintenance, and Major Repairs projects.

Facilities Report.—NIST is directed to contract with an independent entity to develop a report that assesses the comprehensive capital needs of NIST's campuses. The report, at a minimum, should identify facilities in greatest need of repair, describe the work needed to bring them up to current standards, and include cost estimates for each project. NIST shall provide the report with its recommendations to the Committees no later than 1 year after the date of the contract agreement between NIST and the contracted entity.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

Coastal Inundation Forecasting and Resilience.—House direction regarding Coastal Inundation Forecasting and Resilience is modified to direct the National Oceanic and Atmospheric Administration (NOAA), rather than the Office of Oceanic and Atmospheric Research, to develop and initiate a cross-line office research agenda as described in the House report. As part of this effort, NOAA shall consider the establishment of a Cooperative Institute for Coastal Resilience and Adaptation that could benefit existing coastal resilience programs by providing additional research, data collection, experience, and strengthened relationships with institutions conducting coastal resilience and adaptation research and applied science activities.

OPERATIONS, RESEARCH, AND FACILITIES

(INCLUDING TRANSFER OF FUNDS)

The agreement includes a total program level of \$4,103,971,000 under this account for NOAA’s coastal, fisheries, marine, weather, satellite, and other programs. This total funding level includes \$3,840,300,000 in direct appropriations, a transfer of \$246,171,000 from balances in the “Promote and Develop Fishery Products and Research Pertaining to American Fisheries” fund, and \$17,500,000 derived from recoveries of prior year obligations.

The following narrative descriptions and tables identify the specific activities and funding levels included in this Act.

National Ocean Service (NOS).—\$619,700,000 is for NOS Operations, Research, and Facilities.

NATIONAL OCEAN SERVICE

Operation, Research and facilities
(In thousands of dollars)

Program	Amount
Navigation, Observations and Positioning:	
Navigation, Observations and Positioning	\$162,500
Hydrographic Survey Priorities/Contracts	32,000
IOOS Regional Observations	40,500
	235,000
Navigation, Observations and Positioning	235,000
Coastal Science and Assessment:	
Coastal Science, Assessment, Response and Restoration	86,500
Competitive Research	21,000
	107,000
Coastal Science and Assessment	107,000
Ocean and Coastal Management and Services:	
Coastal Zone Management and Services	46,700
Coastal Zone Management Grants	78,500
National Oceans and Coastal Security Fund	34,000
Coral Reef Program	33,000
National Estuarine Research Reserve System	28,500
Sanctuaries and Marine Protected Areas	56,500
	277,200
Ocean and Coastal Management and Services	277,200
Total, National Ocean Service, Operations, Research, and Facilities	\$619,700

Navigation, Observations and Positioning.—The agreement rejects all of the proposed decreases within Navigation, Observations and Positioning and directs NOS to follow prior year direction adopted in Public Law 116-93, on the distribution of Geospatial Modeling Grants.

Hydrographic Research and Technology Development.—The agreement supports the intended use of funds requested for Hydrographic Research and Technology Development and provides an additional \$1,000,000 above the fiscal year 2020 level for these purposes. In addition, the agreement provides \$2,000,000 above the request for NOAA to continue supporting joint ocean and coastal mapping centers in other areas of the country as authorized by the Omnibus Public Land Management Act of 2009 (Public Law 111-11). Additional funding is provided for the designation of additional joint ocean and coastal mapping centers in order to provide steady funding for existing centers. NOAA shall not decrease funding levels for any existing centers.

Ocean Mapping and Coastal Charting.—Within Navigation, Observations and Positioning, the agreement provides \$2,000,000 for NOS to coordinate and implement an interagency mapping, exploration, and characterization strategy for the U.S. Exclusive Economic Zone, as well as the Arctic and sub-Arctic shoreline and nearshore of Alaska. For the latter activity, NOAA shall work closely with the Alaska Mapping Executive Committee and the State of Alaska to ensure that mapping efforts are coordinated and adhere to the priorities identified in the Alaska Coastal Mapping Strategy.

Precision Navigation.—As NOS concludes its two ongoing precision navigation pilots in fiscal year 2021, NOAA is directed to begin making preparations to commence additional precision navigation projects. The agreement supports the consideration of all U.S. seaports identified in the February 2020 Precision Navigation Socioeconomic Study for inclusion in the next precision navigation project and directs that preference shall be given to U.S. seaports that have immediate access to multiple interstate and railroad systems and at least 10,000 miles of inland waterway connections, are ranked within the top 15 by total tonnage of goods shipped and received, and which are currently performing or scheduled to perform channel expansion to accommodate larger draft vessels or already have such capacity.

Coastal Survey Data.—NOS is directed to submit a report to the Committees, within one year of enactment of this Act, on progress it has made toward conducting comprehensive coastal survey work in Alaska. The report shall detail steps taken to implement NOAA's strategy, developed pursuant to section 3 of the 2019 Presidential Memorandum on Ocean Mapping of the United States, for mapping the Arctic and sub-Arctic shoreline and nearshore of Alaska.

Modernization of the Vertical Datum.—The agreement provides no less than the fiscal year 2020 enacted level for the Gravity for the Re-Definition of the American Vertical Datum initiative within the Geodesy program.

Hydrographic Surveys and Contracts.—For fiscal year 2021, NOS shall follow prior year direction adopted in Public Law 116-93, on

the following topics: Hydrographic Surveys and Contracts and Hydrographic Charting in the Arctic.

Integrated Ocean Observing System (IOOS).—The agreement includes \$40,500,000 for IOOS Regional Observations and directs NOS to expand the regional underwater profiling gliders program consistent with House direction as well as for disaster response and the forecasting of freshwater and marine water quality.

Coastal Science, Assessment, Response and Restoration.—The agreement provides no less than the fiscal year 2020 enacted level for the Gulf of Mexico Disaster Response Center (DRC), and directs NOS to continue to prioritize full staffing of the DRC in fiscal year 2021. Additionally, the recommendation includes \$1,000,000 above the fiscal year 2020 enacted level for the Disaster Preparedness Program.

Marine Debris Program.—The agreement provides no less than \$9,000,000 for the Marine Debris program and adopts House language on the topic. NOS is encouraged to prioritize funding for projects in urban communities that support waterway cleanup efforts to remove any and all forms of marine debris, projects in rural and remote communities that lack infrastructure to address their marine debris problems, and projects that address the impact of marine debris in fresh water systems that are a source of drinking water.

National Centers for Coastal Ocean Science (NCCOS).—The agreement provides \$47,000,000 for NCCOS. NOS is directed to consider expanding NCCOS's efforts related to coastal sustainability and resilience, including assessing the effects of land-use on coastal and marine resources, measuring societal benefits of coastal restoration and green infrastructure, encouraging citizen science monitoring of coastal and marine resources, and assessing the adaptive capacity of human communities to coastal hazards.

Harmful Algal Blooms (HABs).—Across NOS, the recommendation includes an additional \$5,500,000 for HABs work as compared to fiscal year 2020. House direction and an increase of \$1,000,000 above the fiscal year 2020 enacted level is adopted for NCCOS's HABs work. The agreement also adopts House direction and provides \$2,500,000 to continue and expand the IOOS-sponsored pilot programs launched in fiscal year 2020 to enhance the monitoring and detection of HABs. In addition, the agreement provides up to \$1,000,000, from within funds allocated to the IOOS-sponsored pilot programs, for IOOS to establish an initial HABs monitoring and detection test bed in the Gulf of Mexico. The agreement expects that the test bed will deploy, operate, and test a range of technologies and also determine the data management and dissemination needs for operating and maintaining a complete end-to-end HABs detection and monitoring system. The agreement encourages the testbed to be established in an area that has experienced HABs in recent years and which has existing expertise, infrastructure, and collaboration between IOOS, an IOOS regional association, and academic and State partners that can be readily leveraged.

The agreement provides \$21,000,000 for Competitive Research, including not less than \$13,000,000 for HABs research, and adopts House direction for these funds. From within these funds, the

agreement also provides up to \$2,000,000 to explore innovative methods to increase monitoring and detection of HABs in freshwater systems by partnering with a consortium of academic institutions with expertise in unmanned aircraft systems.

Sea Level Rise and Coastal Resilience.—The agreement provides an increase of \$2,000,000 above the fiscal year 2020 enacted level within Coastal Science, Assessment, Response and Restoration to address the increasing risk of coastal inundation due to sea level rise consistent with House direction. From within these increased funds, up to \$1,000,000 shall be applied to the new Hydrology and Water Resources Cooperative Institute described in the National Weather Service section of this explanatory statement to accelerate the Integrated Water Prediction (IWP) program and inform NOAA’s broader efforts on coastal inundation and resilience.

Regional Data Portals.—Within funding provided for Coastal Zone Management and Services, \$2,500,000 is for the regional ocean partnerships, or their equivalent, to enhance their capacity for sharing and integration of Federal and non-Federal data to support regional coastal, ocean, and Great Lakes management priorities.

Ocean Economy of the Territories.—The agreement adopts House direction and funding for NOAA to include the five U.S. territories in the estimate of the ocean economy.

Aquatic Invasive Species.—NOAA is directed to establish the Coastal Aquatic Invasive Species Mitigation Grant Program and Mitigation Fund, as authorized by the Vessel Incident Discharge Act of 2018 (Public Law 115–282).

National Oceans and Coastal Security Fund.—The agreement provides \$34,000,000 for the National Oceans and Coastal Security Fund, also known as the Title IX Fund or the National Coastal Resilience Fund. Of the amount provided, not less than \$3,000,000 shall be for project planning and design.

Coral Reefs.—The recommendation provides \$33,000,000 for the Coral Reef Program and adopts the House language. Within these funds, the agreement provides up to \$8,500,000 for NOS to work with academic institutions and non-governmental research organizations to establish innovative active restoration projects to restore degraded coral reefs, such as projects like “Mission: Iconic Reef.”

Marine National Monuments.—Within funding provided for Sanctuaries and Marine Protected Areas, up to \$1,200,000 may be used for competitive research, management, and education grants for existing marine national monuments administered by NOS, provided that such grants are subject to a 100 percent non-Federal match.

Papahānaumokuākea Sanctuary Designation.—NOAA is directed to initiate the process under the National Marine Sanctuaries Act (16 U.S.C. 1431 et seq.) to designate the Papahānaumokuākea Marine National Monument as a National Marine Sanctuary to supplement and complement, rather than supplant, existing authorities. NOAA shall provide the Committees an update on this designation before the end of fiscal year 2021.

National Marine Fisheries Service (NMFS).—\$964,862,000 is for NMFS Operations, Research, and Facilities.

NATIONAL MARINE FISHERIES SERVICE

Operations, Research and Facilities

(In thousands of dollars)

Program	Amount
Protected Resources Science and Management:	
Marine Mammals, Sea Turtles, and Other Species	\$125,164
Species Recovery Grants	7,000
Atlantic Salmon	6,500
Pacific Salmon	67,000
Protected Resources Science and Management	205,664
Fisheries Science and Management:	
Fisheries and Ecosystem Science Programs and Services	146,927
Fisheries Data Collections, Surveys, and Assessments	175,927
Observers and Training	55,468
Fisheries Management Programs and Services	123,836
Aquaculture	17,500
Salmon Management Activities	62,050
Regional Councils and Fisheries Commissions	41,500
Interjurisdictional Fisheries Grants	3,365
Fisheries Science and Management	625,573
Enforcement	75,000
Habitat Conservation and Restoration	57,625
Total, National Marine Fisheries Service, Operations, Research, and Facilities	\$964,862

For fiscal year 2021, NMFS shall follow prior year Senate direction and, if applicable, funding levels adopted by Public Law 116–93 on the following topics: Promote and Develop Fisheries Products and Research Funding Transfer, Saltonstall-Kennedy Grant Program, NMFS Staffing, Hawaiian Monk Seal and Sea Turtles, Species Recovery Grants, Atlantic Salmon, Pacific Salmon, American Lobster and Jonah Crab Research, Electronic Monitoring and Reporting, International Fisheries Management Coordination, Bycatch Reduction, Atlantic Herring Stock Assessment, and Seafood Reporting. The agreement also adopts House language on Foreign Fisheries and provides \$750,000 for this work, but does not adopt House language on Video Review of Electronic Monitoring Data. The agreement maintains the existing budget structure for Regional Councils and Fisheries Commissions.

False Killer Whales.—Within the funding provided for Marine Mammals, Sea Turtles, and Other Species, the agreement includes \$1,000,000 for NMFS to study interactions between the U.S. fishing fleet and false killer whales in the Western Pacific.

Unusual Mortality Events (UMEs).—NMFS is directed to submit a report, within 90 days of enactment of this Act, showing how funds from the Unusual Mortality Event Fund have been disbursed during UMEs active within the past 10 years. The report shall include what specific services and incurred costs have been financed or reimbursed by NOAA as well as an overview of services provided by Tribal partners, including, but not limited to, carcass retrieval and shipment, regardless of whether or not compensation was provided for these services or related expenses were reimbursed.

North Atlantic Right Whale.—The agreement rejects the proposed reduction and provides an additional \$2,000,000 above the fiscal year 2020 enacted level within Marine Mammals, Sea Turtles, and Other Species for North Atlantic right whale-related research, development, and conservation efforts. These additional funds shall be spent as outlined in the House language. Within funding provided, not less than \$1,000,000 shall be to support the existing pilot program to develop, refine, and field test innovative lobster fishing gear technologies as directed in Public Law 116–93.

NOAA shall continue to support disentanglement, stranding response, necropsy activities, aerial surveys, and passive acoustic monitoring in the waters of the Atlantic Ocean, and is encouraged to develop a habitat suitability index and long-term tagging methods. Further, NMFS is directed to continue to work in coordination with counterparts in the Canadian government to reduce risks throughout the range of the North Atlantic right whale.

In any rulemaking regarding the North Atlantic right whale, NMFS shall incorporate recent research on the species' primary food source, *Calanus finmarchicus*, which indicates these zooplankton have decreased in abundance in the Gulf of Maine since 2010. NOAA is also directed to fully evaluate the feasibility, as well as the safety and economic implications, of any management actions relating to the North Atlantic right whale. Further, the North Atlantic right whale risk reduction target proposed by NMFS depends heavily on how unknown entanglements are assigned to individual fisheries and countries. Any misattributions of whale entanglements that NMFS has acknowledged must be considered by NMFS and incorporated in relevant rulemaking.

Risk Reduction Credit.—Should NOAA award risk reduction credit to any State as part of the current North Atlantic right whale take reduction management process, the agency shall also ensure that other States have the opportunity to receive credit for past management actions.

Assessment of Fishing Interference.—The agreement directs NMFS to undertake a review, no later than 90 days after enactment of this Act, to assess and better understand the occurrence of conflicts between dolphins and sharks and commercial, for-hire, and recreational fishing vessels in the Gulf of Mexico and South Atlantic. The review should provide: (1) a quantification, to the extent practicable within existing resources, of the degree to which dolphins and sharks interfere with commercial, charter, and recreational fishing; and (2) recommendations for non-lethal methods to deter dolphins and sharks from interfering with commercial, for-hire, and recreational fishing, in accordance with existing laws. NMFS shall report to the Committees on the results of the review no later than one year after the review is commenced. In conducting the review, NMFS shall consult with the Marine Mammal Commission, the Gulf of Mexico Fishery Management Council, the South Atlantic Fishery Management Council, the Atlantic Highly Migratory Species Advisory Panel, and conduct outreach to commercial, for-hire, and recreational fishermen.

Northeast Groundfish Research.—Within funding provided for Fisheries and Ecosystem Science Programs and Services, the agreement provides \$2,500,000 for Northeast groundfish research, with

a focus on the effects of changing climatic conditions and warming waters on the fishery, including stock health and natural mortality. NOAA is further encouraged to prioritize research regarding relative gear efficiency, stock boundaries, and other topics that can improve groundfish stock assessments in the next five years. Within funding provided, \$500,000 shall be obligated to develop methods for improving and increasing utilization of the full range of available fishery-dependent data to better inform groundfish stock abundance estimates. This should include a review of statistical strengths and weaknesses of existing bottom trawl surveys for different species and the development of alternative data sources and sampling methods that will augment and improve groundfish stock assessments as recommended in the 2020 report of the Groundfish Trawl Task Force. This funding is intended to support new and innovative research, including by the Northeast Fisheries Science Center (NEFSC), separately by, or in collaboration with, outside partners such as higher education institutions or State agencies, and in cooperation with the fishing industry.

Fisheries Information Systems Grants.—The agreement includes no less than the fiscal year 2020 enacted amount for Fisheries Information Systems grants.

Cooperative Research.—The agreement provides no less than \$13,000,000 for the Cooperative Research program. NMFS is directed to prioritize trawl surveys that are designed and conducted cooperatively with industry and States to provide empirical measures of fish stock abundance, such as swept area biomass surveys. NMFS is encouraged to prioritize studies conducted cooperatively with States, industry, and nonprofit institutions using video systems deployed in commercial trawl nets for surveys. NMFS is also encouraged to focus on improving understanding of natural mortality and relative gear efficiency to ensure accurate measures of catchability.

The NEFSC is directed to consider prioritizing cooperative research efforts for species that are experiencing shifts in range and population density due to warming waters and other global environmental changes. Further, NMFS is encouraged to prioritize data collection that may be affected by offshore wind energy development.

Gulf Reef Fish.—Within funding for Fisheries and Ecosystem Science Programs and Services, the agreement includes no less than \$2,000,000 for NMFS to support Gulf reef fish surveys, research, and sampling. NMFS is also encouraged to continue to collaborate with NOAA's Office of Oceanic and Atmospheric Research on the agency-independent reef fish population assessments funded within Sea Grant.

State Management for Recreational Red Snapper.—Within the amount provided for Fisheries Data Collections, Surveys, and Assessments, the agreement includes \$5,000,000 for NMFS to continue to work with the Gulf States to ensure successful implementation of State management for recreational red snapper. The agreement reiterates past direction that these efforts shall be a top priority for NOAA, and that such efforts shall be done in coordination with the Gulf States.

Many are concerned by the results of recent efforts by NMFS to calibrate each Gulf State's catch data program to catch data derived by the Marine Recreational Information Program (MRIP), which in some cases resulted in significant discrepancies between the Federal and State catch statistics for red snapper. The discrepancies are large enough that it calls into question whether MRIP is providing the best account of the fishery, especially when available data from the Gulf States suggest otherwise. Therefore, before making any related regulatory changes, NMFS is directed to address the question of which data collection system (i.e., MRIP or the catch data programs administered by the Gulf States) are providing the best estimates of recreational red snapper catch in the Gulf of Mexico. The agreement includes \$2,000,000, from within the funding provided to support State management of red snapper, for NMFS to contract with a non-governmental entity with expertise in statistics and fisheries-dependent data collection to provide the following: (1) an independent assessment of the accuracy and precision of both the Federal and State recreational catch data programs in the Gulf of Mexico; (2) recommended improvements to be made to the Federal and State recreational catch data programs in the Gulf of Mexico to improve accuracy and precision; and (3) an independent assessment, based on the results of the two prior items, of how best to calibrate the Federal and State recreational catch data programs in the Gulf of Mexico to a common currency.

South Atlantic Reef Fish.—The agreement provides no less than \$1,800,000 with the instructions contained in the House report.

Data Collection for Recreational Fisheries.—The agreement includes no less than \$3,500,000 within Fisheries Data Collections, Surveys, and Assessments, to support collaborative programs focused on improving recreational fishery data collection, as articulated in sections 102, 201, and 202 of Public Law 115–405. This funding should focus on assisting States to establish, test, and implement more reliable recreational fishery data collection tools, such as smartphone applications or text messaging supplements. In addition, NMFS is directed to support efforts by the Regional Fishery Management Councils to implement section 102 of Public Law 115–405, including the shared initiative between the Gulf of Mexico and South Atlantic Fishery Management Councils to establish a joint committee.

Northeast Multispecies Fishery.—NOAA is directed to fully fund the At-Sea Monitoring costs in the New England groundfish fishery, including sea and shore side infrastructure costs, and shall ensure the costs and benefits of At-Sea Monitoring are commensurate with the gross revenues of vessels in the fishery. The agreement provides no less than the fiscal year 2020 enacted amount within Observers and Training for this purpose. Before obligating any of these funds, NOAA shall provide the Committees with a detailed spending plan. The Committees also look forward to receiving the report requested by Public Law 116–93 outlining the current status of electronic monitoring and reporting technology for the Northeast multispecies fishery.

North Pacific Observer Coverage.—Within Observers and Training, the agreement includes no less than \$7,500,000 for the North Pacific Observers Program. This additional funding shall be used

to offset observer costs normally paid for by harvesters in fisheries that are undertaking a transition to electronic monitoring and reporting. Additionally, NOAA is encouraged to identify and implement any efficiencies that would mitigate the cost burden shouldered by small vessel operators in the fixed-gear fleet.

For-Hire Electronic Monitoring and Reporting Implementation.—The agreement provides no less than \$2,250,000 within Fisheries Management Programs and Services and \$1,500,000 within Enforcement to support the continued and timely implementation of electronic logbooks for the federally permitted charter-for-hire sector in the Gulf of Mexico.

Fisheries Surveys and Offshore Wind.—The agreement provides \$500,000 within Fisheries and Ecosystem Science Programs and Services to ensure the continuity of fisheries survey data that may be affected by offshore wind energy development and \$500,000 within Fisheries Management Programs and Services to support the permitting process.

Fisheries Surveys.— Within funds for Fisheries Data Collections, Surveys, and Assessments, the agreement provides \$1,000,000 above the fiscal year 2020 enacted amount for NMFS fishery and ecosystem research surveys and directs NMFS take the necessary steps to ensure that historical levels of survey coverage are achieved without disruption in fiscal year 2021. At this funding level NMFS is expected to contract no fewer than six surveys for Alaskan bottom trawl surveys and cooperative research, including a survey to capture movement of fish populations out of historic survey areas, and no fewer than four vessels for West Coast groundfish surveys.

Northwest Fisheries Ecosystem Monitoring System.—Within funds for Fisheries Data Collections, Surveys, and Assessments, the agreement provides \$500,000 to maintain a time-series monitoring system that includes no less than monthly data collection, analysis, and dissemination of hydrographic and ecological data to inform fishery management on the Northern California Current.

Western Atlantic Bluefin Tuna (ABFT).—Many are concerned by NOAA's April 2, 2020, rulemaking to reopen for commercial long-line fishing two gear-restricted areas (GRAs) in the Gulf of Mexico that were previously closed annually during April and May to protect spawning ABFT. The hypothetical basis for this rulemaking—that all of the management measures previously in place for ABFT in the Gulf of Mexico may not be necessary in tandem and that such measures are inhibiting the harvest of other target species—is questioned because of the following facts: (1) the Gulf of Mexico is the primary spawning ground for ABFT, and recovery of the still depleted stock requires that spawning fish be protected; and (2) the management measures implemented in 2015, the Individual Bluefin Quota and time-area closures, have in tandem, not individually, reduced ABFT discards and catch during peak spawning months. Therefore, NOAA is directed to reconsider the decision to open the two GRAs in the Gulf of Mexico. If the status quo is maintained, NOAA shall increase monitoring efforts within the GRAs through 100 percent human observer coverage and by making publicly available all Gulf of Mexico ABFT catch data, broken down both inside and outside the GRAs, on a weekly basis and within

one week of catch, during the months of April and May in order to allow for increased oversight to ensure that this rule does not result in the longline fishery exceeding their ABFT catch limits.

Harmful Drift Gillnets.—NMFS is encouraged to establish a pilot program to assist fishermen in replacing large-mesh drift gillnets with more sustainable gear and to consider actions to ban the use of drift gillnets in Federal waters off the coast of California.

Marine Aquaculture.—The agreement includes no less than \$500,000 in the Aquaculture Program, Project, or Activity (PPA) for NMFS, in collaboration with NOS, to perform activities in support of the identification of at least two aquaculture opportunity areas, as called for in section 7 of the May 7, 2020, Presidential Executive Order on Promoting American Seafood and Competitiveness and Economic Growth. The agreement also provides up to \$500,000 above the fiscal year 2020 enacted level in the Aquaculture PPA to increase the amount of staff focused on aquaculture at all NMFS fisheries science centers. Within the funding provided, NOAA is encouraged to return staffing levels to those in fiscal year 2010 at the Northeast and Northwest Fisheries Science Centers.

Regional Pilots in Sustainable Aquaculture.—The agreement includes \$2,000,000 in the Aquaculture PPA for the NMFS Aquaculture Office to continue the regional aquaculture pilot program, in partnership with the three interstate marine fisheries commissions, to establish partnerships between the seafood industry and community partners that can develop, validate, and deploy economically and environmentally sustainable aquatic farming techniques and regional business practices to grow domestic seafood production. To maximize the impact of these pilot grants, NMFS is encouraged to give priority consideration to promising but less commercially developed technologies, such as those targeting shellfish, seaweed, and other relative newcomers to the domestic aquaculture industry.

In addition, the agreement provides no less than \$2,000,000 for the NMFS Aquaculture Office, in partnership with the Gulf States Marine Fisheries Commission, to partner with a university or consortium of universities to establish a multi-year demonstration pilot of an Integrated Multi-Trophic Aquaculture (IMTA) system in State waters of the Gulf of Mexico, which shall culture native species of finfish, bivalve mollusks, and macroalgae. The pilot is to be for research, training, and educational purposes only and should involve students, fishermen, and farmers, and shall endeavor to inform how to adapt IMTA methods and systems, in an environmentally and ecologically balanced manner, for deployment in warm water environments.

Salmon Management Activities.—Within the amount included for Salmon Management Activities, the agreement provides \$39,500,000, an increase of \$4,000,000 above the fiscal year 2020 enacted level, to enable NOAA, the Pacific States, and Tribal communities to continue activities in support of the obligations set forth in the renegotiated annex of the Pacific Salmon Treaty (PST). No less than \$20,000,000 of the funds provided shall be made available to support ongoing and new implementation and mitigation activities for the PST. Before any of these funds may be obligated, NOAA is directed to provide the Committees with a detailed spend-

ing plan that is reflective of the funding recommendations produced by the U.S. section of the Pacific communities to continue activities in support of the obligations set forth in the renegotiated annex of the Pacific Salmon Treaty (PST). No less than \$20,000,000 of the funds provided shall be made available to support ongoing Salmon Commission. In doing so, NOAA is directed to consult with the Pacific States, Tribal communities, and other stakeholders. Further, NOAA is encouraged to minimize, to the extent practicable, the amount of funds withheld for administrative expenses.

Salmon and Steelhead Monitoring.—The agreement recognizes that NOAA intends to continue funding research in fiscal year 2021 to monitor mortality of spring Chinook salmon in the Columbia River in order to understand the impacts of marine mammal predation. Not later than 60 days after submission of the President's budget for fiscal year 2022, NOAA is directed to brief the Committees on the research priorities of the Northwest Fisheries Science Center and the prospect of expanding research to include monitoring fall Chinook salmon and steelhead mortality from marine mammals.

Mitchell Act.—The agreement rejects the proposed reduction and provides not less than \$22,000,000 for Mitchell Act mitigation hatchery programs, in recognition of the important cultural, ecological, and economic benefits that these programs provide for the people of the Columbia River Basin. NOAA is directed to continue genetic stock identification for salmon recovery and management.

Interstate Marine Fisheries Commissions.—Within the amount provided for Regional Councils and Fisheries Commissions, no less than \$1,850,000 shall be for the three Interstate Marine Fisheries Commissions.

Northeast Lobster Enforcement.—Within Enforcement, the agreement includes no less than \$750,000 for NMFS, in partnership with the relevant States, Joint Enforcement Agreement partner agencies, and the Atlantic States Marine Fisheries Commission, to establish a pilot cooperative offshore lobster enforcement program. The program shall endeavor to establish multi-year contracts with commercial vessels, which are not participating in the lobster fishery but are capable of hauling deep-set gear, to carry law enforcement officials to oversee inspection of offshore lobster gear. As part of the establishment of the program, NMFS shall consider (1) implementing measures to increase the tracking of vessels participating in the offshore lobster fishery and (2) how the resulting increase in enforcement and/or any enforcement actions (e.g., seizure of illegal gear) could count towards risk-reduction under the North Atlantic right whale take reduction program. NMFS shall report to the Committees in writing on the status of the program, beginning not later than 180 days after enactment of this Act, and every 90 days thereafter until the program is established.

Report on Illegal, Unreported, and Unregulated (IUU) Fishing.—In lieu of House language requesting a report on IUU enforcement and seafood traceability, NMFS is directed to provide a report, within 90 days of enactment of this Act, that summarizes ongoing efforts to prevent the importation of seafood harvested through IUU fishing and address imported seafood fraud. The report should include the following: (1) the volume and value of seafood species

subject to the Seafood Import Monitoring Program (SIMP) imported during fiscal year 2020; (2) the enforcement activities carried out under SIMP; (3) the percentage of import shipments subject to SIMP selected for inspection or audit; (4) the number of instances of noncompliance with the SIMP requirements; (5) the seafood species in which such noncompliance were found to be the most prevalent; and (6) such other information that NMFS considers appropriate with respect to SIMP monitoring and enforcing compliance.

Definition of Illegal, Unreported, and Unregulated Fishing.—Not later than 90 days after enactment of this Act, NOAA shall revise existing regulations defining IUU fishing, provided in 50 C.F.R. 300.201, to be consistent with the definition codified in section 3532(6) of Public Law 116–92.

Habitat Conservation and Restoration.—Within Habitat Conservation and Restoration, NOAA is encouraged to include a broader ecosystem-based management philosophy; expand criteria to include recreational species, managed commercial species, and forage species; and prioritize proposals that engage local communities. NOAA should also continue to emphasize the value of partnerships when evaluating grant applications.

Oyster Restoration.—The agreement provides \$250,000 above the fiscal year 2020 enacted level within Habitat Conservation and Restoration to support oyster restoration in the Chesapeake Bay.

Marine National Monuments.—The Offices of Habitat Conservation and Protected Resources are encouraged to support competitive research and management grants for existing marine national monuments off of the continental United States administered by NMFS, provided such grants are subject to a 100 percent non-Federal match.

Office of Oceanic and Atmospheric Research (OAR).—\$570,590,000 is for OAR Operations, Research, and Facilities.

OFFICE OF OCEANIC AND ATMOSPHERIC RESEARCH

Operations, Research, and Facilities

(In thousands of dollars)

Program	Amount
Climate Research:	
Climate Laboratories and Cooperative Institutes	\$75,500
Regional Climate Data and Information	42,500
Climate Competitive Research	64,000
Climate Research	182,000
Weather and Air Chemistry Research:	
Weather Laboratories and Cooperative Institutes	85,500
U.S. Weather Research Program	26,500
Tornado Severe Storm Research/Phased Array Radar	14,382
Joint Technology Transfer Initiative	13,000
Weather and Air Chemistry Research	139,382
Ocean, Coastal, and Great Lakes Research:	
Ocean Laboratories and Cooperative Institutes	36,500
National Sea Grant College Program	75,000
Sea Grant Aquaculture Research	13,000
Ocean Exploration and Research	43,000
Integrated Ocean Acidification	15,500
Sustained Ocean Observations and Monitoring	45,408

OFFICE OF OCEANIC AND ATMOSPHERIC RESEARCH—Continued

Operations, Research, and Facilities
(In thousands of dollars)

Program	Amount
National Oceanographic Partnership Program	3,000
Ocean, Coastal, and Great Lakes Research	231,408
High Performance Computing Initiatives	17,800
Total, Office of Oceanic and Atmospheric Research, Operations, Research, and Facilities	\$570,590

The agreement adopts House direction and funding for Atmospheric Baseline Observatories as well as House language and an increase of \$2,500,000 above the fiscal year 2020 enacted level for the Regional Integrated Sciences and Assessments program. Further, the agreement encourages NOAA to increase collaboration with the Department of Energy in its climate research and modeling efforts, including, as appropriate, the sharing of resources and the exchange of detailees, in order to minimize the duplication of efforts and to increase the cross pollination of ideas and research.

Earth's Radiation Budget.—The agreement adopts House language and provides \$9,000,000 for Earth's Radiation Budget, and directs OAR to coordinate this work with the National Aeronautics and Space Administration (NASA), as appropriate.

VORTEX-USA.—The agreement provides \$7,500,000 to initiate the implementation of a tornado warning improvement and extension program as authorized in the Weather Research and Forecasting Innovation Act of 2017 (Public Law 115–25), and to be known as VORTEX–USA. In developing the program plan and annual budget, as authorized by Public Law 115–25, OAR shall consider all options across the technology readiness scale to reduce the loss of life and economic damage caused by tornadoes, including expanding atmospheric observations, advancing radar technology, and improving the delivery of actionable weather information, and shall include as part of the program plan quantitative goals for improving the prediction of tornadoes by which the Committees can measure the success of any investments. The VORTEX–SE program shall continue and be closely coordinated with this broader initiative, and, within these funds, the agreement provides an increase of no less than \$2,000,000 above the fiscal year 2020 level to expand the VORTEX–SE efforts.

U.S. Weather Research Program (USWRP).—The agreement rejects the proposal to cut base funding for USWRP. Within the funding provided for USWRP, no less than \$13,000,000, an increase of \$5,000,000 above the fiscal year 2020 enacted amount, is included for the Earth Prediction Innovation Center (EPIC) and House language on EPIC is adopted. Further, NOAA is expected to finalize and award the EPIC contract in fiscal year 2021, and continue building the community-based infrastructure so that participants can utilize external compute resources, including cloud technologies, to interface with the agency. It is also expected that NOAA will continue to centralize available observations used in operational models in a publicly accessible manner by leveraging cloud technology within the EPIC infrastructure.

Within funding for USWRP, the agreement provides \$1,000,000 to support external opportunities with academic institutions in promising areas of weather-related research that may advance NOAA's mission and benefit society, including infrasonic monitoring methods of violent weather.

National Sea Grant College Program.—The agreement provides \$75,000,000 for the National Sea Grant College Program, including an increase of \$2,500,000 as compared to the fiscal year 2020 enacted level for the base program that funds universities in States around the country.

Fisheries-Related Research.—The agreement includes \$2,500,000 within Sea Grant to fully fund the project initiated in fiscal year 2020 to develop agency-independent estimates of the abundance of greater amberjack in the Gulf of Mexico. Within the funding provided, the Committee also encourages Sea Grant to establish a regional extension initiative for Gulf of Mexico reef fish.

American Lobster Research.—Within funding for the Sea Grant program, the agreement provides \$2,000,000 for American lobster research as directed in Public Law 116–93.

Green Infrastructure.—The agreement provides \$500,000 for the Sea Grant program to partner with local, regional, and State governments, as well as with non-governmental organizations, to research innovative techniques and use of low-impact development and green infrastructure practices to mitigate runoff from developed lands that contribute to nutrient-driven cyanobacteria blooms, and otherwise pollute freshwater aquatic systems, especially large lakes.

Contaminants of Emerging Concern.—The agreement provides \$500,000 within the Sea Grant program to partner with State agencies and academic institutions to research and monitor contaminants of emerging concern that may cause ecological or human health impacts, including PFAS, in coastal and estuarine waters.

Microfiber Research.—The Sea Grant program is encouraged to support interdisciplinary research on the impact of microfiber pollution on aquatic environments that leverages public-private partnerships and focuses on identifying and characterizing microfibers in textile products, as well as determining their impact on aquatic environments and species.

Sea Grant Aquaculture Research.—The agreement provides \$13,000,000 for Sea Grant Aquaculture Research. NOAA is directed to support marine aquaculture research and development in partnership with universities, including with Historically Black Colleges and Universities and Tribal Colleges and Universities. Similar research efforts have led to beneficial outcomes such as the development and commercialization of new technologies to meet the domestic demand for seafood, including finfish, shrimp, and oysters.

Ocean Exploration and Research.—The agreement provides \$43,000,000 for Ocean Exploration and Research. Within the funding provided, OAR is directed to accelerate efforts to map and characterize America's Exclusive Economic Zone and Extended Outer Continental Shelf, including by maximizing the amount of funding provided for the Ocean Exploration Cooperative Institute and supporting competitive awards for deep ocean acoustic research. NOAA

is also encouraged to work with the Department of Defense and other relevant agencies to continue fundamental ocean exploration in which open source data are collected for the oceanographic community and private industries in real-time through telepresence technology.

National Weather Service (NWS).—\$1,100,776,000 is for NWS Operations, Research, and Facilities.

NATIONAL WEATHER SERVICE
Operations, Research, and Facilities
(In thousands of dollars)

Program	Amount
Observations	\$231,910
Central Processing	97,980
Analyze, Forecast and Support	537,000
Dissemination	78,362
Science and Technology Integration	155,524
Total, National Weather Service, Operations, Research, and Facilities	1,100,776

The agreement does not adopt House language on Data Sharing for Integrated Global Observing System and Global Basic Observing Network and includes up to \$1,000,000 for Ship Observation Data Buys. For fiscal year 2021, NWS shall follow prior year direction regarding NWS Staffing in Alaska adopted in Public Law 116–93.

NEXRAD Coverage.—NOAA is directed to provide the Committees with a follow-up briefing with personnel from NWS and OAR to discuss best options and cost requirements of further supplementing the NEXRAD system with additional sources of observations regularly used by forecasters to predict severe weather in absence of complete radar coverage.

National Data Buoy Center (NDBC).—The agreement provides sufficient funding to maintain, at a minimum, NDBC operations at 80 percent data availability. NOAA is directed to provide adequate funding to support maintenance and service of the Tropical Atmosphere/Ocean Array and Deep Ocean Assessment and Reporting of Tsunamis Array across the equatorial Pacific, recognizing the importance of ensuring full tsunami prediction capacity. As part of the fiscal year 2021 spending plan, NOAA shall include a schedule to restore existing data buoy operability, including buoys damaged by hurricanes in calendar year 2020, and its strategy to minimize outages in the future.

National Mesonet Program.—The agreement provides no less than \$22,200,000, an increase of \$2,000,000 above the fiscal year 2020 enacted level, for the continuation and expansion of the National Mesonet Program. Of the funds provided, up to \$750,000 may be used for Meteorological Assimilation Data Ingest System activities, and up to \$500,000 may be used for costs associated with the National Mesonet Program Office.

The National Mesonet Program is encouraged to proactively work with other Federal agencies, including the National Science Foundation and the U.S. Geological Survey, to identify observations and platforms of opportunity in areas with sparse instrumentation that may be transferred to the National Mesonet Program. Further, the

National Mesonet Program is encouraged to establish a profiler research testbed, using existing profiler networks that provide state-wide observational capability, to use advanced technologies to sample the weather in the atmospheric boundary layer. NWS is directed to provide a briefing to the Committees about how such a profiler research testbed could be established.

Automated Surface Observing System (ASOS).—NWS is directed to ensure that rural and remote communities who disproportionately rely on ASOS operability for continued reliable air service are provided with additional resources, such as trained human observers, to continue observing capabilities in the event of an ASOS outage.

Climate Prediction Center.—NWS is directed, through the Climate Prediction Center, to engage with State agencies, non-profit organizations, academic institutions, and the general public in rural areas in the Mid-Atlantic United States that due to changes in climate have seen unseasonable and unexpected drought in order to improve drought monitoring and reporting.

Analyze, Forecast and Support (AFS).—The agreement provides an increase of \$22,500,000 above the fiscal year 2020 enacted level for AFS and directs NWS to use the increased funding to reconcile previous year funding gaps and prioritize filling vacancies in currently understaffed weather forecast offices.

Environmental Processes in the Arctic.—Within the funding provided for AFS, the National Centers for Environmental Prediction is encouraged to develop capacity for seasonal to multiannual timescale predictions of environmental processes in the Arctic.

Tsunami Warning Program.—The agreement rejects NWS's proposed cut to the Tsunami Warning Program, including for the National Tsunami Hazard Mitigation program grants. Funding is provided at no less than \$500,000 above the fiscal year 2020 enacted level to ensure that high-quality tsunami watches, warnings, and advisories are issued to safeguard lives and property. NWS is directed to expeditiously fill the current vacancies.

Tsunami Preparedness in Alaska.—NOAA is directed to work with other relevant Federal agencies, the State of Alaska, local governments, and area stakeholders to actively monitor Barry Glacier in Prince William Sound, Alaska, and tailor, as needed, its early warning tsunami systems to be prepared for a possible landslide-induced tsunami in the area. This effort should include, if appropriate, the deployment of sensors in strategic locations and the development of inundation models to inform emergency planning efforts.

Report on Weather Research Priorities.—In lieu of House language on a Weather Decadal, the agreement directs NOAA's Science Advisory Board to publish a report, not later than one year after enactment of this Act, that provides policymakers with the relevant information necessary to prioritize investments in weather forecasting, modeling, data assimilation, and supercomputing over the next ten years; and that evaluates future potential Federal investments in science, satellites, radars, and other observation technologies, to include surface and boundary layer observations, so that all domestic users of weather information can receive data in the most efficient and effective manner possible.

Office of Water Prediction (OWP).—The agreement provides no less than \$34,500,000 for OWP, which receives funding across multiple NWS budget lines, and rejects the proposed decrease for OWP within AFS. The agreement maintains the direction adopted in previous fiscal years for NWS to continue to expedite hiring within the National Water Center (NWC) Water Prediction Operations Division and reach full operating capability no later than the end of fiscal year 2022. NOAA shall also continue to transition OWP personnel from other offices to the NWC, as deemed necessary to improve effectiveness and efficiency. Within 45 days of enactment of this Act, NOAA is directed to provide the Committees with an updated staffing plan for the NWC.

The agreement also provides no less than the fiscal year 2020 enacted level to continue to expedite development of the National Water Model and other next-generation water modeling capabilities, and directs NWS to continue to expeditiously transition the water resources prediction capabilities developed by OWP, including flood inundation mapping products, into operations.

Hydrology and Water Resource Programs.—The agreement recognizes that the clear, present, and increasing threat of water-related hazards demands an increased commitment to and investment in water-related research and development to better support NOAA's existing and growing water-related operational services. Therefore, the agreement includes no less than \$15,000,000 (\$14,000,000 within NWS, Science Technology and Integration; and \$1,000,000 within NOS, Coastal Science and Assessment) for NWS, in collaboration with NOS, to establish a new NOAA Cooperative Institute (CI), by no later than the end of fiscal year 2021, which is to focus solely on helping NOAA address the Nation's growing water-related challenges. The proposed CI should leverage talent and diversity from multiple universities to lead an interdisciplinary, systems-based research approach from mountains to tributaries, lakes and rivers, and ultimately to the coasts that will seed new and improved operational services for NOAA by improving our current understanding of the water cycle and our ability to observe and predict it. The CI shall deliver expertise and resources in the following areas of emphasis: hydroinformatics and community water resources modeling; geographic information systems and remote sensing, including snow depth and soil moisture; coastal inundation modeling and forecasting in collaboration with NOS; data assimilation; computational science and high performance computing; artificial intelligence; and machine learning. The proposed CI shall also prioritize the cultivation of the next-generation of water resources scientists and engineers who will be needed to tackle the grand challenges of 21st century water resources. NOAA should encourage and prioritize submissions from applicants that can demonstrate established collaboration with NOAA's water research programs, led by the National Water Center, as well as those of other pertinent Federal partners, principally the U.S. Geological Survey and Federal Emergency Management Agency.

Dissemination.—The agreement provides \$78,362,000 for Dissemination which shall be used to cover adjustments to base and other mission-critical costs, including those needed to further

strengthen and advance the NWS integrated dissemination platform.

National Environmental Satellite, Data and Information Service (NESDIS).—\$291,533,000 is for NESDIS Operations, Research, and Facilities.

NATIONAL ENVIRONMENTAL SATELLITE, DATA AND INFORMATION SERVICE

Operations, Research, and Facilities
(In thousands of dollars)

Program	Amount
Environmental Satellite Observing Systems:	
Office of Satellite and Product Operations	\$189,099
Product Development, Readiness and Application	28,434
Office of Space Commerce	10,000
U.S. Group on Earth Observations	500
Environmental Satellite Observing Systems	228,033
National Centers for Environmental Information	63,500
Total, National Environmental Satellite, Data and Information Service, Operations, Research, and Facilities	\$291,533

The agreement adopts the proposed technical transfers to the Office of Satellite and Product Operations, moving operations funded within Cooperative Data and Rescue Services, Satellite Ground Services, and the Office of Projects, Planning and Analysis from Procurement, Acquisition and Construction to Operations, Research, and Facilities. The agreement clarifies House language that Regional Climate Services is provided no less than \$7,000,000, which includes no less than \$4,600,000 for Regional Climate Centers.

Space Commerce.—The agreement approves the request to merge the Office of Commercial Remote Sensing Regulatory Affairs and the Office of Space Commerce (OSC) and provides \$10,000,000 for OSC, which on balance is \$5,900,000 above the fiscal year 2020 enacted level. Within the funding provided, the agreement directs NESDIS and OSC to initiate a space traffic management (STM) pilot program, in collaboration with industry, the Department of Defense, the Federal Aviation Administration, NASA, and other Federal partners, as appropriate, to develop STM technical prototypes, initiate an open architecture data repository, and perform STM demonstrations and experiments. Within 45 days of enactment of this Act, NESDIS shall provide the Committees with a detailed spending plan for the funding provided to OSC.

Mission Support.—\$302,845,000 is for Mission Support Operations, Research, and Facilities.

MISSION SUPPORT

Operations, Research, and Facilities
(In thousands of dollars)

Program	Amount
Mission Support Services:	
Executive Leadership	\$27,078
Mission Services and Management	156,000

MISSION SUPPORT—Continued
Operations, Research, and Facilities
(In thousands of dollars)

Program	Amount
IT Security	15,378
Payment to the DOC Working Capital Fund	66,389
Facilities Maintenance and Capital Improvements	5,000
Mission Support Services	269,845
Office of Education:	
BWET Regional Programs	7,750
José E. Serrano Educational Partnership Program with Minority Serving Institutions	20,000
NOAA Education Program Base	5,250
Office of Education	33,000
Total, Mission Support, Operations, Research and Facilities	\$302,845

Sexual Assault and Sexual Harassment (SASH).—The agreement directs NOAA to continue implementing NOAA Administrative Order (NAO) 202–1106 on sexual assault and sexual harassment prevention and provides \$2,000,000 within Mission Services and Management for this purpose. The agreement further encourages the use of carryover funds to expedite the hiring of staff to carry out this work. NOAA shall continue to provide the Committees with a copy of the report required under Section 12.02 of NOAA Administrative Order 202–1106.

NOAA Diversity and Inclusion.—NOAA is directed to take discrete steps to promote racial and cultural acceptance and diversity within its workforce. No later than 180 days after enactment of this Act, NOAA is directed to submit a report analyzing the current racial and cultural makeup of the agency; planned efforts to recruit, retain, and advance applicants and employees critical to promoting greater racial and cultural diversity, and the outcomes of these efforts; and any additional steps and recommendations planned to promote greater racial and cultural acceptance and diversity throughout the NOAA workforce, including the development and analysis of metrics to evaluate success.

Workforce Succession Planning.—NOAA is directed to provide the Committees, no later than 270 days after enactment of this Act, a report that details: (1) the age composition of NOAA’s workforce, to include an assessment of the percentage of staff by line office that are currently retirement eligible or will be within the next five fiscal years; (2) a summary of the agency’s current workforce succession plans, including any relevant documentation; and (3) any challenges to succession planning that could be remedied through legislation.

Facilities Maintenance and Capital Improvements.—Within Mission Support, the agreement includes \$5,000,000 in a new PPA, Facilities Maintenance and Capital Improvements, which is to be administered by the Office of the Chief Administrative Officer to address the growing backlog of deferred maintenance and capital improvement needs at NOAA facilities. Before any of these funds may be obligated, NOAA is directed to provide the Committees with a detailed spending plan that explains what projects will be sup-

ported with the provided funding, as well as a prioritized list of the backlog of needed facilities repair, improvement, and maintenance projects. NOAA is encouraged to minimize, to the extent practicable, the amount of funds withheld for administrative expenses.

NOAA Environmental Security Computing Center (NESCC).— Within funding provided for Facilities Maintenance and Capital Improvements, NOAA shall consider making necessary upgrades to the NESCC to support future compute needs. Additionally, NOAA, in coordination with the General Services Administration, is encouraged to execute a cost benefit analysis to determine the merit of potentially acquiring the facility.

Office of Marine and Aviation Operations (OMAO).— \$253,665,000 is for OMAO Operations, Research, and Facilities.

OFFICE OF MARINE AND AVIATION OPERATIONS
Operations, Research, and Facilities
(In thousands of dollars)

Program	Amount
Office of Marine and Aviation Operations:	
Marine Operations and Maintenance	\$166,000
Aviation Operations and Aircraft Services	32,000
Autonomous Uncrewed Technology Operations	13,665
NOAA Commissioned Officer Corps	42,000
<hr/>	
Total, Office of Marine and Aviation Operations, Operations, Research, and Facilities	\$253,665

For fiscal year 2021, OMAO is directed to follow prior year language on Charter Vessels adopted by Public Law 116–93.

Funding for the NOAA Commissioned Officer Corps.—The agreement accepts the administration’s budget proposal to consolidate OMAO funding for the NOAA Commissioned Officer Corps and its supporting functions into a single PPA, as is reflected in the preceding table. In so doing, funding has been transferred from Marine Operations and Maintenance, Aviation Operations and Aircraft Services, and Autonomous Uncrewed Technology Operations to the new PPA. However, on balance, the amount provided for OMAO represents a \$9,250,000 increase above the fiscal year 2020 enacted level.

Mitigating Hi‘ialakai Operations.—It is noted that even before OMAO operations were disrupted in 2020, no coverage was to be provided in fiscal year 2020 to assess emerging threats to marine national monuments in the Pacific administered by NOS. OMAO is directed to submit a report on its plan to ensure adequate ship time for this mission no later than 90 days after enactment of this Act.

Monitoring of Atmospheric Rivers.—The agreement provides no less than \$1,500,000 within Aviation Operations and Aircraft Services to better observe and predict atmospheric rivers and encourages the use of unexpended funds for this purpose from fiscal year 2020 to increase atmospheric rivers observations.

Pilot Recruitment and Training.—The agreement directs OMAO to continue programs to recruit and train pilots for service in the NOAA Commissioned Officer Corps, and provides up to the fiscal year 2020 enacted amount for this purpose.

High Altitude Hurricane Hunter Aircraft Back-up.—The agreement supports efforts by NOAA and NASA to establish a memorandum of agreement (MOA) for the NASA Gulfstream-V to serve as a back-up to the NOAA Gulfstream IV-SP Hurricane Hunter aircraft. The Committee expects NOAA and NASA to formalize an MOA as soon as possible, but not later than 90 days after enactment of this Act.

Autonomous and Uncrewed Technology Operations (AUTO).—The agreement provides \$13,665,000 for AUTO, as authorized by the Commercial Engagement through Ocean Technology Act (Public Law 115–394). Within the funds provided, up to \$5,000,000, an increase of \$1,000,000 above the fiscal year 2020 enacted level, may be used to establish and support extramural partnerships for unmanned maritime systems research, development, testing, and training, including any legacy projects previously supported by the Unmanned Aircraft Systems Program Office or the Autonomous Underwater Vehicle Demonstration Testbed. Further, the agreement also provides up to \$3,000,000 to continue data acquisition from unmanned maritime systems (UMS), as defined within Public Law 115–394, as well as for cooperative, competitive research and development of UMSs that can serve as a cost-effective augmentation for relevant research missions and fisheries data collection.

In executing the AUTO program, OMAO is encouraged to continue to coordinate with IOOS regarding use of underwater gliders and leverage partnerships with universities, oceanographic institutions, and other Federal agencies, especially the Naval Meteorology and Oceanography Command and the Naval Undersea Warfare Center.

2021 Hurricane Hunter Flight Hours.—The agreement includes an additional \$2,000,000 within Aviation Operations and Aircraft Services to fund additional hurricane flight hours in fiscal year 2021. There is concern that OMAO’s annual aircraft budgeting and scheduling processes are not accounting for the actual annual requirements of the hurricane reconnaissance mission, evidenced by the fact that in each of the three previous fiscal years OMAO has vastly exceeded the number of hours allocated for hurricane reconnaissance on its WP–3D Orion aircraft. Therefore, OMAO is directed to brief the Committees, not later than 90 days after enactment of this Act, on its annual aircraft budgeting and scheduling processes and shall include as part of its fiscal year 2022 budget the number of flight hours supported on each aircraft type within the fleet.

PROCUREMENT, ACQUISITION AND CONSTRUCTION

(INCLUDING TRANSFER OF FUNDS)

The agreement includes a total program level of \$1,545,558,000 in direct obligations for NOAA Procurement, Acquisition and Construction (PAC), of which \$1,532,558,000 is appropriated from the general fund and \$13,000,000 is derived from recoveries of prior year obligations. The following narrative and table identify the specific activities and funding levels included in this Act:

PROCUREMENT, ACQUISITION AND CONSTRUCTION

(In thousands of dollars)

Program	Amount
National Ocean Service:	
National Estuarine Research Reserve Construction	\$4,500
Marine Sanctuaries Construction	4,000
Total, NOS—PAC	8,500
Office of Oceanic and Atmospheric Research:	
Research Supercomputing/CCRI	43,500
National Weather Service:	
Observations	15,700
Central Processing	68,000
Dissemination	9,934
Facilities Construction and Major Repairs	10,000
Total, NWS—PAC	103,634
National Environmental Satellite, Data and Information Service:	
Geostationary Systems—R	334,500
Polar Weather Satellites	657,835
Cooperative Data and Rescue Services	14,400
Space Weather Follow On	108,115
COSMIC 2/GNSS RO	5,892
Satellite Ground Services	39,287
Projects, Planning, and Analysis	15,945
Geostationary Earth Orbit	10,000
Systems/Services Architecture and Engineering	38,500
Satellite CDA Facility	2,450
Total, NESDIS—PAC	1,226,924
Mission Support:	
NOAA Construction	43,000
Office of Marine and Aviation Operations:	
Fleet Capital Improvements and Technology Infusion	25,000
Vessel Recapitalization and Construction	75,000
Aircraft Recapitalization and Construction	20,000
Total, OMAO—PAC	120,000
Total, Procurement, Acquisition and Construction	\$1,545,558

Judgment Fund Repayment.—The agreement does not provide funding for NOAA to make payments to the Department of Treasury Judgment Fund.

Research Supercomputing.—Within funding provided for Research Supercomputing/CCRI, \$15,000,000 shall be used to continue to develop a dedicated high performance computing facility in collaboration with partners that have existing high performance computing expertise and scientific synergies.

National Weather Service.—The agreement includes the requested amount for NWS Observations to continue the Next Generation Weather Radar and the ASOS Service Life Extension Programs as planned.

Integrated Water Prediction.—The agreement provides an increase of \$1,239,000 above the fiscal year 2020 enacted level for Central Processing under NWS PAC, which includes not less than

\$5,739,000 to procure operational high performance computing resources to enable modeling improvements associated with the IWP initiative. With the increased computing resources, the agreement encourages the prioritization of work by NOS, in collaboration with NWS, on IWP and coastal inundation.

Systems/Services Architecture and Engineering (SAE).—The agreement accepts the proposed transfer from the Office of Projects, Planning, and Analysis into SAE. No less than \$2,700,000 is provided for Joint Venture Partnerships with NASA and the commercial sector to leverage emerging capabilities for NOAA's operational use.

The agreement also provides not less than \$4,000,000 above the fiscal year 2020 enacted level for the commercial data purchase and commercial weather data pilot programs, which is to be divided between the two programs as deemed appropriate.

Geostationary Earth Orbit (GEO).—The agreement approves the administration's proposal to create a GEO PPA and has transferred \$10,000,000 from SAE to fund this activity. This funding shall be used to support the start of the GEO Phase A mission concept and technology development activities, including the continuity missions to follow the Geostationary Systems–R series and Space Weather Follow On programs. These activities may include low-cost sensors and CubeSats to advance existing space weather measurement capabilities. Further, NOAA is encouraged to coordinate with NASA to ensure its space weather research is applicable and can be transitioned to NOAA's space weather operations.

Satellite Ground Services.—The agreement provides the requested amount for Satellite Ground Services, including no less than \$5,000,000 for Data-source Agnostic Common Services to utilize data and observations from an increasingly diverse array of partner and commercial systems.

NOAA Construction.—The agreement provides \$43,000,000 for NOAA's highest priority facilities construction, repair, and deferred maintenance requirements. Thirty days before obligating any funds, NOAA shall submit a report detailing how the funds will be expended and an explanation of why these projects were prioritized. NOAA is directed to prioritize funding for infrastructure projects related to marine operations, including facilities to accommodate NOAA research vessels.

There is significant concern that several NMFS laboratories will soon be unable to perform basic scientific functions, given the age of the infrastructure, state of disrepair, and changing physical environments in which they are located. NOAA is therefore encouraged to commence a competitive solicitation process for proposals from academic and nonprofit partners to co-locate NMFS laboratories, as a means of leveraging research efforts and enhancing scientific capabilities.

Vessel Deferred Maintenance and Technology Infusion.—The funding provided above the request for Fleet Capital Improvements and Technology Infusion shall be for deferred maintenance and technology infusion to transition to a progressive maintenance model.

NOAA Ship Ronald H. Brown.—The agreement reiterates House language expressing frustration over the omission of a request for

funding in the fiscal year 2021 President's budget request for the midlife maintenance period for NOAA Ship *Ronald H. Brown*. Maintaining a safe and capable fleet of vessels is a NOAA mission requirement and it is expected that DOC and NOAA will make this a top priority in future budget requests. Not later than 90 days after enactment of this Act, OMAO shall develop and brief the Committees on a plan to allocate funds from within Vessel Recapitalization and Construction to commence the midlife maintenance period for NOAA Ship *Ronald H. Brown*.

Mission Requirement Costs.—NOAA is directed to document within all of its future budget requests any unfunded mission requirement costs, and particularly those that are necessary to maintain the optimal operational tempo of NOAA assets and posture of NOAA facilities.

Buy American Provisions.—NOAA shall follow prior year direction adopted in Public Law 116–93 regarding Buy American provisions related to marine vessels and marine vessel components. NOAA shall report to the Committees about how this direction has been reflected in current acquisition documents and how it will be incorporated in the Fleet Recapitalization Plan no less than 90 days after enactment of this Act.

Aircraft Recapitalization.—The agreement provides \$20,000,000 to finalize the procurement and modifications of a suitable replacement for the Gulfstream IV–SP Hurricane Hunter aircraft.

Acquisition and Construction Cost Estimation.—The agreement notes with exasperation the continuing trend of NOAA underestimating the costs of major acquisition and construction projects. As such, the agreement directs GAO to conduct an audit, as soon as possible, of NOAA's internal cost estimation procedures to include (1) a review of the extent to which NOAA's cost estimation procedures align with best practices in GAO's Cost Estimating and Assessment Guide, (2) ways in which NOAA can increase the reliability of cost estimates, and (3) specific NOAA projects or components of the NOAA cost estimation process that should be subject to regular oversight by the DOC Office of Inspector General.

PACIFIC COASTAL SALMON RECOVERY

The agreement includes \$65,000,000 for the Pacific Coastal Salmon Recovery Fund (PCSRF) and directs that funds will be available to Tribes without a matching requirement. NOAA is directed to report on how its current priorities meet the intent of the PCSRF to support the recovery and protection of all declining salmon stocks.

FISHERMEN'S CONTINGENCY FUND

The agreement includes \$349,000 for the Fishermen's Contingency Fund.

FISHERIES FINANCE PROGRAM ACCOUNT

The agreement includes language under this heading limiting obligations of direct loans to \$24,000,000 for Individual Fishing Quota loans and \$100,000,000 for traditional direct loans.

DEPARTMENTAL MANAGEMENT

SALARIES AND EXPENSES

The agreement includes \$73,000,000 for Departmental Management (DM) salaries and expenses. The Department is expected to spend within its appropriated amounts.

For fiscal year 2021, the Department is directed to follow prior year report language, included in Senate Report 116–127 and adopted by Public Law 116–93, on Small Business Innovation Research, Rare Earth Elements Manufacturing Cooperative, and Working Capital Funds. House report language regarding Artificial Intelligence (AI) Talent is modified to clarify that these efforts shall be led by NIST, in accordance with House language for NIST on U.S. Leadership in AI.

Staffing Report.—The Chief Financial Officer and the Chief Human Capital Officer of the Department shall continue to provide quarterly briefings to the Committees on all Department-wide human capital issues, to include: a list of funded vacancies, by bureau, type, and location, including the length of time the positions have been vacant; a plan and explanation for addressing each vacancy, including a target for when the vacancy will be filled; and other relevant topics as appropriate.

Salary Lapse.—The Department is directed to provide a detailed accounting of the amounts projected in salary lapse in its fiscal year 2021 spend plan with an explanation of how all anticipated balances will be spent for each component. The Department is directed to provide this information by line offices within NOAA that have a greater than 10 percent vacancy rate as of September 30, 2020. The Department is advised that any amounts insufficiently justified to either augment staff vacancies or support mission critical functions will be considered for rescission in fiscal year 2022.

Department of Commerce Working Capital Fund.—As part of the fiscal year 2022 budget request, the Department is directed to provide justification that clearly articulates why each Advancements and Reimbursements account and Working Capital Fund project administered by the Office of Acquisition Management, Office of Budget, Office of the Chief Financial Officer and Assistant Secretary for Administration, and Chief of Staff should continue to be funded through the Department of Commerce Working Capital Fund.

Scientific Integrity Policy.—Many are alarmed by the findings of the National Academy of Public Administration (NAPA) investigation titled “An Independent Assessment of Allegations of Scientific Misconduct.” The NAPA investigation found that NOAA officials violated the NOAA Scientific Integrity Policy (NOAA Administrative Order 202–735d), specifically the Code of Ethics for Science Supervision and Management, in its issuance of a statement rebuking NWS meteorologists regarding Hurricane Dorian forecasts on September 6, 2019. The NAPA investigation and a similar Inspector General investigation, “Evaluation of NOAA’s September 6, 2019, Statement About Hurricane Dorian Forecasts” (OIG–20–032–1), both note the role that Department officials played in the development and release of the statement. However, Department officials are not bound by NOAA’s Scientific Integrity Policy. There-

fore, the Department is directed to develop a Department-wide Scientific Integrity Policy. The Department Policy should draw upon, but not interfere with, the NOAA Scientific Integrity Policy and ensure that bona fide scientific evidence and results can be presented absent political interference or censorship.

Section 232 Exclusion Process.—The agreement continues to provide funding for the ongoing exclusion process for steel and aluminum tariffs applied under section 232 of the Trade Expansion Act of 1962 (19 U.S.C. 1862), including no less than \$7,000,000 within BIS and \$1,500,000 within DM, and up to \$8,000,000 within ITA. If additional funding for the exclusion process becomes necessary, the Department shall report to the Committees at least 15 days prior to the obligation of funds above the totals specified herein. The Department is directed to exhaust all available options to ensure section 232 activities are funded without causing disruption to component operational needs or trade enforcement priorities previously highlighted in the agreement. Additionally, the Department should ensure section 232 activities are appropriately funded in future year budget requests and clearly show both current services and program increases anticipated to support the program.

Improving Trade Data Reporting.—The Department is directed, in coordination with U.S. Customs and Border Protection, U.S. International Trade Commission, and other relevant agencies, to review and compare methodologies for collecting and publishing gross trade flows data and detailed supply chain data to better document the country of origin for components of each imported good before it reaches U.S. consumers.

RENOVATION AND MODERNIZATION

The agreement includes a total of \$1,123,000 for the Renovation and Modernization account. For fiscal year 2021, the Department is directed to follow prior year report language included in Senate Report 116–127 and adopted by Public Law 116–93 under this heading.

NONRECURRING EXPENSES FUND

The agreement includes \$20,000,000 for the Department of Commerce Nonrecurring Expenses Fund to continue phase one of the financial management and business information technology modernization. The Department is directed to provide an updated 5-year budget profile for this project as part of the fiscal year 2022 budget request.

OFFICE OF INSPECTOR GENERAL

The agreement includes a total of \$43,556,000 for the Office of Inspector General (OIG). This amount includes \$34,000,000 in direct appropriations, a \$2,000,000 transfer from USPTO, a transfer of \$3,556,000 from the Bureau of the Census, Periodic Censuses and Programs, and \$2,000,000 from NOAA PAC for audits and reviews of those programs. In addition, \$2,000,000 is derived from the Public Safety Trust Fund for oversight of FirstNet.

The agreement directs the OIG to continue its oversight work on cybersecurity, NOAA satellite and vessel procurements, telework,

patent quality, the 2020 Decennial Census, and the business application system modernization. Further, the OIG is directed to continue assessing all of the working capital funds within the Department to evaluate the budgetary controls in place to develop reimbursement formulas, the relationship of reimbursements to client services; the appropriateness of the level of fund balances, and compliance with appropriations law and direction. As part of this assessment, the Inspector General shall pay particular attention to the increasing amounts of funding needed to support the Department's Office of General Counsel (OGC), including the justification and metrics for how such funding is being levied against each agency and, reciprocally, how the agencies account for the services they receive from the OGC. The agreement also recommends the OIG investigate the growth and utilization of the Department's cash balances in its Working Capital Fund and the quality of services provided to the customers.

GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

(INCLUDING TRANSFER OF FUNDS)

The agreement includes the following general provisions for the Department of Commerce:

Section 101 makes funds available for advanced payments only upon certification of officials, designated by the Secretary, that such payments are considered to be in the public interest.

Section 102 makes appropriations for Department of Commerce salaries and expenses available for hire of passenger motor vehicles, for services, and for uniforms and allowances as authorized by law.

Section 103 provides the authority to transfer funds between Department of Commerce appropriation accounts and requires 15 days advance notification to the Committees on Appropriations for certain actions.

Section 104 provides congressional notification requirements for NOAA satellite programs and includes life cycle cost estimates for certain weather satellite programs.

Section 105 provides for reimbursement for services within Department of Commerce buildings.

Section 106 clarifies that grant recipients under the Department of Commerce may deter child pornography, copyright infringement, or any other unlawful activity over their networks.

Section 107 provides the NOAA Administrator with the authority to avail NOAA of resources, with the consent of those supplying the resources, to carry out responsibilities of any statute administered by NOAA.

Section 108 prohibits the National Technical Information Service from charging for certain services.

Section 109 allows NOAA to be reimbursed by Federal and non-Federal entities for performing certain activities.

Section 110 provides the Economics and Statistics Administration certain authority to enter into cooperative agreements.

Section 111 removes the requirement for matching funds for amounts provided in this Act through the Manufacturing Extension Partnership.

Section 112 allows the Secretary of Commerce to waive the cost sharing requirements for funds provided in this Act under sections 306, 306A, and 315 of the Coastal Zone Management Act of 1972.

Section 113 provides transfer authority for the Bureau of the Census to fund facilities renovation and reconfiguration projects.

TITLE II

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

The agreement includes \$119,000,000 for General Administration, Salaries and Expenses. In addition, the agreement provides funding for the Department's classified programs as described in the classified annex accompanying this explanatory statement.

For fiscal year 2021, the Department is directed to continue following the directives in Senate Report 116–127, as adopted by Public Law 116–93, on the following topics: “Trafficking in Persons,” “Domestic Trafficking Victims Fund Special Assessments,” “Human Trafficking Justice Coordinators,” “Implementation of the Child Protection Improvements Act (CPIA),” “Constitutional Policing,” “Enforcement of Federal Hate Crimes Law,” “Combating Domestic Terrorism,” “Human Rights Crimes,” “Addressing Violence Against Indigenous Women,” “U.S. Victims of State Sponsored Terrorism Fund,” “Crime Victims Fund Awareness,” and “Wildlife Trafficking.” The Department shall submit updated reports consistent with the directives.

Strengthening Police-Community Relations.—The agreement provides \$153,500,000 for State and Local Law Enforcement Assistance and Community Oriented Policing Services (COPS) Office grant programs related to police-community relations. This is an increase of \$67,000,000, or 77.45 percent, above the fiscal year 2020 level.

In addition, \$5,000,000 is provided to the Department, through section 222 of this Act, for the development and deployment of a database to track excessive use of force and officer misconduct, as required by section 3 of Executive Order 13929 (June 16, 2020). In developing these databases, the Department is directed to consult with State and local law enforcement agencies, community organizations, and advocacy groups, including those that advocate for the preservation of civil liberties and civil rights. The Department is directed to submit a plan for the use and approval of these funds as part of the fiscal year 2021 spending plan process and to provide quarterly updates following the initial plan submission. The House report language, and associated funding, for a National Police Misconduct Registry is not adopted.

Federal Police Cameras and Accountability.—The agreement supports the October announcement that the Department of Justice (DOJ) will permit State, local, territorial, and Tribal task force officers to use body-worn cameras on Federal task forces around the Nation. The agreement supports the use of the body-worn cameras, and notes that funding has been provided for the Body-Worn Cam-

era Partnership Program since fiscal year 2016. However, there are complex issues associated with the use of body-worn cameras, including data storage costs, access under Federal records laws, and the need for consistent and accountable deployment of such technology by law enforcement agencies. In lieu of the House report language, the agreement supports continued evaluation of their use by DOJ's law enforcement components.

DOJ Task Force Body Camera Pilot Program.—Last year, the Department initiated a pilot program to allow federally deputized task force officers to use body-worn cameras while serving arrest warrants, participating in planned arrest operations, and executing search warrants. The Department is directed to submit a report, not later than 30 days after the date of enactment of this Act, assessing the results of this pilot program. In addition to a programmatic analysis, the report shall describe the resource requirements for continuation and expansion of the pilot.

Responding to Opioids, Methamphetamine, Synthetic Drugs, and Substance Abuse in Our Communities.—The agreement includes a total of \$541,500,000 in dedicated grant program funding, an increase of \$23,500,000 above the fiscal year 2020 enacted level, to help communities and State and local law enforcement respond to substance abuse, including opioids, stimulants, and synthetic drugs. The Drug Enforcement Administration (DEA) is funded at \$2,796,762,000, an increase of \$74,467,000 above the fiscal year 2020 enacted level, to strengthen drug trafficking investigations, including those related to heroin, fentanyl, and methamphetamines. The agreement further supports the continuation of heroin enforcement teams, methamphetamine and fentanyl cleanup and container programs, and other interdiction and intervention efforts, including DEA's 360 Strategy.

Task Force on Law Enforcement Oversight.—The Attorney General is directed to establish a Task Force on Law Enforcement Oversight, to be comprised of representatives from (1) the Civil Rights Division, (2) the Office of Justice Programs, (3) the Office of Community Oriented Policing Services (COPS), (4) the Federal Bureau of Investigation, (5) the Community Relations Service, and (6) the Office of Tribal Justice. The Task Force shall consult with professional law enforcement associations, labor organizations, and community-based organizations to coordinate the process of the detection and referral of complaints regarding incidents of alleged law enforcement misconduct.

The Department is directed to provide up to \$5,000,000 for the activities of the Task Force. In addition, the Department, in its fiscal year 2021 spending plan required by section 528 of this Act, is directed to identify amounts derived from appropriations to "General Administration—Salaries and Expenses", "Legal Activities—Salaries and Expenses, General Legal Activities", "Legal Activities—Salaries and Expenses, Community Relations Service", "Federal Bureau of Investigation—Salaries and Expenses", and amounts derived from management and administration fees assessed by the Office of Justice Programs and the COPS Office, and that will solely be used to support the activities of the task force.

Accreditation of Law Enforcement Agencies.—The agreement supports DOJ's effort to develop and implement consistent accredita-

tion standards for Federal, State, and local law enforcement. Consistent standards, informed by broadly-applicable model guidelines and best practices, can ensure community accountability and promote policing with a guardian mentality. In lieu of the House report language, the Attorney General is directed to take the lead in these efforts, and, in consultation with law enforcement accreditation organizations, recommend broadly-applicable model guidelines and best practices for accreditation standards. The recommendations should be based on an analysis of existing accreditation standards and methodology developed by law enforcement accreditation organizations nationwide, including national, State, regional, and Tribal accreditation organizations.

Training for Law Enforcement Officers.—The Department of Justice is expected to exercise leadership in law enforcement across the Federal government. Accordingly, in lieu of language in the House Report, the agreement directs the Attorney General to ensure implementation of evidence-based training programs on de-escalation, the use-of-force, and the protection of civil rights that are broadly applicable and scalable to all Federal law enforcement agencies. Such programs should be developed in consultation with the DOJ law enforcement components, the Office of Justice Programs, the Community Oriented Policing Services Office, and the Civil Rights Division, with consideration given to establishing consistent standards and curricula. The Attorney General is further directed to consult with the heads of each Federal law enforcement agency in furtherance of the adoption of these programs. Not later than six months after the date of enactment of this Act, the Department shall submit a report on the implementation status of these training programs, including but not limited to training curriculum topics and availability and capacity of training facility space. Within one year of the date of the enactment of this Act, the Department shall submit a report on its consultations with each Federal law enforcement agency and provide a determination of whether each agency provides training consistent with the aforementioned programs.

The Department's leadership in these matters must also extend to accountability and transparency. The Federal Bureau of Investigation (FBI) launched the National Use-of-Force Data Collection (NUOFDC) on January 1, 2019, and published the 2019 results in August 2020. While all of DOJ's law enforcement components participate in this data collection, only 29 other Federal agencies, or 25.4 percent of Federal law enforcement, participate. The Attorney General and the Director of the FBI are directed to consult with the heads of each Federal law enforcement agency in furtherance of universal Federal participation in the NUOFDC. Within six months of the date of enactment of this Act, the Department shall submit a report on the status of these consultations. Within one year of the date of the enactment of this Act, the Department shall submit a report identifying those agencies that are not participating in the collection, and, in each case, a description of the basis on which the agency declined to do so.

The House reports accompanying each of the fiscal year 2021 appropriations bills included references to training and use-of-force in Federal law enforcement. In lieu of each of those passages, the ex-

planatory statements accompanying the appropriations titles of this division adopt language synchronized with the directives to the Attorney General described above.

Use of Force Incidents.—The agreement strongly supports efforts to promote participation in the NUOFDC by Federal, State, and local law enforcement agencies. In lieu of the House report language captioned “Use of force”, the Department and the FBI are directed to submit a report, not later than 180 days after the date of enactment of this Act, with a detailed description of the methods for collecting this data and an assessment of strategies for increasing participation by Federal, State, and local law enforcement agencies. The Department and the FBI are further directed to provide a briefing on the NUOFDC not later than 60 days after the date of enactment of this Act.

DOJ Law Enforcement Agencies’ Use of Force Policies.—The Department is directed to review the policies governing the use of deadly force and less-than-lethal force for all of its law enforcement components, including the Bureau of Prisons (BOP), to ensure they are current and meet appropriate guidelines including the Department’s own Deadly Force Policy and statutory requirements. The Department is directed to maintain these policies on its website in a clearly accessible location.

Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016.—The agreement includes the full authorized level of \$13,500,000 for DOJ component agencies to implement the Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016.

National Instant Criminal Background Check System (NICS).—The Department shall comply with directions in the House report regarding notifications to State and local authorities; publication of notification data in its annual NICS Section Operations Report and on the Justice Department website; and submission of a report regarding firearms sales that have taken more than three days to complete. The Department is expected to build on its initial efforts to secure certification and implementation plans for the Fix NICS Act of 2018 and is directed to submit the required semiannual report on time. Furthermore, DOJ shall report not later than 30 days after the date of enactment of this Act on how Project Guardian satisfies each element of the NICS denial notification directive adopted by the joint explanatory statement accompanying Public Law 116–93, and the number of notifications provided to date. The FBI shall also, as part of each annual NICS Section Operations Report, provide data on the notifications provided to State and local law enforcement, including the number of notifications provided to each of (a) State law enforcement and (b) local law enforcement, for each prohibited category. The FBI shall also publish monthly data on its website listing denials and notifications by State and prohibition type.

Federal Law Enforcement in the Caribbean.—The Attorney General shall comply with the direction in the House report to report on violent crime initiatives in Puerto Rico and the U.S. Virgin Islands. The Department is directed to assess its strategy for assisting the Commonwealth of Puerto Rico in addressing violent crime and to consider providing additional Federal resources, if appropriate.

Office of Legal Counsel (OLC) Opinions.—In lieu of House report language, the Attorney General is again strongly urged to direct OLC to publish all legal opinions and other materials that are appropriate for publication—in particular those materials that are the subject of repeated requests or that may be of public or historical interest.

Reports on Departmental Funds.—The Department shall continue to submit information on all applicable funds, including the Working Capital Fund, the Three Percent Fund, and the Assets Forfeiture Fund, at the same level of detail provided in fiscal year 2020 and as required by the explanatory statement accompanying Public Law 116–93. In addition, the section 505 notification of the Three Percent Fund allocation submitted to the Committees shall include, for each component receiving Three Percent Fund support, a detailed description of programs, projects, and activities funded through the Three Percent Fund.

Crime Victims Fund (CVF).—The Department shall provide monthly reports regarding CVF balances, deposits, recoveries, and obligations, including obligations associated with the Antiterrorism and Emergency Assistance Program. In addition, the Department is directed to submit as part of its annual spending plan a description of the CVF's allocation process, including the release of funds for the purposes of the Children's Justice Act (Public Law 99–401), discretionary grants provided by the Office for Victims of Crime (OVC), the U.S. Attorneys Offices' victim-witness coordinators, and the FBI's victim-witness specialists.

Tribal Sovereign Immunity.—The agreement includes not less than \$50,000 for the Office of Tribal Justice (OTJ) to consult with Tribal entities concerning risk management, loss prevention, the resolution of tort claims, alternative dispute resolution, and protecting and managing Tribal sovereign immunity in the context of economic development. OTJ is directed to report, not later than one year after the date of enactment of this Act, on the best practices for Tribal risk management.

Sexual Harassment Policies.—The Department should be a leader in maintaining a model workplace and is encouraged to collaborate with other Federal agencies on the development of policies regarding sexual harassment and sexual misconduct.

Multi-Disciplinary Task Force Addressing Human Trafficking in International Waters.—The Department has failed to meet the directives and reporting deadlines, including the submission of a final report in March 2019, originally set in Senate Report 115–139 and adopted in appropriations Acts each fiscal year thereafter. The Department is directed to immediately submit all reports and materials that may be responsive to this directive, and to publish the final report on the Department's website not later than 15 days after the date of the enactment of this Act.

Departmental Efforts to Combat Crimes Against Children.—The Department is expected to maintain a cross-agency budget of Crimes Against Children and to report annually to the Committees thereon. As a National Strategy for Child Exploitation Prevention and Interdiction has not been submitted since April 2016, the Department shall immediately submit and publish on its website an updated strategy, as required by 34 U.S.C. 21111(b). The Depart-

ment shall ensure the position of National Coordinator for Child Exploitation Prevention and Interdiction is dedicated to the role set forth by law, and shall submit a detailed expenditure plan for that office, including staffing, travel, and temporary duty travel expenses not later than 90 days after the date of enactment of this Act and include those costs in future budget submissions.

Improving Intradepartmental Collaboration to Combat Terrorism.—The Department is directed to significantly increase opportunities for its law enforcement components to utilize the National Center for Explosives Training and Research and co-located ranges, and to expeditiously execute interagency agreements with respect to range use. The Department is directed to report on its progress in this effort not later than 180 days after the date of enactment of this Act.

DNA Sample Collection from Immigration Detainees.—In lieu of House report language, the Department is directed to report, not later than 90 days after the date of enactment of this Act, on the FBI role in the collection, use, and retention of DNA samples collected on the basis of the final rule “DNA-Sample Collection from Immigration Detainees” (March 9, 2020), and the impact of that policy on FBI DNA sample testing processing rates.

Domestic Terrorism Task Force.—In lieu of the House report language, the agreement encourages the Attorney General, in consultation with the Secretary of Homeland Security, to consider whether a dedicated task force would improve the capacity of the Federal Government to counter domestic terrorism, and to present legislative recommendations thereon.

Charging Policies for Drug Offenders.—The Department shall immediately submit the detailed report required by the explanatory statement accompanying Public Law 116–93 on charging policies for drug offenders. The Department is encouraged to work with other Federal agencies to gather the required data relating to presentencing reports and drug trafficking cases.

Financial Fraud.—The Attorney General shall continue to prioritize Departmental resources to ensure that reports of financial fraud, including scams against senior citizens, are thoroughly investigated, with the goal of bringing the perpetrators of these crimes to justice.

Robocall Forfeiture Orders.—The Attorney General is directed to prioritize resources toward enforcing FCC forfeiture orders and collecting the substantial unpaid penalties imposed by the FCC against illegal robocallers.

Animal Welfare Enforcement.—The Department shall continue to comply with Congressional direction to prioritize the investigation and prosecution of animal welfare crimes, including those under 7 U.S.C. 2156, 18 U.S.C. 48 and 49, and 49 U.S.C. 80502, and to report not later than 120 days after the date of enactment of this Act on actions it is taking to enforce such laws, including case development and prosecutions based on referrals from the FBI, the U.S. Department of Agriculture Office of Inspector General, and other Federal agencies, as well as specific training related to these types of crimes for both Departmental law enforcement and litigating components. The report shall include the number of prosecutions

and seizures, broken out by litigating component and/or district, for fiscal years 2019, 2020, and 2021.

Live Tissue Training (LTT).—The Department is urged to cease the use of LTT. Should additional funding be needed for humane medical simulation, the Department should request this as part of components' budget submissions.

Additional Resources.—The agreement urges the Department to appropriately address the needs arising out of the Supreme Court's decision in *McGirt v. Oklahoma* and directs the Department to continue to make itself available for consultations in support of a sustainable, long-term response.

The direction in the House Report regarding the DOJ review of applications for Federal funding shall have no effect.

JUSTICE INFORMATION SHARING TECHNOLOGY

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$34,000,000 for Justice Information Sharing Technology.

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$734,000,000 for the Executive Office for Immigration Review (EOIR), of which \$4,000,000 is a transfer from the U.S. Citizenship and Immigration Services Immigration Examinations Fee Account. The agreement provides \$61,034,000 above the fiscal year 2020 enacted level and provides \$35,000,000 in no-year funds. EOIR is directed to provide a robust and detailed justification for the continuation of no-year funds in its fiscal year 2022 budget request. The agreement continues the requirement in the explanatory statement accompanying Public Law 116–93 for DOJ to maintain its role in overseeing EOIR's financial management.

Information Technology (IT) Modernization.—Within the amount provided, the agreement expects EOIR to expedite efforts to implement its new electronic case management system and reiterates the direction in the explanatory statement accompanying Public Law 116–93 for EOIR to upload existing case files into the new system. EOIR shall continue to include updates on its IT modernization projects in its quarterly reports to the Committees. The agreement recognizes EOIR is working in coordination with the Department of Homeland Security (DHS) on a unified immigration portal and directs the Department, in consultation with DHS, to provide an update on its implementation plan for this initiative within 90 days of the date of enactment of this Act. Should any fiscal year 2021 funds be used to support this effort, this report shall provide details thereon.

Interpretation Services.—Within the funds provided, EOIR is directed to properly resource interpretation services, and further directs EOIR to continue to ensure appropriate language access is available for all respondents, including indigenous language speakers. EOIR should inform the Committees of specific resource needs related to interpretation services and should identify any possible

opportunities for sharing of interpreter resources with other Federal agencies, including DHS. EOIR is further directed to continue to submit the quarterly reports required by the explanatory statement accompanying Public Law 116–93.

Immigration Adjudication Performance and Reducing Case Backlog.—The agreement adopts the directive in the House report to include more comprehensive staffing information for all positions that compose an immigration judge (IJ) team in its monthly staffing report. The agreement further directs the Department to submit a cost break out for an IJ team, which should include salary, position, interpretation contract costs, and rent and facility costs, in its fiscal year 2021 spending plan and future budget request materials. There should be a standardized baseline for what constitutes an IJ team cost that is clearly understood by the Committees, and when there are significant deviations from the baseline, EOIR shall include this in its quarterly report by court location with justification for the variance. EOIR is further directed to continue to make its hiring processes for new immigration judges publicly available, and to update its website within 30 days of any changes to hiring processes or rules.

Legal Orientation Program (LOP).—The agreement includes \$22,500,000 for services provided by the LOP, of which \$3,500,000 is for the Immigration Court Helpdesk (ICH). LOP funding is also provided for LOP for Custodians (LOPC), the LOP Call Center, and efforts, pursuant to the Trafficking Victims Protection Reauthorization Act of 2008 (Public Law 110–457), to address the responsibility of custodians of unaccompanied, undocumented children to attempt to ensure the child’s appearance at all immigration proceedings, and to protect the child from mistreatment, exploitation, and trafficking.

EOIR is directed to continue all LOP components’ services and activities without interruption, including during any review of the program, and to ensure all components continue to be operated by non-profit NGOs with demonstrated immigration law expertise. EOIR is further directed, in lieu of the briefing described in the House report, to provide details on the execution of LOP funds as part of the Department’s fiscal year 2021 spending plan broken out by LOP program and promptly alert the Committees to any deviation of planned obligations.

The agreement supports efforts to promote access to LOP, with attention to geographic equity and the need for legal services at remote immigration detention sites that are far from legal service providers in urban centers. EOIR is requested to provide an evaluation of the resources necessary to offer LOP services at additional sites.

Video Conferencing (VTC).—In lieu of House Report language regarding “Video teleconferencing” and “Tent Court Proceedings”, EOIR is directed to update its policy memorandum on the use of VTC, so as to ensure clear and consistent guidelines are followed in all adjudication settings. This update further directs EOIR to make all policies and procedures related to EOIR’s use of VTC, including policies for public and media access to each location using VTC publicly available on its website. EOIR shall continue to follow the directives regarding real-time data collection and quarterly

reporting described in the explanatory statement accompanying Public Law 116–93.

Court Operations.—In lieu of the House report language, EOIR is encouraged to develop a nationwide plan that details steps EOIR will take to ensure all respondents have access to a centralized mechanism to electronically file an EOIR Form–33 in order to change their address remotely, in addition to the current use of paper filings, and report on the status of this plan to the Committees no later than 90 days after the date of enactment of this Act.

The House report language under “LOP Pilot”, “Migrant Protection Protocol (MPP) Statistics Publication” and “Rocket Dockets” is not adopted.

OFFICE OF INSPECTOR GENERAL

The agreement includes \$110,565,000 for the Office of Inspector General.

Status of Recommendations.—The Office of the Inspector General shall provide a briefing to the Committees not later than 30 days after the date of enactment of this Act on the status of recommendations in its December 9, 2019, report and its March 30, 2020, management advisory memorandum related to Foreign Intelligence Surveillance Act applications.

UNITED STATES PAROLE COMMISSION

SALARIES AND EXPENSES

The agreement includes \$13,539,000 for the salaries and expenses of the United States Parole Commission.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$960,000,000 for General Legal Activities. Within the funding provided, up to \$10,000,000 shall be for the Civil Rights Division for additional expenses relating to the enforcement of 34 U.S.C. 12601; criminal enforcement under 18 U.S.C. 241–242; and administrative enforcement by the Department of Justice, including compliance with consent decrees or judgments entered into under such sections.

Human Trafficking.—The agreement strongly supports the Department’s efforts to combat human trafficking, including its participation in the interagency Anti-Trafficking Coordination (ACTeam) Initiative and the activities of the Civil Rights Division’s Human Trafficking Prosecution Unit (HTPU). Within the funding provided, DOJ is directed to provide additional staffing and resources for these efforts. The Department is directed to submit a report, not later than 90 days after the date of enactment of this Act, describing hiring within HTPU, training provided by HTPU as part of the ACTeam initiative, and causes of the decline in human trafficking prosecutions.

Civil Rights Violations in State and Local Prisons and Jails.—Within the funding provided, the Civil Rights Division shall in-

crease efforts to investigate and address violations of the Civil Rights of Institutionalized Persons Act in State and local prisons and jails.

VACCINE INJURY COMPENSATION TRUST FUND

The agreement includes a reimbursement of \$17,000,000 for DOJ expenses associated with litigating cases under the National Childhood Vaccine Injury Act of 1986 (Public Law 99–660).

SALARIES AND EXPENSES, ANTITRUST DIVISION

The agreement includes \$184,524,000 for the Antitrust Division (ATR). This appropriation is offset by an estimated \$150,000,000 in pre-merger filing fee collections, resulting in a direct appropriation of \$34,524,000.

High-speed Internet Access.—In lieu of the House report language, the agreement directs ATR to provide a briefing, not later than 30 days after the date of enactment of this Act, on the status of competition in the telecommunications industry, including in rural areas.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

The agreement includes \$2,342,177,000 for the Executive Office for United States Attorneys and the 94 United States Attorneys' offices, of which \$25,000,000 shall remain available until expended. Within the funding provided, up to \$10,000,000 shall be for additional expenses relating to the enforcement of 34 U.S.C. 12601; criminal enforcement under 18 U.S.C. 241–242; and administrative enforcement by the Department of Justice, including compliance with consent decrees or judgments entered into under such sections.

In lieu of the House report language captioned “Credible Fear” and “Immigration enforcement data”, DOJ is directed to continue to submit quarterly reports, by U.S. Attorney’s Office, on defendants who are charged with violations of 8 U.S.C. 1325 and 8 U.S.C. 1326.

UNITED STATES TRUSTEE SYSTEM FUND

The agreement includes \$232,361,000 for the United States Trustee Program.

Disclosure Requirements.—The United States Trustee Program (USTP) is encouraged to continue its efforts to ensure a fair and transparent bankruptcy process for stakeholders and for the public. USTP shall submit a report, not later than 180 days after the date of enactment of this Act, describing its efforts to enforce compliance with the disclosure requirements of Bankruptcy Rule 2014(a) in fiscal years 2020 and 2021. The report should describe the number and nature of the actions taken, provide illustrative examples, and include an assessment of overall compliance with Rule 14(a) disclosure requirements by bankruptcy professionals.

SALARIES AND EXPENSES, FOREIGN CLAIMS SETTLEMENT COMMISSION

The agreement includes \$2,366,000 for the Foreign Claims Settlement Commission.

FEES AND EXPENSES OF WITNESSES

The agreement includes \$270,000,000 for Fees and Expenses of Witnesses.

The Department is expected not to obligate funds for expert witness services, including the payment of fees and expenses of expert witnesses, from any other DOJ accounts other than Fees and Expenses of Witnesses.

SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$18,000,000 for the Community Relations Service.

ASSETS FORFEITURE FUND

The agreement includes \$20,514,000 for the Assets Forfeiture Fund.

UNITED STATES MARSHALS SERVICE

SALARIES AND EXPENSES

The agreement includes \$1,496,000,000 for the salaries and expenses of the United States Marshals Service (USMS). The Department shall continue to submit the quarterly report required by the explanatory statement accompanying Public Law 116–93, on USMS use of Assets Forfeiture Fund funding.

Regional Fugitive Task Forces Program (RFTF).—USMS is directed to submit a report, not later than 180 days after the date of enactment of this Act, on the possible expansion of the RFTF program. This report should describe requirements with respect to staffing, operational space and agreements, equipment, tactical canine teams, medical and trauma support and partnerships, and expected future resource needs. The report should further identify the geographic regions that would benefit most from establishment of an RFTF.

International Operations.—The USMS is directed to submit an updated annual report on its extradition program and international operations workload as directed by the explanatory statement accompanying Public Law 116–93. The report should detail the number of extraditions, deportations, district cooperations, and extradition requests made by foreign counterparts. The report should further describe any plans for expansion to locations where USMS does not yet have a permanent presence, but where there has been an increase in workload due to extraditions. DOJ is directed to assess unobligated resources available Department-wide, and to submit a reprogramming of funding, if required, to cover the full costs of meeting USMS' international extradition responsibilities.

Judicial Protection.—The agreement supports USMS's efforts to place additional deputy U.S. marshals and accompanying analytical personnel in the field, and to provide expanded training for threat investigations and protective intelligence. Within funding provided, the agreement includes the amount jointly requested by the Department and the Judicial Conference of the United States for re-

placement of the Home Intrusion Detection Systems (HIDS), and further provides additional support for open source intelligence initiatives in the Office of Protective Intelligence.

Training Efficiencies.—USMS is directed to assess whether consolidation of its training programs in one centralized location could streamline training operations and deliver efficiencies and savings. USMS is further directed to submit a report on its findings, as well as estimates of the resource requirements to implement such consolidation, not later than 90 days after the date of enactment of this Act.

CONSTRUCTION

The agreement includes \$15,000,000 for construction and related expenses in space controlled, occupied, or utilized by the USMS for prisoner holding and related support.

FEDERAL PRISONER DETENTION

The agreement includes \$2,046,609,000 for Federal Prisoner Detention (FPD).

The Department and USMS are expected to anticipate the true funding needs for the FPD account, to avoid funding shortfalls and emergency reprogrammings. USMS is directed to submit a monthly report on individuals in the detention system. The report should include information on the current and projected number of detained individuals, offense categories, the population change from the prior month to the current month, the population change from the current month to the prior year, and the associated annualized costs.

NATIONAL SECURITY DIVISION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$117,451,000 for the salaries and expenses of the National Security Division.

INTERAGENCY LAW ENFORCEMENT

INTERAGENCY CRIME AND DRUG ENFORCEMENT

The agreement includes \$550,458,000 for the Organized Crime and Drug Enforcement Task Forces (OCDETF), of which \$385,188,000 is for investigations and \$165,270,000 is for prosecutions.

Within funding provided, the Department is encouraged to hire additional Assistant U.S. Attorneys nationwide to help stop the flow of illicit drugs and reduce violent crime associated with the drug trade. In addition, OCDETF is urged to continue to coordinate with the DEA and other Federal and international law enforcement partners to intercept and disrupt foreign drug shipments.

FEDERAL BUREAU OF INVESTIGATION
SALARIES AND EXPENSES

The agreement includes \$9,748,686,000 for the salaries and expenses of the FBI, including \$1,832,876,000 for Intelligence, \$3,944,462,000 for Counterterrorism and Counterintelligence, \$3,376,355,000 for Criminal Enterprises and Federal Crimes, and \$594,993,000 for Criminal Justice Services. Within the funding provided, the agreement includes not less than \$125,000,000 to increase the capacity and efficiency of the National Instant Criminal Background Check System (NICS). Within the funding provided, up to \$5,000,000 shall be for the Public Corruption and Civil Rights Sections for additional expenses relating to the enforcement of 34 U.S.C. 12601; criminal enforcement under 18 U.S.C. 241–242; and administrative enforcement by the Department of Justice, including compliance with consent decrees or judgments entered into under such sections.

The agreement also includes funding at no less than the fiscal year 2020 level to support the FBI role at the National Bioforensic Analysis Center and to maintain its ongoing operations there. House report language on gun violence data is not adopted.

National Incident-Based Reporting System (NIBRS) Transition.—The FBI shall brief the Committees, not later than 90 days after the date of enactment of this Act, on the status of efforts to integrate NIBRS and the data it contains into the Uniform Crime Reporting Program, and provide progress reports every 180 days thereafter. The FBI shall also comply with directions in the House report regarding collection and publishing of crime statistics from all United States jurisdictions, including U.S. territories.

Data Analytics and Technical Tools.—The agreement includes additional resources to support the FBI's efforts to develop enterprise technical tools, modernize its network infrastructure, and improve its data analytics capabilities. Within the funds provided, the FBI is encouraged to explore opportunities to collaborate with research universities on advanced threat analysis, to develop advanced data analytics solutions that are tailored to the needs of FBI investigators.

Cyber Investigative Capabilities.—The agreement supports the FBI's cyber investigative capabilities, including the development of advanced technical capabilities to thwart enemies and to bolster the Cyber Action Teams (CATs) that deploy to sites of computer intrusion. Within the funds provided, the FBI is encouraged to develop partnerships with universities to develop and institute an evidence-based training program to more rapidly identify persons of interest, de-conflict information, track criminal markets, and detect matters that rise to the level of national security.

Combating Modern Slavery and Human Trafficking.—The FBI is directed to continue to designate a lead agent in each field office as a Human Trafficking Program Coordinator. In addition, the FBI is urged to allocate additional resources to those field offices in States with the highest rates of modern slavery and human trafficking. Not later than 180 days after the date of enactment of this Act, the FBI shall submit a report on those field offices' capacity to investigate all crimes of slavery and human trafficking in their

jurisdiction. The report should further detail any additional resources that have been provided to those field offices for these efforts.

Hate Crimes Reporting.—The FBI shall expeditiously submit the report required by the explanatory statement accompanying Public Law 116–93, on FBI efforts to ensure that all Federal, State, and local law enforcement agencies fully report hate crimes statistics, consistent with the Hate Crime Statistics Act of 1990 (Public Law 101–275) as amended, and the Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act (Public Law 111–84).

Counter-Unmanned Aerial System (C-UAS).—The FBI is directed, through the Critical Incident Response Group and in consultation with the Federal Aviation Administration, to submit a report, not later than 180 days after the date of enactment of this Act, on the feasibility of establishing a C-UAS training program for State, local, and Tribal law enforcement. The report shall further detail the resource requirements for full-scale implementation of a C-UAS training program.

Terrorist Explosive Device Analytical Center (TEDAC), Hazardous Device School (HDS), and New Facilities.—The agreement strongly supports the FBI's efforts to create a campus for collocating FBI explosives and counter-IED programs and activities; to create advanced and specialized training capacities and capabilities to address requirements that cannot be satisfied at other FBI facilities; and to create options for FBI Executive management to proactively meet future operational and facilities requirements. The agreement provides no less than the fiscal year 2020 level for the operations of TEDAC and HDS. Furthermore, the agreement fully provides for the operations of new, collocated facilities expected to open in 2021, including the Operations Building, the Technology Building, and the TEDAC Explosive Technical Lab.

Human Rights Violations.—The FBI shall continue to investigate and support DOJ criminal prosecution of serious human rights crimes, including genocide, torture, use or recruitment of child soldiers, war crimes, and other crimes committed by serious human rights violators, at no less than the fiscal year 2020 enacted level, and shall continue to comply with direction in the explanatory statement accompanying Public Law 116–93, regarding the International Human Rights Unit, the Human Rights Violators and War Crimes Center, and FBI field office training. The FBI shall report on these efforts no later than 90 days after the date of enactment of this Act.

Security Advisory Opinion (SAO) Processing.—The FBI shall prepare an updated report on SAO processing, as required by the explanatory statement accompanying Public Law 116–93, to include any classified data, and submit it to the Committees not later than 120 days after the date of enactment of this Act.

National Data Exchange (N-DEx) System.—The FBI shall report not later than 120 days after the date of enactment of this Act on which Criminal Justice Information Services databases, including N-DEx, are used for point-of-contact (POC) initiated firearm background checks; what barriers, if any, prevent incorporating N-DEx into POC background check processes, and how to overcome them; and how to raise State and local awareness of N-DEx.

NICS Protocols and Procedures.—The FBI shall submit a report, not later than 180 days after the date of enactment of this Act, describing how the FBI is addressing each recommendation in the OIG report “Audit of the Handling of Firearms Purchase Denials Through the National Instant Criminal Background Check System” (Audit Division 16–32). If the FBI is not implementing a recommendation, the report shall indicate whether the FBI intends to do so, and if not, the justification for not pursuing the recommended course of action. The report shall also identify any changes made to the Standard Operating Procedures to better process NICS inquiries within the three-day time period. All unclassified data shall be publicly released by the FBI.

FBI Police.—The FBI is encouraged to provide the Office of Personnel Management or other relevant agencies information or data required to assist with designating FBI Police officers as law enforcement officers in order to make their rates of basic pay, salary schedule, pay provisions, and benefits equivalent to those applicable to other similar law enforcement divisions that have such designation.

Internet Investigations.—The FBI and its partners investigate massive Internet-based child exploitation and human trafficking forums, which requires robust information sharing and technical tools to acquire evidence from the Darknet and other forums for prosecution. The FBI is directed to consider novel partnership and contracting strategies, along with its 21st Century training and technology initiatives, to acquire, develop, and implement advanced technical solutions to more rapidly exploit digital evidence and intelligence related to investigations targeting human trafficking and child exploitation efforts, both domestic and international.

Operational Medicine Program.—The agreement adopts the House report language on the Operational Medicine Program, and encourages the FBI to provide regular updates on this program and submit any recommendations for improvements.

CONSTRUCTION

The agreement includes \$566,100,000 for FBI construction, which provides funding above the requested level for the FBI to address its highest priorities outside of the immediate national capital area, in addition to resources dedicated to secure work environment projects. The agreement does not include any funding for headquarters construction. The FBI is encouraged to work with the General Services Administration to submit a prospectus for a new, fully-consolidated headquarters building, including at one of the three previously vetted sites, which complies with prior Congressional directives and meets all Interagency Security Committee Level V security standards.

21st Century Facilities.—The agreement continues to support the FBI’s long-term vision for collocating complementary mission operations while balancing the eventual transition into a new headquarters building with changing footprints at Quantico, Clarksburg, Huntsville, and Pocatello facilities. The delay in the new FBI headquarters project only exacerbates the need to secure viable space for supporting a variety of mission, workforce, and land requirements. The agreement provides funding at no less than the

fiscal year 2020 enacted level to further support the FBI's 21st Century Facility plans, and the FBI is encouraged to transition from interim facilities to full operating capabilities, including plans for technological requirements. As part of this 21st Century Facility planning, the FBI should continue to research the feasibility of using public-private partnership opportunities, provided that the annual lease and operating costs are reasonable and the facilities can be securely constructed and maintained at a level that meets the FBI's requirements.

DRUG ENFORCEMENT ADMINISTRATION
SALARIES AND EXPENSES

The agreement includes a direct appropriation of \$2,336,263,000 for the salaries and expenses of the DEA. In addition, DEA expects to derive \$460,499,000 from fees deposited in the Diversion Control Fund to carry out the Diversion Control Program, resulting in \$2,796,762,000 in total spending authority for DEA. The agreement includes \$10,000,000 to assist State, local, and Tribal law enforcement agencies in efforts to remove and dispose of hazardous materials at methamphetamine and fentanyl labs and processing operations. DEA is encouraged to issue regional contracts with small businesses, to the maximum extent practical, from the region served by the contract.

Remote Prescribing of Controlled Substances.—DEA is directed to complete the requirements under section 3232 of the SUPPORT for Patients and Communities Act (Public Law 115–271) to promulgate regulations clarifying the limited circumstances in which Special Registration for Telemedicine may occur under the Ryan Haight Act (Public Law 110–425). DEA is further directed to brief the Committees on the status of these regulations not later than 30 days after the date of enactment of this Act.

Special Agent Staffing.—The agreement supports DEA's efforts to reverse the decline in special agent staffing to combat the ongoing methamphetamine and opioid crises, particularly in geographic areas most broadly harmed by methamphetamine and opioid trafficking.

Hemp Testing Technology.—DEA has developed field testing kits that can distinguish between hemp and marijuana on-the-spot. DEA is directed to continue to work to ensure State and local law enforcement have access to this field test technology so they can more efficiently conduct their drug interdiction efforts at the local level. DEA is further directed to report back, not later than 180 days after the date of enactment of this Act, and not less than every 6 months thereafter, until such time as testing kits are deployed to State and local law enforcement in the field.

Interdiction of Methamphetamines.—DEA is encouraged to consider whether Operation Crystal Shield should be expanded to additional U.S. locations that may serve as methamphetamine trafficking transportation hubs.

Delivery of a Controlled Substance by a Pharmacy to an Administering Practitioner.—DEA is directed to provide a briefing, not later than 30 days after the date of enactment of this Act, on its implementation of section 3204 of Public Law 115–271, and to en-

sure that providers and patients have access to all medication-assisted treatment options to address the opioid epidemic. This update should detail DEA's efforts to inform providers and dispensers of the new provisions and how they apply to FDA-approved opioid dependence treatment products.

Illegal Tetrahydrocannabinol (THC) Vaping Products.—DEA is directed to report, not later than 180 days after the date of enactment of this Act, on its efforts to interdict illicit vaping cartridges containing THC. This report shall assess how and to what extent such products are being marketed to children.

CONSTRUCTION

Expanded Laboratory Capacity in Order to Meet Testing Demands.—DEA field offices face a growing unmet demand for drug testing, particularly when division, district, and resident offices are not located in close proximity to a testing laboratory in the DEA Laboratory System. This issue is a critical risk for areas of the country that have been hardest hit by increases in synthetic drugs, including fentanyl, as well as rural offices or those divisions that do not have their own laboratories, as agents must drive long distances to reach the nearest laboratory for testing. The agreement provides \$50,000,000 to construct a new laboratory, including other required facilities like warehouse space, to meet the growing need for drug testing, including fentanyl, in the New England region.

BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES

SALARIES AND EXPENSES

The agreement includes \$1,483,887,000 for the salaries and expenses of the Bureau of Alcohol, Tobacco, Firearms and Explosives.

Crime Gun Intelligence Centers (CGICs).—There are currently 25 CGIC sites across the country and ATF is encouraged to work with additional high-risk areas to identify solutions and metrics to demonstrate meaningful reductions in illegal gun trafficking and related violent crime.

United States-Mexico Firearms Trafficking.—ATF is directed to continue to provide to the Committees the information required by the explanatory statement accompanying Public Law 116–93.

Notification of Local Authorities.—ATF is encouraged to, when possible, notify local law enforcement when a felon in their jurisdiction tries to buy a firearm. If a NICS check is not completed within three days and a felon obtains a firearm, ATF is encouraged to notify and utilize the help of local law enforcement in retrieving the firearm.

House report language under “Illegal Firearms” and “Ghost Guns” is not adopted.

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$7,708,375,000 for the salaries and expenses of the Federal Prison System. The agreement fully funds

the requested \$409,483,000 for programs and activities authorized by the First Step Act of 2018, including medication-assisted treatment.

For fiscal year 2021, within the funding provided, the Department is directed to continue following the directives in Senate Report 116–127, as adopted by Public Law 116–93, on the following topics: “First Step Act (FSA) Implementation,” “Additional Requirements of the FSA,” “Residential Reentry Centers,” and “Freedom of Information Act Records”.

BOP is expected to hire additional full-time correctional officers in order to reduce the overreliance on augmentation and improve staffing beyond mission-critical levels in custody and all other departments, including medical, counseling, and educational positions. BOP shall provide quarterly reports to the Committees on the use of augmentation broken out by region, institution, and security level for each time such practice is employed. In addition, BOP shall include with its fiscal year 2022 budget submission, and each year thereafter, a detailed report for each Federal correctional facility at which two or more Federal inmates have died in one calendar year, describing each incident and the role augmentation may have played in exacerbating the inherent dangers present at those locations.

Hiring, Staffing, and Inmate-to-Officer Ratios.—BOP shall continue to submit quarterly reports on inmate-to-correctional officer ratio as required by the explanatory statement accompanying Public Law 116–93, and to publish these reports on the BOP website. To the extent BOP does not currently record staffing by shift, it is directed to begin doing so and include such metrics in this report by the end of fiscal year 2021. Separately, BOP shall submit a report to the Committees regarding any incident involving the use of deadly force at an institution with a staffing ratio greater than 15:1, explaining any role staffing levels may have played in the incident, and describing a detailed plan to prevent recurrence of such incidents.

Vacancies.—BOP is directed to improve hiring policies to ensure that, within the funding provided, it can promptly fill existing and future vacancies in order to staff its 122 Federal facilities at January 2016 levels, and forgo further position eliminations. BOP shall report not later than 90 days after the date of enactment of this Act on the number of vacancies at each facility, further detailed by job title, job series, and General Schedule level as well as the number of applicants going through the hiring process for each vacant position. DOJ is directed to explore ways to expedite BOP hiring, such as working with OPM to provide expedited hiring for BOP facilities with vacancy rates exceeding ten percent and making use of recruitment and retention bonuses. BOP shall describe such efforts in the aforementioned report.

BOP is directed to continue to ensure at least two correctional officers are on duty for each housing unit for all three shifts at all high-security institutions, including United States Penitentiaries and Administrative and Federal Detention Centers. BOP is directed to continue to submit quarterly reports showing compliance with this directive and to provide a cost estimate and strategic plan

for implementation at medium-security institutions that currently do not have a second officer for all three shifts.

Inmate Health Care.—GAO is directed to examine inmate healthcare, including, but not limited to: the percentage of inmates that receive medical assistance under a State plan under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.); inmate access to healthcare services and providers, including specialty care; the quality of healthcare services provided to inmates; the percentage of inmates who, upon release, are enrolled under such a State plan and connected to a primary care provider in their community; and trends in the prevalence and incidence of illness and injury among inmates.

Inmate Mental Health Care and Restrictive Housing.—BOP is encouraged to continue to develop evidence-based policies and appropriate facilities to enable BOP to operate safely while properly caring for inmates with mental illness, and to expeditiously submit its report on the resolution of recommendations from the July 2017 OIG report on ways to improve BOP screening, treatment, and monitoring of inmates with mental illness in restrictive housing units. BOP is also directed, within the funding provided, to reduce the number of Federal inmates in restrictive housing, including by opening transition units and other specialized units for populations often sent to restrictive housing, and by working with regional directors and wardens to address the widespread reliance on restrictive housing.

Contraband Cell Phones in Prison Facilities.— The agreement supports the budget request for contraband cellphone detection technology. BOP is directed to submit, not later than 180 days after the date of enactment of this Act, either a detailed plan for the deployment of a whole-complex jamming pilot, or an exhaustive explanation of the rationale, including health and safety considerations, that would necessarily preclude such a deployment.

Land Mobile Radio (LMR) Communications.—BOP is directed to develop a plan to update its LMR and video security systems in facilities where aging communications infrastructure and equipment pose a threat to officer safety, and to submit the plan to the Committees not later than 180 days after the date of enactment of this Act.

Medication-Assisted Treatment (MAT).—BOP shall consider all three forms of FDA-approved MAT as it expands access, and is expected to continue hiring healthcare staff, including physicians, pharmacists, nurses, and drug counselors, in order to properly meet inmates' medical needs, including those receiving MAT. BOP is directed to continue to report quarterly on the number of individuals who are screened for MAT, are seeking MAT, have received MAT, or are on a wait list for MAT. These categories should be further broken out by institution or residential reentry center (RRC) and type of MAT.

Procurement of Food Products.—BOP is directed to report to the Committees not later than 30 days after the date of enactment of this Act on how it is implementing the recommendations in the March 2020 OIG Management Advisory Memorandum on food procurement to ensure such food meets contract specifications and does not endanger the health of inmates and staff. BOP is further

directed to examine how it can leverage contracts and services with local and regional businesses, including farmers, ranchers, food processors and other food vendors in order to lower costs while providing higher quality meals, and report on its findings not later than 180 days after the date of enactment of this Act.

Inmate Access to Mail.—BOP is directed to implement and expand solutions, like those that allow photographs or handwritten letters to be scanned and reprinted at secure off-site locations and mailed directly to a correctional facility, or allow digital photographs and letters to be uploaded through a website or app and then printed at and mailed from a secure location, which are capable of eliminating the risk of contraband while maintaining inmates' access to mail from friends and family. Such solutions should not require additional equipment or changes to current infrastructure, should address any specific concerns relating to legal mail, and should ensure the highest degree of fidelity between the facsimiles and the originals. BOP is further directed to report, not later than 180 days of the date of enactment of this Act, on the status of mail scanning pilot programs currently occurring at two institutions, the resources needed to further expand solutions to mitigate the threat of contraband in mail to inmates, and to identify those resources requirements in its fiscal year 2022 budget request.

Subsistence Fees.—In lieu of House section 551, BOP is directed to report to the Committees, no later than 60 days after the date of enactment of this Act, on its current and planned efforts to notify persons in RRCs of the procedures for applying for subsistence fee waivers.

Communicable Diseases and Prisons.—The incarcerated population faces significantly higher risks of acquiring a communicable disease. BOP policy requires that prison protocols include an assessment of inmate immunizations and the provision of basic medical care, including hepatitis B and C testing and treatment, as well as preventive health services such as immunizations. However, the OIG reported in 2016 that some BOP facilities were not complying with this policy. The Department is directed to report not later than 270 days after enactment of the Act on the progress of efforts to achieve compliance with the protocols since the 2016 OIG report. The report should identify gaps in services and barriers to provision of immunization services; identify potential collaborations with health organizations to address identified disparities; and recommend ways to close them.

Home Confinement.—In lieu of the House report language, the agreement directs BOP to submit a report, not later than 60 days after the date of enactment of this Act, on home confinement and compassionate release. This report shall address the eligibility determination process, as well as implementation of home confinement-related provisions of the First Step Act and the Attorney General's memoranda dated March 26, 2020 and April 3, 2020. The report should further provide an update required by the explanatory statement accompanying Public Law 116–93.

BUILDINGS AND FACILITIES

The agreement includes \$127,000,000 for the construction, acquisition, modernization, maintenance, and repair of prison and deten-

tion facilities housing Federal inmates. BOP shall proceed with ongoing planned and associated new construction efforts to meet projected capacity requirements, as identified in its monthly status of construction reports to the Committees. BOP is directed to continue to provide such reports on a monthly basis, along with notifications and explanations of any deviation from construction and activation schedules, and any planned adjustments or corrective actions.

Modernization and Repair (M&R) of Existing Facilities.—BOP is expected to apply the funding to reduce its longstanding M&R backlog, and is directed to prioritize funding for repairs that protect life and safety, and at facilities assessed as having deficiencies of a geological and seismic nature. BOP shall continue to provide monthly status of construction reports and notify the Committee of any changes reflected in those reports. BOP is further directed to continue providing a schedule and timeline for repairs of facilities with geological and seismic deficiencies and include updates in the monthly M&R reports.

LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL PRISON
INDUSTRIES, INCORPORATED

The agreement includes a limitation on administrative expenses of \$2,700,000 for Federal Prison Industries, Incorporated.

STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

In total, the agreement includes \$3,385,300,000 for State and local law enforcement and crime prevention programs. This amount includes \$2,950,300,000 in discretionary budget authority, and \$435,000,000 derived by transfer from the Crime Victims Fund. The agreement also includes \$119,000,000 scored as mandatory for Public Safety Officer Benefits.

For fiscal year 2021, the Department is directed to continue following the directives required by Public Law 116–93, on the following topics: “Management and Administration Expenses,” “Grant Funds for Rural Areas,” “Science Advisory Board,” “Post-Conviction Relief for Trafficking Victims,” “Consent Decrees and Grant Assistance,” and “Peer-to-Peer Training.”

Sufficient Number of Qualified Applicants.—OJP is directed to submit an annual report on grant programs that have not received a sufficient number of qualified applicants.

Submission of Officer Training Information.—The Department has been directed to collect data on officer training each subsequent year as part of both the Edward Byrne Memorial Justice Assistance Grants (Byrne-JAG) and COPS Hiring application processes, including the number and rank of officers trained, as well as the type of training, including use of force, de-escalation, racial and ethnic bias, and community engagement. This data was directed to be provided to BJS in order to begin a data set on officer training. The public report and publication of a data set, required by Public Law 116–93, is overdue, and the Department is directed to release it immediately.

Grant Funding Set-Asides.—The Department is directed to continue providing a comprehensive report as described in Public Law

116–93 concurrently with the spending plan regarding grant set-asides.

Tribal Grants and Victim Assistance.—The agreement provides a total of \$92,500,000 in discretionary grant funding for Tribes as follows: \$46,000,000 within the Office of Justice Programs (OJP) for Tribal assistance; \$10,000,000 for a Tribal youth program within the Office of Juvenile Justice and Delinquency Prevention (OJJDP); \$29,500,000 for Tribal Resources and \$3,000,000 for a Tribal Access Program within the Community Oriented Policing Services (COPS) Office; and \$4,000,000 for a special domestic violence criminal jurisdiction program within the Office on Violence Against Women (OVW). In addition, a total of \$52,589,255 is provided to Tribal governments and Tribal coalitions in OVW funding as part of set-asides determined by program statute. For Tribal assistance grants within OJP, funding is to be used to support efforts to help Tribes improve the capacity of their criminal and civil justice systems. OJP is expected to consult closely with Tribal stakeholders in determining how Tribal assistance funds will be awarded for detention facilities, including outdated detention facilities that are unfit for detention purposes and beyond rehabilitation; courts; alcohol and substance abuse programs; civil and criminal legal assistance; and other priorities. OJP is directed to submit, as part of the Department's spending plan for fiscal year 2021, a plan for the use of these funds that is informed by such consultation.

The agreement also includes a 5 percent set-aside for Tribes within the CVF. OVC is directed to consult closely with Tribal stakeholders to improve services for Tribal victims of crime, to include expanded purpose areas described in the OVC final rule effective August 8, 2016. OVC shall continue to follow direction required by Public Law 116–93 regarding grant application requirements, accountability, and assistance. The Department is directed to give Tribes maximum flexibility in use of funds in order to best meet the unique needs of victims in Tribal communities. The Department is also directed to streamline administrative requirements as much as possible to increase accessibility for those most in need in Indian Country.

Human Trafficking in Indian Country.—The Department is encouraged, in coordination with the Departments of the Interior and Health and Human Services, to work to address the need for and impact of Federal grant assistance regarding human trafficking in Indian Country, to ensure that Federal dollars are used effectively and efficiently. The Department is directed to report, not later than 180 days after the date of enactment of this Act, on its efforts to coordinate Federal grant programs to address trafficking in Indian Country. This report should compile data on the severity of the problem and the impact of grant assistance and identify instances of high administrative costs or burdens within programs.

STOP School Violence Act Grants.—In lieu of House report language on school design, the Department is encouraged to continue its ongoing work with the Departments of Homeland Security and Education through the School Safety Clearinghouse, which facilitates and coordinates interagency efforts to assess and share best practices related to school security resources, technologies, and innovations as well as identify safe school design practices for use by

education agencies, law enforcement agencies, schools, architects, and engineers. The agreement includes a total of \$132,000,000 for STOP School Violence grants, and this funding is directed to be distributed for covered purpose areas provided under the STOP School Violence Act of 2018.

DOJ Grant Oversight.—The Department is encouraged to review its multi-year grant award processes and protocols to ensure grantees have fully complied with the rules of year-one funding before year-two funding is disbursed in multi-year grant awards, and to continue efforts to identify high-risk grantees, so as to increase fiscal responsibility throughout the grant making process. It is recommended that the Department promptly complete and publish an internal review of the program, to inform efforts to implement a high-risk grantee designation in other Federal agencies.

OFFICE ON VIOLENCE AGAINST WOMEN

VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$513,500,000 for the Office on Violence Against Women. These funds are distributed as follows:

VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS

[In thousands of dollars]

Program	Amount
STOP Grants	\$215,000
Transitional Housing Assistance	40,000
Research and Evaluation on Violence Against Women	2,500
Consolidated Youth-Oriented Program	12,000
Grants to Encourage Arrest Policies	53,000
Homicide Reduction Initiative	(4,000)
Sexual Assault Services Program	41,000
Rural Domestic Violence and Child Abuse Enforcement	45,000
Violence on College Campuses	20,000
Civil Legal Assistance	47,000
Elder Abuse Grant Program	5,500
Family Civil Justice	18,000
Education and Training for Disabled Female Victims	6,500
National Resource Center on Workplace Responses	1,000
Research on Violence Against Indian Women	1,000
Indian Country—Sexual Assault Clearinghouse	500
Tribal Special Domestic Violence Criminal Jurisdiction	4,000
Rape Survivor Child Custody Act	1,500
Total, Violence Against Women Prevention and Prosecution Programs	\$513,500

Community-Based Organizations.—In lieu of the House report language regarding Community-Based Organizations, the Department shall submit a report to the Committees on the number of community-based organizations that provide culturally specific services and the amounts allocated to these organizations in fiscal years 2018, 2019, and 2020, as well as estimates for fiscal year 2021. The Department shall report this information to the Committees not later than 90 days after the date of enactment of this Act.

Grants to Encourage Arrest Policies.—The agreement supports survivor safety and recovery, and service coordination, for improv-

ing the criminal justice response to domestic violence, dating violence, sexual assault and stalking. In executing the Grants to Encourage Arrest Policies/Improving the Criminal Justice Response program, the Department is expected to make funding under this program open to all eligible entities, including victim service providers consistent with the statutory authority.

Statutory Set-Asides.—The underlying statutes for several grant programs, including the Services, Training, Officers Prosecutors (STOP) Formula Grant Program and the Sexual Assault Services Formula Grant Program (SASP), outline set-asides for Tribal governments and coalitions, culturally specific community-based organizations, and organizations providing services to underserved populations. These set-asides will provide a total of \$69,899,255 for fiscal year 2021 with \$52,589,255 for Tribal governments and coalitions, \$11,950,000 for culturally specific organizations and \$5,360,000 to meet the needs of underserved populations. OVW shall ensure that the full amounts provided for in the authorizing statutes are released to these groups expeditiously.

OFFICE OF JUSTICE PROGRAMS

RESEARCH, EVALUATION AND STATISTICS

The agreement provides \$82,000,000 for the Research, Evaluation and Statistics account. These funds are distributed as follows:

RESEARCH, EVALUATION AND STATISTICS

[In thousands of dollars]

Program	Amount
Bureau of Justice Statistics	\$45,000
Data Collection on Police Suicide	(3,000)
National Institute of Justice	37,000
Research on Domestic Radicalization	(6,000)
Research of School Safety	(1,000)
Research to Reduce Trauma for Child Pornography Victims	(1,500)
National Model for Reducing Incarceration Rates	(4,000)
Research on C-UAS	(2,000)
<hr/>	
Total, Research, Evaluation and Statistics	\$82,000

The agreement does not adopt House report language regarding a study addressing delayed law enforcement response to investigators' questions and an evaluation of data on stops and searches.

Spending Plans.—The Department is directed to submit, as part of its spending plan for State and Local Law Enforcement Activities, a plan for the use of all funding administered by the National Institute of Justice (NIJ) and the Bureau of Justice Statistics (BJS), respectively, for approval by the Committees prior to the obligation of any such funds.

Study on Reducing Racial Disparities.—In lieu of House language, the Department is directed to award a research grant for an evidence-based, nonpartisan analysis of existing evidence to examine how observed racial and ethnic disparities in the justice system might be reduced through public policy. The study should be awarded via a competitive grant process open to all applicants to

promote the most rigorous research to be applied to this important question.

Law Enforcement Management and Administrative Statistics (LEMAS) Survey.—BJS is directed to immediately begin the next installment of the LEMAS survey if it has not already done so, in order to complete publication by September 30, 2021. BJS is further directed to submit a plan to publish this data on a more regular schedule, and to identify the resources necessary for that purpose, not later than 90 days after the date of enactment of this Act.

Pretrial Detention.—In lieu of House report language regarding pretrial detention, it is expected that the results from the National Pretrial Reporting Program (NPRP), and Local Jails Reporting Program (LJRP) will fill the gap in currently collected data on the pretrial population and produce estimates of the demographic breakdown, types of offenses, and bail characteristics of the pretrial population.

Prison Suicide Incidence Report.—In lieu of House report language regarding Prison Suicide Incidence Reporting, the BJS shall submit to the Committees a report detailing a comprehensive statistical review and analysis of the incidence of prison suicide not later than 180 days after the date of enactment of this Act. The statistical review and analysis should include the identification of the common characteristics of victims of prison suicide and prisons and prison systems with a high incidence of prison suicide. In addition, the Department is directed to include recommendations for possible mitigation strategies and changes to Federal laws and regulations.

Death in Custody Reporting Act (DCRA).—In a December 2018 report, the OIG examined DCRA compliance and found that BJS had abandoned three different proposals for data collection, thereby delaying the process until fiscal year 2021. BJS is requested to publish the collections for fiscal years 2017, 2018, 2019, and 2020 by September 30, 2021. If that deadline cannot be met, BJS must notify the Committees as to the reason for the delay.

Research to Reduce Trauma for Child Pornography Victims.—The agreement provides \$1,500,000 for NIJ to administer a competitive grant to an accredited research university for a study of best practices to reduce the trauma of children affected by child pornography investigations. While some best practices have been adopted by law enforcement agencies who investigate these crimes, often referrals, access, and utilization of services for child victims remains sporadic and inconsistent. As a result, this study should produce a report with concrete recommendations for improving and synchronizing law enforcement best practices for ensuring child victims' well-being during and after the investigation into the crime.

National Model for Reducing Incarceration Rates for Minor Parole Violations.—Poor coordination within the criminal justice system, coupled with a lack of support systems for affected individuals, can result in unnecessary incarceration rates, create a heavy financial burden for States and localities, and impose employment losses and societal costs on the incarcerated and their friends and family. To address these issues, this agreement includes \$4,000,000 for grants to academic partners who can design and test models, to expedite judicial review for technical violations of supervision,

while linking individuals to evidence-based services that address the root causes of recidivism. Grantees should work to produce and test models that can be replicated on a national scale.

Research on Counter Unmanned Aircraft Systems (C-UAS).—This agreement supports the Department’s efforts to address and mitigate the threats to public safety and national security caused by UAS. This agreement includes \$2,000,000 for NIJ to support the research, testing, and evaluation of C-UAS in DOJ law enforcement operations. The agreement recommends this research, testing, and evaluation be conducted with Federal Aviation Administration-designated UAS Test Sites.

Understanding the Effects of Human Trafficking.—Within the funds provided, NIJ is directed to develop and conduct studies consistent with those required by section 201(a)(1) of the Trafficking Victims Protection Act of 2005 (34 U.S.C. 20701(a)(1)). Furthermore, this agreement reiterates the Committees’ previous direction for NIJ to conduct a study on the physical and psychological effects of severe forms of human trafficking, as required by section 20 of Public Law 115–392. NIJ is directed to provide a status report on this study not later than 30 days after the date of enactment of this Act.

Interruption of Health Care Coverage in Pre-Trial Settings.—NIJ is encouraged to study the impact of the interruption of medical, mental health, and addiction treatment coverage in pre-trial settings on individuals’ health coverage, reentry, and on State and local criminal justice budgets.

Data-Driven Policing and Courts.—NIJ is encouraged to fund multi-year grants to educational institutions that have shown excellence in criminal justice data-driven analysis and decision-making, implementation science, and training. Grant recipients should focus on increasing utilization of data interventions proven effective and backed by research findings at the State and local level, and on developing systems to standardize courts and corrections data. Applicants should propose how they would work with surrounding States to develop a regional profile on crime and criminal justice and serve as a repository for data that can be readily used for program solving, analysis, and evaluation.

Correctional Education Evaluation.—NIJ is directed to establish a public-private partnership with research and correctional institutions to collect and evaluate data to continue to advance the research on the impact of correctional education on recidivism.

Research on Gunshot Detection Technology (GDT).—In lieu of the House report language regarding gunshot detection, the Committees note that funding provided to NIJ in fiscal year 2015 supported a research project titled, “Evaluating Gunshot Detection Technology to Aid in the Reduction of Firearms Violence”. The results of this project were published in September 2019 as NCJ Number 254283, and this report is publicly available online. NIJ is encouraged to update this research effort, including the review of new advancements in GDT technology and the expanded number of site locations.

Data on Police Suicide.—BJS was directed to start the process of maintaining a data set on police suicide for Federal, State, and local law enforcement by Public Law 116–93. As with the data col-

lection on officer training described under “Submission of Officer Training Information” under State and Local Law Enforcement Activities, the Department is directed to request that State and local law enforcement report on police suicides within their agencies as part of both the Byrne-JAG and COPS Hiring Program application processes. As BJS also maintains the DCRA data collection, the methods used for DCRA could also be applied to gain data on police suicide. The agreement provides \$3,000,000 to assist with this effort and directs that BJS brief the Committees, not later than 60 days after the date of enactment of this Act, on the status of this data collection, methods for obtaining better data from law enforcement agencies, and ongoing resource needs. A public report with full data analysis is to be released by September 30, 2021, and data shall be collected and published annually.

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$1,914,000,000 for State and Local Law Enforcement Assistance programs. These funds are distributed as follows:

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

(In thousands of dollars)

Program	Amount
Byrne Memorial Justice Assistance Grants	\$484,000
Officer Robert Wilson III VALOR Initiative	(13,000)
Smart Policing	(8,000)
Smart Prosecution	(8,000)
NamUS	(2,400)
Officer Training for Responding to People w/Mental Illness/Disability	(7,500)
John R. Justice Grant Program	(2,000)
Prison Rape Prevention and Prosecution	(15,500)
Kevin and Avonte’s Law	(3,000)
National Center on Forensics	(4,000)
Project Safe Neighborhoods	(20,000)
Capital Litigation & Wrongful Conviction Review	(7,000)
Community Based Violence Prevention	(14,000)
National Center for Restorative Justice	(3,000)
Ashanti Alert Network	(1,000)
Family Alternative Sentencing Pilots	(3,500)
Child Advocacy Training	(1,000)
Rural Violent Crime Initiative	(7,000)
Managed Access Systems	(2,000)
Family Friendly Visitation Spaces in Prisons/Jails	(2,000)
State Criminal Alien Assistance Program	244,000
Victims of Trafficking Grants	85,000
Economic, High-tech, White Collar and Cybercrime Prevention	12,000
Intellectual Property Enforcement Program	(2,500)
Internet of Things	(2,000)
Adam Walsh Act Implementation	20,000
Patrick Leahy Bulletproof Vest Partnership Grant Program	30,000
Transfer to NIST/OLES	(1,500)
National Sex Offender Public Website	1,000
National Instant Criminal Background Check System (NICS) Initiative	85,000
NICS Acts Record Improvement Program	(25,000)
Paul Coverdell Forensic Science	33,000
DNA Initiative	141,000
Debbie Smith DNA Backlog Grants	(110,000)
State, Local and Federal Forensics Activities	(19,000)
Kirk Bloodsworth Post-Conviction DNA Testing Grants	(8,000)

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE—Continued

(In thousands of dollars)

Program	Amount
Sexual Assault Forensic Exam Program Grants	(4,000)
Community Teams to Reduce the Sexual Assault Kit (SAK) Backlog	48,000
CASA—Special Advocates	12,500
Tribal Assistance	46,000
Second Chance Act/Offender Reentry	100,000
Smart Probation	(6,000)
Children of Incarcerated Parents Demo Grants	(5,000)
Project HOPE Opportunity Probation with Enforcement	(4,500)
Pay for Success	(7,500)
Anti-Opioid Initiative	394,000
Drug Courts	(83,000)
Mental Health Courts	(35,000)
Residential Substance Abuse Treatment	(34,000)
Veterans Treatment Courts	(25,000)
Prescription Drug Monitoring	(32,000)
Comprehensive Opioid, Stimulant, and Substance Abuse Program	(185,000)
Keep Young Athletes Safe Act of 2018	2,500
STOP School Violence Act	79,000
Emmett Till Grants	2,000
Hate Crimes Prevention Act Grants	5,000
Community Trust Initiative	90,000
Body Worn Camera Partnership Program	(35,000)
Justice Reinvestment Initiative	(33,000)
Byrne Criminal Justice Innovation Program	(22,000)
Total State and Local Law Enforcement Assistance	\$1,914,000

For fiscal year 2021, DOJ is directed to follow prior year report language, included in Senate Report 116–127 and adopted in Public Law 116–93, on “Capital Litigation Improvement and Wrongful Conviction Review”, “Project Safe Neighborhoods”, “Group Violence Intervention (GVI)”, “Gunfire Detection Technology”, “Grants to Combat Human Trafficking”, “Patrick Leahy Bulletproof Vest Partnership Grant Program”, “Sexual Assault Kit Initiative”, and “Keep Young Athletes Safe Act”.

Law Enforcement Training.—In lieu of House report language regarding law enforcement training, the agreement recognizes that training with regard to use of force, racial profiling, implicit bias, procedural justice, efforts to gain accreditation, development of uniform standards, implementation of innovative law enforcement and non-law enforcement strategies, and the establishment of crisis intervention teams can be among the permissible uses of Byrne-JAG funding.

High-Risk Vehicle Events.—The National Incident-Based Reporting System (NIBRS) data collection currently captures a subset of deaths or injuries associated with vehicular pursuits, including deaths or injuries to law enforcement officers and deaths of suspects. In lieu of House report language regarding data on high-risk vehicle events, BJS is encouraged to study the feasibility of developing a data collection process that more accurately captures the number of deaths and injuries from police pursuit and high-risk vehicle events, and include an analysis of the potential obstacles to capturing such data as well as data on bystanders injured or killed during police pursuits.

Smart Policing.—The agreement includes \$8,000,000 for Smart Policing. DOJ is directed to prioritize applications for the development of real-time crime centers in communities with high rates of violent and gun crime.

Officer Training on Responding to People with Mental Illness or Disabilities.—The agreement includes \$7,500,000 for a competitive grant program to award grants to State and local law enforcement and correctional entities to educate, train, and prepare officers so that they are equipped to appropriately interact with mentally ill or disabled individuals in the course of completing their job responsibilities. This training should be developed in conjunction with healthcare professionals to provide crisis intervention training focused on understanding mental and behavioral health, developing empathy, navigating community resources, de-escalation skills, and practical application training for all first responders. OJP is expected to track the results of this grant program in order to better establish best practices for law enforcement agencies. OJP is directed to submit a plan for implementing this grant program as part of the fiscal year 2021 spending plan.

National Center on Forensics.—The agreement includes \$4,000,000 for a National Center on Forensics. The National Center on Forensics shall be housed at an accredited university of higher education, with medical and law schools affiliated within the same university system, and work in partnership with a full-service and independent State department of forensic science with a medical examiner function, that is located in the same State as the partner accredited university. The Center is to provide medico-legal learning opportunities for medical students to train as deputy medical examiners/coroners in underserved rural areas; provide forensic science and legal training to district attorneys, judges, and law enforcement; and develop opportunities as appropriate among the designated partners to benefit current and future practitioners in the field.

National Center on Restorative Justice.—The agreement provides \$3,000,000 to continue a partnership with an accredited university of higher education and/or law school for the purposes of supporting a National Center on Restorative Justice to educate and train the next generation of justice leaders. The Center shall also continue to support research focusing on how best to provide direct services to address social inequities, such as simultaneous access to substance abuse treatment and higher education. Further, the Center shall expand educational opportunities for those under sentence and in a court-supervised substance abuse program, and, through research and evaluation, the Center shall disseminate reports on the impact of attitudes, recidivism, and costs of the educational initiatives.

Ashanti Alert Act Implementation.—The agreement includes \$1,000,000 for continued efforts to implement the Ashanti Alert Act (Public Law 115–401) in order to further establish this network that assists regional and local search efforts in locating missing adults. This funding shall be provided to directly assist State and local government and law enforcement in order to develop or expand their missing adult communications networks. OJP is directed to submit, no later than 90 days after the enactment of this

Act, a status report on continued Ashanti Alert Act implementation.

Family-Based Alternative Sentencing Pilot Programs.—Several States have recently implemented family-based alternative sentencing pilot programs for parents, typically primary caregivers, who have been convicted of non-violent offenses. These programs allow parents to remain with their dependent children while receiving services, including drug treatment, job training, and counseling, rather than being incarcerated. The agreement includes \$3,500,000 for grants in support of such programs, to demonstrate the extent to which these programs can reduce costs to the criminal justice and foster care systems. OJP is directed to provide a plan for this grant program to the Committees not later than 45 days after enactment of this Act.

Child Advocacy Training.—The Report of the Attorney General's National Task Force on Children Exposed to Violence acknowledged the need to include curricula in post-secondary educational programs to ensure that every child- and family-serving professional receives training in multiple evidence-based methods for identifying and screening children for exposure to violence. The agreement includes \$1,000,000 for a competitive grant program to support child advocacy training in undergraduate programming and continuing education. The grants should support the training of future mandated reporters and child protection professionals and support efforts across the country to train child protection professionals in the field, including law enforcement officers, social workers, mental and medical health professionals, and prosecutors.

Rural Violent Crime Initiative.—The agreement includes \$7,000,000 for a rural violent crime initiative, with grants to be awarded on a competitive basis to small law enforcement agencies in rural locations. Grants are to support improved training and technology, expanded community-based crime prevention programs, and partnerships with victim service providers. This initiative is intended to improve communication and collaboration between State, local, and Tribal law enforcement agencies and the communities they serve, to address the unique criminal justice challenges in rural areas.

Community-Based Violence Prevention (CBVP).—The agreement includes \$14,000,000 for CBVP and directs that these funds support evidence-based and data-driven intervention, prevention, and deterrence focused initiatives that aim to reduce violence. These initiatives should be focused on areas that are disproportionately impacted by violent crime including areas experiencing high rates of illegal firearms arrests and homicides. Projects are to be competitively awarded and require close collaboration among law enforcement, service providers, and community-based organizations. Projects shall employ community-based strategies including conflict mediation, street outreach, GVI, and hospital-based violence intervention programs associated with homicide reductions.

Drug-Detection Canines.—The rise of drug trafficking, including that of methamphetamines, within the United States and along our borders has created increased demand for drug-detection canines for local and State law enforcement. The Department is reminded that the purchase of drug detection canines is a permissible use of

Byrne-JAG grant funds. The Department is directed to, where possible, further clarify within other existing programs, including the AFF's Equitable Sharing Program, that canines are a permissible use of Federal funding.

Combatting Contraband Cell Phones in Prisons and Jails.—OJP is directed to publicize that managed access systems and other mitigation technologies are a permissible use of Byrne-JAG funds, including through statements on its website, in 'FAQs,' and in Byrne-JAG solicitations. OJP is further directed to report, as part of its fiscal year 2021 spending plan, on the efforts it will take to promote awareness of these systems in future Byrne-JAG award cycles.

Fentanyl Detection.—DOJ is encouraged to support the use of grant funds, such as Byrne-JAG funds, for the purchase of fentanyl detection equipment and training as well as naloxone distribution for law enforcement safety.

Internet of Things Device Capabilities.—Currently, no database exists of capabilities of Internet of Things devices, for training on options and best practices for handling of evidence to meet judicial standards and privacy concerns. To meet this need, \$2,000,000 shall be dedicated for a separate competitive grant program in order to provide four awards of not less than \$500,000 each for institutions of higher learning that provide training in computer forensics and digital investigation to develop a database on Internet of Things device capabilities and to build and execute training modules for law enforcement.

Paul Coverdell Forensic Science.—The agreement provides a total of \$33,000,000, of which \$17,000,000 is to specifically target the challenges the opioid and synthetic drug epidemic has brought to the forensics community, as required by the explanatory statement accompanying Public Law 116–93.

Compliance with Statutory Requirements.—Section 3 of the Justice for All Reauthorization Act of 2016 (Public Law 114–235) requires that, for fiscal year 2021, not less than 75 percent of the amounts made available to the Attorney General for a DNA Analysis and capacity enhancement program and for other local, State, and Federal forensic activities be provided for grants for activities described under paragraphs (1), (2), and (3) of section 2(a) of the DNA Analysis Backlog Elimination Act of 2000 (Public Law 106–546). OJP is directed to comply with this requirement by ensuring that at least 75 percent of the amount appropriated for these programs is awarded for these purposes. Additionally, the Justice Served Act of 2018 (Public Law 115–257) requires that not more than 7 percent and not less than 5 percent of the funds allocated for the Debbie Smith DNA Backlog Grant Program be used for grants for prosecutors to increase the capacity of State and local prosecution offices to address cold cases involving violent crime, where suspects have been identified through DNA evidence. The Department is directed to implement the Justice Served Act of 2018 in accordance with the clear intent of Congress, and to ensure that not more than 7 percent and no less than 5 percent of the funds provided under the Debbie Smith program are allocated for the purpose of increasing the capacity of State and local prosecutors to address cold cases.

Second Chance Act (SCA) Grants and Drug Treatment.—SCA funding is expected to support grants that foster the implementation of strategies that have been proven to reduce recidivism and ensure adults released from prisons and jails safely and successfully reenter their communities. The agreement supports the Office of Management and Budget’s scoring mechanism for SCA grant funding as it relates to opioid abuse and the heroin epidemic. In addition, when awarding SCA grants, OJP is directed to consider the impact of reentry of prisoners on communities in which a disproportionate number of individuals reside upon release from incarceration. OJP shall assess the reentry burdens borne by local communities and local law enforcement agencies; review the resources available in such communities to support successful reentry and the extent to which those resources are used effectively; and make recommendations to strengthen the resources in such communities which are available to support successful reentry and to lessen the burden placed on such communities by the need to support reentry.

Project HOPE Institute.—The agreement provides \$4,500,000 for Project HOPE, of which not less than \$500,000 shall be directed to establishing a Project HOPE Institute to provide training, technical assistance, and best practices for jurisdictions replicating the HOPE model. As this same funding level was provided in fiscal year 2020, OJP is directed to submit a report, no later than 90 days after the enactment of this Act, describing the efforts to establish a Project HOPE Institute and the assistance provided in replicating the HOPE model.

Comprehensive Addiction and Recovery Act (CARA) Programs.—OJP is directed that funding for the Comprehensive Opioid, Stimulant, and Substance Abuse Program (COSSAP) be focused on prevention and education efforts, effective responses to those affected by substance abuse, and services for treatment and recovery from addiction. Of the \$185,000,000 for COSSAP, no less than \$11,000,000 shall be made available for additional replication sites employing the Law Enforcement Assisted Diversion (LEAD) model, with applicants demonstrating a plan for sustainability of LEAD-model diversion programs; no less than \$5,500,000 shall be made available for education and prevention programs to connect law enforcement agencies with K–12 students; and no less than \$10,500,000 shall be made available for embedding social services with law enforcement in order to rapidly respond to drug overdoses where children are impacted.

OJP is encouraged to ensure that funds provided for residential substance abuse treatment for State prisoners are being used to treat underlying mental health disorders, in addition to substance abuse disorders. Within the funding provided for drug courts, OJP is encouraged to give attention to States and localities that have the highest concentrations of opioid-related cases, and to prioritize assistance to underserved areas whose criminal defendants currently have relatively little opportunity to access drug courts and coordinate, as appropriate, with other Federal agencies such as the Department of Health and Human Services, as it implements these activities in order to avoid duplication. OJP is directed to include appropriate long-acting medications, including injectable anti-psy-

chotic medication, as an allowable expense to improve treatment adherence and reduce risk for relapse and re-incarceration.

Additionally, the Department is urged to provide funding in accordance with section 14002 of the 21st Century CURES Act of 2016 (Public Law 114–255) for court-ordered assisted outpatient treatment as authorized in law. Finally, the 21st Century CURES Act authorized the funding of Forensic Assertive Community Treatment (FACT) Initiatives as part of the adult and juvenile collaboration program grants. OJP is encouraged to make funding available for FACT Initiatives within these programs.

Body-Worn Camera Partnership Program.—It is recommended that jurisdictions continue to: (1) develop camera policies and procedures with community input; (2) commit to a set of narrow and well-defined purposes for which cameras and their footage may be used; (3) specify clear operational policies for recording, retention, and access; (4) require training for both the proper use of body-worn cameras and for the handling and use of the obtained video and audio recordings; (5) ensure that prior to use of body-worn cameras, privacy and data retention policies are already in place; and (6) as appropriate, make footage available to promote accountability with necessary privacy safeguards. In addition, OJP is requested to update the Body-Worn Camera Toolkit on an annual basis with any new information, data, and best practices and keep it publicly available on its website.

Justice Reinvestment Initiative (JRI).—Jurisdictions may use the JRI to reduce recidivism; control the size of corrections populations, either incarcerated or on community supervision; reduce crime; and create budgetary solutions to better balance correctional costs within a State's budget. Justice reinvestment is used to implement data-driven strategies to improve public safety by reducing corrections spending and reinvesting those savings in efforts to decrease crime and strengthen neighborhoods. Funding may be used to provide technical assistance to States with existing justice reinvestment programs to further such programs; provide technical assistance to additional States to expand the justice reinvestment initiative to those jurisdictions; or provide funding to States with existing justice reinvestment initiatives to expand or enhance the State's self-identified justice reinvestment initiative goals. Justice reinvestment funds shall not be restricted by Federal agencies for use on specific programs or policy initiatives, and States shall be permitted to establish their own priorities within the justice reinvestment framework.

Sexual Assault Kit Initiative (SAKI).—Within the amounts provided in this agreement, OJP shall provide competitively awarded grants with a comprehensive community-based approach to assist with the reduction of the backlog of untested rape kits at law enforcement agencies. OJP is further directed to provide a report, no later than 90 days after enactment of this Act, on its progress in developing a strategy and model to serve as best practices for discovering and testing kits, training law enforcement, and supporting victims throughout the process as required by Public Law 113–235.

JUVENILE JUSTICE PROGRAMS

The agreement includes \$346,000,000 for Juvenile Justice programs. These funds are distributed as follows:

JUVENILE JUSTICE PROGRAMS

(In thousands of dollars)

Program	Amount
Part B—State Formula Grants	\$67,000
Emergency Planning—Juvenile Detention Facilities	(500)
Youth Mentoring Grants	100,000
Title V—Delinquency Prevention Incentive Grants	49,000
Prevention of Trafficking Girls	(2,000)
Tribal Youth	(10,000)
Children of Incarcerated Parents Web Portal	(500)
Girls in the Justice System	(3,000)
Opioid Affected Youth Initiative	(10,000)
Children Exposed to Violence	(8,000)
Victims of Child Abuse Programs	30,000
Missing and Exploited Children Programs	94,000
Child Abuse Training for Judicial Personnel	3,500
Juvenile Indigent Defense	2,500
Total, Juvenile Justice	\$346,000

For fiscal year 2021, the Department is directed to continue following the directives as required by Public Law 116–93, on the following topics: “Implementation of the Juvenile Justice Reform Act of 2018”, “Juvenile Diversion Programs”, and “ICAC Training”.

Part B: State Formula Grants.—OJP is directed to submit as part of its spending plan for State and Local Law Enforcement Activities a plan for the administration of Part B State Formula Grants, including details pertaining to the formulas utilized in awarding grants under this heading. OJP is further directed to submit a report not later than one year after the date of enactment of this Act describing the types of programs that grantees are using their formula grant funding to support.

DOJ is urged to encourage Title II grant recipients to coordinate with their State education agencies to support continuity of education opportunities for adjudicated youth and to continue its efforts to institute reforms to ensure States’ compliance with the Title II core requirements. The Department shall report to the Committees on these efforts not later than 60 days after the date of enactment of this Act.

Arts Programs and Therapies for At-Risk and Justice-Involved Youth.—The agreement supports the use and implementation of arts-based programs and therapies at various points in the juvenile justice system as a way to work collaboratively across sectors to achieve system improvements and positive outcomes for youth. As a result, OJJDP is directed to review opportunities to include arts-based methods for prevention, diversion, and residential grant programs, and to provide a report to the Committees, not later than 90 days after the date of enactment of this Act, on the OJJDP programs providing options for these programs and therapies.

Youth Mentoring Grants.—Within the funds provided for Youth Mentoring Grants, \$16,500,000 is for helping youth impacted by substance abuse, including opioids and methamphetamine. OJJDP

is expected to take all steps necessary to ensure fairness and objectivity in the award of these and future competitive grants. OJP and OJJDP are expected to maintain expanded eligibility for local mentoring programs, particularly in rural areas, unaffiliated with national mentoring organizations. OJP and OJJDP are also expected to collaborate with mentoring stakeholders to expand youth mentoring services in rural areas inordinately affected by substance abuse and that are considered at-risk.

Victims of Child Abuse Act.—For the various programs authorized under the Victims of Child Abuse Act (Public Law 101–647), OJJDP is directed to ensure that not less than 90 percent of the grants awarded are for the purposes of developing and maintaining children’s advocacy centers (CAC), including training and accreditation. OJJDP is further directed to ensure the funds intended to support local CACs are used efficiently with the highest percentage possible of Federal funding expended for local CAC organizational capacity, which is essential for the effective support of implementing the multidisciplinary response to child abuse investigation, prosecution, and intervention services. Within the funds provided, \$5,000,000 shall be for Regional Children’s Advocacy Centers (RCACs) Programs.

The agreement supports efforts by CACs to use their unique model and expertise to help military installations address cases of child abuse, and again provides \$1,000,000 from within the funds provided to continue to support a pilot project to identify, develop, and operationalize best practices. As this effort has been funded since fiscal year 2017, OJJDP is directed to report on the status of this pilot, including the locations of CACs and military installations working together, the number of children served through these partnerships, and lessons learned from this pilot program.

Missing and Exploited Children Programs.—With the exception of funding directives, direction in the House report on Missing and Exploited Children Programs stands. The agreement includes \$94,000,000 for these programs and the Department is directed to distribute the increased amount proportionally among Missing and Exploited Children programs, excluding research and technical assistance activities.

Furthermore, OJP is directed to provide a plan for the use of these funds as part of the Department’s spending plan for fiscal year 2021, which shall include investments in authorized national programs that serve as a resource center and clearinghouse on missing and exploited children, task force grants, and administrative costs for the Internet Crimes Against Children (ICAC) program.

Within the funds provided in this agreement for the AMBER Alert program, no less than \$4,400,000 is for the operation and activities of the existing AMBER Alert program. Of the funds provided for AMBER Alert activities, \$1,000,000 shall be directed to addressing State/Tribal integration consistent with the findings of the report directed by Public Law 115–166.

OJJDP is directed to continue to provide for the development of IT solutions to address both duplicative tips and law enforcement deconfliction, to ensure that only high-quality information is being provided to law enforcement agencies, including ICAC task forces,

as required by the explanatory statement accompanying Public Law 116–93.

Within the funds provided in this agreement, \$3,000,000 shall be for a competitive grant award program to increase the technological investigative capacity, and associated training of law enforcement, to support the development, refinement, and advancement of widely used investigative tools, methods and technologies that address child pornography, exploitation, and sex trafficking, as previously directed in fiscal years 2018, 2019 and 2020. OJJDP is further directed to expand efforts to provide advanced skills training for ICAC officers.

ICAC Structure.—OJJDP is directed to submit a report, not later than 120 days after the date of enactment of this Act, describing how the ICAC program can be better structured to ensure consistency across the 61 task forces. Issues to be addressed include, adherence to standardized operating procedures; deconfliction processes with other Federal, State, local, and Tribal law enforcement agencies; the best way to prioritize investigations; and the possibility of establishing a formalized governing board over the ICAC program. This report should also discuss how to reduce the problem of high turnover for ICAC investigators, reasons for this turnover, and the skill sets and law enforcement backgrounds that have been most beneficial for investigators who have longevity with their ICAC programs.

Children Exposed to Violence.—The agreement provides \$8,000,000 for grants to help children exposed to violence, through supportive services for the children and their families, training and awareness to communities, and technical assistance for child and family-serving organizations to help them better recognize and help families at risk for violence.

PUBLIC SAFETY OFFICER BENEFITS
(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$143,800,000 for the Public Safety Officer Benefits program for fiscal year 2021.

COMMUNITY ORIENTED POLICING SERVICES
COMMUNITY ORIENTED POLICING SERVICES PROGRAMS
(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$386,000,000 for Community Oriented Policing Services (COPS) programs, as follows:

COMMUNITY ORIENTED POLICING SERVICES
(In thousands of dollars)

Program	Amount
COPS Hiring Grants	\$237,000
Tribal Resources Grant Program	(29,500)
Regional Information Sharing Activities	(40,000)
Tribal Access Program	(3,000)
Law Enforcement Mental Health and Wellness Act	(8,000)
POLICE Act	11,000
Anti-Methamphetamine Task Forces	15,000

COMMUNITY ORIENTED POLICING SERVICES—Continued

(In thousands of dollars)

Program	Amount
Anti-Heroin Task Forces	35,000
STOP School Violence Act	53,000
Community Policing Development/Training and Technical Assistance	35,000
Co-responder Crisis Teams	(10,000)
De-escalation Training	(15,000)
Accreditation Support	(5,000)
CPD Microgrants	(3,000)
Diversity and Anti-Bias Training	(2,000)
Total, Community Oriented Policing Services	\$386,000

For fiscal year 2021, DOJ is directed to follow prior year report language, included in Senate Report 116–127 and adopted in Public Law 116–93, on “Anti-Methamphetamine Task Forces” and “Anti-Heroin Task Forces.”

COPS Hiring Program.—The COPS Hiring Program grant solicitation for fiscal year 2021 is directed to include two additional priority focus areas: (1) hiring officers who live in the communities that they serve and (2) hiring officers who are willing to relocate to areas characterized by fragmented relationships between police and residents of the community, or where there are high incidents of crime.

Community Policing Development (CPD), Training and Technical Assistance.—The agreement provides \$35,000,000 for CPD, for competitive grants provided directly to law enforcement agencies, in the following manner: \$10,000,000 is to expand the use of crisis intervention teams in order to embed mental and behavioral health services with law enforcement, including training programs; \$15,000,000 is for officer training in de-escalation techniques, of which no less than \$4,000,000 is for grants to regional de-escalation training centers that are administered by accredited institutions of higher education and offer de-escalation training certified by a national certification program; \$5,000,000 is for assisting agencies with gaining accreditation to ensure compliance with national and international standards covering all aspects of law enforcement policies, procedures, practices, and operations, of which no less than \$1,500,000 is to be provided for small and rural law enforcement agencies for this purpose; \$3,000,000 is for the CPD Microgrants program, which provides funding for demonstration and pilot projects that offer creative ideas to advance crime fighting, community engagement, problem solving, and organizational changes to support community policing; and \$2,000,000 is for grants to support tolerance, diversity, and anti-bias training programs offered by organizations with well-established experience training law enforcement personnel and criminal justice professionals. The COPS Office is directed to report, within 30 days of enactment of this Act, on how the direction for CPD grants is being followed as well as timelines for grant deadlines and distribution.

Law Enforcement Mental Health and Wellness Grants.—Funding for the Law Enforcement Mental Health and Wellness Act (Public Law 115–113) shall be distributed via competitive grant process for State and local law enforcement agencies to provide better training

on officer emotional and mental health, to implement suicide prevention programming, and to help officers seek assistance in receiving support services.

School Resource Officers.—The COPS Office is directed to continue to implement requirements and procedures regarding written memoranda of understanding and training requirements, including clear definitions of officers' roles and responsibilities on campus, for any COPS Hiring grant funds used to hire school-based law enforcement officers.

GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

(INCLUDING TRANSFER OF FUNDS)

The agreement includes the following general provisions for the Department of Justice:

Section 201 makes available additional reception and representation funding for the Attorney General from the amounts provided in this title.

Section 202 prohibits the use of funds to pay for an abortion, except in the case of rape or incest, or to preserve the life of the mother.

Section 203 prohibits the use of funds to require any person to perform or facilitate the performance of an abortion.

Section 204 establishes that the Director of the Bureau of Prisons (BOP) is obliged to provide escort services to an inmate receiving an abortion outside of a Federal facility, except where this obligation conflicts with the preceding section.

Section 205 establishes requirements and procedures for transfer proposals.

Section 206 prohibits the use of funds for transporting prisoners classified as maximum or high security, other than to a facility certified by the BOP as appropriately secure.

Section 207 prohibits the use of funds for the purchase or rental by Federal prisons of audiovisual or electronic media or equipment, services and materials used primarily for recreational purposes, except for those items and services needed for inmate training, religious, or educational purposes.

Section 208 requires review by the Deputy Attorney General and the Department Investment Review Board prior to the obligation or expenditure of funds for major information technology projects.

Section 209 requires the Department to follow reprogramming procedures prior to any deviation from the program amounts specified in this title or the reuse of specified deobligated funds provided in previous years.

Section 210 prohibits the use of funds for A-76 competitions for work performed by employees of BOP or Federal Prison Industries, Inc.

Section 211 prohibits U.S. Attorneys from holding additional responsibilities that exempt U.S. Attorneys from statutory residency requirements.

Section 212 permits up to 2 percent of grant and reimbursement program funds made available to the OJP to be used for training and technical assistance and permits up to 2 percent of grant funds made available to that office to be used for criminal justice re-

search, evaluation and statistics by the NIJ and the Bureau of Justice Statistics.

Section 213 gives the Attorney General the authority to waive matching requirements for Second Chance Act adult and juvenile reentry demonstration projects; State, Tribal, and local reentry courts; and drug treatment programs. If a waiver is granted, the Attorney General shall document any factors and material presented by a grantee upon determining that a fiscal hardship exists prior to making an award.

Section 214 waives the requirement that the Attorney General reserve certain funds from amounts provided for offender incarceration.

Section 215 prohibits funds, other than funds for the national instant criminal background check system established under the Brady Handgun Violence Prevention Act, from being used to facilitate the transfer of an operable firearm to a known or suspected agent of a drug cartel where law enforcement personnel do not continuously monitor or control such firearm.

Section 216 places limitations on the obligation of funds from certain Department of Justice accounts and funding sources.

Section 217 allows certain funding to be made available for use in Performance Partnership Pilots.

Section 218 increases the threshold for balances in the United States Trustee System Fund.

Section 219 provides access for Tribes to national information databases.

Section 220 makes the Attorney General responsible for payment of witness fees.

Section 221 makes United States Marshals Service employees eligible for danger pay for certain foreign deployments.

Section 222 provides funding to develop and operate a database on law enforcement use of force and officer misconduct.

TITLE III

SCIENCE

OFFICE OF SCIENCE AND TECHNOLOGY POLICY

The agreement includes \$5,544,000 for the Office of Science and Technology Policy (OSTP).

Emerging Contaminants.—Within 30 days of the enactment of this Act, OSTP shall update its October 2018 “Plan for Addressing Critical Research Gaps Related to Emerging Contaminants in Drinking Water” as directed in Senate Report 116–127 and adopted by Public Law 116–93. The update shall identify any necessary program, policy, or budgetary resources required, by agency, to support implementation of the Federal research strategy for fiscal years 2021, 2022, and 2023. OSTP is further directed to brief the Committees on the National Emerging Contaminant Research Initiative within 30 days of enactment of this Act.

Research Integrity.—The Committees have yet to receive the assessment that will form the baseline for guidance for government agencies, universities, and the broader research community on indicators of risks to research integrity from foreign influence. OSTP

shall report within 30 days of enactment of this Act to the Committees on the extent of these issues and provide OSTP's suggested risk mitigation actions that can be implemented by universities and the U.S. Government.

Research on the Great Lakes Resources.—The vessels of the Great Lakes ecosystem Federal research fleet are nearing the end of their useful service lives. OSTP is reminded of the requirement to submit an assessment of the fleet contained in Senate Report 115–275, adopted by Public Law 116–6.

Federal Unmanned Aircraft Systems (UAS) Procurement.—OSTP is encouraged to identify domestically-produced UAS options as alternatives to commercially-available foreign UAS that may allow for the unintended transmittal of data being collected and to coordinate guidelines that will allow for secure utilization of UAS by all Federal agencies.

NATIONAL SPACE COUNCIL

The agreement includes \$1,965,000 for the activities of the National Space Council.

Quarterly Briefings.—The National Space Council is directed to provide the Committees with quarterly briefings, beginning with the annual budget submission, that identify current and emerging threats to maintaining U.S. leadership in space-based activities by the Federal Government, industry, and academia and the associated plans and policies to maintain that leadership.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

The agreement includes \$23,271,278,000 for the National Aeronautics and Space Administration (NASA).

Partial Funding Requests.—The agreement notes that going forward, NASA should refrain from requesting only part of the funding it requires to accomplish all of its missions. Additionally, the agreement objects to NASA's efforts in recent fiscal years to redirect funding away from priorities clearly set by the Congress in law and has included more specific bill language to curtail such actions.

Quarterly Launch Schedule.—NASA shall continue providing the Committees with a quarterly launch schedule, by mission, which describes the risks associated with any launch delays, the impacts of launch delays to other missions in the launch queue, a budget estimate of the anticipated carrying costs for missed launch windows, as well as any adjustments to launch windows for delayed missions.

Oversight and Accountability.—NASA acquisition management remains on the U.S. Government Accountability Office's (GAO's) "high risk" list. NASA is expected to maintain focus on improving oversight and accountability. NASA is directed to cooperate fully with GAO and shall provide timely program analysis, evaluation data, and other relevant information so GAO can report to Congress shortly after the annual budget submission, and semiannually thereafter, on the status of large-scale NASA programs, projects, and activities. NASA is further directed to brief the Committees within 30 days of the annual budget submission on the reserves, along with confidence level if appropriate, assumed in the

proposed funding level for each directorate, theme, program, project, or activity.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
(In thousands of dollars)

Program	Amount
Science:	
Earth Science	\$2,000,000
Planetary Science	2,700,000
Astrophysics	1,356,200
James Webb Space Telescope	414,700
Heliophysics	751,000
Biological and Physical Sciences	79,100
Total, Science	7,301,000
Aeronautics	828,700
Space Technology	1,100,000
Exploration:	
Exploration Systems Development	4,582,600
Orion Multi-purpose Crew Vehicle	1,406,700
Space Launch System (SLS) Vehicle Deployment	2,585,900
Exploration Ground Systems	590,000
Exploration Research and Development	1,972,800
Gateway	698,900
Human Landing System	850,000
Total, Exploration	6,555,400
Space Operations	3,988,200
Science, Technology, Engineering, and Mathematics (STEM) Engagement:	
NASA Space Grant	51,000
EPSCoR	26,000
Minority University Research Education Project	38,000
STEM Education and Accountability Projects	12,000
Total, Science, Technology, Engineering, and Mathematics (STEM) Engagement	127,000
Safety, Security and Mission Services	2,936,500
Construction and Environmental Compliance and Restoration	390,278
Office of Inspector General	44,200
Total, NASA	\$23,271,278

SCIENCE

The agreement includes \$7,301,000,000 for Science.

Earth Science.—The agreement includes \$2,000,000,000 for Earth Science and adopts all funding levels designated by the House, except as follows.

Earth Science Research and Analysis.—The agreement directs no less than \$25,000,000 above the requested level for Earth Science Research and Analysis.

Earth Science Decadal.—In keeping with the recommendations of the Earth Science decadal survey, NASA should plan to competitively select future missions. An increase in competed, Principal In-

investigator (PI)-led missions can encourage better cost and schedule management, infuse new technologies, and contribute to workforce.

Earth System Science Pathfinder Missions.—The agreement includes \$343,900,000 for Earth System Science Pathfinder missions.

Venture Class Missions.—The agreement includes \$263,600,000 for Venture Class Missions.

NASA—Indian Space Research Organisation (ISRO) Synthetic Aperture Radar, Geosynchronous Littoral Imaging and Monitoring Radiometer (GLIMR), and Geostationary Carbon Cycle Observatory (GeoCARB).—The agreement fully supports, at no less than the request level, NASA–ISRO Synthetic Aperture Radar, the GLIMR instrument, and GeoCARB. GeoCARB is due to launch in 2023 and will demonstrate the feasibility of using a commercial communications satellite to host a scientific instrument to measure vegetation off-gassing and detect methane. GeoCARB could serve as a model for meeting future Earth Science research needs in a cost-effective manner. The agreement is supportive of collaborative research that works to advance our understanding of the behavior of the Earth by engaging academia, particularly students, in its studies and investigations, as these partnerships ensure that NASA’s data expertise remains up-to-date and increases the research capacities at universities.

Planetary Science.—The agreement includes \$2,700,000,000 for Planetary Science.

Lunar Discovery.—The agreement includes up to \$451,500,000 for the Lunar Discovery and Exploration, including \$22,000,000 to continue the Lunar Reconnaissance Orbiter, \$70,000,000 for the new Lunar Future initiative, and up to the request level for Commercial Lunar Payload Services (CLPS). NASA is expected to provide funding under the CLPS program only for lunar landers and rovers majority-designed, developed, and built in the United States. Additionally, this level of funding supports a regular cadence of at least one robotic mission to the lunar surface per year. The Lunar Discovery and Exploration program shall adhere to the lunar science priorities established by decadal surveys and the National Research Council’s Scientific Context for the Exploration of the Moon by funding activities that meet both lunar science and human exploration needs through varied mission types.

Planetary Defense.—The agreement includes \$156,400,000 for planetary defense of which \$66,400,000 is for the Double Asteroid Redirect Test (DART) to ensure a June 2021 launch and \$90,000,000 is for other Near Earth Object Observations missions and data analysis. NASA is expected to request adequate resources for simultaneous development of DART and the Near Earth Object Surveillance Mission (NEOSM) that pursues a 2025 launch date for NEOSM. NASA is directed to report to the Committees within 180 days of the enactment of this Act on how the agency is fulfilling its mandate to detect 90 percent of objects greater than 140 meters that threaten Earth, along with development progress of DART and NEOSM.

Asteroid Sample and Advanced Curation Facility.—NASA’s investments in the Asteroid Sample and Advanced Curation Facility, as well as the Astromaterials Curation Annex, will allow NASA to properly analyze and curate the variety of samples encountered in

the planned Mars Sample Return (MSR) mission. NASA should leverage these investments by engaging the academic community to support sample return missions and make samples available for research to the worldwide science community.

New Frontiers Missions.—The agreement includes \$183,200,000 for New Frontiers missions. Within New Frontiers, \$100,000,000 is included for Dragonfly missions. The agreement includes the budget request for Radioisotope Power Systems. Further, the agreement expects NASA to continue the selection and launch cadence of New Frontiers and Discovery class missions in spite of any cost pressures from planetary flagship missions or the Mars program.

Mars Exploration Program.—The House language regarding the Mars Exploration Program is accepted and within these amounts the agreement includes \$263,500,000 to further development of an MSR mission to be launched in 2026.

Commercial Deep Space Communications Relay.—Consistent with House direction, within 180 days of enactment of this Act, NASA is directed to submit a report to the Committees outlining the Science plan for securing commercial services for future Mars surface assets. NASA may use fiscal year 2021 funds to procure such services to the extent they are available, scientifically necessary, and can be selected competitively.

Europa Clipper Mission.—The agreement includes \$403,500,000 for the Jupiter Europa Clipper mission, modifies House language regarding Clipper, and includes a proviso regarding conditions to be met and directives for the Administrator.

Icy Satellites Surface Technology.—The agreement includes no less than \$17,500,000 above the requested level for Icy Satellites Surface Technology.

Science Mission Directorate (SMD) Education.—The agreement provides no less than \$45,600,000 for education and outreach efforts. The agreement further supports the recommendation that the Astrophysics program continue to administer this SMD-wide education funding. The agreement encourages SMD-funded investigators to be directly involved in outreach and education efforts and support citizen science. NASA should continue to prioritize funding for ongoing education efforts linked directly to its science missions.

Astrophysics.—The agreement includes \$1,356,200,000 for Astrophysics.

Cosmic Origins.—The agreement includes \$93,300,000 for the Hubble Space Telescope, \$10,000,000 for search for life technology development to leverage and scale technologies developed for the James Webb Space Telescope, and \$85,200,000 for the Stratospheric Observatory for Infrared Astronomy (SOFIA).

James Webb Space Telescope (JWST).—The agreement includes \$414,700,000 for JWST.

Nancy Grace Roman Space Telescope.—The agreement includes \$505,200,000 for the Roman Telescope.

Heliophysics.—The agreement provides \$751,000,000 for Heliophysics, including \$280,800,000 for Heliophysics Research which includes the request level for Research Range; \$148,200,000 for Living with a Star, which includes no less than \$25,000,000 for space weather science applications and \$15,000,000 above the request for Geospace Dynamics Constellation; \$148,600,000 for Solar

Terrestrial Probes, which includes funding for the Magnetospheric Multiscale mission at no less than the fiscal year 2020 level and \$10,000,000 to begin formulation for the Dynamical Neutral Atmosphere-Ionosphere Coupling mission as a Principal Investigator (PI)-led mission; and \$173,400,000 for Heliophysics Explorers. This amount supports the Diversify, Realize, Integrate, Venture, Educate initiative as recommended in the most recent heliophysics decadal survey, as well as science centers and early career researchers. NASA is directed to establish a standalone heliophysics technology program in future budget requests. NASA's space weather science applications program should focus on research and technologies that enable other agencies to dramatically improve operational space weather forecasts and assets, including ground-based assets such as the Daniel K. Inouye Solar Telescope.

Unmanned Aerial Vehicles.—The agreement supports NASA's efforts to develop and refine UAV platforms and encourages continued cooperation from Federal science agencies, including NOAA, to expand utilization and supplement data collection in support of hurricane forecast modeling.

Biological and Physical Science.—The agreement includes \$79,100,000 for Biological and Physical Science within Science, with a commensurate reduction in Space Operations.

AERONAUTICS

The agreement includes \$828,700,000 for Aeronautics. The agreement supports New Aviation Horizons and is encouraged by NASA's efforts toward developing a Low Boom Flight Demonstrator X-plane, referred to as the Low Boom Flight Demonstrator (LBFD). Appropriate funds are also included to enable the next X-plane demonstration planned beyond LBFD.

University Leadership Initiative.—NASA is expected make additional awards to U.S. universities from the Fiscal Year 2020 solicitation to address additional technical barriers in aeronautics and is encouraged to utilize universities and their capabilities in areas where multidisciplinary convergent research is needed in early stage aeronautics research and technology development.

Hypersonics Technology.—The agreement includes up to \$60,000,000 for Hypersonics Technology.

Hypersonics Advanced Materials.—The agreement provides an additional \$8,000,000 above the request for collaborative work between industry and academia for development of lower cost advanced three-dimensional carbon/carbon material testing and characterization that will benefit the next generation of very high temperature composites for hypersonic vehicles.

High-Rate Composite Aircraft Manufacturing (HiCAM).—The agreement provides no less than the requested amount for HiCAM and encourages NASA to leverage existing academic and industry expertise to help demonstrate efficient design, development, and certification requirements associated with this program and to utilize no less than 75 percent of these funds to support public-private partnership with at least a 50 percent government cost share.

Subsonic Aircraft Research.—NASA is encouraged to continue research and development in key technologies and innovative aircraft structures and components to enable development of ultra-efficient,

sustainable transonic aircraft, including investments in X-planes or other appropriate test platforms.

Advanced Composite Project (ACP).—The agreement encourages NASA to maintain the capabilities and intellectual property structures developed through public-private partnerships within the ACP, provides no less than the fiscal year 2020 funding level for these activities, and expects the activities associated with the ACP to be leveraged across the aeronautics portfolio as part of the fiscal year 2022 request.

Advanced Materials Research.—The agreement provides \$7,000,000 above the request level for advanced materials research and encourages NASA to partner with academic institutions that have strong capabilities in aviation, aerospace structures, and materials testing and evaluation for these activities.

Unmanned Traffic Management System (UTM).—NASA is encouraged to continue work with Federal agencies, States, counties, cities, and Tribal jurisdictions on research toward the development of a UTM system that will ensure the broadest level of acceptance from local jurisdictions. Within 60 days of enactment of this Act, NASA shall provide a report to the Committees on Appropriations regarding the agency's future unmanned traffic management UTM airspace requirements, UTM airspace needs, and by extension, the agency's advanced air mobility airspace needs.

UTM Modeling.—The agreement supports NASA's ability to leverage test range airspace, modeling, and simulation from other Federal agencies for UTM and advanced air mobility related activities. NASA should ensure that UTM regional modeling and simulation include electric and hybrid vertical takeoff and landing (VTOL) aircraft and that VTOL aircraft, infrastructure, and airspace meet the needs of rural, suburban, and urban communities.

Cleaner, Quieter Airplanes.—Not later than 180 days after the enactment of this Act, NASA shall submit to the Committees a report on NASA's progress on the development of technologies for quieter, cleaner airplanes, including the ability to transition these technologies to industry.

SPACE TECHNOLOGY

The agreement includes \$1,100,000,000 for Space Technology and reaffirms support for the independence of the mission directorate and recognizes that its current status enables it to support the development of a wide array of various technologies.

Regional Economic Development Program.—The agreement includes up to \$8,000,000 for the Regional Economic Development Program. NASA is encouraged to expand the program to all 50 states.

On Orbit Servicing and Manufacturing.—The agreement includes up to the requested level for On Orbit Servicing and Manufacturing Demonstration–2.

Restore-L/Space Infrastructure DEXterous Robot (SPIDER).—The agreement provides \$227,000,000 for Restore-L/SPIDER.

Nuclear Thermal Propulsion.—The agreement provides not less than \$110,000,000 for the development of nuclear thermal propulsion, of which not less than \$80,000,000 shall be for the design of test articles that will enable a flight demonstration. Within 180

days of the enactment of this Act, NASA, in conjunction with other relevant Federal departments and agencies, shall submit a multi-year plan that enables technology development leading to an in-space propulsion-system demonstration and describes future missions and propulsion and power systems enabled by this capability.

Solar Electric Propulsion.—The agreement includes the requested level for Solar Electric Propulsion activities.

Additive Manufacturing.—The agreement includes \$35,000,000 for additive manufacturing.

Flight Opportunities Program.—The agreement includes no less than \$27,000,000 for the Flight Opportunities Program. The funding provided for this program may be used to support undergraduate and graduate work in developing flight opportunities payloads. NASA should ensure that funds are available for flight opportunities of science, technology demonstration, and educational payloads developed across all NASA Mission Directorates, as well as external flight opportunities, as authorized under section 907 of the NASA Authorization Act of 2010 (Public Law 111–267), including competitively-selected opportunities in support of payload development and flight of K–12 and collegiate educational payloads. NASA is directed to consider how the Flight Opportunities Program may be leveraged to provide expanded opportunities to Science, Technology, Engineering, and Mathematics (STEM) students and early career researchers. The recommendation includes \$7,000,000 to support payload development and flight of K–12 and collegiate educational payloads.

Innovative Nanomaterials.—The agreement includes \$5,000,000 to advance large scale production and use of innovative nanomaterials, including carbon nanotubes.

On Surface Manufacturing Capabilities.—The agreement provides the budget request for On-Surface Manufacturing and directs NASA, through partnerships with universities, to leverage efforts that complement ongoing work on the development of advanced materials with a focus on point-of-need and in-place generated materials, energy capture and power storage, recycling, commercialization, and workforce development.

Small Business Innovation Research.—NASA shall continue to fulfill statutory obligations for the amount of Small Business Innovation Research (SBIR) and place an increased focus on awarding SBIR awards to firms with fewer than 50 employees.

EXPLORATION

The agreement includes \$6,555,400,000 for Exploration and recognizes that the Nation deserves a safe and robust human spaceflight program to explore beyond low-Earth orbit (LEO) and ensure U.S. leadership in space. To support these efforts, the agreement provides funding for NASA to make investments in critical infrastructure that will enable the human exploration of space beyond LEO through the Artemis program and provide flexibility for a variety of mission destinations including the Moon and Mars.

Orion Multi-Purpose Crew Vehicle.—The agreement includes \$1,406,700,000 for the Orion Multi-Purpose Crew Vehicle. NASA is further directed to inform Congress of the status of activities related to Orion, the European Service Module, and ongoing activities

related to integration of Orion with Space Launch System and associated ground infrastructure.

Space Launch System (SLS).—The agreement provides \$2,585,900,000 for SLS, of which \$400,000,000 is for concurrent SLS Block 1B Development, including Exploration Upper Stage development and associated stage adapter work. The agreement is supportive of fully developing the capabilities of SLS, and directs NASA to continue the simultaneous development of activities as authorized under sections 302(c)(1)(a) and (b) of Public Law 111–267. The agreement reiterates House language directing NASA to engage an independent reviewer to conduct a review of SLS completion costs. Additionally, not later than 180 days after the enactment of this Act, the agreement directs NASA to submit to the Committees a comprehensive manifest of Space Launch System cargo flights through 2030 which incorporates planned Science missions, such as the Europa Lander mission and outer planet missions to Uranus and Neptune.

Exploration Ground Systems.—In lieu of direction in the House report, the agreement includes \$590,000,000 for Exploration Ground Systems.

VAB Construction.—The agreement provides for a transfer of \$25,000,000 from Exploration Systems Development to Exploration Construction of Facilities, to fund additional Exploration Ground Systems construction requirements incrementally, consistent with the incremental funding authority provided for Exploration Systems in the FY 2018 Consolidated Appropriations Act (P.L. 115–141), as Exploration Systems programs move from development to production and operations. This transfer will increase funding for the KSC Modifications to Launch Infrastructure for SLS project, to initiate construction of new platforms for Vehicle Assembly Building (VAB) High Bay 3 to enable processing the SLS Block 1B configuration.

Second Mobile Launch Platform (MLP-2).—In lieu of the House report language, the agreement within Exploration Ground Systems includes \$74,000,000 for MLP-2.

Exploration Research and Development.—The agreement includes \$1,972,800,000 for Exploration Research and Development, and directs that of that amount, \$698,800,000 is for Gateway, and \$850,000,000 is for the Human Landing System.

Priority of Use Missions.—NASA is directed to continue reporting to the Committees any activities that cause NASA to invoke its “Priority of Use” clause, including identifying the conflicting activities between NASA and non-Federal activities, and how the conflict was resolved, 15 days prior to any activity taking place. NASA shall ensure that any non-Federal activities do not interfere with the progress of, and schedule for, the Artemis missions.

Lunar Lander Program Office.—Within the amount provided for the Human Landing System, the agreement includes full funding for the Lunar Lander Program Office.

SPACE OPERATIONS

The agreement provides \$3,988,200,000 for Space Operations, including \$17,000,000 for commercial low Earth orbit (LEO) development.

Commercial Crew and Cargo Program.—The agreement provides the requested level of funding for Commercial Crew and Cargo, including funds to enable cargo flights for all three current providers within the Commercial Crew and Cargo program.

Biological and Physical Science Research and Applications.—At the request of NASA, the agreement moves the Biological and Physical Science research and applications to the Science Mission Directorate. The agreement supports the full request for ISS Research. However, of the requested amount, \$79,100,000 for Biological and Physical Science is provided within the NASA Science account. NASA is directed to continue to support grant opportunities in biological and physical sciences research within a microgravity environment, including continued study of and quantifying potential exposure to cosmic rays through initiatives such as the Alpha Magnetic Spectrometer.

Commercial LEO Development.—The agreement provides \$17,000,000 for LEO commercialization to grow promising research across all scientific disciplines and industries. Within 180 days of enactment of this Act, NASA shall provide the Committees the selection criteria used by NASA and other U.S. based entities for selecting projects, a list of the projects selected, the total costs incurred by NASA for delivery and execution of each project, and the amount NASA will be reimbursed for transportation, personnel, and facility use for each project. NASA is also directed to provide the Committees, within 180 days of enactment of this Act, an assessment of the benefits and challenges of using repurposed upper stages as free-flying platforms. NASA shall not use funds provided in this or any other Act to subsidize the cost of any project that is primarily intended for marketing, advertising, or entertainment purposes.

Space Communications.—The proposal to consolidate the Communications Services Program (CSP) under Space Communications and Navigation (SCaN) has created uncertainty about how CSP will be managed. The agreement directs NASA to develop a plan, budget, and timeline for sustainment of the existing network and infrastructure upgrades, as well as delineating responsibilities for the program and explaining how the program goals differ from SCaN. NASA is directed to brief the Committees on the plan within 180 days of enactment of this Act.

SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS
ENGAGEMENT

The agreement includes \$127,000,000 for Science, Technology, Engineering, and Mathematics Engagement.

Space Grant Program.—The agreement includes \$51,000,000 for the Space Grant Program; directs that these amounts be allocated to State consortia for competitively awarded grants in support of local, regional, and national STEM needs; and directs that all 52 participating jurisdictions be supported at no less than \$760,000 each.

Established Program to Stimulate Competitive Research (EPSCoR).—The agreement includes \$26,000,000 for EPSCoR.

Minority University Research and Education Project (MUREP).—The agreement includes \$38,000,000 for MUREP. MUREP is en-

couraged to support programs that connect science, indigenous culture, and community, including the integration of indigenous practices, at minority-serving higher education institutions, including Alaska Native and Native-Hawaiian Serving Institutions and Tribal Colleges and Universities, in a State or States where the need for such indigenous-academic collaboration is present.

STEM Education and Accountability Projects (SEAP).—The agreement includes \$12,000,000 for the SEAP.

Museums and Planetariums.—No less than \$5,000,000 is provided for the Competitive Program for Science Museums, Planetariums, and NASA Visitor Centers within SEAP, and NASA is encouraged to follow the program's authorized purpose.

SAFETY, SECURITY AND MISSION SERVICES

The agreement includes \$2,936,500,000 for Safety, Security and Mission Services.

IV&V Program.—The agreement directs that within the amounts provided \$39,100,000 is for NASA's IV&V Program and, if necessary, NASA is directed to fund additional IV&V activities from within the mission directorates that make use of IV&V services.

Accounting System.—The agreement directs that NASA not implement, alter, or configure any changes to its financial system to accommodate amounts below NASA appropriation account levels. NASA should request such changes, and any associated costs, as part of a future budget request.

Buy American Provisions.—NASA is directed to follow prior year report language included in Senate Report 116–127 and adopted by Public Law 116–93 regarding Buy American provisions related to marine vessels and marine vessel components.

Diversity and Inclusion.—NASA is encouraged to take steps to promote racial and cultural acceptance and diversity within its workforce. Within 180 days of enactment of this Act, NASA is directed to submit a report analyzing the current racial and cultural makeup of the agency; planned efforts to recruit, retain, and advance applicants and employees critical to promoting greater racial and cultural diversity, and the outcomes of these efforts; and any additional steps and recommendations planned to promote greater racial and cultural acceptance and diversity throughout the NASA workforce, including the development and analysis of metrics to evaluate success.

CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND RESTORATION

The agreement includes \$390,278,000 for Construction and Environmental Compliance and Restoration (CECR). The agreement also includes the request for Construction of Facilities for Science, Exploration, and Space Operations.

OFFICE OF INSPECTOR GENERAL

The agreement includes \$44,200,000 for the Office of Inspector General.

ADMINISTRATIVE PROVISIONS
(INCLUDING TRANSFERS OF FUNDS)

NASA is directed to provide any notification under section 20144(h)(4) of title 52, United States Code, to the Committees.

The agreement also permits a transfer of funds from Exploration to Construction.

Not more than 20 percent or \$50,000,000, whichever is less, of the amounts made available in the current-year CECR appropriation may be applied to CECR projects funded under previous years' appropriation acts. Use of current-year funds under this provision shall be treated as a reprogramming of funds under section 505 of this Act and shall not be available for obligation except in compliance with the procedures set forth in that section.

NATIONAL SCIENCE FOUNDATION

The agreement includes \$8,486,759,000 for the National Science Foundation (NSF).

Arecibo Observatory (AO).—The significant loss caused by the collapse of the 305-meter radio telescope at the Arecibo Observatory in Arecibo, Puerto Rico, is devastating. During its 57 years in operation, the telescope was an integral part of U.S. capabilities to advance scientific research and served as an iconic, beloved site for the residents of Puerto Rico and the scientific community. With this in mind and keeping safety as the number one priority, NSF is directed to report to the Committees within 60 days of enactment of this Act on the causes and extent of the damage, the plan to remove debris in a safe and environmentally sound way, the preservation of the associated AO facilities and surrounding areas, and the process for determining whether to establish comparable technology at the site, along with any associated cost estimates. NSF shall keep the Committees informed of any other activities related to this facility.

Innovation Corps.—The agreement includes \$40,000,000 for the Innovation Corps program. NSF is encouraged to facilitate greater participation in the program from academic institutions in States that have not previously received awards.

Student Diversity and Success Research.—The agreement adopts House language regarding Historically Black Colleges and Universities (HBCU) Student Diversity and Success Research and expands it to encourage NSF to support the listed activities at Hispanic Serving Institutions, Alaska Native Serving Institutions, Native-Hawaiian Serving Institutions, and Tribal Colleges and Universities and to direct NSF to include these types of institutions in the required report, in addition to HBCUs.

RESEARCH AND RELATED ACTIVITIES

The agreement includes \$6,909,769,000 for Research and Related Activities (R&RA) and no less than \$200,000,000 for EPSCoR.

Within the amount provided for R&RA, the agreement provides for the Facility Operation Transition activity at the budget request level, operation of the National Ecological Observatory Network at

no less than the fiscal year 2020 level, and the Center for High Energy X-Ray Science at no less than the budget request level.

Maintaining Core Research.—NSF shall maintain its core research at levels not less than those provided in fiscal year 2020, including supporting existing observational networks and research infrastructure, including astronomy facilities, the academic research fleet, federally funded research and development centers and the national high-performance computing centers.

Daniel K. Inouye Solar Telescope (DKI-ST).—The agreement supports the budget request for the Daniel K. Inouye Solar Telescope (DKI-ST). NSF is encouraged to support the existing ancillary academic partnerships between NSF and DKI-ST.

Green Bank Observatory (GBO).—The agreement supports NSF's effort to develop multi-agency plans at GBO and provides no less than the request level to support operations and maintenance at GBO through multi-agency plans, or directly through the Foundation.

Navigating the New Arctic.—The Committee urges NSF to formulate Arctic research programs leveraging expertise from regions accustomed to changing marine ecosystems. Specifically, NSF is encouraged to consider the impact of the opening of the two trans-Arctic sea routes and the proximity to deep U.S. ports.

Online Influence.—NSF is encouraged to consider additional research efforts that will help counter influence from foreign adversaries on social media platforms designed to influence U.S. perspectives and undermine confidence in U.S. elections and institutions. To the extent practicable, NSF should engage other Federal agencies to help identify areas of research that will provide insight that can mitigate adversarial online influence.

U.S. Neutron Monitor Network.—NSF is directed to immediately submit the U.S. Neutron Monitor Network plan required under Senate Report 116–127, as adopted in Public Law 116–93.

Study of Temperate Woodland and Alpine Ecosystems and Ecoregions.—NSF is expected to continue supporting research on unique mountain temperate woodland ecosystems and ecoregions, in order to better understand and sustain the health and vitality of mountain ecosystems.

Spectrum Innovation Initiative.—The agreement supports investments in the Spectrum Innovation Initiative.

Water Contamination Research.—From fiscal year 2014 to present, NSF has obligated more than \$30,000,000 to research related to the water crisis in Flint, Michigan, or closely related subjects. NSF is encouraged to continue multi-institutional, multidisciplinary water-related research.

Rules of Life.—The agreement supports NSF's focus on Rules of Life funding of research, including in plant genomics, and directs NSF to continue to advance the ongoing plant genomics research program, further its work in crop-based genomics research, and to maintain a focus on research related to crops of economic importance.

Verification of the Origins of Rotation in Tornadoes Experiment-Southeast (VORTEX-SE).—NSF is encouraged to continue its cooperation with NOAA for the VORTEX-SE field campaign in the southeastern United States. NSF should look beyond its traditional

research disciplines to utilize programs, co-funding opportunities, and to utilize collaborative research to better understand the fundamental natural processes of tornadoes and to improve models of these seasonal extreme events.

High-Performance Computing Planning.—NSF should invest in additional high-performance computational systems and renew and adequately resource its commitment to developing and supporting systems that facilitate tremendous leaps in computational simulation.

Intense, Ultrafast Lasers.—In 2018, the National Academy of Sciences found that the United States has lost its previous dominance in high-intensity lasers, which are critical to advance scientific discovery, future science facilities, and important applications in national security, industry, and medicine. NSF is encouraged to implement report recommendations and to make the necessary early stage investments in intense, ultrafast laser science and technology.

Marine Research.—NSF is to maintain current funding levels for marine research facilities. A plan shall be developed by NSF with the scientific community to continue researcher access to marine research facilities and to accept new research proposals.

Re-Engineering Plastic Textiles.—NSF is encouraged to take a comprehensive and coordinated approach to support research in plastics, microplastics, and microfibers to address the significant challenges on the aquatic environment, to human health, and in the transport and migration of materials, waste management, and development of alternative materials.

Coastlines and People.—NSF is encouraged to continue to advance research in coastal environmental viability and natural hazards in coastal regions, including the efforts of the Coastlines and People program.

Quantum Information Science.—The agreement includes funds up to the request levels for quantum information science research and from within this amount provides no less than \$160,000,000 for activities authorized under section 301 of the National Quantum Initiative Act and \$50,000,000 for National Quantum Information Science Research Centers, as authorized in section 302 of that Act.

Artificial Intelligence (AI).—This agreement fully funds AI related grants and interdisciplinary research initiatives across NSF at up to the fiscal year 2021 request level. In addition, the agreement reiterates House language to encourage NSF to continue its efforts in workforce development for AI and other emerging technologies, with focused outreach to community colleges, Historically Black Colleges and Universities, Hispanic Serving Institutions, Tribal Colleges and Universities and other Minority Serving Institutions.

Sustainable Chemistry Research.—NSF is encouraged to develop and implement a sustainable chemistry research and development program, as authorized by the America Competes Reauthorization Act of 2010 (Public Law 111– 358). Additionally, NSF shall report to the Committees within 90 days after the enactment of this Act on its implementation plan for this program.

MAJOR RESEARCH EQUIPMENT AND FACILITIES CONSTRUCTION

The agreement includes \$241,000,000 for Major Research Equipment and Facilities Construction (MREFC), including funds at the requested levels for the continued construction of the Vera C. Rubin Observatory (previously known as the Large Synoptic Survey Telescope), the Antarctic Infrastructure Modernization for Science, and the High Luminosity-Large Hadron Collider Upgrade. The Government Accountability Office is directed to continue its annual reviews and semiannual updates of programs funded within MREFC and shall report to Congress on the status of large-scale NSF projects and activities based on its review of this information.

Mid-scale Research Infrastructure.—The agreement includes \$76,250,000 for Mid-scale research infrastructure. NSF is encouraged to award at least one mid-scale research infrastructure project led by an institution in an EPSCoR State.

Infrastructure Planning.—Under 42 U.S.C 1862l, the NSF Director is required to prepare, and include as part of the Foundation's annual budget request to Congress, a plan for the proposed construction of, and repair and upgrades to, national research facilities. Under 42 U.S.C. 1862n-4, the Director, with the approval of the National Science Board, also develops a prioritized list of MREFC projects approved by the Board. The Board found in its 2030 Vision report that: "Providing research infrastructure across the range of scientific fields and at various scales will require field-based, agency-based, and interagency planning and execution to ensure that infrastructure investments are complementary and that America's S&E infrastructure is globally competitive." In lieu of House language regarding infrastructure planning, NSF and the Board are encouraged to engage in robust planning for and investments in the next generation of world class facilities, including any projects recommended by the upcoming Astrophysics decadal survey.

Buy American Provisions.—NSF is directed to follow prior year report language included in Senate Report 116-127 and adopted by Public Law 116-93 regarding Buy American provisions related to marine vessels and marine vessel components.

EDUCATION AND HUMAN RESOURCES

The agreement includes \$968,000,000 for Education and Human Resources, including no less than these amounts for the following programs: \$49,500,000 for Louis Stokes Alliance for Minority Participation; \$75,000,000 for the Advanced Technological Education program; \$36,500,000 for the Historically Black Colleges and Universities Undergraduate Program; \$16,500,000 for the Tribal Colleges and Universities Program; \$62,500,000 for Advancing Informal STEM Learning; \$8,000,000 for the Alliance for Graduate Education and the Professoriate; \$24,000,000 for Centers for Research Excellence in Science and Technology; and \$18,000,000 for Advancement of Women in Academic Science and Engineering Careers.

The agreement does not adopt the proposed funding reductions for the Improving Undergraduate STEM Education, Robert Noyce Scholarship Program, or the Graduate Research Fellowship, and

instead includes the fiscal year 2020 funding levels for these programs.

Funding in this account is also used to implement the Building Blocks of STEM Act (Public Law. 116–102).

Hispanic-Serving Institutions (HSIs).—The agreement includes \$46,500,000 for the HSI program to build capacity at institutions of higher education that typically do not receive high levels of NSF funding.

CyberCorps: Scholarships for Service.—The agreement includes no less than \$60,000,000 for the CyberCorps: Scholarships for Service program, of which not less than \$7,500,000 should be used to continue work with community colleges that have been designated as a Center of Academic Excellence in Information Assurance 2-Year Education (CAE2Y) by the National Security Agency and the Department of Homeland Security, including through providing scholarships to students at CAE2Y institutions who will not transfer into a 4-year program, such as career-changers who possess 4-year degrees and veterans of the Armed Forces.

Cybersecurity Research.—In addition to the partnership efforts called for in the House report under this heading, NSF is urged to collaborate with National Initiative for Cybersecurity Education at NIST on efforts to develop cybersecurity skills in the workforce, especially in support of nontraditional or technical degree qualifications.

Bioprocessing.—NSF is encouraged to include training in bioprocessing within appropriate research areas as part of their educational efforts.

AGENCY OPERATIONS AND AWARD MANAGEMENT

The agreement includes \$345,640,000 for Agency Operations and Award Management.

Diversity and Inclusion.—NSF is encouraged to take steps to promote racial and cultural acceptance and diversity within its workforce. Within 180 days of enactment of this Act, NSF is directed to submit a report analyzing the current racial and cultural makeup of the Foundation; planned efforts to recruit, retain, and advance applicants and employees critical to promoting greater racial and cultural diversity, and the outcomes of these efforts; and any additional steps and recommendations planned to promote greater racial and cultural acceptance and diversity throughout the NSF workforce, including the development and analysis of metrics to evaluate success.

OFFICE OF THE NATIONAL SCIENCE BOARD

The agreement includes \$4,500,000 for the National Science Board.

OFFICE OF INSPECTOR GENERAL

The agreement includes \$17,850,000 for the Office of Inspector General.

ADMINISTRATIVE PROVISIONS
(INCLUDING TRANSFER OF FUNDS)

The agreement includes two administrative provisions. One allows limited transfers of funds among accounts. The other requires notification for disposal of certain assets.

TITLE IV

RELATED AGENCIES

COMMISSION ON CIVIL RIGHTS

SALARIES AND EXPENSES

The agreement includes \$12,500,000 for the Commission on Civil Rights, of which \$500,000 is included for first-year costs to establish the Commission on the Social Status of Black Men and Boys. Within 60 days of enactment of this Act, the Commission shall provide the Committees with a detailed spending plan for the funding provided for the Commission on the Social Status of Black Men and Boys. In addition, the Commission shall include the Commission on the Social Status of Black Men and Boys as a separate line item in future fiscal year budget requests.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

SALARIES AND EXPENSES

The agreement includes \$404,490,000 for the Equal Employment Opportunity Commission (EEOC).

Summary of Equal Pay Data and Report.—In lieu of House language regarding analyzing summary pay information collected through the revised EEO-1 form for 2017 and 2018, it is acknowledged that the EEOC is contracting with the National Academies of Sciences, Engineering, and Medicine’s Committee on National Statistics to conduct an independent assessment of the quality and utility of the EEO-1 Component 2 data for fiscal years 2017 and 2018. The Committees on Appropriations expect a thorough, transparent review of the data, and look forward to the results of the study that will be completed in December of 2021.

Charge Reporting.—EEOC is directed to report to the Committees and post on its public website within 30 days of enactment of this Act on the number of A, B, and C charges for each of the last five fiscal years.

Public Comment on EEOC Guidance.—If requested by at least two Commissioners, the EEOC shall make any new guidance available for public comment in the Federal Register for not less than 30 days prior to taking any potential action on proposed guidance.

Nondiscrimination report.—The EEOC, in consultation with OMB and OPM, is directed to submit a report within 90 days of enactment of this Act on its efforts to prevent discrimination in the awarding of Federal grants, cooperative agreements, and other assistance.

INTERNATIONAL TRADE COMMISSION

SALARIES AND EXPENSES

The agreement includes \$103,000,000 for the International Trade Commission.

In lieu of direction in the House report, the agreement acknowledges concerns that some regions of the United States that specialize in seasonal produce may be vulnerable to competition and unfair trade practices from foreign markets.

LEGAL SERVICES CORPORATION

PAYMENT TO THE LEGAL SERVICES CORPORATION

The agreement includes \$465,000,000 for the Legal Services Corporation.

MARINE MAMMAL COMMISSION

SALARIES AND EXPENSES

The agreement includes \$3,769,000 for the Marine Mammal Commission.

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

The agreement includes a total of \$70,000,000 for the Office of the U.S. Trade Representative (USTR).

The agreement reinforces the frustration expressed in the House report concerning USTR's lack of mandatory notification to the Committees under section 505 of this Act and prior year Appropriations Acts concerning the creation of a new office within its organization. Section 505 prohibits both the creation of a new program, project, or activity and the reorganization or renaming of offices without advance notification to the Committees. USTR's justification that the new office was resource neutral and simply a realignment of existing resources is unacceptable as its actions run in direct contravention of section 505 and section 903 of Title IX of the United States-Mexico-Canada Implementation Act (Public Law 116-113). The agreement further stresses that future violations will be penalized appropriately.

SALARIES AND EXPENSES

The agreement includes \$55,000,000 for the salaries and expenses of USTR. For fiscal year 2021, USTR is directed to follow prior year report language, included in Senate Report 116-127 and adopted in Public Law 116-93, on the following topics: "Trade and Agricultural Exports," "Section 301 Exclusion Process," and "Travel." In addition, USTR is directed to follow prior year report language regarding "De Minimis Thresholds" included in the explanatory statement accompanying Public Law 116-93.

China Trade Deal Costs.—USTR is directed to provide the Committees, on a biannual basis, a report documenting the agency's obligations related to the Bilateral Evaluation and Dispute Resolution Office created as part of the Economic and Trade Agreement

Between the United States of America and the People's Republic of China, also known as the U.S.-China Phase One deal.

TRADE ENFORCEMENT TRUST FUND

(INCLUDING TRANSFER OF FUNDS)

The agreement includes \$15,000,000, which is to be derived from the Trade Enforcement Trust Fund, for trade enforcement activities and transfers authorized by the Trade Facilitation and Trade Enforcement Act of 2015.

STATE JUSTICE INSTITUTE

SALARIES AND EXPENSES

The agreement includes \$7,000,000 for the State Justice Institute (SJI).

Fines, Fees, and Bail Practices.—One of SJI's priority areas of investment for fiscal year 2020 was fines, fees, and bail practices. SJI is encouraged to continue investing in this area so that State courts can continue taking a leadership role in reviewing these practices.

Emergency Preparedness and Cybersecurity.—SJI is encouraged to continue its ongoing emergency preparedness and cybersecurity funding priority, which supports projects that address innovative approaches to ensuring courts are prepared to respond to disasters, pandemics, attacks on electronic systems, and other threats.

State Court Behavioral Health Collaborative.—SJI is encouraged to document and promote innovative court-based programs that address substance abuse and mental illness and develop a sustainable community of practice to share the programs and practices on a national level.

TITLE V

GENERAL PROVISIONS

(INCLUDING RESCISSIONS)

(INCLUDING TRANSFER OF FUNDS)

The agreement includes the following general provisions:

Section 501 prohibits the use of funds for publicity or propaganda purposes unless expressly authorized by law.

Section 502 prohibits any appropriation contained in this Act from remaining available for obligation beyond the current fiscal year unless expressly provided.

Section 503 provides that the expenditure of any appropriation contained in this Act for any consulting service through procurement contracts shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law or existing Executive order issued pursuant to existing law.

Section 504 provides that if any provision of this Act or the application of such provision to any person or circumstance shall be held invalid, the remainder of this Act and the application of other provisions shall not be affected.

Section 505 prohibits a reprogramming of funds that: (1) creates or initiates a new program, project, or activity; (2) eliminates a program, project, or activity; (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted; (4) relocates an office or employee; (5) reorganizes or renames offices, programs, or activities; (6) contracts out or privatizes any function or activity presently performed by Federal employees; (7) augments funds for existing programs, projects, or activities in excess of \$500,000 or 10 percent, whichever is less, or reduces by 10 percent funding for any existing program, project, or activity, or numbers of personnel by 10 percent; or (8) results from any general savings, including savings from a reduction in personnel, which would result in a change in existing programs, projects, or activities as approved by Congress; unless the House and Senate Committees on Appropriations are notified 15 days in advance of such reprogramming of funds.

Section 506 provides that if it is determined that any person intentionally affixes a "Made in America" label to any product that was not made in America that person shall not be eligible to receive any contract or subcontract with funds made available in this Act. The section further provides that to the extent practicable, with respect to purchases of promotional items, funds made available under this Act shall be used to purchase items manufactured, produced, or assembled in the United States or its territories or possessions.

Section 507 requires quarterly reporting to Congress on the status of balances of appropriations.

Section 508 provides that any costs incurred by a department or agency funded under this Act resulting from, or to prevent, personnel actions taken in response to funding reductions in this Act, or, for the Department of Commerce, from actions taken for the care and protection of loan collateral or grant property, shall be absorbed within the budgetary resources available to the department or agency, and provides transfer authority between appropriation accounts to carry out this provision, subject to reprogramming procedures.

Section 509 prohibits funds made available in this Act from being used to promote the sale or export of tobacco or tobacco products or to seek the reduction or removal of foreign restrictions on the marketing of tobacco products, except for restrictions which are not applied equally to all tobacco or tobacco products of the same type. This provision is not intended to impact routine international trade services to all U.S. citizens, including the processing of applications to establish foreign trade zones.

Section 510 stipulates the obligations of certain receipts deposited into the Crime Victims Fund.

Section 511 prohibits the use of Department of Justice funds for programs that discriminate against or denigrate the religious or moral beliefs of students participating in such programs.

Section 512 prohibits the transfer of funds in this agreement to any department, agency, or instrumentality of the United States Government, except for transfers made by, or pursuant to authorities provided in, this agreement or any other appropriations Act.

Section 513 requires certain timetables of audits performed by Inspectors General of the Departments of Commerce and Justice, the National Aeronautics and Space Administration, the National Science Foundation and the Legal Services Corporation and sets limits and restrictions on the awarding and use of grants or contracts funded by amounts appropriated by this Act.

Section 514 prohibits funds for acquisition of certain information systems unless the acquiring department or agency has reviewed and assessed certain risks. Any acquisition of such an information system is contingent upon the development of a risk mitigation strategy and a determination that the acquisition is in the national interest. Each department or agency covered under section 514 shall submit a quarterly report to the Committees on Appropriations describing reviews and assessments of risk made pursuant to this section and any associated findings or determinations.

Section 515 prohibits the use of funds in this Act to support or justify the use of torture by any official or contract employee of the United States Government.

Section 516 prohibits the use of funds to include certain language in trade agreements.

Section 517 prohibits the use of funds in this Act to authorize or issue a National Security Letter (NSL) in contravention of certain laws authorizing the Federal Bureau of Investigation to issue NSLs.

Section 518 requires congressional notification for any project within the Departments of Commerce or Justice, the National Science Foundation, or the National Aeronautics and Space Administration totaling more than \$75,000,000 that has cost increases of 10 percent or more.

Section 519 deems funds for intelligence or intelligence-related activities as authorized by the Congress until the enactment of the Intelligence Authorization Act for fiscal year 2021.

Section 520 prohibits contracts or grant awards in excess of \$5,000,000 unless the prospective contractor or grantee certifies that the organization has filed all Federal tax returns, has not been convicted of a criminal offense under the Internal Revenue Code of 1986, and has no unpaid Federal tax assessment.

(RESCISSIONS)

Section 521 provides for rescissions of unobligated balances. Subsection (c) requires the Departments of Commerce and Justice to submit a report on the amount of each rescission. These reports shall include the distribution of such rescissions among decision units, or, in the case of rescissions from grant accounts, the distribution of such rescissions among specific grant programs, and whether such rescissions were taken from recoveries and deobligations, or from funds that were never obligated. Rescissions shall be applied to discretionary budget authority balances that were not appropriated with emergency or disaster relief designations.

Section 522 prohibits the use of funds in this Act for the purchase of first class or premium air travel in contravention of the Code of Federal Regulations.

Section 523 prohibits the use of funds to pay for the attendance of more than 50 department or agency employees, who are stationed in the United States, at any single conference outside the United States, unless the conference is: (1) a law enforcement training or operational event where the majority of Federal attendees are law enforcement personnel stationed outside the United States, or (2) a scientific conference for which the department or agency head has notified the House and Senate Committees on Appropriations that such attendance is in the national interest, along with the basis for such determination.

Section 524 requires any department, agency, or instrumentality of the United States Government receiving funds appropriated under this Act to track and report on undisbursed balances in expired grant accounts.

Section 525 requires, when practicable, the use of funds in this Act to purchase light bulbs that have the “Energy Star” or “Federal Energy Management Program” designation.

Section 526 prohibits the use of funds by NASA, OSTP, or the National Space Council (NSC) to engage in bilateral activities with China or a Chinese-owned company or effectuate the hosting of official Chinese visitors at certain facilities unless the activities are authorized by subsequent legislation or NASA, OSTP, or NSC have made a certification pursuant to subsections (c) and (d) of this section.

Section 527 prohibits the use of funds to establish or maintain a computer network that does not block pornography, except for law enforcement and victim assistance purposes.

Section 528 requires the departments and agencies funded in this Act to submit spending plans.

Section 529 prohibits funds to pay for award or incentive fees for contractors with below satisfactory performance or performance that fails to meet the basic requirements of the contract.

Section 530 prohibits the use of funds by the Department of Justice or the Drug Enforcement Administration in contravention of a certain section of the Agricultural Act of 2014.

Section 531 prohibits the Department of Justice from preventing certain States from implementing State laws regarding the use of medical marijuana.

Section 532 requires quarterly reports from the Department of Commerce, the National Aeronautics and Space Administration, and the National Science Foundation of travel to China.

Section 533 limits formulation and development costs for the James Webb Space Telescope.

Section 534 requires 10 percent of the funds for certain programs be allocated for assistance in persistent poverty counties.

Section 535 includes language regarding detainees held at Guantanamo Bay.

Section 536 includes language regarding facilities for housing detainees held at Guantanamo Bay.

Section 537 prohibits the use of funds in this Act to require certain export licenses.

Section 538 prohibits the use of funds in this Act to deny certain import applications regarding “curios or relics” firearms, parts, or ammunition.

Section 539 prohibits funds from being used to deny the importation of shotgun models if no application for the importation of such models, in the same configuration, had been denied prior to January 1, 2011, on the basis that the shotgun was not particularly suitable for or readily adaptable to sporting purposes.

Section 540 prohibits the use of funds to implement the Arms Trade Treaty until the Senate approves a resolution of ratification for the Treaty.

Section 541 makes emergency supplemental appropriations for “United States Marshals Service, Federal Prisoner Detention.”

Section 542 makes emergency supplemental appropriations for “Federal Bureau of Investigation, Salaries and Expenses.”

Section 543 makes emergency supplemental appropriations for “Federal Prison System, Salaries and Expenses.”

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE I - DEPARTMENT OF COMMERCE					
International Trade Administration					
Operations and administration.....	521,250	485,407	541,000	+19,750	+55,593
Offsetting fee collections.....	-11,000	-11,000	-11,000	--	--
Direct appropriation.....	510,250	474,407	530,000	+19,750	+55,593
Bureau of Industry and Security					
Operations and administration.....	87,652	96,654	92,100	+4,448	-4,554
Defense function.....	40,000	41,000	40,900	+900	-100
Total, Bureau of Industry and Security.....	127,652	137,654	133,000	+5,348	-4,654
Economic Development Administration					
Economic Development Assistance Programs.....	292,500	---	305,500	+13,000	+305,500
Salaries and expenses.....	40,500	31,593	40,500	--	+8,907
Total, Economic Development Administration.....	333,000	31,593	346,000	+13,000	+314,407
Minority Business Development Agency					
Minority Business Development.....	42,000	10,281	48,000	+6,000	+37,719

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

Economic and Statistical Analysis					
Salaries and expenses.....	107,990	111,855	111,855	+3,865	---
Bureau of the Census					
Current Surveys and Programs.....	274,000	279,268	288,403	+14,403	+9,135
Periodic censuses and programs.....	4,784,319	1,392,709	818,241	-3,966,078	-574,468
2020 Census (H. Res. 293; HR 2021).....	2,500,000	---	---	-2,500,000	---
Subtotal.....	7,284,319	1,392,709	818,241	-6,466,078	-574,468
Total, Bureau of the Census.....	7,558,319	1,671,977	1,106,644	-6,451,675	-565,333
National Telecommunications and Information Administration					
Salaries and expenses.....	40,441	72,203	45,500	+5,059	-26,703
United States Patent and Trademark Office					
Salaries and expenses, current year funding.....	3,450,681	3,695,295	3,695,295	---	---
Offsetting fee collections.....	-3,450,681	-3,695,295	-3,695,295	+244,614	---
Total, United States Patent and Trademark Office	---	---	---	-244,614	---

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
National Institute of Standards and Technology					
Scientific and Technical Research and Services.....	754,000	652,027	788,000	+34,000	+135,973
(transfer out).....	(-9,000)	(-9,000)	(-9,000)	---	---
Industrial Technology Services.....	162,000	25,252	166,500	+4,500	+141,248
Manufacturing extension partnerships.....	(146,000)	---	(150,000)	(+4,000)	(+150,000)
Manufacturing USA.....	(16,000)	(25,252)	(16,500)	(+500)	(-8,752)
Construction of research facilities.....	118,000	40,644	80,000	-38,000	+39,356
(Legislative Proposal).....	---	294,000	---	---	-294,000
Working Capital Fund (by transfer).....	(9,000)	(9,000)	(9,000)	---	---
Total, National Institute of Standards and Technology.....	1,034,000	1,011,923	1,034,500	+500	+22,577
National Oceanic and Atmospheric Administration					
Operations, Research, and Facilities.....	3,763,939	3,165,124	3,840,300	+76,361	+675,176
(by transfer).....	(174,774)	(183,834)	(246,171)	(+71,957)	(+62,337)
Promote and Develop Fund (transfer out).....	(-174,774)	(-183,834)	(-246,171)	(-71,957)	(-62,337)
Subtotal.....	3,763,939	3,165,124	3,840,300	+76,361	+675,176

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Procurement, Acquisition and Construction.....	1,530,890	1,466,669	1,532,558	+1,668	+65,889
Pacific Coastal Salmon Recovery.....	65,000	---	65,000	---	+65,000
Fishermen's Contingency Fund.....	349	349	349	---	---
Fishery Disaster Assistance.....	---	300	---	---	-300
Fisheries Finance Program Account.....	-8,000	-7,600	-7,600	+400	---
Total, National Oceanic and Atmospheric Administration.....	5,352,178	4,624,842	5,430,607	+78,429	+805,765
Departmental Management					
Salaries and expenses.....	61,000	96,134	73,000	+12,000	-23,134
Renovation and Modernization.....	1,000	1,123	1,123	---	---
DOC Nonrecurring Expense Fund.....	20,000	38,038	20,000	---	-18,038
Office of Inspector General.....	33,000	35,520	34,000	+1,000	-1,520
Collection from the Public Safety Trust Fund.....	(2,000)	(2,000)	(2,000)	---	---
Public Safety Trust Fund transfer.....	(2,000)	(2,000)	(2,000)	---	---
Total, Departmental Management.....	115,000	170,815	128,123	+13,123	-42,692
Total, title I, Department of Commerce.....	15,220,830	8,317,560	8,914,229	-6,306,601	+596,669
(by transfer).....	185,774	194,834	257,171	+71,397	+62,337
(transfer out).....	-185,774	-194,834	-257,171	-71,397	-62,337

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE II - DEPARTMENT OF JUSTICE					
General Administration					
Salaries and expenses.....	114,740	121,769	119,000	+4,260	-2,769
Justice Information Sharing Technology.....	33,875	34,064	34,000	+125	-64
Total, General Administration.....	148,615	155,833	153,000	+4,365	-2,833
Executive Office for Immigration Review.....	672,966	882,872	734,000	+61,034	-148,872
Transfer from immigration examinations fee account	-4,000	-4,000	-4,000	---	---
Direct appropriation.....	668,966	878,872	730,000	+61,034	-148,872
Office of Inspector General.....	105,000	107,211	110,565	+5,565	+3,354
United States Parole Commission					
Salaries and expenses.....	13,308	13,539	13,539	+231	---
Legal Activities					
Salaries and expenses, general legal activities.....	920,000	971,429	960,000	+40,000	-11,429
Vaccine Injury Compensation Trust Fund.....	13,000	19,000	17,000	+4,000	-2,000
Salaries and expenses, Antitrust Division.....	166,755	188,524	184,524	+17,769	-4,000
Offsetting fee collections - current year.....	-141,000	-150,000	-150,000	-9,000	---

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Direct appropriation.....	25,755	38,624	34,524	+8,769	-4,000
Salaries and expenses, United States Attorneys.....	2,254,541	2,378,418	2,342,177	+87,636	-36,241
United States Trustee System Fund.....	227,229	234,464	232,361	+5,132	-2,103
Offsetting fee collections.....	-309,000	-318,000	-318,000	-9,000	---
Direct appropriation.....	-81,771	-83,536	-85,639	-3,868	-2,103
Salaries and expenses, Foreign Claims Settlement Commission.....	2,335	2,366	2,366	+31	---
Fees and expenses of witnesses.....	270,000	239,000	270,000	---	+31,000
Salaries and expenses, Community Relations Service.....	16,000	---	18,000	+2,000	+18,000
Assets Forfeiture Fund.....	20,514	20,514	20,514	---	---
Total, Legal Activities.....	3,440,374	3,685,715	3,578,942	+138,568	-6,773
United States Marshals Service					
Salaries and expenses.....	1,430,000	1,608,073	1,496,000	+66,000	-112,073
Construction.....	15,000	15,000	15,000	---	---
Federal Prisoner Detention.....	1,867,461	2,046,609	2,046,609	+179,148	---
Total, United States Marshals Service.....	3,312,461	3,669,682	3,557,609	+245,148	-112,073
National Security Division					
Salaries and expenses.....	110,000	117,451	117,451	+7,451	---

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Interagency Law Enforcement					
Interagency Crime and Drug Enforcement.....	550,458	585,145	550,458	---	-34,687
Federal Bureau of Investigation					
Salaries and expenses.....	3,841,128	3,855,100	3,855,042	+113,914	-58
Counterintelligence and national security.....	5,626,774	5,793,729	5,793,644	+166,870	-85
Subtotal, Salaries and expenses.....	9,467,902	9,748,829	9,748,686	+280,784	-143
Construction.....	485,000	51,895	566,100	+81,100	+514,205
Total, Federal Bureau of Investigation.....	9,952,902	9,800,724	10,314,786	+361,884	+514,062
Drug Enforcement Administration					
Salaries and expenses.....	2,722,295	2,859,304	2,796,762	+74,467	-62,542
Diversion control fund.....	-443,142	-460,499	-460,499	-17,357	---
Construction.....	---	---	50,000	+50,000	+50,000
Total, Drug Enforcement Administration.....	2,279,153	2,398,805	2,386,263	+107,110	-12,542
High Intensity Drug Trafficking Areas Program.....	---	254,000	---	---	-254,000

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Bureau of Alcohol, Tobacco, Firearms and Explosives					
Salaries and expenses.....	1,400,000	1,637,574	1,483,887	+83,887	-153,687
Construction.....	---	28,685	---	---	-28,685
Total, Bureau of Alcohol, Tobacco, Firearms and Explosives.....	1,400,000	1,666,259	1,483,887	+83,887	-182,372
Federal Prison System					
Salaries and expenses.....	7,470,000	7,611,126	7,708,375	+238,375	+97,249
Buildings and facilities.....	308,000	99,453	127,000	-181,000	+27,547
Limitation on administrative expenses, Federal Prison Industries, Incorporated.....	2,700	2,700	2,700	---	---
Total, Federal Prison System.....	7,780,700	7,713,279	7,838,075	+57,375	+124,796
State and Local Law Enforcement Activities					
Office on Violence Against Women:					
Prevention and prosecution programs.....	---	---	---	---	---
(by transfer).....	(435,000)	---	(435,000)	---	(+435,000)
Crime Victims Fund (transfer out).....	(-435,000)	---	(-435,000)	---	(-435,000)
Violence Against Women Prevention & Prosecution Programs.....	67,500	---	78,500	+11,000	+78,500

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill vs Request
Office of Justice Programs:					
Research, evaluation and statistics.....	79,000	86,500	82,000	+3,000	-4,500
State and local law enforcement assistance.....	1,892,000	1,511,200	1,914,000	+22,000	+402,800
Juvenile justice programs.....	320,000	227,500	346,000	+26,000	+118,500
Public safety officer benefits:					
Death benefits.....	117,000	119,000	119,000	+2,000	---
Disability and education benefits.....	24,800	24,800	24,800	---	---
Subtotal.....	141,800	143,800	143,800	+2,000	---
Total, Office of Justice Programs.....	2,432,800	1,969,000	2,485,800	+53,000	+516,800
Community Oriented Policing Services:					
COPS programs.....	343,000	---	386,000	+43,000	+386,000
Total, State and Local Law Enforcement Activities.....	2,843,300	1,969,000	2,950,300	+107,000	+981,300
General Provision					
EO 13829 Database.....	---	---	5,000	+5,000	+5,000
Total, title II, Department of Justice.....	32,605,237	32,915,515	33,789,875	+1,184,638	+874,360
(by transfer).....	435,000	---	435,000	---	+435,000
(transfer out).....	-435,000	---	-435,000	---	-435,000

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE III - SCIENCE					
Office of Science and Technology Policy.....	5,544	5,000	5,544	---	+544
National Space Council.....	1,965	1,965	1,965	---	---
National Aeronautics and Space Administration					
Science.....	7,136,900	6,306,500	7,301,000	+162,100	+994,500
Aeronautics.....	783,900	819,000	828,700	+44,800	+9,700
Space Technology.....	1,100,000	1,578,300	1,100,000	---	-478,300
Exploration.....	6,017,600	8,761,700	6,555,400	+637,800	-2,206,300
Space Operations.....	4,140,200	4,187,300	3,988,200	-152,000	-199,100
Science, Technology, Engineering, and Mathematics Engagement.....	120,000	---	127,000	+7,000	+127,000
Safety, Security and Mission Services.....	2,913,300	3,009,900	2,936,500	+23,200	-73,400
Construction and environmental compliance and restoration.....	373,400	539,085	390,278	+16,878	-148,807
Office of Inspector General.....	41,700	44,200	44,200	+2,500	---
Total, National Aeronautics and Space Administration.....	22,629,000	25,245,985	23,271,278	+642,278	-1,974,707
National Science Foundation					
Research and related activities.....	6,666,200	6,142,020	6,638,769	+172,569	+696,749
Defense function.....	71,000	71,000	71,000	---	---
Subtotal.....	6,737,200	6,213,020	6,909,769	+172,569	+696,749

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request
Major Research Equipment and Facilities Construction..	243,230	229,750	241,000	-2,230	+11,250
Education and Human Resources.....	940,000	930,930	968,000	+28,000	+37,070
Agency Operations and Award Management.....	336,900	345,640	345,640	+8,740	---
Office of the National Science Board.....	4,500	4,210	4,500	---	+290
Office of Inspector General.....	16,500	17,850	17,850	+1,350	---
Total, National Science Foundation.....	8,278,330	7,741,400	8,486,759	+208,429	+745,359
Total, Title III, Science.....	30,914,839	32,994,350	31,765,546	+850,707	-1,228,804

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE IV - RELATED AGENCIES					
Commission on Civil Rights					
Salaries and expenses.....	10,500	10,065	12,500	+2,000	+2,435
Equal Employment Opportunity Commission					
Salaries and expenses.....	389,500	362,461	404,490	+14,990	+42,009
International Trade Commission					
Salaries and expenses.....	99,400	99,600	103,000	+3,600	+3,400
Legal Services Corporation					
Payment to the Legal Services Corporation.....	440,000	18,200	465,000	+25,000	+446,800
Marine Mammal Commission					
Salaries and expenses.....	3,616	2,449	3,769	+153	+1,320

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

Office of the U.S. Trade Representative					
Salaries and expenses.....	54,000	60,000	55,000	+1,000	-5,000
Trade Enforcement Trust Fund.....	15,000	13,000	15,000	--	+2,000
State Justice Institute					
Salaries and expenses.....	6,555	8,000	7,000	+445	-1,000
	=====	=====	=====	=====	=====
Total, title IV, Related Agencies.....	1,018,571	573,795	1,065,759	+47,188	+491,964
	=====	=====	=====	=====	=====

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
TITLE V - GENERAL PROVISIONS					
Crime Victims Fund (transfer out) (Sec. 510)	(-10,000)	---	(-10,000)	---	(-10,000)
Department of Justice OIG (by transfer)	(10,000)	---	(10,000)	---	(-10,000)
DOC National Institute of Standards and Technology	---	---	---	---	---
Industrial Technology Services (rescission)	---	-20,000	---	---	+20,000
Economic Development Assistance Programs (rescission)	-17,000	-38,000	-10,000	+7,000	+28,000
NOAA, Fisheries, Enforcement Asset Forfeiture Funds (rescission)	-5,000	---	-5,000	---	-5,000
Periodic Censuses and Programs (rescission)	---	-88,600	---	---	+88,600
DOJ, Working Capital Fund (rescission)	-107,000	-75,000	-188,000	-81,000	-113,000
FBI, Salaries and Expenses:	---	---	---	---	---
nondefense (rescission)	-29,200	-32,456	-32,456	-3,256	---
defense (rescission)	-42,774	-47,544	-47,544	-4,770	---
FBI, Construction (rescission)	---	-150,000	---	---	+150,000
Federal Prison System, Buildings and Facilities (rescission)	---	-505,000	---	---	+505,000
Violence against women prevention and prosecution programs (rescission)	---	-10,000	---	---	+10,000
Office of Justice programs (rescission)	-70,000	-85,000	-127,000	-57,000	-42,000
COPS (rescission)	-13,000	---	-15,000	-2,000	-15,000
NASA Science (rescission)	-70,000	---	---	---	+70,000
DEA, salaries & expenses (rescission)	-10,000	---	---	+10,000	---
United States Marshal's Service, Federal Prisoner Detention Sec. 541 (emergency)	---	---	125,000	+125,000	+125,000
Federal Bureau of Investigation, Salaries and Expenses Sec. 542 (emergency)	---	---	179,000	+179,000	+179,000
Federal Prison System, Salaries and Expenses Sec. 543	---	---	---	---	---

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
(emergency).....	---	---	300,000	+300,000	+300,000
Total, title V, General Provisions.....	-363,974	-1,051,600	179,000	+542,974	+1,230,600

COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Grand total.....	79,385,503	73,749,620	75,714,409	-3,661,084	+1,964,789
Appropriations.....	(77,289,477)	(74,801,220)	(75,535,409)	(-1,724,068)	(+734,189)
Rescissions.....	(-383,974)	(-1,051,600)	(-425,000)	(-61,026)	(+626,600)
Emergency appropriations.....	---	---	(604,000)	(+604,000)	(+604,000)
Census Cap Adjustment.....	(2,500,000)	---	---	(-2,500,000)	---
(by transfer).....	630,774	194,834	702,171	+71,387	+507,337
(transfer out).....	-630,774	-194,834	-702,171	-71,387	-507,337

[House Appropriations Committee Print]

Consolidated Appropriations Act, 2021

(H.R. 133; P.L. 116-260)

**DIVISION C—DEPARTMENT OF DEFENSE
APPROPRIATIONS ACT, 2021**

**DIVISION C—DEPARTMENT OF DEFENSE
APPROPRIATIONS ACT, 2021**

TITLE I

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Army on active duty (except members of reserve components provided for elsewhere), cadets, and aviation cadets; for members of the Reserve Officers' Training Corps; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), and to the Department of Defense Military Retirement Fund, \$44,861,853,000.

MILITARY PERSONNEL, NAVY

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Navy on active duty (except members of the Reserve provided for elsewhere), midshipmen, and aviation cadets; for members of the Reserve Officers' Training Corps; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), and to the Department of Defense Military Retirement Fund, \$33,764,579,000.

MILITARY PERSONNEL, MARINE CORPS

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Marine Corps on active duty (except members of the Reserve provided for elsewhere); and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), and to the Department of Defense Military Retirement Fund, \$14,557,436,000.

MILITARY PERSONNEL, AIR FORCE

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses

of temporary duty travel between permanent duty stations, for members of the Air Force on active duty (except members of reserve components provided for elsewhere), cadets, and aviation cadets; for members of the Reserve Officers' Training Corps; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), and to the Department of Defense Military Retirement Fund, \$32,784,171,000.

RESERVE PERSONNEL, ARMY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Army Reserve on active duty under sections 10211, 10302, and 7038 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund, \$5,037,119,000.

RESERVE PERSONNEL, NAVY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Navy Reserve on active duty under section 10211 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund, \$2,200,600,000.

RESERVE PERSONNEL, MARINE CORPS

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Marine Corps Reserve on active duty under section 10211 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty, and for members of the Marine Corps platoon leaders class, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund, \$843,564,000.

RESERVE PERSONNEL, AIR FORCE

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Air Force Reserve on active duty under sections 10211, 10305, and 8038 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or

while undergoing reserve training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund, \$2,193,493,000.

NATIONAL GUARD PERSONNEL, ARMY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Army National Guard while on duty under sections 10211, 10302, or 12402 of title 10 or section 708 of title 32, United States Code, or while serving on duty under section 12301(d) of title 10 or section 502(f) of title 32, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund, \$8,663,999,000.

NATIONAL GUARD PERSONNEL, AIR FORCE

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Air National Guard on duty under sections 10211, 10305, or 12402 of title 10 or section 708 of title 32, United States Code, or while serving on duty under section 12301(d) of title 10 or section 502(f) of title 32, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund, \$4,530,091,000.

TITLE II

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Army, as authorized by law, \$38,418,982,000: *Provided*, That not to exceed \$12,478,000 may be used for emergencies and extraordinary expenses, to be expended upon the approval or authority of the Secretary of the Army, and payments may be made upon his certificate of necessity for confidential military purposes.

OPERATION AND MAINTENANCE, NAVY

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Navy and the Marine Corps, as authorized by law, \$47,632,527,000: *Provided*, That not to exceed \$15,055,000 may be used for emergencies and extraordinary expenses, to be expended upon the approval or authority of the Secretary of the Navy, and payments may be made upon his certificate of necessity for confidential military purposes.

OPERATION AND MAINTENANCE, MARINE CORPS

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Marine Corps, as authorized by law, \$7,286,184,000.

OPERATION AND MAINTENANCE, AIR FORCE

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Air Force, as authorized by law, \$33,528,409,000: *Provided*, That not to exceed \$7,699,000 may be used for emergencies and extraordinary expenses, to be expended upon the approval or authority of the Secretary of the Air Force, and payments may be made upon his certificate of necessity for confidential military purposes.

OPERATION AND MAINTENANCE, SPACE FORCE

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Space Force, as authorized by law, \$2,492,114,000.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

For expenses, not otherwise provided for, necessary for the operation and maintenance of activities and agencies of the Department of Defense (other than the military departments), as authorized by law, \$39,048,990,000: *Provided*, That not more than \$3,000,000 may be used for the Combatant Commander Initiative Fund authorized under section 166a of title 10, United States Code: *Provided further*, That not to exceed \$36,000,000 may be used for emergencies and extraordinary expenses, to be expended upon the approval or authority of the Secretary of Defense, and payments may be made upon his certificate of necessity for confidential military purposes: *Provided further*, That of the funds provided under this heading, not less than \$48,000,000 shall be made available for the Procurement Technical Assistance Cooperative Agreement Program, of which not less than \$4,500,000 shall be available for centers defined in 10 U.S.C. 2411(1)(D): *Provided further*, That none of the funds appropriated or otherwise made available by this Act may be used to plan or implement the consolidation of a budget or appropriations liaison office of the Office of the Secretary of Defense, the office of the Secretary of a military department, or the service headquarters of one of the Armed Forces into a legislative affairs or legislative liaison office: *Provided further*, That \$18,000,000, to remain available until expended, is available only for expenses relating to certain classified activities, and may be transferred as necessary by the Secretary of Defense to operation and maintenance appropriations or research, development, test and evaluation appropriations, to be merged with and to be available for the same time period as the appropriations to which transferred: *Provided further*, That any ceiling on the investment item unit cost of items that may be purchased with operation and maintenance funds shall not apply to the funds described in the pre-

ceding proviso: *Provided further*, That of the funds provided under this heading, \$656,140,000, of which \$434,630,000, to remain available until September 30, 2022, shall be available for International Security Cooperation Programs and other programs to provide support and assistance to foreign security forces or other groups or individuals to conduct, support or facilitate counterterrorism, crisis response, or building partner capacity programs: *Provided further*, That the Secretary of Defense shall, not less than 15 days prior to obligating funds made available in this section for International Security Cooperation Programs, notify the congressional defense committees in writing of the details of any such obligation: *Provided further*, That the Secretary of Defense shall provide quarterly reports to the Committees on Appropriations of the House of Representatives and the Senate on the use and status of funds made available in this paragraph: *Provided further*, That the transfer authority provided under this heading is in addition to any other transfer authority provided elsewhere in this Act.

OPERATION AND MAINTENANCE, ARMY RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Army Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, \$2,887,898,000.

OPERATION AND MAINTENANCE, NAVY RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Navy Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, \$1,115,150,000.

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Marine Corps Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, \$283,494,000.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Air Force Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications, \$3,268,461,000.

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For expenses of training, organizing, and administering the Army National Guard, including medical and hospital treatment and related expenses in non-Federal hospitals; maintenance, operation, and repairs to structures and facilities; hire of passenger motor vehicles; personnel services in the National Guard Bureau; travel expenses (other than mileage), as authorized by law for Army personnel on active duty, for Army National Guard division, regimental, and battalion commanders while inspecting units in compliance with National Guard Bureau regulations when specifically authorized by the Chief, National Guard Bureau; supplying and equipping the Army National Guard as authorized by law; and expenses of repair, modification, maintenance, and issue of supplies and equipment (including aircraft), \$7,350,837,000.

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

For expenses of training, organizing, and administering the Air National Guard, including medical and hospital treatment and related expenses in non-Federal hospitals; maintenance, operation, and repairs to structures and facilities; transportation of things, hire of passenger motor vehicles; supplying and equipping the Air National Guard, as authorized by law; expenses for repair, modification, maintenance, and issue of supplies and equipment, including those furnished from stocks under the control of agencies of the Department of Defense; travel expenses (other than mileage) on the same basis as authorized by law for Air National Guard personnel on active Federal duty, for Air National Guard commanders while inspecting units in compliance with National Guard Bureau regulations when specifically authorized by the Chief, National Guard Bureau, \$6,785,853,000.

UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES

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

ENVIRONMENTAL RESTORATION, ARMY

(INCLUDING TRANSFER OF FUNDS)

For the Department of the Army, \$264,285,000, to remain available until transferred: *Provided*, That the Secretary of the Army shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of the Army, or for similar purposes, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Army, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided*

further, That the transfer authority provided under this heading is in addition to any other transfer authority provided elsewhere in this Act.

ENVIRONMENTAL RESTORATION, NAVY

(INCLUDING TRANSFER OF FUNDS)

For the Department of the Navy, \$421,250,000, to remain available until transferred: *Provided*, That the Secretary of the Navy shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of the Navy, or for similar purposes, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Navy, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That the transfer authority provided under this heading is in addition to any other transfer authority provided elsewhere in this Act.

ENVIRONMENTAL RESTORATION, AIR FORCE

(INCLUDING TRANSFER OF FUNDS)

For the Department of the Air Force, \$509,250,000, to remain available until transferred: *Provided*, That the Secretary of the Air Force shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of the Air Force, or for similar purposes, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Air Force, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That the transfer authority provided under this heading is in addition to any other transfer authority provided elsewhere in this Act.

ENVIRONMENTAL RESTORATION, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

For the Department of Defense, \$19,952,000, to remain available until transferred: *Provided*, That the Secretary of Defense shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of Defense, or for similar purposes, transfer the funds made available by this appro-

priation to other appropriations made available to the Department of Defense, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That the transfer authority provided under this heading is in addition to any other transfer authority provided elsewhere in this Act.

ENVIRONMENTAL RESTORATION, FORMERLY USED DEFENSE SITES

(INCLUDING TRANSFER OF FUNDS)

For the Department of the Army, \$288,750,000, to remain available until transferred: *Provided*, That the Secretary of the Army shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris at sites formerly used by the Department of Defense, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Army, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That the transfer authority provided under this heading is in addition to any other transfer authority provided elsewhere in this Act.

OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

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

COOPERATIVE THREAT REDUCTION ACCOUNT

For assistance, including assistance provided by contract or by grants, under programs and activities of the Department of Defense Cooperative Threat Reduction Program authorized under the Department of Defense Cooperative Threat Reduction Act, \$360,190,000, to remain available until September 30, 2023.

DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE DEVELOPMENT ACCOUNT

For the Department of Defense Acquisition Workforce Development Account, \$88,181,000, to remain available for obligation until September 30, 2021: *Provided*, That no other amounts may be otherwise credited or transferred to the Account, or deposited into the

Account, in fiscal year 2021 pursuant to section 1705(d) of title 10, United States Code.

TITLE III

PROCUREMENT

AIRCRAFT PROCUREMENT, ARMY

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, ground handling equipment, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, \$3,457,342,000, to remain available for obligation until September 30, 2023.

MISSILE PROCUREMENT, ARMY

For construction, procurement, production, modification, and modernization of missiles, equipment, including ordnance, ground handling equipment, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, \$3,220,541,000, to remain available for obligation until September 30, 2023.

PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY

For construction, procurement, production, and modification of weapons and tracked combat vehicles, equipment, including ordnance, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, \$3,611,887,000, to remain available for obligation until September 30, 2023.

PROCUREMENT OF AMMUNITION, ARMY

For construction, procurement, production, and modification of ammunition, and accessories therefor; specialized equipment and

training devices; expansion of public and private plants, including ammunition facilities, authorized by section 2854 of title 10, United States Code, and the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, \$2,790,140,000, to remain available for obligation until September 30, 2023.

OTHER PROCUREMENT, ARMY

For construction, procurement, production, and modification of vehicles, including tactical, support, and non-tracked combat vehicles; the purchase of passenger motor vehicles for replacement only; communications and electronic equipment; other support equipment; spare parts, ordnance, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, \$8,603,112,000, to remain available for obligation until September 30, 2023.

AIRCRAFT PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, spare parts, and accessories therefor; specialized equipment; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway, \$19,480,280,000, to remain available for obligation until September 30, 2023.

WEAPONS PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of missiles, torpedoes, other weapons, and related support equipment including spare parts, and accessories therefor; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway, \$4,477,773,000, to remain available for obligation until September 30, 2023.

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS

For construction, procurement, production, and modification of ammunition, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including ammunition facilities, authorized by section 2854 of title 10, United States Code, and the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, \$792,023,000, to remain available for obligation until September 30, 2023.

SHIPBUILDING AND CONVERSION, NAVY

For expenses necessary for the construction, acquisition, or conversion of vessels as authorized by law, including armor and armament thereof, plant equipment, appliances, and machine tools and installation thereof in public and private plants; reserve plant and Government and contractor-owned equipment layaway; procurement of critical, long lead time components and designs for vessels to be constructed or converted in the future; and expansion of public and private plants, including land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title, as follows:

Columbia Class Submarine, \$2,869,024,000;
 Columbia Class Submarine (AP), \$1,253,175,000;
 Carrier Replacement Program (CVN-80), \$958,933,000;
 Carrier Replacement Program (CVN-81), \$1,606,432,000;
 Virginia Class Submarine, \$4,603,213,000;
 Virginia Class Submarine (AP), \$2,173,187,000;
 CVN Refueling Overhauls, \$1,531,153,000;
 CVN Refueling Overhauls (AP), \$17,384,000;
 DDG-1000 Program, \$78,205,000;
 DDG-51 Destroyer, \$3,219,843,000;
 DDG-51 Destroyer (AP), \$159,297,000;
 FFG-Frigate, \$1,053,123,000;
 LPD Flight II, \$1,125,801,000;
 LPD 32 (AP), \$1,000,000;
 LPD 33 (AP), \$1,000,000;
 Expeditionary Sea Base (AP), \$73,000,000;
 LHA Replacement, \$500,000,000;
 Expeditionary Fast Transport, \$260,000,000;
 TAO Fleet Oiler, \$20,000,000;
 Towing, Salvage, and Rescue Ship, \$157,790,000;
 LCU 1700, \$87,395,000;
 Service Craft, \$244,147,000;
 LCAC SLEP, \$56,461,000;
 Auxiliary Vessels, \$60,000,000;
 For outfitting, post delivery, conversions, and first destination transportation, \$752,005,000; and
 Completion of Prior Year Shipbuilding Programs, \$407,312,000.

In all: \$23,268,880,000, to remain available for obligation until September 30, 2025: *Provided*, That additional obligations may be incurred after September 30, 2025, for engineering services, tests, evaluations, and other such budgeted work that must be performed in the final stage of ship construction: *Provided further*, That none of the funds provided under this heading for the construction or conversion of any naval vessel to be constructed in shipyards in the United States shall be expended in foreign facilities for the construction of major components of such vessel: *Provided further*, That none of the funds provided under this heading shall be used for the construction of any naval vessel in foreign shipyards: *Provided further*, That funds appropriated or otherwise made available by this Act for Columbia Class Submarine (AP) may be available for the purposes authorized by subsections (f), (g), (h) or (i) of section 2218a of title 10, United States Code, only in accordance with the provisions of the applicable subsection.

OTHER PROCUREMENT, NAVY

For procurement, production, and modernization of support equipment and materials not otherwise provided for, Navy ordnance (except ordnance for new aircraft, new ships, and ships authorized for conversion); the purchase of passenger motor vehicles for replacement only; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway, \$10,512,209,000, to remain available for obligation until September 30, 2023: *Provided*, That such funds are also available for the maintenance, repair, and modernization of Pacific Fleet ships under a pilot program established for such purposes.

PROCUREMENT, MARINE CORPS

For expenses necessary for the procurement, manufacture, and modification of missiles, armament, military equipment, spare parts, and accessories therefor; plant equipment, appliances, and machine tools, and installation thereof in public and private plants; reserve plant and Government and contractor-owned equipment layaway; vehicles for the Marine Corps, including the purchase of passenger motor vehicles for replacement only; and expansion of public and private plants, including land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title, \$2,648,375,000, to remain available for obligation until September 30, 2023.

AIRCRAFT PROCUREMENT, AIR FORCE

For construction, procurement, and modification of aircraft and equipment, including armor and armament, specialized ground handling equipment, and training devices, spare parts, and accessories therefor; specialized equipment; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land, for

the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes including rents and transportation of things, \$19,212,753,000, to remain available for obligation until September 30, 2023.

MISSILE PROCUREMENT, AIR FORCE

For construction, procurement, and modification of missiles, rockets, and related equipment, including spare parts and accessories therefor; ground handling equipment, and training devices; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes including rents and transportation of things, \$2,142,181,000, to remain available for obligation until September 30, 2023.

PROCUREMENT OF AMMUNITION, AIR FORCE

For construction, procurement, production, and modification of ammunition, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including ammunition facilities, authorized by section 2854 of title 10, United States Code, and the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, \$550,844,000, to remain available for obligation until September 30, 2023.

OTHER PROCUREMENT, AIR FORCE

For procurement and modification of equipment (including ground guidance and electronic control equipment, and ground electronic and communication equipment), and supplies, materials, and spare parts therefor, not otherwise provided for; the purchase of passenger motor vehicles for replacement only; lease of passenger motor vehicles; and expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon, prior to approval of title; reserve plant and Government and contractor-owned equipment layaway, \$23,441,648,000, to remain available for obligation until September 30, 2023.

PROCUREMENT, SPACE FORCE

For construction, procurement, and modification of spacecraft, rockets, and related equipment, including spare parts and accessories therefor; ground handling equipment, and training devices; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes including rents and transportation of things, \$2,310,994,000, to remain available for obligation until September 30, 2023.

PROCUREMENT, DEFENSE-WIDE

For expenses of activities and agencies of the Department of Defense (other than the military departments) necessary for procurement, production, and modification of equipment, supplies, materials, and spare parts therefor, not otherwise provided for; the purchase of passenger motor vehicles for replacement only; expansion of public and private plants, equipment, and installation thereof in such plants, erection of structures, and acquisition of land for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; reserve plant and Government and contractor-owned equipment layaway, \$5,837,347,000, to remain available for obligation until September 30, 2023.

DEFENSE PRODUCTION ACT PURCHASES

For activities by the Department of Defense pursuant to sections 108, 301, 302, and 303 of the Defense Production Act of 1950 (50 U.S.C. 4518, 4531, 4532, and 4416), \$174,639,000, to remain available until expended: *Provided*, That no less than \$60,000,000 of the funds provided under this heading shall be obligated and expended by the Secretary of Defense in behalf of the Department of Defense as if delegated the necessary authorities conferred by the Defense Production Act of 1950.

TITLE IV

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, \$13,969,032,000, to remain available for obligation until September 30, 2022.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabili-

tation, lease, and operation of facilities and equipment, \$20,078,829,000, to remain available for obligation until September 30, 2022: *Provided*, That funds appropriated in this paragraph which are available for the V-22 may be used to meet unique operational requirements of the Special Operations Forces.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, \$36,357,443,000, to remain available for obligation until September 30, 2022.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, SPACE FORCE

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, \$10,540,069,000, to remain available until September 30, 2022.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

For expenses of activities and agencies of the Department of Defense (other than the military departments), necessary for basic and applied scientific research, development, test and evaluation; advanced research projects as may be designated and determined by the Secretary of Defense, pursuant to law; maintenance, rehabilitation, lease, and operation of facilities and equipment, \$25,932,671,000, to remain available for obligation until September 30, 2022.

OPERATIONAL TEST AND EVALUATION, DEFENSE

For expenses, not otherwise provided for, necessary for the independent activities of the Director, Operational Test and Evaluation, in the direction and supervision of operational test and evaluation, including initial operational test and evaluation which is conducted prior to, and in support of, production decisions; joint operational testing and evaluation; and administrative expenses in connection therewith, \$257,120,000, to remain available for obligation until September 30, 2022.

TITLE V

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

For the Defense Working Capital Funds, \$1,473,910,000.

TITLE VI

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

For expenses, not otherwise provided for, for medical and health care programs of the Department of Defense as authorized by law, \$33,684,607,000; of which \$30,747,659,000 shall be for operation and maintenance, of which not to exceed one percent shall remain available for obligation until September 30, 2022, and of which up to \$16,008,365,000 may be available for contracts entered into under the TRICARE program; of which \$544,369,000, to remain available for obligation until September 30, 2023, shall be for procurement; and of which \$2,392,579,000, to remain available for obligation until September 30, 2022, shall be for research, development, test and evaluation: *Provided*, That, notwithstanding any other provision of law, of the amount made available under this heading for research, development, test and evaluation, not less than \$8,000,000 shall be available for HIV prevention educational activities undertaken in connection with United States military training, exercises, and humanitarian assistance activities conducted primarily in African nations: *Provided further*, That of the funds provided under this heading for research, development, test and evaluation, not less than \$1,489,000,000 shall be made available to the United States Army Medical Research and Development Command to carry out the congressionally directed medical research programs: *Provided further*, That the Secretary of Defense shall submit to the congressional defense committees quarterly reports on the current status of the deployment of the electronic health record: *Provided further*, That the Secretary of Defense shall provide notice to the congressional defense committees not later than 10 business days after delaying the proposed timeline of such deployment if such delay is longer than 1 week: *Provided further*, That the Comptroller General of the United States shall perform quarterly performance reviews of such deployment.

CHEMICAL AGENTS AND MUNITIONS DESTRUCTION, DEFENSE

For expenses, not otherwise provided for, necessary for the destruction of the United States stockpile of lethal chemical agents and munitions in accordance with the provisions of section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521), and for the destruction of other chemical warfare materials that are not in the chemical weapon stockpile, \$1,049,800,000, of which \$106,691,000 shall be for operation and maintenance, of which no less than \$51,009,000 shall be for the Chemical Stockpile Emergency Preparedness Program, consisting of \$22,235,000 for activities on military installations and \$28,774,000, to remain available until September 30, 2022, to assist State and local governments; \$616,000 shall be for procurement, to remain available until September 30, 2023, of which not less than \$616,000 shall be for the Chemical Stockpile Emergency Preparedness Program to assist State and local governments; and \$942,493,000, to remain available until September 30, 2022, shall be for research, development, test

and evaluation, of which \$935,999,000 shall only be for the Assembled Chemical Weapons Alternatives program.

DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE

(INCLUDING TRANSFER OF FUNDS)

For drug interdiction and counter-drug activities of the Department of Defense, for transfer to appropriations available to the Department of Defense for military personnel of the reserve components serving under the provisions of title 10 and title 32, United States Code; for operation and maintenance; for procurement; and for research, development, test and evaluation, \$914,429,000, of which \$567,003,000 shall be for counter-narcotics support; \$127,704,000 shall be for the drug demand reduction program; \$194,211,000 shall be for the National Guard counter-drug program; and \$25,511,000 shall be for the National Guard counter-drug schools program: *Provided*, That the funds appropriated under this heading shall be available for obligation for the same time period and for the same purpose as the appropriation to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That the transfer authority provided under this heading is in addition to any other transfer authority contained elsewhere in this Act.

OFFICE OF THE INSPECTOR GENERAL

For expenses and activities of the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended, \$375,439,000, of which \$373,483,000 shall be for operation and maintenance, of which not to exceed \$700,000 is available for emergencies and extraordinary expenses to be expended upon the approval or authority of the Inspector General, and payments may be made upon the Inspector General's certificate of necessity for confidential military purposes; of which \$858,000, to remain available for obligation until September 30, 2023, shall be for procurement; and of which \$1,098,000, to remain available until September 30, 2022, shall be for research, development, test and evaluation.

TITLE VII

RELATED AGENCIES

CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY
SYSTEM FUND

For payment to the Central Intelligence Agency Retirement and Disability System Fund, to maintain the proper funding level for continuing the operation of the Central Intelligence Agency Retirement and Disability System, \$514,000,000.

INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

For necessary expenses of the Intelligence Community Management Account, \$633,719,000.

TITLE VIII

GENERAL PROVISIONS

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

SEC. 8002. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the Department of Defense: *Provided*, That salary increases granted to direct and indirect hire foreign national employees of the Department of Defense funded by this Act shall not be at a rate in excess of the percentage increase authorized by law for civilian employees of the Department of Defense whose pay is computed under the provisions of section 4162 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: *Provided further*, That this section shall not apply to Department of Defense foreign service national employees serving at United States diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: *Provided further*, That the limitations of this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

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

SEC. 8004. No more than 20 percent of the appropriations in this Act which are limited for obligation during the current fiscal year shall be obligated during the last 2 months of the fiscal year: *Provided*, That this section shall not apply to obligations for support of active duty training of reserve components or summer camp training of the Reserve Officers' Training Corps.

(TRANSFER OF FUNDS)

SEC. 8005. Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may, with the approval of the Office of Management and Budget, transfer not to exceed \$4,000,000,000 of working capital funds of the Department of Defense or funds made available in this Act to the Department of Defense for military functions (except military construction) between such appropriations or funds or any subdivision thereof, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation or fund to which transferred: *Provided*, That such authority to transfer may not be used unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the item for which funds are requested has been denied by the Congress: *Provided further*, That

the Secretary of Defense shall notify the Congress promptly of all transfers made pursuant to this authority or any other authority in this Act: *Provided further*, That no part of the funds in this Act shall be available to prepare or present a request to the Committees on Appropriations of the House of Representatives and the Senate for reprogramming of funds, unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the item for which reprogramming is requested has been denied by the Congress: *Provided further*, That a request for multiple reprogrammings of funds using authority provided in this section shall be made prior to June 30, 2021: *Provided further*, That transfers among military personnel appropriations shall not be taken into account for purposes of the limitation on the amount of funds that may be transferred under this section.

SEC. 8006. (a) With regard to the list of specific programs, projects, and activities (and the dollar amounts and adjustments to budget activities corresponding to such programs, projects, and activities) contained in the tables titled Explanation of Project Level Adjustments in the explanatory statement regarding this Act and the tables contained in the classified annex accompanying this Act, the obligation and expenditure of amounts appropriated or otherwise made available in this Act for those programs, projects, and activities for which the amounts appropriated exceed the amounts requested are hereby required by law to be carried out in the manner provided by such tables to the same extent as if the tables were included in the text of this Act.

(b) Amounts specified in the referenced tables described in subsection (a) shall not be treated as subdivisions of appropriations for purposes of section 8005 of this Act: *Provided*, That section 8005 shall apply when transfers of the amounts described in subsection (a) occur between appropriation accounts.

SEC. 8007. (a) Not later than 60 days after enactment of this Act, the Department of Defense shall submit a report to the congressional defense committees to establish the baseline for application of reprogramming and transfer authorities for fiscal year 2021: *Provided*, That the report shall include—

(1) a table for each appropriation with a separate column to display the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if appropriate, and the fiscal year enacted level;

(2) a delineation in the table for each appropriation both by budget activity and program, project, and activity as detailed in the Budget Appendix; and

(3) an identification of items of special congressional interest.

(b) Notwithstanding section 8005 of this Act, none of the funds provided in this Act shall be available for reprogramming or transfer until the report identified in subsection (a) is submitted to the congressional defense committees, unless the Secretary of Defense certifies in writing to the congressional defense committees that such reprogramming or transfer is necessary as an emergency requirement: *Provided*, That this subsection shall not apply to transfers from the following appropriations accounts:

(1) "Environmental Restoration, Army";

- (2) "Environmental Restoration, Navy";
- (3) "Environmental Restoration, Air Force";
- (4) "Environmental Restoration, Defense-Wide";
- (5) "Environmental Restoration, Formerly Used Defense Sites"; and
- (6) "Drug Interdiction and Counter-drug Activities, Defense".

(TRANSFER OF FUNDS)

SEC. 8008. During the current fiscal year, cash balances in working capital funds of the Department of Defense established pursuant to section 2208 of title 10, United States Code, may be maintained in only such amounts as are necessary at any time for cash disbursements to be made from such funds: *Provided*, That transfers may be made between such funds: *Provided further*, That transfers may be made between working capital funds and the "Foreign Currency Fluctuations, Defense" appropriation and the "Operation and Maintenance" appropriation accounts in such amounts as may be determined by the Secretary of Defense, with the approval of the Office of Management and Budget, except that such transfers may not be made unless the Secretary of Defense has notified the Congress of the proposed transfer: *Provided further*, That except in amounts equal to the amounts appropriated to working capital funds in this Act, no obligations may be made against a working capital fund to procure or increase the value of war reserve material inventory, unless the Secretary of Defense has notified the Congress prior to any such obligation.

SEC. 8009. Funds appropriated by this Act may not be used to initiate a special access program without prior notification 30 calendar days in advance to the congressional defense committees.

SEC. 8010. None of the funds provided in this Act shall be available to initiate: (1) a multiyear contract that employs economic order quantity procurement in excess of \$20,000,000 in any one year of the contract or that includes an unfunded contingent liability in excess of \$20,000,000; or (2) a contract for advance procurement leading to a multiyear contract that employs economic order quantity procurement in excess of \$20,000,000 in any one year, unless the congressional defense committees have been notified at least 30 days in advance of the proposed contract award: *Provided*, That no part of any appropriation contained in this Act shall be available to initiate a multiyear contract for which the economic order quantity advance procurement is not funded at least to the limits of the Government's liability: *Provided further*, That no part of any appropriation contained in this Act shall be available to initiate multiyear procurement contracts for any systems or component thereof if the value of the multiyear contract would exceed \$500,000,000 unless specifically provided in this Act: *Provided further*, That no multiyear procurement contract can be terminated without 30-day prior notification to the congressional defense committees: *Provided further*, That the execution of multiyear authority shall require the use of a present value analysis to determine lowest cost compared to an annual procurement: *Provided further*, That none of the funds provided in this Act may be used for a multiyear contract executed after the date of the enactment of this Act unless in the case of any such contract—

(1) the Secretary of Defense has submitted to Congress a budget request for full funding of units to be procured through the contract and, in the case of a contract for procurement of aircraft, that includes, for any aircraft unit to be procured through the contract for which procurement funds are requested in that budget request for production beyond advance procurement activities in the fiscal year covered by the budget, full funding of procurement of such unit in that fiscal year;

(2) cancellation provisions in the contract do not include consideration of recurring manufacturing costs of the contractor associated with the production of unfunded units to be delivered under the contract;

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

(4) the contract does not provide for a price adjustment based on a failure to award a follow-on contract.

SEC. 8011. Within the funds appropriated for the operation and maintenance of the Armed Forces, funds are hereby appropriated pursuant to section 401 of title 10, United States Code, for humanitarian and civic assistance costs under chapter 20 of title 10, United States Code. Such funds may also be obligated for humanitarian and civic assistance costs incidental to authorized operations and pursuant to authority granted in section 401 of title 10, United States Code, and these obligations shall be reported as required by section 401(d) of title 10, United States Code: *Provided*, That funds available for operation and maintenance shall be available for providing humanitarian and similar assistance by using Civic Action Teams in the Trust Territories of the Pacific Islands and freely associated states of Micronesia, pursuant to the Compact of Free Association as authorized by Public Law 99-239: *Provided further*, That upon a determination by the Secretary of the Army that such action is beneficial for graduate medical education programs conducted at Army medical facilities located in Hawaii, the Secretary of the Army may authorize the provision of medical services at such facilities and transportation to such facilities, on a nonreimbursable basis, for civilian patients from American Samoa, the Commonwealth of the Northern Mariana Islands, the Marshall Islands, the Federated States of Micronesia, Palau, and Guam.

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

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

(2) the workload required to carry out the functions and activities of the Department; and

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

(b) None of the funds appropriated by this Act may be used to reduce the civilian workforce programmed full time equivalent levels absent the appropriate analysis of the impacts of these reduc-

tions on workload, military force structure, lethality, readiness, operational effectiveness, stress on the military force, and fully burdened costs.

(c) A projection of the number of full-time equivalent positions shall not be considered a constraint or limitation for purposes of subsection (a) and reducing funding for under-execution of such a projection shall not be considered managing based on a constraint or limitation for purposes of such subsection.

(d) The fiscal year 2022 budget request for the Department of Defense, and any justification material and other documentation supporting such request, shall be prepared and submitted to Congress as if subsections (a) and (b) were effective with respect to such fiscal year.

(e) Nothing in this section shall be construed to apply to military (civilian) technicians.

SEC. 8013. None of the funds made available by this Act shall be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before the Congress.

SEC. 8014. None of the funds appropriated by this Act shall be available for the basic pay and allowances of any member of the Army participating as a full-time student and receiving benefits paid by the Secretary of Veterans Affairs from the Department of Defense Education Benefits Fund when time spent as a full-time student is credited toward completion of a service commitment: *Provided*, That this section shall not apply to those members who have reenlisted with this option prior to October 1, 1987: *Provided further*, That this section applies only to active components of the Army.

(TRANSFER OF FUNDS)

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

(b) The Secretary of Defense shall include with the budget justification documents in support of the budget for any fiscal year after fiscal year 2021 (as submitted to Congress pursuant to section 1105 of title 31, United States Code) a description of each transfer under this section that occurred during the last fiscal year before the fiscal year in which such budget is submitted.

SEC. 8016. None of the funds in this Act may be available for the purchase by the Department of Defense (and its departments and agencies) of welded shipboard anchor and mooring chain 4 inches in diameter and under unless the anchor and mooring chain are manufactured in the United States from components which are substantially manufactured in the United States: *Provided*, That for the purpose of this section, the term “manufactured” shall include cutting, heat treating, quality control, testing of chain and welding (including the forging and shot blasting process): *Provided*

further, That for the purpose of this section substantially all of the components of anchor and mooring chain shall be considered to be produced or manufactured in the United States if the aggregate cost of the components produced or manufactured in the United States exceeds the aggregate cost of the components produced or manufactured outside the United States: *Provided further*, That when adequate domestic supplies are not available to meet Department of Defense requirements on a timely basis, the Secretary of the Service responsible for the procurement may waive this restriction on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate that such an acquisition must be made in order to acquire capability for national security purposes.

SEC. 8017. None of the funds available in this Act to the Department of Defense, other than appropriations made for necessary or routine refurbishments, upgrades or maintenance activities, shall be used to reduce or to prepare to reduce the number of deployed and non-deployed strategic delivery vehicles and launchers below the levels set forth in the report submitted to Congress in accordance with section 1042 of the National Defense Authorization Act for Fiscal Year 2012.

SEC. 8018. None of the funds appropriated by this Act shall be used for the support of any nonappropriated funds activity of the Department of Defense that procures malt beverages and wine with nonappropriated funds for resale (including such alcoholic beverages sold by the drink) on a military installation located in the United States unless such malt beverages and wine are procured within that State, or in the case of the District of Columbia, within the District of Columbia, in which the military installation is located: *Provided*, That, in a case in which the military installation is located in more than one State, purchases may be made in any State in which the installation is located: *Provided further*, That such local procurement requirements for malt beverages and wine shall apply to all alcoholic beverages only for military installations in States which are not contiguous with another State: *Provided further*, That alcoholic beverages other than wine and malt beverages, in contiguous States and the District of Columbia shall be procured from the most competitive source, price and other factors considered.

SEC. 8019. None of the funds available to the Department of Defense may be used to demilitarize or dispose of M-1 Carbines, M-1 Garand rifles, M-14 rifles, .22 caliber rifles, .30 caliber rifles, or M-1911 pistols, or to demilitarize or destroy small arms ammunition or ammunition components that are not otherwise prohibited from commercial sale under Federal law, unless the small arms ammunition or ammunition components are certified by the Secretary of the Army or designee as unserviceable or unsafe for further use.

SEC. 8020. No more than \$500,000 of the funds appropriated or made available in this Act shall be used during a single fiscal year for any single relocation of an organization, unit, activity or function of the Department of Defense into or within the National Capital Region: *Provided*, That the Secretary of Defense may waive this restriction on a case-by-case basis by certifying in writing to

the congressional defense committees that such a relocation is required in the best interest of the Government.

SEC. 8021. In addition to the funds provided else-where in this Act, \$25,000,000 is appropriated only for incentive payments authorized by section 504 of the Indian Financing Act of 1974 (25 U.S.C. 1544): *Provided*, That a prime contractor or a subcontractor at any tier that makes a subcontract award to any subcontractor or supplier as defined in section 1544 of title 25, United States Code, or a small business owned and controlled by an individual or individuals defined under section 4221(9) of title 25, United States Code, shall be considered a contractor for the purposes of being allowed additional compensation under section 504 of the Indian Financing Act of 1974 (25 U.S.C. 1544) whenever the prime contract or subcontract amount is over \$500,000 and involves the expenditure of funds appropriated by an Act making appropriations for the Department of Defense with respect to any fiscal year: *Provided further*, That notwithstanding section 1906 of title 41, United States Code, this section shall be applicable to any Department of Defense acquisition of supplies or services, including any contract and any subcontract at any tier for acquisition of commercial items produced or manufactured, in whole or in part, by any subcontractor or supplier defined in section 1544 of title 25, United States Code, or a small business owned and controlled by an individual or individuals defined under section 4221(9) of title 25, United States Code.

SEC. 8022. Funds appropriated by this Act for the Defense Media Activity shall not be used for any national or international political or psychological activities.

SEC. 8023. During the current fiscal year, the Department of Defense is authorized to incur obligations of not to exceed \$350,000,000 for purposes specified in section 2350j(c) of title 10, United States Code, in anticipation of receipt of contributions, only from the Government of Kuwait, under that section: *Provided*, That, upon receipt, such contributions from the Government of Kuwait shall be credited to the appropriations or fund which incurred such obligations.

SEC. 8024. The Secretary of Defense shall notify the congressional defense committees in writing not more than 30 days after the receipt of any contribution of funds received from the government of a foreign country for any purpose relating to the stationing or operations of the United States Armed Forces: *Provided*, That such notification shall include the amount of the contribution; the purpose for which such contribution was made; and the authority under which such contribution was accepted by the Secretary of Defense: *Provided further*, That not fewer than 15 days prior to obligating such funds, the Secretary of Defense shall submit to the congressional defense committees in writing a notification of the planned use of such contributions, including whether such contributions would support existing or new stationing or operations of the United States Armed Forces.

SEC. 8025. (a) Of the funds made available in this Act, not less than \$56,205,000 shall be available for the Civil Air Patrol Corporation, of which—

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

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

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

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

SEC. 8026. (a) None of the funds appropriated in this Act are available to establish a new Department of Defense (department) federally funded research and development center (FFRDC), either as a new entity, or as a separate entity administrated by an organization managing another FFRDC, or as a nonprofit membership corporation consisting of a consortium of other FFRDCs and other nonprofit entities.

(b) No member of a Board of Directors, Trustees, Overseers, Advisory Group, Special Issues Panel, Visiting Committee, or any similar entity of a defense FFRDC, and no paid consultant to any defense FFRDC, except when acting in a technical advisory capacity, may be compensated for his or her services as a member of such entity, or as a paid consultant by more than one FFRDC in a fiscal year: *Provided*, That a member of any such entity referred to previously in this subsection shall be allowed travel expenses and per diem as authorized under the Federal Joint Travel Regulations, when engaged in the performance of membership duties.

(c) Notwithstanding any other provision of law, none of the funds available to the department from any source during the current fiscal year may be used by a defense FFRDC, through a fee or other payment mechanism, for construction of new buildings not located on a military installation, for payment of cost sharing for projects funded by Government grants, for absorption of contract overruns, or for certain charitable contributions, not to include employee participation in community service and/or development.

(d) Notwithstanding any other provision of law, of the funds available to the department during fiscal year 2021, not more than 6,053 staff years of technical effort (staff years) may be funded for defense FFRDCs: *Provided*, That, within such funds for 6,053 staff years, funds shall be available only for 1,148 staff years for the defense studies and analysis FFRDCs: *Provided further*, That this subsection shall not apply to staff years funded in the National Intelligence Program (NIP) and the Military Intelligence Program (MIP).

(e) The Secretary of Defense shall, with the submission of the department’s fiscal year 2022 budget request, submit a report presenting the specific amounts of staff years of technical effort to be allocated for each defense FFRDC during that fiscal year and the associated budget estimates.

SEC. 8027. None of the funds appropriated or made available in this Act shall be used to procure carbon, alloy, or armor steel plate for use in any Government-owned facility or property under the

control of the Department of Defense which were not melted and rolled in the United States or Canada: *Provided*, That these procurement restrictions shall apply to any and all Federal Supply Class 9515, American Society of Testing and Materials (ASTM) or American Iron and Steel Institute (AISI) specifications of carbon, alloy or armor steel plate: *Provided further*, That the Secretary of the military department responsible for the procurement may waive this restriction on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate that adequate domestic supplies are not available to meet Department of Defense requirements on a timely basis and that such an acquisition must be made in order to acquire capability for national security purposes: *Provided further*, That these restrictions shall not apply to contracts which are in being as of the date of the enactment of this Act.

SEC. 8028. For the purposes of this Act, the term "congressional defense committees" means the Armed Services Committee of the House of Representatives, the Armed Services Committee of the Senate, the Subcommittee on Defense of the Committee on Appropriations of the Senate, and the Subcommittee on Defense of the Committee on Appropriations of the House of Representatives.

SEC. 8029. During the current fiscal year, the Department of Defense may acquire the modification, depot maintenance and repair of aircraft, vehicles and vessels as well as the production of components and other Defense-related articles, through competition between Department of Defense depot maintenance activities and private firms: *Provided*, That the Senior Acquisition Executive of the military department or Defense Agency concerned, with power of delegation, shall certify that successful bids include comparable estimates of all direct and indirect costs for both public and private bids: *Provided further*, That Office of Management and Budget Circular A-76 shall not apply to competitions conducted under this section.

SEC. 8030. (a)(1) If the Secretary of Defense, after consultation with the United States Trade Representative, determines that a foreign country which is party to an agreement described in paragraph (2) has violated the terms of the agreement by discriminating against certain types of products produced in the United States that are covered by the agreement, the Secretary of Defense shall rescind the Secretary's blanket waiver of the Buy American Act with respect to such types of products produced in that foreign country.

(2) An agreement referred to in paragraph (1) is any reciprocal defense procurement memorandum of understanding, between the United States and a foreign country pursuant to which the Secretary of Defense has prospectively waived the Buy American Act for certain products in that country.

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

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

SEC. 8031. During the current fiscal year, amounts contained in the Department of Defense Overseas Military Facility Investment Recovery Account shall be available until expended for the payments specified by section 2687a(b)(2) of title 10, United States Code.

SEC. 8032. (a) Notwithstanding any other provision of law, the Secretary of the Air Force may convey at no cost to the Air Force, without consideration, to Indian tribes located in the States of Nevada, Idaho, North Dakota, South Dakota, Montana, Oregon, Minnesota, and Washington relocatable military housing units located at Grand Forks Air Force Base, Malmstrom Air Force Base, Mountain Home Air Force Base, Ellsworth Air Force Base, and Minot Air Force Base that are excess to the needs of the Air Force.

(b) The Secretary of the Air Force shall convey, at no cost to the Air Force, military housing units under subsection (a) in accordance with the request for such units that are submitted to the Secretary by the Operation Walking Shield Program on behalf of Indian tribes located in the States of Nevada, Idaho, North Dakota, South Dakota, Montana, Oregon, Minnesota, and Washington. Any such conveyance shall be subject to the condition that the housing units shall be removed within a reasonable period of time, as determined by the Secretary.

(c) The Operation Walking Shield Program shall resolve any conflicts among requests of Indian tribes for housing units under subsection (a) before submitting requests to the Secretary of the Air Force under subsection (b).

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

SEC. 8033. During the current fiscal year, appropriations which are available to the Department of Defense for operation and maintenance may be used to purchase items having an investment item unit cost of not more than \$250,000.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8034. Subject to section 8005 of this Act, the Secretary of Defense may transfer funds appropriated in fiscal year 2021 for “Shipbuilding and Conversion, Navy: LPD Flight II–LPD 31” to “Shipbuilding and Conversion, Navy: LPD 32 (AP)”, and “Shipbuilding and Conversion, Navy: LPD 33 (AP)” for fiscal year 2021 advance procurement authorized by section 124(c) of the National Defense Authorization Act for Fiscal Year 2021: *Provided*, That the transfer authority provided under this provision is in addition to any other transfer authority contained in this Act.

SEC. 8035. Up to \$14,000,000 of the funds appropriated under the heading “Operation and Maintenance, Navy” may be made available for the Asia Pacific Regional Initiative Program for the purpose of enabling the United States Indo-Pacific Command to execute Theater Security Cooperation activities such as humanitarian assistance, and payment of incremental and personnel costs

of training and exercising with foreign security forces: *Provided*, That funds made available for this purpose may be used, notwithstanding any other funding authorities for humanitarian assistance, security assistance or combined exercise expenses: *Provided further*, That funds may not be obligated to provide assistance to any foreign country that is otherwise prohibited from receiving such type of assistance under any other provision of law.

SEC. 8036. The Secretary of Defense shall issue regulations to prohibit the sale of any tobacco or tobacco-related products in military resale outlets in the United States, its territories and possessions at a price below the most competitive price in the local community: *Provided*, That such regulations shall direct that the prices of tobacco or tobacco-related products in overseas military retail outlets shall be within the range of prices established for military retail system stores located in the United States.

SEC. 8037. (a) During the current fiscal year, none of the appropriations or funds available to the Department of Defense Working Capital Funds shall be used for the purchase of an investment item for the purpose of acquiring a new inventory item for sale or anticipated sale during the current fiscal year or a subsequent fiscal year to customers of the Department of Defense Working Capital Funds if such an item would not have been chargeable to the Department of Defense Business Operations Fund during fiscal year 1994 and if the purchase of such an investment item would be chargeable during the current fiscal year to appropriations made to the Department of Defense for procurement.

(b) The fiscal year 2022 budget request for the Department of Defense as well as all justification material and other documentation supporting the fiscal year 2022 Department of Defense budget shall be prepared and submitted to the Congress on the basis that any equipment which was classified as an end item and funded in a procurement appropriation contained in this Act shall be budgeted for in a proposed fiscal year 2022 procurement appropriation and not in the supply management business area or any other area or category of the Department of Defense Working Capital Funds.

SEC. 8038. None of the funds appropriated by this Act for programs of the Central Intelligence Agency shall remain available for obligation beyond the current fiscal year, except for funds appropriated for the Reserve for Contingencies, which shall remain available until September 30, 2022: *Provided*, That funds appropriated, transferred, or otherwise credited to the Central Intelligence Agency Central Services Working Capital Fund during this or any prior or subsequent fiscal year shall remain available until expended: *Provided further*, That any funds appropriated or transferred to the Central Intelligence Agency for advanced research and development acquisition, for agent operations, and for covert action programs authorized by the President under section 503 of the National Security Act of 1947 (50 U.S.C. 3093) shall remain available until September 30, 2022: *Provided further*, That any funds appropriated or transferred to the Central Intelligence Agency for the construction, improvement, or alteration of facilities, including leased facilities, to be used primarily by personnel of the intelligence community shall remain available until September 30, 2023.

SEC. 8039. Of the funds appropriated to the Department of Defense under the heading "Operation and Maintenance, Defense-Wide", not less than \$12,000,000 shall be made available only for the mitigation of environmental impacts, including training and technical assistance to tribes, related administrative support, the gathering of information, documenting of environmental damage, and developing a system for prioritization of mitigation and cost to complete estimates for mitigation, on Indian lands resulting from Department of Defense activities.

SEC. 8040. (a) None of the funds appropriated in this Act may be expended by an entity of the Department of Defense unless the entity, in expending the funds, complies with the Buy American Act. For purposes of this subsection, the term "Buy American Act" means chapter 83 of title 41, United States Code.

(b) If the Secretary of Defense determines that a person has been convicted of intentionally affixing a label bearing a "Made in America" inscription to any product sold in or shipped to the United States that is not made in America, the Secretary shall determine, in accordance with section 2410f of title 10, United States Code, whether the person should be debarred from contracting with the Department of Defense.

(c) In the case of any equipment or products purchased with appropriations provided under this Act, it is the sense of the Congress that any entity of the Department of Defense, in expending the appropriation, purchase only American-made equipment and products, provided that American-made equipment and products are cost-competitive, quality competitive, and available in a timely fashion.

SEC. 8041. (a) Except as provided in subsections (b) and (c), none of the funds made available by this Act may be used—

(1) to establish a field operating agency; or

(2) to pay the basic pay of a member of the Armed Forces or civilian employee of the department who is transferred or reassigned from a headquarters activity if the member or employee's place of duty remains at the location of that headquarters.

(b) The Secretary of Defense or Secretary of a military department may waive the limitations in subsection (a), on a case-by-case basis, if the Secretary determines, and certifies to the Committees on Appropriations of the House of Representatives and the Senate that the granting of the waiver will reduce the personnel requirements or the financial requirements of the department.

(c) This section does not apply to—

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

(2) an Army field operating agency established to eliminate, mitigate, or counter the effects of improvised explosive devices, and, as determined by the Secretary of the Army, other similar threats;

(3) an Army field operating agency established to improve the effectiveness and efficiencies of biometric activities and to integrate common biometric technologies throughout the Department of Defense; or

(4) an Air Force field operating agency established to administer the Air Force Mortuary Affairs Program and Mortuary Operations for the Department of Defense and authorized Federal entities.

SEC. 8042. (a) None of the funds appropriated by this Act shall be available to convert to contractor performance an activity or function of the Department of Defense that, on or after the date of the enactment of this Act, is performed by Department of Defense civilian employees unless—

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

(2) the Competitive Sourcing Official determines that, over all performance periods stated in the solicitation of offers for performance of the activity or function, the cost of performance of the activity or function by a contractor would be less costly to the Department of Defense by an amount that equals or exceeds the lesser of—

(A) 10 percent of the most efficient organization's personnel-related costs for performance of that activity or function by Federal employees; or

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

(3) the contractor does not receive an advantage for a proposal that would reduce costs for the Department of Defense by—

(A) not making an employer-sponsored health insurance plan available to the workers who are to be employed in the performance of that activity or function under the contract; or

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

(b)(1) The Department of Defense, without regard to subsection (a) of this section or subsection (a), (b), or (c) of section 2461 of title 10, United States Code, and notwithstanding any administrative regulation, requirement, or policy to the contrary shall have full authority to enter into a contract for the performance of any commercial or industrial type function of the Department of Defense that—

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

(B) is planned to be converted to performance by a qualified nonprofit agency for the blind or by a qualified nonprofit agency for other severely handicapped individuals in accordance with that Act; or

(C) is planned to be converted to performance by a qualified firm under at least 51 percent ownership by an Indian tribe, as defined in section 4(e) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b(e)), or a Native Hawaiian Organization, as defined in

section 8(a)(15) of the Small Business Act (15 U.S.C. 637(a)(15)).

(2) This section shall not apply to depot contracts or contracts for depot maintenance as provided in sections 2469 and 2474 of title 10, United States Code.

(c) The conversion of any activity or function of the Department of Defense under the authority provided by this section shall be credited toward any competitive or outsourcing goal, target, or measurement that may be established by statute, regulation, or policy and is deemed to be awarded under the authority of, and in compliance with, subsection (h) of section 2304 of title 10, United States Code, for the competition or outsourcing of commercial activities.

(RESCISSIONS)

SEC. 8043. Of the funds appropriated in Department of Defense Appropriations Acts, the following funds are hereby rescinded from the following accounts and programs in the specified amounts: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress for Overseas Contingency Operations/Global War on Terrorism or as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended:

“Shipbuilding and Conversion, Navy: DDG–51 Destroyer”, 2014/2021, \$66,567,000;

“Procurement of Weapons and Tracked Combat Vehicles, Army”, 2019/2021, \$23,840,000;

“Aircraft Procurement, Navy”, 2019/2021, \$23,094,000;

“Aircraft Procurement, Air Force”, 2019/2021, \$465,447,000;

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

“Aircraft Procurement, Army”, 2020/2022, \$26,900,000;

“Missile Procurement, Army”, 2020/2022, \$2,377,000;

“Procurement of Weapons and Tracked Combat Vehicles, Army”, 2020/2022, \$148,141,000;

“Procurement of Ammunition, Army”, 2020/2022, \$7,500,000;

“Other Procurement, Army”, 2020/2022, \$13,175,000;

“Aircraft Procurement, Navy”, 2020/2022, \$417,128,000;

“Weapons Procurement, Navy”, 2020/2022, \$7,500,000;

“Procurement of Ammunition, Navy and Marine Corps”, 2020/2022, \$8,973,000;

“Shipbuilding and Conversion, Navy: TAO Fleet Oiler (AP)”, 2020/2024, \$73,000,000;

“Shipbuilding and Conversion, Navy: CVN Refueling Overhauls”, 2020/2024, \$13,100,000;

“Other Procurement, Navy”, 2020/2022, \$87,052,000;

“Procurement, Marine Corps”, 2020/2022, \$55,139,000;

“Aircraft Procurement, Air Force”, 2020/2022, \$543,015,000;

“Missile Procurement, Air Force”, 2020/2022, \$24,500,000;

“Space Procurement, Air Force”, 2020/2022, \$64,400,000;

“Other Procurement, Air Force”, 2020/2022, \$66,726,000;

“Research, Development, Test and Evaluation, Army”, 2020/2021, \$284,228,000;

“Research, Development, Test and Evaluation, Navy”, 2020/2021, \$84,005,000;

“Research, Development, Test and Evaluation, Air Force”, 2020/2021, \$251,809,000;

“Research, Development, Test and Evaluation, Defense-Wide”, 2020/2021, \$378,031,000; and

“Defense Counterintelligence and Security Agency Working Capital Fund”, 2020/XXXX, \$100,000,000.

SEC. 8044. None of the funds available in this Act may be used to reduce the authorized positions for military technicians (dual status) of the Army National Guard, Air National Guard, Army Reserve and Air Force Reserve for the purpose of applying any administratively imposed civilian personnel ceiling, freeze, or reduction on military technicians (dual status), unless such reductions are a direct result of a reduction in military force structure.

SEC. 8045. None of the funds appropriated or otherwise made available in this Act may be obligated or expended for assistance to the Democratic People’s Republic of Korea unless specifically appropriated for that purpose: *Provided*, That this restriction shall not apply to any activities incidental to the Defense POW/MIA Accounting Agency mission to recover and identify the remains of United States Armed Forces personnel from the Democratic People’s Republic of Korea.

SEC. 8046. Funds appropriated in this Act for operation and maintenance of the Military Departments, Combatant Commands and Defense Agencies shall be available for reimbursement of pay, allowances and other expenses which would otherwise be incurred against appropriations for the National Guard and Reserve when members of the National Guard and Reserve provide intelligence or counterintelligence support to Combatant Commands, Defense Agencies and Joint Intelligence Activities, including the activities and programs included within the National Intelligence Program and the Military Intelligence Program: *Provided*, That nothing in this section authorizes deviation from established Reserve and National Guard personnel and training procedures.

SEC. 8047. (a) None of the funds available to the Department of Defense for any fiscal year for drug interdiction or counter-drug activities may be transferred to any other department or agency of the United States except as specifically provided in an appropriations law.

(b) None of the funds available to the Central Intelligence Agency for any fiscal year for drug interdiction or counter-drug activities may be transferred to any other department or agency of the United States except as specifically provided in an appropriations law.

SEC. 8048. None of the funds appropriated by this Act may be used for the procurement of ball and roller bearings other than those produced by a domestic source and of domestic origin: *Provided*, That the Secretary of the military department responsible for such procurement may waive this restriction on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate, that adequate domestic supplies are not available to meet Department of Defense requirements on a timely basis and that such an acquisition must be made in order to acquire capability for national security purposes: *Provided further*, That this restriction shall not apply to the

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

SEC. 8049. Of the amounts appropriated for “Working Capital Fund, Army”, \$125,000,000 shall be available to maintain competitive rates at the arsenals.

SEC. 8050. In addition to the amounts appropriated or otherwise made available elsewhere in this Act, \$49,000,000 is hereby appropriated to the Department of Defense: *Provided*, That upon the termination of the Secretary of Defense that it shall serve the national interest, the Secretary shall make grants in the amounts specified as follows: \$24,000,000 to the United Service Organizations and \$25,000,000 to the Red Cross.

SEC. 8051. None of the funds in this Act may be used to purchase any supercomputer which is not manufactured in the United States, unless the Secretary of Defense certifies to the congressional defense committees that such an acquisition must be made in order to acquire capability for national security purposes that is not available from United States manufacturers.

SEC. 8052. Notwithstanding any other provision in this Act, the Small Business Innovation Research program and the Small Business Technology Transfer program set-asides shall be taken proportionally from all programs, projects, or activities to the extent they contribute to the extramural budget. The Secretary of each military department, the Director of each Defense Agency, and the head of each other relevant component of the Department of Defense shall submit to the congressional defense committees, concurrent with submission of the budget justification documents to Congress pursuant to section 1105 of title 31, United States Code, a report with a detailed accounting of the Small Business Innovation Research program and the Small Business Technology Transfer program set-asides taken from programs, projects, or activities within such department, agency, or component during the most recently completed fiscal year.

SEC. 8053. None of the funds available to the Department of Defense under this Act shall be obligated or expended to pay a contractor under a contract with the Department of Defense for costs of any amount paid by the contractor to an employee when—

- (1) such costs are for a bonus or otherwise in excess of the normal salary paid by the contractor to the employee; and
- (2) such bonus is part of restructuring costs associated with a business combination.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8054. During the current fiscal year, no more than \$30,000,000 of appropriations made in this Act under the heading “Operation and Maintenance, Defense-Wide” may be transferred to appropriations available for the pay of military personnel, to be merged with, and to be available for the same time period as the appropriations to which transferred, to be used in support of such personnel in connection with support and services for eligible organizations and activities outside the Department of Defense pursuant to section 2012 of title 10, United States Code.

SEC. 8055. During the current fiscal year, in the case of an appropriation account of the Department of Defense for which the period of availability for obligation has expired or which has closed under the provisions of section 1552 of title 31, United States Code, and which has a negative unliquidated or unexpended balance, an obligation or an adjustment of an obligation may be charged to any current appropriation account for the same purpose as the expired or closed account if—

(1) the obligation would have been properly chargeable (except as to amount) to the expired or closed account before the end of the period of availability or closing of that account;

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

(3) in the case of an expired account, the obligation is not chargeable to a current appropriation of the Department of Defense under the provisions of section 1405(b)(8) of the National Defense Authorization Act for Fiscal Year 1991, Public Law 101-510, as amended (31 U.S.C. 1551 note): *Provided*, That in the case of an expired account, if subsequent review or investigation discloses that there was not in fact a negative unliquidated or unexpended balance in the account, any charge to a current account under the authority of this section shall be reversed and recorded against the expired account: *Provided further*, That the total amount charged to a current appropriation under this section may not exceed an amount equal to 1 percent of the total appropriation for that account:

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

SEC. 8056. (a) Notwithstanding any other provision of law, the Chief of the National Guard Bureau may permit the use of equipment of the National Guard Distance Learning Project by any person or entity on a space-available, reimbursable basis. The Chief of the National Guard Bureau shall establish the amount of reimbursement for such use on a case-by-case basis.

(b) Amounts collected under subsection (a) shall be credited to funds available for the National Guard Distance Learning Project and be available to defray the costs associated with the use of equipment of the project under that subsection. Such funds shall be available for such purposes without fiscal year limitation.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8057. Of the funds appropriated in this Act under the heading “Operation and Maintenance, Defense-Wide”, \$46,000,000 shall be for continued implementation and expansion of the Sexual Assault Special Victims’ Counsel Program: *Provided*, That the funds are made available for transfer to the Department of the Army, the Department of the Navy, and the Department of the Air Force: *Provided further*, That funds transferred shall be merged with and available for the same purposes and for the same time period as

the appropriations to which the funds are transferred: *Provided further*, That this transfer authority is in addition to any other transfer authority provided in this Act.

SEC. 8058. None of the funds appropriated in title IV of this Act may be used to procure end-items for delivery to military forces for operational training, operational use or inventory requirements: *Provided*, That this restriction does not apply to end-items used in development, prototyping, and test activities preceding and leading to acceptance for operational use: *Provided further*, That this restriction does not apply to programs funded within the National Intelligence Program: *Provided further*, That the Secretary of Defense shall, at the time of the submittal to Congress of the budget of the President for fiscal year 2022 pursuant to section 1105 of title 31, United States Code, submit to the congressional defense committees a report detailing the use of funds requested in research, development, test and evaluation accounts for end-items used in development, prototyping and test activities preceding and leading to acceptance for operational use: *Provided further*, That the report shall set forth, for each end-item covered by the preceding proviso, a detailed list of the statutory authorities under which amounts in the accounts described in that proviso were used for such item: *Provided further*, That the Secretary of Defense shall, at the time of the submittal to Congress of the budget of the President for fiscal year 2022 pursuant to section 1105 of title 31, United States Code, submit to the congressional defense committees a certification that funds requested for fiscal year 2022 in research, development, test and evaluation are in compliance with this section: *Provided further*, That the Secretary of Defense may waive this restriction on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate that it is in the national security interest to do so.

SEC. 8059. (a) The Secretary of Defense may, on a case-by-case basis, waive with respect to a foreign country each limitation on the procurement of defense items from foreign sources provided in law if the Secretary determines that the application of the limitation with respect to that country would invalidate cooperative programs entered into between the Department of Defense and the foreign country, or would invalidate reciprocal trade agreements for the procurement of defense items entered into under section 2531 of title 10, United States Code, and the country does not discriminate against the same or similar defense items produced in the United States for that country.

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

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

(2) options for the procurement of items that are exercised after such date under contracts that are entered into before such date if the option prices are adjusted for any reason other than the application of a waiver granted under subsection (a).

(c) Subsection (a) does not apply to a limitation regarding construction of public vessels, ball and roller bearings, food, and clothing or textile materials as defined by section XI (chapters 50–65) of the Harmonized Tariff Schedule of the United States and products classified under headings 4010, 4202, 4203, 6401 through

6406, 6505, 7019, 7218 through 7229, 7304.41 through 7304.49, 7306.40, 7502 through 7508, 8105, 8108, 8109, 8211, 8215, and 9404.

SEC. 8060. None of the funds appropriated or otherwise made available by this or other Department of Defense Appropriations Acts may be obligated or expended for the purpose of performing repairs or maintenance to military family housing units of the Department of Defense, including areas in such military family housing units that may be used for the purpose of conducting official Department of Defense business.

SEC. 8061. Notwithstanding any other provision of law, funds appropriated in this Act under the heading "Research, Development, Test and Evaluation, Defense-Wide" for any new start advanced concept technology demonstration project or joint capability demonstration project may only be obligated 45 days after a report, including a description of the project, the planned acquisition and transition strategy and its estimated annual and total cost, has been provided in writing to the congressional defense committees: *Provided*, That the Secretary of Defense may waive this restriction on a case-by-case basis by certifying to the congressional defense committees that it is in the national interest to do so.

SEC. 8062. The Secretary of Defense shall continue to provide a classified quarterly report to the Committees on Appropriations of the House of Representatives and the Senate, Subcommittees on Defense on certain matters as directed in the classified annex accompanying this Act.

SEC. 8063. Notwithstanding section 12310(b) of title 10, United States Code, a Reserve who is a member of the National Guard serving on full-time National Guard duty under section 502(f) of title 32, United States Code, may perform duties in support of the ground-based elements of the National Ballistic Missile Defense System.

SEC. 8064. None of the funds provided in this Act may be used to transfer to any nongovernmental entity ammunition held by the Department of Defense that has a center-fire cartridge and a United States military nomenclature designation of "armor penetrator", "armor piercing (AP)", "armor piercing incendiary (API)", or "armor-piercing incendiary tracer (API-T)", except to an entity performing demilitarization services for the Department of Defense under a contract that requires the entity to demonstrate to the satisfaction of the Department of Defense that armor piercing projectiles are either: (1) rendered incapable of reuse by the demilitarization process; or (2) used to manufacture ammunition pursuant to a contract with the Department of Defense or the manufacture of ammunition for export pursuant to a License for Permanent Export of Unclassified Military Articles issued by the Department of State.

SEC. 8065. Notwithstanding any other provision of law, the Chief of the National Guard Bureau, or his designee, may waive payment of all or part of the consideration that otherwise would be required under section 2667 of title 10, United States Code, in the case of a lease of personal property for a period not in excess of 1 year to any organization specified in section 508(d) of title 32, United States Code, or any other youth, social, or fraternal nonprofit orga-

nization as may be approved by the Chief of the National Guard Bureau, or his designee, on a case-by-case basis.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8066. Of the amounts appropriated in this Act under the heading "Operation and Maintenance, Army", \$133,724,000 shall remain available until expended: *Provided*, That, notwithstanding any other provision of law, the Secretary of Defense is authorized to transfer such funds to other activities of the Federal Government: *Provided further*, That the Secretary of Defense is authorized to enter into and carry out contracts for the acquisition of real property, construction, personal services, and operations related to projects carrying out the purposes of this section: *Provided further*, That contracts entered into under the authority of this section may provide for such indemnification as the Secretary determines to be necessary: *Provided further*, That projects authorized by this section shall comply with applicable Federal, State, and local law to the maximum extent consistent with the national security, as determined by the Secretary of Defense.

SEC. 8067. (a) None of the funds appropriated in this or any other Act may be used to take any action to modify—

(1) the appropriations account structure for the National Intelligence Program budget, including through the creation of a new appropriation or new appropriation account;

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

(3) the process by which the National Intelligence Program appropriations are apportioned to the executing agencies; or

(4) the process by which the National Intelligence Program appropriations are allotted, obligated and disbursed.

(b) Nothing in subsection (a) shall be construed to prohibit the merger of programs or changes to the National Intelligence Program budget at or below the Expenditure Center level, provided such change is otherwise in accordance with paragraphs (a)(1)–(3).

(c) The Director of National Intelligence and the Secretary of Defense may jointly, only for the purposes of achieving auditable financial statements and improving fiscal reporting, study and develop detailed proposals for alternative financial management processes. Such study shall include a comprehensive counterintelligence risk assessment to ensure that none of the alternative processes will adversely affect counterintelligence.

(d) Upon development of the detailed proposals defined under subsection (c), the Director of National Intelligence and the Secretary of Defense shall—

(1) provide the proposed alternatives to all affected agencies;

(2) receive certification from all affected agencies attesting that the proposed alternatives will help achieve auditability, improve fiscal reporting, and will not adversely affect counterintelligence; and

(3) not later than 30 days after receiving all necessary certifications under paragraph (2), present the proposed alternatives and certifications to the congressional defense and intelligence committees.

SEC. 8068. In addition to amounts provided elsewhere in this Act, \$10,000,000 is hereby appropriated to the Department of Defense, to remain available for obligation until expended: *Provided*, That notwithstanding any other provision of law, that upon the determination of the Secretary of Defense that it shall serve the national interest, these funds shall be available only for a grant to the Fisher House Foundation, Inc., only for the construction and furnishing of additional Fisher Houses to meet the needs of military family members when confronted with the illness or hospitalization of an eligible military beneficiary.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8069. Of the amounts appropriated for "Operation and Maintenance, Navy", up to \$1,000,000 shall be available for transfer to the John C. Stennis Center for Public Service Development Trust Fund established under section 116 of the John C. Stennis Center for Public Service Training and Development Act (2 U.S.C. 1105).

SEC. 8070. None of the funds available to the Department of Defense may be obligated to modify command and control relationships to give Fleet Forces Command operational and administrative control of United States Navy forces assigned to the Pacific fleet: *Provided*, That the command and control relationships which existed on October 1, 2004, shall remain in force until a written modification has been proposed to the Committees on Appropriations of the House of Representatives and the Senate: *Provided further*, That the proposed modification may be implemented 30 days after the notification unless an objection is received from either the House or Senate Appropriations Committees: *Provided further*, That any proposed modification shall not preclude the ability of the commander of United States Indo-Pacific Command to meet operational requirements.

SEC. 8071. Any notice that is required to be submitted to the Committees on Appropriations of the House of Representatives and the Senate under section 806(c)(4) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (10 U.S.C. 2302 note) after the date of the enactment of this Act shall be submitted pursuant to that requirement concurrently to the Subcommittees on Defense of the Committees on Appropriations of the House of Representatives and the Senate.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8072. Of the amounts appropriated in this Act under the headings "Procurement, Defense-Wide" and "Research, Development, Test and Evaluation, Defense-Wide", \$500,000,000 shall be for the Israeli Cooperative Programs: *Provided*, That of this amount, \$73,000,000 shall be for the Secretary of Defense to provide to the Government of Israel for the procurement of the Iron Dome defense system to counter short-range rocket threats, subject to the U.S.-Israel Iron Dome Procurement Agreement, as amended; \$177,000,000 shall be for the Short Range Ballistic Missile Defense (SRBMD) program, including cruise missile defense research and development under the SRBMD program, of which \$50,000,000

shall be for co-production activities of SRBMD systems in the United States and in Israel to meet Israel's defense requirements consistent with each nation's laws, regulations, and procedures, subject to the U.S.-Israeli co-production agreement for SRBMD, as amended; \$77,000,000 shall be for an upper-tier component to the Israeli Missile Defense Architecture, of which \$77,000,000 shall be for co-production activities of Arrow 3 Upper Tier systems in the United States and in Israel to meet Israel's defense requirements consistent with each nation's laws, regulations, and procedures, subject to the U.S.-Israeli co-production agreement for Arrow 3 Upper Tier, as amended; and \$173,000,000 shall be for the Arrow System Improvement Program including development of a long range, ground and airborne, detection suite: *Provided further*, That the transfer authority provided under this provision is in addition to any other transfer authority contained in this Act.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8073. Of the amounts appropriated in this Act under the heading "Shipbuilding and Conversion, Navy", \$407,312,000 shall be available until September 30, 2021, to fund prior year shipbuilding cost increases: *Provided*, That upon enactment of this Act, the Secretary of the Navy shall transfer funds to the following appropriations in the amounts specified: *Provided further*, That the amounts transferred shall be merged with and be available for the same purposes as the appropriations to which transferred to:

- (1) Under the heading "Shipbuilding and Conversion, Navy", 2008/2021: Carrier Replacement Program \$71,000,000;
- (2) Under the heading "Shipbuilding and Conversion, Navy", 2015/2021: DDG-51 Destroyer \$9,634,000;
- (3) Under the heading "Shipbuilding and Conversion, Navy", 2016/2021: CVN Refueling Overhauls \$186,200,000;
- (4) Under the heading "Shipbuilding and Conversion, Navy", 2016/2021: LPD-17 \$30,578,000;
- (5) Under the heading "Shipbuilding and Conversion, Navy", 2016/2021: TAO Fleet Oiler \$42,500,000;
- (6) Under the heading "Shipbuilding and Conversion, Navy", 2018/2021: TAO Fleet Oiler \$17,400,000; and
- (7) Under the heading "Shipbuilding and Conversion, Navy", 2018/2021: Expeditionary Fast Transport \$50,000,000.

SEC. 8074. Funds appropriated by this Act, or made available by the transfer of funds in this Act, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 3094) during fiscal year 2021 until the enactment of the Intelligence Authorization Act for Fiscal Year 2021.

SEC. 8075. None of the funds provided in this Act shall be available for obligation or expenditure through a reprogramming of funds that creates or initiates a new program, project, or activity unless such program, project, or activity must be undertaken immediately in the interest of national security and only after written prior notification to the congressional defense committees.

SEC. 8076. The budget of the President for fiscal year 2022 submitted to the Congress pursuant to section 1105 of title 31, United States Code, shall include separate budget justification documents

for costs of United States Armed Forces' participation in contingency operations for the Military Personnel accounts, the Operation and Maintenance accounts, the Procurement accounts, and the Research, Development, Test and Evaluation accounts: *Provided*, That these documents shall include a description of the funding requested for each contingency operation, for each military service, to include all Active and Reserve components, and for each appropriations account: *Provided further*, That these documents shall include estimated costs for each element of expense or object class, a reconciliation of increases and decreases for each contingency operation, and programmatic data including, but not limited to, troop strength for each Active and Reserve component, and estimates of the major weapons systems deployed in support of each contingency: *Provided further*, That these documents shall include budget exhibits OP-5 and OP-32 (as defined in the Department of Defense Financial Management Regulation) for all contingency operations for the budget year and the two preceding fiscal years.

SEC. 8077. None of the funds in this Act may be used for research, development, test, evaluation, procurement or deployment of nuclear armed interceptors of a missile defense system.

SEC. 8078. The Secretary of Defense may use up to \$650,000,000 of the amounts appropriated or otherwise made available in this Act to the Department of Defense for the rapid acquisition and deployment of supplies and associated support services pursuant to section 806 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314; 10 U.S.C. 2302 note), but only for the purposes specified in clauses (i), (ii), (iii), and (iv) of subsection (c)(3)(B) of such section and subject to the applicable limits specified in clauses (i), (ii), and (iii) of such subsection and, in the case of clause (iv) of such subsection, subject to a limit of \$50,000,000: *Provided*, That the Secretary of Defense shall notify the congressional defense committees promptly of all uses of this authority.

SEC. 8079. None of the funds appropriated or made available in this Act shall be used to reduce or disestablish the operation of the 53rd Weather Reconnaissance Squadron of the Air Force Reserve, if such action would reduce the WC-130 Weather Reconnaissance mission below the levels funded in this Act: *Provided*, That the Air Force shall allow the 53rd Weather Reconnaissance Squadron to perform other missions in support of national defense requirements during the non-hurricane season.

SEC. 8080. None of the funds provided in this Act shall be available for integration of foreign intelligence information unless the information has been lawfully collected and processed during the conduct of authorized foreign intelligence activities: *Provided*, That information pertaining to United States persons shall only be handled in accordance with protections provided in the Fourth Amendment of the United States Constitution as implemented through Executive Order No. 12333.

SEC. 8081. (a) None of the funds appropriated by this Act may be used to transfer research and development, acquisition, or other program authority relating to current tactical unmanned aerial vehicles (TUAVs) from the Army.

(b) The Army shall retain responsibility for and operational control of the MQ-1C Gray Eagle Unmanned Aerial Vehicle (UAV) in order to support the Secretary of Defense in matters relating to the employment of unmanned aerial vehicles.

SEC. 8082. None of the funds appropriated by this Act for programs of the Office of the Director of National Intelligence shall remain available for obligation beyond the current fiscal year, except for funds appropriated for research and technology, which shall remain available until September 30, 2022.

SEC. 8083. For purposes of section 1553(b) of title 31, United States Code, any subdivision of appropriations made in this Act under the heading “Shipbuilding and Conversion, Navy” shall be considered to be for the same purpose as any subdivision under the heading “Shipbuilding and Conversion, Navy” appropriations in any prior fiscal year, and the 1 percent limitation shall apply to the total amount of the appropriation.

SEC. 8084. (a) Not later than 60 days after the date of enactment of this Act, the Director of National Intelligence shall submit a report to the congressional intelligence committees to establish the baseline for application of reprogramming and transfer authorities for fiscal year 2021: *Provided*, That the report shall include—

(1) a table for each appropriation with a separate column to display the President’s budget request, adjustments made by Congress, adjustments due to enacted rescissions, if appropriate, and the fiscal year enacted level;

(2) a delineation in the table for each appropriation by Expenditure Center and project; and

(3) an identification of items of special congressional interest.

(b) None of the funds provided for the National Intelligence Program in this Act shall be available for reprogramming or transfer until the report identified in subsection (a) is submitted to the congressional intelligence committees, unless the Director of National Intelligence certifies in writing to the congressional intelligence committees that such reprogramming or transfer is necessary as an emergency requirement.

SEC. 8085. Notwithstanding any other provision of law, any transfer of funds, appropriated or otherwise made available by this Act, for support to friendly foreign countries in connection with the conduct of operations in which the United States is not participating, pursuant to section 331(d) of title 10, United States Code, shall be made in accordance with section 8005 or 9002 of this Act, as applicable.

SEC. 8086. Any transfer of amounts appropriated to the Department of Defense Acquisition Workforce Development Account in or for fiscal year 2021 to a military department or Defense Agency pursuant to section 1705(e)(1) of title 10, United States Code, shall be covered by and subject to section 8005 or 9002 of this Act, as applicable.

SEC. 8087. None of the funds made available by this Act for excess defense articles, assistance under section 333 of title 10, United States Code, or peacekeeping operations for the countries designated annually to be in violation of the standards of the Child Soldiers Prevention Act of 2008 (Public Law 110-457; 22 U.S.C. 2370c-1) may be used to support any military training or operation

that includes child soldiers, as defined by the Child Soldiers Prevention Act of 2008, unless such assistance is otherwise permitted under section 404 of the Child Soldiers Prevention Act of 2008.

SEC. 8088. (a) None of the funds provided for the National Intelligence Program in this or any prior appropriations Act shall be available for obligation or expenditure through a reprogramming or transfer of funds in accordance with section 102A(d) of the National Security Act of 1947 (50 U.S.C. 3024(d)) that—

- (1) creates a new start effort;
- (2) terminates a program with appropriated funding of \$10,000,000 or more;
- (3) transfers funding into or out of the National Intelligence Program; or
- (4) transfers funding between appropriations, unless the congressional intelligence committees are notified 30 days in advance of such reprogramming of funds; this notification period may be reduced for urgent national security requirements.

(b) None of the funds provided for the National Intelligence Program in this or any prior appropriations Act shall be available for obligation or expenditure through a reprogramming or transfer of funds in accordance with section 102A(d) of the National Security Act of 1947 (50 U.S.C. 3024(d)) that results in a cumulative increase or decrease of the levels specified in the classified annex accompanying the Act unless the congressional intelligence committees are notified 30 days in advance of such reprogramming of funds; this notification period may be reduced for urgent national security requirements.

SEC. 8089. In this fiscal year and each fiscal year thereafter, funds appropriated under the heading “Procurement, Space Force” may be obligated for payment of satellite on-orbit incentives in the fiscal year in which an incentive payment is earned: *Provided*, That any obligation made pursuant to this section may not be entered into until 30 calendar days in session after the congressional defense committees have been notified that an on-orbit incentive payment has been earned.

SEC. 8090. For the purposes of this Act, the term “congressional intelligence committees” means the Permanent Select Committee on Intelligence of the House of Representatives, the Select Committee on Intelligence of the Senate, the Subcommittee on Defense of the Committee on Appropriations of the House of Representatives, and the Subcommittee on Defense of the Committee on Appropriations of the Senate.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8091. During the current fiscal year, not to exceed \$11,000,000 from each of the appropriations made in title II of this Act for “Operation and Maintenance, Army”, “Operation and Maintenance, Navy”, and “Operation and Maintenance, Air Force” may be transferred by the military department concerned to its central fund established for Fisher Houses and Suites pursuant to section 2493(d) of title 10, United States Code.

SEC. 8092. None of the funds appropriated by this Act may be available for the purpose of making remittances to the Department

of Defense Acquisition Workforce Development Account in accordance with section 1705 of title 10, United States Code.

SEC. 8093. (a) Any agency receiving funds made available in this Act, shall, subject to subsections (b) and (c), post on the public Web site of that agency any report required to be submitted by the Congress in this or any other Act, upon the determination by the head of the agency that it shall serve the national interest.

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

(1) the public posting of the report compromises national security; or

(2) the report contains proprietary information.

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

SEC. 8094. (a) None of the funds appropriated or otherwise made available by this Act may be expended for any Federal contract for an amount in excess of \$1,000,000, unless the contractor agrees not to—

(1) enter into any agreement with any of its employees or independent contractors that requires, as a condition of employment, that the employee or independent contractor agree to resolve through arbitration any claim under title VII of the Civil Rights Act of 1964 or any tort related to or arising out of sexual assault or harassment, including assault and battery, intentional infliction of emotional distress, false imprisonment, or negligent hiring, supervision, or retention; or

(2) take any action to enforce any provision of an existing agreement with an employee or independent contractor that mandates that the employee or independent contractor resolve through arbitration any claim under title VII of the Civil Rights Act of 1964 or any tort related to or arising out of sexual assault or harassment, including assault and battery, intentional infliction of emotional distress, false imprisonment, or negligent hiring, supervision, or retention.

(b) None of the funds appropriated or otherwise made available by this Act may be expended for any Federal contract unless the contractor certifies that it requires each covered subcontractor to agree not to enter into, and not to take any action to enforce any provision of, any agreement as described in paragraphs (1) and (2) of subsection (a), with respect to any employee or independent contractor performing work related to such subcontract. For purposes of this subsection, a “covered subcontractor” is an entity that has a subcontract in excess of \$1,000,000 on a contract subject to subsection (a).

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

(d) The Secretary of Defense may waive the application of subsection (a) or (b) to a particular contractor or subcontractor for the purposes of a particular contract or subcontract if the Secretary or the Deputy Secretary personally determines that the waiver is necessary to avoid harm to national security interests of the United States, and that the term of the contract or subcontract is not

longer than necessary to avoid such harm. The determination shall set forth with specificity the grounds for the waiver and for the contract or subcontract term selected, and shall state any alternatives considered in lieu of a waiver and the reasons each such alternative would not avoid harm to national security interests of the United States. The Secretary of Defense shall transmit to Congress, and simultaneously make public, any determination under this subsection not less than 15 business days before the contract or subcontract addressed in the determination may be awarded.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8095. From within the funds appropriated for operation and maintenance for the Defense Health Program in this Act, up to \$137,000,000, shall be available for transfer to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund in accordance with the provisions of section 1704 of the National Defense Authorization Act for Fiscal Year 2010, Public Law 111-84: *Provided*, That for purposes of section 1704(b), the facility operations funded are operations of the integrated Captain James A. Lovell Federal Health Care Center, consisting of the North Chicago Veterans Affairs Medical Center, the Navy Ambulatory Care Center, and supporting facilities designated as a combined Federal medical facility as described by section 706 of Public Law 110-417: *Provided further*, That additional funds may be transferred from funds appropriated for operation and maintenance for the Defense Health Program to the Joint Department of Defense-Department of Veterans Affairs Medical Facility Demonstration Fund upon written notification by the Secretary of Defense to the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 8096. None of the funds appropriated or otherwise made available by this Act may be used by the Department of Defense or a component thereof in contravention of the provisions of section 130h of title 10, United States Code.

SEC. 8097. Appropriations available to the Department of Defense may be used for the purchase of heavy and light armored vehicles for the physical security of personnel or for force protection purposes up to a limit of \$450,000 per vehicle, notwithstanding price or other limitations applicable to the purchase of passenger carrying vehicles.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8098. Upon a determination by the Director of National Intelligence that such action is necessary and in the national interest, the Director may, with the approval of the Office of Management and Budget, transfer not to exceed \$1,500,000,000 of the funds made available in this Act for the National Intelligence Program: *Provided*, That such authority to transfer may not be used unless for higher priority items, based on unforeseen intelligence requirements, than those for which originally appropriated and in no case where the item for which funds are requested has been denied by the Congress: *Provided further*, That a request for multiple

reprogrammings of funds using authority provided in this section shall be made prior to June 30, 2021.

SEC. 8099. None of the funds made available by this Act may be used in contravention of the War Powers Resolution (50 U.S.C. 1541 et seq.).

SEC. 8100. None of the funds appropriated or otherwise made available in this or any other Act may be used to transfer, release, or assist in the transfer or release to or within the United States, its territories, or possessions Khalid Sheikh Mohammed or any other detainee who—

(1) is not a United States citizen or a member of the Armed Forces of the United States; and

(2) is or was held on or after June 24, 2009, at United States Naval Station, Guantánamo Bay, Cuba, by the Department of Defense.

SEC. 8101. None of the funds appropriated or otherwise made available in this Act may be used to transfer any individual detained at United States Naval Station Guantánamo Bay, Cuba, to the custody or control of the individual's country of origin, any other foreign country, or any other foreign entity except in accordance with section 1034 of the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92) and section 1035 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Public Law 115–232).

SEC. 8102. (a) None of the funds appropriated or otherwise made available by this or any other Act may be used by the Secretary of Defense, or any other official or officer of the Department of Defense, to enter into a contract, memorandum of understanding, or cooperative agreement with, or make a grant to, or provide a loan or loan guarantee to Rosoboronexport or any subsidiary of Rosoboronexport.

(b) The Secretary of Defense may waive the limitation in subsection (a) if the Secretary, in consultation with the Secretary of State and the Director of National Intelligence, determines that it is in the vital national security interest of the United States to do so, and certifies in writing to the congressional defense committees that—

(1) Rosoboronexport has ceased the transfer of lethal military equipment to, and the maintenance of existing lethal military equipment for, the Government of the Syrian Arab Republic;

(2) the armed forces of the Russian Federation have withdrawn from Crimea, other than armed forces present on military bases subject to agreements in force between the Government of the Russian Federation and the Government of Ukraine; and

(3) agents of the Russian Federation have ceased taking active measures to destabilize the control of the Government of Ukraine over eastern Ukraine.

(c) The Inspector General of the Department of Defense shall conduct a review of any action involving Rosoboronexport with respect to a waiver issued by the Secretary of Defense pursuant to subsection (b), and not later than 90 days after the date on which such a waiver is issued by the Secretary of Defense, the Inspector General shall submit to the congressional defense committees a re-

port containing the results of the review conducted with respect to such waiver.

SEC. 8103. None of the funds made available in this Act may be used for the purchase or manufacture of a flag of the United States unless such flags are treated as covered items under section 2416a(b) of title 10, United States Code.

SEC. 8104. (a) None of the funds appropriated or otherwise made available in this or any other Act may be used to construct, acquire, or modify any facility in the United States, its territories, or possessions to house any individual described in subsection (c) for the purposes of detention or imprisonment in the custody or under the effective control of the Department of Defense.

(b) The prohibition in subsection (a) shall not apply to any modification of facilities at United States Naval Station, Guantánamo Bay, Cuba.

(c) An individual described in this subsection is any individual who, as of June 24, 2009, is located at United States Naval Station, Guantánamo Bay, Cuba, and who—

(1) is not a citizen of the United States or a member of the Armed Forces of the United States; and

(2) is—

(A) in the custody or under the effective control of the Department of Defense; or

(B) otherwise under detention at United States Naval Station, Guantánamo Bay, Cuba.

SEC. 8105. Of the amounts appropriated in this Act for “Shipbuilding and Conversion, Navy”, \$60,000,000, to remain available for obligation until September 30, 2025, may be used for the purchase of two used sealift vessels for the National Defense Reserve Fleet, established under section 11 of the Merchant Ship Sales Act of 1946 (46 U.S.C. 57100): *Provided*, That such amounts are available for reimbursements to the Ready Reserve Force, Maritime Administration account of the United States Department of Transportation for programs, projects, activities, and expenses related to the National Defense Reserve Fleet: *Provided further*, That notwithstanding 10 U.S.C. 2218 (National Defense Sealift Fund), none of these funds shall be transferred to the National Defense Sealift Fund for execution.

SEC. 8106. The Secretary of Defense shall post grant awards on a public website in a searchable format.

SEC. 8107. If the Secretary of a military department reduces each research, development, test and evaluation, and procurement account of the military department pursuant to paragraph (1) of section 828(d) of the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92; 10 U.S.C. 2430 note), the Secretary shall allocate the reduction determined under paragraph (2) of such section 828(d) proportionally from all programs, projects, or activities under such account: *Provided*, That the authority under section 804(d)(2) of the National Defense Authorization Act for Fiscal Year 2016 (Public Law 114–92; 10 U.S.C. 2302 note) to transfer amounts available in the Rapid Prototyping Fund shall be subject to section 8005 or 9002 of this Act, as applicable.

SEC. 8108. None of the funds made available by this Act may be used by the National Security Agency to—

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

(2) acquire, monitor, or store the contents (as such term is defined in section 2510(8) of title 18, United States Code) of any electronic communication of a United States person from a provider of electronic communication services to the public pursuant to section 501 of the Foreign Intelligence Surveillance Act of 1978.

SEC. 8109. None of the funds made available in this or any other Act may be used to pay the salary of any officer or employee of any agency funded by this Act who approves or implements the transfer of administrative responsibilities or budgetary resources of any program, project, or activity financed by this Act to the jurisdiction of another Federal agency not financed by this Act without the express authorization of Congress: *Provided*, That this limitation shall not apply to transfers of funds expressly provided for in Defense Appropriations Acts, or provisions of Acts providing supplemental appropriations for the Department of Defense.

SEC. 8110. Of the amounts appropriated in this Act for "Operation and Maintenance, Navy", \$376,029,000, to remain available until expended, may be used for any purposes related to the National Defense Reserve Fleet established under section 11 of the Merchant Ship Sales Act of 1946 (46 U.S.C. 57100): *Provided*, That such amounts are available for reimbursements to the Ready Reserve Force, Maritime Administration account of the United States Department of Transportation for programs, projects, activities, and expenses related to the National Defense Reserve Fleet.

SEC. 8111. None of the funds made available in this Act may be obligated for activities authorized under section 1208 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 112-81; 125 Stat. 1621) to initiate support for, or expand support to, foreign forces, irregular forces, groups, or individuals unless the congressional defense committees are notified in accordance with the direction contained in the classified annex accompanying this Act, not less than 15 days before initiating such support: *Provided*, That none of the funds made available in this Act may be used under section 1208 for any activity that is not in support of an ongoing military operation being conducted by United States Special Operations Forces to combat terrorism: *Provided further*, That the Secretary of Defense may waive the prohibitions in this section if the Secretary determines that such waiver is required by extraordinary circumstances and, by not later than 72 hours after making such waiver, notifies the congressional defense committees of such waiver.

SEC. 8112. The Secretary of Defense, in consultation with the Service Secretaries, shall submit a report to the congressional defense committees, not later than 180 days after the enactment of this Act, detailing the submission of records during the previous 12 months to databases accessible to the National Instant Criminal Background Check System (NICS), including the Interstate Identification Index (III), the National Crime Information Center (NCIC), and the NICS Index, as required by Public Law 110-180: *Provided*, That such report shall provide the number and category of records

submitted by month to each such database, by Service or Component: *Provided further*, That such report shall identify the number and category of records submitted by month to those databases for which the Identification for Firearm Sales (IFFS) flag or other database flags were used to pre-validate the records and indicate that such persons are prohibited from receiving or possessing a firearm: *Provided further*, That such report shall describe the steps taken during the previous 12 months, by Service or Component, to ensure complete and accurate submission and appropriate flagging of records of individuals prohibited from gun possession or receipt pursuant to 18 U.S.C. 922(g) or (n) including applicable records involving proceedings under the Uniform Code of Military Justice.

SEC. 8113. (a) None of the funds provided in this Act for the TAO Fleet Oiler program shall be used to award a new contract that provides for the acquisition of the following components unless those components are manufactured in the United States: Auxiliary equipment (including pumps) for shipboard services; propulsion equipment (including engines, reduction gears, and propellers); shipboard cranes; and spreaders for shipboard cranes.

(b) None of the funds provided in this Act for the FFG(X) Frigate program shall be used to award a new contract that provides for the acquisition of the following components unless those components are manufactured in the United States: Air circuit breakers; gyrocompasses; electronic navigation chart systems; steering controls; pumps; propulsion and machinery control systems; totally enclosed lifeboats; auxiliary equipment pumps; shipboard cranes; auxiliary chill water systems; and propulsion propellers: *Provided*, That the Secretary of the Navy shall incorporate United States manufactured propulsion engines and propulsion reduction gears into the FFG(X) Frigate program beginning not later than with the eleventh ship of the program.

SEC. 8114. No amounts credited or otherwise made available in this or any other Act to the Department of Defense Acquisition Workforce Development Account may be transferred to:

(1) the Rapid Prototyping Fund established under section 804(d) of the National Defense Authorization Act for Fiscal Year 2016 (10 U.S.C. 2302 note); or

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

SEC. 8115. None of the funds made available by this Act may be used for Government Travel Charge Card expenses by military or civilian personnel of the Department of Defense for gaming, or for entertainment that includes topless or nude entertainers or participants, as prohibited by Department of Defense FMR, Volume 9, Chapter 3 and Department of Defense Instruction 1015.10 (enclosure 3, 14a and 14b).

SEC. 8116. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network is designed to block access to pornography websites.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecu-

tion, or adjudication activities, or for any activity necessary for the national defense, including intelligence activities.

SEC. 8117. None of the funds appropriated by this Act may be made available to deliver F-35 air vehicles or any other F-35 weapon system equipment to the Republic of Turkey, except in accordance with section 1245 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116-92).

SEC. 8118. In addition to amounts provided elsewhere in this Act, there is appropriated \$284,000,000, for an additional amount for “Operation and Maintenance, Defense-Wide”, to remain available until expended: *Provided*, That such funds shall only be available to the Secretary of Defense, acting through the Office of Economic Adjustment of the Department of Defense, or for transfer to the Secretary of Education, notwithstanding any other provision of law, to make grants, conclude cooperative agreements, or supplement other Federal funds to construct, renovate, repair, or expand elementary and secondary public schools on military installations in order to address capacity or facility condition deficiencies at such schools: *Provided further*, That in making such funds available, the Office of Economic Adjustment or the Secretary of Education shall give priority consideration to those military installations with schools having the most serious capacity or facility condition deficiencies as determined by the Secretary of Defense: *Provided further*, That as a condition of receiving funds under this section a local educational agency or State shall provide a matching share as described in the notice titled “Department of Defense Program for Construction, Renovation, Repair or Expansion of Public Schools Located on Military Installations” published by the Department of Defense in the Federal Register on September 9, 2011 (76 Fed. Reg. 55883 et seq.): *Provided further*, That these provisions apply to funds provided under this section, and to funds previously provided by Congress to construct, renovate, repair, or expand elementary and secondary public schools on military installations in order to address capacity or facility condition deficiencies at such schools to the extent such funds remain unobligated on the date of enactment of this section.

SEC. 8119. In carrying out the program described in the memorandum on the subject of “Policy for Assisted Reproductive Services for the Benefit of Seriously or Severely Ill/Injured (Category II or III) Active Duty Service Members” issued by the Assistant Secretary of Defense for Health Affairs on April 3, 2012, and the guidance issued to implement such memorandum, the Secretary of Defense shall apply such policy and guidance, except that—

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

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

SEC. 8120. None of the funds made available by this Act may be used to carry out the closure or realignment of the United States Naval Station, Guantánamo Bay, Cuba.

SEC. 8121. None of the funds provided for, or otherwise made available, in this or any other Act, may be obligated or expended

by the Secretary of Defense to provide motorized vehicles, aviation platforms, munitions other than small arms and munitions appropriate for customary ceremonial honors, operational military units, or operational military platforms if the Secretary determines that providing such units, platforms, or equipment would undermine the readiness of such units, platforms, or equipment.

SEC. 8122. The Secretary of Defense may obligate and expend funds made available under this Act for procurement or for research, development, test and evaluation for the F-35 Joint Strike Fighter to modify up to six F-35 aircraft, including up to two F-35 aircraft of each variant, to a test configuration: *Provided*, That the Secretary of Defense shall, with the concurrence of the Secretary of the Air Force and the Secretary of the Navy, notify the congressional defense committees not fewer than 30 days prior to obligating and expending funds under this section: *Provided further*, That any transfer of funds pursuant to the authority provided in this section shall be made in accordance with section 8005 or 9002 of this Act, as appropriate, if applicable: *Provided further*, That aircraft referred to previously in this section are not additional to aircraft referred to in section 8135 of the Department of Defense Appropriations Act, 2019 and section 8126 of the Department of Defense Appropriations Act, 2020.

SEC. 8123. Amounts appropriated for “Defense Health Program” in this Act and hereafter may be obligated to make death gratuity payments, as authorized in subchapter II of chapter 75 of title 10, United States Code, if no appropriation for “Military Personnel” is available for obligation for such payments: *Provided*, That such obligations may subsequently be recorded against appropriations available for “Military Personnel”.

SEC. 8124. (a) None of the funds made available by this or any other Act may be used to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to any corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting such tax liability, provided that the applicable Federal agency is aware of the unpaid Federal tax liability.

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

SEC. 8125. During fiscal year 2021, any advance billing for background investigation services and related services purchased from activities financed using Defense Working Capital Funds shall be excluded from the calculation of cumulative advance billings under section 2208(1)(3) of title 10, United States Code.

SEC. 8126. None of the funds appropriated or otherwise made available by this Act may be used to transfer the National Reconnaissance Office to the Space Force: *Provided*, That nothing in this Act shall be construed to limit or prohibit cooperation, collaboration, and coordination between the National Reconnaissance Office

and the Space Force or any other elements of the Department of Defense.

SEC. 8127. None of the funds appropriated or otherwise made available by this Act may be used to transfer any element of the Department of the Army, the Department of the Navy, or a Department of Defense agency to the Space Force unless, concurrent with the fiscal year 2022 budget submission (as submitted to Congress pursuant to section 1105 of title 31, United States Code), the Secretary of Defense provides a report to the Committees on Appropriations of the House of Representatives and the Senate, detailing any plans to transfer appropriate space elements of the Department of the Army, the Department of the Navy, or a Department of Defense agency to the Space Force and certifies in writing to the Committees on Appropriations of the House of Representatives and the Senate that such transfer is consistent with the mission of the Space Force and will not have an adverse impact on the Department or agency from which such element is being transferred: *Provided*, That such report shall include fiscal year 2022 budget and future years defense program adjustments associated with such planned transfers.

SEC. 8128. Funds appropriated in titles I and IX of this Act under headings for “Military Personnel” may be used for expenses described therein for members of the Space Force on active duty: *Provided*, That amounts appropriated under such headings may be used for payments pursuant to section 156 of Public Law 97–377, as amended (42 U.S.C. 402 note), and to the Department of Defense Military Retirement Fund.

SEC. 8129. Notwithstanding any other provision of this Act, to reflect savings due to favorable foreign exchange rates, the total amount appropriated in this Act is hereby reduced by \$375,000,000.

SEC. 8130. Notwithstanding any other provision of this Act, to reflect savings due to lower than anticipated fuel costs, the total amount appropriated in this Act is hereby reduced by \$1,700,362,000.

SEC. 8131. (a) Amounts appropriated under title IV of this Act, as detailed in budget activity eight of the tables in the explanatory statement regarding this Act, may be used for expenses for the agile research, development, test and evaluation, procurement, production, modification, and operation and maintenance, only for the following Software and Digital Technology Pilot programs—

- (1) Defensive Cyber Operations Army (PE 0608041A);
- (2) Risk Management Information (PE 0608013N);
- (3) Maritime Tactical Command Control (PE 0608231N);
- (4) Space Command and Control (PE 1203614SF);
- (5) National Background Investigation Services (PE 0608197V);
- (6) Global Command and Control System-Joint (PE 0308150K);
- (7) Algorithmic Warfare Cross Functional Team (PE 0308588D8Z); and
- (8) Acquisition visibility (PE 0608648D8Z).

(b) None of the funds appropriated by this or prior Department of Defense Appropriations Acts may be obligated or expended to

initiate additional Software and Digital Technology Pilot Programs in fiscal year 2021.

SEC. 8132. (a) In addition to amounts otherwise made available in this Act, there is appropriated \$100,000,000 to the Under Secretary of Defense (Acquisition and Sustainment), to remain available until expended.

(b) The funds provided by subsection (a) shall be available to the Under Secretary of Defense (Acquisition and Sustainment), in coordination with the Assistant Secretary of the Army (Acquisition, Logistics and Technology) and the Assistant Secretary of the Navy (Research, Development and Acquisition) and the Assistant Secretary of the Air Force (Acquisition, Technology and Logistics), to assess and strengthen the manufacturing and defense industrial base and supply chain resiliency of the United States.

(c)(1) The Under Secretary of Defense (Comptroller) shall transfer funds provided by subsection (a) to appropriations for operation and maintenance; procurement; and research, development, test and evaluation to accomplish the purposes specified in subsection (b). Such transferred funds shall be merged with and be available for the same purposes and for the same time period as the appropriation to which they are transferred.

(2) The transfer authority provided by this subsection shall be in addition to any other transfer authority available to the Department of Defense.

(3) The Under Secretary of Defense (Acquisition and Sustainment) shall, through the Under Secretary of Defense (Comptroller), not less than 30 days prior to making any transfer under this subsection, notify the congressional defense committees in writing of the details of the transfer.

(d) Funds appropriated by this section may not be transferred to "Drug Interdiction and Counter-Drug Activities, Defense".

(INCLUDING TRANSFER OF FUNDS)

SEC. 8133. In addition to amounts appropriated in title II or otherwise made available elsewhere in this Act, \$300,500,000 is hereby appropriated to the Department of Defense and made available for transfer to the operation and maintenance accounts of the Army, Navy, Marine Corps, and Air Force (including National Guard and Reserve) for purposes of improving military readiness: *Provided*, That the transfer authority provided under this provision is in addition to any other transfer authority provided elsewhere in this Act.

SEC. 8134. None of the funds provided in this Act for requirements development, performance specification development, concept design and development, ship configuration development, systems engineering, naval architecture, marine engineering, operations research analysis, industry studies, preliminary design, development of the Detailed Design and Construction Request for Proposals solicitation package, or related activities for the AS(X) Submarine Tender, T-ARC(X) Cable Laying and Repair Ship, or T-AGOS(X) Oceanographic Surveillance Ship may be used to award a new contract for such activities unless these contracts include specifications that all auxiliary equipment, including pumps and propulsion shafts are manufactured in the United States.

SEC. 8135. None of the funds made available by this Act may be obligated or expended for the purpose of decommissioning the USS *Fort Worth* or the USS *Coronado*.

SEC. 8136. Of the amounts appropriated in this Act under the heading "Operation and Maintenance, Defense-Wide", \$50,000,000, to remain available until September 30, 2022: *Provided*, That such funds shall only be available to the Secretary of Defense, acting through the Office of Economic Adjustment of the Department of Defense, to make grants to communities impacted by military aviation noise for the purpose of installing noise mitigating insulation at covered facilities: *Provided further*, That, to be eligible to receive a grant under the program, a community must enter into an agreement with the Secretary under which the community prioritizes the use of funds for the installation of noise mitigation at covered facilities in the community: *Provided further*, That as a condition of receiving funds under this section a State or local entity shall provide a matching share of ten percent: *Provided further*, That grants under the program may be used to meet the Federal match requirement under the airport improvement program established under subchapter I of chapter 471 and subchapter I of chapter 475 of title 49, United States Code: *Provided further*, That, in carrying out the program, the Secretary of Defense shall coordinate with the Secretary of Transportation to minimize duplication of efforts with any other noise mitigation program compliant with part 150 of title 14, Code of Federal Regulations: *Provided further*, That, in this section, the term "covered facilities" means hospitals, daycare facilities, schools, facilities serving senior citizens, and private residences that are located within one mile or a day-night average sound level of 65 or greater of a military installation or another location at which military aircraft are stationed or are located in an area impacted by military aviation noise within one mile or a day-night average sound level of 65 or greater, as determined by the Department of Defense or Federal Aviation Administration noise modeling programs.

SEC. 8137. None of the funds appropriated or otherwise made available by this Act may be obligated or expended for the lease of an icebreaking vessel unless such obligation or expenditure is compliant with section 1301 of title 31, United States Code, and related statutes and is made pursuant to a contract awarded using full and open competitive procedures or procedures authorized by section 2304(c)(6) of title 10, United States Code.

SEC. 8138. Amounts appropriated or otherwise made available to the Department of Defense in this Act, may not be obligated or expended for the retirement or divestiture of the RQ-4 Global Hawk Block 30 and Block 40 aircraft: *Provided*, That the Secretary of the Air Force is prohibited from deactivating the corresponding squadrons responsible for the operations of the aforementioned aircraft.

TITLE IX

OVERSEAS CONTINGENCY OPERATIONS

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

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

MILITARY PERSONNEL, NAVY

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

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for “Military Personnel, Marine Corps”, \$129,943,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MILITARY PERSONNEL, AIR FORCE

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

RESERVE PERSONNEL, ARMY

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

RESERVE PERSONNEL, NAVY

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

RESERVE PERSONNEL, MARINE CORPS

For an additional amount for “Reserve Personnel, Marine Corps”, \$2,048,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Ter-

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

RESERVE PERSONNEL, AIR FORCE

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

NATIONAL GUARD PERSONNEL, ARMY

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

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for “National Guard Personnel, Air Force”, \$5,800,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for “Operation and Maintenance, Army”, \$17,497,254,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for “Operation and Maintenance, Navy”, \$11,568,363,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for “Operation and Maintenance, Marine Corps”, \$1,108,667,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) 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”, \$18,432,020,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War

on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, SPACE FORCE

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

OPERATION AND MAINTENANCE, DEFENSE-WIDE

For an additional amount for “Operation and Maintenance, Defense-Wide”, \$6,041,898,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, ARMY RESERVE

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

OPERATION AND MAINTENANCE, NAVY RESERVE

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

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

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

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

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

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

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

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

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

AFGHANISTAN SECURITY FORCES FUND

For the “Afghanistan Security Forces Fund”, \$3,047,612,000, to remain available until September 30, 2022: *Provided*, That such funds shall be available to the Secretary of Defense for the purpose of allowing the Commander, Combined Security Transition Command—Afghanistan, or the Secretary’s designee, to provide assistance, with the concurrence of the Secretary of State, to the security forces of Afghanistan, including the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, construction, and funding: *Provided further*, That the Secretary of Defense may obligate and expend funds made available to the Department of Defense in this title for additional costs associated with existing projects previously funded with amounts provided under the heading “Afghanistan Infrastructure Fund” in prior Acts: *Provided further*, That such costs shall be limited to contract changes resulting from inflation, market fluctuation, rate adjustments, and other necessary contract actions to complete existing projects, and associated supervision and administration costs and costs for design during construction: *Provided further*, That the Secretary may not use more than \$50,000,000 under the authority provided in this section: *Provided further*, That the Secretary shall notify in advance such contract changes and adjustments in annual reports to the congressional defense committees: *Provided further*, That the authority to provide assistance under this heading is in addition to any other authority to provide assistance to foreign nations: *Provided further*, That contributions of funds for the purposes provided herein from any person, foreign government, or international organization may be credited to this Fund, to remain available until expended, and used for such purposes: *Provided further*, That the Secretary of Defense shall notify the congressional defense committees in writing upon the receipt and upon the obligation of any contribution, delineating the sources and amounts of the funds received and the specific use of such contributions: *Provided further*, That the Secretary of Defense shall, not fewer than 15 days prior to obligating from this appropriation account, notify the congressional defense committees in writing of the details of any such obligation: *Provided further*, That the Secretary of Defense shall notify the congressional defense committees of any proposed new projects or activities, or transfer of funds between budget sub-activity groups in excess of \$20,000,000: *Provided further*, That the United States may accept equipment procured using funds provided under this heading in this or prior Acts that was transferred to the security forces of Afghanistan and returned by such forces to the United States: *Provided further*, That equipment procured using funds provided under this heading in this or prior Acts, and not yet transferred to the security forces of Afghanistan

or transferred to the security forces of Afghanistan and returned by such forces to the United States, may be treated as stocks of the Department of Defense upon written notification to the congressional defense committees: *Provided further*, That of the funds provided under this heading, not less than \$20,000,000 shall be for recruitment and retention of women in the Afghanistan National Security Forces, and the recruitment and training of female security personnel: *Provided further*, That funds appropriated under this heading and made available for the salaries and benefits of personnel of the Afghanistan Security Forces may only be used for personnel who are enrolled in the Afghanistan Personnel and Pay System: *Provided further*, That funds appropriated under this heading for the Afghanistan Security Forces may only be obligated if the Secretary of Defense, in consultation with the Secretary of State, certifies in writing to the congressional defense committees that such forces are controlled by a civilian, representative government that is committed to protecting human rights and women's rights and preventing terrorists and terrorist groups from using the territory of Afghanistan to threaten the security of the United States and United States allies: *Provided further*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

COUNTER-ISIS TRAIN AND EQUIP FUND

For the "Counter-Islamic State of Iraq and Syria Train and Equip Fund", \$710,000,000, to remain available until September 30, 2022: *Provided*, That such funds shall be available to the Secretary of Defense in coordination with the Secretary of State, to provide assistance, including training; equipment; logistics support, supplies, and services; stipends; infrastructure repair and renovation; construction for facility fortification and humane treatment; and sustenance, to foreign security forces, irregular forces, groups, or individuals participating, or preparing to participate in activities to counter the Islamic State of Iraq and Syria, and their affiliated or associated groups: *Provided further*, That amounts made available under this heading shall be available to provide assistance only for activities in a country designated by the Secretary of Defense, in coordination with the Secretary of State, as having a security mission to counter the Islamic State of Iraq and Syria, and following written notification to the congressional defense committees of such designation: *Provided further*, That the Secretary of Defense shall ensure that prior to providing assistance to elements of any forces or individuals, such elements or individuals are appropriately vetted, including at a minimum, assessing such elements for associations with terrorist groups or groups associated with the Government of Iran; and receiving commitments from such elements to promote respect for human rights and the rule of law: *Provided further*, That the Secretary of Defense shall, not fewer than 15 days prior to obligating from this appropriation account, notify the congressional defense committees in writing of the details of any such obligation: *Provided further*, That the Secretary of Defense may accept and retain contributions, including assist-

ance in-kind, from foreign governments, including the Government of Iraq and other entities, to carry out assistance authorized under this heading: *Provided further*, That contributions of funds for the purposes provided herein from any foreign government or other entity may be credited to this Fund, to remain available until expended, and used for such purposes: *Provided further*, That the Secretary of Defense shall prioritize such contributions when providing any assistance for construction for facility fortification: *Provided further*, That the Secretary of Defense may waive a provision of law relating to the acquisition of items and support services or sections 40 and 40A of the Arms Export Control Act (22 U.S.C. 2780 and 2785) if the Secretary determines that such provision of law would prohibit, restrict, delay or otherwise limit the provision of such assistance and a notice of and justification for such waiver is submitted to the congressional defense committees, the Committees on Appropriations and Foreign Relations of the Senate and the Committees on Appropriations and Foreign Affairs of the House of Representatives: *Provided further*, That the United States may accept equipment procured using funds provided under this heading, or under the heading, "Iraq Train and Equip Fund" in prior Acts, that was transferred to security forces, irregular forces, or groups participating, or preparing to participate in activities to counter the Islamic State of Iraq and Syria and returned by such forces or groups to the United States, and such equipment may be treated as stocks of the Department of Defense upon written notification to the congressional defense committees: *Provided further*, That equipment procured using funds provided under this heading, or under the heading, "Iraq Train and Equip Fund" in prior Acts, and not yet transferred to security forces, irregular forces, or groups participating, or preparing to participate in activities to counter the Islamic State of Iraq and Syria may be treated as stocks of the Department of Defense when determined by the Secretary to no longer be required for transfer to such forces or groups and upon written notification to the congressional defense committees: *Provided further*, That the Secretary of Defense shall provide quarterly reports to the congressional defense committees on the use of funds provided under this heading, including, but not limited to, the number of individuals trained, the nature and scope of support and sustainment provided to each group or individual, the area of operations for each group, and the contributions of other countries, groups, or individuals: *Provided further*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT

AIRCRAFT PROCUREMENT, ARMY

For an additional amount for "Aircraft Procurement, Army", \$595,112,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MISSILE PROCUREMENT, ARMY

For an additional amount for “Missile Procurement, Army”, \$796,599,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES,
ARMY

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

PROCUREMENT OF AMMUNITION, ARMY

For an additional amount for “Procurement of Ammunition, Army”, \$103,875,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OTHER PROCUREMENT, ARMY

For an additional amount for “Other Procurement, Army”, \$924,823,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

AIRCRAFT PROCUREMENT, NAVY

For an additional amount for “Aircraft Procurement, Navy”, \$32,905,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

WEAPONS PROCUREMENT, NAVY

For an additional amount for “Weapons Procurement, Navy”, \$5,572,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS

For an additional amount for “Procurement of Ammunition, Navy and Marine Corps”, \$77,424,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OTHER PROCUREMENT, NAVY

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

PROCUREMENT, MARINE CORPS

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

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for “Aircraft Procurement, Air Force”, \$772,738,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

MISSILE PROCUREMENT, AIR FORCE

For an additional amount for “Missile Procurement, Air Force”, \$223,772,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT OF AMMUNITION, AIR FORCE

For an additional amount for “Procurement of Ammunition, Air Force”, \$785,617,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OTHER PROCUREMENT, AIR FORCE

For an additional amount for “Other Procurement, Air Force”, \$355,339,000, to remain available until September 30, 2023: *Pro-*

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

PROCUREMENT, DEFENSE-WIDE

For an additional amount for “Procurement, Defense-Wide”, \$342,137,000, to remain available until September 30, 2023: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL GUARD AND RESERVE EQUIPMENT ACCOUNT

For procurement of rotary-wing aircraft; combat, tactical and support vehicles; other weapons; and other procurement items for the reserve components of the Armed Forces, \$950,000,000, to remain available for obligation until September 30, 2023: *Provided*, That the Chiefs of National Guard and Reserve components shall, not later than 30 days after enactment of this Act, individually submit to the congressional defense committees the modernization priority assessment for their respective National Guard or Reserve component: *Provided further*, That none of the funds made available by this paragraph may be used to procure manned fixed wing aircraft, or procure or modify missiles, munitions, or ammunition: *Provided further*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

For an additional amount for “Research, Development, Test and Evaluation, Army”, \$175,824,000, to remain available until September 30, 2022: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For an additional amount for “Research, Development, Test and Evaluation, Navy”, \$59,562,000, to remain available until September 30, 2022: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

For an additional amount for “Research, Development, Test and Evaluation, Air Force”, \$5,304,000, to remain available until September 30, 2022: *Provided*, That such amount is designated by the

Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

For an additional amount for “Research, Development, Test and Evaluation, Defense-Wide”, \$80,818,000, to remain available until September 30, 2022: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

For an additional amount for “Defense Working Capital Funds”, \$20,090,000: *Provided*, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

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

OFFICE OF THE INSPECTOR GENERAL

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

GENERAL PROVISIONS—THIS TITLE

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

(INCLUDING TRANSFER OF FUNDS)

SEC. 9002. Upon the determination of the Secretary of Defense that such action is necessary in the national interest, the Secretary may, with the approval of the Office of Management and Budget, transfer up to \$2,000,000,000 between the appropriations or funds made available to the Department of Defense in this title: *Provided*, That the Secretary shall notify the Congress promptly of each transfer made pursuant to the authority in this section: *Pro-*

vided further, That the authority provided in this section is in addition to any other transfer authority available to the Department of Defense and is subject to the same terms and conditions as the authority provided in section 8005 of this Act.

SEC. 9003. Supervision and administration costs and costs for design during construction associated with a construction project funded with appropriations available for operation and maintenance or the "Afghanistan Security Forces Fund" provided in this Act and executed in direct support of overseas contingency operations in Afghanistan, may be obligated at the time a construction contract is awarded: *Provided*, That, for the purpose of this section, supervision and administration costs and costs for design during construction include all in-house Government costs.

SEC. 9004. From funds made available in this title, the Secretary of Defense may purchase for use by military and civilian employees of the Department of Defense in the United States Central Command area of responsibility: (1) passenger motor vehicles up to a limit of \$75,000 per vehicle; and (2) heavy and light armored vehicles for the physical security of personnel or for force protection purposes up to a limit of \$450,000 per vehicle, notwithstanding price or other limitations applicable to the purchase of passenger carrying vehicles.

SEC. 9005. Not to exceed \$2,000,000 of the amounts appropriated by this title under the heading "Operation and Maintenance, Army" may be used, notwithstanding any other provision of law, to fund the Commanders' Emergency Response Program (CERP), for the purpose of enabling military commanders in Afghanistan to respond to urgent, small-scale, humanitarian relief and reconstruction requirements within their areas of responsibility: *Provided*, That each project (including any ancillary or related elements in connection with such project) executed under this authority shall not exceed \$500,000: *Provided further*, That not later than 45 days after the end of each 6 months of the fiscal year, the Secretary of Defense shall submit to the congressional defense committees a report regarding the source of funds and the allocation and use of funds during that 6-month period that were made available pursuant to the authority provided in this section or under any other provision of law for the purposes described herein.

SEC. 9006. Funds available to the Department of Defense for operation and maintenance may be used, notwithstanding any other provision of law, to provide supplies, services, transportation, including airlift and sealift, and other logistical support to allied forces participating in a combined operation with the armed forces of the United States and coalition forces supporting military and stability operations in Afghanistan and to counter the Islamic State of Iraq and Syria: *Provided*, That the Secretary of Defense shall provide quarterly reports to the congressional defense committees regarding support provided under this section.

SEC. 9007. None of the funds appropriated or otherwise made available by this or any other Act shall be obligated or expended by the United States Government for a purpose as follows:

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

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

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

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

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

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

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

SEC. 9009. None of the funds provided for the “Afghanistan Security Forces Fund” (ASFF) may be obligated prior to the approval of a financial and activity plan by the Afghanistan Resources Oversight Council (AROC) of the Department of Defense: *Provided*, That the AROC must approve the requirement and acquisition plan for any service requirements in excess of \$50,000,000 annually and any non-standard equipment requirements in excess of \$100,000,000 using ASFF: *Provided further*, That the Department of Defense must certify to the congressional defense committees that the AROC has convened and approved a process for ensuring compliance with the requirements in the preceding proviso and accompanying report language for the ASFF.

SEC. 9010. Funds made available in this title to the Department of Defense for operation and maintenance may be used to purchase items having an investment unit cost of not more than \$250,000: *Provided*, That, upon determination by the Secretary of Defense that such action is necessary to meet the operational requirements of a Commander of a Combatant Command engaged in contingency operations overseas, such funds may be used to purchase items having an investment item unit cost of not more than \$500,000.

SEC. 9011. Up to \$500,000,000 of funds appropriated by this Act for the Defense Security Cooperation Agency in “Operation and Maintenance, Defense-Wide” may be used to provide assistance to the Government of Jordan to support the armed forces of Jordan and to enhance security along its borders.

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

SEC. 9013. Of the amounts appropriated in this title under the heading “Operation and Maintenance, Defense-Wide”, for the De-

fense Security Cooperation Agency, \$275,000,000, of which \$137,500,000 to remain available until September 30, 2022 shall be for the Ukraine Security Assistance Initiative: *Provided*, That such funds shall be available to the Secretary of Defense, in coordination with the Secretary of State, to provide assistance, including training; equipment; lethal assistance; logistics support, supplies and services; sustainment; and intelligence support to the military and national security forces of Ukraine, and for replacement of any weapons or articles provided to the Government of Ukraine from the inventory of the United States: *Provided further*, That the Secretary of Defense shall, not less than 15 days prior to obligating funds made available in this section, notify the congressional defense committees in writing of the details of any such obligation: *Provided further*, That the Secretary of Defense shall, not more than 60 days after such notification is made, inform such committees if such funds have not been obligated and the reasons therefor: *Provided further*, That the United States may accept equipment procured using funds made available in this section in this or prior Acts that was transferred to the security forces of Ukraine and returned by such forces to the United States: *Provided further*, That equipment procured using funds made available in this section in this or prior Acts, and not yet transferred to the military or National Security Forces of Ukraine or returned by such forces to the United States, may be treated as stocks of the Department of Defense upon written notification to the congressional defense committees: *Provided further*, That the Secretary of Defense shall provide quarterly reports to the Committees on Appropriations of the House of Representatives and the Senate on the use and status of funds made available in this section.

SEC. 9014. Funds appropriated in this title shall be available for replacement of funds for items provided to the Government of Ukraine from the inventory of the United States to the extent specifically provided for in section 9013 of this Act.

SEC. 9015. None of the funds made available by this Act may be used to provide arms, training, or other assistance to the Azov Battalion.

SEC. 9016. Equipment procured using funds provided in prior Acts under the heading "Counterterrorism Partnerships Fund" for the program authorized by section 1209 of the Carl Levin and Howard P. "Buck" McKeon National Defense Authorization Act for Fiscal Year 2015 (Public Law 113-291), and not yet transferred to authorized recipients may be transferred to foreign security forces, irregular forces, groups, or individuals, authorized to receive assistance using amounts provided under the heading "Counter-ISIS Train and Equip Fund" in this Act: *Provided*, That such equipment may be transferred 15 days following written notification to the congressional defense committees.

SEC. 9017. None of the funds made available by this Act may be used with respect to Iraq in contravention of the War Powers Resolution (50 U.S.C. 1541 et seq.), including for the introduction of United States armed forces into hostilities in Iraq, into situations in Iraq where imminent involvement in hostilities is clearly indicated by the circumstances, or into Iraqi territory, airspace, or waters while equipped for combat, in contravention of the congres-

sional consultation and reporting requirements of sections 3 and 4 of such Resolution (50 U.S.C. 1542 and 1543).

SEC. 9018. None of the funds made available by this Act may be used with respect to Syria in contravention of the War Powers Resolution (50 U.S.C. 1541 et seq.), including for the introduction of United States armed or military forces into hostilities in Syria, into situations in Syria where imminent involvement in hostilities is clearly indicated by the circumstances, or into Syrian territory, airspace, or waters while equipped for combat, in contravention of the congressional consultation and reporting requirements of sections 3 and 4 of that law (50 U.S.C. 1542 and 1543).

SEC. 9019. None of the funds in this Act may be made available for the transfer of additional C-130 cargo aircraft to the Afghanistan National Security Forces or the Afghanistan Air Force.

SEC. 9020. Funds made available by this Act under the heading "Afghanistan Security Forces Fund" may be used to provide limited training, equipment, and other assistance that would otherwise be prohibited by 10 U.S.C. 362 to a unit of the security forces of Afghanistan only if the Secretary of Defense certifies to the congressional defense committees, within 30 days of a decision to provide such assistance, that (1) a denial of such assistance would present significant risk to United States or coalition forces or significantly undermine United States national security objectives in Afghanistan; and (2) the Secretary has sought a commitment by the Government of Afghanistan to take all necessary corrective steps: *Provided*, That such certification shall be accompanied by a report describing: (1) the information relating to the gross violation of human rights; (2) the circumstances that necessitated the provision of such assistance; (3) the Afghan security force unit involved; (4) the assistance provided and the assistance withheld; and (5) the corrective steps to be taken by the Government of Afghanistan: *Provided further*, That every 120 days after the initial report an additional report shall be submitted detailing the status of any corrective steps taken by the Government of Afghanistan: *Provided further*, That if the Government of Afghanistan has not initiated necessary corrective steps within 1 year of the certification, the authority under this section to provide assistance to such unit shall no longer apply: *Provided further*, That the Secretary shall submit a report to such committees detailing the final disposition of the case by the Government of Afghanistan.

SEC. 9021. None of the funds made available by this Act may be made available for any member of the Taliban except to support a reconciliation activity that includes the participation of members of the Government of Afghanistan, does not restrict the participation of women, and is authorized by section 1218 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116-92).

SEC. 9022. Nothing in this Act may be construed as authorizing the use of force against Iran.

(RESCISSIONS)

SEC. 9023. Of the funds appropriated in Department of Defense Appropriations Acts, the following funds are hereby rescinded from the following accounts and programs in the specified amounts: *Provided*, That such amounts are designated by the Congress for Over-

seas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985:

“Procurement of Weapons and Tracked Combat Vehicles, Army”, 2019/2021, \$90,000,000;

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

“Operation and Maintenance, Defense-Wide: DSCA Security Cooperation”, 2020/2021, \$75,000,000;

“Operation and Maintenance, Defense-Wide: Coalition Support Funds”, 2020/2021, \$45,000,000;

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

“Counter-ISIS Train and Equip Fund”, 2020/2021, \$400,000,000;

“Procurement of Weapons and Tracked Combat Vehicles, Army”, 2020/2022, \$100,000,000;

“Procurement of Ammunition, Air Force”, 2020/2022, \$49,679,000;

“Research, Development, Test and Evaluation, Army”, 2020/2021, \$2,878,000; and

“Research, Development, Test and Evaluation, Defense-Wide”, 2020/2021, \$7,165,000.

SEC. 9024. Of the amounts appropriated in this title under the heading “Operation and Maintenance, Defense-Wide”, for the Defense Security Cooperation Agency, \$753,603,000, to remain available until September 30, 2022, shall be available for International Security Cooperation Programs and other programs to provide support and assistance to foreign security forces or other groups or individuals to conduct, support or facilitate counterterrorism, crisis response, or building partner capacity programs: *Provided*, That the Secretary of Defense shall, not less than 15 days prior to obligating funds made available in this section, notify the congressional defense committees in writing of the details of any planned obligation: *Provided further*, That the Secretary of Defense shall provide quarterly reports to the Committees on Appropriations of the House of Representatives and the Senate on the use and status of funds made available in this section.

SEC. 9025. Of the amounts appropriated in this title under the heading “Operation and Maintenance, Defense-Wide”, for the Defense Security Cooperation Agency, \$100,000,000, to remain available until September 30, 2022, shall be for payments to reimburse key cooperating nations for logistical, military, and other support, including access, provided to United States military and stability operations in Afghanistan and to counter the Islamic State of Iraq and Syria: *Provided*, That such reimbursement payments may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State, and in consultation with the Director of the Office of Management and Budget, may determine, based on documentation determined by the Secretary of Defense to adequately account for the support provided, and such determination is final and conclusive upon the accounting officers of the United States, and 15 days following written notification to the appropriate congressional committees: *Provided further*, That these funds may be used for the purpose of providing specialized training

and procuring supplies and specialized equipment and providing such supplies and loaning such equipment on a non-reimbursable basis to coalition forces supporting United States military and stability operations in Afghanistan and to counter the Islamic State of Iraq and Syria, and 15 days following written notification to the appropriate congressional committees: *Provided further*, That the Secretary of Defense shall provide quarterly reports to the Committees on Appropriations of the House of Representatives and the Senate on the use and status of funds made available in this section.

SEC. 9026. Of the amounts appropriated in this title under the heading "Operation and Maintenance, Defense-Wide", for the Defense Security Cooperation Agency, \$250,000,000, to remain available until September 30, 2022, shall be available to reimburse Jordan, Lebanon, Egypt, Tunisia, and Oman under section 1226 of the National Defense Authorization Act for Fiscal Year 2016 (22 U.S.C. 2151 note), for enhanced border security, of which not less than \$150,000,000 shall be for Jordan: *Provided*, That the Secretary of Defense shall, not less than 15 days prior to obligating funds made available in this section, notify the congressional defense committees in writing of the details of any planned obligation and the nature of the expenses incurred: *Provided further*, That the Secretary of Defense shall provide quarterly reports to the Committees on Appropriations of the House of Representatives and the Senate on the use and status of funds made available in this section.

SEC. 9027. Each amount designated in this Act by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available (or rescinded, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

SEC. 9028. None of the funds appropriated or otherwise made available by this Act may be used in contravention of the First Amendment of the Constitution.

[CLERK'S NOTE.—Reproduced below is the material relating to division C contained in the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

**DIVISION C—DEPARTMENT OF DEFENSE
APPROPRIATIONS ACT, 2021**

The following is an explanation of the effects of this Act, which makes appropriations for the Department of Defense for fiscal year 2021. The joint explanatory statement accompanying this division is approved and indicates congressional intent. Unless otherwise noted, the language set forth in House Report 116–453 carries the same weight as language included in this joint explanatory statement and should be complied with unless specifically addressed to the contrary in this joint explanatory statement. While some language is repeated for emphasis, it is not intended to negate the language referred to above unless expressly provided herein.

DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

For the purposes of the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99–177), as amended by the Balanced Budget and Emergency Deficit Control Reaffirmation Act of 1987 (Public Law 100–119), and by the Budget Enforcement Act of 1990 (Public Law 101–508), the terms “program, project, and activity” for appropriations contained in this Act shall be defined as the most specific level of budget items identified in the Department of Defense Appropriations Act, 2021, the related classified annexes and explanatory statements, and the P–1 and R–1 budget justification documents as subsequently modified by congressional action.

The following exception to the above definition shall apply: the military personnel and the operation and maintenance accounts, for which the term “program, project, and activity” is defined as the appropriations accounts contained in the Department of Defense Appropriations Act.

At the time the President submits the budget request for fiscal year 2022, the Secretary of Defense is directed to transmit to the congressional defense committees budget justification documents to be known as the “M–1” and the “O–1” which shall identify, at the budget activity, activity group, and sub-activity group level, the amounts requested by the President to be appropriated to the Department of Defense for military personnel and operation and maintenance in any budget request, or amended budget request, for fiscal year 2022.

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H7967 of Book III.

REPROGRAMMING GUIDANCE FOR BASE AND OVERSEAS CONTINGENCY
OPERATIONS FUNDING

The Secretary of Defense is directed to continue to follow the reprogramming guidance for acquisition accounts as specified in the report accompanying the House version of the Department of Defense Appropriations bill for Fiscal Year 2008 (House Report 110-279). The dollar threshold for reprogramming funds shall be \$10,000,000 for military personnel; operation and maintenance; procurement; and research, development, test and evaluation.

Also, the Under Secretary of Defense (Comptroller) is directed to continue to provide the congressional defense committees annual DD Form 1416 reports for titles I and II and quarterly, spreadsheet-based DD Form 1416 reports for Service and defense-wide accounts in titles III and IV of this Act. Reports for titles III and IV shall comply with guidance specified in the explanatory statement accompanying the Department of Defense Appropriations Act, 2006. The Department shall continue to follow the limitation that prior approval reprogrammings are set at either the specified dollar threshold or 20 percent of the procurement or research, development, test and evaluation line, whichever is less. These thresholds are cumulative from the base for reprogramming value as modified by any adjustments. Therefore, if the combined value of transfers into or out of a military personnel (M-1); an operation and maintenance (O-1); a procurement (P-1); or a research, development, test and evaluation (R-1) line exceeds the identified threshold, the Secretary of Defense must submit a prior approval reprogramming to the congressional defense committees. In addition, guidelines on the application of prior approval reprogramming procedures for congressional special interest items are established elsewhere in this statement.

FUNDING INCREASES

The funding increases outlined in the tables for each appropriation account shall be provided only for the specific purposes indicated in the tables.

CONGRESSIONAL SPECIAL INTEREST ITEMS

Items for which additional funds have been provided or items for which funding is specifically reduced as shown in the project level tables or in paragraphs using the phrase "only for" or "only to" are congressional special interest items for the purpose of the Base for Reprogramming (DD Form 1414). Each of these items must be carried on the DD Form 1414 at the stated amount, as specifically addressed in the explanatory statement.

CLASSIFIED ANNEX

Adjustments to classified programs are addressed in the accompanying classified annex.

GENERAL TRANSFER AUTHORITY AND SPECIAL TRANSFER AUTHORITY

The Congress, in exercising its constitutional responsibility to oversee the executive branch, must improve its understanding of the Department of Defense's application of transfer authority and

reprogramming actions as the Department executes the budget authority granted by the Congress. The Secretary of Defense is directed to submit a report to the House and Senate Appropriations Committees not later than 90 days after the enactment of this Act which shall include the following:

(1) The levels of General Transfer Authority (GTA)—granted in title VIII in annual defense appropriations acts—and Special Transfer Authority (STA)—granted in title IX in annual defense appropriations acts—provided to the Department of Defense by fiscal year for the last ten fiscal years. In addition to the overall levels of authorized GTA and STA, the report shall include the portion of authorized GTA and STA that was utilized by the Department by fiscal year, and specify the percentage of the total GTA and STA that was used for below threshold reprogramming actions;

(2) The portion of GTA and STA, by fiscal year for the last ten fiscal years, appropriated to the Department of Defense, transferred to, and subsequently implemented by a Department or agency other than one funded in this Act;

(3) The level of GTA and STA, by fiscal year for the last ten fiscal years, used for actions submitted to address urgent mission critical requirements, unforeseen circumstances of an urgent nature (such as the unanticipated mobilization and movement of military personnel to a conflict zone, or investments included in joint urgent operational needs statements), or for life safety; and

(4) The portion of GTA and STA, by fiscal year for the last ten fiscal years, used to address non-urgent contract awards, to fund initiatives or investments included in operational needs statements, to accelerate existing acquisition programs, to procure quantities of equipment and/or services originally planned for purchase in the future years defense program as presented in the respective budget year, and/or to augment previously planned research and development efforts.

Further, the Comptroller General is directed, not than later 30 days after the submission of the above-mentioned report to the House and Senate Appropriations Committees, to provide to these Committees a review of this report, to include an assessment of the extent to which the actions described in response to the direction above comply with existing appropriations law.

APPROPRIATIONS FOR DEPARTMENT OF DEFENSE-IDENTIFIED UNFUNDED REQUIREMENTS

In accordance with 10 U.S.C. 222(a), the military Services and combatant commands submitted to the congressional defense committees with submission of the fiscal year 2021 President's budget request their unfunded mission requirements. As in previous years, these requests were assessed on the basis of cost, schedule, and performance. Therefore, this agreement recommends additional appropriations to address these shortfalls, as appropriate.

It is noted that, in some instances, appropriations provided in prior fiscal years to address unfunded requirements remained unobligated for several years after they were appropriated. Subsequently, those unobligated appropriations were proposed for realignment for purposes other than those requested by the Department of Defense and intended by the Congress. While it is under-

standable that requirements evolve and associated funding requirements change during execution of the budget, such unexecuted and/or reallocated appropriations suggest that additional details regarding the execution of appropriations provided specifically for unfunded requirements identified by the Department of Defense are warranted. Therefore, it is directed that any submission of unfunded requirements with the fiscal year 2022 President's budget request be accompanied by updated execution data that speaks to the extent to which the unfunded requirements that received appropriations in fiscal year 2021 were fulfilled or partially fulfilled. Further, the Assistant Secretaries (Financial Management and Comptroller) for the Air Force, Navy, and Army are directed to provide, not later than 30 days after the enactment of this Act, updated budget request brief templates to the congressional defense committees that include distinct programmatic and execution data for appropriations provided in the previous three fiscal years for unfunded requirements.

INDEPENDENT COST ESTIMATES AND OTHER PROGRAM INFORMATION

In accordance with 10 U.S.C. 2334(a), the Director, Cost Assessment and Program Evaluation (CAPE), is directed to conduct or approve Independent Cost Estimates (ICEs) in advance of certain milestones for all major defense acquisition programs and major subprograms. In addition, Department of Defense Instruction 5000.73 outlines the responsibilities of the Director, CAPE in providing estimates and expresses the policy of the Department for its use. It is noted that Instruction 5000.73 defines an ICE as "a full life-cycle cost estimate of a program and includes: All costs of development, procurement, military construction, operations and support, disposal, and trained manpower to operate, maintain, and support the program or subprogram upon full operational deployment, without regard to funding source or management control."

The congressional defense committees view ICEs as a critical source of information about programs consuming billions of taxpayer dollars. For the purpose of recommending appropriations, the committees routinely review ICEs along with program requirements information and cost, schedule and performance data, to include acquisition decision memoranda and test and evaluation master plans. Timely and complete submission of all documents to the congressional defense committees is necessary to conduct oversight and should be done as a routine matter. The Deputy Secretary of Defense is directed to provide ICEs to the congressional defense committees for all major defense acquisition programs and major subprograms included in the President's budget request and accompanying future years defense program, as well as those directed by the congressional defense committees.

CONGRESSIONAL LIAISON OFFICES

Department of Defense Appropriations Acts have long maintained restrictions on the use of funds to consolidate the budget or appropriations liaison office of the Office of the Secretary of Defense, the Office of the Secretary of a military department, or the service headquarters of one of the Armed Forces into a legislative affairs or legislative liaison office. The House and Senate Appro-

priations Committees continue to support the dedication of liaisons to the specialized work of the Committees and want to ensure that these offices have the staff and resources they need to be effective. Therefore, not later than 90 days after the enactment of this Act, the Secretary of Defense is directed to submit proposals and recommendations to the House and Senate Appropriations Committees to strengthen the budget and appropriations liaison offices to improve coordination within the Department of Defense and the House and Senate Appropriations Committees for the vital work performed by each institution. These proposals and recommendations should include an examination of rank and promotion parity, civilian and military integration within each office, and other proposals deemed appropriate by each Service. Furthermore, the Secretary of Defense is directed to maintain and fill no fewer than nine liaison positions in the Office of the Under Secretary of Defense (Comptroller), Budget and Appropriations Affairs during fiscal year 2021.

READINESS

The agreement recommends an additional \$300,500,000 in title VIII of this Act to be transferred to the operation and maintenance accounts and be divided proportionately among the Services and the National Guard and reserve components. This funding shall be used only to improve military readiness, including increased training, depot maintenance, and base operations support. None of the funding provided may be used for recruiting, marketing, or advertising programs. The funding provided is a congressional special interest item. The Secretary of Defense and the Service Secretaries are directed to submit a detailed spending plan by sub-activity group to the House and Senate Appropriations Committees not less than 30 days prior to the obligation of these funds. These transfers may be implemented 30 days after congressional notification unless an objection is received from either the House or Senate Appropriations Committees.

F-35 PRODUCTION

The fiscal year 2021 President's budget request includes 79 F-35 Joint Strike Fighters (JSF), 19 fewer than were provided in the Department of Defense Appropriations Act, 2020 (Public Law 116-93). The agreement notes that the Department of Defense continues to request fewer than 60 F-35A variants and the F-35B procurement profile was reduced to ten aircraft in the fiscal year 2021 President's budget request, five fewer than were planned in the fiscal year 2020 President's budget for fiscal year 2021. The agreement notes that the reduction in F-35Bs was partially offset by an increase in the Marine Corps' request for F-35Cs as part of force structure decisions. As a result, the agreement recommends an additional \$1,129,000,000 to procure 12 additional F-35As in fiscal year 2021, as delineated in the Air Force's unfunded priorities list. In addition, the agreement recommends \$518,400,000 to procure five additional F-35Cs for the Navy and Marine Corps.

The Department of Defense took several actions in prior years to prepare for Turkey's removal from the F-35 program, including changes to its supply base and supply chain to accommodate the

loss of Turkish industrial participation. However, the agreement notes that full transition away from Turkish parts will not occur until delivery of lot 14 is complete. Therefore, not later than 60 days after the enactment of this Act, and quarterly thereafter through final delivery of lot 14 aircraft, the Program Executive Officer, F-35 Joint Program Office, is directed to submit a report to the congressional defense committees on the status of contributions by Turkish suppliers to the F-35 supply chain. The report shall also include efforts by the prime contractor and the Department to ensure compliance with section 1245 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116-92) and updates on the production and delivery schedule for lot 14 aircraft.

F-35 PARTS REIMBURSEMENT

The prime vendor for the Joint Strike Fighter and the Department of Defense are in negotiation regarding reimbursement to the Department for parts delivered that were considered inadequate for installation. The Program Executive Officer, F-35 Joint Program Office, in coordination with the Assistant Secretary of the Air Force (Acquisition, Technology and Logistics) and the Assistant Secretary of the Navy (Research, Development and Acquisition) is directed to include, in the President's budget request for fiscal year 2022, budgetary information that reflects the sum of any credited funds and the budgetary lines in which the Service will apply those credits to reduce program costs.

F-35 ECONOMIC ORDER QUANTITY

The fiscal year 2021 President's budget request for F-35 includes \$492,063,000 for economic order quantity (EOQ) materials for 254 United States F-35 aircraft to be procured in fiscal years 2021 through 2023 (lots 15-17). This is the second and final tranche of EOQ requested by the Program Executive Officer, F-35 Joint Program Office (JPO) for lot 15-17 aircraft following \$543,730,000 requested by the JPO and appropriated by the Congress in fiscal year 2020 for that purpose. Typically, EOQ authorization and appropriations provide bulk purchasing authority of components under a multi-year procurement per 10 U.S.C. 2306(b). Requesting authority and funding for EOQ outside of a certified multi-year procurement is highly unusual. Nevertheless, in order to achieve program cost savings in excess of \$400,000,000, the JPO first requested and Congress authorized and appropriated EOQ absent a multi-year procurement for F-35 in fiscal year 2018 for aircraft purchased in fiscal years 2018 through 2020 (lots 12-14). However, the savings estimated by the JPO in support of that EOQ did not materialize to the extent projected. Further, despite receiving EOQ as requested in fiscal year 2020 for 270 United States aircraft to be procured in lots 15-17, the fiscal year 2021 budget submission reduced the quantity of United States aircraft to be procured in lots 15-17, calling into question the value of purchasing bulk material using EOQ authority and appropriations, and the ability to generate the savings previously estimated.

The lack of savings materialized and continued adjustments to F-35 aircraft quantities year-over-year call into question whether appropriations for EOQ should continue to be provided to the F-

35 program. However, changes to funding, contracting, and acquisition strategies mid-stream could have detrimental effects on program costs and the supplier base. Therefore, the agreement provides full funding for the EOQ requested in fiscal year 2021 for lots 15–17 as this is the final EOQ request for these aircraft. The Director, Cost Assessment and Program Evaluation, is directed to submit to the congressional defense committees, with the submission of the fiscal year 2022 President’s budget request, an estimate of cost savings materialized for lot 15–17 aircraft directly resulting from EOQ appropriated in fiscal years 2020 and 2021. Finally, the agreement contains a rescission of \$28,167,000 for fiscal year 2020 EOQ for lot 15–17 aircraft the JPO no longer plans to procure.

BUDGETING FOR F–35 MODERNIZATION

The fiscal year 2021 President’s budget request includes \$14,186,886,000 for development, production, and sustainment of the F–35, including \$1,578,760,000 for follow-on modernization of the F–35A, F–35B, and F–35C aircraft to provide 513 additional individual capabilities. It is noted that the Department of Defense has budgeted \$5,731,731,000 from fiscal year 2021 through fiscal year 2025 for these follow-on modernization efforts, and that the total estimate for the follow-on modernization program is \$17,900,000,000. Follow-on modernization of the F–35 continues to be supported by the congressional defense committees, and despite some concerns with the ability to measure delivered software updates against planned capabilities as well as the delayed synchronization of fielded aircraft capabilities and the ability to maintain associated training cycles, the Department’s adopted acquisition strategy of Continuous Capability Development and Delivery (C2D2) for follow-on modernization is not objected to at this time. However, there are concerns with the Department’s approach to budgeting for C2D2 and the lack of detail in the budget justification materials. For instance, the “R–2A Project Justification” and “R–3 Project Cost Analysis” for Air Force, Navy, and Marine Corps C2D2 budget exhibits do not trace to funds requested in the respective program elements for projects in that fiscal year, nor to the project level execution data provided during the congressional budget review process. Further, there are concerns with project level funding adjustments in the year of budget execution, as well as with repeated adjustments to the budget request for follow-on modernization after the submission of the budget request.

In order to ensure visibility into follow-on modernization cost and performance, and traceability of appropriated and requested funding to fielded capabilities, the project structure for F–35 C2D2 needs to be revised. Upon consultation with the Program Executive Officer, F–35 Joint Program Office, this revision is detailed in the project level tables accompanying the Research, Development, Test and Evaluation, Navy and Research, Development, Test and Evaluation, Air Force appropriation accounts in this explanatory statement. The Program Executive Officer, F–35 Joint Program Office, is directed to follow this revised project structure for C2D2 in future budget submissions, to include all justification materials, budget briefs, and execution updates. Further, while visibility into international contributions to the C2D2 program is appreciated,

the agreement recommends appropriations for United States requirements only. Therefore, the budget justification materials should only reflect the request for those appropriations.

NEW BUDGET EXHIBIT CAPTURING SAVINGS FROM PROPOSED FORCE
STRUCTURE CHANGES

The Under Secretary of Defense (Comptroller) and the Assistant Secretary of the Air Force (Financial Management and Comptroller) are directed to collaborate with the House and Senate Appropriations Committees to create a budget exhibit that will display the savings assumed in the budget request for aircraft retirements and divestitures to be submitted with each President's budget request. The display shall have a separate page for each aircraft type/model/series that shall include, but not be limited to, quantities of aircraft impacted, funding changes by appropriation and line item through the entire future years defense program, and a narrative explaining how the funding change for each line was derived. Discussions on this new budget exhibit are expected to begin not later than 45 days after the enactment of this Act. The exhibit shall be included in the justification materials submitted with the fiscal year 2023 President's budget request.

CLOUD COMPUTING SERVICES BUDGET EXHIBIT

The Chief Information Officer of the Department of Defense is directed to provide a separate narrative page to be included after the funding table for each military Service and defense agency in the budget exhibit titled "Department of Defense FY 2021 Cloud Profile and Budget Estimates". The narrative shall address the factors driving any funding changes between fiscal years by appropriation; a description of the strategies each military Service and defense agency will use to implement cloud computing, including a timeline; and how these strategies will be incorporated into the Department's overall enterprise cloud environment.

MISSILE DEFENSE AGENCY BUDGET REQUEST, PRIORITIES, AND
UNFUNDED REQUIREMENTS

The fiscal year 2021 President's budget request for the Missile Defense Agency (MDA) totals \$9,133,668,000 (excluding appropriations for Military Construction), a decrease of \$1,273,122,000 from amounts enacted for fiscal year 2020. Separately, with submission of the fiscal year 2021 President's budget request, the Director, MDA, submitted to the congressional defense committees a list of unfunded MDA requirements for fiscal year 2021 totaling \$969,222,000. The apparent disconnect among the 2017 National Security Strategy, the 2018 National Defense Strategy, the 2020 Missile Defense Review (which defines missile defense as "an essential component of United States national security and defense strategies"), and the fiscal year 2021 President's budget request for MDA is concerning. In particular, ongoing acquisition programs that were identified as high priority within MDA's architecture as recently as one year ago, such as the development of a space sensor for the tracking of hypersonic threats and ballistic missiles, the development of an interceptor against hypersonic weapons, and the

procurement of a radar for the defense of Hawaii, have been removed from MDA's budget, or underwent significant funding reductions. The inconsistencies are concerning, and greater programmatic and fiscal alignment consistent with the aforementioned documents among the Director, MDA; the Under Secretary of Defense (Research and Engineering); the Under Secretary of Defense (Acquisition and Sustainment); the Under Secretary of Defense (Comptroller); the Deputy Secretary of Defense; the Director, Cost Assessment and Program Evaluation; and the Director, Office of Management and Budget, is expected in future budget submissions. A total of \$10,464,614,000 is recommended for MDA activities for fiscal year 2021, an increase of \$1,330,946,000 above the request, and the Director, MDA is directed to provide the congressional defense committees, not later than 30 days after the enactment of this Act, updated acquisition and spend plans for MDA's fiscal year 2021 appropriations.

MISSILE DEFENSE AGENCY WORKFORCE

The fiscal year 2021 President's budget request proposes a reduction to the Missile Defense Agency's (MDA) civilian workforce by 35 full-time equivalents (FTEs). It is noted that over the last four years, MDA's civilian FTEs have been reduced by more than four percent and that the fiscal year 2021 future years defense program proposes to further reduce MDA's civilian FTEs by more than five percent from current levels—even as MDA's workload continues to grow during that timeframe. Further, the assessment directed in Senate Report 116–103 regarding MDA's required workforce size, qualifications, and makeup to address MDA requirements has not been submitted to the congressional defense committees. Therefore, the fiscal year 2021 proposal to further reduce MDA's civilian FTE is rejected, and an increase of \$15,000,000 in fiscal year 2021 to restore these MDA personnel reductions is recommended. Further, it is directed that no adjustments may be made to MDA's workforce size, structure, and organization until 30 days after the Deputy Secretary of Defense, acting directly through the Director, MDA, briefs the congressional defense committees on any such proposed adjustments.

HYPERSONIC AND BALLISTIC TRACKING SPACE SENSOR

The fiscal year 2021 President's budget request includes no funds for the Missile Defense Agency (MDA) to continue the development of a Hypersonic and Ballistic Tracking Space Sensor (HBTSS) program, which is required to detect and track hypersonic threats and ballistic missiles. It is noted that MDA began this program in fiscal year 2013 and that the Director, MDA has repeatedly identified HBTSS as a top acquisition program for MDA.

The Space Development Agency (SDA) and MDA will share responsibility for developing and deploying the HBTSS architecture and constellation under a joint Memorandum of Agreement that defines each agency's roles and responsibilities, and SDA's development efforts are fully funded elsewhere within the Research, Development, Test and Evaluation, Defense-Wide appropriation. With the fiscal year 2021 budget request, the Director, MDA, in response to Senate Report 116–103, submitted to the congressional defense

committees a limited acquisition strategy for HBTSS. Details regarding the overall space architecture to be developed and fielded by SDA and MDA and cost estimates were not included. Therefore, the Directors, SDA and MDA are directed to jointly provide to the congressional defense committees, with submission of the President's fiscal year 2022 budget request, the comprehensive acquisition strategy for HBTSS, including the components of the architecture, respective fielding plans, contract-type determinations and rationales therefor, plans for technical data management, integrated master test plans and integrated master schedules, as well as cost estimates by element and for the overall strategy. A total of \$130,000,000 is recommended for MDA's HBTSS sensor efforts in fiscal year 2021, to include a transfer of \$10,000,000 of funds for HBTSS requested within SDA's budget, and it is expected that this program will be fully funded in future budget submissions for both MDA and SDA.

BUDGETING FOR MISSILE DEFENSE AGENCY TEST EVENTS

The fiscal year 2021 President's budget request includes \$1,287,008,000 for Missile Defense Agency (MDA) test events and associated test infrastructure. Regular and realistic testing of the ballistic missile defense system to prove out missile defense capabilities, increase engagement capability and capacity, and build warfighter confidence is strongly supported. However, the repeated volatility of the MDA's annual test plans resulting in schedule adjustments, test delays, and the cancellation of previously planned and budgeted flight tests in the year of execution, is concerning. Funds for MDA's fiscal year 2021 budget request for test events are recommended per the supplemental test event budget briefing materials provided to the House and Senate Appropriations Committees, as modified by the table of "Project Level Adjustments" in the explanatory statement accompanying this Act, and MDA's test budget is designated as a congressional special interest item for the purpose of Base for Reprogramming.

HOMELAND DEFENSE RADAR—HAWAII

The President's fiscal year 2021 budget request includes no funds to continue acquisition of a Homeland Defense Radar on Hawaii. A discrimination radar on Hawaii is an important part of the architecture for United States homeland defense, and the Missile Defense Agency (MDA) awarded a fixed-price incentive contract for the production of this radar in December 2018. In order to maintain efficient production of the radar, an additional \$133,000,000, only to be used for the Homeland Defense Radar—Hawaii, is recommended.

The site selection for the radar has been delayed due to locations previously under consideration no longer being considered viable, and one alternate location ("#4") on the Pacific Missile Range Facility (PMRF) will be added to the environmental impact statement for full environmental analysis. The House and Senate Appropriations Committees look forward to receiving the results of that analysis in a timely manner. Further, the Director, MDA is directed to submit a report to the congressional defense committees, not later than 30 days after the enactment of this Act, regarding the viabil-

ity of PMRF site #4 as an alternative site for Homeland Defense Radar–Hawaii, and this report shall detail the planning process between MDA and the Navy regarding validation of PMRF site #4 as an alternative site, to include steps taken to complete an assessment of a radar’s impact on PMRF training range operations and an estimated timeline for completion of the environmental review and issuance of a record of decision. In addition, the Secretary of the Navy and the Commander, United States Pacific Fleet, are directed to jointly provide the congressional defense committees, not later than with the submission of the fiscal year 2022 President’s budget request, an independent assessment regarding the impact of locating a Homeland Defense Radar–Hawaii at PMRF site #4 on Navy and Marine Corps operations, including any mitigations the Navy and Marine Corps would require and associated cost estimates.

AEGIS BASELINES BUDGET ESTIMATES

As previously expressed in Senate Report 116–103, concerns remain with the lack of stability of the scope and costs of AEGIS “baselines” and inadequate budget justification materials. The Missile Defense Agency Program Executive, Sea-Based Weapons Systems and the Department of the Navy Program Executive Officer, Integrated Warfare Systems are directed to provide to the congressional defense committees, not later than 30 days after the enactment of this Act, a joint acquisition baseline for AEGIS development efforts.

SUPPORT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE STRATEGIC NATIONAL STOCKPILE

The agreement recognizes the Department of the Army’s capabilities in additive manufacturing that may enhance preparedness and be leveraged in the event of a public health emergency requiring activation of critically needed medical supplies from the Strategic National Stockpile. The Secretary of Defense is urged to work with the Secretary of Health and Human Services (HHS) to provide technical manufacturing expertise to the Strategic National Stockpile for the provision of components of medical supplies and devices to replenish depleted stocks, provide surge capacity, and maintain the stockpile over time. Further, the agreement directs the Secretary of Defense to submit a report to the congressional defense committees, not later than 180 days after the enactment of this Act, detailing the Department’s work with HHS to support the Strategic National Stockpile.

CHIMPANZEES ON AIR FORCE PROPERTY

The Secretary of the Air Force is encouraged to work with the Director of the National Institutes of Health to seek alternative arrangements for the housing and care of chimpanzees currently residing on Air Force property.

TITLE I—MILITARY PERSONNEL

The agreement provides \$157,807,905,000 in Title I, Military Personnel, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RECAPITULATION		
MILITARY PERSONNEL, ARMY.....	45,087,813	44,861,853
MILITARY PERSONNEL, NAVY.....	33,892,369	33,764,579
MILITARY PERSONNEL, MARINE CORPS.....	14,840,871	14,557,436
MILITARY PERSONNEL, AIR FORCE.....	32,901,670	32,784,171
RESERVE PERSONNEL, ARMY.....	5,106,956	5,037,119
RESERVE PERSONNEL, NAVY.....	2,240,710	2,200,600
RESERVE PERSONNEL, MARINE CORPS.....	868,694	843,564
RESERVE PERSONNEL, AIR FORCE.....	2,207,823	2,193,493
NATIONAL GUARD PERSONNEL, ARMY.....	8,830,111	8,663,999
NATIONAL GUARD PERSONNEL, AIR FORCE.....	4,547,087	4,530,091
	=====	=====
GRAND TOTAL, TITLE I, MILITARY PERSONNEL.....	150,524,104	149,436,905
GRAND TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	8,371,000	8,371,000
	=====	=====
GRAND TOTAL, MILITARY PERSONNEL.....	158,895,104	157,807,905
	=====	=====

SUMMARY OF MILITARY PERSONNEL END STRENGTH

	Fiscal year 2021				
	Fiscal year 2020 authorized	Budget Request	Final Bill	Change from request	Change from fiscal year 2020
Active Forces (End Strength):					
Army	480,000	485,900	485,900	---	5,900
Navy	340,500	347,800	347,800	---	7,300
Marine Corps	186,200	184,100	181,200	-2,900	-5,000
Air Force	332,800	333,700	333,700	---	900
Total, Active Forces	1,339,500	1,351,500	1,348,600	-2,900	9,100
Guard and Reserve Forces (End Strength):					
Army Reserve	189,500	189,800	189,800	---	300
Navy Reserve	59,000	58,800	58,800	---	-200
Marine Corps Reserve	38,500	38,500	38,500	---	---
Air Force Reserve	70,100	70,300	70,300	---	200
Army National Guard	336,000	336,500	336,500	---	500
Air National Guard	107,700	108,100	108,100	---	400
Total, Selected Reserve	800,800	802,000	802,000	---	1,200
Total, Military Personnel	2,140,300	2,153,500	2,150,600	-2,900	10,300

SUMMARY OF GUARD AND RESERVE FULL-TIME STRENGTH

	Fiscal year 2021				
	Fiscal year 2020 authorized	Budget Request	Final Bill	Change from request	Change from fiscal year 2020
Active Guard and Reserve:					
Army Reserve	16,511	16,511	16,511	---	---
Navy Reserve	10,155	10,215	10,215	---	60
Marine Corps Reserve	2,386	2,386	2,386	---	---
Air Force Reserve	4,431	5,256	5,256	---	825
Army National Guard	30,595	30,595	30,595	---	---
Air National Guard	22,637	25,333	25,333	---	2,696
Total, Full-Time Support	86,715	90,296	90,296	---	3,581

MILITARY PERSONNEL OVERVIEW

The agreement provides the resources required for 1,348,600 active forces and 802,000 selected reserve forces in order to meet operational needs for fiscal year 2021. The agreement also provides the funding necessary to support a 3 percent pay raise for all military personnel, effective January 1, 2021.

REPROGRAMMING GUIDANCE FOR MILITARY PERSONNEL ACCOUNTS

(INCLUDING BASE AND OVERSEAS CONTINGENCY OPERATIONS FUNDING)

The Secretary of Defense is directed to submit the Base for Re-programming (DD Form 1414) for each of the fiscal year 2021 appropriations accounts not later than 60 days after the enactment of this Act. The Secretary of Defense is prohibited from executing any reprogramming or transfer of funds for any purpose other than originally appropriated until the aforementioned report is submitted to the House and Senate Defense Appropriations Sub-committees.

The Secretary of Defense is directed to use the normal prior approval reprogramming procedures to transfer funds in the Services' military personnel accounts between budget activities in excess of \$10,000,000.

MILITARY PERSONNEL SPECIAL INTEREST ITEMS

Items for which additional funds have been provided or have been specifically reduced as shown in the project level tables or in paragraphs using the phrase "only for" or "only to" in the explanatory statement are congressional special interest items for the purpose of the Base for Reprogramming (DD Form 1414). Each of these items must be carried on the DD Form 1414 at the stated amount as specifically addressed in the explanatory statement. Below threshold reprogrammings may not be used to either restore or reduce funding from congressional special interest items as identified on the DD Form 1414.

RESERVE COMPONENT BUDGET REPORTING

The Secretary of Defense is directed to provide a semi-annual detailed report to the congressional defense committees which shows transfers between sub-activities within the military personnel appropriation. Reports shall be submitted not later than 30 days after the end of the second quarter and not later than 30 days after the end of the fiscal year.

SUICIDE PREVENTION AND OUTREACH

The agreement adopts the reporting requirements contained under the heading "Suicide Prevention and Outreach" in House Report 116-453 but changes the reporting requirement frequency from monthly to semi-annually.

MILITARY PERSONNEL AND EXTREMIST IDEOLOGIES

The Secretary of Defense shall, not later than 120 days after the enactment of this Act, provide the congressional defense committees with an update to the report on military personnel and extremist or criminal groups submitted to Congress on January 24, 2020. The report shall describe new policy and personnel actions taken since the preceding report and provide additional information on the types of extremist or criminal groups involved in such personnel actions. Details may be provided by a classified appendix, if required.

MILITARY PERSONNEL, ARMY

The agreement provides \$44,861,853,000 for Military Personnel, Army, as follows:

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

MILITARY PERSONNEL, ARMY		
ACTIVITY 1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY.....	7,718,303	7,718,303
RETIRED PAY ACCRUAL.....	2,686,055	2,686,055
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	97,203	97,203
BASIC ALLOWANCE FOR HOUSING.....	2,236,517	2,236,517
BASIC ALLOWANCE FOR SUBSISTENCE.....	294,761	294,761
INCENTIVE PAYS.....	92,859	92,859
SPECIAL PAYS.....	375,286	375,286
ALLOWANCES.....	183,299	183,299
SEPARATION PAY.....	67,499	67,499
SOCIAL SECURITY TAX.....	588,377	588,377
TOTAL, BUDGET ACTIVITY 1.....	14,340,159	14,340,159

ACTIVITY 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY.....	14,202,907	14,202,907
RETIRED PAY ACCRUAL.....	4,949,153	4,949,153
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	123,092	123,092
BASIC ALLOWANCE FOR HOUSING.....	4,740,859	4,740,859
INCENTIVE PAYS.....	87,963	87,963
SPECIAL PAYS.....	883,084	883,084
ALLOWANCES.....	712,600	712,600
SEPARATION PAY.....	303,910	303,910
SOCIAL SECURITY TAX.....	1,086,522	1,086,522
TOTAL, BUDGET ACTIVITY 2.....	27,090,090	27,090,090

ACTIVITY 3: PAY AND ALLOWANCES OF CADETS		
ACADEMY CADETS.....	93,453	93,453
ACTIVITY 4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE.....	1,283,616	1,283,616
SUBSISTENCE-IN-KIND.....	653,596	653,596
FAMILY SUBSISTENCE SUPPLEMENTAL ALLOWANCE.....	12	12
TOTAL, BUDGET ACTIVITY 4.....	1,937,224	1,937,224

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

ACTIVITY 5: PERMANENT CHANGE OF STATION		
ACCESSION TRAVEL.....	146,226	146,226
TRAINING TRAVEL.....	160,046	160,046
OPERATIONAL TRAVEL.....	440,920	440,920
ROTATIONAL TRAVEL.....	691,296	691,296
SEPARATION TRAVEL.....	238,612	238,612
TRAVEL OF ORGANIZED UNITS.....	1,747	1,747
NON-TEMPORARY STORAGE.....	8,592	8,592
TEMPORARY LODGING EXPENSE.....	38,508	38,508
	-----	-----
TOTAL, BUDGET ACTIVITY 5.....	1,725,947	1,725,947
ACTIVITY 6: OTHER MILITARY PERSONNEL COSTS		
APPREHENSION OF MILITARY DESERTERS.....	253	253
INTEREST ON UNIFORMED SERVICES SAVINGS.....	79	79
DEATH GRATUITIES.....	41,400	41,400
UNEMPLOYMENT BENEFITS.....	27,904	27,904
EDUCATION BENEFITS.....	36	36
ADOPTION EXPENSES.....	603	603
TRANSPORTATION SUBSIDY.....	13,390	13,390
PARTIAL DISLOCATION ALLOWANCE.....	112	112
RESERVE OFFICERS TRAINING CORPS (ROTC).....	107,570	107,570
JUNIOR ROTC.....	30,409	30,409
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TOTAL, BUDGET ACTIVITY 6.....	221,756	221,756
LESS REIMBURSABLES.....	-320,816	-320,816
UNDISTRIBUTED ADJUSTMENT.....	---	-225,960
	=====	=====
TOTAL, TITLE I, MILITARY PERSONNEL, ARMY.....	45,087,813	44,861,853
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	2,351,000	2,351,000
TOTAL, MILITARY PERSONNEL, ARMY.....	47,438,813	47,212,853
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-225,960
Historical unobligated balances		-138,363
Revised budget estimate		-74,750
Rate adjustments		-12,847

MILITARY PERSONNEL, NAVY

The agreement provides \$33,764,579,000 for Military Personnel, Navy, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

MILITARY PERSONNEL, NAVY		
ACTIVITY 1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY.....	4,717,199	4,717,199
RETIRED PAY ACCRUAL.....	1,643,356	1,643,356
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	76,465	76,465
BASIC ALLOWANCE FOR HOUSING.....	1,682,998	1,682,998
BASIC ALLOWANCE FOR SUBSISTENCE.....	176,042	176,042
INCENTIVE PAYS.....	167,340	167,340
SPECIAL PAYS.....	450,429	450,429
ALLOWANCES.....	104,074	104,074
SEPARATION PAY.....	39,298	39,298
SOCIAL SECURITY TAX.....	359,783	359,783

TOTAL, BUDGET ACTIVITY 1.....	9,416,984	9,416,984
ACTIVITY 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY.....	10,756,652	10,756,652
RETIRED PAY ACCRUAL.....	3,751,728	3,751,728
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	129,326	129,326
BASIC ALLOWANCE FOR HOUSING.....	5,110,991	5,110,991
INCENTIVE PAYS.....	112,674	112,674
SPECIAL PAYS.....	1,072,415	1,072,415
ALLOWANCES.....	553,063	553,063
SEPARATION PAY.....	86,697	86,697
SOCIAL SECURITY TAX.....	822,884	822,884

TOTAL, BUDGET ACTIVITY 2.....	22,396,430	22,396,430
ACTIVITY 3: PAY AND ALLOWANCES OF MIDSHIPMEN		
MIDSHIPMEN.....	87,021	87,021
ACTIVITY 4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE.....	888,820	888,820
SUBSISTENCE-IN-KIND.....	438,551	438,551
FAMILY SUBSISTENCE SUPPLEMENTAL ALLOWANCE.....	5	5

TOTAL, BUDGET ACTIVITY 4.....	1,327,376	1,327,376

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

ACTIVITY 5: PERMANENT CHANGE OF STATION		
ACCESSION TRAVEL.....	108,471	108,471
TRAINING TRAVEL.....	88,092	88,092
OPERATIONAL TRAVEL.....	274,131	274,131
ROTATIONAL TRAVEL.....	323,056	323,056
SEPARATION TRAVEL.....	130,324	130,324
TRAVEL OF ORGANIZED UNITS.....	28,668	28,668
NON-TEMPORARY STORAGE.....	15,647	15,647
TEMPORARY LODGING EXPENSE.....	20,926	20,926

TOTAL, BUDGET ACTIVITY 5.....	989,315	989,315
ACTIVITY 6: OTHER MILITARY PERSONNEL COSTS		
APPREHENSION OF MILITARY DESERTERS.....	43	43
INTEREST ON UNIFORMED SERVICES SAVINGS.....	1,277	1,277
DEATH GRATUITIES.....	24,800	24,800
UNEMPLOYMENT BENEFITS.....	16,202	16,202
EDUCATION BENEFITS.....	5,221	5,221
ADOPTION EXPENSES.....	194	194
TRANSPORTATION SUBSIDY.....	4,643	4,643
PARTIAL DISLOCATION ALLOWANCE.....	34	34
RESERVE OFFICERS TRAINING CORPS (ROTC).....	22,896	22,896
JUNIOR ROTC.....	15,533	15,533

TOTAL, BUDGET ACTIVITY 6.....	90,843	90,843
LESS REIMBURSABLES.....	-415,600	-415,600
UNDISTRIBUTED ADJUSTMENT.....	---	-127,790
	=====	
TOTAL, TITLE I, MILITARY PERSONNEL, NAVY.....	33,892,369	33,764,579
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	1,673,000	1,673,000
TOTAL, MILITARY PERSONNEL, NAVY.....	35,565,369	35,437,579
	=====	

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-127,790
Historical unobligated balances		-75,103
Revised budget estimate		-31,500
Rate adjustments		-29,267
Program increase only for USS FORT WORTH and USS CORONADO		8,080

MILITARY PERSONNEL, MARINE CORPS

The agreement provides \$14,557,436,000 for Military Personnel, Marine Corps, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

MILITARY PERSONNEL, MARINE CORPS		
ACTIVITY 1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY.....	1,777,306	1,777,306
RETIRED PAY ACCRUAL.....	619,614	619,614
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	37,597	37,597
BASIC ALLOWANCE FOR HOUSING.....	579,290	579,290
BASIC ALLOWANCE FOR SUBSISTENCE.....	68,427	68,427
INCENTIVE PAYS.....	52,065	52,065
SPECIAL PAYS.....	5,609	5,609
ALLOWANCES.....	38,083	38,083
SEPARATION PAY.....	21,991	21,991
SOCIAL SECURITY TAX.....	133,108	133,108
TOTAL, BUDGET ACTIVITY 1.....	3,333,090	3,333,090

ACTIVITY 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY.....	5,479,139	5,479,139
RETIRED PAY ACCRUAL.....	1,908,158	1,908,158
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	147,368	147,368
BASIC ALLOWANCE FOR HOUSING.....	1,711,770	1,711,770
INCENTIVE PAYS.....	8,354	8,354
SPECIAL PAYS.....	200,417	200,417
ALLOWANCES.....	293,563	293,563
SEPARATION PAY.....	93,052	93,052
SOCIAL SECURITY TAX.....	418,564	418,564
TOTAL, BUDGET ACTIVITY 2.....	10,260,385	10,260,385

ACTIVITY 4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE.....	422,455	422,455
SUBSISTENCE-IN-KIND.....	383,725	383,725
FAMILY SUBSISTENCE SUPPLEMENTAL ALLOWANCE.....	10	10
TOTAL, BUDGET ACTIVITY 4.....	806,190	806,190

ACTIVITY 5: PERMANENT CHANGE OF STATION		
ACCESSION TRAVEL.....	50,440	50,440
TRAINING TRAVEL.....	14,824	14,824

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
OPERATIONAL TRAVEL.....	156,014	156,014
ROTATIONAL TRAVEL.....	119,306	119,306
SEPARATION TRAVEL.....	83,046	83,046
TRAVEL OF ORGANIZED UNITS.....	632	632
NON-TEMPORARY STORAGE.....	7,191	7,191
TEMPORARY LODGING EXPENSE.....	5,172	5,172
TOTAL, BUDGET ACTIVITY 5.....	436,625	436,625
ACTIVITY 6: OTHER MILITARY PERSONNEL COSTS		
APPREHENSION OF MILITARY DESERTERS.....	278	278
INTEREST ON UNIFORMED SERVICES SAVINGS.....	19	19
DEATH GRATUITIES.....	13,500	13,500
UNEMPLOYMENT BENEFITS.....	8,324	8,324
EDUCATION BENEFITS.....	142	142
ADOPTION EXPENSES.....	140	140
TRANSPORTATION SUBSIDY.....	1,568	1,568
PARTIAL DISLOCATION ALLOWANCE.....	22	22
SGLI EXTRA HAZARD PAYMENTS.....	2,134	2,134
JUNIOR ROTC.....	3,928	3,928
TOTAL, BUDGET ACTIVITY 6.....	30,055	30,055
LESS REIMBURSABLES.....	-25,474	-25,474
UNDISTRIBUTED ADJUSTMENT.....	---	-283,435
=====		
TOTAL, TITLE I, MILITARY PERSONNEL, MARINE CORPS....	14,840,871	14,557,436
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	905,000	905,000
TOTAL, MILITARY PERSONNEL, MARINE CORPS.....	15,745,871	15,462,436
=====		

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-283,435
Historical unobligated balances		-32,910
Revised budget estimate		-233,407
Rate adjustments		-17,118

MILITARY PERSONNEL, AIR FORCE

The agreement provides \$32,784,171,000 for Military Personnel, Air Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

MILITARY PERSONNEL, AIR FORCE		
ACTIVITY 1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY.....	5,641,144	5,641,144
RETIRED PAY ACCRUAL.....	1,956,196	1,956,196
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	87,627	87,627
BASIC ALLOWANCE FOR HOUSING.....	1,661,550	1,661,550
BASIC ALLOWANCE FOR SUBSISTENCE.....	208,359	208,359
INCENTIVE PAYS.....	379,467	379,467
SPECIAL PAYS.....	344,723	344,723
ALLOWANCES.....	122,425	122,425
SEPARATION PAY.....	37,166	37,166
SOCIAL SECURITY TAX.....	430,816	430,816
	-----	-----
TOTAL, BUDGET ACTIVITY 1.....	10,869,473	10,869,473
ACTIVITY 2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY.....	10,225,543	10,225,543
RETIRED PAY ACCRUAL.....	3,557,876	3,557,876
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	99,527	99,527
BASIC ALLOWANCE FOR HOUSING.....	4,106,580	4,106,580
INCENTIVE PAYS.....	64,585	64,585
SPECIAL PAYS.....	374,755	374,755
ALLOWANCES.....	591,495	591,495
SEPARATION PAY.....	109,441	109,441
SOCIAL SECURITY TAX.....	782,254	782,254
	-----	-----
TOTAL, BUDGET ACTIVITY 2.....	19,912,056	19,912,056
ACTIVITY 3: PAY AND ALLOWANCES OF CADETS		
ACADEMY CADETS.....	85,426	85,426
ACTIVITY 4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE.....	1,058,397	1,058,397
SUBSISTENCE-IN-KIND.....	150,966	150,966
	-----	-----
TOTAL, BUDGET ACTIVITY 4.....	1,209,363	1,209,363

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

ACTIVITY 5: PERMANENT CHANGE OF STATION		
ACCESSION TRAVEL.....	91,776	91,776
TRAINING TRAVEL.....	59,686	59,686
OPERATIONAL TRAVEL.....	364,544	364,544
ROTATIONAL TRAVEL.....	467,081	467,081
SEPARATION TRAVEL.....	131,612	131,612
TRAVEL OF ORGANIZED UNITS.....	3,430	3,430
NON-TEMPORARY STORAGE.....	26,026	26,026
TEMPORARY LODGING EXPENSE.....	34,893	34,893
	-----	-----
TOTAL, BUDGET ACTIVITY 5.....	1,179,048	1,179,048
ACTIVITY 6: OTHER MILITARY PERSONNEL COSTS		
APPREHENSION OF MILITARY DESERTERS.....	18	18
INTEREST ON UNIFORMED SERVICES SAVINGS.....	2,333	2,333
DEATH GRATUITIES.....	14,900	14,900
UNEMPLOYMENT BENEFITS.....	5,515	5,515
EDUCATION BENEFITS.....	13	13
ADOPTION EXPENSES.....	416	416
TRANSPORTATION SUBSIDY.....	3,164	3,164
PARTIAL DISLOCATION ALLOWANCE.....	629	629
RESERVE OFFICERS TRAINING CORPS (ROTC).....	44,236	44,236
JUNIOR ROTC.....	18,451	18,451
	-----	-----
TOTAL, BUDGET ACTIVITY 6.....	89,675	89,675
LESS REIMBURSABLES.....	-443,371	-443,371
UNDISTRIBUTED ADJUSTMENT.....	---	-117,499
	=====	=====
TOTAL, TITLE I, MILITARY PERSONNEL, AIR FORCE.....	32,901,670	32,784,171
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	1,623,000	1,623,000
TOTAL, MILITARY PERSONNEL, AIR FORCE.....	34,524,670	34,407,171
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-117,499
Historical unobligated balances		-31,770
Revised budget estimate		-57,750
Rate adjustments		-27,979

RESERVE PERSONNEL, ARMY

The agreement provides \$5,037,119,000 for Reserve Personnel, Army, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RESERVE PERSONNEL, ARMY		
ACTIVITY 1: RESERVE COMPONENT TRAINING AND SUPPORT		
PAY GROUP A TRAINING (15 DAYS & DRILLS 24/48).....	1,619,895	1,619,895
PAY GROUP B TRAINING (BACKFILL FOR ACTIVE DUTY).....	59,136	59,136
PAY GROUP F TRAINING (RECRUITS).....	194,730	194,730
PAY GROUP P TRAINING (PIPELINE RECRUITS).....	4,357	4,357
MOBILIZATION TRAINING.....	2,555	2,555
SCHOOL TRAINING.....	233,785	233,785
SPECIAL TRAINING.....	373,900	373,900
ADMINISTRATION AND SUPPORT.....	2,475,281	2,475,281
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	17,354	17,354
EDUCATION BENEFITS.....	22,263	22,263
HEALTH PROFESSION SCHOLARSHIP.....	64,468	64,468
OTHER PROGRAMS.....	39,232	39,232
	-----	-----
TOTAL, BUDGET ACTIVITY 1.....	5,106,956	5,106,956
UNDISTRIBUTED ADJUSTMENT.....	---	-69,837
	=====	=====
TOTAL, TITLE I, RESERVE PERSONNEL, ARMY.....	5,106,956	5,037,119
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	418,000	418,000
TOTAL, RESERVE PERSONNEL, ARMY.....	5,524,956	5,455,119
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-69,837
Historical unobligated balances		-30,832
Revised budget estimate		-37,600
Rate adjustments		-1,405

RESERVE PERSONNEL, NAVY

The agreement provides \$2,200,600,000 for Reserve Personnel, Navy, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RESERVE PERSONNEL, NAVY		
ACTIVITY 1: RESERVE COMPONENT TRAINING AND SUPPORT		
PAY GROUP A TRAINING (15 DAYS & DRILLS 24/48).....	757,736	757,736
PAY GROUP B TRAINING (BACKFILL FOR ACTIVE DUTY).....	8,602	8,602
PAY GROUP F TRAINING (RECRUITS).....	51,337	51,337
MOBILIZATION TRAINING.....	13,019	13,019
SCHOOL TRAINING.....	62,049	62,049
SPECIAL TRAINING.....	135,042	135,042
ADMINISTRATION AND SUPPORT.....	1,145,197	1,145,197
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	8,974	8,974
EDUCATION BENEFITS.....	679	679
HEALTH PROFESSION SCHOLARSHIP.....	58,075	58,075
	-----	-----
TOTAL, BUDGET ACTIVITY 1.....	2,240,710	2,240,710
UNDISTRIBUTED ADJUSTMENT.....	---	-40,110
	=====	=====
TOTAL, TITLE I, RESERVE PERSONNEL, NAVY.....	2,240,710	2,200,600
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	146,000	146,000
TOTAL, RESERVE PERSONNEL, NAVY.....	2,386,710	2,346,600
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-40,110
Historical unobligated balances		-7,172
Revised budget estimate		-31,000
Rate adjustments		-1,938

RESERVE PERSONNEL, MARINE CORPS

The agreement provides \$843,564,000 for Reserve Personnel, Marine Corps, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RESERVE PERSONNEL, MARINE CORPS		
ACTIVITY 1: RESERVE COMPONENT TRAINING AND SUPPORT		
PAY GROUP A TRAINING (15 DAYS & DRILLS 24/48)	299,914	299,914
PAY GROUP B TRAINING (BACKFILL FOR ACT DUTY)	46,242	46,242
PAY GROUP F TRAINING (RECRUITS)	136,283	136,283
MOBILIZATION TRAINING	1,706	1,706
SCHOOL TRAINING	25,154	25,154
SPECIAL TRAINING	56,584	56,584
ADMINISTRATION AND SUPPORT	284,433	284,433
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS	5,969	5,969
PLATOON LEADER CLASS	7,601	7,601
EDUCATION BENEFITS	4,808	4,808
	-----	-----
TOTAL, BUDGET ACTIVITY 1	868,694	868,694
UNDISTRIBUTED ADJUSTMENT	---	-25,130
	=====	=====
TOTAL, TITLE I, RESERVE PERSONNEL, MARINE CORPS	868,694	843,564
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375)	82,000	82,000
TOTAL, RESERVE PERSONNEL, MARINE CORPS	950,694	925,564
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-25,130
Historical unobligated balances		-6,805
Revised budget estimate		-17,500
Rate adjustments		-825

RESERVE PERSONNEL, AIR FORCE

The agreement provides \$2,193,493,000 for Reserve Personnel, Air Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RESERVE PERSONNEL, AIR FORCE		
ACTIVITY 1: RESERVE COMPONENT TRAINING AND SUPPORT		
PAY GROUP A TRAINING (15 DAYS & DRILLS 24/48).....	718,645	718,645
PAY GROUP B TRAINING (BACKFILL FOR ACTIVE DUTY).....	106,715	106,715
PAY GROUP F TRAINING (RECRUITS).....	51,699	51,699
PAY GROUP P TRAINING (PIPELINE RECRUITS).....	2,412	2,412
MOBILIZATION TRAINING.....	587	587
SCHOOL TRAINING.....	196,375	196,375
SPECIAL TRAINING.....	356,044	356,044
ADMINISTRATION AND SUPPORT.....	689,523	689,523
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	5,406	5,406
EDUCATION BENEFITS.....	12,780	12,780
HEALTH PROFESSION SCHOLARSHIP.....	64,599	64,599
OTHER PROGRAMS (ADMIN & SUPPORT).....	3,038	3,038
TOTAL, BUDGET ACTIVITY 1.....	2,207,823	2,207,823
UNDISTRIBUTED ADJUSTMENT.....	---	-14,330
	=====	=====
TOTAL, TITLE I, RESERVE PERSONNEL, AIR FORCE.....	2,207,823	2,193,493
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	150,000	150,000
TOTAL, RESERVE PERSONNEL, AIR FORCE.....	2,357,823	2,343,493
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

M-1	Budget Request	Final Bill
UNDISTRIBUTED ADJUSTMENTS		-14,330
Historical unobligated balances		-10,755
Revised budget estimate		-2,750
Rate adjustments		-825

NATIONAL GUARD PERSONNEL, ARMY

The agreement provides \$8,663,999,000 for National Guard Personnel, Army, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

NATIONAL GUARD PERSONNEL, ARMY		
ACTIVITY 1: RESERVE COMPONENT TRAINING AND SUPPORT		
PAY GROUP A TRAINING (15 DAYS & DRILLS 24/48).....	2,711,190	2,711,190
PAY GROUP F TRAINING (RECRUITS).....	549,848	549,848
PAY GROUP P TRAINING (PIPELINE RECRUITS).....	45,649	45,649
SCHOOL TRAINING.....	575,633	575,633
SPECIAL TRAINING.....	817,826	838,826
ADMINISTRATION AND SUPPORT.....	4,052,288	4,052,288
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS.....	29,324	29,324
EDUCATION BENEFITS.....	48,353	48,353
	-----	-----
TOTAL, BUDGET ACTIVITY 1.....	8,830,111	8,851,111
UNDISTRIBUTED ADJUSTMENT.....	---	-188,646
TRAUMA TRAINING.....	---	1,534
	=====	=====
TOTAL, TITLE I, NATIONAL GUARD PERSONNEL, ARMY.....	8,830,111	8,663,999
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375).....	744,000	744,000
TOTAL, NATIONAL GUARD PERSONNEL, ARMY.....	9,574,111	9,407,999
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

M-1	Budget Request	Final Bill
SPECIAL TRAINING	817,826	838,826
Program increase - State Partnership Program		13,500
Program increase - critical cybersecurity skillsets		1,000
Program increase - wildfire training		6,500
UNDISTRIBUTED ADJUSTMENTS		-188,646
Historical unobligated balances		-101,745
Revised budget estimate		-83,250
Rate adjustments		-3,651
TRAUMA TRAINING		1,534

NATIONAL GUARD PERSONNEL, AIR FORCE

The agreement provides \$4,530,091,000 for National Guard Personnel, Air Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

NATIONAL GUARD PERSONNEL, AIR FORCE		
ACTIVITY 1: RESERVE COMPONENT TRAINING AND SUPPORT		
PAY GROUP A TRAINING (15 DAYS & DRILLS 24/48)	949,382	949,382
PAY GROUP F TRAINING (RECRUITS)	97,078	97,078
PAY GROUP P TRAINING (PIPELINE RECRUITS)	7,829	7,829
SCHOOL TRAINING	361,527	361,527
SPECIAL TRAINING	245,500	254,892
ADMINISTRATION AND SUPPORT	2,857,955	2,857,955
THRIFT SAVINGS PLAN MATCHING CONTRIBUTIONS	14,675	14,675
EDUCATION BENEFITS	13,141	13,141
	-----	-----
TOTAL, BUDGET ACTIVITY 1	4,547,087	4,556,479
UNDISTRIBUTED ADJUSTMENT	---	-28,630
TRAUMA TRAINING	---	2,242
	=====	=====
TOTAL, TITLE I, NATIONAL GUARD PERSONNEL, AIR FORCE.	4,547,087	4,530,091
TOTAL, TRICARE ACCRUAL PAYMENTS (PERMANENT, INDEFINITE AUTHORITY) (PUBLIC LAW 108-375)	279,000	279,000
TOTAL, NATIONAL GUARD PERSONNEL, AIR FORCE	4,826,087	4,809,091
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

M-1	Budget Request	Final Bill
SPECIAL TRAINING	245,500	254,892
Program increase - State Partnership Program		4,677
Program increase - critical skillsets crosstraining		2,000
Program increase - wildfire training		2,715
UNDISTRIBUTED ADJUSTMENTS		-28,630
Historical unobligated balances		-4,005
Revised budget estimate		-24,625
TRAUMA TRAINING		2,242

TITLE II—OPERATION AND MAINTENANCE

The agreement provides \$192,213,468,000 in Title II, Operation and Maintenance, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RECAPITULATION		
OPERATION & MAINTENANCE, ARMY.....	40,312,968	38,418,982
OPERATION & MAINTENANCE, NAVY.....	49,692,742	47,632,527
OPERATION & MAINTENANCE, MARINE CORPS.....	7,328,607	7,286,184
OPERATION & MAINTENANCE, AIR FORCE.....	34,750,597	33,528,409
OPERATION & MAINTENANCE, SPACE FORCE.....	2,531,294	2,492,114
OPERATION & MAINTENANCE, DEFENSE-WIDE.....	38,649,079	39,048,990
OPERATION & MAINTENANCE, ARMY RESERVE.....	2,934,717	2,887,898
OPERATION & MAINTENANCE, NAVY RESERVE.....	1,127,046	1,115,150
OPERATION & MAINTENANCE, MARINE CORPS RESERVE.....	284,656	283,494
OPERATION & MAINTENANCE, AIR FORCE RESERVE.....	3,350,284	3,268,461
OPERATION & MAINTENANCE, ARMY NATIONAL GUARD.....	7,420,014	7,350,837
OPERATION & MAINTENANCE, AIR NATIONAL GUARD.....	6,753,642	6,785,853
UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES...	15,211	15,211
ENVIRONMENTAL RESTORATION, ARMY.....	207,518	264,285
ENVIRONMENTAL RESTORATION, NAVY.....	335,932	421,250
ENVIRONMENTAL RESTORATION, AIR FORCE.....	303,926	509,250
ENVIRONMENTAL RESTORATION, DEFENSE-WIDE.....	9,105	19,952
ENVIRONMENTAL RESTORATION, FORMERLY USED DEFENSE SITES	216,587	288,750
OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID.....	109,900	147,500
COOPERATIVE THREAT REDUCTION ACCOUNT.....	238,490	360,190
DOD ACQUISITION WORKFORCE DEVELOPMENT FUND.....	58,181	88,181
	=====	=====
GRAND TOTAL, OPERATION & MAINTENANCE.....	196,630,496	192,213,468
	=====	=====

REPROGRAMMING GUIDANCE FOR OPERATION AND MAINTENANCE
ACCOUNTS

(INCLUDING BASE AND OVERSEAS CONTINGENCY OPERATIONS
FUNDING)

The Secretary of Defense is directed to submit the Base for Re-programming (DD Form 1414) for each of the fiscal year 2021 appropriation accounts not later than 60 days after the enactment of this Act. The Secretary of Defense is prohibited from executing any reprogramming or transfer of funds for any purpose other than originally appropriated until the aforementioned report is submitted to the House and Senate Defense Appropriations Subcommittees.

The Secretary of Defense is directed to use the normal prior approval reprogramming procedures to transfer funds in the Services' operation and maintenance accounts between O-1 budget activities, or between sub-activity groups in the case of Operation and Maintenance, Defense-Wide, in excess of \$10,000,000. In addition, the Secretary of Defense shall follow prior approval reprogramming procedures for transfers in excess of \$10,000,000 out of the following readiness sub-activity groups:

Army:

Maneuver units
Modular support brigades
Land forces operations support
Aviation assets
Force readiness operations support
Land forces depot maintenance
Base operations support
Facilities sustainment, restoration, and modernization
Specialized skill training

Navy:

Mission and other flight operations
Fleet air training
Aircraft depot maintenance
Mission and other ship operations
Ship depot maintenance
Facilities sustainment, restoration, and modernization

Marine Corps:

Operational forces
Field logistics
Depot maintenance
Facilities sustainment, restoration, and modernization

Air Force:

Primary combat forces
Combat enhancement forces
Depot purchase equipment maintenance
Facilities sustainment, restoration, and modernization
Contractor logistics support and system support
Flying hour program

Air Force Reserve:

Primary combat forces

Air National Guard:

Aircraft operations

Additionally, the Secretary of Defense is directed to use normal prior approval reprogramming procedures when implementing transfers in excess of \$10,000,000 into the following budget sub-activities:

Operation and Maintenance, Army:

Recruiting and advertising

Operation and Maintenance, Army National Guard:

Other personnel support/recruiting and advertising

OPERATION AND MAINTENANCE SPECIAL INTEREST ITEMS

Items for which additional funds have been provided or have been specifically reduced as shown in the project level tables or in paragraphs using the phrase “only for” or “only to” in the explanatory statement are congressional special interest items for the purpose of the Base for Reprogramming (DD Form 1414). Each of these items must be carried on the DD Form 1414 at the stated amount as specifically addressed in the explanatory statement. Below threshold reprogrammings may not be used to either restore or reduce funding from congressional special interest items as identified on the DD Form 1414.

OPERATION AND MAINTENANCE BUDGET EXECUTION DATA

The Secretary of Defense is directed to continue to provide the congressional defense committees with quarterly budget execution data. Such data should be provided not later than 45 days after the close of each quarter of the fiscal year, and should be provided for each O-1 budget activity, activity group, and sub-activity group for each of the active, defense-wide, reserve, and National Guard components. For each O-1 budget activity, activity group, and sub-activity group, these reports should include the budget request and actual obligation amount, the distribution of unallocated congressional adjustments to the budget request, all adjustments made by the Department in establishing the Base for Reprogramming (DD Form 1414) report, all adjustments resulting from below threshold reprogrammings, and all adjustments resulting from prior approval reprogramming requests.

DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE

The fiscal year 2021 President’s budget request proposes to transfer \$140,320,000 from the Department of Defense Acquisition Workforce Development Account (DAWDA) to the Services’ operation and maintenance accounts for the acquisition workforce. This transfer is supported as requested, and details are displayed in the table below. The funding in the table is designated as a congressional special interest item for the purpose of Base for Reprogramming. It is directed that the Under Secretary of Defense (Comptroller) and the Service Secretaries shall use normal prior approval reprogramming procedures prior to obligating or expending these funds for any purpose other than the acquisition workforce.

Operation and Maintenance, Army	\$37,640,000
Operation and Maintenance, Navy	60,620,000
Operation and Maintenance, Air Force	42,060,000

Total	140,320,000
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While the fiscal year 2021 Service budget justification materials show the transfer of funds from the DAWDA, it is noted that these funds are encompassed within large funding lines, which limits visibility and insight into, and execution of, requested funding specifically for the acquisition workforce. Therefore, with submission of the fiscal year 2022 President's budget request, the respective Service acquisition executives are directed to provide a report to the congressional defense committees identifying their respective acquisition workforce requirements in support of the acquisition programs included in the fiscal year 2022 future years defense program. Further, the respective Service financial managers and comptroller of the Army, Navy, and Air Force are directed to certify, with submission of the fiscal year 2022 President's budget request, to the congressional defense committees, that these acquisition workforce requirements are fully funded in the fiscal year 2022 President's budget request.

The Under Secretary of Defense (Comptroller), in coordination with the respective Service acquisition executives and financial managers and comptroller, is directed, beginning with the fiscal year 2023 President's budget request, to establish unique defense acquisition workforce sub-activity groups for each operation and maintenance account that contains such funding. Further, the Under Secretary of Defense (Comptroller), in coordination with the respective Service acquisition executives and financial managers and comptroller, is directed to work with the House and Senate Appropriations Committees to develop performance criteria metrics to be included in the OP-5 budget exhibit for the new sub-activity group in order to increase visibility and clarity into funding for the defense acquisition workforce.

REPROGRAMMING GUIDANCE FOR SPECIAL OPERATIONS COMMAND

The agreement directs the Secretary of Defense to submit a baseline report that shows the Special Operations Command's operation and maintenance funding by sub-activity group for the fiscal year 2021 appropriation not later than 60 days after the enactment of this Act. The Secretary of Defense is further directed to submit quarterly execution reports to the congressional defense committees not later than 45 days after the end of each fiscal quarter that addresses the rationale for the realignment of any funds within and between budget sub-activities and the movement of any base funds used to support overseas contingency operations. Finally, the Secretary of Defense is directed to notify the congressional defense committees 30 days prior to the realignment of funds in excess of \$10,000,000 between sub-activity groups.

DEPARTMENT OF DEFENSE AUDIT

The Under Secretary of Defense (Comptroller), in coordination with the respective Service Financial Manager and Comptroller, is directed to develop a budget exhibit, for submission with the fiscal year 2022 President's budget request, detailing the costs of the Department of Defense audit. The exhibit shall include three separate budget tables; one showing costs for Audit Services, one for Audit

Support, and one for Remediation, which includes remediating audit findings related to financial systems. Each table shall include the following elements:

- (1) Appropriation
- (2) Budget line item number/sub-activity group
- (3) Budget line item title
- (4) Prior year dollars in thousands (showing actuals)
- (5) Current year dollars in thousands
- (6) Budget year dollars in thousands
- (7) Description, which shall define what the funds in each line item purchase
- (8) Explanation of change, which shall explain any significant changes between the current year projection and the budget request.

SPARE PARTS STOCK

The Service Secretaries and the Director of the Defense Logistics Agency are directed to conduct analysis on spare parts requirements to determine the spares levels necessary to enable the armed forces to fulfill the strategic and contingency plans in accordance with the National Defense Strategy.

OPERATION AND MAINTENANCE BUDGET JUSTIFICATION

The agreement recommends two changes to the budget justification documents to further inform the congressional review. First, the Secretary of the Air Force shall include the average FTE cost (annual average salary) in the Personnel Summary section of the OP-5 exhibit for each sub-activity group. This direction applies to all Air Force components. Second, for the Operation and Maintenance, Defense-Wide appropriation, the Secretary of Defense shall submit a separate OP-5 and OP-32 exhibit for each line that is requested on the O-1 breakout of Operation and Maintenance Programs.

PER- AND POLYFLUOROALKYL SUBSTANCES CLEANUP COST REPORTING

The agreement adopts the reporting requirements contained under the heading “Per- and Polyfluoroalkyl Substances Cleanup Cost Reporting” in House Report 116-453 but changes the reporting requirement frequency from quarterly to semi-annually.

DRINKING WATER CONTAMINATION

The Director of the Department of Defense PFAS Task Force is directed to brief the House and Senate Appropriations Committees not later than 180 days after the enactment of this Act on research efforts regarding aqueous film forming foam replacement solutions and alternatives, to include cost implications and the testing of products to ensure they meet military standards.

STANDARDS AND PROTOCOLS ON COUNTERING CYBERSECURITY INCIDENTS

The agreement adopts the reporting requirements contained under the heading “Standards and Protocols on Countering Cybersecurity Incidents” in House Report 116-453 but designates the

Secretary of Defense to the consulting role as opposed to the lead for this deliverable.

COLLECTIVE BARGAINING

There are concerns with a January 29, 2020, Presidential memorandum delegating to the Secretary of Defense the President's longstanding authority to exclude Department of Defense agencies and subdivisions from being covered under the Federal Service Labor-Management Relations Statute pursuant to 5 U.S.C. Section 7103(b)(1) or (2) of title 5, which outlines collective bargaining rights for Federal employees. Acknowledging the risks associated with broadly exempting agencies or subdivisions that have been operating successfully without the exemption, Secretary of Defense is expected to continue to apply rigorous internal processes requiring Department of Defense components to submit significant documentation to support any request to exclude its agencies or subdivisions from collective bargaining.

FEDERAL LAW ENFORCEMENT

The agreement notes that the explanatory statement accompanying the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021 directs the Attorney General to ensure implementation of evidence-based training programs on de-escalation and the use-of-force, as well as on police-community relations, that are broadly applicable and scalable to all Federal law enforcement agencies. The agreement further notes that several agencies funded by this Act employ Federal law enforcement officers and are Federal Law Enforcement Training Centers partner organizations. The agreement directs such agencies to consult with the Attorney General regarding the implementation of these programs for their law enforcement officers. The agreement further directs such agencies to brief the Committees on Appropriations on their efforts relating to such implementation no later than 90 days after consultation with the Attorney General. In addition, the agreement directs such agencies, to the extent that they are not already participating, to consult with the Attorney General and the Director of the FBI regarding participation in the National Use-of-Force Data Collection. The agreement further directs such agencies to brief the Committees on Appropriations, no later than 90 days after enactment of this Act, on their current efforts to so participate.

OPERATION AND MAINTENANCE, ARMY

The agreement provides \$38,418,982,000 for Operation and Maintenance, Army, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, ARMY		
BUDGET ACTIVITY 1: OPERATING FORCES		
LAND FORCES		
20	MODULAR SUPPORT BRIGADES.....	159,834 137,834
30	ECHELONS ABOVE BRIGADES.....	663,751 660,951
40	THEATER LEVEL ASSETS.....	956,477 926,477
50	LAND FORCES OPERATIONS SUPPORT.....	1,157,635 1,157,635
60	AVIATION ASSETS.....	1,453,024 1,306,024
LAND FORCES READINESS		
70	FORCE READINESS OPERATIONS SUPPORT.....	4,713,660 3,651,660
80	LAND FORCES SYSTEMS READINESS.....	404,161 394,161
90	LAND FORCES DEPOT MAINTENANCE.....	1,413,359 1,371,359
LAND FORCES READINESS SUPPORT		
100	BASE OPERATIONS SUPPORT.....	8,220,093 8,241,093
110	FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION..	3,581,071 3,582,071
120	MANAGEMENT AND OPERATIONAL HEADQUARTERS.....	411,844 411,844
COMBATANT COMMAND SUPPORT		
160	US AFRICA COMMAND.....	239,387 278,137
170	US EUROPEAN COMMAND.....	160,761 159,011
180	US SOUTHERN COMMAND.....	197,826 198,076
190	US FORCES KOREA.....	65,152 65,152
200	CYBERSPACE ACTIVITIES - CYBERSPACE OPERATIONS.....	430,109 425,309
210	CYBER SPACE ACTIVITIES - CYBERSECURITY.....	464,117 464,117
TOTAL, BUDGET ACTIVITY 1.....		24,692,261 23,430,911
BUDGET ACTIVITY 2: MOBILIZATION		
MOBILITY OPERATIONS		
220	STRATEGIC MOBILITY.....	402,236 402,236
230	ARMY PREPOSITIONED STOCKS.....	324,306 324,306
240	INDUSTRIAL PREPAREDNESS.....	3,653 3,653
TOTAL, BUDGET ACTIVITY 2.....		730,195 730,195
BUDGET ACTIVITY 3: TRAINING AND RECRUITING		
ACCESSION TRAINING		
250	OFFICER ACQUISITION.....	165,142 165,142
260	RECRUIT TRAINING.....	76,509 73,509

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
270 ONE STATION UNIT TRAINING.....	88,523	75,523
280 SENIOR RESERVE OFFICERS TRAINING CORPS.....	535,578	537,078
BASIC SKILL AND ADVANCED TRAINING		
290 SPECIALIZED SKILL TRAINING.....	981,436	974,436
300 FLIGHT TRAINING.....	1,204,768	1,204,768
310 PROFESSIONAL DEVELOPMENT EDUCATION.....	215,195	215,195
320 TRAINING SUPPORT.....	575,232	575,232
RECRUITING AND OTHER TRAINING AND EDUCATION		
330 RECRUITING AND ADVERTISING.....	722,612	719,612
340 EXAMINING.....	185,522	185,522
350 OFF-DUTY AND VOLUNTARY EDUCATION.....	221,503	221,503
360 CIVILIAN EDUCATION AND TRAINING.....	154,651	152,151
370 JUNIOR RESERVE OFFICERS TRAINING CORPS.....	173,286	185,486
TOTAL, BUDGET ACTIVITY 3.....	5,299,957	5,285,157
BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
LOGISTICS OPERATIONS		
390 SERVICEWIDE TRANSPORTATION.....	491,926	491,926
400 CENTRAL SUPPLY ACTIVITIES.....	812,613	812,613
410 LOGISTICS SUPPORT ACTIVITIES.....	676,178	673,178
420 AMMUNITION MANAGEMENT.....	437,774	437,774
SERVICEWIDE SUPPORT		
430 ADMINISTRATION.....	438,048	438,048
440 SERVICEWIDE COMMUNICATIONS.....	1,638,872	1,548,872
450 MANPOWER MANAGEMENT.....	300,046	295,046
460 OTHER PERSONNEL SUPPORT.....	701,103	701,103
470 OTHER SERVICE SUPPORT.....	1,887,133	1,879,833
480 ARMY CLAIMS ACTIVITIES.....	195,291	195,291
490 REAL ESTATE MANAGEMENT.....	229,537	231,037
500 FINANCIAL MANAGEMENT AND AUDIT READINESS.....	306,370	306,370
510 INTERNATIONAL MILITARY HEADQUARTERS.....	373,030	373,030
520 MISC. SUPPORT OF OTHER NATIONS.....	32,719	32,719

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
OTHER PROGRAMS		
OTHER PROGRAMS.....	1,069,915	1,079,115
	-----	-----
TOTAL, BUDGET ACTIVITY 4.....	9,590,555	9,495,955
HISTORICAL UNOBLIGATION.....	---	-50,000
P.L. 115-68 IMPLEMENTATION.....	---	250
OVERESTIMATION OF CIVILIAN FTE TARGETS.....	---	-125,000
PROJECTED CARRYOVER ADJUSTMENT.....	---	-20,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-330,486
DOD EXCEPTIONAL FAMILY.....	---	2,000
	=====	=====
TOTAL, OPERATION AND MAINTENANCE, ARMY.....	40,312,968	38,418,982
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

O-1	Budget Request	Final Bill
112 MODULAR SUPPORT BRIGADES	159,834	137,834
Reduce program growth - Dynamic Force Employment		-22,000
113 ECHELONS ABOVE BRIGADES	663,751	660,951
Reduce program growth - Dynamic Force Employment		-2,800
114 THEATER LEVEL ASSETS	956,477	926,477
Unjustified growth		-30,000
116 AVIATION ASSETS	1,453,024	1,306,024
Reduce program growth - Dynamic Force Employment		-64,000
Unjustified growth		-83,000
121 FORCE READINESS OPERATIONS SUPPORT	4,713,660	3,651,660
Unjustified growth		-100,000
Transfer to MP,A line 13		-10,000
Program increase - ultra lightweight camouflage net systems		20,000
Program increase - cold weather clothing		3,000
Program decrease unaccounted for		-20,000
Program increase - Pacific Deterrence Initiative exercises in support of INDOPACOM MDTF #1		45,000
Transfer to title IX		-1,000,000
122 LAND FORCES SYSTEMS READINESS	404,161	394,161
Excess personnel growth - Army Futures Command		-6,000
Unjustified growth		-4,000
123 LAND FORCES DEPOT MAINTENANCE	1,413,359	1,371,359
Unjustified growth		-42,000
131 BASE OPERATIONS SUPPORT	8,220,093	8,241,093
Excess growth		-69,000
Program increase - childcare		90,000
132 FACILITIES SUSTAINMENT, RESTORATION, & MODERNIZATION	3,581,071	3,582,071
Program increase - security cameras		1,000
141 US AFRICA COMMAND	239,387	278,137
Program increase - personnel recovery and casualty evacuation		36,000
Program increase - implementation of P.L. 115-68		250
Program increase - force protection upgrades - personnel recovery and casualty evacuation		2,500
142 US EUROPEAN COMMAND	160,761	159,011
Program increase - implementation of P.L. 115-68		250
Unjustified growth		-2,000

O-1	Budget Request	Final Bill
143 US SOUTHERN COMMAND	197,826	198,076
Program increase - implementation of P.L. 115-68		250
151 CYBERSPACE ACTIVITIES - CYBERSPACE OPERATIONS	430,109	425,309
Program transfer unaccounted for		-4,800
312 RECRUIT TRAINING	76,509	73,509
Unjustified growth		-3,000
313 ONE STATION UNIT TRAINING	88,523	75,523
Unjustified growth		-10,000
Excess personnel growth		-3,000
314 SENIOR RESERVE OFFICERS TRAINING CORPS	535,578	537,078
Program increase - ROTC helicopter training program		1,500
321 SPECIALIZED SKILL TRAINING	981,436	974,436
Excess personnel growth		-7,000
331 RECRUITING AND ADVERTISING	722,612	719,612
Unjustified growth		-3,000
334 CIVILIAN EDUCATION AND TRAINING	154,651	152,151
Excess personnel growth		-2,500
335 JUNIOR RESERVE OFFICERS TRAINING CORPS	173,286	185,486
Program increase		9,200
Program increase - JROTC STEM training and education		3,000
423 LOGISTICS SUPPORT ACTIVITIES	676,178	673,178
Unjustified personnel growth		-3,000
432 SERVICEWIDE COMMUNICATIONS	1,638,872	1,548,872
Unjustified growth		-90,000
433 MANPOWER MANAGEMENT	300,046	295,046
Unjustified growth		-5,000
435 OTHER SERVICE SUPPORT	1,887,133	1,879,833
Program increase - Capitol Fourth		1,700
Program increase - Women in Military Service Museum		3,000
Unjustified growth		-12,000
437 REAL ESTATE MANAGEMENT	229,537	231,037
Program increase - real estate inventory tool		1,500
411 OTHER PROGRAMS	1,069,915	1,079,115
Program increase		700
Program increase - ISR SOUTHCOM overland airborne ISR operations		8,500

<u>O-1</u>	<u>Budget Request</u>	<u>Final Bill</u>
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-330,486
HISTORICAL UNOBLIGATION		-50,000
P.L. 115-68 IMPLEMENTATION		250
PROJECTED CARRYOVER ADJUSTMENT		-20,000
OVERESTIMATION OF CIVILIAN FTE TARGETS		-125,000
PROGRAM INCREASE - DOD EXCEPTIONAL FAMILY		2,000

DYNAMIC FORCE EMPLOYMENT

The agreement provides a total of \$250,000,000 in Operation and Maintenance, Army for Dynamic Force Employment and designates the funding a congressional special interest item. The Secretary of Defense is directed to submit a quarterly report on the use of the Dynamic Force Employment funds for any and all activities or exercises for which funds are utilized in fiscal year 2021. The reports shall include, but not be limited to, the following elements for each exercise: title, date, location, which Services and units participated (with an estimated number of participants), total cost by budget line item (with a breakdown by cost element such as transportation and repair parts), and a short explanation of the objective. The reports shall be submitted to the congressional defense committees not later than 30 days after the close of each quarter of the fiscal year.

PILOT PROGRAM FOR ONLINE REAL ESTATE INVENTORY TOOLS

The agreement recommends an additional \$1,500,000 which the Secretary of the Army shall use for a pilot program to pursue the use of information technology tools to better market space available and more quickly determine which real estate should be divested to further achieve efficiencies within the United States Army Installation Management Command. The Secretary of the Army is directed to provide a report to the House and Senate Appropriations Committees not later than May 1, 2021, that includes a list of installations selected for the pilot program, an outline for the deployment of this capability to the selected installations, and a cost estimate to expand the tool to all Army installations.

OPERATION AND MAINTENANCE, NAVY

The agreement provides \$47,632,527,000 for Operation and Maintenance, Navy, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, NAVY		
BUDGET ACTIVITY 1: OPERATING FORCES		
AIR OPERATIONS		
10	MISSION AND OTHER FLIGHT OPERATIONS.....	5,738,746 5,638,746
20	FLEET AIR TRAINING.....	2,213,673 2,189,173
30	AVIATION TECHNICAL DATA AND ENGINEERING SERVICES.....	57,144 57,144
40	AIR OPERATIONS AND SAFETY SUPPORT.....	171,949 170,828
50	AIR SYSTEMS SUPPORT.....	838,767 833,767
60	AIRCRAFT DEPOT MAINTENANCE.....	1,459,447 1,452,447
70	AIRCRAFT DEPOT OPERATIONS SUPPORT.....	57,789 57,789
80	AVIATION LOGISTICS.....	1,264,665 1,246,665
SHIP OPERATIONS		
100	SHIP OPERATIONS SUPPORT AND TRAINING.....	1,117,067 1,092,067
110	SHIP DEPOT MAINTENANCE.....	7,859,104 6,809,241
120	SHIP DEPOT OPERATIONS SUPPORT.....	2,262,196 2,264,796
COMBAT COMMUNICATIONS/SUPPORT		
130	COMBAT COMMUNICATIONS.....	1,521,360 1,498,360
150	SPACE SYSTEMS AND SURVEILLANCE.....	274,087 274,087
160	WARFARE TACTICS.....	741,609 744,109
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY.....	401,382 401,382
180	COMBAT SUPPORT FORCES.....	1,546,273 1,511,273
190	EQUIPMENT MAINTENANCE.....	177,951 177,951
210	COMBATANT COMMANDERS CORE OPERATIONS.....	61,484 66,584
220	COMBATANT COMMANDERS DIRECT MISSION SUPPORT.....	102,330 112,630
230	MILITARY INFORMATION SUPPORT OPERATIONS.....	8,810 8,810
240	CYBERSPACE ACTIVITIES.....	567,496 567,496
WEAPONS SUPPORT		
260	FLEET BALLISTIC MISSILE.....	1,428,102 1,428,102
280	WEAPONS MAINTENANCE.....	995,762 958,487
290	OTHER WEAPON SYSTEMS SUPPORT	524,008 524,008
BASE SUPPORT		
300	ENTERPRISE INFORMATION TECHNOLOGY.....	1,229,056 1,207,056
310	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION ..	3,453,099 3,484,031

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
320 BASE OPERATING SUPPORT.....	4,627,966	4,533,062
TOTAL, BUDGET ACTIVITY 1.....	40,701,322	39,310,091
BUDGET ACTIVITY 2: MOBILIZATION		
READY RESERVE AND PREPOSITIONING FORCES		
330 SHIP PREPOSITIONING AND SURGE.....	849,993	834,993
340 READY RESERVE FORCE.....	436,029	376,029
ACTIVATIONS/INACTIVATIONS		
360 SHIP ACTIVATIONS/INACTIVATIONS.....	286,416	260,424
MOBILIZATION PREPAREDNESS		
370 FLEET HOSPITAL PROGRAM.....	99,402	99,402
390 COAST GUARD SUPPORT.....	25,235	25,235
TOTAL, BUDGET ACTIVITY 2.....	1,697,075	1,596,083
BUDGET ACTIVITY 3: TRAINING AND RECRUITING		
ACCESSION TRAINING		
400 OFFICER ACQUISITION.....	186,117	176,117
410 RECRUIT TRAINING.....	13,206	13,206
420 RESERVE OFFICERS TRAINING CORPS.....	163,683	163,683
BASIC SKILLS AND ADVANCED TRAINING		
430 SPECIALIZED SKILL TRAINING.....	947,841	937,841
450 PROFESSIONAL DEVELOPMENT EDUCATION.....	367,647	347,647
460 TRAINING SUPPORT.....	254,928	254,928
RECRUITING, AND OTHER TRAINING AND EDUCATION		
470 RECRUITING AND ADVERTISING.....	206,305	210,605
480 OFF-DUTY AND VOLUNTARY EDUCATION.....	103,799	103,799
490 CIVILIAN EDUCATION AND TRAINING.....	66,060	66,060
500 JUNIOR ROTC.....	56,276	62,776
TOTAL, BUDGET ACTIVITY 3.....	2,365,862	2,336,662
BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
SERVICEWIDE SUPPORT		
510 ADMINISTRATION.....	1,249,410	1,215,910
530 CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT.....	189,625	189,625
540 MILITARY MANPOWER AND PERSONNEL MANAGEMENT.....	499,904	496,933
560 MEDICAL ACTIVITIES.....	196,747	196,747

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

LOGISTICS OPERATIONS AND TECHNICAL SUPPORT		
580 SERVICEWIDE TRANSPORTATION.....	165,708	165,708
600 PLANNING, ENGINEERING AND DESIGN.....	519,716	516,716
610 ACQUISITION AND PROGRAM MANAGEMENT.....	751,184	738,275
SECURITY PROGRAMS		
650 NAVAL INVESTIGATIVE SERVICE.....	747,519	747,519
OTHER PROGRAMS		
OTHER PROGRAMS.....	608,670	613,195

TOTAL, BUDGET ACTIVITY 4.....	4,928,483	4,880,628
UNJUSTIFIED GROWTH.....	---	-100,000
UNJUSTIFIED GROWTH FOR CIVILIAN FTES.....	---	-10,000
PROJECTED CARRYOVER ADJUSTMENT.....	---	-25,000
PROGRAM INCREASE: USS BONHOMME RICHARD.....	---	30,000
HISTORICAL UNOBLIGATION.....	---	-50,000
P.L. 115-68 IMPLEMENTATION.....	---	250
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-338,187
DOD EXCEPTIONAL FAMILY.....	---	2,000
=====		
TOTAL, OPERATION AND MAINTENANCE, NAVY.....	49,692,742	47,632,527
=====		

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

O-1	Budget Request	Final Bill
1A1A MISSION AND OTHER FLIGHT OPERATIONS	5,738,746	5,638,746
Unjustified growth		-100,000
1A2A FLEET AIR TRAINING	2,213,673	2,189,173
Unjustified increase		-25,000
Program increase - advanced skills management legacy systems upgrades		500
1A4A AIR OPERATIONS AND SAFETY SUPPORT	171,949	170,828
Unjustified growth		-1,121
1A4N AIR SYSTEMS SUPPORT	838,767	833,767
Unjustified increase		-5,000
1A5A AIRCRAFT DEPOT MAINTENANCE	1,459,447	1,452,447
Insufficient justification		-7,000
1A9A AVIATION LOGISTICS	1,264,665	1,246,665
Unjustified increase		-18,000
1B2B SHIP OPERATIONS SUPPORT AND TRAINING	1,117,067	1,092,067
Unjustified increase		-25,000
1B4B SHIP DEPOT MAINTENANCE	7,859,104	6,809,241
Unjustified increase		-55,000
Transfer to title IX		-1,017,423
Program increase - surge		1,000
Program increase only for USS FORT WORTH and USS CORONADO		21,560
1B5B SHIP DEPOT OPERATIONS SUPPORT	2,262,196	2,264,796
Unjustified growth		-40,000
Program increase only for USS FORT WORTH and USS CORONADO		42,600
1C1C COMBAT COMMUNICATIONS AND ELECTRONIC WARFARE	1,521,360	1,498,360
Unjustified growth		-20,000
Remove one-time fiscal year 2020 increase		-3,000
1C4C WARFARE TACTICS	741,609	744,109
Program increase - shipboard bilge water disposal		2,500
1C6C COMBAT SUPPORT FORCES	1,546,273	1,511,273
Unjustified increase		-35,000
1CCH COMBATANT COMMANDERS CORE OPERATIONS	61,484	66,584
Program increase - Asia Pacific Regional Initiative		4,600
Program increase - implementation of P.L. 115-68		500

O-1	Budget Request	Final Bill
1CCM COMBATANT COMMANDERS DIRECT MISSION SUPPORT	102,330	112,630
Program increase - Pacific Deterrence Initiative - Joint Task Force Indo-Pacific (SOCPAC)		6,300
Program increase - Pacific Deterrence Initiative - Singapore CTIF fusion center		2,000
Program increase - Pacific Multi-Domain Training and Experimentation Capability		2,000
1D4D WEAPONS MAINTENANCE	995,762	958,487
Unjustified increase		-30,000
Transfer to title IX		-10,775
Program transfer unaccounted for		-7,000
Program increase - three additional Phalanx CIWS overhauls		10,500
BSIT ENTERPRISE INFORMATION TECHNOLOGY	1,229,056	1,207,056
Unjustified increase		-22,000
BSM1 FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	3,453,099	3,484,031
Program increase - fire and seismic protections for public shipyards		20,000
Navy requested transfer from RDTE,N line 184		27,748
Transfer lead service responsibilities for Joint Base Anacostia Bolling from Navy to Air Force		-16,816
BSS1 BASE OPERATING SUPPORT	4,627,966	4,533,062
Unjustified increase		-20,000
Unjustified personnel increase		-3,000
Program increase - PFAS remediation		11,100
Program increase - mil spec fluorine-free fire-fighting agent		2,500
Transfer lead service responsibilities for Joint Base Anacostia Bolling from Navy to Air Force		-85,504
2A1F SHIP PREPOSITIONING AND SURGE	849,993	834,993
Unjustified increase		-15,000
2A2F READY RESERVE FORCE	436,029	376,029
Transfer - two used sealift vessels for National Defense Reserve Fleet to SCN		-60,000
2B2G SHIP ACTIVATIONS/INACTIVATIONS	286,416	260,424
Unjustified increase		-20,000
Littoral Combat Ship inactivation		-5,992
3A1J OFFICER ACQUISITION	186,117	176,117
Insufficient justification		-10,000
3B1K SPECIALIZED SKILL TRAINING	947,841	937,841
Unjustified increase		-10,000
3B3K PROFESSIONAL DEVELOPMENT EDUCATION	367,647	347,647
Insufficient justification		-20,000

O-1	Budget Request	Final Bill
3C1L RECRUITING AND ADVERTISING	206,305	210,605
Program increase - Sea Cadets		4,300
3C5L JUNIOR ROTC	56,276	62,776
Program increase		4,000
Program increase - JROTC STEM training and education		2,500
4A1M ADMINISTRATION	1,249,410	1,215,910
Unjustified increase		-20,000
Insufficient justification		-10,000
Unjustified personnel increase		-3,500
4A4M MILITARY MANPOWER AND PERSONNEL MANAGEMENT	499,904	496,933
Transfer lead service responsibilities for Joint Base Anacostia Bolling from Navy to Air Force		-2,971
4B2N PLANNING, ENGINEERING AND DESIGN	519,716	516,716
Unjustified growth		-3,000
4B3N ACQUISITION, LOGISTICS AND OVERSIGHT	751,184	738,275
Program decrease unaccounted for		-12,000
Transfer lead service responsibilities for Joint Base Anacostia Bolling from Navy to Air Force		-909
OTHER PROGRAMS	608,670	613,195
Program increase		4,525
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-338,187
PROJECTED CARRYOVER ADJUSTMENT		-25,000
HISTORICAL UNOBLIGATION		-50,000
UNJUSTIFIED GROWTH		-100,000
P.L. 115-68 IMPLEMENTATION		250
OVERESTIMATION OF CIVILIAN FTE TARGETS		-10,000
PROGRAM INCREASE - USS BONHOMME RICHARD		30,000
PROGRAM INCREASE - DOD EXCEPTIONAL FAMILY		2,000

NAVAL SHIPYARD APPRENTICE PROGRAM

The Secretary of the Navy is directed to induct classes of not fewer than 100 apprentices at each of the respective naval shipyards and to include the costs of the fiscal year 2022 class of apprentices in its budget request.

UNITED STATES COAST GUARD

The agreement directs that funds appropriated under Operation and Maintenance, Navy may be used to pay overhead costs incurred by a naval shipyard when drydocking United States Coast Guard ships.

PACIFIC UNDERWATER TRAINING RANGES

The Secretary of the Navy is directed to provide a report to the House and Senate Appropriations Committees detailing the Navy's plans for the Barking Sands Tactical Underwater Range and Barking Sands Underwater Range Expansion not later than 180 days after the enactment of this Act. The report shall include a budgetary plan and timeline to recapitalize and modernize the ranges and interim risk reduction efforts to ensure that the ranges can continue to deliver a realistic environment for testing and training until the Navy completes its full recapitalization and modernization plan.

OPERATION AND MAINTENANCE, MARINE CORPS

The agreement provides \$7,286,184,000 for Operation and Maintenance, Marine Corps, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, MARINE CORPS		
BUDGET ACTIVITY 1: OPERATING FORCES		
EXPEDITIONARY FORCES		
10	941,143	871,973
20	1,277,798	1,262,798
30	206,907	168,414
40	103,614	103,614
50	215,974	210,974
60	938,063	938,063
70	2,264,680	2,406,966
	5,948,179	5,962,802

BUDGET ACTIVITY 3: TRAINING AND RECRUITING		
ACCESSION TRAINING		
80	20,751	20,751
90	1,193	1,193
BASIC SKILLS AND ADVANCED TRAINING		
100	110,149	110,149
110	69,509	61,509
120	412,613	407,613
RECRUITING AND OTHER TRAINING EDUCATION		
130	215,464	215,464
140	33,719	33,719
150	25,784	31,084
	889,182	881,482

BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
SERVICEWIDE SUPPORT		
160	32,005	32,005
170	399,363	397,863
SECURITY PROGRAMS		
	59,878	60,053
	491,246	489,921

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
PROGRAM INCREASE - P.L. 115-68 IMPLEMENTATION.....	---	250
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-48,271
	=====	=====
TOTAL, OPERATION AND MAINTENANCE, MARINE CORPS.....	7,328,607	7,286,184
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

O-1	Budget Request	Final Bill
1A1A OPERATIONAL FORCES	941,143	871,973
Reduce program growth - Dynamic Force Employment		-13,400
Program increase - cold weather clothing		2,000
Program decreases unaccounted for		-15,000
Marine Corps identified asset for company and unit deactivation		-4,703
Transfer to title IX - European Deterrence Initiative full request		-38,067
1A2A FIELD LOGISTICS	1,277,798	1,262,798
Unjustified growth		-15,000
1A3A DEPOT MAINTENANCE	206,907	168,414
Marine Corps identified asset for fiscal year 2021 depot maintenance workload		-38,493
1CCY CYBERSPACE ACTIVITIES	215,974	210,974
Overestimation of civilian FTE targets		-5,000
BSS1 BASE OPERATING SUPPORT	2,264,680	2,406,966
Unjustified personnel increase		-3,000
Program increase - childcare programs		26,000
Program increase - AFFF requirements		5,000
Program increase		114,286
3B3D PROFESSIONAL DEVELOPMENT EDUCATION	69,509	61,509
Insufficient justification		-8,000
3B4D TRAINING SUPPORT	412,613	407,613
Remove one-time fiscal year 2020 increase		-5,000
3C3F JUNIOR ROTC	25,784	31,084
Program increase		2,800
Program increase - JROTC STEM training and education		2,500
4A4G ADMINISTRATION	399,363	397,863
Unjustified growth		-1,500
4A7G SECURITY PROGRAMS	59,878	60,053
Program increase		175
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-48,271
P.L. 115-68 IMPLEMENTATION		250

OPERATION AND MAINTENANCE, AIR FORCE

The agreement provides \$33,528,409,000 for Operation and Maintenance, Air Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
OPERATION AND MAINTENANCE, AIR FORCE		
BUDGET ACTIVITY 1: OPERATING FORCES		
AIR OPERATIONS		
10	731,511	601,511
20	1,275,485	1,300,585
30	1,437,095	1,422,095
50	3,241,216	3,282,032
50	235,816	235,816
60	1,508,342	577,342
70	4,458,457	4,458,457
80	7,497,288	7,608,472
COMBAT RELATED OPERATIONS		
90	849,842	863,642
100	1,067,055	1,122,055
110	698,579	698,579
SPACE OPERATIONS		
140	34,194	34,194
COCOM		
170	204,268	198,518
180	526,809	527,059
190	314,524	307,774
200	186,116	186,366
210	9,881	10,131
220	1,046	1,296
230	249,022	244,272
OPERATING FORCES CLASSIFIED PROGRAMS		
	1,289,339	1,278,339
TOTAL, BUDGET ACTIVITY 1		24,958,535
BUDGET ACTIVITY 2: MOBILIZATION		
MOBILITY OPERATIONS		
230	1,350,031	1,350,031
240	647,168	624,241
TOTAL, BUDGET ACTIVITY 2		1,974,272

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
BUDGET ACTIVITY 3: TRAINING AND RECRUITING		
280		
ACCESSION TRAINING		
OFFICER ACQUISITION.....	142,548	142,548
290		
RECRUIT TRAINING.....	25,720	25,720
300		
RESERVE OFFICER TRAINING CORPS (ROTC).....	128,295	128,295
BASIC SKILLS AND ADVANCED TRAINING		
330		
SPECIALIZED SKILL TRAINING.....	417,335	399,335
340		
FLIGHT TRAINING.....	615,033	615,033
350		
PROFESSIONAL DEVELOPMENT EDUCATION.....	298,795	298,795
360		
TRAINING SUPPORT.....	85,844	85,844
RECRUITING, AND OTHER TRAINING AND EDUCATION		
380		
RECRUITING AND ADVERTISING.....	155,065	155,065
390		
EXAMINING.....	4,474	4,474
400		
OFF DUTY AND VOLUNTARY EDUCATION.....	219,349	219,349
410		
CIVILIAN EDUCATION AND TRAINING.....	361,570	356,570
420		
JUNIOR ROTC.....	72,126	81,126
TOTAL, BUDGET ACTIVITY 3.....	2,526,154	2,512,154
BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
LOGISTICS OPERATIONS		
430		
LOGISTICS OPERATIONS.....	672,426	662,426
440		
TECHNICAL SUPPORT ACTIVITIES.....	145,130	145,130
SERVICEWIDE ACTIVITIES		
480		
ADMINISTRATION.....	851,251	836,251
490		
SERVICEWIDE COMMUNICATIONS.....	28,554	28,554
500		
OTHER SERVICEWIDE ACTIVITIES.....	1,188,414	1,183,414
510		
CIVIL AIR PATROL CORPORATION.....	28,772	43,205
SUPPORT TO OTHER NATIONS		
530		
INTERNATIONAL SUPPORT.....	158,803	158,803
SECURITY PROGRAMS		
SECURITY PROGRAMS.....	1,338,009	1,341,328
TOTAL, BUDGET ACTIVITY 4.....	4,411,359	4,399,111
HISTORICAL UNOBLIGATION.....	---	-50,000
UNJUSTIFIED GROWTH.....	---	-60,000
PROJECTED CARRYOVER ADJUSTMENT.....	---	-75,000
PROGRAM TRANSFER UNACCOUNTED FOR.....	---	-15,000

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
P.L. 115-68 IMPLEMENTATION.....	---	250
AUTHORIZATION ADJUSTMENT: RESTORE A-10.....	---	67,000
AUTHORIZATION ADJUSTMENT: RESTORE KC-10.....	---	20,000
AUTHORIZATION ADJUSTMENT: RESTORE KC-135.....	---	40,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-255,163
ISR OPERATIONS OFFICE.....	---	10,000
DOD EXCEPTIONAL FAMILY.....	---	2,000
STUDY ON THE USE OF HIGH SPEED COMMERCIAL AIRCRAFT....	---	250
	=====	=====
TOTAL, OPERATION AND MAINTENANCE, AIR FORCE.....	34,750,597	33,528,409
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

O-1	Budget Request	Final Bill
11A PRIMARY COMBAT FORCES	731,511	601,511
Transfer - Air Force requested transfer of combatant command exercise/operational funding within OM,AF		-130,000
11C COMBAT ENHANCEMENT FORCES	1,275,485	1,300,585
Program transfer unaccounted for		-5,000
Program decrease unaccounted for		-2,000
Transfer - Air Force requested transfer of combatant command exercise/operational funding within OM,AF		30,000
Program increase - RQ 4B		2,100
11D AIR OPERATIONS TRAINING	1,437,095	1,422,095
Unjustified growth		-25,000
Transfer - Air Force requested transfer of combatant command exercise/operational funding within OM,AF		10,000
11R FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	3,241,216	3,282,032
Transfer lead service responsibilities for Joint Base Anacostia Bolling from Navy to Air Force		15,816
Program increase - natural disaster relief		25,000
11W CONTRACTOR LOGISTICS SUPPORT AND SYSTEM SUPPORT	1,508,342	577,342
Program decrease unaccounted for		-50,000
Unjustified growth		-50,000
Program increase - RQ-4B		169,000
Transfer to title IX		-1,000,000
11Z BASE OPERATING SUPPORT	7,497,288	7,608,472
Unjustified personnel increase		-3,000
Reduce program growth - Dynamic Force Employment		-10,200
Program decrease unaccounted for		-24,000
Unjustified growth		-35,000
Transfer lead service responsibilities for Joint Base Anacostia Bolling from Navy to Air Force		90,384
Transfer - Air Force requested transfer of combatant command exercise/operational funding within OM,AF		30,000
Program increase - natural disaster relief		75,000
Unjustified growth		-12,000
12A GLOBAL C3I AND EARLY WARNING	849,842	863,642
Insufficient justification		-9,000
Program decrease unaccounted for		-8,000
Program increase - Pacific Deterrence Initiative - Mission Partner Environment Implementation		30,800
12C OTHER COMBAT OPERATIONS SUPPORT PROGRAMS	1,067,055	1,122,055
Insufficient justification		-5,000
Transfer - Air Force requested transfer of combatant command exercise/operational funding within OM,AF		60,000

O-1	Budget Request	Final Bill
15C US NORTHCOM/NORAD	204,268	198,518
Program increase - implementation of P.L. 115-68		250
Program decrease unaccounted for		-6,000
15D US STRATCOM	526,809	527,059
Program increase - implementation of P.L. 115-68		250
15E US CYBERCOM	314,524	307,774
Program increase - implementation of P.L. 115-68		250
Program decrease unaccounted for		-7,000
15F US CENTCOM	186,116	186,366
Program increase - implementation of P.L. 115-68		250
15G US SOCOM	9,881	10,131
Program increase - implementation of P.L. 115-68		250
15H US TRANSCOM	1,046	1,296
Program increase - implementation of P.L. 115-68		250
15X USSPACECOM	249,022	244,272
Program increase - implementation of P.L. 115-68		250
Unjustified growth		-5,000
CLASSIFIED PROGRAMS	1,289,339	1,278,339
Classified adjustment		-11,000
21D MOBILIZATION PREPAREDNESS	647,168	624,241
Air Force requested transfer to OP,AF line 49		-22,927
32A SPECIALIZED SKILL TRAINING	417,335	399,335
Program decrease unaccounted for		-18,000
33D CIVILIAN EDUCATION AND TRAINING	361,570	356,570
Insufficient justification		-10,000
Program increase - manufacturing for reverse engineering efforts		5,000
33E JUNIOR ROTC	72,126	81,126
Program increase		4,000
Program increase - JROTC STEM training and education		5,000
41A LOGISTICS OPERATIONS	672,426	662,426
Program decrease unaccounted for		-10,000
42A ADMINISTRATION	851,251	836,251
Insufficient justification		-15,000

O-1	Budget Request	Final Bill
42G OTHER SERVICEWIDE ACTIVITIES	1,188,414	1,183,414
Unjustified personnel increase		-5,000
42I CIVIL AIR PATROL CORPORATION	28,772	43,205
Program increase		14,433
43A SECURITY PROGRAMS	1,338,009	1,341,328
Program increase		3,319
HISTORICAL UNOBLIGATION		-50,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-255,163
UNJUSTIFIED GROWTH		-60,000
PROGRAM TRANSFER UNACCOUNTED FOR		-15,000
P.L. 115-68 IMPLEMENTATION		250
PROJECTED CARRYOVER ADJUSTMENT		-75,000
AUTHORIZATION ADJUSTMENT - RESTORE A -10		67,000
AUTHORIZATION ADJUSTMENT - RESTORE KC-10		20,000
AUTHORIZATION ADJUSTMENT - RESTORE KC-135		40,000
PROGRAM INCREASE - ISR OPERATIONS OFFICE		10,000
PROGRAM INCREASE - DOD EXCEPTIONAL FAMILY		2,000
PROGRAM INCREASE - STUDY ON THE USE OF HIGH SPEED COMMERCIAL AIRCRAFT		250

AIR FORCE PILOT SHORTAGE

House Report 116–453 included language expressing concerns with the Air Force’s pilot shortage and directed the Secretary of the Air Force to provide a report on augmenting pilot training. While the Air Force is undertaking numerous initiatives to address the issue, there is still concern that these initiatives, when combined, will not increase pilot production to meet National Defense Strategy requirements. Therefore, the Commander of Air Education and Training Command and the Deputy Chief of Staff of Operations at United States Air Force Headquarters are directed to brief the House and Senate Appropriations Committees not later than 45 days after the enactment of this Act and quarterly thereafter on the status of the Air Force’s pilot shortfall and all efforts aimed to address it. The briefing shall, at a minimum, include an update on the development of the Service’s strategic plan to address the shortage, the metrics used to measure the effectiveness of all lines of effort, data comparing actual pilot production and monthly targets for each phase of training for all tracks, information on the impact of trainer aircraft maintenance and associated logistics efforts impacting the pilot training shortage to include aircraft availability rates for each platform, simulator usage and availability data, pilot retention metrics, and a comprehensive summary of all appropriated funds expended to date for each line of effort aimed at addressing the pilot shortfall.

UNCONTAMINATED WATER FOR AGRICULTURAL PURPOSES

The Secretary of Defense and the Secretary of the Air Force are urged to implement section 343 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116–92).

OPERATION AND MAINTENANCE, SPACE FORCE

The agreement provides \$2,492,114,000 for Operation and Maintenance, Space Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, SPACE FORCE		
BUDGET ACTIVITY 1: OPERATING FORCES		
AIR OPERATIONS		
20	GLOBAL C3I & EARLY WARNING.....	276,109 269,109
30	SPACE LAUNCH OPERATIONS.....	177,056 177,056
40	SPACE OPERATIONS.....	475,338 475,338
50	EDUCATION & TRAINING	18,660 18,660
60	SPECIAL PROGRAMS.....	137,315 137,315
70	DEPOT MAINTENANCE.....	250,324 250,324
80	CONTRACTOR LOGISTICS & SYSTEM SUPPORT.....	1,063,969 1,063,969
90	ADMINISTRATION.....	132,523 110,523
	TOTAL, BUDGET ACTIVITY 1.....	2,531,294 2,502,294
	UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	--- -180
	UNJUSTIFIED GROWTH.....	--- -10,000
		=====
	TOTAL, OPERATION AND MAINTENANCE, SPACE FORCE.....	2,531,294 2,492,114
		=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

O-1	Budget Request	Final Bill
12A GLOBAL C3I & EARLY WARNING	276,109	269,109
insufficient justification		-7,000
42A ADMINISTRATION	132,523	110,523
Unjustified increase		-19,000
Unjustified personnel increase		-3,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-180
UNJUSTIFIED GROWTH		-10,000

OPERATION AND MAINTENANCE, DEFENSE-WIDE

The agreement provides \$39,048,990,000 for Operation and Maintenance, Defense-Wide, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, DEFENSE-WIDE		
BUDGET ACTIVITY 1: OPERATING FORCES		
10	JOINT CHIEFS OF STAFF.....	419,111
20	JOINT CHIEFS OF STAFF.....	535,728
30	JOINT CHIEFS OF STAFF - CYBER.....	24,728
SPECIAL OPERATIONS COMMAND COMBAT DEVELOPMENT ACTIVITIES.....		
40		1,069,971
50	SPECIAL OPERATIONS COMMAND CYBERSPACE ACTIVITIES.....	9,800
60	SPECIAL OPERATIONS COMMAND INTELLIGENCE.....	561,907
70	SPECIAL OPERATIONS COMMAND MAINTENANCE.....	685,097
SPECIAL OPERATIONS COMMAND MANAGEMENT/OPERATIONAL HEADQUARTERS.....		
80		158,971
90	SPECIAL OPERATIONS COMMAND OPERATIONAL SUPPORT.....	1,062,748
100	SPECIAL OPERATIONS COMMAND THEATER FORCES.....	2,598,385
TOTAL, BUDGET ACTIVITY 1.....		7,146,446

BUDGET ACTIVITY 3: TRAINING AND RECRUITING		
50	DEFENSE ACQUISITION UNIVERSITY.....	162,963
JOINT CHIEFS OF STAFF RECRUITING, AND OTHER TRAINING AND EDUCATION.....		
60		95,684
70	SPECIAL OPERATIONS COMMAND.....	33,301
TOTAL, BUDGET ACTIVITY 3.....		291,948

BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
80	CIVIL MILITARY PROGRAMS.....	147,993
100	DEFENSE CONTRACT AUDIT AGENCY.....	604,835
190	DEFENSE CONTRACT AUDIT AGENCY - CYBER.....	3,282
110	DEFENSE CONTRACT MANAGEMENT AGENCY.....	1,370,681
210	DEFENSE CONTRACT MANAGEMENT AGENCY - CYBER.....	22,532
120	DEFENSE HUMAN RESOURCES ACTIVITY.....	799,952
120	DEFENSE HUMAN RESOURCES ACTIVITY - CYBER.....	20,806
130	DEFENSE INFORMATION SYSTEMS AGENCY.....	1,883,190
240	DEFENSE INFORMATION SYSTEMS AGENCY - CYBER.....	582,639
150	DEFENSE LEGAL SERVICES AGENCY.....	37,637
160	DEFENSE LOGISTICS AGENCY.....	382,084
170	DEFENSE MEDIA ACTIVITY.....	196,997

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
180 DEFENSE POW /MISSING PERSONS OFFICE.....	129,225	154,225
190 DEFENSE SECURITY COOPERATION AGENCY.....	598,559	656,140
200 DEFENSE SECURITY SERVICE.....	949,008	949,008
340 DEFENSE SECURITY SERVICE - CYBER.....	9,577	9,577
220 DEFENSE TECHNOLOGY SECURITY AGENCY.....	38,432	38,432
230 DEFENSE THREAT REDUCTION AGENCY.....	591,780	591,780
400 DEFENSE THREAT REDUCTION AGENCY - CYBER.....	24,635	24,635
250 DEPARTMENT OF DEFENSE EDUCATION ACTIVITY.....	2,941,429	3,016,429
280 OFFICE OF ECONOMIC ADJUSTMENT.....	40,272	214,272
290 OFFICE OF THE SECRETARY OF DEFENSE.....	1,540,446	1,506,196
420 MISSILE DEFENSE AGENCY.....	505,858	577,535
470 OFFICE OF THE SECRETARY OF DEFENSE - CYBER.....	51,630	51,630
480 SPACE DEVELOPMENT AGENCY.....	48,166	48,166
310 WASHINGTON HEADQUARTERS SERVICES.....	340,291	330,291
OTHER PROGRAMS.....	17,348,749	17,291,045
TOTAL, BUDGET ACTIVITY 4.....	31,210,685	31,795,307
ATOMIC VETERANS SERVICE MEDAL	---	4,000
PROGRAM INCREASE: VIETNAM DIOXIN REMEDIATION.....	---	15,000
P.L. 115-68 IMPLEMENTATION.....	---	1,500
UNDISTRIBUTED REDUCTION - EXCESS TO NEED - NON NIP....	---	-150,032
	=====	=====
TOTAL, OPERATION AND MAINTENANCE, DEFENSE-WIDE.....	38,649,079	39,048,990
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

O-1	Budget Request	Final Bill
1PL1 JOINT CHIEFS OF STAFF	439,111	419,111
Insufficient justification		-20,000
SPECIAL OPERATIONS COMMAND COMBAT DEVELOPMENT		
1PL6 ACTIVITIES	1,069,971	1,060,775
SOCOM requested realignment from 1PLR for civilian personnel costs		5,485
SOCOM requested realignment to 1PLR for MIP civilian personnel		-1,638
Classified adjustment		-5,500
SOCOM requested realignment from 1PLR for MISO activities		-7,543
1PLU SPECIAL OPERATIONS COMMAND INTELLIGENCE	561,907	555,077
SOCOM requested realignment from 1PLR for civilian personnel costs		8,445
SOCOM requested realignment from 1PLR for MIP civilian personnel costs		1,638
SOF Organic ISR excess to need		-8,100
DOMEX insufficient budget justification		-6,000
Excess to need - classified adjustment		-2,000
Program increase - classified adjustment		2,044
Repricing data scientist contractor FTEs		-1,865
Overestimation of SOCRATES licensing costs		-992
1PL7 SPECIAL OPERATIONS COMMAND MAINTENANCE	685,097	720,682
Dry Combat Submersible excess to need		-672
Program increase - 137th SOW MC-12 capability		49,000
Overestimation of CCM sustainment requirements		-1,778
Unjustified CCA growth		-776
FSOV - program decrease unaccounted for		-2,189
Insufficient budget justification		-8,000
SPECIAL OPERATIONS COMMAND		
1PLM MANAGEMENT/OPERATIONAL HEADQUARTERS	158,971	165,668
SOCOM requested realignment from 1PLR for civilian personnel costs		7,767
Overestimation of civilian personnel costs		-1,070
1PLV SPECIAL OPERATIONS COMMAND OPERATIONAL SUPPORT	1,062,748	1,043,604
SOCOM requested realignment from 1PLR for civilian personnel costs		7,191
Dry Combat Submersible excess to need		-891
RAA/VAK excess to need		-8,878
Program increase - Identity Management		10,000
One-time base support decreases not properly accounted for		-3,000
Windows 10 - program decrease unaccounted for		-22,400
SIPR OPP licenses - program decrease unaccounted for		-2,550
Overestimation of civilian personnel costs		-1,116
Program increase - demonstration project for contractors employing persons with disabilities to manufacture mechanical tourniquets		2,500

O-1	Budget Request	Final Bill
1PLR SPECIAL OPERATIONS COMMAND THEATER FORCES	2,598,385	2,555,527
Program increase - Preservation of Force and Family		2,000
Overestimation of flying hours		-14,737
Overestimation of A/MH-6M cost per flying hour rate		-6,176
Overestimation of civilian personnel costs		-2,033
SOCOM requested realignment to 1PL6 for civilian personnel costs		-5,485
SOCOM requested realignment to 1PLU for civilian personnel costs		-8,445
SOCOM requested realignment to 1PLM for civilian personnel costs		-7,767
SOCOM requested realignment to 1PLV for civilian personnel costs		-7,191
SOCOM requested realignment to 3EV8 for civilian personnel costs		-567
SOCOM requested realignment from 1PL6 for MISO activities		7,543
3EV8 SPECIAL OPERATIONS COMMAND	33,301	33,868
SOCOM requested realignment from 1PLR for civilian personnel costs		567
4GT3 CIVIL MILITARY PROGRAMS	147,993	281,167
Program increase - National Guard Youth Challenge		75,122
Program increase - Starbase		41,167
Program increase - Innovative Readiness Training		16,885
4GT6 DEFENSE CONTRACT AUDIT AGENCY	604,835	608,835
Program increase - restore defense-wide review reductions		19,000
Program decrease unaccounted for		-15,000
4GTO DEFENSE CONTRACT MANAGEMENT AGENCY	1,370,681	1,412,681
Program increase - restore defense-wide review reductions		42,000
4GT8 DEFENSE HUMAN RESOURCES ACTIVITY	799,952	924,232
Insufficient justification		-20,000
Program increase - Defense Language and National Security Education Office - restore defense-wide review reductions		30,000
Program increase - Language Flagship program		6,000
Program increase - Federal Voting Assistance Program - restore defense-wide review reductions		2,280
Program increases - Diversity Management Operations Program - restore defense-wide review reductions		6,000
Program increase - Defense Equal Opportunity Management Insititue Workforce Recruitment Program - restore defense-wide review reductions		2,000
Program increase - Special Victims' Counsel		46,000
Program increase - Defense Suicide Prevention Office		3,000
Program increase - Sexual Assault Prevention and Response Office		7,500
Program increase - Defense Language Training Centers		15,000
Program increase - demonstration project for contractors employing persons with disabilities		2,500
Program increase - suicide prevention with focus on rural, remote, isolated and OCONUS installations		2,000
Program increase - Beyond Yellow Ribbon		22,000

O-1	Budget Request	Final Bill
4GT9 DEFENSE INFORMATION SYSTEMS AGENCY	1,883,190	1,823,190
Unjustified growth		-60,000
4GU9 DEFENSE INFORMATION SYSTEMS AGENCY - CYBER	582,639	592,639
Program increase - Comply to Connect		10,000
4GTB DEFENSE LOGISTICS AGENCY	382,084	402,948
Program increase - Procurement Technical Assistance Program		22,364
Program increase - maternity uniform pilot program		10,000
Program increase - homeless blankets program under P.L. 100-77		3,500
Unjustified growth		-15,000
ES18 DEFENSE MEDIA ACTIVITY	196,997	205,997
Program increase - Stars and Stripes restoration		9,000
4GTC DEFENSE PERSONNEL ACCOUNTING AGENCY	129,225	154,225
Program increase - restore defense-wide review reduction		20,000
Program increase		5,000
4GTD DEFENSE SECURITY COOPERATION AGENCY	598,559	656,140
Transfer from National Defense Strategy Implementation Account to Combating Terrorism and Irregular Warfare Fellowship Program		-24,723
Transfer to Combating Terrorism and Irregular Warfare Fellowship Program from National Defense Strategy Implementation Account		24,723
Program decrease - National Defense Strategy Implementation Account Professional Military Education Programs		-3000
Program increase - International Security Cooperation Programs with countries in SOUTHCOM		46,156
Program increase - International Security Cooperation Programs women's programs		3,000
Program increase - Regional Centers		3,925
Transfer from DSCA Headquarters to Claims Litigation Support		-3,636
Transfer to Claims Litigation Support from DSCA Headquarters		3,636
Unjustified growth - Institute for Security Governance		-15,000
Program increase - International Security Cooperation Programs - INDOPACOM - pilot program to improve cyber cooperation		2,500
Program increase - Irregular Warfare Functional Center		10,000
Program increase - Arctic Regional Center		10,000
4GTJ DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	2,941,429	3,016,429
Program increase - World Language grants		15,000
Program increase - Impact Aid		50,000
Program increase - Impact Aid for children with disabilities		20,000
Unjustified growth		-10,000

O-1	Budget Request	Final Bill
4GTM OFFICE OF ECONOMIC ADJUSTMENT	40,272	214,272
Program increase - restore defense-wide review reductions		20,000
Program increase - Defense Community Infrastructure Program		60,000
Program increase - Guam Public Health Laboratory		19,000
Program increase - Noise Mitigation Community Partnership		50,000
Program increase - Defense Manufacturing Communities		25,000
4GTN OFFICE OF THE SECRETARY OF DEFENSE	1,540,446	1,506,196
Excess personnel increase - Office of Cost Assessment & Program Evaluation		-3,000
Excess personnel increase - Office of the Chief Management Officer		-11,000
Excess personnel increase - Office of the Undersecretary for Acquisition and Sustainment		-3,000
Excess personnel increase - Office of the Undersecretary for Research and Engineering		-2,000
Excess personnel increase - Office of the Undersecretary for Policy		-3,500
Program increase - Readiness Environmental Protection Initiative		30,000
Program increase - CDC water contamination study and assessment		15,000
Program increase - JASON Scientific Advisory Group		3,000
Program increase - National Security Commission on Artificial Intelligence		2,500
Program increase - DASD Environment civilian growth		2,000
Program increase - Information Assurance Scholarship Program		12,000
Program increase - Office of the Information Officer Digital Persona Protection Initiative		1,000
Unjustified growth		-80,000
Program increase - interstate compacts for licensure and credentialing		2,750
011A MISSILE DEFENSE AGENCY	505,858	577,535
GMD unjustified growth		-8,323
Program increase - AN/TPY-2 spares		80,000
4GTQ WASHINGTON HEADQUARTERS SERVICES	340,291	330,291
Insufficient justification		-10,000
999 OTHER PROGRAMS	17,348,749	17,291,045
Classified programs		-57,704
ATOMIC VETERANS SERVICE MEDAL		4,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED - NON NIP		-150,032
VIETNAM DIOXIN REMEDIATION		15,000
P.L. 115-68 IMPLEMENTATION		1,500

DEFENSE POW/MIA ACCOUNTING AGENCY

The agreement supports the significant remains recovery goals outlined in the National Defense Authorization Act for Fiscal Year 2010 (Public Law 111–84) and commends the Defense POW/MIA Accounting Agency for undertaking partnership arrangements with Carnegie R1 research universities to more effectively account for missing personnel and ensure families receive more timely information. The Director of the Defense POW/MIA Accounting Agency is directed to brief the House and Senate Appropriations Committees not later than 60 days after the enactment of this Act on plans for expanding these partnership arrangements into a systematic research and recovery process, through partnerships with Carnegie R1 research universities, focusing on prioritized World War II accounting efforts.

ENHANCING THE CAPABILITY OF MILITARY CRIMINAL INVESTIGATIVE ORGANIZATIONS TO PREVENT AND COMBAT CHILD SEXUAL EXPLOITATION

A designee of the Secretary of Defense is directed to brief the House and Senate Appropriations Committees, not later than 30 days after the enactment of this Act, an update on the initiative established under Section 550D of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116–92). The briefing shall also address opportunities within the following subject matters: establishing cooperative agreements and co-training with the relevant federal, state, local, and other law enforcement agencies; integrating child protective services and organizations into the initiative; and implementing recommendations made in the Government Accountability Office’s report titled “Increased Guidance and Collaboration Needed to Improve DoD’s Tracking and Response to Child Abuse” (GAO–20–110).

SEXUAL ASSAULT PREVENTION PLAN OF ACTION

The agreement recommends an additional \$7,500,000 for the Sexual Assault Prevention and Response Office for continued implementation of the Prevention Plan of Action and to fund prevention efforts throughout the Services. The Director of the Sexual Assault Prevention and Response Office is directed to brief the House and Senate Appropriations Committees on its spend plan for the \$7,500,000 not later than 90 days after the enactment of this Act.

DEFENSE LANGUAGE AND NATIONAL SECURITY EDUCATION OFFICE

The agreement designates the funding included in the fiscal year 2021 President’s budget request for the Language Training Centers as a congressional special interest item and directs that the funding profile for the Language Training Centers in total for the prior year, current year, and budget year be included in the Performance Criteria section of the Defense Human Resources Activity OP–5 budget exhibit in future budget submissions.

FEASIBILITY OF LANGUAGE AND CULTURAL COMPETENCY TRAINING
FOR STATE PARTNERSHIP PROGRAM

The Secretary of Defense is directed to perform a feasibility study for a language skills and cultural competency pilot program through existing Defense Language and National Security Education Office contracts to benefit the State Partnership Program between National Guard units and partner governments. The pilot should look at multiple partnerships to provide insight into program design, curriculum, and utilization of accredited universities local to National Guard units to improve State Partnership Program interactions.

SERVICE-PROVIDED SUPPORT AND ENABLING CAPABILITIES TO UNITED
STATES SPECIAL OPERATIONS FORCES

The agreement directs the Service Secretaries and the Secretary of Defense on behalf of the defense agencies to include with the fiscal year 2022 budget submission and each subsequent year thereafter, a consolidated budget justification display showing Service-common support and enabling capabilities contributed from each of the military Services and defense agencies to special operations forces. The report shall include a detailed accounting of the resources allocated by each Service or defense agency at the appropriation and line item level to provide combat support, combat service support, training, base operating support, pay and allowances, and enabling capabilities or other common services and support for special operations forces. The exhibit shall also include an identification of any changes in the level or type of support in the current fiscal year when compared to the preceding year.

THEATER SPECIAL OPERATIONS COMMAND ACTIVITIES

The agreement directs the Assistant Secretary of Defense (Special Operations/Low Intensity Conflict), in coordination with the Commander of United States Special Operations Command, the Service Secretaries, and the Chairman of the Joint Chiefs of Staff, to provide a report to the congressional defense committees on the activities of Theater Special Operations Commands (TSOCs). The report shall be provided not later than 15 days after submission of the fiscal year 2022 budget request and include a detailed accounting of activities performed by the TSOCs in the preceding year, current fiscal year, and current budget request submission at the budget line item level of detail. The report shall include a detailed accounting of resources allocated by the military Services, United States Special Operations Command, and the combatant commands.

MILITARY INFORMATION SUPPORT OPERATIONS

The agreement directs the Assistant Secretary of Defense (Special Operations/Low Intensity Conflict) to submit a report for military information support operations (MISO) activities for the individual geographic combatant commands justified by the main pillars of the National Defense Strategy to the House and Senate Appropriations Committees not later than 15 days upon submission of the fiscal year 2022 budget request and annually thereafter. The

report shall include spend plans identifying the requested and enacted funding levels for both voice and internet activities and how those activities are coordinated with the Intelligence Community and the Department of State. The enacted levels will serve as the baseline for reprogramming in accordance with section 8007 of this Act. Furthermore, the agreement directs the Assistant Secretary of Defense (Special Operations/Low Intensity Conflict) to submit to the congressional defense committees, not later than 90 days after the end of the fiscal year, an annual report that provides details on each combatant commands' MISO activities by activity name, description, goal or objective, target audience, dissemination means, executed funds, and assessments of their effectiveness. Additional details for the report are included in the classified annex accompanying this Act.

FORCE DEPLOYMENT NOTIFICATIONS AND QUARTERLY REPORT

The agreement directs that not later than five days after a significant deployment or redeployment of military personnel to a location outside the United States, the Secretary of Defense shall submit to the congressional defense committees a notification of the deployment, including the units and number of personnel deployed or redeployed and the location of the deployment. In addition, not later than 45 days after the enactment of this Act and quarterly thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the deployment of armed forces by each geographic combatant command. The report shall include the number of servicemembers, civilian employees, and contract personnel deployed, as well as the country and named operation, if applicable, to which such personnel are assigned.

BASE NOTIFICATION

The agreement directs that not later than 15 days after the date on which any foreign base that involves the stationing or operations of United States military personnel, including a temporary base, permanent base, or base owned and operated by a foreign country, is opened or closed, the Secretary of Defense shall notify the congressional defense committees in writing. The notification shall include the base location, dates of opening or closure, and any associated personnel changes, costs, or savings.

SECURITY FORCE ASSISTANCE BRIGADE QUARTERLY REPORT

The Secretary of Defense is directed to submit a report to the congressional defense committees, not later than 45 days after the enactment of this Act and quarterly thereafter, on deployments of Army security force assistance brigades to foreign countries to provide training or equipment to their security forces. The report shall include a description of each United States Army brigade and number of individuals deployed; the education and training provided to the brigade; a description of the amount, type, and purpose of the training or equipment provided; the authority under which the program was conducted; the recipient foreign country and the security forces; the timeline, cost, and the source of funds; arrangements made for the sustainment of the program; any prior assistance pro-

vided by a security force assistance brigade; and what was accomplished and how the training and equipment fits into the overall security cooperation goals of the country.

NOISE MITIGATION COMMUNITIES PARTNERSHIP

The agreement includes additional language to address the effects that jet noise has on communities. The Secretary of Defense is directed to continue to provide the reports required under this heading in House Report 116–453. The Federal Aviation Administration is the primary Federal agency for noise mitigation support to local communities to plan for and respond to commercial aircraft noise. The agreement expands the interaction between the Department of Defense and the Department of Transportation to ensure that assets of each individual program of both agencies work to alleviate the effects of noise on the communities as expeditiously as possible.

The agreement recognizes when military bases experience a change or expansion of mission, the rapid adjustment of noise contours is faster than local communities and existing land use planning and mitigation efforts can adjust. Therefore, the agreement provides \$50,000,000 to the Department of Defense Office of Economic Adjustment for assisting communities in adjusting their noise mitigation plans to be available for projects within a one mile or a 65 decibel Day-Night Average Sound Level contour as determined by sound studies, such as an environmental impact statement.

DEFENSE SECURITY COOPERATION AGENCY PROGRAMS

The agreement does not include funding for a proposed National Defense Strategy Implementation Account. Instead, the agreement provides separate funding for International Security Cooperation Programs and the Combating Terrorism and Irregular Warfare Fellowship Program. The agreement provides \$55,840,000 above the budget request for countries in the Africa Command area of responsibility and \$46,156,000 above the budget request for countries in the Southern Command area of responsibility for International Security Cooperation Programs. The agreement directs that such amounts are in addition to requested program levels and shall only be obligated for additional programs within each respective combatant command.

Prior to the initial obligation of funds made available in titles II and IX of this Act for the Defense Security Cooperation Agency (DSCA), the Director of DSCA shall submit a spend plan for each program listed in the budget justification documents for DSCA to the House and Senate Appropriations Committees. For funds planned for International Security Cooperation Programs, the Director shall, in coordination with the commanders of each geographic combatant command, include amounts planned for each combatant command and country, and a comparison to such amounts provided in the prior three fiscal years. Amounts in the spend plan shall only reflect amounts requested in the fiscal year 2021 budget justification materials and modified by the fiscal year 2021 appropriations adjustments in the table under this heading for DSCA. Prior to obligation of funds that would deviate from the

plan, the Director shall provide an updated plan to such Committees outlining any changes between each program listed in the budget justification documents or between combatant commands or countries, and a justification for the changes. Concurrent with the submission of the fiscal year 2022 budget request, the Director shall also provide to such Committees a breakout of the request for International Security Cooperation Programs by combatant command and country.

This language replaces the funding levels specified in House Report 116–453 under the heading “Defense Security Cooperation Programs”. The Secretary of Defense shall follow the other directives under this heading in House Report 116–453.

EL MOZOTE MASSACRE

Not later than 60 days after the date of enactment of this Act, the Secretary of Defense, in coordination with the Secretary of State, shall provide all relevant information and documents to the appropriate judicial authorities in El Salvador investigating the December 1981 massacre in El Mozote. Additionally, not later than 30 days following such action, the Secretary of Defense shall submit a report to the Committees on Appropriations of the House of Representatives and the Senate describing the information and documents provided and the authorities that received them.

RENAMING INSTITUTIONS

The agreement does not adopt the language under the heading “Renaming Institutions” in House Report 116–453.

RESTRICTIONS ON TRANSFER OF ITEMS TO LAW ENFORCEMENT

In lieu of Section 8132 of the House bill, the agreement supports section 1053 of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 and directs the Department to provide a report detailing its compliance with such section not later than 120 days after the date of enactment of this Act and quarterly thereafter.

OPERATION AND MAINTENANCE, ARMY RESERVE

The agreement provides \$2,887,898,000 for Operation and Maintenance, Army Reserve, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, ARMY RESERVE		
BUDGET ACTIVITY 1: OPERATING FORCES		
LAND FORCES		
10	MODULAR SUPPORT BRIGADES.....	10,784 9,784
20	ECHELONS ABOVE BRIGADES.....	530,425 530,425
30	THEATER LEVEL ASSETS.....	123,737 122,737
40	LAND FORCES OPERATIONS SUPPORT.....	589,582 569,582
50	AVIATION ASSETS.....	89,332 87,832
LAND FORCES READINESS		
60	FORCES READINESS OPERATIONS SUPPORT.....	387,545 387,545
70	LAND FORCES SYSTEM READINESS.....	97,569 97,569
80	DEPOT MAINTENANCE.....	43,148 43,148
LAND FORCES READINESS SUPPORT		
90	BASE OPERATIONS SUPPORT.....	587,098 587,098
100	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION ..	327,180 337,180
110	MANAGEMENT AND OPERATIONS HEADQUARTERS.....	28,783 28,783
120	CYBERSPACE ACTIVITIES - CYBERSPACE OPERATIONS.....	2,745 2,745
130	CYBERSPACE ACTIVITIES - CYBERSECURITY.....	7,438 7,438

	TOTAL, BUDGET ACTIVITY 1.....	2,825,366 2,811,866
BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
ADMINISTRATION AND SERVICEWIDE ACTIVITIES		
120	SERVICEWIDE TRANSPORTATION.....	15,530 15,530
130	ADMINISTRATION.....	17,761 17,761
140	SERVICEWIDE COMMUNICATIONS.....	14,256 14,256
150	PERSONNEL/FINANCIAL ADMINISTRATION	6,564 6,564
160	RECRUITING AND ADVERTISING.....	55,240 55,240

	TOTAL, BUDGET ACTIVITY 4.....	109,351 109,351
	UNJUSTIFIED GROWTH.....	--- -17,000
	HISTORICAL UNOBLIGATION.....	--- -1,500
	UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	--- -14,819
=====		
	TOTAL, OPERATION AND MAINTENANCE, ARMY RESERVE.....	2,934,717 2,887,898
=====		

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

O-1	Budget Request	Final Bill
112 MODULAR SUPPORT BRIGADES	10,784	9,784
Unjustified growth		-1,000
114 THEATER LEVEL ASSETS	123,737	122,737
Unjustified growth		-1,000
115 LAND FORCES OPERATIONS SUPPORT	589,582	569,582
Unjustified growth		-20,000
116 AVIATION ASSETS	89,332	87,832
Unjustified growth		-1,500
132 FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	327,180	337,180
Program increase		10,000
HISTORICAL UNOBLIGATION		-1,500
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-14,819
UNJUSTIFIED GROWTH		-17,000

OPERATION AND MAINTENANCE, NAVY RESERVE

The agreement provides \$1,115,150,000 for Operation and Maintenance, Navy Reserve, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, NAVY RESERVE		
BUDGET ACTIVITY 1: OPERATING FORCES		
RESERVE AIR OPERATIONS		
10	MISSION AND OTHER FLIGHT OPERATIONS.....	635,070 625,070
20	INTERMEDIATE MAINTENANCE.....	8,713 8,713
30	AIRCRAFT DEPOT MAINTENANCE.....	105,088 105,088
40	AIRCRAFT DEPOT OPERATIONS SUPPORT.....	398 398
50	AVIATION LOGISTICS.....	27,284 27,284
RESERVE SHIP OPERATIONS		
RESERVE COMBAT OPERATIONS SUPPORT		
70	COMBAT COMMUNICATIONS.....	17,894 17,894
80	COMBAT SUPPORT FORCES.....	132,862 131,362
90	CYBERSPACE ACTIVITIES.....	453 453
RESERVE WEAPONS SUPPORT		
100	ENTERPRISE INFORMATION TECHNOLOGY.....	26,073 26,073
BASE OPERATING SUPPORT		
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION ..	48,762 53,762
120	BASE OPERATING SUPPORT.....	103,580 103,580

	TOTAL, BUDGET ACTIVITY 1.....	1,106,177 1,099,677
BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
ADMINISTRATION AND SERVICEWIDE ACTIVITIES		
130	ADMINISTRATION.....	1,927 1,927
140	MILITARY MANPOWER & PERSONNEL.....	15,895 15,895
160	ACQUISITION AND PROGRAM MANAGEMENT.....	3,047 3,047

	TOTAL, BUDGET ACTIVITY 4.....	20,869 20,869
	OVERESTIMATION OF CIVILIAN FTE TARGETS.....	--- -4,000
	UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	--- -1,396
=====		
	TOTAL, OPERATION AND MAINTENANCE, NAVY RESERVE.....	1,127,046 1,115,150
=====		

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

O-1	Budget Request	Final Bill
1A1A MISSION AND OTHER FLIGHT OPERATIONS	635,070	625,070
Insufficient justification		-10,000
1C6C COMBAT SUPPORT FORCES	132,862	131,362
Unjustified increase		-1,500
BSMR FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	48,762	53,762
Program increase		5,000
OVERESTIMATION OF CIVILIAN FTE TARGETS		-4,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-1,396

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

The agreement provides \$283,494,000 for Operation and Maintenance, Marine Corps Reserve, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE		
BUDGET ACTIVITY 1: OPERATING FORCES		
EXPEDITIONARY FORCES		
10	OPERATING FORCES.....	104,616 104,616
20	DEPOT MAINTENANCE.....	17,053 17,053
30	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION ..	41,412 43,662
40	BASE OPERATING SUPPORT.....	107,773 107,773
	TOTAL, BUDGET ACTIVITY 1.....	270,854 273,104

BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
ADMINISTRATION AND SERVICEWIDE ACTIVITIES		
60	ADMINISTRATION.....	13,802 13,802
	TOTAL, BUDGET ACTIVITY 4.....	13,802 13,802
	OVERESTIMATION OF CIVILIAN FTE TARGETS.....	--- -3,000
	UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	--- -412
	TOTAL, OPERATION & MAINTENANCE, MARINE CORPS RESERVE	284,656 283,494
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

O-1	Budget Request	Final Bill
BSM1 FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	41,412	43,662
Program increase		2,250
OVERESTIMATION OF CIVILIAN FTE TARGETS		-3,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-412

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

The agreement provides \$3,268,461,000 for Operation and Maintenance, Air Force Reserve, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, AIR FORCE RESERVE		
BUDGET ACTIVITY 1: OPERATING FORCES		
AIR OPERATIONS		
10	1,782,016	1,762,016
20	215,209	210,209
30	453,896	453,896
40	103,414	108,414
70	2,259	2,259
50	224,977	224,977
60	452,468	448,468

TOTAL, BUDGET ACTIVITY 1	3,234,239	3,210,239
BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
ADMINISTRATION AND SERVICEWIDE ACTIVITIES		
70	74,258	74,258
80	23,121	23,121
90	12,006	12,006
100	6,165	6,165
110	495	495

TOTAL, BUDGET ACTIVITY 4	116,045	116,045
HISTORICAL UNOBLIGATION		
	---	-3,000
OVERESTIMATION OF CIVILIAN FTE TARGETS		
	---	-40,000
UNJUSTIFIED GROWTH		
	---	-15,000
AUTHORIZATION ADJUSTMENT: RESTORE A-10		
	---	15,000
AUTHORIZATION ADJUSTMENT: RESTORE KC-135		
	---	5,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		
	---	-19,823
=====		
TOTAL, OPERATION AND MAINTENANCE, AIR FORCE RESERVE	3,350,284	3,268,461
=====		

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

O-1	Budget Request	Final Bill
11A PRIMARY COMBAT FORCES	1,782,016	1,762,016
Insufficient justification		-20,000
11G MISSION SUPPORT OPERATIONS	215,209	210,209
Insufficient justification		-5,000
11R FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	103,414	108,414
Program increase		5,000
11Z BASE OPERATING SUPPORT	452,468	448,468
Insufficient justification		-4,000
AUTHORIZATION ADJUSTMENT - RESTORE A-10		15,000
AUTHORIZATION ADJUSTMENT - RESTORE KC-135		5,000
HISTORICAL UNOBLIGATION		-3,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-19,823
OVERESTIMATION OF CIVILIAN FTE TARGETS		-40,000
UNJUSTIFIED GROWTH		-15,000

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

The agreement provides \$7,350,837,000 for Operation and Maintenance, Army National Guard, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD		
BUDGET ACTIVITY 1: OPERATING FORCES		
LAND FORCES		
10		
MANEUVER UNITS.....	769,449	781,449
20		
MODULAR SUPPORT BRIGADES.....	204,604	204,604
30		
ECHELONS ABOVE BRIGADE.....	812,072	812,072
40		
THEATER LEVEL ASSETS.....	103,650	97,650
50		
LAND FORCES OPERATIONS SUPPORT.....	32,485	32,485
60		
AVIATION ASSETS.....	1,011,142	995,142
LAND FORCES READINESS		
70		
FORCE READINESS OPERATIONS SUPPORT.....	712,881	716,915
80		
LAND FORCES SYSTEMS READINESS.....	47,732	47,732
90		
LAND FORCES DEPOT MAINTENANCE.....	265,408	263,908
LAND FORCES READINESS SUPPORT		
100		
BASE OPERATIONS SUPPORT.....	1,106,704	1,124,704
110		
FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION ..	876,032	901,032
120		
MANAGEMENT AND OPERATIONAL HEADQUARTERS.....	1,050,257	1,050,257
130		
CYBERSPACE ACTIVITIES - CYBERSPACE OPERATIONS.....	7,998	8,998
140		
CYBERSPACE ACTIVITIES - CYBERSECURITY.....	7,756	7,756
TOTAL, BUDGET ACTIVITY 1.....	7,008,170	7,044,704

BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
ADMINISTRATION AND SERVICEWIDE ACTIVITIES		
130		
SERVICEWIDE TRANSPORTATION.....	8,018	8,018
140		
ADMINISTRATION.....	74,309	78,309
150		
SERVICEWIDE COMMUNICATIONS.....	66,140	66,140
160		
MANPOWER MANAGEMENT.....	9,087	9,087
170		
RECRUITING AND ADVERTISING.....	251,714	248,214

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
180 REAL ESTATE MANAGEMENT.....	2,576	2,576
TOTAL, BUDGET ACTIVITY 4.....	411,844	412,344
HISTORICAL UNOBLIGATION.....	---	-5,000
UNJUSTIFIED GROWTH.....	---	-60,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-41,211
	=====	=====
TOTAL, OPERATION & MAINTENANCE, ARMY NATIONAL GUARD.	7,420,014	7,350,837
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

O-1	Budget Request	Final Bill
111 MANEUVER UNITS	769,449	781,449
Program increase - Exercise NORTHERN STRIKE		12,000
114 THEATER LEVEL ASSETS	103,650	97,650
Unjustified growth		-6,000
116 AVIATION ASSETS	1,011,142	995,142
Unjustified growth		-16,000
121 FORCE READINESS OPERATIONS SUPPORT	712,881	716,915
Program increase - advanced trauma training program		534
Program increase - corrosion control		2,000
Program increase - wildfire training		1,500
123 LAND FORCES DEPOT MAINTENANCE	265,408	263,908
Insufficient justification		-1,500
131 BASE OPERATIONS SUPPORT	1,106,704	1,124,704
Program increase - PFAS remediation		20,000
Remove one-time fiscal year 2020 cost		-5,000
Program increase - warrior resiliency and fitness		3,000
132 FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	876,032	901,032
Program increase		25,000
151 CYBERSPACE ACTIVITIES - CYBERSPACE OPERATIONS	7,998	8,998
Program increase - cyber security training center		1,000
431 ADMINISTRATION	74,309	78,309
Program increase - State Partnership Program		3,500
Program increase - State Partnership virtual language		500
434 OTHER PERSONNEL SUPPORT	251,714	248,214
Remove one-time fiscal year 2020 cost		-3,500
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-41,211
HISTORICAL UNOBLIGATION		-5,000
UNJUSTIFIED GROWTH		-60,000

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

The agreement provides \$6,785,853,000 for Operation and Maintenance, Air National Guard, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD		
BUDGET ACTIVITY 1: OPERATING FORCES		
AIR OPERATIONS		
10	AIRCRAFT OPERATIONS.....	2,476,205 2,468,205
20	MISSION SUPPORT OPERATIONS.....	611,325 630,697
30	DEPOT MAINTENANCE.....	1,138,919 1,128,919
40	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION ..	323,605 348,605
80	CYBERSPACE ACTIVITIES.....	16,380 16,380
80	CYBERSPACE SUSTAINMENT.....	27,028 27,028
50	CONTRACTOR LOGISTICS SUPPORT AND SYSTEM SUPPORT.....	1,100,828 1,100,828
60	BASE OPERATING SUPPORT.....	962,438 977,438
	TOTAL, BUDGET ACTIVITY 1.....	6,656,728 6,698,100
BUDGET ACTIVITY 4: ADMIN & SERVICEWIDE ACTIVITIES		
SERVICEWIDE ACTIVITIES		
70	ADMINISTRATION.....	48,218 48,218
80	RECRUITING AND ADVERTISING.....	48,696 45,696
	TOTAL, BUDGET ACTIVITY 4.....	96,914 93,914
	UNJUSTIFIED GROWTH.....	--- -40,000
	AUTHORIZATION ADJUSTMENT: RESTORE A-10.....	--- 70,000
	HISTORICAL UNOBLIGATION.....	--- -10,000
	UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	--- -26,161
	TOTAL, OPERATION & MAINTENANCE, AIR NATIONAL GUARD..	6,753,642 6,785,853
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

O-1	Budget Request	Final Bill
11F AIRCRAFT OPERATIONS	2,476,205	2,468,205
Insufficient justification		-8,000
11G MISSION SUPPORT OPERATIONS	611,325	630,697
Program increase - trauma training program		1,800
Program increase - State Partnership Program		1,500
Program increase - State Partnership virtual language		500
Program increase - Joint Terminal Attack Controller		8,000
Program increase - tuition assistance		4,000
Program increase - wildfire training		572
Program increase - warrior resiliency and fitness		3,000
11M DEPOT MAINTENANCE	1,138,919	1,128,919
Unjustified increase		-10,000
11R FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	323,605	348,605
Program increase		25,000
11Z BASE OPERATING SUPPORT	962,438	977,438
Program increase - PFAS remediation		15,000
42J RECRUITING AND ADVERTISING	48,696	45,696
Insufficient justification		-3,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-26,161
HISTORICAL UNOBLIGATION		-10,000
UNJUSTIFIED GROWTH		-40,000
AUTHORIZATION ADJUSTMENT - RESTORE A-10		70,000

UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES

The agreement provides \$15,211,000 for the United States Court of Appeals for the Armed Forces.

ENVIRONMENTAL RESTORATION, ARMY

The agreement provides \$264,285,000, an increase of \$56,767,000 above the budget request, for Environmental Restoration, Army.

ENVIRONMENTAL RESTORATION, NAVY

The agreement provides \$421,250,000, an increase of \$85,318,000 above the budget request, for Environmental Restoration, Navy. Specifically, \$68,318,000 is provided as a general program increase and \$17,000,000 is provided to address costs associated with remediating contamination caused by perfluorinated chemicals.

ENVIRONMENTAL RESTORATION, AIR FORCE

The agreement provides \$509,250,000, an increase of \$205,324,000 above the budget request, for Environmental Restoration, Air Force.

ENVIRONMENTAL RESTORATION, DEFENSE-WIDE

The agreement provides \$19,952,000, an increase of \$10,847,000 above the budget request, for Environmental Restoration, Defense-Wide.

ENVIRONMENTAL RESTORATION, FORMERLY USED DEFENSE SITES

The agreement provides \$288,750,000, an increase of \$72,163,000 above the budget request, for Environmental Restoration, Formerly Used Defense Sites.

OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

The agreement provides \$147,500,000 for Overseas Humanitarian, Disaster, and Civic Aid, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS

[In thousands of dollars]

	Budget Request	Final Bill
FOREIGN DISASTER RELIEF	20,000	35,000
Program increase		15,000
HUMANITARIAN ASSISTANCE	74,900	90,000
Program increase		15,100
HUMANITARIAN MINE ACTION PROGRAM	15,000	22,500
Program increase		7,500
Total, Overseas Humanitarian, Disaster, and Civic Aid	109,900	147,500

COOPERATIVE THREAT REDUCTION ACCOUNT

The agreement provides \$360,190,000 for the Cooperative Threat Reduction Account, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS

[In thousands of dollars]

	Budget Request	Final Bill
Strategic Offensive Arms Elimination	2,924	2,924
Chemical Security and Elimination	11,806	11,806
Global Nuclear Security	20,152	35,852
Program increase—Global Nuclear Security		15,700
Biological Threat Reduction Program	127,396	225,396
Program increase—Biological Threat Reduction Program		98,000
Proliferation Prevention Program	52,064	60,064
Program increase—Proliferation Prevention Program		8,000
Other Assessments/Admin Costs	24,148	24,148
Total, Cooperative Threat Reduction Account	238,490	360,190

DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE DEVELOPMENT ACCOUNT

The agreement provides \$88,181,000 for the Department of Defense Acquisition Workforce Development Account, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS

[In thousands of dollars]

	Budget Request	Final Bill
TRAINING AND DEVELOPMENT	55,386	85,386
Program increase—acquisition workforce training		30,000
RETENTION AND RECOGNITION	1,358	1,358
RECRUITING AND HIRING	1,437	1,437
Total, Department of Defense Acquisition Workforce Development Account	58,181	88,181

FUNDING FOR THE DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE

The fiscal year 2021 President's budget request proposes to transfer \$140,320,000 previously programmed in the Department of Defense Acquisition Workforce Development Account (DAWDA) to the Army, Navy, and Air Force operation and maintenance accounts for the acquisition workforce. These transfers are supported in this agreement, and the requirement to maintain visibility into funding for the acquisition workforce is addressed in the "Operation and Maintenance" section of this explanatory statement. In addition, the fiscal year 2021 President's budget request includes \$58,181,000 in DAWDA. Support for the Department of Defense acquisition workforce is reiterated, and an additional \$30,000,000 for DAWDA training and development is provided due to increased demands on the acquisition workforce.

It is expected that the Under Secretary of Defense (Comptroller), the Under Secretary of Defense (Acquisition and Sustainment), the Director, Cost Assessment and Program Evaluation, as well as the

Service acquisition executives and Service financial managers and comptroller will continue to include clearly identified and appropriate funding requests for the Department of Defense acquisition workforce in DAWDA and the Services' operation and maintenance appropriation accounts.

DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE REPORTING
REQUIREMENTS

The Under Secretary for Defense (Acquisition and Sustainment) is directed to provide the Department of Defense Acquisition Workforce annual report to the congressional defense committees not later than 30 days after the submission of the fiscal year 2022 President's budget request. Further, as in previous years, the Under Secretary of Defense (Acquisition and Sustainment) is directed to provide to the congressional defense committees, with the submission of the fiscal year 2022 President's budget request, additional details regarding total funding for the acquisition workforce by funding category and appropriations accounts.

DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE DEVELOPMENT
ACCOUNT REPROGRAMMING GUIDANCE

The Secretary of Defense is directed to follow reprogramming guidance for the Department of Defense Acquisition Workforce Development Account (DAWDA) consistent with reprogramming guidance for acquisition accounts detailed elsewhere in this explanatory statement. The dollar threshold for reprogramming DAWDA funds remains \$10,000,000.

TITLE III—PROCUREMENT

The agreement provides \$136,532,968,000 in Title III, Procurement, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

SUMMARY		
ARMY		
AIRCRAFT.....	3,074,594	3,457,342
MISSILES.....	3,491,507	3,220,541
WEAPONS AND TRACKED COMBAT VEHICLES.....	3,696,740	3,611,887
AMMUNITION.....	2,777,716	2,790,140
OTHER.....	8,625,206	8,603,112
TOTAL, ARMY.....	21,665,763	21,683,022
NAVY		
AIRCRAFT.....	17,127,378	19,480,280
WEAPONS.....	4,884,995	4,477,773
AMMUNITION.....	883,602	792,023
SHIPS.....	19,902,757	23,268,880
OTHER.....	10,948,518	10,512,209
MARINE CORPS.....	2,903,976	2,648,375
TOTAL, NAVY.....	56,651,226	61,179,540
AIR FORCE		
AIRCRAFT.....	17,908,145	19,212,753
MISSILES.....	2,396,417	2,142,181
AMMUNITION.....	596,338	550,844
OTHER.....	23,695,720	23,441,648
TOTAL, AIR FORCE.....	44,596,620	45,347,426
SPACE FORCE		
SPACE PROGRAMS.....	2,446,064	2,310,994
TOTAL, SPACE FORCE.....	2,446,064	2,310,994
DEFENSE-WIDE		
DEFENSE-WIDE.....	5,324,487	5,837,347
DEFENSE PRODUCTION ACT PURCHASES.....	181,931	174,639
TOTAL PROCUREMENT.....	130,866,091	136,532,968
	=====	=====

REPROGRAMMING GUIDANCE FOR ACQUISITION ACCOUNTS
(INCLUDING BASE AND OVERSEAS CONTINGENCY OPERATIONS
FUNDING)

The Secretary of Defense is directed to continue to follow the reprogramming guidance as specified in the report accompanying the House version of the Department of Defense Appropriations bill for Fiscal Year 2008 (House Report 110-279). Specifically, the dollar threshold for reprogramming funds shall be \$10,000,000 for procurement and research, development, test and evaluation.

Also, the Under Secretary of Defense (Comptroller) is directed to continue to provide the congressional defense committees quarterly, spreadsheet-based DD Form 1416 reports for Service and defense-wide accounts in titles III and IV of this Act. Reports for titles III and IV shall comply with the guidance specified in the explanatory statement accompanying the Department of Defense Appropriations Act, 2006. The Department shall continue to follow the limitation that prior approval reprogrammings are set at either the specified dollar threshold or 20 percent of the procurement or research, development, test and evaluation line, whichever is less. These thresholds are cumulative from the base for reprogramming value as modified by any adjustments. Therefore, if the combined value of transfers into or out of a procurement (P-1) or research, development, test and evaluation (R-1) line exceeds the identified threshold, the Secretary of Defense must submit a prior approval reprogramming to the congressional defense committees. In addition, guidelines on the application of prior approval reprogramming procedures for congressional special interest items are established elsewhere in this statement.

FUNDING INCREASES

The funding increases outlined in these tables shall be provided only for the specific purposes indicated in the tables.

PROCUREMENT SPECIAL INTEREST ITEMS

Items for which additional funds have been recommended or items for which funding is specifically reduced as shown in the project level tables detailing recommended adjustments or in paragraphs using the phrase "only for" or "only to" in the explanatory statement are congressional special interest items for the purpose of the Base for Reprogramming (DD Form 1414). Each of these items must be carried on the DD Form 1414 at the stated amount, as specifically addressed elsewhere in the explanatory statement.

BUDGETING FOR ADVANCE PROCUREMENT

Advance procurement (AP) appropriations are provided as an exception to the policy of full funding of end items. AP funding is, by policy, for procurement of long lead items when early procurement allows for production schedules to be maintained.

In the fiscal year 2020 President's budget request, the Navy planned to procure 12 CH-53Ks in fiscal year 2021 and therefore requested and was subsequently appropriated \$215,000,000 in AP for those 12 aircraft. However, the fiscal year 2021 President's

budget request includes \$813,324,000 in Aircraft Procurement, Navy for the procurement of seven CH-53K helicopters, a reduction of \$515,464,000 and a quantity of five aircraft from the amount identified in the prior year budget justification materials for fiscal year 2021. Not only did the Navy reduce the number of helicopters requested in fiscal year 2021 contrary to its prior year plans, it failed to fully budget for the procurement of the seven CH-53Ks requested. The budget request proposed to apply excess fiscal year 2020 AP appropriations to cover the balance of the fiscal year 2021 funding shortfall. This blurs the line between the purpose for AP funding and full funding of procurement items, which injects uncertainty into the industrial base, jeopardizes the stability of the program, and complicates oversight. In addition, downward adjustments to end items following the request for and receipt of advance procurement appropriations absent a clear rationale, such as a reduction in the acquisition objective or challenges with the industrial base, violate the agreement between the Department of Defense and the congressional defense committees with respect to granting exceptions to the full funding policy. Similar downward adjustments to end items following receipt of advance procurement appropriations occurred in the budget requests for the F-35A, F-35B, MQ-4, and several shipbuilding programs in recent years.

Therefore, the Under Secretary of Defense (Comptroller), in coordination with the Service acquisition executives, is directed to provide with the fiscal year 2022 President's budget request, and for each submission thereafter, for any program for which AP is requested, the following information to the congressional defense committees: a list of the long lead items to be procured and associated end item this material will be incorporated into, the quantity of each type of item, the unit cost of each type of item, the schedule for production of each of the items, an assessment of how much time and cost is saved by using advance procurement funding to buy the long lead items requested, and certification that the balance of the funds for end items is included in the budget submission.

ARSENAL SUSTAINMENT INITIATIVE

The agreement continues to support the Secretary of the Army's efforts to ensure that the critical manufacturing capabilities of the nation's organic industrial base are maintained and commends the Army for issuing a definitive make-or-buy directive for the manufacturing arsenals. The guidance ensures that arsenals will be given fair consideration for every Army acquisition; provides for a 30-day review of all such decisions by the Army Acquisition Executive; requires all private sector companies to consider the arsenals as a potential supplier of component parts; and provides for an annual review of this overall process. The Secretary of the Army is encouraged to implement the directive consistently to ensure the arsenals have the workload necessary to maintain the proficiency and capacity to meet the manufacturing needs of the nation during war and peacetime. The agreement notes that it has not yet received detailed recommendations from the Secretary of Defense on how the Air Force, Navy, and Marine Corps can better use the ar-

senals for their manufacturing needs, or what opportunities may exist for the arsenals to assist the Services and the Defense Logistics Agency to procure for the spare parts inventory of the Department of Defense, as required by Senate Report 114-63.

ARMY ORGANIC INDUSTRIAL BASE

The Secretary of the Army is directed to provide 45-day written notification to the congressional defense committees prior to approving civilian reductions in force that will result in an employment loss of 50 or more full-time employees at any Army organic industrial base facility. The notification shall include the impact that the proposed reduction in force will have on the ability to maintain the organic industrial base critical manufacturing capabilities as delineated in the Army Organic Industrial Base Strategy Report, a detailed accounting of the costs of implementing the reduction in force, and an assessment of the cost of, and time necessary, restoration of any lost capability to meet future organic wartime manufacturing needs.

AIRCRAFT PROCUREMENT, ARMY

The agreement provides \$3,457,342,000 for Aircraft Procurement, Army, as follows:

(DOLLARS IN THOUSANDS)

		BUDGET REQUEST	FINAL BILL

AIRCRAFT PROCUREMENT, ARMY			
AIRCRAFT			
FIXED WING			
1	UTILITY F/W CARGO AIRCRAFT.....	---	82,000
3	FUTURE UAS FAMILY.....	1,100	1,100
4	RQ-11 (RAVEN).....	20,851	16,551
ROTARY			
7	AH-64 APACHE BLOCK IIIA REMAN.....	792,027	792,027
8	AH-64 APACHE BLOCK IIIA REMAN (AP-CY).....	169,460	169,460
11	UH-60 BLACKHAWK (MYP).....	742,998	862,096
12	UH-60 BLACKHAWK (MYP) (AP-CY).....	87,427	87,427
13	UH-60 BLACKHAWK A AND L MODELS.....	172,797	165,197
14	CH-47 HELICOPTER.....	160,750	320,750
15	CH-47 HELICOPTER (AP-CY).....	18,372	47,372
TOTAL, AIRCRAFT.....		2,165,782	2,543,980

MODIFICATION OF AIRCRAFT			
18	UNIVERSAL GROUND CONTROL EQUIPMENT.....	7,509	7,509
19	GRAY EAGLE MODS2.....	16,280	30,280
20	MULTI SENSOR ABN RECON (MIP).....	35,864	35,864
21	AH-64 MODS.....	118,316	99,816
22	CH-47 CARGO HELICOPTER MODS.....	15,548	15,548
23	GRCS SEMA MODS (MIP).....	2,947	2,947
24	ARL SEMA MODS (MIP).....	9,598	9,598
25	EMARSS SEMA MODS (MIP).....	2,452	2,452
26	UTILITY/CARGO AIRPLANE MODS.....	13,868	13,868
27	UTILITY HELICOPTER MODS.....	25,842	40,842
28	NETWORK AND MISSION PLAN.....	77,432	77,432
29	COMMS, NAV SURVEILLANCE.....	101,355	101,355
31	AVIATION ASSURED PNT.....	54,609	53,509
32	GATM ROLLUP.....	12,180	12,180
34	UAS MODS.....	4,204	4,204
TOTAL, MODIFICATION OF AIRCRAFT.....		498,004	507,404

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

SUPPORT EQUIPMENT AND FACILITIES		
GROUND SUPPORT AVIONICS		
35 AIRCRAFT SURVIVABILITY EQUIPMENT.....	49,455	44,455
36 SURVIVABILITY CM.....	8,035	8,035
37 CMWS.....	10,567	10,567
38 COMMON INFRARED COUNTERMEASURES.....	237,467	234,117
OTHER SUPPORT		
39 AVIONICS SUPPORT EQUIPMENT.....	1,789	1,789
40 COMMON GROUND EQUIPMENT.....	17,584	17,584
41 AIRCREW INTEGRATED SYSTEMS.....	48,265	51,765
42 AIR TRAFFIC CONTROL.....	26,408	26,408
44 LAUNCHER, 2.75 ROCKET.....	2,256	2,256
45 LAUNCHER GUIDED MISSILE: LONGBOW HELLFIRE XM2....	8,982	8,982
TOTAL, SUPPORT EQUIPMENT AND FACILITIES.....	410,808	405,958
	=====	=====
TOTAL, AIRCRAFT PROCUREMENT, ARMY.....	3,074,594	3,457,342
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [In thousands of dollars]

P-1		Budget Request	Final Bill
1	UTILITY F/W AIRCRAFT	0	82,000
	Program increase - EMARSS-E		82,000
4	RQ-11 (RAVEN)	20,851	16,551
	Spares acquisition strategy		-4,300
11	UH-60 BLACKHAWK M MODEL (MYP)	742,998	862,096
	Program increase - six HH-60M for the National Guard		141,000
	Excess fielding costs		-17,702
	Program management growth		-4,200
13	UH-60 BLACKHAWK L AND V MODELS	172,797	165,197
	UH-60V installation unit cost growth		-3,200
	H-60V installations previously funded		-4,400
14	CH-47 HELICOPTER	160,750	320,750
	Program increase - F Block II		160,000
15	CH-47 HELICOPTER (AP-CY)	18,372	47,372
	Program increase - F Block II		29,000
19	GRAY EAGLE MODS2	16,280	30,280
	Program increase - link 16 communications upgrade for MQ-1C		14,000
21	AH-64 MODS	118,316	99,816
	Sensors cost growth		-18,500
27	UTILITY HELICOPTER MODS	25,842	40,842
	Program increase - enhanced ballistic protection system		10,000
	Program increase - tail rotor drive system		5,000
31	AVIATION ASSURED PNT	54,609	53,509
	Program management maintain level of effort		-1,100
35	AIRCRAFT SURVIVABILITY EQUIPMENT	49,455	44,455
	Costs previously funded		-5,000
38	COMMON INFRARED COUNTERMEASURES (CIRCM)	237,467	234,117
	Unit cost growth		-3,350
41	AIRCREW INTEGRATED SYSTEMS	48,265	51,765
	Airframe kit install excess growth		-2,000
	Program increase - load stability systems		5,500

CHINOOK HELICOPTER

The agreement fully funds the request of six MH-47G retrofits and includes one CH-47F war replacement aircraft. In addition, the agreement provides sufficient funding for the first five F Block II aircraft in fiscal year 2021, and advance procurement funding to enable long-lead materials for the second lot of five F Block II aircraft in fiscal year 2022. The Chinook is the only heavy lift cargo helicopter in the Army inventory for which the Army currently has no replacement plans. Further, the Chief of Staff of the Army certified the need for Block II capability less than three years ago and the Department of Defense Appropriations Act, 2020 outlined certain expectations for future CH-47F Block II funding.

The Army has embarked upon an ambitious modernization initiative which has been supported by Congress and the Army must make difficult decisions to resource its plan. However, Army heavy lift capability will continue to be an essential part of the National Defense Strategy and its emphasis on near-peer competitors. Furthermore, the capability gaps that led to the Block II research and development efforts exist today, and significantly delaying improved heavy lift upgrades will defer important capability that is currently needed.

Finally, the Army's decision to delay production of CH-47 Block II aircraft has resulted in significant overhead costs being shifted onto the MH-47G line, even though congressional support of F Block II remains evident. The Secretary of the Army is directed to provide quarterly reports, not later than 30 days after the end of each fiscal quarter, to the House and Senate Appropriations Committees outlining budget execution data for the CH-47 Helicopter and advance procurement budget lines, including detailed obligation and expenditure of all overhead costs.

MISSILE PROCUREMENT, ARMY

The agreement provides \$3,220,541,000 for Missile Procurement, Army, as follows:

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

MISSILE PROCUREMENT, ARMY		
OTHER MISSILES		
SURFACE-TO-AIR MISSILE SYSTEM		
2	M-SHORAD - PROCUREMENT.....	378,654 358,987
3	MSE MISSILE.....	603,188 501,563
4	PRECISION STRIKE MISSILE (PRSM).....	49,941 49,941
5	INDIRECT FIRE PROTECTION CAPABILITY.....	106,261 62,461
AIR-TO-SURFACE MISSILE SYSTEM		
6	HELLFIRE SYS SUMMARY.....	91,225 91,225
7	JOINT AIR-TO-GROUND MSLS (JAGM).....	213,397 196,548
8	LONG RANGE PRECISION MUNITION.....	45,307 38,107
ANTI-TANK/ASSAULT MISSILE SYSTEM		
9	JAVELIN (AAWS-M) SYSTEM SUMMARY.....	190,325 181,325
10	TOW 2 SYSTEM SUMMARY.....	121,074 112,974
11	GUIDED MLRS ROCKET (GMLRS).....	850,157 785,982
12	MLRS REDUCED RANGE PRACTICE ROCKETS (RRPR).....	30,836 30,836
13	HIGH MOBILITY ARTILLERY ROCKET SYSTEM (HIMARS)....	41,226 46,276
	TOTAL, OTHER MISSILES.....	2,721,591 2,456,225
MODIFICATION OF MISSILES		
MODIFICATIONS		
16	PATRIOT MODS.....	278,050 278,050
17	ATACHS MODS.....	141,690 136,090
20	AVENGER MODS.....	13,942 13,942
21	ITAS/TOW MODS.....	5,666 5,666
22	MLRS MODS.....	310,419 310,419
23	HIMARS MODIFICATIONS.....	6,081 6,081
	TOTAL, MODIFICATION OF MISSILES.....	755,848 750,248
SPARES AND REPAIR PARTS		
24	SPARES AND REPAIR PARTS.....	5,090 5,090
SUPPORT EQUIPMENT AND FACILITIES		
25	AIR DEFENSE TARGETS.....	8,978 8,978
	TOTAL, SUPPORT EQUIPMENT AND FACILITIES.....	8,978 8,978
	=====	=====
	TOTAL, MISSILE PROCUREMENT, ARMY.....	3,491,507 3,220,541
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

P-1	Budget Request	Final Bill
2 M-SHORAD - PROCUREMENT	378,654	358,987
Production costs previously funded		-4,067
Unit cost growth		-15,600
3 MSE MISSILE	603,188	501,563
MRT/ERT unit cost growth		-5,100
Obsolescence		-6,725
AUR unit cost growth		-89,800
5 INDIRECT FIRE PROTECTION CAPABILITY INC 2-I	106,261	62,461
Army identified excess		-40,500
Unit cost growth		-3,300
7 JOINT AIR-TO-GROUND MSLS (JAGM)	213,397	196,548
Contract delays		-16,849
8 LONG RANGE PRECISION MUNITION	45,307	38,107
Acquisition strategy		-7,200
9 JAVELIN (AAWS-M) SYSTEM SUMMARY	190,325	181,325
LWCLU schedule slips		-9,000
10 TOW 2 SYSTEM SUMMARY	121,074	112,974
Unit cost growth		-1,000
CAPS obsolescence concurrency		-2,350
LAT prior year carryover		-4,750
11 GUIDED MLRS ROCKET (GMLRS)	850,157	785,982
Excess tooling request		-5,000
GMLRS unit cost growth		-57,300
PVT forward financing		-1,875
13 HIGH MOBILITY ARTILLERY ROCKET SYSTEM (HIMARS)	41,226	46,276
Army requested transfer from OM,A line 121		10,000
Fielding costs insufficient justification		-1,000
Support costs insufficient justification		-3,950
17 ATACMS MODS	141,690	136,090
Unit cost growth		-5,600

PROCUREMENT OF WEAPONS AND TRACKED COMBAT
VEHICLES, ARMY

The agreement provides \$3,611,887,000 for Procurement of Weapons and Tracked Combat Vehicles, Army, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES (W&TCV), ARMY		
TRACKED COMBAT VEHICLES		
2	ARMORED MULTI PURPOSE VEHICLE (AMPV).....	192,971 63,000
MODIFICATION OF TRACKED COMBAT VEHICLES		
4	STRYKER UPGRADE.....	847,212 1,164,152
5	BRADLEY PROGRAM (MOD).....	493,109 277,259
6	M109 FOV MODIFICATIONS.....	26,893 26,893
7	PALADIN PIPM MOD IN SERVICE.....	435,825 463,425
9	ASSAULT BRIDGE (MOD).....	5,074 5,074
10	ASSAULT BREACHER VEHICLE.....	19,500 19,500
11	M88 FOV MODS.....	18,382 18,382
12	JOINT ASSAULT BRIDGE.....	72,178 ---
13	M1 ABRAMS TANK (MOD).....	392,013 375,107
14	ABRAMS UPGRADE PROGRAM.....	1,033,253 968,094
	TOTAL, TRACKED COMBAT VEHICLES.....	3,536,410 3,380,886
WEAPONS AND OTHER COMBAT VEHICLES		
15	M240 MEDIUM MACHINE GUN (7.62MM).....	--- 12,500
16	MULTI-ROLE ANTI-ARMOR ANTI-PERSONNEL WEAPONS.....	17,864 17,864
18	MORTAR SYSTEMS.....	10,288 10,288
19	XM320 GRENADE LAUNCHER MODULE (GLM).....	5,969 5,969
20	PRECISION SNIPER RIFLE.....	10,137 8,895
21	COMPACT SEMI-AUTOMATIC SNIPER SYSTEM.....	999 999
22	CARBINE.....	7,411 5,411
23	NEXT GENERATION SQUAD WEAPON.....	35,822 35,822
24	COMMON REMOTELY OPERATED WEAPONS STATION.....	24,534 24,534
25	MODULAR HANDGUN SYSTEM.....	4,662 4,662
MOD OF WEAPONS AND OTHER COMBAT VEH		
26	MK-19 GRENADE MACHINE GUN MODS.....	6,444 6,444
27	M777 MODS.....	10,983 9,783
28	M4 CARBINE MODS.....	4,824 4,824
31	M240 MEDIUM MACHINE GUN MODS.....	6,385 6,385
32	SNIPER RIFLES MODIFICATIONS.....	1,898 1,898
33	M119 MODIFICATIONS.....	2,009 2,009
34	MORTAR MODIFICATION.....	1,689 1,689

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
35 MODIFICATIONS LESS THAN \$5.0M (WOCV-WTCV).....	2,604	2,604
SUPPORT EQUIPMENT AND FACILITIES		
36 ITEMS LESS THAN \$5.0M (WOCV-WTCV).....	2,763	2,763
37 PRODUCTION BASE SUPPORT (WOCV-WTCV).....	3,045	65,658
TOTAL, WEAPONS AND OTHER COMBAT VEHICLES.....	160,330	231,001
TOTAL, PROCUREMENT OF W&TCV, ARMY.....	3,696,740	3,611,887

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

P-1		Budget Request	Final Bill
2	ARMORED MULTI PURPOSE VEHICLE (AMPV)	192,971	63,000
	Early to need		-129,971
4	STRYKER UPGRADE	847,212	1,164,152
	Program increase		340,000
	Program increase - Stryker Terrestrial Layer System		35,000
	CROWS-J delay		-39,160
	Revised vehicle pricing		-18,900
5	BRADLEY PROGRAM (MOD)	493,109	277,259
	Excess carryover		-17,350
	TADSS excess growth		-5,000
	Revised Underbelly Interim Solution pricing		-17,229
	System technical support forward financing		-15,157
	Army identified production delays		-161,114
7	PALADIN INTEGRATED MANAGEMENT (PIM)	435,825	463,425
	Program increase - seven vehicles		54,600
	Unit cost growth		-27,000
12	JOINT ASSAULT BRIDGE	72,178	0
	Testing delays		-72,178
13	M1 ABRAMS TANK (MOD)	392,013	375,107
	APS excess to need		-11,171
	Excess carryover		-5,735
14	ABRAMS UPGRADE PROGRAM	1,033,253	968,094
	Excess carryover		-9,377
	Price savings		-55,782
15	M240 MEDIUM MACHINE GUN (7.62MM)	0	12,500
	Program increase - M240 medium machine gun		12,500
20	PRECISION SNIPER RIFLE	10,137	8,895
	Revised hardware costs		-1,242
22	CARBINE	7,411	5,411
	Contradiction in budget justification and program brief for PMO		-2,000
27	M777 MODS	10,983	9,783
	M777 retrofit forward financing		-1,200
37	PRODUCTION BASE SUPPORT (WOCV-WTCV)	3,045	65,658
	JSMC-Lima - Army requested transfer from line 5		20,871
	RIA-JMTC - Army requested transfer from line 5		20,871
	Watervliet - Army requested transfer from line 5		20,871

MK93 MACHINE GUN MOUNT UPGRADE PROGRAM

The agreement encourages the Secretary of the Army to include funding for the Mk93 machine gun mount upgrade in the fiscal year 2022 President's budget request. Further the Secretary of the Army is directed to provide a report to the congressional defense committees, not later than 90 days after the enactment of this Act, which details plans to implement the Mk93 machine gun mount upgrade.

PROCUREMENT OF AMMUNITION, ARMY

The agreement provides \$2,790,140,000 for Procurement of Ammunition, Army, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

PROCUREMENT OF AMMUNITION, ARMY		
AMMUNITION		
SMALL/MEDIUM CAL AMMUNITION		
1	68,472	63,403
2	109,933	103,303
3	11,988	11,988
4	853	853
5	58,280	57,927
6	31,708	31,708
7	9,111	9,111
8	58,172	55,896
9	114,638	109,934
MORTAR AMMUNITION		
10	31,222	31,222
11	42,857	42,857
12	107,762	117,762
TANK AMMUNITION		
13	233,444	231,955
ARTILLERY AMMUNITION		
14	35,963	35,963
15	293,692	306,292
16	69,159	54,412
17	232,913	225,337
MINES		
18	65,278	48,966
19	4,995	4,995
ROCKETS		
20	69,112	69,112
21	125,915	125,915
OTHER AMMUNITION		
22	8,891	8,891
23	54,043	54,043
24	28,931	32,931
25	27,036	27,036
26	10,253	10,253

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

MISCELLANEOUS		
27 AMMO COMPONENTS, ALL TYPES.....	3,476	3,476
29 ITEMS LESS THAN \$5 MILLION.....	10,569	10,569
30 AMMUNITION PECULIAR EQUIPMENT.....	12,338	12,338
31 FIRST DESTINATION TRANSPORTATION (AMMO).....	15,908	15,908
32 CLOSEOUT LIABILITIES.....	99	99
	-----	-----
TOTAL, AMMUNITION.....	1,947,011	1,914,455
AMMUNITION PRODUCTION BASE SUPPORT		
PRODUCTION BASE SUPPORT		
33 PROVISION OF INDUSTRIAL FACILITIES.....	592,224	684,224
34 CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL.....	235,112	188,092
35 ARMS INITIATIVE.....	3,369	3,369
	-----	-----
TOTAL, AMMUNITION PRODUCTION BASE SUPPORT.....	830,705	875,685
	=====	=====
TOTAL, PROCUREMENT OF AMMUNITION, ARMY.....	2,777,716	2,790,140
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [In thousands of dollars]

P-1		Budget Request	Final Bill
1	CTG, 5.56MM, ALL TYPES	68,472	63,403
	E04607 unit cost growth		-2,178
	E095700 unit cost growth		-2,891
2	CTG, 7.62MM, ALL TYPES	109,933	103,303
	E01902 unit cost growth		-2,983
	E02012 unit cost growth		-3,647
5	CTG, .50 CAL, ALL TYPES	58,280	57,927
	E07302 unit cost growth		-353
8	CTG, 30MM, ALL TYPES	58,172	55,896
	E09191 unit cost growth		-1,980
	E10100 excess production engineering cost		-296
9	CTG, 40MM, ALL TYPES	114,638	109,934
	E05611 production engineering previously funded		-4,704
12	120MM MORTAR, ALL TYPES	107,762	117,762
	Program increase - 120mm mortars, M929		10,000
13	CTG TANK 105MM AND 120MM: ALL TYPES	233,444	231,955
	E73201 unit cost growth		-1,489
15	ARTILLERY PROJECTILE, 155MM, ALL TYPES	293,692	306,292
	Program increase - XM1128		15,000
	E68510 excess production engineering		-2,400
16	PROJ 155MM EXTENDED RANGE XM982	69,159	54,412
	E80103 unit cost growth		-14,747
17	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL TYPES	232,913	225,337
	MOFA early to need		-7,576
18	MINES AND CLEARING CHARGES, ALL TYPES	65,278	48,966
	Excess to need		-16,312
24	GRENADERS, ALL TYPES	28,931	32,931
	Program increase - grenades, M14 and M18		4,000
33	PROVISION OF INDUSTRIAL FACILITIES	592,224	684,224
	Program increase - safety and environmental upgrades		84,000
	Program increase - lightweight ammunition manufacturing		8,000
34	CONVENTIONAL MUNITIONS DEMILITARIZATION	235,112	188,092
	Reduce carryover		-47,020

ARMY NON-LETHAL CONDUCTIVE ELECTRICAL WEAPON UPGRADE

The Army currently is working to upgrade its existing stocks of Conductive Electrical Weapons (CEWs), which are five years past their recommended end-of-life date. Functionality is critical at the moment personnel determine non-lethal force is warranted, but currently deployed taser CEWs have an unacceptably high risk of failing to operate when most needed, which could necessitate an escalation to lethal force. The Secretary of the Army is encouraged to proceed with the ongoing qualification efforts. There is concern over the lack of any published plan to immediately transition from qualification to procurement and deployment. This raises a concern that the Army will still be using outdated and unsupported CEW models even after qualification occurs. Therefore, the Assistant Secretary of the Army (Acquisition, Logistics and Technology) is directed to submit a report to the congressional defense committees, not later than 60 days after the enactment of this Act, detailing a five-year upgrade plan for CEWs, including whether the Army has considered the possible benefits of a continuous support and upgrade plan.

OTHER PROCUREMENT, ARMY

The agreement provides \$8,603,112,000 for Other Procurement, Army, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OTHER PROCUREMENT, ARMY		
TACTICAL AND SUPPORT VEHICLES		
TACTICAL VEHICLES		
1	TACTICAL TRAILERS/DOLLY SETS.....	12,986 9,653
2	SEMITRAILERS, FLATBED:.....	31,443 22,460
3	SEMITRAILERS, TANKERS.....	17,082 17,082
4	HIGH MOBILITY MULTI-PURPOSE WHEELED VEHICLE (HMMWV).....	44,795 126,747
5	GROUND MOBILITY VEHICLES (GMV).....	37,932 29,247
6	ARNG HMMWV MODERNIZATION PROGRAM.....	--- 100,000
8	JOINT LIGHT TACTICAL VEHICLE FAMILY OF VEHICLES...	894,414 884,414
9	TRUCK, DUMP, 20t (CCE).....	29,368 29,368
10	FAMILY OF MEDIUM TACTICAL VEH (FMTV).....	95,092 181,092
11	FAMILY OF COLD WEATHER ALL-TERRAIN VEHICLE (C)....	999 9,249
12	FIRETRUCKS & ASSOCIATED FIREFIGHTING EQUIPMEN.....	27,687 27,687
14	PLS ESP.....	21,969 19,771
15	HEAVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV.....	65,635 92,619
16	HMMWV RECAPITALIZATION PROGRAM.....	5,927 ---
17	TACTICAL WHEELED VEHICLE PROTECTION KITS.....	36,497 36,497
18	MODIFICATION OF IN SVC EQUIP.....	114,977 56,112
NON-TACTICAL VEHICLES		
20	PASSENGER CARRYING VEHICLES.....	1,246 1,246
21	NONTACTICAL VEHICLES, OTHER.....	19,870 ---
	TOTAL, TACTICAL AND SUPPORT VEHICLES.....	1,457,919 1,643,244

COMMUNICATIONS AND ELECTRONICS EQUIPMENT		
COMM - JOINT COMMUNICATIONS		
22	SIGNAL MODERNIZATION PROGRAM.....	160,469 151,179
23	TACTICAL NETWORK TECHNOLOGY MOD IN SERVICE.....	360,379 347,782
24	SITUATION INFORMATION TRANSPORT.....	63,396 63,396
26	JCSE EQUIPMENT (USREDCOM).....	5,170 5,170
COMM - SATELLITE COMMUNICATIONS		
29	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS.....	101,498 101,498
30	TRANSPORTABLE TACTICAL COMMAND COMMUNICATIONS.....	72,450 106,750
31	SHF TERM.....	13,173 13,173
32	ASSURED POSITIONING, NAVIGATION AND TIMING.....	134,928 128,387
33	SMART-T (SPACE).....	8,611 8,611

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
34 GLOBAL BRDCST SVC - GBS.....	8,191	8,191
COMM - COMBAT SUPPORT COMM COMM - C3 SYSTEM		
36 COE TACTICAL SERVER INFRASTRUCTURE (TSI).....	94,871	86,198
COMM - COMBAT COMMUNICATIONS		
37 HANDHELD MANPACK SMALL FORM FIT (HMS).....	550,848	545,648
38 RADIO TERMINAL SET, MIDS LVT(2).....	8,237	8,237
41 SPIDER FAMILY OF NETWORKED MUNITIONS INCR.....	13,967	---
43 UNIFIED COMMAND SUITE.....	19,579	19,579
44 COTS COMMUNICATIONS EQUIPMENT.....	94,156	108,556
45 FAMILY OF MED COMM FOR COMBAT CASUALTY CARE.....	18,313	18,313
46 ARMY COMMUNICATIONS & ELECTRONICS.....	51,480	51,480
COMM - INTELLIGENCE COMM		
48 CI AUTOMATION ARCHITECTURE (MIP).....	13,146	13,146
49 DEFENSE MILITARY DECEPTION INITIATIVE.....	5,624	5,624
INFORMATION SECURITY		
51 INFORMATION SYSTEM SECURITY PROGRAM-ISSP.....	4,596	4,596
52 COMMUNICATIONS SECURITY (COMSEC).....	159,272	159,272
53 DEFENSIVE CYBER OPERATIONS.....	54,753	41,153
54 INSIDER THREAT PROGRAM - UNIT ACTIVITY MONITOR....	1,760	1,760
56 ITEMS LES THAN \$5M (INFO SECURITY).....	260	260
COMM - LONG HAUL COMMUNICATIONS		
57 BASE SUPPORT COMMUNICATIONS.....	29,761	29,761
COMM - BASE COMMUNICATIONS		
58 INFORMATION SYSTEMS.....	147,696	147,696
59 EMERGENCY MANAGEMENT MODERNIZATION PROGRAM.....	4,900	---
60 HOME STATION MISSION COMMAND CENTERS (MSMCC).....	15,227	15,227
61 JOINT INFORMATION ENVIRONMENT (JIE).....	3,177	3,177
62 INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM.....	300,035	269,720
ELECT EQUIP		
ELECT EQUIP - TACT INT REL ACT (TIARA)		
65 JTT/CIBS-M (MIP).....	5,304	5,304
66 TERRESTRIAL LAYER SYSTEMS (TLS) (MIP).....	8,081	8,081
68 DCGS-A (MIP).....	151,886	149,886
70 TROJAN (MIP).....	17,593	17,593

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
71 MOD OF IN-SVC EQUIP (INTEL SPT) (MIP).....	28,558	66,058
73 BIOMETRIC TACTICAL COLLECTION DEVICES (MIP).....	999	999
ELECT EQUIP - ELECTRONIC WARFARE (EW)		
75 LIGHTWEIGHT COUNTER MORTAR RADAR.....	5,332	5,332
76 EW PLANNING AND MANAGEMENT TOOLS.....	7,849	7,849
77 AIR VIGILANCE (AV).....	8,160	8,160
79 MULTI-FUNCTION ELECTRONIC WARFARE (MFEW) SYST.....	8,669	8,669
82 CI MODERNIZATION (MIP).....	300	300
ELECT EQUIP - TACTICAL SURV. (TAC SURV)		
83 SENTINEL MODS.....	58,884	58,884
84 NIGHT VISION DEVICES.....	1,127,375	867,180
86 SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF.....	13,954	7,715
88 INDIRECT FIRE PROTECTION FAMILY OF SYSTEMS.....	10,069	20,069
89 FAMILY OF WEAPON SIGHTS (FWS).....	133,590	86,389
91 JOINT BATTLE COMMAND - PLATFORM (JBC-P).....	243,850	243,850
92 JOINT EFFECTS TARGETING SYSTEM (JETS).....	69,641	54,206
94 COMPUTER BALLISTICS: LHMBC XM32.....	7,509	7,509
95 MORTAR FIRE CONTROL SYSTEM.....	3,800	3,800
96 MORTAR FIRE CONTROL SYSTEM MODIFICATIONS.....	7,292	7,292
97 COUNTERFIRE RADARS.....	72,421	71,404
ELECT EQUIP - TACTICAL C2 SYSTEMS		
98 ARMY COMMAND POST INTEGRATED INFRASTRUCTURE.....	49,947	23,000
99 FIRE SUPPORT C2 FAMILY.....	9,390	9,390
100 AIR & HSL DEFENSE PLANNING & CONTROL SYS (AMD).....	47,374	47,374
101 IAMD BATTLE COMMAND SYSTEM.....	201,587	198,587
102 LIFE CYCLE SOFTWARE SUPPORT (LCSS).....	4,495	2,495
103 NETWORK MANAGEMENT INITIALIZATION AND SERVICE.....	18,651	18,651
105 GLOBAL COMBAT SUPPORT SYSTEM-ARMY.....	2,792	2,792
106 INTEGRATED PERSONNEL AND PAY SYSTEM-ARMY.....	9,071	9,071
107 RECONNAISSANCE AND SURVEYING INSTRUMENT SET.....	12,117	12,117
108 MOD OF IN-SERVICE EQUIPMENT (ENFIRE).....	3,004	14,004
ELECT EQUIP - AUTOMATION		
109 ARMY TRAINING MODERNIZATION.....	14,574	14,574
110 AUTOMATED DATA PROCESSING EQUIPMENT.....	140,619	134,635

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
111 GENERAL FUND ENTERPRISE BUSINESS SYSTEM.....	4,448	4,448
112 HIGH PERF COMPUTING MOD PROGRAM.....	68,405	88,405
113 CONTRACT WRITING SYSTEM.....	8,459	2,459
114 CSS COMMUNICATIONS.....	57,651	51,129
115 RESERVE COMPONENT AUTOMATION SYS (RCAS).....	14,848	14,848
ELECT EQUIP - AUDIO VISUAL SYS (A/V) 117 ITEMS LESS THAN \$5M (SURVEYING EQUIPMENT).....	4,995	4,995
ELECT EQUIP - SUPPORT 119 BCT EMERGING TECHNOLOGIES.....	16,983	8,491
TOTAL, COMMUNICATIONS AND ELECTRONICS EQUIPMENT.....	5,200,449	4,831,534
OTHER SUPPORT EQUIPMENT CHEMICAL DEFENSIVE EQUIPMENT FAMILY OF NON-LETHAL EQUIPMENT (FNLE).....	---	7,000
123 CBRN DEFENSE.....	28,456	28,456
124 SMOKE & OBSCURANT FAMILY: SOF (NON AAO ITEM).....	13,995	13,995
BRIDGING EQUIPMENT 125 TACTICAL BRIDGING.....	10,545	10,545
126 TACTICAL BRIDGE, FLOAT-RIBBON.....	72,074	72,074
127 BRIDGE SUPPLEMENTAL SET.....	32,493	32,493
128 COMMON BRIDGE TRANSPORTER RECAP.....	62,978	55,032
ENGINEER (NON-CONSTRUCTION) EQUIPMENT 129 HANDHELD STANDOFF MINEFIELD DETECTION SYS-HST.....	5,570	5,570
130 GROUND STANDOFF MINE DETECTION SYSTEM (GSTAMIDS)...	2,497	2,497
132 HUSKY MOUNTED DETECTION SYSTEM (HMDS).....	109,069	95,608
134 EOD ROBOTICS SYSTEMS RECAPITALIZATION.....	36,584	36,584
135 ROBOTICS AND APPLIQUE SYSTEMS.....	179,544	172,744
137 RENDER SAFE SETS KITS OUTFITS.....	64,583	64,583
139 FAMILY OF BOATS AND MOTORS.....	5,289	5,289
COMBAT SERVICE SUPPORT EQUIPMENT 140 HEATERS AND ECU'S.....	8,200	8,200
142 PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS).....	4,625	4,625
143 GROUND SOLDIER SYSTEM.....	154,937	137,481
144 MOBILE SOLDIER POWER.....	34,297	34,297
145 FORCE PROVIDER.....	---	6,000
147 CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM.....	53,021	53,021

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
148 FAMILY OF ENGR COMBAT AND CONSTRUCTION SETS.....	23,324	23,324
149 ITEMS LESS THAN \$5M (ENG SPT).....	8,014	8,014
PETROLEUM EQUIPMENT		
150 DISTRIBUTION SYSTEMS, PETROLEUM & WATER.....	78,448	72,348
MEDICAL EQUIPMENT		
151 COMBAT SUPPORT MEDICAL.....	59,485	69,485
MAINTENANCE EQUIPMENT		
152 MOBILE MAINTENANCE EQUIPMENT SYSTEMS.....	40,337	160,337
153 ITEMS LESS THAN \$5.0M (MAINT EQ).....	5,386	5,386
CONSTRUCTION EQUIPMENT		
154 GRADER, ROAD MTZD, HVY, 6X4 (CCE).....	5,406	5,406
155 SCRAPERS, EARTHMOVING.....	4,188	4,188
156 LOADERS.....	4,521	4,521
157 HYDRAULIC EXCAVATOR.....	5,186	5,186
158 TRACTOR, FULL TRACKED.....	4,715	4,715
159 ALL TERRAIN CRANES.....	70,560	70,560
162 CONST EQUIP ESP.....	8,925	8,925
RAIL FLOAT CONTAINERIZATION EQUIPMENT		
164 ARMY WATERCRAFT ESP.....	40,910	40,910
165 MANEUVER SUPPORT VESSEL (MSV).....	76,576	76,576
166 ITEMS LESS THAN \$5.0M (FLOAT/RAIL).....	1,844	1,844
GENERATORS		
167 GENERATORS AND ASSOCIATED EQUIPMENT.....	53,433	101,133
168 TACTICAL ELECTRIC POWER RECAPITALIZATION.....	22,216	22,216
MATERIAL HANDLING EQUIPMENT		
169 FAMILY OF FORKLIFTS.....	16,145	16,110
TRAINING EQUIPMENT		
170 COMBAT TRAINING CENTERS SUPPORT.....	90,580	90,580
171 TRAINING DEVICES, NONSYSTEM.....	161,814	161,814
172 SYNTHETIC TRAINING ENVIRONMENT (STE).....	13,063	13,063
175 GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING.....	1,950	1,950
TEST MEASURE AND DIG EQUIPMENT (TMD)		
176 CALIBRATION SETS EQUIPMENT.....	2,511	2,511
177 INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE).....	78,578	77,214

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
178 TEST EQUIPMENT MODERNIZATION (TEMOD).....	14,941	14,941
OTHER SUPPORT EQUIPMENT		
180 RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT.....	8,629	8,629
181 PHYSICAL SECURITY SYSTEMS (OPA3).....	75,499	77,251
182 BASE LEVEL COM'L EQUIPMENT.....	27,444	15,650
183 MODIFICATION OF IN-SVC EQUIPMENT (OPA-3).....	32,485	66,485
187 SPECIAL EQUIPMENT FOR TEST AND EVALUATION.....	39,436	39,436
	-----	-----
TOTAL, OTHER SUPPORT EQUIPMENT.....	1,955,306	2,116,802
SPARE AND REPAIR PARTS		
189 INITIAL SPARES - C&E.....	9,950	9,950
999 CLASSIFIED PROGRAMS.....	1,582	1,582
	=====	=====
TOTAL, OTHER PROCUREMENT, ARMY.....	8,625,206	8,603,112
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

P-1	Budget Request	Final Bill
1 TACTICAL TRAILERS/DOLLY SETS	12,986	9,653
Insufficient acquisition strategy		-3,333
2 SEMITRAILERS, FLATBED	31,443	22,460
M870 previously funded		-4,745
25-ton low bed production verification testing early to need		-4,238
4 HIGH MOBILITY MULTI-PURPOSE WHEELED VEHICLE (HMMWV)	44,795	126,747
Transfer from line 16		5,927
Transfer from line 18		76,025
5 GROUND MOBILITY VEHICLES (GMV)	37,932	29,247
Infantry Squad Vehicle - Army requested transfer to RDTE,A line 126		-2,289
Anticipated unit cost savings		-6,396
6 ARNG HMMWV MODERNIZATION PROGRAM	0	100,000
Program increase		100,000
8 JOINT LIGHT TACTICAL VEHICLE	894,414	884,414
Excess support costs		-10,000
10 FAMILY OF MEDIUM TACTICAL VEH (FMTV)	95,092	181,092
Program increase		86,000
11 FAMILY OF COLD WEATHER ALL-TERRAIN VEHICLES	999	9,249
Program increase - Arctic overland mobility		8,250
14 PLS ESP	21,969	19,771
Anticipated unit cost savings		-2,198
15 HEAVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV	65,635	92,619
Program increase		33,500
HETS costs previously funded		-6,500
M983A4 unit cost growth		-16
16 HMMWV RECAPITALIZATION PROGRAM	5,927	0
Transfer to line 4		-5,927
18 MODIFICATION OF IN SVC EQUIP	114,977	56,112
LTV modification - transfer to line 4		-76,025
Program increase - ABS/ESC		17,160
21 NONTACTICAL VEHICLES, OTHER	19,870	0
Excess carryover		-19,870
22 SIGNAL MODERNIZATION PROGRAM	160,469	151,179
Hardware pricing adjustments		-9,290
23 TACTICAL NETWORK TECHNOLOGY MOD IN SERVICE	360,379	347,782
Engineering unjustified growth		-7,217
Services previously funded		-5,380

P-1	Budget Request	Final Bill
30 TRANSPORTABLE TACTICAL COMMAND COMMUNICATIONS	72,450	106,750
T2C2 unit cost growth		-3,700
Program increase - tactical network extension		38,000
32 ASSURED POSITIONING, NAVIGATION AND TIMING	134,928	128,387
Mounted APNT excess carryover		-6,541
36 COE TACTICAL SERVER INFRASTRUCTURE (TSI)	94,871	86,198
Post deployment software previously funded		-5,921
Contract management growth		-2,752
37 HANDHELD MANPACK SMALL FORM FIT (HMS)	550,848	545,648
System technical support excess growth		-5,200
41 SPIDER FAMILY OF NETWORKED MUNITIONS INCREASE	13,967	0
Program cancellation		-13,967
44 COTS COMMUNICATIONS EQUIPMENT	94,156	108,556
Excess carryover		-3,600
Program increase - radio software license		18,000
53 DEFENSIVE CYBER OPERATIONS	54,753	41,153
GDP unit cost differences		-1,600
Program management - Army requested transfer to RDTE,A line 267		-12,000
59 EMERGENCY MANAGEMENT MODERNIZATION PROGRAM	4,900	0
Excess carryover		-4,900
62 INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM	300,035	269,720
SWA and CONUS reduce carryover		-30,315
68 DCGS-A (MIP)	151,886	149,886
Fielding previously funded		-2,000
71 MOD OF IN-SVC EQUIP (INTEL SPT) (MIP)	28,558	66,058
Program increase - TEWS		37,500
84 NIGHT VISION DEVICES	1,127,375	867,180
IVAS ahead of need		-235,569
ENVG-B contract delays		-26,626
Program increase - night vision test system		2,000
86 SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF	13,954	7,715
Excess carryover		-6,239
88 INDIRECT FIRE PROTECTION FAMILY OF SYSTEMS	10,069	20,069
Program increase - C-RAM warn communications enhancements		10,000
89 FAMILY OF WEAPON SIGHTS (FWS)	133,590	86,389
FWS-I unit cost growth		-15,340
FWS-CS early to need		-31,861

P-1	Budget Request	Final Bill
92 JOINT EFFECTS TARGETING SYSTEM (JETS)	69,641	54,206
Production delays		-20,435
Program increase		5,000
97 COUNTERFIRE RADARS	72,421	71,404
Reduce fielding carryover		-1,017
98 ARMY COMMAND POST INTEGRATED INFRASTRUCTURE	49,947	23,000
Ahead of need		-26,947
101 IAMD BATTLE COMMAND SYSTEM	201,587	198,587
Government program management excess		-3,000
102 LIFE CYCLE SOFTWARE SUPPORT (LCSS)	4,495	2,495
Excess carryover		-2,000
108 MOD OF IN-SERVICE EQUIPMENT (ENFIRE)	3,004	14,004
Program increase - land surveying systems		11,000
110 AUTOMATED DATA PROCESSING EQUIPMENT	140,619	134,635
AIE travel costs excess		-2,000
Accessions Information Environment licenses excess to need		-3,984
112 HIGH PERF COMPUTING MOD PROGRAM	68,405	88,405
Program increase - virtual prototyping capability		20,000
113 CONTRACT WRITING SYSTEM	8,459	2,459
Reduce carryover		-6,000
114 CSS COMMUNICATIONS	57,651	51,129
Unit cost growth		-6,522
119 BCT EMERGING TECHNOLOGIES	16,983	8,491
Fiscal year 2019 carryover		-8,492
121 FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	0	7,000
Program increase - acoustic hailing device		7,000
128 COMMON BRIDGE TRANSPORTER RECAP	62,978	55,032
Unit cost discrepancies		-7,946
132 HUSKY MOUNTED DETECTION SYSTEM (HMDS)	109,069	95,608
Wire detection kits hardware expected contract savings		-12,334
Ground penetrating radar initial spares expected contract savings		-1,127
135 ROBOTICS AND APPLIQUE SYSTEMS	179,544	172,744
CRS-I oversight excess growth		-2,000
SMET contract delay		-4,800
143 GROUND SOLDIER SYSTEM	154,937	137,481
Unit cost discrepancies		-17,456
145 FORCE PROVIDER	0	6,000
Program increase - expeditionary shelter protection systems		6,000

P-1	Budget Request	Final Bill
150 DISTRIBUTION SYSTEMS, PETROLEUM & WATER	78,448	72,348
MFS cost savings		-4,100
E2FDS data unjustified growth		-2,000
151 COMBAT SUPPORT MEDICAL	59,485	69,485
Program increase - combat support hospital deployable infrastructure		10,000
152 MOBILE MAINTENANCE EQUIPMENT SYSTEMS	40,337	160,337
Program increase - next generation HMMWV shop equipment		120,000
167 GENERATORS AND ASSOCIATED EQUIPMENT	53,433	101,133
Program increase - AMMPS		47,700
169 FAMILY OF FORKLIFTS	16,145	16,110
Unit cost growth		-35
177 INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE)	78,578	77,214
ICE WATS previously funded		-1,364
181 PHYSICAL SECURITY SYSTEMS (OPA3)	75,499	77,251
Program increase - biometric fast lanes		5,000
Unjustified request		-3,248
182 BASE LEVEL COMMON EQUIPMENT	27,444	15,650
Unjustified program growth		-11,794
183 MODIFICATION OF IN-SVC EQUIPMENT (OPA-3)	32,485	66,485
Program increase - RTCH modernization		20,000
Program increase - containerized icemaking systems		14,000

FAMILY OF MEDIUM TACTICAL VEHICLES

The Program Executive Officer, Combat Support and Combat Service Support (PEO CS&CSS) has engaged in open dialogue regarding the transition of Family of Medium Tactical Vehicles (FMTV) from A1P2 to A2 vehicle variants. The Secretary of the Army is encouraged to continue pursuing the A2 variant. The Army historically has reported a Minimum Sustaining Rate (MSR) of one new vehicle per manufacturing day for the FMTV program and has programmed funding accordingly; however, recently the Army has acknowledged an actual MSR of three new vehicles per day. Failing to adequately program FMTV funding at the actual MSR risks negatively impacting the FMTV supply chain, which risks the health of the program. Interruption of the program would negatively impact Army readiness and modernization, erode the industrial base capacity, and add cost due to production breaks.

The agreement includes an additional \$86,000,000 for the FMTV program and the PEO CS&CSS is expected to program funding at the MSR of three new vehicles per manufacturing day. The PEO CS&CSS is further expected to reflect this revised FMTV MSR in budget justification materials commencing with the fiscal year 2022 budget request. Due to concerns with the FMTV supply chain, the Secretary of the Army is directed to provide a briefing not later than 90 days after the enactment of this Act to the congressional defense committees detailing its acquisition and budget plan to support the MSR of three new vehicles per manufacturing day through the remainder of the current contract.

ARCTIC OVERLAND MOBILITY

The Secretary of the Army is encouraged to pursue equipment and vehicles necessary for the Arctic and other cold weather environments. As such, the agreement includes \$8,250,000 above the fiscal year 2021 President's budget request for the Family of Cold Weather Vehicles to expedite planned procurement. In addition to funding, not later than 60 days after the enactment of this Act, the Assistant Secretary of the Army (Acquisition, Logistics, and Technology) is directed to submit a report to the congressional defense committees on Arctic overland mobility capabilities. The report shall include a description and assessment of current capabilities, requirements, and operational challenges for cold weather tracked vehicles; an assessment of the current family of cold weather all-terrain vehicle program, together with a detailed justification of the current procurement timeline for that program; and an assessment of requirements for a joint program.

INTEGRATED VISUAL AUGMENTATION SYSTEM

The Army's efforts to modernize the force and maintain squad level overmatch against peer competitors is commendable, particularly the Army's iterative development approach. The Integrated Visual Augmentation System (IVAS) program includes a continual feedback cycle with industry and soldiers through both instrumented test and qualitative measurements. The agreement in-

cludes funding that will enable the start of procurement in support of the Army's plans to provide equipment to Close Combat Forces.

The IVAS program is pursuing an aggressive fielding schedule to a large population of Close Combat Forces, resulting in a significant low-rate initial production procurement for an end-item that has not been operationally tested using production representative units, or its militarized form factor, as is planned for Soldier Touch Point Four. While the technology represents a potential leap-ahead in capability, it is essential that an appropriate amount of operational testing, including use by soldiers in realistic combat conditions with production representative units, inform the Army's decision to move to large-scale procurement. Therefore, the Program Executive Officer Soldier, in coordination with the program manager for IVAS, is directed to provide a briefing to the congressional defense committees, not later than 60 days after conclusion of Soldier Touch Point Four, to identify hardware and software design changes that will be incorporated into the final form factor prior to initiation of the first procurement lot.

Further, beginning with the fiscal year 2022 President's budget request, the program manager for IVAS is directed to provide the following information as cost elements within the P-40 budget line item justification, P-5 cost analysis, and P-5A procurement history and planning budget exhibits for IVAS: heads up display, puck, conformal wearable battery, IVAS radio, advance battery charger, and tactical cloud package. For each item, quantity, unit cost, contract award schedule, and manufacturer information should be provided. The program budget briefings should include information about the size of the force that will receive the hardware and software requested in the budget year. The program manager is encouraged to provide any additional information, including additional cost elements, that will add clarity and specificity regarding overall procurement within the multi-billion dollar investment.

AIRCRAFT PROCUREMENT, NAVY

The agreement provides \$19,480,280,000 for Aircraft Procurement, Navy, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

AIRCRAFT PROCUREMENT, NAVY		
COMBAT AIRCRAFT		
1	F/A-18E/F (FIGHTER) HORNET (MYP).....	1,761,146 1,725,400
3	JOINT STRIKE FIGHTER CV.....	2,181,780 2,774,797
4	JOINT STRIKE FIGHTER CV (AP-CY).....	330,386 326,147
5	JSF STOVL.....	1,109,393 1,172,830
6	JSF STOVL (AP-CY).....	303,035 303,035
7	CH-53K (HEAVY LIFT).....	813,324 1,107,617
8	CH-53K (HEAVY LIFT) (AP-CY).....	201,188 201,188
9	V-22 (MEDIUM LIFT).....	934,793 1,237,232
10	V-22 (MEDIUM LIFT) (AP-CY).....	39,547 39,547
11	UH-1Y/AH-1Z.....	7,267 3,816
13	P-8A POSEIDON.....	80,134 1,575,000
15	E-2D ADV HAWKEYE.....	626,109 786,137
16	E-2D ADV HAWKEYE (AP-CY).....	123,166 123,166
	TOTAL, COMBAT AIRCRAFT.....	8,511,268 11,375,912
TRAINER AIRCRAFT		
17	ADVANCED HELICOPTER TRAINING SYSTEM.....	269,867 185,893
17A	E-6 TRAINING AIRCRAFT.....	--- 16,000
	TOTAL, TRAINER AIRCRAFT.....	269,867 201,893
OTHER AIRCRAFT		
18	KC-130J.....	380,984 375,558
19	KC-130J (AP-CY).....	67,022 67,022
21	MQ-4 TRITON.....	150,570 250,966
23	MQ-8 UAV.....	40,375 34,759
24	STUASLO UAV.....	30,930 30,065
26	VH-92A EXECUTIVE HELO.....	610,231 577,638
	TOTAL, OTHER AIRCRAFT.....	1,280,112 1,336,008
MODIFICATION OF AIRCRAFT		
28	F-18 A-D UNIQUE.....	208,261 183,719
29	F-18E/F AND EA-18G MODERNIZATION AND SUSTAIN.....	468,954 399,360
30	AEA SYSTEMS.....	21,061 21,061
31	AV-8 SERIES.....	34,082 32,684
32	INFRARED SEARCH AND TRACK (IRST).....	158,055 97,426

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
33 ADVERSARY.....	42,946	34,240
34 F-18 SERIES.....	379,351	369,600
35 H-53 SERIES.....	74,771	74,771
36 MH-60 SERIES.....	131,584	144,940
37 H-1 SERIES.....	185,140	134,490
38 EP-3 SERIES.....	26,602	26,602
40 E-2 SERIES.....	175,540	165,807
41 TRAINER A/C SERIES.....	7,085	7,085
42 C-2A.....	9,525	5,295
43 C-130 SERIES.....	141,705	118,913
44 FEWSG.....	684	684
45 CARGO/TRANSPORT A/C SERIES.....	8,911	8,911
46 E-6 SERIES.....	197,206	196,028
47 EXECUTIVE HELICOPTERS SERIES.....	29,086	25,970
49 T-45 SERIES.....	155,745	154,600
50 POWER PLANT CHANGES.....	24,633	24,633
51 JPATS SERIES.....	22,682	22,682
52 AVIATION LIFE SUPPORT MODS.....	40,401	45,401
53 COMMON ECM EQUIPMENT.....	138,480	134,366
54 COMMON AVIONICS CHANGES.....	143,322	123,416
55 COMMON DEFENSIVE WEAPON SYSTEM.....	2,142	2,142
56 ID SYSTEMS.....	35,999	35,999
57 P-8 SERIES.....	180,530	67,002
58 MAGTF EW FOR AVIATION.....	27,794	26,822
59 MQ-8 SERIES.....	28,774	28,774
60 V-22 (TILT/ROTOR ACFT) OSPREY.....	334,405	320,989
61 NEXT GENERATION JAMMER (NGJ).....	176,638	163,735
62 F-35 STOVL SERIES.....	153,588	151,797
63 F-35 CV SERIES.....	105,452	106,740
64 QUICK REACTION CAPABILITY (QRC).....	126,618	126,618

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
65 MQ-4 SERIES.....	12,998	3,584
66 RQ-21 SERIES.....	18,550	7,794
TOTAL, MODIFICATION OF AIRCRAFT.....	4,029,300	3,594,680
AIRCRAFT SPARES AND REPAIR PARTS		
70 SPARES AND REPAIR PARTS.....	2,198,460	2,197,486
AIRCRAFT SUPPORT EQUIPMENT AND FACILITIES		
71 COMMON GROUND EQUIPMENT.....	543,559	507,946
72 AIRCRAFT INDUSTRIAL FACILITIES.....	75,685	75,685
73 WAR CONSUMABLES.....	40,633	40,633
74 OTHER PRODUCTION CHARGES.....	21,194	18,037
75 SPECIAL SUPPORT EQUIPMENT.....	155,179	129,879
76 FIRST DESTINATION TRANSPORTATION.....	2,121	2,121
TOTAL, AIRCRAFT SUPPORT EQUIPMENT & FACILITIES..	838,371	774,301
TOTAL, AIRCRAFT PROCUREMENT, NAVY.....	17,127,378	19,480,280

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [In thousands of dollars]

P-1	Budget Request	Final Bill
1 F/A-18E/F (FIGHTER) HORNET (MYP)	1,761,146	1,725,400
Contract award savings		-14,023
Rec flyaway ECO excess growth		-8,356
Ancillary equipment excess growth		-13,367
3 JOINT STRIKE FIGHTER CV	2,181,780	2,774,797
Unit cost adjustment		-9,883
Program increase - accelerate depot standup		84,500
Program increase - five aircraft		518,400
4 JOINT STRIKE FIGHTER CV (AP-CY)	330,386	326,147
Excess long lead material		-4,239
5 JSF STOVL	1,109,393	1,172,830
Unit cost adjustment		-21,063
Program increase - accelerate depot standup		84,500
7 CH-53K (HEAVY LIFT)	813,324	1,107,617
NRE previously funded		-12,690
Pubs/tech data previously funded		-18,600
Program increase - two additional aircraft		250,000
Full funding of fiscal year 2021 aircraft		75,583
9 V-22 (MEDIUM LIFT)	934,793	1,237,232
MV-22 unit cost growth		-13,024
Support costs excess growth		-11,061
CMV-22 unit cost growth		-13,476
Program increase - four aircraft		340,000
11 UH-1Y/AH-1Z	7,267	3,816
Other ILS prior year carryover		-3,451
13 P-8A POSEIDON	80,134	1,575,000
Production line shutdown and acquisition closure early to need		-80,134
Program increase - nine aircraft only for the Navy Reserve		1,575,000
15 E-2D ADV HAWKEYE	626,109	786,137
GFE electronics excess growth		-3,469
Peculiar training equipment excess growth		-15,003
Program increase - one additional aircraft		178,500
17 ADVANCED HELICOPTER TRAINING SYSTEM	269,867	185,893
Contract savings		-67,974
Transfer to line 17A only for Navy-identified training aircraft requirement		-16,000

P-1	Budget Request	Final Bill
17A E-6 TRAINING AIRCRAFT	0	16,000
Transfer from line 17 only for Navy-identified training aircraft requirement		16,000
18 KC-130J	380,984	375,558
Unit cost growth		-5,426
21 MQ-4 TRITON	150,570	250,966
Production line preservation costs excess to need		-36,106
Production engineering support excess growth		-5,993
Other ILS excess growth		-7,505
Program increase - one additional aircraft		150,000
23 MQ-8 UAV	40,375	34,759
NRE for FFG(X) early to need		-1,550
Ancillary equipment excess growth		-4,066
24 STUASLO UAV	30,930	30,065
Navy air vehicle unit cost adjustment		-865
26 VH-92A EXECUTIVE HELO	610,231	577,638
Unit cost growth		-20,191
Production engineering support previously funded		-12,402
28 F-18 A-D UNIQUE	208,261	183,719
F/A-18 aircraft structural life management plan (OSIP 11-99) unit cost growth		-5,462
F/A-18 aircraft structural life management plan (OSIP 11-99) other support excess growth		-4,587
F/A-18 aircraft structural life management plan (OSIP 11-99) installation excess growth		-1,942
USMC F/A-18 upgrade ECP-583 unit cost growth		-12,551
29 F-18E/F AND EA-18G MODERNIZATION AND SUSTAIN	468,954	399,360
EA-18G unique (OSIP 011-10) unit cost growth		-13,921
EA-18G unique (OSIP 011-10) installation equipment excess growth		-8,984
EA-18G unique (OSIP 011-10) support excess growth		-11,917
Power and propulsion (OSIP 11-13) unit cost growth		-9,205
E/F and EA-18G correction of deficiencies (OSIP 14-03) installation kits N/R excess growth		-2,890
E/F and EA-18G correction of deficiencies (OSIP 14-03) prior year procurement installation excess growth		-22,677
31 AV-8 SERIES	34,082	32,684
Common OFP V4 (OSIP 023-00) previously funded		-1,398
32 INFRARED SEARCH AND TRACK (IRST)	158,055	97,426
Installation equipment excess growth		-9,654
Support equipment excess growth		-20,706
Reduce concurrency IRST pods (OSIP 04-14)		-30,269

P-1	Budget Request	Final Bill
33 ADVERSARY	42,946	34,240
F-16 SLEP ahead of need		-8,706
34 F-18 SERIES	379,351	369,600
AESA/AN/AN-APG-65/AN-APG-73 (OSIP 002-07) installation equipment N/R previously funded		-6,663
DTP-N B kits unit cost growth (OSIP 001-10)		-3,088
36 MH-60 SERIES	131,584	144,940
MIDS BU2B kits unit cost growth (OSIP 018-12)		-1,644
Program increase - helicopter long range active sonar systems		5,000
Program increase - MH-60S block 3A modernization		10,000
37 H-1 SERIES	185,140	134,490
APR-39D(V)2 kits (OSIP 016-12) early to need		-6,720
Program OSIPs unjustified growth		-43,930
40 E-2 SERIES	175,540	165,807
Advanced radar processor (OSIP 003-20) previously funded		-4,483
SIPR chat conversion (OSIP 003-18) unjustified		-5,250
42 C-2A	9,525	5,295
Wing center section kits (OSIP 014-17) early to need		-3,158
Navy identified SIPR chat no longer valid (OSIP 011-07)		-1,072
43 C-130 SERIES	141,705	118,913
JAGM A kit procurement and installation (OSIP 022-07) early to need		-6,741
GFE excess growth (OSIP 019-14)		-8,509
Installation excess growth (OSIP 019-14)		-1,802
LAIRCM A kit installation (OSIP 020-12) unjustified growth		-2,530
Training equipment block upgrade (OSIP 019-14) unjustified growth		-3,210
46 E-6 SERIES	197,206	196,028
FAB-T A kits installation (OSIP 014-14) previously funded		-1,178
47 EXECUTIVE HELICOPTERS SERIES	29,086	25,970
Software support (OSIP 006-21) early to need		-3,116
49 T-45 SERIES	155,745	154,600
Transponder organic contract savings (OSIP 006-16)		-1,145
52 AVIATION LIFE SUPPORT MODS	40,401	45,401
Program increase - body armor vest		5,000
53 COMMON ECM EQUIPMENT	138,480	134,366
MV-22 kit cost growth (OSIP 014-90)		-2,019
H-1 kit cost growth (OSIP 014-90)		-2,095

P-1	Budget Request	Final Bill
54 COMMON AVIONICS CHANGES	143,322	123,416
Installation (OSIP 71-88) excess cost growth		-1,454
Installation equipment (OSIP 21-01) excess cost growth		-10,852
Installation equipment NRE (OSIP 06-20) excess growth		-7,600
57 P-8 SERIES	180,530	67,002
Increment 3 aircrew trainers (OSIP 006-18) previously funded		-7,709
ECP 6 kits early to need (OSIP 006-18)		-105,819
58 MAGTF EW FOR AVIATION	27,794	26,822
Support equipment (OSIP 010-13) excess growth		-3,472
Program increase - Intrepid tiger II		2,500
60 V-22 (TILT/ROTOR ACFT) OSPREY	334,405	320,989
Enhanced crash survivable memory unit (OSIP 022-01) early to need		-1,440
V-22 PRGB input quill/clutch redesign previously funded		-1,500
Common configuration (OSIP 011-17) unit cost growth		-6,398
Traffic collision avoidance system (OSIP 009-19) previously funded		-2,352
Installation kits NRE (OSIP 009-19) previously funded		-1,726
61 NEXT GENERATION JAMMER (NGJ)	176,638	163,735
Other support (OSIP 002-19) unjustified request		-12,903
62 F-35 STOVL SERIES	153,588	151,797
B kits (OSIP 004-19) unit cost growth		-1,038
Reduce carryover (OSIP 012-20; Block 4 upgrade)		-3,010
Correction of deficiencies (OSIP 004-19) insufficient budget justification		-7,743
Program increase - reliability and maintainability improvement program		10,000
63 F-35 CV SERIES	105,452	106,740
Reduce carryover (OSIP 011-20; Block 4 upgrade)		-2,200
Correction of deficiencies (OSIP 001-21) insufficient budget justification		-6,512
Program increase - reliability and maintainability improvement program		10,000
65 MQ-4 SERIES	12,998	3,584
Operating base installation (OSIP 009-18) early to need		-3,029
Ground station kit (OSIP 009-18) early to need		-6,385
66 RQ-21 SERIES	18,550	7,794
SURFR payload suite (OSIP 004-20) unit cost growth		-1,481
Excess unobligated funds		-9,275
70 SPARES AND REPAIR PARTS	2,198,460	2,197,486
Excess to need		-167,974
Program increase - F/A-18 E/F engine spares		137,000
Program increase - F-35 B/C initial spares		30,000

P-1	Budget Request	Final Bill
71 COMMON GROUND EQUIPMENT	543,559	507,946
Hydraulics particle counter contract award delay		-2,815
Other flight training unjustified growth		-32,798
74 OTHER PRODUCTION CHARGES	21,194	18,037
TCTS justification discrepancies		-3,157
75 SPECIAL SUPPORT EQUIPMENT	155,179	129,879
Classified adjustment		-25,300

F/A-18 E/F SUPER HORNET PRODUCTION

The Navy has recently placed a focus on reducing the strike fighter shortfall and improving the readiness of its tactical aviation fleet. As such, the agreement includes support for the F/A-18 E/F Super Hornet program and funds the request for 24 aircraft in fiscal year 2021. However, the agreement recognizes that the elimination of the F/A-18 E/F aircraft from the future years defense program results in a reduction of three years of production and three squadrons of aircraft from the previously planned future years defense program. The Navy's decision to eliminate future production of F/A-18 E/F aircraft is premature and requires further analysis. The Navy states that this elimination of new aircraft is offset by the startup of the F/A-18E/F Service Life Modification (SLM) program, which will extend the life of the Super Hornet fleet and maintain tactical aviation readiness. While this is somewhat true, the SLM program is in its nascent stage and will take time to contribute to fleet readiness levels. SLM also relies on a production line of new Super Hornets for on-time parts and production expertise. It is unclear if the Navy has assessed the impact of eliminating new Super Hornets on SLM cost, effectiveness, and the long-term cost of sustaining an increasingly aging fleet.

The Secretary of the Navy is directed to submit a report to the congressional defense committees not later than 45 days after the enactment of this Act that provides an update on the Navy's strike fighter shortfall projected over the next 20 years, the impact of these previously mentioned outyear aircraft reductions on this shortfall, and an updated schedule of inductions and deliveries of aircraft in the SLM program. Further, the Director, Cost Assessment and Program Evaluation is directed to provide a report to the congressional defense committees not later than 45 days after the enactment of this Act on the life-cycle cost assessment of aircraft inducted through SLM and new aircraft, including procurement, personnel, and cost-per-flight hour comparisons.

JOINT STRIKE FIGHTER SERVICE LIFE

The fiscal year 2021 President's budget request includes \$259,040,000 for F-35B and F-35C modifications. This is an increase of \$178,097,000 above the fiscal year 2020 enacted level. The majority of this program increase is to support the structural life limited parts (SLLP) program, which has a future years defense program (FYDP) estimate of \$1,447,588,000. The increase was not projected in the fiscal year 2020 President's budget request, when the FYDP projection was \$283,881,000, which is \$1,163,707,000 less than what is reflected in fiscal year 2021.

The structural life limited parts program will be a significant effort going forward. The F-35 program has experienced increasing maturity and the Joint Program Office has appropriately focused on the long-term sustainment costs of all variants of the aircraft. With the significant investment that has been made and will continue to be made into the future, it is imperative that the service life of the aircraft be adequately understood and any programmatic efforts to extend the service life be fully detailed to the congressional defense committees.

There is a concern by the lack of detail about the SLLP program in the P-40, budget line item justification, and the P-3a, individual modification, exhibits and the supporting budget briefing materials. The budget materials should contain more detail going forward, to include visibility into A kits, B kits, installations, and support costs for SLLP-related engineering change proposals.

The Assistant Secretary of the Navy (Research, Development and Acquisition), in coordination with the Program Executive Officer, F-35 Joint Program Office, is directed to provide, not later than 30 days after the enactment of this Act, a briefing to the congressional defense committees on the service life extension efforts. The briefing shall include—by variant—costs to date, the planned total investment in the effort, service life of aircraft after investment is complete, and the schedule for the effort. The briefing should also include information about any cost-sharing between the Department of Defense and the manufacturer.

WEAPONS PROCUREMENT, NAVY

The agreement provides \$4,477,773,000 for Weapons Procurement, Navy, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

WEAPONS PROCUREMENT, NAVY		
BALLISTIC MISSILES		
MODIFICATION OF MISSILES		
1	TRIDENT II MODS.....	1,173,837 1,160,862
SUPPORT EQUIPMENT AND FACILITIES		
2	MISSILE INDUSTRIAL FACILITIES.....	7,275 7,275
	TOTAL, BALLISTIC MISSILES.....	1,181,112 1,168,137

OTHER MISSILES		
STRATEGIC MISSILES		
3	TOMAHAWK.....	277,694 224,685
TACTICAL MISSILES		
4	AMRAAM.....	326,952 204,251
5	SIDEWINDER.....	126,485 113,851
7	STANDARD MISSILE.....	456,206 422,627
8	STANDARD MISSILE (AP-CY).....	66,716 66,716
9	SMALL DIAMETER BOMB II.....	78,867 57,755
10	RAM.....	90,533 90,533
11	JOINT AIR GROUND MISSILE (JAGM).....	49,386 43,647
14	AERIAL TARGETS.....	174,336 168,261
15	DRONES AND DECOYS.....	41,256 19,956
16	OTHER MISSILE SUPPORT.....	3,501 3,501
17	LRASM.....	168,845 134,065
18	LCS OTH MISSILE.....	32,910 31,610
MODIFICATION OF MISSILES		
19	TOMAHAWK MODS.....	164,915 143,563
20	ESSM.....	215,375 212,637
22	HARM MODS.....	147,572 123,650
23	STANDARD MISSILES MODS.....	83,654 66,981
SUPPORT EQUIPMENT AND FACILITIES		
24	WEAPONS INDUSTRIAL FACILITIES.....	1,996 13,996
25	FLEET SATELLITE COMM FOLLOW-ON.....	53,401 52,401
ORDNANCE SUPPORT EQUIPMENT		
27	ORDNANCE SUPPORT EQUIPMENT.....	215,659 199,459
	TOTAL, OTHER MISSILES.....	2,776,259 2,393,945

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

TORPEDOES AND RELATED EQUIPMENT		
TORPEDOES AND RELATED EQUIP		
28	SSTD.....	5,811 5,811
29	MK-48 TORPEDO.....	284,901 276,844
30	ASW TARGETS.....	13,833 13,833
MOD OF TORPEDOES AND RELATED EQUIP		
31	MK-54 TORPEDO MODS.....	110,286 103,441
32	MK-48 TORPEDO ADCAP MODS.....	57,214 55,699
33	MARITIME MINES.....	5,832 5,832
SUPPORT EQUIPMENT		
34	TORPEDO SUPPORT EQUIPMENT.....	97,581 94,103
35	ASW RANGE SUPPORT.....	4,159 4,159
DESTINATION TRANSPORTATION		
36	FIRST DESTINATION TRANSPORTATION.....	4,106 4,106
	TOTAL, TORPEDOES AND RELATED EQUIPMENT.....	583,723 563,828
OTHER WEAPONS		
GUNS AND GUN MOUNTS		
37	SMALL ARMS AND WEAPONS.....	16,030 12,530
MODIFICATION OF GUNS AND GUN MOUNTS		
38	CIWS MODS.....	37,147 41,147
39	COAST GUARD WEAPONS.....	45,804 43,150
40	GUN MOUNT MODS.....	74,427 102,068
41	LCS MODULE WEAPONS.....	4,253 4,253
42	AIRBORNE MINE NEUTRALIZATION SYSTEMS.....	6,662 6,662
	TOTAL, OTHER WEAPONS.....	184,323 209,810
45	SPARES AND REPAIR PARTS.....	159,578 142,053
	TOTAL, WEAPONS PROCUREMENT, NAVY.....	4,884,995 4,477,773
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EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

P-1	Budget Request	Final Bill
1 TRIDENT II MODS	1,173,837	1,160,862
Joint fuze sustainment production delays		-8,540
Tooling, test/support equipment excess growth		-1,420
Production support/missile hardware excess growth		-3,015
3 TOMAHAWK	277,694	224,685
Unit cost carryover		-3,780
Contract award delay		-26,040
Maintain production level of effort		-19,989
Mk14 canister unit cost growth		-3,200
4 AMRAAM	326,952	204,261
F3R schedule delay		-121,000
Training equipment previously funded		-1,701
5 SIDEWINDER	126,485	113,651
Unit cost growth		-12,834
7 STANDARD MISSILE	456,206	422,627
Poor justification materials		-3,579
Production start-up early to need		-30,000
9 SMALL DIAMETER BOMB II	78,867	57,755
Contract award delay		-16,512
AUR unit cost growth		-4,600
11 JOINT AIR GROUND MISSILE (JAGM)	49,386	43,647
Contract award delay		-5,739
14 AERIAL TARGETS	174,336	168,261
EM443 hardware procurements/modifications excess growth		-2,375
BQM-177A FRP unit cost growth		-3,700
15 DRONES AND DECOYS	41,256	19,956
MALD concurrency		-21,300
17 LRASM	168,845	134,065
Excess to need/contract award delay		-34,780
18 LCS OTH MISSILE	32,910	31,610
Support costs unjustified		-1,300
19 TOMAHAWK MODS	164,915	143,563
MST production concurrency		-21,352
20 ESSM	215,375	212,637
Test equipment early to need		-2,738

P-1	Budget Request	Final Bill
22 HARM MODS	147,572	123,650
AARGM AUR installation kits excess cost growth		-7,060
AARGM ER long lead components unjustified request		-1,206
AARGM ER LRIP early to need		-15,656
23 STANDARD MISSILES MODS	83,654	66,981
SM-2 Block III C excess cost		-3,490
SM-2 Block III AZ modifications excess cost growth		-4,900
Diminishing manufacturing resources early to need		-8,283
24 WEAPONS INDUSTRIAL FACILITIES	1,996	13,996
Program increase - NIROP facilitization		12,000
25 FLEET SATELLITE COMM FOLLOW-ON	53,401	52,401
MUOS upgrade mod kits failure to comply with congressional direction		-1,000
27 ORDNANCE SUPPORT EQUIPMENT	215,659	199,459
Excess growth		-16,200
29 MK-48 TORPEDO	284,901	276,844
Guidance and control section excess unit cost growth		-5,389
After body/tail cone excess unit cost growth		-2,668
31 MK-54 TORPEDO MODS	110,286	103,441
HAAWC kits early to need		-6,845
32 MK-48 TORPEDO ADCAP MODS	57,214	55,699
CBASS kits excess cost growth		-1,515
34 TORPEDO SUPPORT EQUIPMENT	97,581	94,103
WES expansion box delays		-3,478
37 SMALL ARMS AND WEAPONS	16,030	12,530
MK50MOD1/CROWS II unjustified request		-3,500
38 CIWS MODS	37,147	41,147
Program increase - Phalanx SeaRAM weapons computer control upgrade		4,000

P-1	Budget Request	Final Bill
39 COAST GUARD WEAPONS	45,804	43,150
Machine gun system equipment OPC unjustified request		-2,654
40 GUN MOUNT MODS	74,427	102,068
MK38 backfit kits unjustified growth		-5,459
Operator ballistic protection for crew served weapons - rescind and reappropriate unobligated fiscal year 2020 funding		13,100
Program increase - operator ballistic protection for crew served weapons		20,000
45 SPARES AND REPAIR PARTS	159,578	142,053
Gun mount mods spares early to need		-2,335
Standard missile spares excess growth		-6,885
RAM spares unjustified growth		-8,305

PROCUREMENT OF AMMUNITION, NAVY AND MARINE
CORPS

The agreement provides \$792,023,000 for Procurement of Ammunition, Navy and Marine Corps, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

PROCUREMENT OF AMMO, NAVY & MARINE CORPS		
PROC AMMO, NAVY		
NAVY AMMUNITION		
1	GENERAL PURPOSE BOMBS.....	41,496 41,496
2	JDAM.....	64,631 64,631
3	AIRBORNE ROCKETS, ALL TYPES.....	60,719 60,719
4	MACHINE GUN AMMUNITION.....	11,158 11,158
5	PRACTICE BOMBS.....	51,409 41,218
6	CARTRIDGES & CART ACTUATED DEVICES.....	64,694 63,263
7	AIR EXPENDABLE COUNTERMEASURES.....	51,523 51,523
8	JATOS.....	6,761 6,761
9	5 INCH/54 GUN AMMUNITION.....	31,517 28,670
10	INTERMEDIATE CALIBER GUN AMMUNITION.....	38,005 35,432
11	OTHER SHIP GUN AMMUNITION.....	40,626 35,401
12	SMALL ARMS & LANDING PARTY AMMO.....	48,202 48,202
13	PYROTECHNIC AND DEMOLITION.....	9,766 9,766
15	AMMUNITION LESS THAN \$5 MILLION.....	2,115 2,115
	TOTAL, PROC AMMO, NAVY.....	522,622 500,355

PROC AMMO, MARINE CORPS		
MARINE CORPS AMMUNITION		
16	MORTARS.....	46,781 45,761
17	DIRECT SUPPORT MUNITIONS.....	119,504 79,662
18	INFANTRY WEAPONS AMMUNITION.....	83,220 57,742
19	COMBAT SUPPORT MUNITIONS.....	32,650 25,003
20	AMMO MODERNIZATION.....	15,144 15,144
21	ARTILLERY MUNITIONS.....	59,539 64,214
22	ITEMS LESS THAN \$5 MILLION.....	4,142 4,142
	TOTAL, PROC AMMO, MARINE CORPS.....	360,980 291,668

	TOTAL, PROCUREMENT OF AMMO, NAVY & MARINE CORPS.....	883,602 792,023
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EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [In thousands of dollars]

P-1	Budget Request	Final Bill
5 PRACTICE BOMBS	51,409	41,218
Q1300 expected contract savings		-2,141
Q1040 contract delay		-3,988
Q1050 acquisition uncertainty		-4,062
6 CARTRIDGES & CART ACTUATED DEVICES	64,694	63,263
Misc devices under \$500K previously funded		-1,431
9 5 INCH/54 GUN AMMUNITION	31,517	28,670
MK 187 mod 0 projectile unit cost growth		-2,847
10 INTERMEDIATE CALIBER GUN AMMUNITION	38,005	35,432
BA23 contract award delay		-7,573
Program increase - ALAMO		5,000
11 OTHER SHIP GUN AMMUNITION	40,626	35,401
M72A8 LAW early to need		-5,225
16 MORTARS	46,781	45,761
CA66 fuze unit cost growth		-1,020
17 DIRECT SUPPORT MUNITIONS	119,504	79,662
Marine Corps identified excess to need		-39,842
18 INFANTRY WEAPONS AMMUNITION	83,220	57,742
BA54 excess growth		-7,242
BA55 excess growth		-7,669
A940 unit cost growth		-559
A059 unit cost growth		-8,613
AB57 unit cost growth		-1,149
A023 contract award delay		-246
19 COMBAT SUPPORT MUNITIONS	32,650	25,003
Linear charges, all types prior year carryover		-3,649
81mm non-lethal indirect fire munition unjustified request		-3,998
21 ARTILLERY MUNITIONS	59,539	64,214
DA54 explosive fill IMX 101 unit cost savings		-2,033
DA54 M795 IM metal part unit cost savings		-1,814
NA29 complete fuze unit cost savings		-1,678
Program increase - Artillery 155mm M825		10,000

SHIPBUILDING AND CONVERSION, NAVY

The agreement provides \$23,268,880,000 for Shipbuilding and Conversion, Navy, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL	
SHIPBUILDING & CONVERSION, NAVY			
FLEET BALLISTIC MISSILE SHIPS			
1	COLUMBIA CLASS SUBMARINE.....	2,891,475	2,869,024
2	COLUMBIA CLASS SUBMARINE (AP-CY).....	1,123,175	1,253,175
OTHER WARSHIPS			
3	CARRIER REPLACEMENT PROGRAM (CVN 80).....	997,544	958,933
4	CARRIER REPLACEMENT PROGRAM (CVN 81).....	1,645,606	1,606,432
5	VIRGINIA CLASS SUBMARINE.....	1,862,693	4,603,213
6	VIRGINIA CLASS SUBMARINE (AP-CY).....	2,373,187	2,173,187
7	CVN REFUELING OVERHAUL.....	1,878,453	1,531,153
8	CVN REFUELING OVERHAULS (AP-CY).....	17,384	17,384
9	DDG 1000.....	78,205	78,205
10	DDG-51.....	3,040,270	3,219,843
11	DDG-51 (AP-CY).....	29,297	159,297
13	FFG-FRIGATE.....	1,053,123	1,053,123
	TOTAL, OTHER WARSHIPS.....	12,975,762	15,400,770
AMPHIBIOUS SHIPS			
14	LPD FLIGHT II.....	1,155,801	1,125,801
15	LPD 32 (AP).....	---	1,000
15A	LPD 33 {AP}.....	---	1,000
16A	EXPEDITIONARY SEA BASE {ESB} {AP-CY}.....	---	73,000
17	LHA REPLACEMENT.....	---	500,000
19	EXPEDITIONARY FAST TRANSPORT.....	---	260,000
	TOTAL, AMPHIBIOUS SHIPS.....	1,155,801	1,980,801
AUXILIARIES, CRAFT, AND PRIOR-YEAR PROGRAM COSTS			
20	TAO FLEET OILER.....	---	20,000
22	TOWING, SALVAGE, AND RESCUE SHIP (ATS).....	168,209	157,790
23	LCU 1700.....	87,395	87,395
24	OUTFITTING.....	825,586	752,005
26	SERVICE CRAFT.....	249,781	244,147

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
27 LCAC SLEP.....	56,461	56,461
28 COMPLETION OF PY SHIPBUILDING PROGRAMS.....	369,112	407,312
AUXILIARY VESSELS.....	---	60,000
TOTAL, AUXILIARIES, CRAFT, AND PRIOR-YEAR PROGRAM.....	1,756,544	1,785,110
TOTAL, SHIPBUILDING & CONVERSION, NAVY.....	19,902,757	23,268,880

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [In thousands of dollars]

P-1	Budget Request	Final Bill
1 COLUMBIA CLASS SUBMARINE	2,891,475	2,869,024
CANES early to need		-4,484
Electronic warfare early to need		-8,904
Photonics early to need		-9,063
2 COLUMBIA CLASS SUBMARINE (AP-CY)	1,123,175	1,253,175
SSBN 827 AP (IFF FY24-25)	[1,015,652]	[1,015,652]
SSBN 828 AP (FF FY26)	[93,034]	[93,034]
SSBN 829 AP (FF FY27)	[140]	[140]
SSBN 830 AP (FF FY28)	[1,070]	[1,070]
SSBN 831 AP (FF FY29)	[140]	[140]
SSBN 832 AP (FF FY30)	[140]	[140]
SSBN 833 AP (FF FY31)	[140]	[140]
SSBN 834 AP (FF FY32)	[140]	[140]
SSBN 835 AP (FF FY33)	[140]	[140]
SSBN 836 AP (FF FY34)	[140]	[140]
SSBN 837 AP (FF FY35)	[12,439]	[12,439]
Program increase - submarine industrial base expansion		130,000
3 CARRIER REPLACEMENT PROGRAM (CVN 80)	997,544	958,933
Hardware procurements early to need		-38,611
4 CARRIER REPLACEMENT PROGRAM (CVN-81)	1,645,606	1,606,432
Hardware procurements early to need		-39,174
5 VIRGINIA CLASS SUBMARINE	1,862,693	4,603,213
Universal modular mast excess funds		-4,449
Propulsor excess funds		-12,809
Hardware excess funds		-10,222
Navy requested transfer from line 6 for justification material error		472,000
Program increase - one additional submarine		2,296,000
6 VIRGINIA CLASS SUBMARINE (AP-CY)	2,373,187	2,173,187
SSN 807 AP (FF FY22)	[416,546]	[416,546]
SSN 808 AP (FF FY22)	[416,546]	[416,546]
SSN 809 AP (FF FY23)	[878,501]	[878,501]
SSN 810 AP (FF FY23)	[189,596]	[189,596]
Navy requested transfer to line 5 for justification material error		-472,000
Program increase - one additional submarine AP		272,000
7 CVN REFUELING OVERHAULS	1,878,463	1,531,153
CVN 74 RCOH prior year carryover		-226,300
Additional CVN 74 RCOH prior year carryover		-121,000
8 CVN REFUELING OVERHAULS (AP-CY)	17,384	17,384
CVN 75 AP (IFF FY25-26)	[17,384]	[17,384]

P-1	Budget Request	Final Bill
10 DDG-51	3,040,270	3,219,843
Excess funds		-35,427
Program increase - surface combatant shipyard infrastructure		215,000
11 DDG-51 (AP-CY)	29,297	159,297
DDG 138 AP (FF FY22)	[14,649]	[14,649]
DDG 139 AP (FF FY22)	[14,648]	[14,648]
Program increase - long lead time material only for third DDG-51 in fiscal year 2022		130,000
14 LPD FLIGHT II	1,155,801	1,125,801
LPD 31 contract award savings		-28,000
Transfer to line 15 only for LPD 32 EOQ		-1,000
Transfer to line 15A only for LPD 33 EOQ		-1,000
15 LPD 32 (AP-CY)	0	1,000
Transfer from line 14 only for LPD 32 EOQ		1,000
15A LPD 33 (AP-CY)	0	1,000
Transfer from line 14 only for LPD 33 EOQ		1,000
16A EXPEDITIONARY SEA BASE (AP-CY)	0	73,000
Program increase - advance procurement for ESB-8		73,000
17 LHA REPLACEMENT	0	500,000
Program increase - LHA 9		500,000
19 EXPEDITIONARY FAST TRANSPORT	0	260,000
Program increase - one additional ship		260,000
20 TAO FLEET OILER	0	20,000
Program increase - affordability initiatives		20,000
22 TOWING, SALVAGE, AND RESCUE SHIP (ATS)	168,209	157,790
Excess cost growth		-10,419
24 OUTFITTING	825,586	752,005
DDG-51 excess growth		-1,892
LPD outfitting early to need		-2,000
LCU outfitting early to need		-1,089
DDG-1000 post-delivery early to need		-3,753
LCS post-delivery excess to need		-5,595
CVN 79 outfitting		-37,847
SSN 801 outfitting		-12,005
LHA 8 outfitting		-9,400

P-1	Budget Request	Final Bill
26 SERVICE CRAFT	249,781	244,147
APL cost growth		-2,173
YC contract award delays		-3,461
28 COMPLETION OF PY SHIPBUILDING PROGRAMS	369,112	407,312
CVN 73 RCOH scope expansion		-11,800
Program increase - EPF unmanned logistics prototype conversion		50,000
XX AUXILIARY VESSELS	0	60,000
Two used sealift vessels for National Defense Reserve Fleet - transfer from OMN line 2A2F		60,000

BUDGET JUSTIFICATION MATERIALS FOR SHIPBUILDING PROGRAMS

It is noted that Federal appropriations law requires that the entire procurement cost of a weapon be funded in the fiscal year in which the item is procured (“full funding policy”). However, Congress has provided legislative exceptions to the full funding policy for several shipbuilding programs that are funded with fiscal year 2021 appropriations, including SSBNs 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, and 837; USS Enterprise (CVN 80) and USS Doris Miller (CVN 81); aircraft carrier refueling and complex overhauls of USS George Washington (CVN 73), USS John C. Stennis (CVN 74), and USS Harry S. Truman (CVN 75); LPDs 31, 32, and 33; and LHA 9. The legislative authorities for exceptions to the full funding policy and appropriations for these programs were provided at the request of the Navy with the understanding that these exceptions would improve the Navy’s purchasing power and improve maritime capacity and capability, and that subsequent budget submissions would fully reflect these acquisition and funding strategies.

However, the Navy’s budget justification materials for incrementally funded shipbuilding programs have not been updated to reflect exceptions to the full funding policy, and the current P-5c, “Ship Cost Activity”, P-8a, “Analysis of Ship Cost Estimates”, and P-35, “Major Ship Component Fact Sheet”, budget exhibits do not clearly explain or justify funds identified on the P-40, “Budget Line Item Justification”, budget exhibit for the pending budget request. It is further noted that the Navy’s detailed budget justification briefs also do not routinely contain such information, nor is additional amplifying information provided at the time of the budget submission, despite previous congressional direction to do so. The House and Senate Appropriations Committees do not believe that future Navy budget requests can be supported absent improved budget justification materials for incrementally funded shipbuilding programs. Therefore, the Assistant Secretary of the Navy (Financial Management and Comptroller), in consultation with the Assistant Secretary of the Navy (Research, Development and Acquisition), is directed to provide to the congressional defense committees, not later than 30 days after the enactment of this Act, templates for improved Navy budget justification materials and budget justification briefs for all Navy shipbuilding programs.

COLUMBIA CLASS SUBMARINES

The fiscal year 2021 President’s budget request includes \$4,014,650,000 in Shipbuilding and Conversion, Navy for the incrementally funded procurement of the first COLUMBIA Class submarine (CLB) and for advance procurement (AP) of eleven additional hulls of the COLUMBIA class. It is noted that unprecedented acquisition and funding flexibilities have been provided by the Congress for the acquisition of the CLB, including authority to enter into economic order quantity contracts in fiscal year 2016, authority to award contracts for advance construction in fiscal year 2016, authority to award contracts for continuous production in fiscal year 2017, the expansion of such continuous production authority in fiscal year 2018, incremental funding authority for advance

procurement in fiscal year 2016, authority for incremental full funding of the first two CLB submarines in fiscal year 2021, and sizeable additional appropriations to support the submarine industrial base for both COLUMBIA and VIRGINIA Class submarines.

Additionally, in fiscal year 2021, the Navy requested three-year AP appropriations of nuclear propulsion equipment components for the second CLB, which is believed to be an unprecedented use of AP but is not objected to in this agreement in this instance. However, the House and Senate Appropriations Committees are concerned about the potential use of such AP in the future. Therefore, the Assistant Secretary of the Navy (Research, Development and Acquisition), in consultation with the Assistant Secretary of the Navy (Financial Manager and Comptroller) is directed to submit to the congressional defense committees, with submission of the President's fiscal year 2022 budget request, a certification of the need for any three-year AP requested in fiscal year 2022, as well as to provide a detailed execution update by component of three-year AP appropriated in fiscal year 2021, to include any deviations from information previously provided to the congressional defense committees in support of the Navy's three-year AP request for nuclear propulsion equipment in fiscal year 2021.

It is noted that despite the significant legislative support provided by the Congress for the CLB, challenges have occurred in certain design, prototyping, and advance construction efforts of the program. In particular, ongoing missile tube issues have consumed the majority of the common missile compartment schedule margin, thereby causing additional risk to the ship construction schedule. It is further noted that despite the Navy leadership's repeated statements that the CLB is the Navy's top acquisition priority, the Navy's budgets and acquisition plans do not reflect that. For instance, the fiscal year 2021 budget request for the COLUMBIA class includes \$16,400,000 for the submarine industrial base, a decrease of \$129,000,000 from amounts appropriated for that purpose in fiscal year 2020, despite repeated statements by Navy leadership that the supplier industrial base presents the most significant risk to the program. Further, the Navy continues to inject risk into the CLB program by destabilizing the VIRGINIA Class submarine program, as addressed elsewhere in this explanatory statement. An additional \$130,000,000 is recommended to support the submarine industrial base. Further erosion of performance of the CLB program would warrant a review of the Department of Defense and Navy acquisition enterprise as it relates to submarines.

VIRGINIA CLASS SUBMARINES

The fiscal year 2021 President's budget request includes \$4,235,880,000 for the procurement of a single VIRGINIA Class submarine (VCS) as part of a nine-ship Block V multi-year procurement (MYP) contract that was awarded in December 2019. It is noted that this contract includes options for one additional VCS in fiscal years 2021, 2022, or 2023. It is further noted that the Block V contract award represents a change to the Navy's acquisition strategy for Block V VCS from fiscal years 2018 and 2019, when the Navy requested and was authorized MYP authority for a ten-ship Block V VCS acquisition.

The Navy's continued injection of programmatic, acquisition, and fiscal uncertainty into the VCS program is concerning because it likely will have detrimental effects on the acquisition of the COLUMBIA Class. Therefore, the agreement recommends an additional \$2,568,000,000 to fully fund a tenth VCS for the current MYP in fiscal year 2021. The Assistant Secretary of the Navy (Research, Development and Acquisition) is directed to provide an update to the congressional defense committees on the Navy's submarine enterprise management and acquisition plans, to include progress updates on VCS Block IV performance and cost impacts, not later than with the fiscal year 2022 President's budget request.

DDG-51 FLIGHT III ACQUISITION STRATEGY

It is noted that the current multi-year procurement (MYP) contract for the DDG-51 Flight III destroyer ends in fiscal year 2022 and that with the submission of the fiscal year 2021 President's budget request the Navy further delayed the detailed design and construction schedule of the planned follow-on program, the future Large Surface Combatant (LSC), until no earlier than fiscal year 2026. It is further noted that despite this delay to LSC, the Navy is planning to procure only four DDG-51 Flight III destroyers from fiscal years 2023 to 2025, well below the current 2.4 DDG-51 destroyers per year MYP acquisition, and that in each of the last two budget submissions the Navy has reduced the procurement profile for DDG-51 Flight III destroyers. This is inconsistent with previously stated shipbuilding objectives, and the lack of a predictable and stable acquisition strategy for large surface combatants undercuts naval maritime superiority and injects risk into the industrial base. The Assistant Secretary of the Navy (Research, Development and Acquisition) is directed to provide to the congressional defense committees, with submission of the fiscal year 2022 President's budget request, the Navy's fully funded strategy for large surface combatants. The agreement recommends an additional \$130,000,000 in advance procurement only for an additional DDG-51 Flight III destroyer in fiscal year 2022.

CONSTELLATION CLASS FRIGATE

The fiscal year 2021 President's budget request includes \$1,053,123,000 for the procurement of a second CONSTELLATION Class Frigate (CCF). The detail design and construction contract for FFG 62 (USS CONSTELLATION), the first ship of the class, was awarded in April 2020, and the Navy plans a design period of no less than 14 months prior to the start of construction of FFG 62 in the fourth quarter of fiscal year 2022. It is noted that the Navy did not plan a gap year' between construction of the first and second ships of the CCF that would allow for potential design changes to be incorporated into the build plan prior to the start of construction of the second ship. Instead, the Navy plans to exercise the contract option for the second CCF ship in fiscal year 2021 prior to the conclusion of the Critical Design and Production Readiness Reviews scheduled in fiscal year 2022, and plans to start construction of the second ship in the first quarter of fiscal year 2023.

Given the Navy's past challenges in managing costs and schedule of lead ships of a class, it is believed that a high percentage of de-

sign completion is necessary to ensure success of this new ship-building program. For instance, it is noted that the previous class of small surface combatants, with arrangements for the two ship designs 60 percent and 34 percent complete at the start of construction, respectively, experienced cost growth in excess of 150 percent. By contrast, arrangements are 100 percent complete and design disclosures were over 80 percent complete prior to the start of construction of the COLUMBIA Class submarine.

The Assistant Secretary of the Navy (Research, Development and Acquisition) is directed to provide to the congressional defense committees, not later than with the fiscal year 2022 President's budget request, quarterly planned and actual design progress curves for technical requirements, arrangements, design disclosures, and work instructions for the CCF leading up to the start of construction of FFG 62. It is further directed that no funds for construction of the second CCF may be obligated until the Director, Cost Assessment and Program Evaluation has provided the congressional defense committees an updated cost assessment for the CCF based on the actual ship award and design changes implemented since the previous Independent Cost Estimate.

OTHER PROCUREMENT, NAVY

The agreement provides \$10,512,209,000 for Other Procurement, Navy, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OTHER PROCUREMENT, NAVY		
SHIPS SUPPORT EQUIPMENT		
SHIP PROPULSION EQUIPMENT		
1 SURFACE POWER EQUIPMENT.....	11,738	10,861
GENERATORS		
2 SURFACE COMBATANT HM&E.....	58,497	54,828
NAVIGATION EQUIPMENT		
3 OTHER NAVIGATION EQUIPMENT.....	74,084	74,084
PERISCOPES		
SUB PERISCOPES AND IMAGING SUPPORT EQUIPMENT		
4 PROGRAM.....	204,806	190,954
OTHER SHIPBOARD EQUIPMENT		
5 DDG MOD.....	547,569	512,155
6 FIREFIGHTING EQUIPMENT.....	18,394	18,394
7 COMMAND AND CONTROL SWITCHBOARD.....	2,374	2,374
8 LHA/LHD MIDLIFE.....	78,265	66,512
9 POLLUTION CONTROL EQUIPMENT.....	23,035	20,222
10 SUBMARINE SUPPORT EQUIPMENT.....	64,632	64,632
11 VIRGINIA CLASS SUPPORT EQUIPMENT.....	22,868	22,868
12 LCS CLASS SUPPORT EQUIPMENT.....	3,976	7,976
13 SUBMARINE BATTERIES.....	31,322	31,322
14 LPD CLASS SUPPORT EQUIPMENT.....	50,475	50,475
15 DDG-1000 SUPPORT EQUIPMENT.....	42,279	37,859
16 STRATEGIC PLATFORM SUPPORT EQUIP.....	15,429	15,429
17 DSSP EQUIPMENT.....	2,918	2,918
18 CRUISER MODERNIZATION.....	87,978	87,978
19 LCAC.....	9,366	6,758
20 UNDERWATER EOD PROGRAMS.....	16,842	16,842
21 ITEMS LESS THAN \$5 MILLION.....	105,715	105,715
22 CHEMICAL WARFARE DETECTORS.....	3,044	3,044
23 SUBMARINE LIFE SUPPORT SYSTEM.....	5,885	5,885
24 SHIP MAINTENANCE, REPAIR AND MODERNIZATION.....	1,260,721	1,215,721
REACTOR PLANT EQUIPMENT		
25 REACTOR POWER UNITS.....	5,305	5,305
26 REACTOR COMPONENTS.....	415,404	401,219

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
27 OCEAN ENGINEERING DIVING AND SALVAGE EQUIPMENT.....	11,143	11,143
28 SMALL BOATS STANDARD BOATS.....	52,371	46,451
29 PRODUCTION FACILITIES EQUIPMENT OPERATING FORCES IPE.....	233,667	218,112
30 OTHER SHIP SUPPORT LCS COMMON MISSION MODULES EQUIPMENT.....	39,714	36,323
31 LCS MCM MISSION MODULES.....	218,822	189,397
32 LCS ASW MISSION MODULES.....	61,759	38,359
33 LCS SUW MISSION MODULES.....	24,412	24,412
34 LCS IN-SERVICE MODERNIZATION.....	121,848	128,848
35 LOGISTICS SUPPORT SMALL & MEDIUM UUV.....	67,709	37,585
TOTAL, SHIPS SUPPORT EQUIPMENT.....	3,994,366	3,762,560
COMMUNICATIONS AND ELECTRONICS EQUIPMENT		
SHIP SONARS		
37 SPQ-9B RADAR.....	27,517	27,517
38 AN/SQQ-89 SURF ASW COMBAT SYSTEM.....	128,664	128,664
39 SSN ACOUSTICS EQUIPMENT.....	374,737	372,822
40 UNDERSEA WARFARE SUPPORT EQUIPMENT.....	9,286	9,286
ASW ELECTRONIC EQUIPMENT		
41 SUBMARINE ACOUSTIC WARFARE SYSTEM.....	26,066	26,066
42 SSTD.....	13,241	13,241
43 FIXED SURVEILLANCE SYSTEM.....	193,446	193,446
44 SURTASS.....	63,838	63,838
ELECTRONIC WARFARE EQUIPMENT		
45 AN/SLQ-32.....	387,195	353,961
RECONNAISSANCE EQUIPMENT		
46 SHIPBOARD IW EXPLOIT.....	235,744	231,072
47 AUTOMATED IDENTIFICATION SYSTEM (AIS).....	3,862	3,862
OTHER SHIP ELECTRONIC EQUIPMENT		
48 COOPERATIVE ENGAGEMENT CAPABILITY.....	26,006	26,006
49 NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS).....	15,385	15,385
50 ATDLS.....	103,835	103,835

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
51 NAVY COMMAND AND CONTROL SYSTEM (NCCS).....	3,594	3,594
52 MINESWEEPING SYSTEM REPLACEMENT.....	15,744	15,744
53 SHALLOW WATER MCM.....	5,493	5,493
54 NAVSTAR GPS RECEIVERS (SPACE).....	38,043	38,043
55 ARMED FORCES RADIO AND TV.....	2,592	2,592
56 STRATEGIC PLATFORM SUPPORT EQUIP.....	7,985	7,985
AVIATION ELECTRONIC EQUIPMENT		
57 ASHORE ATC EQUIPMENT.....	83,475	82,970
58 AFLOAT ATC EQUIPMENT.....	65,113	57,628
59 ID SYSTEMS.....	23,815	23,815
60 JOINT PRECISION APPROACH AND LANDING SYSTEM.....	100,751	96,751
61 NAVAL MISSION PLANNING SYSTEMS.....	13,947	13,947
OTHER SHORE ELECTRONIC EQUIPMENT		
62 MARITIME INTEGRATED BROADCAST SYSTEM.....	1,375	1,375
63 TACTICAL/MOBILE C41 SYSTEMS.....	22,771	22,771
64 DCGS-N.....	18,872	18,872
65 CANES.....	389,585	389,585
66 RADIAC.....	10,335	10,335
67 CANES-INTELL.....	48,654	48,654
68 GPETE.....	8,133	8,133
69 NETWORK TACTICAL COMMON DATA LINK.....	4,150	3,556
70 INTEG COMBAT SYSTEM TEST FACILITY.....	5,934	5,934
71 EMI CONTROL INSTRUMENTATION.....	4,334	4,334
72 ITEMS LESS THAN \$5 MILLION.....	159,815	154,572
SHIPBOARD COMMUNICATIONS		
73 SHIPBOARD TACTICAL COMMUNICATIONS.....	56,106	53,743
74 SHIP COMMUNICATIONS AUTOMATION.....	124,288	124,288
75 COMMUNICATIONS ITEMS UNDER \$5M.....	45,120	45,120
SUBMARINE COMMUNICATIONS		
76 SUBMARINE BROADCAST SUPPORT.....	31,133	25,790
77 SUBMARINE COMMUNICATION EQUIPMENT.....	62,214	56,491
SATELLITE COMMUNICATIONS		
78 SATELLITE COMMUNICATIONS SYSTEMS.....	47,421	47,421
79 NAVY MULTIBAND TERMINAL (NMT).....	64,552	55,342

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

SHORE COMMUNICATIONS		
80 JCS COMMUNICATIONS EQUIPMENT.....	4,398	4,398
CRYPTOGRAPHIC EQUIPMENT		
81 INFO SYSTEMS SECURITY PROGRAM (ISSP).....	157,551	157,551
82 MIO INTEL EXPLOITATION TEAM.....	985	985
CRYPTOLOGIC EQUIPMENT		
83 CRYPTOLOGIC COMMUNICATIONS EQUIP.....	15,906	14,845
OTHER ELECTRONIC SUPPORT		
90 COAST GUARD EQUIPMENT.....	70,689	61,580
TOTAL, COMMUNICATIONS AND ELECTRONICS EQUIPMENT.....	3,323,695	3,233,238

AVIATION SUPPORT EQUIPMENT		
SONOBUOYS		
92 SONOBUOYS - ALL TYPES.....	237,639	277,297
AIRCRAFT SUPPORT EQUIPMENT		
93 MINOTAUR.....	5,077	5,077
94 WEAPONS RANGE SUPPORT EQUIPMENT.....	83,969	85,469
95 AIRCRAFT SUPPORT EQUIPMENT.....	187,758	176,438
96 ADVANCED ARRESTING GEAR (AAG).....	16,059	16,059
97 METEOROLOGICAL EQUIPMENT.....	15,192	15,192
99 LEGACY AIRBORNE MINE COUNTERMEASURES.....	6,674	6,674
100 COMMON CONTROL SYSTEM.....	1,189	1,189
101 AVIATION SUPPORT EQUIPMENT.....	58,873	57,174
102 UMCS-UNMAN CARRIER AVIATION (UCA) MISSION CONTROL.....	60,937	40,070
TOTAL, AVIATION SUPPORT EQUIPMENT.....	673,367	680,639

ORONANCE SUPPORT EQUIPMENT		
SHIP GUN SYSTEM EQUIPMENT		
103 SHIP GUN SYSTEMS EQUIPMENT.....	5,540	5,540
SHIP MISSILE SYSTEMS EQUIPMENT		
104 HARPOON SUPPORT EQUIPMENT.....	208	---
105 SHIP MISSILE SUPPORT EQUIPMENT.....	262,077	250,356
106 TOMAHAWK SUPPORT EQUIPMENT.....	84,087	77,370
FBM SUPPORT EQUIPMENT		
107 STRATEGIC MISSILE SYSTEMS EQUIP.....	258,910	251,683
ASW SUPPORT EQUIPMENT		

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
108 SSN COMBAT CONTROL SYSTEMS.....	173,770	162,167
109 ASW SUPPORT EQUIPMENT.....	26,584	23,511
OTHER ORDNANCE SUPPORT EQUIPMENT		
110 EXPLOSIVE ORDNANCE DISPOSAL EQUIP.....	7,470	7,470
111 ITEMS LESS THAN \$5 MILLION.....	6,356	6,356
OTHER EXPENDABLE ORDNANCE		
112 ANTI-SHIP MISSILE DECOY SYSTEM.....	86,356	72,056
113 SUBMARINE TRAINING DEVICE MODS.....	69,240	69,240
114 SURFACE TRAINING EQUIPMENT.....	192,245	168,730
TOTAL, ORDNANCE SUPPORT EQUIPMENT.....	1,172,843	1,094,479
CIVIL ENGINEERING SUPPORT EQUIPMENT		
115 PASSENGER CARRYING VEHICLES.....	6,123	6,123
116 GENERAL PURPOSE TRUCKS.....	2,693	---
117 CONSTRUCTION & MAINTENANCE EQUIP.....	47,301	42,510
118 FIRE FIGHTING EQUIPMENT.....	10,352	5,352
119 TACTICAL VEHICLES.....	31,475	31,475
121 POLLUTION CONTROL EQUIPMENT.....	2,630	2,630
122 ITEMS UNDER \$5 MILLION.....	47,972	44,272
123 PHYSICAL SECURITY VEHICLES.....	1,171	1,171
TOTAL, CIVIL ENGINEERING SUPPORT EQUIPMENT.....	149,717	133,533
SUPPLY SUPPORT EQUIPMENT		
124 SUPPLY EQUIPMENT.....	19,693	19,693
125 FIRST DESTINATION TRANSPORTATION.....	4,956	4,956
126 SPECIAL PURPOSE SUPPLY SYSTEMS.....	668,639	668,639
TOTAL, SUPPLY SUPPORT EQUIPMENT.....	693,288	693,288
PERSONNEL AND COMMAND SUPPORT EQUIPMENT		
TRAINING DEVICES		
127 TRAINING SUPPORT EQUIPMENT.....	4,026	4,026
128 TRAINING AND EDUCATION EQUIPMENT.....	73,454	66,376
COMMAND SUPPORT EQUIPMENT		
129 COMMAND SUPPORT EQUIPMENT.....	32,390	32,390
130 MEDICAL SUPPORT EQUIPMENT.....	974	12,974
132 NAVAL MIP SUPPORT EQUIPMENT.....	5,606	4,106

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
133 OPERATING FORCES SUPPORT EQUIPMENT.....	16,024	16,024
134 C4ISR EQUIPMENT.....	6,697	6,697
135 ENVIRONMENTAL SUPPORT EQUIPMENT.....	27,503	27,503
136 PHYSICAL SECURITY EQUIPMENT.....	138,281	136,693
137 ENTERPRISE INFORMATION TECHNOLOGY.....	42,680	42,680
140 NEXT GENERATION ENTERPRISE SERVICE.....	184,443	173,443
141 CYBERSPACE ACTIVITIES.....	16,523	15,221
TOTAL, PERSONNEL AND COMMAND SUPPORT EQUIPMENT..	548,601	538,133
142 SPARES AND REPAIR PARTS.....	374,195	357,893
CLASSIFIED PROGRAMS.....	18,446	18,446
TOTAL, OTHER PROCUREMENT, NAVY.....	10,948,518	10,512,209

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

P-1	Budget Request	Final Bill
1 SURFACE POWER EQUIPMENT	11,738	10,661
Gas turbine digital fuel control kits unit cost growth		-1,077
2 SURFACE COMBATANT HM&E	58,497	54,628
HM&E condition system unjustified growth		-3,687
Twister rudder installation early to need		-182
SUB PERISCOPES AND IMAGING SUPPORT EQUIPMENT		
4 PROGRAM	204,806	190,954
Imaging ISIS technical insertion kits unit cost growth		-1,526
AN/BLQ-10B technical insertion kits excess growth		-12,326
5 DDG MOD	547,569	512,155
GEDMS equipment installation excess growth		-1,334
GEDMS equipment flight IIA installation excess growth		-3,181
MCS/DCS equipment flight II/IIA installation excess growth		-10,126
IBNS equipment installation excess growth		-3,061
AWS equipment installation excess growth		-11,489
Multi-mission SIGPRO equipment installation excess growth		-1,793
MC/DIAS equipment installation excess growth		-2,340
Moriah wind system equipment installation excess growth		-1,255
IVCS equipment installation excess growth		-3,335
Program increase - mobile seamanship and navigation trainer		2,500
8 LHA/LHD MIDLIFE	78,265	66,512
Propulsion and auxiliary control system kits early to need		-8,490
SCS-GOV kits early to need		-3,263
9 POLLUTION CONTROL EQUIPMENT	23,035	20,222
OPA improvements unjustified growth		-2,813
12 LCS CLASS SUPPORT EQUIPMENT	3,976	7,976
Program increase - water purification systems		4,000
14 LPD CLASS SUPPORT EQUIPMENT	50,475	50,475
LPD-19 delays		-5,000
Program increase - alternative valve actuator competition for LPDs		5,000
15 DDG-1000 SUPPORT EQUIPMENT	42,279	37,859
Diminishing manufacturing sources and material shortages unjustified growth		-3,220
DDG-1000 surface strike unjustified request		-1,200
19 LCAC	9,366	6,758
LCAC systems upgrade unit cost growth		-623
Cold weather kits unit cost growth		-1,985

P-1	Budget Request	Final Bill
24 SHIP MAINTENANCE, REPAIR AND MODERNIZATION	1,260,721	1,215,721
Early to need		-45,000
26 REACTOR COMPONENTS	415,404	401,219
Unit cost growths of multiple components		-11,559
Field change procurement unjustified request		-2,626
28 STANDARD BOATS	52,371	46,451
EDO RIBs unit cost growth		-1,248
40PB prior year carryover		-4,672
29 OPERATING FORCES IPE	233,667	218,112
CNC shaft lathe contract delays		-15,555
30 LCS COMMON MISSION MODULES EQUIPMENT	39,714	36,323
MPCE hardware contract award delays		-1,732
MPCE tech refresh contract award delays		-1,659
31 LCS MCM MISSION MODULES	218,822	189,397
Minesweeping payload delivery system early to need		-4,686
Remote minehunting module excess to need		-24,739
32 LCS ASW MISSION MODULES	61,759	38,359
Schedule slips		-23,400
34 LCS IN-SERVICE MODERNIZATION	121,848	128,848
Program increase - continuation of the condition-based maintenance modernization of combat and communication systems including integration of additional equipment		7,000
35 SMALL & MEDIUM UUV	67,709	37,585
KnifeFish concurrency		-30,124
39 SSN ACOUSTICS EQUIPMENT	374,737	372,822
Low cost conformal array kits installation excess growth		-1,915
45 AN/SLQ-32	387,195	353,961
Block 2 electronic support system tech refresh excess growth		-2,677
Block 3 kit early to need		-30,557
46 SHIPBOARD IW EXPLOIT	235,744	231,072
SSEE increment F(V) 7/8 ECP blade kits early to need		-4,672
57 ASHORE ATC EQUIPMENT	83,475	82,970
DASR tech refresh upgrade III early to need		-505
58 AFLOAT ATC EQUIPMENT	65,113	57,628
ACLS mod kits installation cost growth		-1,517
AN/SPN-46 Block IV excess installation costs		-1,345
AN/SPN-35 Block I contract award delays		-4,623

P-1	Budget Request	Final Bill
60 JOINT PRECISION APPROACH AND LANDING SYSTEM	100,751	96,751
Support costs previously funded		-4,000
69 NETWORK TACTICAL COMMON DATA LINK	4,150	3,556
CDLS tech refresh contract award delay		-594
72 ITEMS LESS THAN \$5 MILLION	159,815	154,572
SPS-73 radar excess support costs		-1,523
SPS-73 installation previously funded		-3,720
73 SHIPBOARD TACTICAL COMMUNICATIONS	56,106	53,743
DMR IW and MUOS upgrade kits excess installation costs		-2,363
76 SUBMARINE BROADCAST SUPPORT	31,133	25,790
Previously funded item		-503
C4I for MILCON P-205 unjustified request		-3,487
Transmission equipment previously funded		-1,353
77 SUBMARINE COMMUNICATION EQUIPMENT	62,214	56,491
Submarine high data rate early to need		-5,723
79 NAVY MULTIBAND TERMINAL (NMT)	64,552	55,342
Afloat ship kit cost growth		-9,210
83 CRYPTOLOGIC COMMUNICATIONS EQUIP	15,906	14,845
Unit cost growth		-1,061
90 COAST GUARD EQUIPMENT	70,689	61,580
Combat system integration lifecycle engineering unjustified request		-2,197
Athena CCD integration unjustified growth		-5,748
C2P contract award delays		-1,164
92 SONOBUOYS - ALL TYPES	237,639	277,297
AN/SSQ-125 (multi-static coherent source) contract award delay		-10,342
Program increase - sonobuoys all types		50,000
94 WEAPONS RANGE SUPPORT EQUIPMENT	83,969	85,469
Program increase - TCTS restore capability		1,500
95 AIRCRAFT SUPPORT EQUIPMENT	187,758	176,438
MHU-126/202 TRLR replacement contract award delays		-1,637
Air launch and recovery equipment prior year carryover		-5,452
ADMARS block upgrade NRE previously funded		-4,231
101 AVIATION SUPPORT EQUIPMENT	58,873	57,174
Survival communications devices unjustified request		-11,699
Program increase - COTS-based advanced skills management for legacy systems upgrades		10,000

P-1	Budget Request	Final Bill
102 UMCS-UNMAN CARRIER AVIATION (UCA) MISSION CONTROL	60,937	40,070
ARC-210 radio communication system excess to need		-3,073
MUOS capable communication system excess to need		-3,019
MUOS capable communication system unit cost growth		-2,038
Ship change document excess growth		-1,837
CVN funding early to need		-10,900
104 HARPOON SUPPORT EQUIPMENT	208	0
Unjustified request		-208
105 SHIP MISSILE SUPPORT EQUIPMENT	262,077	250,356
MK57 mod 12-15 modernization previously funded		-1,202
SPY radar enhancements unjustified growth		-4,104
SPY radar refurbishment unjustified growth		-6,138
SSDS COTS conversion kits installation early to need		-277
106 TOMAHAWK SUPPORT EQUIPMENT	84,087	77,370
TTWCS product improvement previously funded		-3,112
TPMC hardware excess growth		-3,605
107 STRATEGIC MISSILE SYSTEMS EQUIP	258,910	251,683
SSI increment 16 refresh/redesign concurrency		-7,227
108 SSN COMBAT CONTROL SYSTEMS	173,770	162,167
Common weapon launcher upgrades excess to need		-11,603
109 ASW SUPPORT EQUIPMENT	26,584	23,511
High speed maneuverable surface target early to need		-3,073
112 ANTI-SHIP MISSILE DECOY SYSTEM	86,356	72,056
Advanced offboard/EW production ramp		-10,800
Advanced offboard/EW production support		-3,500
114 SURFACE TRAINING EQUIPMENT	192,245	168,730
LCS integrated tactics trainer modernization early to need		-9,000
SSC full mission trainers early to need		-14,515
116 GENERAL PURPOSE TRUCKS	2,693	0
Contract award delays		-2,693
117 CONSTRUCTION & MAINTENANCE EQUIP	47,301	42,510
Contract award delays		-7,791
Program increase - laser leveling systems for the Seabees		3,000
118 FIRE FIGHTING EQUIPMENT	10,352	5,352
Contract award delays		-5,000
122 ITEMS UNDER \$5 MILLION	47,972	44,272
Prior year carryover		-3,700

P-1	Budget Request	Final Bill
128 TRAINING AND EDUCATION EQUIPMENT	73,454	66,376
West coast network consolidation unjustified request		-6,167
Arena scoreboard unjustified request		-455
Field house scoreboard unjustified request		-456
130 MEDICAL SUPPORT EQUIPMENT	974	12,974
Program increase - expeditionary medical facilities		12,000
132 NAVAL MIP SUPPORT EQUIPMENT	5,606	4,106
CR upgrade tools		-1,000
NAVAL MIP support equipment insufficient budget justification		-500
136 PHYSICAL SECURITY EQUIPMENT	138,281	136,693
Navy non-lethal effects excess to need		-1,588
140 NEXT GENERATION ENTERPRISE SERVICE	184,443	173,443
Prior year carryover		-11,000
141 CYBERSPACE ACTIVITIES	16,523	15,221
Deployable mission support systems kits excess cost growth		-1,302
142 SPARES AND REPAIR PARTS	374,195	357,893
Excess growth		-16,302

MILITARY SPECIFICATIONS

In order to preserve and promote competition within the industrial base, the Secretary of the Navy is encouraged to include commercial-off-the-shelf products and technologies when periodically updating military specifications for ship support equipment and spare parts.

PROCUREMENT, MARINE CORPS

The agreement provides \$2,648,375,000 for Procurement, Marine Corps, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

PROCUREMENT, MARINE CORPS		
WEAPONS AND COMBAT VEHICLES		
TRACKED COMBAT VEHICLES		
1	AAV7A1 PIP.....	87,476 87,476
2	AMPHIBIOUS COMBAT VEHICLE FAMILY OF VEHICLES.....	478,874 436,805
3	LAV PIP.....	41,988 37,403
ARTILLERY AND OTHER WEAPONS		
4	155MM LIGHTWEIGHT TOWED HOWITZER.....	59 59
5	ARTILLERY WEAPONS SYSTEM.....	174,687 49,687
6	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION.....	24,867 38,306
OTHER SUPPORT		
7	MODIFICATION KITS.....	3,067 ---

TOTAL, WEAPONS AND COMBAT VEHICLES.....		
	811,018	649,736
GUIDED MISSILES AND EQUIPMENT		
GUIDED MISSILES		
8	GROUND BASED AIR DEFENSE.....	18,920 17,686
9	ANTI-ARMOR MISSILE - JAVELIN.....	19,888 19,888
10	FAMILY OF ANTI-ARMOR WEAPON SYSTEMS.....	21,891 21,891
11	ANTI-ARMOR MISSILE - TOW.....	34,985 33,640
12	GUIDED MLRS ROCKET (GMLRS).....	133,689 133,689

TOTAL, GUIDED MISSILES AND EQUIPMENT.....		
	229,373	226,794
COMMUNICATIONS AND ELECTRONICS EQUIPMENT		
COMMAND AND CONTROL SYSTEMS		
13	COMMON AVIATION COMMAND AND CONTROL SYSTEM.....	35,057 35,057
REPAIR AND TEST EQUIPMENT		
14	REPAIR AND TEST EQUIPMENT.....	24,405 24,405
15	MODIFICATION KITS.....	1,006 1,006
OTHER SUPPORT (TEL)		
COMMAND AND CONTROL		
16	ITEMS UNDER \$5 MILLION (COMM & ELEC).....	69,725 69,725
17	AIR OPERATIONS C2 SYSTEMS.....	15,611 8,241
RADAR + EQUIPMENT (NON-TEL)		
19	GROUND/AIR TASK ORIENTED RADAR.....	284,283 276,673
INTELL/COMM EQUIPMENT (NON-TEL)		
20	GCSS-MC.....	1,587 1,587
21	FIRE SUPPORT SYSTEM.....	24,934 24,934

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
22 INTELLIGENCE SUPPORT EQUIPMENT.....	50,728	48,763
24 UNMANNED AIR SYSTEMS.....	24,853	20,889
25 DCGS-MC.....	38,260	37,510
26 UAS PAYLOADS.....	5,489	5,489
OTHER SUPPORT (NON-TEL)		
29 NEXT GENERATION ENTERPRISE SERVICE.....	78,922	71,612
30 COMMON COMPUTER RESOURCES.....	35,349	33,349
31 COMMAND POST SYSTEMS.....	33,713	26,993
32 RADIO SYSTEMS.....	343,250	340,333
33 COMM SWITCHING & CONTROL SYSTEMS.....	40,627	30,892
34 COMM & ELEC INFRASTRUCTURE SUPPORT.....	43,782	43,782
35 CYBERSPACE ACTIVITIES.....	53,896	43,985
TOTAL, COMMUNICATIONS AND ELECTRONICS EQUIPMENT.....	1,205,477	1,145,225
SUPPORT VEHICLES		
ADMINISTRATIVE VEHICLES		
37 COMMERCIAL CARGO VEHICLES.....	22,460	22,460
TACTICAL VEHICLES		
38 MOTOR TRANSPORT MODIFICATIONS.....	10,739	10,739
39 JOINT LIGHT TACTICAL VEHICLE.....	381,675	368,675
40 FAMILY OF TACTICAL TRAILERS.....	2,963	2,963
TOTAL, SUPPORT VEHICLES.....	417,837	404,837
ENGINEER AND OTHER EQUIPMENT		
ENGINEER AND OTHER EQUIPMENT		
42 ENVIRONMENTAL CONTROL EQUIP ASSORTED.....	385	385
43 TACTICAL FUEL SYSTEMS.....	501	501
44 POWER EQUIPMENT ASSORTED.....	23,430	23,430
45 AMPHIBIOUS SUPPORT EQUIPMENT.....	5,752	5,752
46 EOD SYSTEMS.....	20,939	17,349
MATERIALS HANDLING EQUIPMENT		
47 PHYSICAL SECURITY EQUIPMENT.....	23,063	23,063
GENERAL PROPERTY		
48 FIELD MEDICAL EQUIPMENT.....	4,187	4,187
49 TRAINING DEVICES.....	101,765	83,867
50 FAMILY OF CONSTRUCTION EQUIPMENT.....	19,305	22,305

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
51 ULTRA-LIGHT TACTICAL VEHICLE.....	678	678
52 OTHER SUPPORT ITEMS LESS THAN \$5 MILLION.....	9,174	9,174
TOTAL, ENGINEER AND OTHER EQUIPMENT.....	209,179	190,691
53 SPARES AND REPAIR PARTS.....	27,295	27,295
CLASSIFIED PROGRAMS.....	3,797	3,797
TOTAL, PROCUREMENT, MARINE CORPS.....	2,903,976	2,648,375

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [In thousands of dollars]

P-1	Budget Request	Final Bill
2 AMPHIBIOUS COMBAT VEHICLE FAMILY OF VEHICLES	478,874	436,805
Surface vehicle cost prior year carryover		-7,347
System engineering program management previously funded		-8,862
Production support previously funded		-1,713
Peculiar training equipment and simulators previously funded		-2,550
ILS excess growth		-10,460
Engineering change orders excess growth		-11,137
3 LAV PIP	41,988	37,403
Intercom unit cost growth		-4,585
5 ARTILLERY WEAPONS SYSTEM	174,687	49,687
Missiles excess to need		-125,000
6 WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION	24,867	38,306
RHGPK production units previously funded and cost growth		-1,861
Program increase - reconnaissance weapon system		5,300
Program increase - rifle squad suppressor		10,000
7 MODIFICATION KITS	3,067	0
Marine Corps identified excess to need		-3,067
8 GROUND BASED AIR DEFENSE	18,920	17,686
Support costs previously funded		-1,234
11 ANTI-ARMOR MISSILE - TOW	34,985	33,640
Missile cost prior year carryover		-1,345
17 AIR OPERATIONS C2 SYSTEMS	15,611	8,241
CTN CAB-E antenna procurement previously funded		-4,580
CTN CAB-E initial issue provisioning excess to need		-2,790
19 GROUND/AIR TASK ORIENTED RADAR	284,283	276,673
Radar decoys unjustified request		-1,210
Undistributed reduction		-6,400
22 INTELLIGENCE SUPPORT EQUIPMENT	50,728	48,763
SCI comms fielding and initial support early to need		-1,965
24 UNMANNED AIR SYSTEMS	24,853	20,889
Long range/long endurance unjustified request		-6,964
Program increase - short range/short endurance VTOL		3,000
25 DCGS-MC	38,260	37,510
Software previously funded		-750

P-1	Budget Request	Final Bill
29 NEXT GENERATION ENTERPRISE SERVICE	78,922	71,612
Network equipment tech refresh previously funded		-4,799
Enterprise infrastructure modernization previously funded		-2,511
30 COMMON COMPUTER RESOURCES	35,349	33,349
Marine Corps wargaming capability forward financed		-2,000
31 COMMAND POST SYSTEMS	33,713	26,993
NOTM utility task vehicle unjustified request		-6,720
32 RADIO SYSTEMS	343,250	340,333
Ancillary and accessory components forward financed		-2,917
33 COMM SWITCHING & CONTROL SYSTEMS	40,627	30,892
ECP network equipment excess growth		-9,735
35 CYBERSPACE ACTIVITIES	53,896	43,985
Robust infrastructure excess growth		-11,911
Program increase - advanced cyber threat detection capabilities		2,000
39 JOINT LIGHT TACTICAL VEHICLE	381,675	368,675
Prior year carryover		-13,000
46 EOD SYSTEMS	20,939	17,349
PM acquisition support excess growth		-3,590
49 TRAINING DEVICES	101,765	83,867
Force on force training systems production carryover		-11,898
Ranges and training area management early to need		-6,000
50 FAMILY OF CONSTRUCTION EQUIPMENT	19,305	22,305
Program increase - laser leveling systems		3,000

AIRCRAFT PROCUREMENT, AIR FORCE

The agreement provides \$19,212,753,000 for Aircraft Procurement, Air Force, as follows:

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

AIRCRAFT PROCUREMENT, AIR FORCE		
COMBAT AIRCRAFT TACTICAL FORCES		
1	F-35.....	4,567,018 5,606,799
2	F-35 (AP-CY).....	610,800 610,800
4	F-15EX.....	1,269,847 1,233,647
5	F-15EX (AP-CY).....	133,500 133,500
	TOTAL, COMBAT AIRCRAFT.....	6,581,165 7,584,746
AIRLIFT AIRCRAFT/TACTICAL AIRLIFT		
7	KC-46A TANKER.....	2,850,151 2,665,299
OTHER AIRLIFT		
8	C-130J.....	37,131 797,131
10	MC-130J.....	362,807 355,107
11	MC-130J (AP).....	39,987 30,000
	TOTAL, AIRLIFT AIRCRAFT.....	3,290,076 3,847,537
OTHER AIRCRAFT		
HELICOPTERS		
12	UH-1N REPLACEMENT.....	194,016 194,016
13	COMBAT RESCUE HELICOPTER.....	973,473 909,909
13A	CV-22.....	--- 206,220
MISSION SUPPORT AIRCRAFT		
15	CIVIL AIR PATROL A/C.....	2,811 11,200
OTHER AIRCRAFT		
16	TARGET DRONES.....	133,273 133,273
18	COMPASS CALL.....	161,117 159,867
20	HQ-9.....	29,409 ---
	E-11.....	--- 63,419
	TOTAL, OTHER AIRCRAFT.....	1,494,099 1,677,904
MODIFICATION OF INSERVICE AIRCRAFT		
STRATEGIC AIRCRAFT		
22	B-1.....	3,853 ---
23	B-2A.....	31,476 30,819
24	B-1B.....	21,808 21,808
25	B-52.....	53,949 27,279
26	LARGE AIRCRAFT INFRARED COUNTERMEASURES.....	9,999 9,999

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

TACTICAL AIRCRAFT		
27 A-10.....	135,793	135,793
28 E-11 BACN/HAG.....	33,645	29,645
29 F-15.....	349,304	203,910
30 F-16.....	615,760	622,593
32 F-22A.....	387,905	357,586
33 F-35 MODIFICATIONS.....	322,185	295,632
34 F-15 EPAW.....	31,995	---
35 INCREMENT 3.2b.....	5,889	5,889
36 KC-46A MODS.....	24,085	4,085
AIRLIFT AIRCRAFT		
37 C-5.....	62,108	50,279
38 C-17A.....	66,798	44,798
40 C-32A.....	2,947	2,947
41 C-37A.....	12,985	12,985
TRAINER AIRCRAFT		
42 GLIDER MODS.....	977	977
43 T6.....	26,829	23,929
44 T-1.....	4,465	4,465
45 T-38.....	36,806	40,806
OTHER AIRCRAFT		
46 U-2 MODS.....	110,618	110,618
47 KC-10A (ATCA).....	117	117
49 VC-25A MOD.....	1,983	1,983
50 C-40.....	9,252	7,252
51 C-130.....	5,871	265,580
52 C130J MODS.....	140,032	136,632
53 C-135.....	88,250	82,350
55 COMPASS CALL MODS.....	193,389	169,683
57 RC-135.....	191,332	191,332
58 E-3.....	172,141	118,068
59 E-4.....	58,803	44,140
60 E-8.....	11,037	22,037
60 AIRBORNE WARNING AND CONTROL SYSTEM.....	53,343	53,343

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
62 FAMILY OF BEYOND LINE-OF-SIGHT TERMINALS.....	1,573	1,573
63 H-1.....	4,410	4,410
64 H-60.....	44,538	34,728
65 RQ-4 UAV MODS.....	40,468	3,350
66 HC/MC-130 MODIFICATIONS.....	20,780	20,780
67 OTHER AIRCRAFT.....	100,774	100,774
68 MQ-9 MODS.....	188,387	155,011
70 CV-22 MODS.....	122,306	113,106
TOTAL, MODIFICATION OF INSERVICE AIRCRAFT.....	3,800,965	3,563,291
AIRCRAFT SPARES AND REPAIR PARTS		
71 INITIAL SPARES/REPAIR PARTS.....	926,683	907,949
AIRCRAFT SUPPORT EQUIPMENT AND FACILITIES		
COMMON SUPPORT EQUIPMENT		
73 AIRCRAFT REPLACEMENT SUPPORT EQUIP.....	132,719	123,869
POST PRODUCTION SUPPORT		
74 B-2A.....	1,683	1,683
75 B-2B.....	46,734	37,310
76 B-52.....	1,034	1,034
79 E-11 BACN/HAG.....	63,419	---
80 F-15.....	2,632	2,632
81 F-16 POST PRODUCTION SUPPORT.....	14,163	14,163
83 OTHER AIRCRAFT.....	4,595	4,595
84 RQ-4 POST PRODUCTION CHARGES.....	32,585	1,750
INDUSTRIAL PREPAREDNESS		
85 INDUSTRIAL PREPAREDNESS.....	18,215	18,215
WAR CONSUMABLES		
86 WAR CONSUMABLES.....	36,046	32,046
OTHER PRODUCTION CHARGES		
87 OTHER PRODUCTION CHARGES.....	1,439,640	1,372,337
TOTAL, AIRCRAFT SUPPORT EQUIPMENT AND FACILITIES	1,793,465	1,609,634
CLASSIFIED PROGRAMS.....	21,692	21,692
TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE.....	17,908,145	19,212,753

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

P-1	Budget Request	Final Bill
1 F-35	4,567,018	5,606,799
Program increase - twelve aircraft		1,129,000
Program increase - depot standup acceleration		167,900
Prior-year credit adjustment excess to need		-156,000
Unit cost adjustment		-101,119
4 F-15EX	1,269,847	1,233,647
Unit cost adjustment		-36,200
7 KC-46	2,850,151	2,665,299
ECO excess to need		-142,352
Depot standup activities forward financing		-42,500
8 C-130J	37,131	797,131
Program increase - two aircraft only for the Air Force Reserve		190,000
Program increase - six aircraft only for the Air National Guard		570,000
10 MC-130J	362,807	355,107
Air Force identified excess to need		-7,700
11 MC-130J (AP)	39,987	30,000
Excess to need		-9,987
13 COMBAT RESCUE HELICOPTER	973,473	909,909
Modernization/upgrades ahead of need		-63,564
13A CV-22	0	206,220
Program increase - two aircraft		206,220
15 CIVIL AIR PATROL	2,811	11,200
Program increase		8,389
18 COMPASS CALL	161,117	159,867
PMA funded in mods line		-1,250
20 MQ-9	29,409	0
Production line shutdown ahead of need		-29,409
20A E-11	0	63,419
Air Force requested transfer from line 79		63,419
22 B-1	3,853	0
CITS unjustified request		-3,853
23 B-2	31,476	30,819
LOSSM PMA unjustified		-657

P-1	Budget Request	Final Bill
25 B-52	53,949	27,279
Bomber TDL installation funding ahead of need		-2,000
Bomber TDL kit rephasing		-12,813
GPS-IU funding ahead of need		-11,857
28 E-11 BACN/HAG	33,645	29,645
Survivability kits - one excess to need		-4,000
29 F-15	349,304	203,910
APG-82 common configuration excess to need		-12,012
MUOS ahead of need		-8,050
APG-82(V)1 carryover		-101,000
APG-82(V)1 other government costs excess to need		-12,094
Overestimation of APG-82(V)1 installation costs		-10,728
F-15C APG-63(V)3 common configuration requirement rescinded		-1,510
30 F-16	615,760	622,593
Comm Suite Upgrade forward financing		-43,000
AIFF Mode 5 - Air Force requested transfer to RDTE,AF line 187		-9,868
Program increase - AESA radars for Air National Guard aircraft		75,000
ALR-69A undefinitized acquisition strategy		-12,000
AESA unit cost		-3,299
32 F-22A	387,905	357,586
Sensor enhancement insufficient justification		-6,597
Crypto mod installation funding excess to need		-3,115
RAMP excess to need		-20,607
33 F-35 MODIFICATIONS	322,185	295,832
Program increase - reliability and maintainability improvement program		20,000
Correction of deficiencies ICS overestimation		-27,836
DTIP kits carryover		-12,000
DTIP B-kits unit cost adjustment		-6,517
34 F-15 EPAWSS	31,995	0
EPAWSS development delays		-31,995
36 KC-46 MODS	24,085	4,085
Ahead of need		-20,000
37 C-5	62,108	50,279
CMC Wx radar installation delays		-6,098
Air Force-identified CNS/ATM excess to need		-2,131
CNS/ATM advisory services unjustified growth		-3,600
38 C-17	66,798	44,798
BLOS program delay		-22,000
43 T-6	26,829	23,929
Other government costs unjustified		-2,900

P-1	Budget Request	Final Bill
45 T-38	36,806	40,806
TRIM kit installations ahead of need		-1,000
Program increase - T-38 ejection seat upgrade		5,000
50 C-40	9,252	7,252
Wideband SATCOM install funding ahead of need		-2,000
51 C-130	5,871	265,580
Program increase - engine enhancement program		79,000
Program increase - [eight blade] propeller upgrade		180,000
Program increase - modular airborne firefighting system		4,600
AMP 1 excess to need		-3,841
AMP 2 ahead of need		-50
52 C-130J MODS	140,032	136,632
Block 8.1 OGC forward financing		-3,400
53 C-135	88,250	82,350
RPI forward financing		-5,900
55 COMPASS CALL MODS	193,389	169,683
Mission crew simulator ahead of need		-15,000
Baseline 3 installation delays		-8,706
58 E-3	172,141	118,068
NATO AWACS - Air Force requested transfer to line 87		-36,401
IPEC B-kit NRE unjustified growth		-6,593
IPEC change orders unjustified growth		-5,579
Overestimation of DRAGON installation costs		-5,500
59 E-4	58,803	44,140
Survivable SHF ahead of need		-14,663
60 E-8	11,037	22,037
Program increase - JSTARS		11,000
64 H-60	44,538	34,728
DVE kits ahead of need		-9,810
65 RQ-4 MODS	40,468	3,350
Mod funding unjustified		-26,118
Communication/interoperability enhancements		-9,000
ASIP SW/HW upgrades and support forward financed		-2,000
68 MQ-9 MODS	188,387	155,011
GCS block 30 A and B kits unjustified		-3,376
MQ-9 upgrade other government costs growth		-30,000

P-1	Budget Request	Final Bill
70 CV-22 MODS	122,306	113,106
Nacelle improvements concurrency		-9,200
71 INITIAL SPARES/REPAIR PARTS	926,683	907,949
F-15 EPAWSS spares ahead of need		-8,044
F-16 digital RWR carryover		-3,535
F-16 AIFF Mode 5 excess to need		-1,003
F-16 Auto GCAS forward financing		-1,906
AWACS ahead of need		-14,246
Program increase - F-35 spares		10,000
73 AIRCRAFT REPLACEMENT SUPPORT EQUIPMENT	132,719	123,869
BAT milestone C delay		-6,600
ARTS ICS unjustified growth		-1,250
Aircraft engine trailers unjustified growth		-1,000
75 B-2B	46,734	37,310
Unjustified support costs		-9,424
79 E-11 BACN/HAG	63,419	0
Air Force requested transfer to line 20A		-63,419
84 RQ-4	32,585	1,750
GSMP development delays		-7,330
MS-177 ICS forward financed		-23,505
86 WAR CONSUMABLES	36,046	32,046
Prior year carryover		-4,000
87 OTHER PRODUCTION CHARGES	1,439,640	1,372,337
NATO AWACS - Air Force requested transfer from line 58		36,401
Air Force-identified CNS/ATM excess to need		-9,304
EW POD forward financing		-12,500
F-15 depot standup forward financing		-7,200
F-15 EPAWSS depot standup ahead of need		-37,000
Classified adjustment		-37,700

C-130 FLEET MANAGEMENT PLAN AND MODERNIZATION ROADMAP

The Secretary of the Air Force is directed to submit a report to the congressional defense committees, not later than 60 days after the submission of the fiscal year 2022 budget request, which provides a C-130 fleet management plan and modernization roadmap. The report shall include an analysis of the theater and domestic airlift requirements of the National Defense Strategy, the number of C-130 aircraft needed to fulfill those requirements, justification for any planned or proposed reduction in fleet size, and the extent to which these requirements need to be refined by further study and analysis. The report shall also provide, through the entire future years defense program (FYDP), the current and projected C-130 total active aerospace vehicle inventory and backup aerospace vehicle inventory by unit and variant, including aircraft in attrition reserve. Further, the report shall describe modernization and recapitalization plans for C-130 aircraft through the FYDP, along with funding requirements by appropriation and budget line item. Finally, to the extent that the Air Force plans or proposes to reduce aircraft inventory from fiscal year 2021 through the end of the fiscal year 2022 FYDP, the report shall describe plans to modify proficiency training or deployment requirements for affected units to account for planned or proposed reduction in the number of aircraft assigned to those units. This language replaces the language under the heading "C-130 Fleet Management Plan" in House Report 116-453.

LC-130H

The Secretary of the Air Force is directed to submit a report to the congressional defense committees on LC-130H aircraft not later than 90 days after the enactment of this Act. The report shall include information on the age and estimated service life of the aircraft, trends in operating costs and mission capable rate, known sustainment and safety problems, the benefits of both completed and planned aircraft modifications, and an estimate of the cost of replacing these aircraft with C-130Js, including the cost of the required unique mission modifications. Further, the report shall be submitted with comments from the Chief of the National Guard Bureau to include, at minimum, an analysis of current LC-130H fleet force structure and capabilities requirements and an itemized list of unfunded recapitalization and modernization requirements. This language replaces the language under the heading "LC-130H Aircraft" in House Report 116-453.

MISSILE PROCUREMENT, AIR FORCE

The agreement provides \$2,142,181,000 for Missile Procurement, Air Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

MISSILE PROCUREMENT, AIR FORCE		
BALLISTIC MISSILES		
MISSILE REPLACEMENT EQUIPMENT - BALLISTIC		
1	MISSILE REPLACEMENT EQ-BALLISTIC.....	73,474
	75,012	
OTHER MISSILES		
TACTICAL		
2	REPLAC EQUIP & WAR CONSUMABLES.....	4,495
	4,495	
4	JOINT AIR-SURFACE STANDOFF MISSILE (JASSM).....	470,009
	475,949	
5	LONG RANGE ANTI-SHIP MISSILE (LRASMO).....	19,800
	19,800	
6	SIDEWINDER (AIM-9X).....	164,769
	164,769	
7	AHRAAM.....	313,223
	453,223	
8	PREDATOR HELLFIRE MISSILE.....	40,129
	40,129	
9	SMALL DIAMETER BOMB.....	45,475
	45,475	
10	SMALL DIAMETER BOMB II.....	209,972
	273,272	
INDUSTRIAL FACILITIES		
11	INDUSTRIAL PREPAREDNESS/POLLUTION PREVENTION.....	814
	814	

	TOTAL, OTHER MISSILES.....	1,268,686
	1,477,926	
MODIFICATION OF INSERVICE MISSILES		
CLASS IV		
13	ICBM FUZE MOD.....	---
	3,458	
14	ICBM FUZE MOD.....	43,450
	43,450	
15	MM III MODIFICATIONS.....	81,137
	85,310	
16	AGM-65D MAVERICK.....	298
	298	
17	AIR LAUNCH CRUISE MISSILE.....	52,924
	52,924	

	TOTAL, MODIFICATION OF INSERVICE MISSILES.....	177,809
	185,440	
SPARES AND REPAIR PARTS		
18	INITIAL SPARES/REPAIR PARTS.....	13,575
	9,402	
19	REPLEN SPARES/REPAIR PARTS.....	84,671
	84,671	

	TOTAL, SPARES AND REPAIR PARTS.....	98,246
	94,073	

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

SPECIAL PROGRAMS		
23 SPECIAL UPDATE PROGRAMS.....	23,501	23,501
CLASSIFIED PROGRAMS.....	540,465	500,465
	-----	-----
TOTAL, SPECIAL PROGRAMS.....	563,966	523,966
	=====	=====
TOTAL, MISSILE PROCUREMENT, AIR FORCE.....	2,396,417	2,142,181
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

P-1		Budget Request	Final Bill
1	MISSILE REPLACEMENT EQUIPMENT-BALLISTIC	75,012	73,474
	PIGA/G6B4 ahead of need		-1,538
4	JASSM	475,949	470,009
	AGM-158D pricing adjustment		-5,940
7	AMRAAM	453,223	313,223
	Contract delays		-69,000
	AUR unit cost growth		-1,300
	F3R schedule delay		-69,700
10	SMALL DIAMETER BOMB II	273,272	209,972
	Container unit cost growth		-2,400
	AUR unit cost adjustment		-60,900
13	ICBM FUZE MOD	3,458	0
	Recurring procurement excess to need		-3,458
15	MINUTEMAN III MODIFICATIONS	85,310	81,137
	Initial spares - Air Force requested transfer to line 18		-4,173
18	MISSILE SPARES / REPAIR PARTS	9,402	13,575
	Initial spares - Air Force requested transfer from line 15		4,173
999	CLASSIFIED PROGRAMS	540,465	500,465
	Classified adjustment		-40,000

PROCUREMENT OF AMMUNITION, AIR FORCE

The agreement provides \$550,844,000 for Procurement of Ammunition, Air Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

PROCUREMENT OF AMMUNITION, AIR FORCE		
1	PROCUREMENT OF AMMO, AIR FORCE	
	ROCKETS.....	14,962 14,962
2	CARTRIDGES.....	123,365 117,365
	BOMBS	
3	PRACTICE BOMBS.....	59,725 34,313
6	JOINT DIRECT ATTACK MUNITION.....	206,989 221,989
7	B61.....	35,634 35,634
9	CAD/PAD.....	47,830 47,830
10	EXPLOSIVE ORDNANCE DISPOSAL (EOD).....	6,232 6,232
11	SPARES AND REPAIR PARTS.....	542 542
12	MODIFICATIONS.....	1,310 1,310
13	ITEMS LESS THAN \$5,000,000.....	4,753 4,753
	FLARES/FUZES	
15	FLARES.....	40,088 40,088
16	FUZES.....	40,983 11,901
	TOTAL, PROCUREMENT OF AMMO, AIR FORCE.....	----- 582,413 536,919
	WEAPONS	
17	SMALL ARMS.....	13,925 13,925
	TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE.....	=====
		596,338 550,844
		=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

P-1	Budget Request	Final Bill
2 CARTRIDGES	123,365	117,365
BBU-48 early to need		-6,000
3 PRACTICE BOMBS	59,725	34,313
Unjustified growth		-25,412
6 JOINT DIRECT ATTACK MUNITION	206,989	221,989
Program increase - JDAM laser kits		15,000
16 FUZES	40,983	11,901
Program decrease		-27,000
FMU-139D/B excess		-2,082

OTHER PROCUREMENT, AIR FORCE

The agreement provides \$23,441,648,000 for Other Procurement, Air Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

OTHER PROCUREMENT, AIR FORCE		
VEHICULAR EQUIPMENT		
PASSENGER CARRYING VEHICLES		
1	PASSENGER CARRYING VEHICLE.....	9,016 9,016
CARGO + UTILITY VEHICLES		
2	FAMILY MEDIUM TACTICAL VEHICLE.....	15,058 15,058
3	CAP VEHICLES.....	1,059 1,800
4	ITEMS LESS THAN \$5M (CARGO AND UTILITY VEHICLES)..	38,920 37,620
SPECIAL PURPOSE VEHICLES		
5	JOINT LIGHT TACTICAL VEHICLE.....	30,544 30,544
6	SECURITY AND TACTICAL VEHICLES.....	319 319
7	ITEMS LESS THAN \$5M (SPECIAL PURPOSE VEHICLES)....	43,157 43,157
FIRE FIGHTING EQUIPMENT		
8	FIRE FIGHTING/CRASH RESCUE VEHICLES.....	8,621 8,621
MATERIALS HANDLING EQUIPMENT		
9	ITEMS LESS THAT \$5M (MATERIALS HANDLING EQUIPMENT)	12,897 12,897
BASE MAINTENANCE SUPPORT		
10	RUNWAY SNOW REMOVAL & CLEANING EQUIP.....	3,577 3,577
11	ITEMS LESS THAN \$5M (BASE MAINTENANCE SUPPORT VEHICLES).....	43,095 43,095
	TOTAL, VEHICULAR EQUIPMENT.....	206,263 205,704

ELECTRONICS AND TELECOMMUNICATIONS EQUIP		
COMM SECURITY EQUIPMENT (COMSEC)		
13	COMSEC EQUIPMENT.....	54,864 54,864
INTELLIGENCE PROGRAMS		
14	INTERNATIONAL INTEL TECH AND ARCHITECTURES.....	9,283 10,783
15	INTELLIGENCE TRAINING EQUIPMENT.....	6,849 6,349
16	INTELLIGENCE COMM EQUIP.....	33,471 31,771
ELECTRONICS PROGRAMS		
17	TRAFFIC CONTROL/LANDING.....	29,409 25,842
18	BATTLE CONTROL SYSTEM - FIXED.....	7,909 7,909
19	THEATER AIR CONTROL SYS IMPRO.....	32,632 32,632
20	WEATHER OBSERVATION FORECAST.....	33,021 33,021
21	STRATEGIC COMMAND AND CONTROL.....	31,353 28,407
22	CHEYENNE MOUNTAIN COMPLEX.....	10,314 8,199
23	MISSION PLANNING SYSTEMS.....	15,132 15,132

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
25 INTEGRATED STRAT PLAN AND ANALY NETWORK (ISPAN)...	9,806	9,806
SPECIAL COMM-ELECTRONICS PROJECTS		
26 GENERAL INFORMATION TECHNOLOGY.....	39,887	36,700
27 AF GLOBAL COMMAND & CONTROL SYSTEM.....	2,602	2,602
29 MOBILITY COMMAND AND CONTROL.....	10,541	10,541
30 AIR FORCE PHYSICAL SECURITY SYSTEM.....	96,277	85,277
31 COMBAT TRAINING RANGES.....	195,185	193,185
32 MINIMUM ESSENTIAL EMERGENCY COMM N.....	29,664	21,664
33 WIDE AREA SURVEILLANCE (WAS).....	59,633	47,538
34 C3 COUNTERMEASURES.....	105,584	100,084
36 DEFENSE ENTERPRISE ACCOUNTING AND MGMT.....	899	899
38 THEATER BATTLE MGT C2 SYS.....	3,392	3,392
39 AIR AND SPACE OPERATIONS CTR-WPN SYSTEM.....	24,983	15,383
AIR FORCE COMMUNICATIONS		
41 INFORMATION TRANSPORT SYSTEMS.....	19,147	19,147
42 AFNET.....	84,515	84,515
43 JOINT COMMUNICATIONS SUPPORT ELEMENT (JCSE).....	6,185	6,185
44 USCENTCOM.....	19,649	19,649
45 USSTRATCOM.....	4,337	4,337
ORGANIZATION AND BASE		
46 TACTICAL C-E EQUIPMENT.....	137,033	132,733
47 RADIO EQUIPMENT.....	15,264	15,264
49 BASE COMM INFRASTRUCTURE.....	132,281	169,208
MODIFICATIONS		
50 COMM ELECT MODS.....	21,471	21,471
TOTAL, ELECTRONICS AND TELECOMMUNICATIONS EQUIP.	1,282,572	1,254,489
OTHER BASE MAINTENANCE AND SUPPORT EQUIP		
51 PERSONAL SAFETY AND RESCUE EQUIP ITEMS LESS THAN \$5,000,000 (SAFETY).....	49,578	49,578
DEPOT PLANT + MATERIALS HANDLING EQ		
52 POWER CONDITIONING EQUIPMENT.....	11,454	11,454
53 MECHANIZED MATERIAL HANDLING.....	12,110	12,110
BASE SUPPORT EQUIPMENT		
54 BASE PROCURED EQUIPMENT.....	21,142	27,342

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
55 ENGINEERING AND EOD EQUIPMENT.....	7,700	7,700
56 MOBILITY EQUIPMENT.....	18,266	18,266
57 FUELS SUPPORT EQUIPMENT (FSE).....	9,601	9,601
58 ITEMS LESS THAN \$5M (BASE SUPPORT).....	42,078	42,078
SPECIAL SUPPORT PROJECTS		
60 DARP RC135.....	27,164	27,164
61 DISTRIBUTED GROUND SYSTEMS.....	121,528	121,528
63 SPECIAL UPDATE PROGRAM.....	782,641	731,941
TOTAL, OTHER BASE MAINTENANCE AND SUPPORT EQUIP.	1,103,262	1,058,762
SPARE AND REPAIR PARTS		
64 SPARES AND REPAIR PARTS (CYBER).....	1,664	1,664
65 SPARES AND REPAIR PARTS.....	15,847	15,847
CLASSIFIED PROGRAMS.....	21,086,112	20,905,182
TOTAL, OTHER PROCUREMENT, AIR FORCE.....	23,695,720	23,441,648

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

P-1	Budget Request	Final Bill
3 CAP VEHICLES	1,059	1,800
Program increase		741
4 CARGO AND UTILITY VEHICLES	38,920	37,620
Unit cost growth		-1,300
14 INTERNATIONAL INTEL TECH & ARCHITECTURES	9,283	10,783
Program increase - PDI-Mission Partner Environment BICES-X		1,500
15 INTELLIGENCE TRAINING EQUIPMENT	6,849	6,349
Poor justification materials		-500
16 INTELLIGENCE COMM EQUIPMENT	33,471	31,771
IMAD acquisition strategy		-1,700
17 AIR TRAFFIC CONTROL & LANDING SYSTEMS	29,409	25,842
DARC excess to need		-3,567
21 STRATEGIC COMMAND AND CONTROL	31,353	28,407
JADC2 procurement growth unjustified		-2,946
22 CHEYENNE MOUNTAIN COMPLEX	10,314	8,199
Transfer to P,SF line 17		-2,115
26 GENERAL INFORMATION TECHNOLOGY	39,887	36,700
LOGIT		-391
Unjustified communications and IT request		-2,796
30 AIR FORCE PHYSICAL SECURITY SYSTEM	96,277	85,277
Prior year carryover		-11,000
31 COMBAT TRAINING RANGES	195,185	193,185
Forward financing		-2,000
32 MEECN	29,664	21,664
Production funding excess to need		-8,000
33 WIDE AREA SURVEILLANCE	59,633	47,538
Air Force requested transfer to RDTE,AF line 182		-4,795
Forward financing		-7,300
34 C3 COUNTERMEASURES	105,584	100,084
Unit cost growth		-5,500
39 AIR AND SPACE OPERATIONS CENTER (AOC)	24,983	15,383
Excess to need		-6,000
Maintain level of effort		-3,600
46 TACTICAL C-E EQUIPMENT	137,033	132,733
Test benches		-4,300

P-1	Budget Request	Final Bill
49 BASE COMM INFRASTRUCTURE	132,281	169,208
Program increase - PDI-Mission Partner Environment PACNET		14,000
Air Force requested transfer from OM,AF SAG 21D		22,927
54 BASE PROCURED EQUIPMENT	21,142	27,342
Program increase - laboratory equipment		6,200
63 SPECIAL UPDATE PROGRAM	782,641	731,941
Classified adjustment		-50,700
999 CLASSIFIED PROGRAMS	21,086,112	20,905,182
Classified adjustment		-180,930

PROCUREMENT, SPACE FORCE

The agreement provides \$2,310,994,000 for Procurement, Space Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

PROCUREMENT, SPACE FORCE		
1	SPACE PROGRAMS	
	ADVANCED EHF.....	14,823 7,823
2	AF SATELLITE COMM SYSTEM.....	48,326 53,326
3	COUNTERSPACE SYSTEMS.....	65,540 49,155
4	FAMILY OF BEYOND LINE-OF-SIGHT TERMINALS.....	66,190 61,190
5	GENERAL INFORMATION TECH - SPACE.....	3,299 3,299
6	GPSIII FOLLOW ON.....	627,796 597,796
7	GPS III SPACE SEGMENT.....	20,122 20,122
8	GLOBAL POSITIONING (SPACE).....	2,256 2,256
9	SPACEBORNE EQUIP (COMSEC).....	35,495 35,495
10	MILSATCOM.....	15,795 15,795
11	SBIR HIGH (SPACE).....	160,891 145,891
12	SPECIAL SPACE ACTIVITIES.....	78,387 78,387
13	NATIONAL SECURITY SPACE LAUNCH.....	1,043,171 996,371
14	NUDET DETECTION SYSTEM.....	6,638 6,638
15	ROCKET SYSTEMS LAUNCH PROGRAM.....	47,741 47,741
16	SPACE FENCE.....	11,279 11,279
17	SPACE MODS.....	96,551 86,666
18	SPACELIFT RANGE SYSTEM SPACE.....	100,492 90,492
19	SPARES AND REPAIR PARTS.....	1,272 1,272
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	TOTAL, PROCUREMENT, SPACE FORCE.....	2,446,064 2,310,994
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EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

P-1	Budget Request	Final Bill	
1	ADVANCED EHF	14,823	7,823
	Technical mission analysis unjustified growth		-2,000
	Prior year carryover		-5,000
2	AF SATELLITE COMM SYSTEM	48,326	53,326
	Program increase - cyber defense		5,000
3	COUNTERSPACE SYSTEMS	65,540	49,155
	CCS procurement early to need		-16,385
4	FAMILY OF BEYOND LINE-OF-SIGHT TERMINALS	66,190	61,190
	Insufficient justification		-5,000
6	GPSIII FOLLOW ON	627,796	597,796
	Excess to need		-30,000
11	SBIR HIGH (SPACE)	160,891	145,891
	S2E2 undefined strategy		-15,000
13	NATIONAL SECURITY SPACE LAUNCH	1,043,171	996,371
	Contract savings		-46,800
17	SPACE MODS	96,551	86,666
	Transfer from OP,AF line 22		2,115
	Unjustified request		-12,000
18	SPACELIFT RANGE SYSTEM SPACE	100,492	90,492
	Underexecution		-10,000

NATIONAL SECURITY SPACE LAUNCH

The Secretary of Defense and the Director of National Intelligence are directed to utilize the Space Force launch enterprise for National Security Space Launch-class missions unless the Secretary of Defense and, if appropriate, the Director of National Intelligence certify to the congressional defense and intelligence committees that an alternative launch procurement approach for a designated mission is in the national security interest and best financial interest of the government and outline the cost analysis and any other rationale for such a determination.

PROCUREMENT, DEFENSE-WIDE

The agreement provides \$5,837,347,000 for Procurement, Defense-Wide, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

PROCUREMENT, DEFENSE-WIDE		
MAJOR EQUIPMENT		
MAJOR EQUIPMENT, DCAA		
MAJOR EQUIPMENT, DCMA		
2 MAJOR EQUIPMENT.....	1,398	1,398
MAJOR EQUIPMENT, DCSA		
3 MAJOR EQUIPMENT.....	2,212	2,212
MAJOR EQUIPMENT, DHRA		
5 PERSONNEL ADMINISTRATION.....	4,213	4,213
MAJOR EQUIPMENT, DISA		
11 INFORMATION SYSTEMS SECURITY.....	17,211	17,211
12 TELEPORT PROGRAM.....	29,841	29,841
13 JOINT FORCES HEADQUARTERS - DODIN.....	3,091	3,091
14 ITEMS LESS THAN \$5M.....	41,569	41,569
16 DEFENSE INFORMATION SYSTEMS NETWORK.....	26,978	26,978
17 WHITE HOUSE COMMUNICATION AGENCY.....	44,161	44,161
18 SENIOR LEADERSHIP ENTERPRISE.....	35,935	35,935
19 JOINT REGIONAL SECURITY STACKS (JRSS).....	88,741	88,741
20 JOINT SERVICE PROVIDER.....	157,538	157,538
21 FOURTH ESTATE NETWORK OPTIMIZATION (4ENO).....	42,084	41,084
MAJOR EQUIPMENT, DLA		
23 MAJOR EQUIPMENT.....	417,459	390,459
MAJOR EQUIPMENT, DMACT		
24 MAJOR EQUIPMENT.....	7,993	7,993
MAJOR EQUIPMENT, DODEA		
25 AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS.....	1,319	1,319
MAJOR EQUIPMENT, DPAA		
26 MAJOR EQUIPMENT, DPAA.....	500	500
MAJOR EQUIPMENT, DSS		
27 REGIONAL CENTER PROCUREMENT.....	1,598	1,598
MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGENCY		
28 VEHICLES.....	215	215
29 OTHER MAJOR EQUIPMENT.....	9,994	9,994
MAJOR EQUIPMENT, MDA		
31 THAAD SYSTEM.....	495,396	578,335
32 GROUND BASED MIDCOURSE.....	---	150,000

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
34 AEGIS BMD.....	356,195	353,896
35 AEGIS BMD (AP).....	44,901	44,901
36 BMDS AN/TPY-2 RADARS.....	---	243,270
37 AEGIS BMD SM-3 BLOCK IIA.....	218,322	318,322
38 ISRAELI PROGRAMS.....	77,000	77,000
39 SHORT RANGE BALLISTIC MISSILE DEFENSE (SRBMD).....	50,000	50,000
40 AEGIS ASHORE PHASE III.....	39,114	34,629
41 IRON DOME SYSTEM.....	73,000	73,000
42 AEGIS BMD HARDWARE AND SOFTWARE.....	104,241	104,241
MAJOR EQUIPMENT, NSA		
48 INFORMATION SYSTEMS SECURITY PROGRAM (ISSP).....	101	101
MAJOR EQUIPMENT, OSD		
49 MAJOR EQUIPMENT, OSD.....	3,099	33,099
MAJOR EQUIPMENT, TJS		
50 MAJOR EQUIPMENT, TJS.....	8,329	8,329
51 MAJOR EQUIPMENT - TJS CYBER.....	1,247	1,247
MAJOR EQUIPMENT, WHS		
53 MAJOR EQUIPMENT, WHS.....	515	515
TOTAL, MAJOR EQUIPMENT.....	2,405,510	2,976,935
SPECIAL OPERATIONS COMMAND		
AVIATION PROGRAMS		
55 ARMED OVERWATCH/TARGETING.....	101,000	21,000
59 SOF ROTARY WING UPGRADES AND SUSTAINMENT.....	211,041	211,041
60 UNMANNED ISR.....	25,488	24,488
61 NON-STANDARD AVIATION.....	61,874	61,874
62 SOF U-28.....	3,825	3,825
63 MH-47 CHINOOK.....	135,482	135,482
64 CV-22 SOF MODIFICATION.....	14,829	54,109
65 MQ-9 UNMANNED AERIAL VEHICLE.....	6,746	6,746
66 PRECISION STRIKE PACKAGE.....	243,111	233,111
67 AC/MC-130J.....	163,914	153,914
68 C-130 MODIFICATIONS.....	20,414	17,014
SHIPBUILDING		
69 UNDERWATER SYSTEMS.....	20,556	20,556

596

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

70		
AMMUNITION PROGRAMS		
SOF ORDNANCE ITEMS UNDER \$5,000,000.....	186,197	184,297
71		
OTHER PROCUREMENT PROGRAMS		
SOF INTELLIGENCE SYSTEMS.....	94,982	94,982
72		
DCGS-SOF.....	11,645	11,645
73		
OTHER ITEMS UNDER \$5,000,000.....	96,333	81,707
74		
SOF COMBATANT CRAFT SYSTEMS.....	17,278	33,278
75		
SPECIAL PROGRAMS.....	78,865	107,365
76		
TACTICAL VEHICLES.....	30,158	30,158
77		
WARRIOR SYSTEMS UNDER \$5,000,000.....	260,733	303,733
78		
COMBAT MISSION REQUIREMENTS.....	19,848	19,848
79		
SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES.....	2,401	2,401
80		
SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE.....	13,861	13,861
81		
SOF OPERATIONAL ENHANCEMENTS.....	247,038	247,038
TOTAL, SPECIAL OPERATIONS COMMAND.....	2,067,619	2,073,473
CHEMICAL/BIOLOGICAL DEFENSE		
82		
CHEMICAL BIOLOGICAL SITUATIONAL AWARENESS.....	147,150	144,023
83		
CB PROTECTION AND HAZARD MITIGATION.....	149,944	148,752
TOTAL, CHEMICAL/BIOLOGICAL DEFENSE.....	297,094	292,775
CLASSIFIED PROGRAMS.....	554,264	494,164
TOTAL, PROCUREMENT, DEFENSE-WIDE.....	5,324,487	5,837,347
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EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

P-1	Budget Request	Final Bill
21 FOURTH ESTATE NETWORK OPTIMIZATION (4ENO)	42,084	41,084
Insufficient justification		-1,000
23 MAJOR EQUIPMENT	417,459	390,459
MGUE excess growth		-20,000
MGUE - DLA requested transfer to RDTE, DW line 54		-7,000
31 THAAD SYSTEM	495,396	578,335
Unit cost growth		-23,494
Program increase - HEMTT trucks		30,108
Program increase - THAAD Battery #8		76,325
32 GROUND BASED MIDCOURSE	0	150,000
Program increase - GBI boosters		150,000
34 AEGIS BMD	356,195	353,896
SM-3 Block IB multiyear procurement unit cost savings		-2,299
36 BMDS AN/TPY-2 RADARS	0	243,270
Program increase - THAAD Battery #8		243,270
37 AEGIS BMD SM-3 Block IIA	218,322	318,322
Program increase - additional SM-3 Block IIA interceptors		100,000
40 AEGIS ASHORE PHASE III	39,114	34,629
Excess growth		-4,485
49 MAJOR EQUIPMENT, OSD	3,099	33,099
Mentor Protégé funding restoration		30,000
55 ARMED OVERWATCH/TARGETING	101,000	21,000
Excess to need		-80,000
Armed Overwatch - SOCOM requested transfer to RDTE, DW line 258		-20,000
60 UNMANNED ISR	25,488	24,488
EOTACs insufficient budget justification		-1,000
64 CV-22 SOF MODIFICATION	14,829	54,109
Program increase - two aircraft modifications		39,280
66 PRECISION STRIKE PACKAGE	243,111	233,111
Excess to need		-10,000
67 AC/MC-130J	163,914	153,914
RFCM excess to need		-10,000
68 C-130 MODIFICATIONS	20,414	17,014
Excess to need		-3,400

P-1	Budget Request	Final Bill
70 SOF ORDNANCE ITEMS UNDER \$5M	186,197	184,297
Unit cost growth		-1,900
73 SOF OTHER ITEMS UNDER \$5M	96,333	81,707
MMP excess to need		-12,226
Unobligated balances		-2,400
74 SOF COMBATANT CRAFT SYSTEMS	17,278	33,278
Program increase - combatant craft assault		16,000
75 SPECIAL PROGRAMS	78,865	107,365
Classified adjustment - excess to need		-10,000
Program increase - classified adjustment		38,500
77 SOF WARRIOR SYSTEMS UNDER \$5M	260,733	303,733
Program increase - STC		20,000
RC-IED excess to need		-2,000
Program increase - cUAS		25,000
82 CHEMICAL BIOLOGICAL SITUATIONAL AWARENESS	147,150	144,023
Program increase - joint chemical agent detector solid liquid adapter		2,450
Program increase - CBRN dismounted reconnaissance system		5,000
Enhanced maritime biological detection insufficient budget justification		-7,200
JCAD SLA support costs unjustified		-2,277
MERLIN hardware previously funded		-1,100
83 CB PROTECTION AND HAZARD MITIGATION	149,944	148,752
Program increase - joint service lightweight integrated suit technology		2,000
Program increase - smallpox antiviral stockpile		5,500
JSGPM insufficient budget justification		-2,600
JSAM SA forward financing		-4,600
UIPE insufficient budget justification		-1,492
999 CLASSIFIED PROGRAMS	554,264	494,164
Classified adjustment		-60,100

DEFENSE PRODUCTION ACT PURCHASES

The agreement provides \$174,639,000 for Defense Production Act Purchases, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS (In thousands of dollars)

	Budget Request	Final Bill
DEFENSE PRODUCTION ACT PURCHASES	181,931	174,639
Program increase—3D carbon hypersonic materials		10,000
Department of Defense identified excess funding		– 17,292
Total, Defense Production Act Purchases	181,931	174,639

TITLE IV—RESEARCH, DEVELOPMENT, TEST AND EVALUATION

The agreement provides \$107,135,164,000 in Title IV, Research, Development, Test and Evaluation, as follows:

600

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RECAPITULATION		
RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY.....	12,587,343	13,969,032
RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY.....	21,427,048	20,078,829
RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE.	37,391,826	36,357,443
RESEARCH, DEVELOPMENT, TEST AND EVALUATION, SPACE FORCE.....	10,327,595	10,540,069
RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE.....	24,280,891	25,932,671
OPERATIONAL TEST AND EVALUATION, DEFENSE.....	210,090	257,120

GRAND TOTAL, RESEARCH, DEVELOPMENT, TEST AND EVALUATION.....	106,224,793	107,135,164
	=====	=====

REPROGRAMMING GUIDANCE FOR ACQUISITION ACCOUNTS
(INCLUDING BASE AND OVERSEAS CONTINGENCY OPERATIONS
FUNDING)

The Secretary of Defense is directed to continue to follow the reprogramming guidance as specified in the report accompanying the House version of the Department of Defense Appropriations bill for Fiscal Year 2008 (House Report 110-279). Specifically, the dollar threshold for reprogramming funds shall be \$10,000,000 for procurement and research, development, test and evaluation.

Also, the Under Secretary of Defense (Comptroller) is directed to continue to provide the congressional defense committees quarterly, spreadsheet-based DD Form 1416 reports for Service and defense-wide accounts in titles III and IV of this Act. Reports for titles III and IV shall comply with the guidance specified in the explanatory statement accompanying the Department of Defense Appropriations Act, 2006. The Department shall continue to follow the limitation that prior approval reprogrammings are set at either the specified dollar threshold or 20 percent of the procurement or research, development, test and evaluation line, whichever is less. These thresholds are cumulative from the base for reprogramming value as modified by any adjustments. Therefore, if the combined value of transfers into or out of a procurement (P-1) or research, development, test and evaluation (R-1) line exceeds the identified threshold, the Secretary of Defense must submit a prior approval reprogramming to the congressional defense committees. In addition, guidelines on the application of prior approval reprogramming procedures for congressional special interest items are established elsewhere in this statement.

FUNDING INCREASES

The funding increases outlined in these tables shall be provided only for the specific purposes indicated in the tables.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION SPECIAL INTEREST
ITEMS

Items for which additional funds have been recommended or items for which funding is specifically reduced as shown in the project level tables detailing recommended adjustments or in paragraphs using the phrase “only for” or “only to” in the explanatory statement are congressional special interest items for the purpose of the Base for Reprogramming (DD Form 1414). Each of these items must be carried on the DD Form 1414 at the stated amount, as specifically addressed elsewhere in the explanatory statement.

SOFTWARE AND DIGITAL TECHNOLOGY PILOT PROGRAMS

The agreement includes a modified version of the new general provision submitted with the fiscal year 2021 President’s budget request for Software and Digital Technology Pilot programs funded in a new Budget Activity Eight within the Research, Development, Test and Evaluation accounts. The agreement acknowledges the Department’s rationale regarding the incremental technical challenges posed by modern software development, including imple-

menting technical fixes to existing code, addressing cyber vulnerabilities, and integrating incrementally developed new capabilities. However, the agreement modifies the general provision under the premise that objective quantitative and qualitative evidence is needed to evaluate potential expansion of the approved pilot programs. Further, seeking additional flexibility in the execution of appropriations should not be a solution to internal accounting and guidance issues that challenge the Department's ability to execute these programs. The agreement encourages the Secretary of Defense to execute the recommended pilot programs through fiscal years 2021 and 2022, while performing a detailed analysis of the Department's accounting and financial management process for such pilot programs as compared to existing software and digital technology programs.

The Secretary of Defense is directed to submit a report to the congressional defense committees, not later than 90 days after the enactment of this Act, which details the Department's assessment plan for each of the programs recommended in the general provision. This report shall include, at a minimum: quantitative and qualitative metrics; identification of eight similar programs, with representations from each Service, funded through traditional appropriation legislation to assess concurrently for comparison; and a plan to assess each pilot program against their own historical performance when funded through traditional appropriation legislation. Following submission of the assessment plan prescribed above, the Secretary of Defense is directed to provide quarterly reports on the status of each pilot program to the congressional defense committees.

TRANSITION OF PROGRAMS FROM THE STRATEGIC CAPABILITIES OFFICE

The fiscal year 2021 President's budget request includes \$730,508,000 in Research, Development, Test and Evaluation, Defense-Wide for programs managed and executed by the Strategic Capabilities Office (SCO). The transition of several programs from SCO to the Services is supported to the extent that they address Service requirements. However, it is concerning that for programs planned for transition from SCO to the Services, detailed cost, schedule, and budget data are not routinely included with budget justification materials submitted by either SCO or the Services. Further, it is noted that SCO and the Services frequently use different program names when describing the same effort, which complicates the traceability of programs and funding, and hampers congressional oversight.

Therefore, the Director, SCO, in coordination with the Service acquisition executives, is directed to provide to the congressional defense committees, with submission of the fiscal year 2022 President's budget request, a matrix identifying SCO programs with their SCO and respective transition partners' detailed program schedules, and future years defense program profiles by fiscal year, appropriation account, and program element. Finally, the Secretary of Defense is directed to continue to provide quarterly obligation and expenditure reports for SCO by project to the congressional defense committees.

MID-TIER ACQUISITION AND RAPID PROTOTYPING PROGRAMS

The fiscal year 2021 President's budget request includes funding in the research, development, test and evaluation appropriations accounts for Army, Navy, Air Force, Space Force, and Defense-Wide for several new and ongoing acquisition programs that use acquisition authorities and contracting strategies provided in National Defense Authorization Acts for rapid development, rapid prototyping, rapid acquisition, accelerated acquisition, and mid-tier acquisition ("section 804") of warfighter capabilities. The spectrum of programs using these types of acquisition authorities ranges from small programs that have already deployed prototypes, to programs that by virtue of their scope and cost would otherwise be subject to reporting requirements and acquisition regulations applicable to traditional major acquisition category I programs.

While supportive of efforts to deliver capability to the warfighter in an accelerated manner, it is noted that under current law, several reporting requirements that apply to traditional acquisition programs, to include independent cost estimates and test and evaluation master plans, are not required for mid-tier acquisition and rapid prototyping programs and to date have been provided only when specifically directed by the House and Senate Appropriations Committees. As the Department of Defense appears to increase its reliance on such acquisition authorities, it is concerning that this standard acquisition information is not being provided as a matter of practice. Further, it is concerning that the Services' growing trend toward procuring de facto operational assets via prototyping acquisitions may limit the Services' ability to successfully manage their acquisition programs in the long-term by eliminating the full understanding of long-term program costs up-front; unnecessarily narrowing down the industrial base early in the acquisition process; and eliminating opportunities for future innovation by reducing competitive opportunities over the life of the acquisition. Finally, there is concern that budgeting for these de facto end-items incrementally with research and development appropriations instead of fully funding them with procurement appropriations obfuscates costs, and limits transparency and visibility into Services' procurement efforts.

The Under Secretaries of Defense (Research and Engineering) and (Acquisition and Sustainment), as well as the Service acquisition executives are directed to provide to the congressional defense committees, with submission of the fiscal year 2022 President's budget request, a complete list of approved acquisition programs—and programs pending approval in fiscal year 2022—utilizing prototyping or accelerated acquisition authorities, along with the rationale for each selected acquisition strategy, as well as a cost estimate and contracting strategy for each such program. Further, the Under Secretary of Defense (Comptroller) and the respective Financial Manager and Comptrollers for the Army, Navy, and Air Force are directed to certify full funding of the acquisition strategies for each of these programs in the fiscal year 2022 President's budget request, including their test strategies; and the Director, Operational Test and Evaluation is directed to certify to the congressional defense committees the appropriateness of the Services'

planned test strategies for such programs, to include a risk assessment. To the extent that the respective Service acquisition executives, Service financial manager and comptrollers, and Director, Operational Test and Evaluation provided the information requested above with submission of the fiscal year 2021 President's budget, any variations thereto should be included with the fiscal year 2022 submission. In addition, the Services' financial manager and comptrollers are directed to identify the full costs for prototyping units by individual item in the budget exhibits for research, development, test and evaluation appropriations for the budget year as well as the future years defense program.

FEDERALLY FUNDED RESEARCH AND DEVELOPMENT CENTERS

Section 8025(e) of the Department of Defense Appropriations Act, 2020 directed the Secretary of Defense to submit, with the submission of the fiscal year 2021 budget request, a report presenting the specific amounts of staff years of technical effort to be allocated for each Defense Federally Funded Research and Development Center (FFRDC) during that fiscal year, and the associated budget estimates. It is noted that this annually recurring reporting requirement assists the House and Senate Appropriations Committees in their budget review for Defense FFRDCs and that timely and complete submittal is expected. It is further noted that in fiscal year 2020, the Under Secretary of Defense (Research & Engineering) adjusted the allocation of staff-years of technical effort (STE) contrary to congressional intent expressed in section 8025. Therefore, section 8026 of this agreement further specifies the allocation of STE for studies and analyses FFRDCs for fiscal year 2021.

The Under Secretary of Defense (Research and Engineering) is directed to submit a report to the congressional defense committees, not later than 180 days after the enactment of this Act, describing the methodology and criteria used to assess each Defense FFRDC funded by this Act, the definition of their respective core competencies, and what, if any, adjustments are recommended for fiscal years 2022 and 2023. In addition, the Under Secretary of Defense (Research and Engineering) is directed to inform the congressional defense committees of any potentially required changes to Department of Defense Instruction 5000.77 not less than 45 days prior to the implementation of any such change.

In addition, the agreement directs the Comptroller General to provide to the congressional defense committees, not later than 180 days after the enactment of this Act, a report that includes a detailed listing of all FFRDCs funded by this Act; the name of the primary sponsoring organization for each FFRDC; the period of performance (including contract options) for each FFRDC contract, to include contract scope, contract ceiling, amount of STE allocated, and, if not competed, justification for sole source contract actions.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

The agreement provides \$13,969,032,000 for Research, Development, Test and Evaluation, Army, as follows:

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

RESEARCH, DEVELOPMENT, TEST & EVALUATION, ARMY		
BASIC RESEARCH		
2	DEFENSE RESEARCH SCIENCES.....	303,257 367,457
3	UNIVERSITY RESEARCH INITIATIVES.....	67,148 97,148
4	UNIVERSITY AND INDUSTRY RESEARCH CENTERS.....	87,877 121,877
5	CYBER COLLABORATIVE RESEARCH ALLIANCE.....	5,077 5,077
	TOTAL, BASIC RESEARCH.....	463,359 591,559

APPLIED RESEARCH		
7	BIOMEDICAL TECHNOLOGY.....	11,835 11,835
11	COUNTER IMPROVISED-THREAT ADVANCED STUDIES.....	2,000 2,000
12	LETHALITY TECHNOLOGY.....	42,425 108,925
13	ARMY APPLIED RESEARCH.....	30,757 30,757
14	SOLDIER LETHALITY TECHNOLOGY.....	125,435 204,435
15	GROUND TECHNOLOGY.....	28,047 154,047
16	NEXT GENERATION COMBAT VEHICLE TECHNOLOGY.....	217,565 265,565
17	NETWORK C3I TECHNOLOGY.....	114,404 204,904
18	LONG RANGE PRECISION FIRES TECHNOLOGY.....	60,553 126,053
19	FUTURE VERTICLE LIFT TECHNOLOGY.....	96,484 165,484
20	AIR AND MISSILE DEFENSE TECHNOLOGY.....	56,298 109,298
22	C3I APPLIED CYBER.....	18,816 18,816
40	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY.....	20,766 20,766
42	MEDICAL TECHNOLOGY.....	95,496 102,496
	TOTAL, APPLIED RESEARCH.....	920,881 1,525,381

ADVANCED TECHNOLOGY DEVELOPMENT		
44	MEDICAL ADVANCED TECHNOLOGY.....	38,896 89,896
49	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHNOLOGY..	11,659 11,659
52	MEDICAL DEVELOPMENT.....	27,723 27,723
53	ARMY ADVANCED TECHNOLOGY DEVELOPMENT.....	62,663 62,663
54	SOLDIER LETHALITY ADVANCED TECHNOLOGY.....	109,608 147,608
55	GROUND ADVANCED TECHNOLOGY.....	14,795 210,095
59	COUNTER IMPROVISED-THREAT SIMULATION.....	25,000 25,000
63	C3I CYBER ADVANCED DEVELOPMENT.....	23,357 43,357
64	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM.....	188,024 228,024
65	NEXT GENERATION COMBAT VEHICLE ADVANCED TECHNOLOGY....	199,358 307,358

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
66 NETWORK C3I ADVANCED TECHNOLOGY.....	158,608	206,908
67 LONG RANGE PRECISION FIRES ADVANCED TECHNOLOGY.....	121,060	176,060
68 FUTURE VERTICAL LIFT ADVANCED TECHNOLOGY.....	156,194	224,944
69 AIR AND MISSILE DEFENSE ADVANCED TECHNOLOGY.....	58,130	182,630
77 HUMANITARIAN DEMINING.....	8,515	17,000
TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT.....	1,203,590	1,960,925
DEMONSTRATION & VALIDATION		
78 ARMY MISSILE DEFENSE SYSTEMS INTEGRATION.....	11,062	140,312
79 ARMY SPACE SYSTEMS INTEGRATION.....	26,230	26,230
80 AIR AND MISSILE DEFENSE SYSTEMS ENGINEERING.....	26,482	47,582
81 LANDMINE WARFARE AND BARRIER - ADV DEV.....	64,092	58,406
83 TANK AND MEDIUM CALIBER AMMUNITION.....	92,753	91,753
84 ARMORED SYSTEM MODERNIZATION - ADV DEV.....	151,478	144,214
85 SOLDIER SUPPORT AND SURVIVABILITY.....	5,841	5,841
86 TACTICAL ELECTRONIC SURVEILLANCE SYSTEM - ADV DEV.....	194,775	182,400
87 NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT.....	24,316	16,316
88 ENVIRONMENTAL QUALITY TECHNOLOGY - DEM/VAL.....	13,387	21,387
89 NATO RESEARCH AND DEVELOPMENT.....	4,762	4,762
90 AVIATION - ADV DEV.....	647,937	717,946
91 LOGISTICS AND ENGINEER EQUIPMENT - ADV DEV.....	4,761	8,761
92 MEDICAL SYSTEMS - ADV DEV.....	28,520	34,020
93 SOLDIER SYSTEMS - ADVANCED DEVELOPMENT.....	26,138	24,138
94 ROBOTICS DEVELOPMENT.....	121,207	99,792
96 ELECTRONIC WARFARE TECHNOLOGY MATURATION (MIP).....	22,840	15,034
97 LOW EARTH ORBIT (LEO) SATELLITE CAPABILITY.....	22,678	22,678
98 ANALYSIS OF ALTERNATIVES.....	10,082	10,082
99 SMALL UNMANNED AERIAL VEHICLE (SUAV) (6.4).....	1,378	1,378
100 FUTURE TACTICAL UNMANNED AIRCRAFT SYSTEM (FTUAS).....	40,083	57,083
101 LOWER TIER AIR MISSILE DEFENSE (LTAMID) SENSOR.....	376,373	322,543
102 TECHNOLOGY MATURATION INITIATIVES.....	156,834	146,834
103 MANEUVER - SHORT RANGE AIR DEFENSE (M-SHORAD).....	4,995	4,995
105 ARMY ADVANCED COMPONENT DEVELOPMENT & PROTOTYPING.....	170,490	172,990
106 ASSURED POSITIONING, NAVIGATION AND TIMING (PNT).....	128,125	120,364
SYNTHETIC TRAINING ENVIRONMENT REFINEMENT AND 107 PROTOTYPING.....	129,547	116,821

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

COUNTER IMPROVISED-THREAT DEMONSTRATION, PROTOTYPE DEVELOPMENT, AND TESTING.....	13,831	13,831
108		
109 HYPERSONICS.....	801,417	861,417
111 FUTURE INTERCEPTOR.....	7,992	---
112 UNIFIED NETWORK TRANSPORT.....	40,677	40,677
113 MOBILE MEDIUM RANGE MISSILE.....	---	88,100
115 CYBERSPACE OPERATIONS FORCES AND FORCE SUPPORT.....	50,525	50,525

TOTAL, DEMONSTRATION & VALIDATION.....	3,421,808	3,669,212

ENGINEERING & MANUFACTURING DEVELOPMENT		
118 AIRCRAFT AVIONICS.....	2,764	7,264
119 ELECTRONIC WARFARE DEVELOPMENT.....	62,426	58,902
121 INFANTRY SUPPORT WEAPONS.....	91,574	91,838
122 MEDIUM TACTICAL VEHICLES.....	8,523	8,523
123 JAVELIN.....	7,493	6,257
124 FAMILY OF HEAVY TACTICAL VEHICLES.....	24,792	23,157
125 AIR TRAFFIC CONTROL.....	3,511	3,511
126 LIGHT TACTICAL WHEELED VEHICLES.....	1,976	4,265
127 ARMORED SYSTEMS MODERNIZATION (ASM) - ENG DEV.....	135,488	128,938
128 NIGHT VISION SYSTEMS - ENG/DEV.....	61,445	56,477
129 COMBAT FEEDING, CLOTHING, AND EQUIPMENT.....	2,814	2,814
130 NON-SYSTEM TRAINING DEVICES - ENG/DEV.....	28,036	28,036
AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE - ENG/DEV.....		
131	43,651	43,651
132 CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT.....	10,150	10,150
133 AUTOMATIC TEST EQUIPMENT DEVELOPMENT.....	5,578	5,578
134 DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS) - ENG/DEV..	7,892	7,892
135 BRILLIANT ANTI-ARMOR SUBMUNITION (BAT).....	24,975	24,975
136 COMBINED ARMS TACTICAL TRAINER (CATT) CORE.....	3,568	3,568
137 BRIGADE ANALYSIS, INTEGRATION AND EVALUATION.....	19,268	19,268
138 WEAPONS AND MUNITIONS - ENG/DEV.....	265,811	290,561
139 LOGISTICS AND ENGINEER EQUIPMENT - ENG/DEV.....	49,694	55,490
140 COMMAND, CONTROL, COMMUNICATIONS SYSTEMS - ENG/DEV....	11,079	11,079
141 MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPMENT.	49,870	52,870
142 LANDMINE WARFARE/BARRIER - ENG/DEV.....	9,589	9,589
143 ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE...	162,513	134,244

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
144 RADAR DEVELOPMENT.....	109,259	109,259
145 GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEB).....	21,201	16,201
146 FIREFINDER.....	20,008	19,008
147 SOLDIER SYSTEMS - WARRIOR DEM/VAL.....	6,534	6,534
148 SUITE OF SURVIVABILITY ENHANCEMENT SYSTEMS -EMD.....	82,459	75,872
149 ARTILLERY SYSTEMS - EMD.....	11,611	36,611
150 INFORMATION TECHNOLOGY DEVELOPMENT.....	142,678	137,051
151 INTEGRATED PERSONNEL AND PAY SYSTEM-ARMY (IPPS-A).....	115,286	115,286
152 ARMORED MULTI-PURPOSE VEHICLE (AMPV).....	96,594	79,666
154 JOINT TACTICAL NETWORK CENTER (JTNC).....	16,264	16,264
155 JOINT TACTICAL NETWORK (JTN).....	31,696	31,696
GROUND-BASED OPERATIONAL SURVEILLANCE SYSTEM - EXPEDITIONARY (GBOSS-E).....	5,976	5,976
159 COMMON INFRARED COUNTERMEASURES (CIRCM).....	23,321	28,321
161 NUCLEAR BIOLOGICAL CHEMICAL RECONNAISSANCE VEHICLE....	4,846	4,846
162 DEFENSIVE CYBER TOOL DEVELOPMENT.....	28,544	28,544
163 TACTICAL NETWORK RADIO SYSTEMS (LOW-TIER).....	28,178	21,539
164 CONTRACT WRITING SYSTEM.....	22,860	22,860
166 AIRCRAFT SURVIVABILITY DEVELOPMENT.....	35,893	35,893
167 INDIRECT FIRE PROTECTION CAPABILITY INC 2 - BLOCK 1...	235,770	161,968
168 GROUND ROBOTICS.....	13,710	12,510
169 EMERGING TECHNOLOGY INITIATIVES.....	294,739	304,739
170 MEDICAL PRODUCTS AND SUPPORT SYSTEMS DEVELOPMENT.....	954	954
171 ARMY SYSTEM DEVELOPMENT & DEMONSTRATION.....	150,201	150,201
172 SMALL UNMANNED AERIAL VEHICLE (SUAV) (6.5).....	5,999	5,999
174 JOINT AIR-TO-GROUND MISSILE (JAGM).....	8,891	7,891
175 ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD).....	193,929	213,929
176 MANNED GROUND VEHICLE.....	327,732	183,852
177 NATIONAL CAPABILITIES INTEGRATION.....	7,670	7,670
178 JOINT LIGHT TACTICAL VEHICLE ENG AND MANUFACTURING....	1,742	1,742
179 AVIATION GROUND SUPPORT EQUIPMENT.....	1,467	1,467
180 TROJAN - RH12.....	3,451	3,451
183 ELECTRONIC WARFARE DEVELOPMENT.....	55,855	55,855
TOTAL, ENGINEERING & MANUFACTURING DEVELOPMENT.....	3,199,798	2,992,552

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
185 RDT&E MANAGEMENT SUPPORT THREAT SIMULATOR DEVELOPMENT.....	14,515	42,015
186 TARGET SYSTEMS DEVELOPMENT.....	10,668	35,668
187 MAJOR T&E INVESTMENT.....	106,270	123,110
188 RAND ARROYO CENTER.....	13,481	13,481
189 ARMY KWAJALEIN ATOLL.....	231,824	231,824
190 CONCEPTS EXPERIMENTATION PROGRAM.....	54,898	53,898
192 ARMY TEST RANGES AND FACILITIES.....	350,359	390,359
193 ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS.....	48,475	83,475
194 SURVIVABILITY/LETHALITY ANALYSIS.....	36,001	36,001
195 AIRCRAFT CERTIFICATION.....	2,736	2,736
196 METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES.....	6,488	6,488
197 MATERIEL SYSTEMS ANALYSIS.....	21,859	21,859
198 EXPLOITATION OF FOREIGN ITEMS.....	7,936	7,936
199 SUPPORT OF OPERATIONAL TESTING.....	54,470	54,470
200 ARMY EVALUATION CENTER.....	63,141	56,827
201 ARMY MODELING AND SIMULATION X-CMD COLLABORATION AND INTEG.....	2,572	2,572
202 PROGRAMWIDE ACTIVITIES.....	87,472	85,972
203 TECHNICAL INFORMATION ACTIVITIES.....	26,244	26,244
204 MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY...	40,133	57,113
205 ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT.....	1,780	1,780
206 ARMY DIRECT REPORT HEADQUARTERS - R&D - MHA.....	55,045	55,045
208 RONALD REAGAN BALLISTIC MISSILE DEFENSE TEST SITE.....	71,306	71,306
209 COUNTERINTEL AND HUMAN INTEL MODERNIZATION.....	1,063	1,063
210 MEDICAL PROGRAM-WIDE ACTIVITIES.....	19,891	19,891
211 ASSESSMENTS AND EVALUATIONS CYBER VULNERABILITIES.....	4,496	6,496
TOTAL, RDT&E MANAGEMENT SUPPORT.....	1,333,123	1,487,629

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
OPERATIONAL SYSTEMS DEVELOPMENT		
214 MLRS PRODUCT IMPROVEMENT PROGRAM.....	10,157	10,157
216 ANTI-TAMPER TECHNOLOGY SUPPORT.....	8,682	8,682
217 WEAPONS AND MUNITIONS PRODUCT IMPROVEMENT PROGRAMS....	20,409	20,409
219 LONG RANGE PRECISION FIRES (LRPF).....	122,733	104,625
221 BLACKHAWK RECAP/MODERNIZATION.....	11,236	8,711
222 CHINOOK HELICOPTER PRODUCT IMPROVEMENT PROGRAM.....	46,091	51,091
224 IMPROVED TURBINE ENGINE PROGRAM.....	249,257	241,257
225 AVIATION ROCKET SYSTEM PRODUCT IMPROVEMENT AND DEVELOPMENT.....	17,155	17,155
226 UNMANNED AIRCRAFT SYSTEM UNIVERSAL PRODUCTS.....	7,743	19,743
227 APACHE FUTURE DEVELOPMENT.....	77,177	55,319
228 INTEL CYBER DEVELOPMENT.....	14,652	14,652
229 ARMY OPERATIONAL SYSTEMS DEVELOPMENT.....	35,851	35,851
230 FAMILY OF BIOMETRICS.....	1,324	1,324
231 PATRIOT PRODUCT IMPROVEMENT.....	187,840	185,840
232 JOINT AUTOMATED DEEP OPERATION COORDINATION SYSTEM....	44,691	44,691
233 COMBAT VEHICLE IMPROVEMENT PROGRAMS.....	268,919	225,604
234 155MM SELF-PROPELLED HOWITZER IMPROVEMENTS.....	427,254	233,554
235 AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGRAMS...	11,688	11,688
236 AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM.....	80	80
237 DIGITIZATION.....	4,516	4,516
238 MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM.....	1,288	1,288
239 OTHER MISSILE PRODUCT IMPROVEMENT.....	79,424	13,587
243 ENVIRONMENTAL QUALITY TECHNOLOGY - OPERATIONAL SYSTEM.	259	259
244 LOWER TIER AIR AND MISSILE DEFENSE (AMD) SYSTEM.....	166	---
245 GUIDED MULTIPLE-LAUNCH ROCKET SYSTEM (GMLRS).....	75,575	75,575
246 JOINT TACTICAL GROUND SYSTEM.....	9,510	9,510
249 INFORMATION SYSTEMS SECURITY PROGRAM.....	29,270	28,270
250 GLOBAL COMBAT SUPPORT SYSTEM.....	86,908	73,825
251 SATCOM GROUND ENVIRONMENT (SPACE).....	18,684	18,684
256 INTEGRATED BROADCAST SERVICE (IBS).....	467	467
257 TACTICAL UNMANNED AERIAL VEHICLES.....	4,051	4,051
258 AIRBORNE RECONNAISSANCE SYSTEMS.....	13,283	13,283
259 DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS.....	47,204	40,771

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
264 END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES.....	61,012	133,012
TOTAL, OPERATIONAL SYSTEMS DEVELOPMENT.....	1,994,556	1,707,531
267 DEFENSIVE CYBER - SOFTWARE PROTOTYPE DEVELOPMENT.....	46,445	56,706
9999 CLASSIFIED PROGRAMS.....	3,983	3,983
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-26,446
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, ARMY.....	12,587,343	13,969,032

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [In thousands of dollars]

R-1	Budget Request	Final Bill
2 DEFENSE RESEARCH SCIENCES	303,257	367,457
Program increase - unmanned aerial systems multi-fuel hybrid propulsion		15,000
Program increase		10,000
Program increase - flexible LED lighting for tents and shelters		5,200
Program increase - counter UAS technology research		5,000
Program increase - cell-free expression for biomanufacturing		10,000
Program increase - explosives and opioids dual-use UV detection		3,000
Program increase - advanced hemostat products		6,000
Program increase - artificial intelligence complex multi-material composites processing		10,000
3 UNIVERSITY RESEARCH INITIATIVES	67,148	97,148
Program increase		20,000
Program increase - additive manufacturing using ultra high-performance concrete		10,000
4 UNIVERSITY AND INDUSTRY RESEARCH CENTERS	87,877	121,877
Program increase - Army artificial intelligence innovation		20,000
Program increase - materials in extreme dynamic environments		10,000
Program increase - biotechnology development		4,000
12 LETHALITY TECHNOLOGY	42,425	108,925
Program increase - novel and sustainable energetic materials		24,000
Program increase - quantum technologies for armament systems		10,000
Program increase - solid fuel propulsion technology		10,000
Program increase - hybrid additive manufacturing		10,000
Program increase - next generation remote sensing		5,000
Program increase - advanced lethality concepts and analysis		7,500
14 SOLDIER LETHALITY TECHNOLOGY	125,435	204,435
Program increase - lightweight body armor mechanisms and materials		10,000
Program increase - Pathfinder airborne		8,000
Program increase - advanced textile-based products		6,000
Program increase - UTDD catalyst		5,000
Program increase - HEROES program		5,000
Program increase - soldier ballistic technologies		5,000
Program increase - academic accelerator pilot program		15,000
Program increase - Pathfinder air assault		10,000
Program increase - advanced ballistics technology for personal protective systems		4,000
Program increase - medical simulation and training		4,000
Program increase - body armor study		4,000
Program increase - rapidly deployable shelters		3,000

R-1	Budget Request	Final Bill
15 GROUND TECHNOLOGY	28,047	154,047
Program increase - defense resiliency against extreme cold weather		10,000
Program increase - rapid advanced deposition		10,000
Program increase - additive manufacturing machine learning initiative		10,000
Program increase - materials manufacturing processes		10,000
Program increase - materials recovery technologies for defense supply resiliency		10,000
Program increase - autonomous digital design and manufacturing		5,000
Program increase - environmental quality enhanced coatings		5,000
Program increase - integrity of transparent armor		5,000
Program increase - high performance polymers		5,000
Program increase - advanced polymers for force protection		8,000
Program increase - military waste stream conversion		5,000
Program increase - robotic RTCH		5,000
Program increase - advanced concrete		4,000
Program increase - cellulose nanocomposites research		5,000
Program increase - center for research in extreme batteries		10,000
Program increase - earthen structures soil enhancement		4,000
Program increase - ice engineering research facility modernization		5,000
Program increase - counter UAS technology in arctic environments		10,000
16 NEXT GENERATION COMBAT VEHICLE TECHNOLOGY	217,565	265,565
Program increase - prototyping energy smart autonomous ground systems		12,000
Program increase - additive metals manufacturing		10,000
Program increase - self-sealing fuel tanks technology		6,000
Program increase - silicon carbide electronics		6,000
Program increase - highly electrified vehicles		5,000
Program increase - modeling and simulation		10,000
BF9 insufficient justification		-1,000
17 NETWORK C3I TECHNOLOGY	114,404	204,904
Program increase - artificial intelligence and machine learning		10,000
Program increase - electronic warfare sensor technology		10,000
Program increase - integrating energy and computing networks		5,000
Program increase - energy efficient devices		5,000
Program increase - CHARM		5,000
Program increase - APNT for autonomous vehicles		10,000
Program increase - inertial navigation systems		20,000
Program increase - APNT distributed antennae		6,000
Program increase - autonomous platform threat detection sensors		2,500
Program increase - intelligent electronic protection technology		3,000
Program increase - multi-UAS integrated ISR technology		8,000
Program increase - mobile environmental contaminant sensors		2,000
Program increase - unmanned sensors for biological and chemical hazards		4,000
Program increase - urban subterranean mapping technology		4,000
18 LONG RANGE PRECISION FIRES TECHNOLOGY	60,553	126,053
Program increase - extended range hybrid and precision gun launched projectiles		15,000
Program increase - composite cannon tubes		5,000
Program increase - precision strike munitions		4,000
Program increase - advanced materials for missile applications		20,000
Program increase - novel printed armament components		6,500
Program increase - phase changing hydrogen fuel program		15,000

R-1	Budget Request	Final Bill
19 FUTURE VERTICAL LIFT TECHNOLOGY	96,484	165,484
Program increase - individual blade and higher harmonic control		10,000
Program increase - high strength functional composites		5,000
Program increase - advanced rotary wing materials and structures		5,000
Program increase - additive manufacturing of multi-functional composite aerospace components		5,000
Program increase - adaptive flight control technology		4,000
Program increase - high density eVTOL power source		15,000
Program increase - lightweight hybrid composite medium caliber barrels		20,000
Program increase - technology transfer and innovation		5,000
20 AIR AND MISSILE DEFENSE TECHNOLOGY	56,298	109,298
Program increase - beam control systems and industry grade optical fiber fabrication for energy laser		12,000
Program increase - high energy laser enabling and support technology		7,000
Program increase - Army missile supply chain risk management		15,000
Program increase - close combat high energy laser technology		8,500
Program increase - countermeasures based on artificial intelligence enabled material analysis and design		6,000
Program increase - cyber resiliency in weapon systems		1,500
Program increase - counter-UAS center of excellence		1,500
Program increase - fires center of excellence		1,500
42 MEDICAL TECHNOLOGY	95,496	102,496
Program increase - military force vector borne health protection		5,000
Program increase - safety and performance of female warfighters in extreme heat		2,000
44 MEDICAL ADVANCED TECHNOLOGY	38,896	89,896
Program increase - peer-reviewed neurofibromatosis research		20,000
Program increase - peer-reviewed neurotoxin exposure treatment		
Parkinson's research		16,000
Program increase - peer-reviewed military burn research		10,000
Program increase - burn care training curriculum		5,000
54 SOLDIER LETHALITY ADVANCED TECHNOLOGY	109,608	147,608
Program increase		10,000
Program increase - advanced AI/AA analytics for modernization and readiness		10,000
Program increase - small arms fire control advanced technology		8,000
Program increase - advanced technology for maneuver support and protection		10,000

R-1	Budget Request	Final Bill
55 GROUND ADVANCED TECHNOLOGY	14,795	210,095
Program increase - flow battery demonstration		20,000
Program increase - corrosion protection and prevention		10,000
Program increase - rapid entry and sustainment for the arctic		8,000
Program increase - composite flywheel technology		7,000
Program increase - high-performance concrete technology		6,000
Program increase - secure management of energy generation and storage		5,000
Program increase - water quality and resiliency		5,000
Program increase - electrical system safety and reliability		5,000
Program increase - rare earth element extraction		5,000
Program increase - organic light emitting diode		5,000
Program increase - coatings technology		5,000
Program increase - smart installation and community program		5,000
Program increase - heavy load simulator		4,200
Program increase - integrated microgrids		4,000
Program increase - infrastructure resiliency and flood assessment		3,000
Program increase - single connection quick oil change system		3,000
Program increase - cross-laminated timber and recycled carbon fiber materials		1,300
Program increase - clean modular hydro technology		4,000
Program increase - accelerator technology for ground maneuver		5,000
Program increase - anticipating threats to natural systems		6,000
Program increase - Army visual and tactical arctic reconnaissance		2,000
Program increase - autonomous combat engineering solutions		5,500
Program increase - coastal terrain hazard research		8,000
Program increase - cold weather research station		2,000
Program increase - environmental sensors for explosives		3,000
Program increase - expeditionary deployment for fully sustainable utility		10,000
Program increase - graphene research		5,000
Program increase - impacts of soil structures on hydrology		4,000
Program increase - information technology for bridge sustainment		5,000
Program increase - materials and manufacturing technology for cold environments		4,000
Program increase - military engineering technology for infield waste		2,000
Program increase - operational energy research		1,300
Program increase - research facility modernization		6,000
Program increase - robotic construction equipment		5,000
Program increase - robotic 4-D printing of geopolymer-based composites for extreme environments		2,000
Program increase - S-UAS cyberwar threat management		7,500
Program increase - sub-surface infrastructure in arctic environments		1,000
Program increase - temperature insensitive high-energy density lithium-ion batteries		2,500
Program increase - vehicle performance reliability and operations		3,000
63 C3I CYBER ADVANCED DEVELOPMENT	23,357	43,357
Program increase - high bandwidth cryptomodule enhancements and certification		10,000
Program increase - low SWAP software-defined MFEW		10,000
64 HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM	188,024	228,024
Program increase		40,000

R-1	Budget Request	Final Bill
NEXT GENERATION COMBAT VEHICLE ADVANCED		
65 TECHNOLOGY	199,358	307,358
Program increase - additive manufacturing for jointless hull		10,000
Program increase - hydrogen fuel cells		10,000
Program increase - carbon fiber and graphitic foam technology		10,000
Program increase - combat vehicle weight reduction		10,000
Program increase - ATE5.2 engine development		10,000
Program increase - combat vehicle blast testing		6,000
Program increase - additive manufacturing of critical components		5,000
Program increase - advanced adhesives		5,000
Program increase - combat vehicle lithium 6T battery development		5,000
Program increase - vehicle technology readiness levels		2,000
Program increase - 10X technology demonstration		8,000
Program increase - HMMWV augmented reality HUD		5,000
Program increase - HMMWV automotive enhancements		5,000
Program increase - HMMWV autonomy		3,000
Program increase - operator-in-the-loop virtual and physical prototyping		4,000
Program increase - virtual and physical prototyping		10,000
66 NETWORK C3I ADVANCED TECHNOLOGY	158,608	206,908
Program increase - mesh network-enabled small satellites		10,000
Program increase - tactical geospatial information capabilities		10,000
Program increase - geospatial artificial intelligence analytic tools		4,000
Program increase - advanced materials and technologies for command post modernization		10,000
Program increase - advanced materials for resilient sensors		8,000
Program increase - assured position, navigation, and timing technology		6,300
67 LONG RANGE PRECISION FIRES ADVANCED TECHNOLOGY	121,060	176,060
Program increase - hypervelocity projectile extended range		20,000
Program increase - rapid demonstration capability		25,000
Program increase - tactical intercepting vehicle for access shaping		10,000
68 FUTURE VERTICAL LIFT ADVANCED TECHNOLOGY	156,194	224,944
Program increase - advanced helicopter seating system		15,000
Program increase - joint tactical aerial resupply vehicle		8,000
Program increase - surface tolerant adhesives		5,000
Program increase - UH-60 main rotor blade modernization		5,000
Program increase - soldier information interface for aviation fleet management tool		2,250
Program increase - helicopter emergency oil systems		2,000
Program increase - displays and safety in DVE		4,000
Program increase - digital engineering demonstration		8,000
Program increase - ferrium steels for improved drive systems		5,000
Program increase - tethered UAS for all-terrain vehicles		12,500
Program increase - UAS fuel systems enhancements		2,000

R-1		Budget Request	Final Bill
69	AIR AND MISSILE DEFENSE ADVANCED TECHNOLOGY	58,130	182,630
	Program increase		20,000
	Program increase - thermal management system for high energy laser		7,500
	Program increase - cJAS integration with robotic vehicles		5,000
	Program increase - advanced explosion resistant window systems		5,000
	Program increase - enterprise demonstration prototyping		7,000
	Program increase - HEL risk reduction		50,000
	Program increase - HEL system characterization lab		22,000
	Program increase - silicon carbide power electronics packaging		8,000
77	HUMANITARIAN DEMINING	8,515	17,000
	Program increase		8,485
78	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION	11,062	140,312
	Program increase		15,000
	Program increase - gun launched interceptors		8,000
	Program increase - advanced technology end-to-end testbed		10,500
	Program increase - air and missile system critical technology development		12,000
	Program increase - conventional mission capabilities		10,250
	Program increase - hot air tunnel and MESO technologies for hypersonics		47,000
	Program increase - integrated environmental control and power		16,000
	Program increase - pragmatic artificial intelligence and new technology		10,500
80	AIR AND MISSILE DEFENSE SYSTEMS ENGINEERING	26,482	47,582
	Program increase - machine learning for integrated fires		5,000
	Program increase - cyber and supply chain resiliency		22,500
	Excess support costs		-6,400
81	LANDMINE WARFARE AND BARRIER - ADV DEV	64,092	58,406
	Program increase - M58 mine clearing line charge		2,000
	Interim top attack support costs carryover		-4,234
	Interim top attack contract delay		-3,452
83	TANK AND MEDIUM CALIBER AMMUNITION	92,753	91,753
	C-DAEM engineering support carryover		-1,000
84	ARMORED SYSTEM MODERNIZATION - ADV DEV	151,478	144,214
	Program increase - next generation electrified transmission		8,200
	Experimental prototyping costs excess to need		-15,464
86	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM - ADV DEV	194,775	182,400
	MDSS sensor development early to need		-12,375
87	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT	24,316	16,316
	Heads up display product development previously funded		-8,000
88	ENVIRONMENTAL QUALITY TECHNOLOGY - DEM/VAL	13,387	21,387
	Program increase - high pressure waterjet technology		5,000
	Program increase - biopolymers for military infrastructure		3,000

R-1	Budget Request	Final Bill
90 AVIATION - ADV DEV	647,937	717,946
Program increase - FLRAA capabilities development and integration		90,500
Program increase - model-based systems engineering		5,000
FLRAA engineering services carryover		-7,078
FLRAA program management and acquisition support carryover		-4,413
FARA phase II OTAP excess to need		-14,000
91 LOGISTICS AND ENGINEER EQUIPMENT - ADV DEV	4,761	8,761
Program increase - lightweight portable power generation		4,000
92 MEDICAL SYSTEMS - ADV DEV	28,520	34,020
Program increase - composite shelter		5,500
93 SOLDIER SYSTEMS - ADVANCED DEVELOPMENT	26,138	24,138
Soldier protection system development and integration carryover		-2,000
94 ROBOTICS DEVELOPMENT	121,207	99,792
Excess testing and evaluation growth		-6,415
Phase III prototype ahead of need		-15,000
96 ELECTRONIC WARFARE TECHNOLOGY MATURATION (MIP)	22,840	15,034
Terrestrial layer system excess to need		-7,806
100 FUTURE TACTICAL UNMANNED AIRCRAFT SYSTEM	40,083	57,083
Program increase - next generation secure waveform		15,000
Program increase - unmanned aerial vehicle fuel systems enhancements		2,000
101 LOWER TIER AIR MISSILE DEFENSE (LTAMD) SENSOR	376,373	322,543
P3I test asset incremental funding early to need		-33,250
Test and evaluation prior year carryover		-15,000
Product development and SETA carryover		-5,580
102 TECHNOLOGY MATURATION INITIATIVES	156,834	146,834
Operational fires requirement		-10,000
ARMY ADVANCED COMPONENT DEVELOPMENT & PROTOTYPING	170,490	172,990
Program increase - maneuverable lightweight electric weight reducer		5,000
Insufficient justification		-2,500
106 ASSURED POSITIONING, NAVIGATION AND TIMING (PNT)	128,125	120,364
Mounted APNT new equipment training unjustified request		-667
Mounted APNT platform integration unjustified request		-7,094
SYNTHETIC TRAINING ENVIRONMENT REFINEMENT AND PROTOTYPING	129,547	116,821
Program increase		5,000
Insufficient budget justification		-28,126
STE-Live - Army requested transfer from WTCV line 5		10,400
109 HYPERSONICS	801,417	861,417
Program increase - hypersonic strategic materials and structures		10,000
Program increase - hypersonic glidebody risk reduction		50,000

R-1	Budget Request	Final Bill
111 FUTURE INTERCEPTOR	7,992	0
Undefined requirement		-7,992
113 MOBILE MEDIUM RANGE MISSILE	0	88,100
Army requested transfer from WTCV line 5		88,100
118 AIRCRAFT AVIONICS	2,764	7,264
Program increase - high frequency aircraft avionics		4,500
119 ELECTRONIC WARFARE DEVELOPMENT	62,426	58,902
Insufficient budget justification		-3,524
121 INFANTRY SUPPORT WEAPONS	91,574	91,838
Program increase - turret gunner survivability and simulation environment		4,000
Program increase - cannon life extension program		1,500
S64 CROWS insufficient justification		-1,499
Program increase - soldier enhancement program		9,000
NGSW special purpose projectile development delay		-8,804
NGSW engineering support overestimation		-2,395
Soldier protective equipment product systems engineering support overestimation		-1,538
123 JAVELIN	7,493	6,257
Lightweight CLU development excess to need		-1,236
124 FAMILY OF HEAVY TACTICAL VEHICLES	24,792	23,157
EHETS prototypes overestimation		-1,635
126 LIGHT TACTICAL WHEELED VEHICLES	1,976	4,265
Infantry Squad Vehicle - Army requested transfer from OP,A line 5		2,289
127 ARMORED SYSTEMS MODERNIZATION (ASM) - ENG DEV	135,488	128,938
Performance test and evaluation carryover		-6,550
128 NIGHT VISION SYSTEMS - SDD	61,445	56,477
L70 excess to need		-2,000
Heads up display product development previously funded		-1,168
FWS-S contract development excess to need		-1,800
138 WEAPONS AND MUNITIONS - ENG DEV	265,811	290,561
Program increase - low cost extended range artillery		21,000
Program increase - 30mm guided proximity air burst ammunition		12,000
.50 caliber all-purpose tactical cartridge MDD delay		-4,250
Reduced range ammunition support carryover		-1,000
NGSW support, test and evaluation carryover		-3,000
139 LOGISTICS AND ENGINEER EQUIPMENT - SDD	49,694	55,490
Program increase - mobile camouflage net systems		8,000
194 excess support costs		-1,350
Program increase - health usage monitoring system		2,500
MSV(N) feasibility study ahead of need		-1,474
HIPPO PQT and LUT request ahead of need		-800
E2FDS request ahead of need		-1,280

R-1	Budget Request	Final Bill
MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE		
141	EQUIPMENT	52,870
	Program increase - wearable medical device for TBI prevention	3,000
ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE		
143	SOFTWARE	134,244
	EJ6 TROPO IOT&E ahead of need	-7,860
	Rephasing of MCE v3.2 development	-7,909
	Reduce CPI2 Inc 1 and Inc 2 concurrency	-12,500
145	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS)	16,201
	Functional enhancements unjustified growth	-5,000
146	FIREFINDER	19,008
	Excess carryover	-1,000
148	SUITE OF SURVIVABILITY ENHANCEMENT SYSTEMS -EMD	75,872
	Program increase - BFV active protection system	16,000
	Logistics development excess to need	-7,617
	VPS development and integration delays	-14,970
149	ARTILLERY SYSTEMS - EMD	36,611
	Program increase - soft recoil artillery systems	25,000
150	INFORMATION TECHNOLOGY DEVELOPMENT	137,051
	FL9 unjustified request	-3,082
	FM8 ATIS release 2 ahead of need	-3,164
	AIE wave 1 carryover	-6,881
	FM7 insufficient justification	-3,000
	Program increase - installation access control technology	10,500
152	ARMORED MULTI-PURPOSE VEHICLE (AMPV)	79,666
	Excess carryover	-12,928
	Test delays	-4,000
159	COMMON INFRARED COUNTERMEASURES (CIRCM)	28,321
	Program increase - aviation artificial intelligence virtual training environment	5,000
163	TACTICAL NETWORK RADIO SYSTEMS (LOW-TIER)	21,539
	Manpack follow-on testing ahead of need	-6,639
167	INDIRECT FIRE PROTECTION CAPABILITY INC 2-BLOCK 1	161,968
	Army-identified excess to need due to revised acquisition strategy	-47,762
	Enduring technical support	-15,000
	Enduring solution interceptor cost adjustment	-11,040
168	GROUND ROBOTICS	12,510
	CRS(I) program management costs funded in procurement	-300
	CRS(I) PQT and LUT previously funded	-200
	S-MET program management transition to procurement	-700
169	EMERGING TECHNOLOGY INITIATIVES	304,739
	Program increase - counter UAS directed energy prototype	10,000

R-1	Budget Request	Final Bill
174 JOINT AIR-TO-GROUND MISSILE (JAGM)	8,891	7,891
OGA carryover		-1,000
175 ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD)	193,929	213,929
Program increase - accelerated integration to counter emerging threats		20,000
176 MANNED GROUND VEHICLE	327,732	183,852
Army-identified excess to need due to revised OMFV acquisition strategy		-83,232
OMFV phase 2 engineering funding ahead of need		-23,400
OMFV phase 2 SEPM funding ahead of need		-22,350
OMFV logistics product development ahead of need		-1,200
OMFV SBIR/STTR excess to need		-13,698
185 THREAT SIMULATOR DEVELOPMENT	14,515	42,015
Program increase - cyber threat and vulnerability assessments		3,750
Program increase - cybersecurity operations center		20,000
Program increase - threat cyberspace operations		3,750
186 TARGET SYSTEMS DEVELOPMENT	10,668	35,668
Program increase - UAS swarm threat mitigation		25,000
187 MAJOR T&E INVESTMENT	106,270	123,110
Program increase - major operational test instrumentation		11,840
Program increase - radio frequency threat systems emulator for rotary wing aircraft		5,000
190 CONCEPTS EXPERIMENTATION PROGRAM	54,898	53,898
CDID excess growth		-1,000
192 ARMY TEST RANGES AND FACILITIES	350,359	390,359
Program increase - integrated directed energy testing		15,000
Program increase - distributed environment for system-of-system cybersecurity testing		25,000
193 ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	48,475	83,475
Program increase - cyber space threats		5,000
Program increase - space and missile cyber security		30,000
200 ARMY EVALUATION CENTER	63,141	56,827
Insufficient justification		-6,314
202 PROGRAMWIDE ACTIVITIES	87,472	85,972
M47 GVSC excess to need		-750
M23 ERDC excess request		-750
204 MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY	40,133	57,113
Program increase - industrial base resiliency initiative		8,000
Program increase - polymer case ammunition		5,000
Excess carryover		-3,387
Program increase - foamable celluloid materials		5,000
Manufacturing technology for industrial base transformation carryover		-1,000
Conventional ammunition demilitarization carryover		-1,633
Program increase - neutron radiography technology		5,000
211 ASSESSMENTS AND EVALUATIONS CYBER VULNERABILITIES	4,496	6,496
Program increase - cyber vulnerability assessment		2,000

R-1	Budget Request	Final Bill
219 LONG RANGE PRECISION FIRES (LRPF)	122,733	104,625
Army identified excess		-14,798
Excess engineering support		-3,310
221 BLACKHAWK RECAP/MODERNIZATION	11,236	8,711
MEDEVAC MEP test and evaluation ahead of need		-2,525
222 CHINOOK HELICOPTER PRODUCT IMPROVEMENT PROGRAM	46,091	51,091
Program increase - carbon composite materials for helicopter wheels and brakes		5,000
224 IMPROVED TURBINE ENGINE PROGRAM	249,257	241,257
Excess to requirement		-4,252
Unjustified matrixed engineering support growth		-3,748
226 UNMANNED AIRCRAFT SYSTEM UNIVERSAL PRODUCTS	7,743	19,743
Program increase - scalable control interface		7,000
Program increase - micro identification friend or foe transmitters		5,000
227 APACHE FUTURE DEVELOPMENT	77,177	55,319
Program increase - crossbow		5,000
SPIKE NLOS efforts ahead of need		-26,858
231 PATRIOT PRODUCT IMPROVEMENT	187,840	185,840
PMO carryover		-2,000
233 COMBAT VEHICLE IMPROVEMENT PROGRAMS	268,919	225,604
HERCULES excess to requirement		-10,750
CROWS-J program delay		-5,667
Bradley test support previously funded		-3,440
Abrams SEPv4/ECP 1B carryover		-19,458
Stryker carryover		-4,000
234 155MM SELF-PROPELLED HOWITZER IMPROVEMENTS	427,254	233,554
ERCA increment 2 reprioritization		-193,700
239 OTHER MISSILE PRODUCT IMPROVEMENT PROGRAM	79,424	13,587
CD-ATACMS program terminated		-62,440
TOW prototype and design engineering concurrency		-3,397
244 LOWER TIER AIR AND MISSILE DEFENSE (AMD) SYSTEM	166	0
Prior year carryover		-166
249 INFORMATION SYSTEMS SECURITY PROGRAM	29,270	28,270
NGLD-M contract delay		-1,000
250 GLOBAL COMBAT SUPPORT SYSTEM	86,908	73,825
GCSS-A Inc 2 unjustified growth		-13,083
259 DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	47,204	40,771
Unjustified program management growth		-1,910
Ground station modernization contract award date		-4,523

R-1	Budget Request	Final Bill
264 END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	61,012	133,012
Program increase - functional fabrics and smart textiles		10,000
Program increase - nanoscale materials manufacturing		10,000
Program increase - compact efficient rotary engine		10,000
Program increase - lightweight high efficiency generators		10,000
Program increase - glass separators for lithium batteries		5,000
Program increase - advanced manufacturing cell for missile fins		5,000
Program increase - advanced manufacturing technology		5,000
Program increase - scalability of functional fabric manufacturing		5,000
Program increase - smart manufacturing of engineered fabrics		7,000
Program increase - tungsten manufacturing affordability initiative for armaments		5,000
267 DEFENSIVE CYBER - SOFTWARE PROTOTYPE DEVELOPMENT	46,445	56,706
Tool suite delays		-1,739
Program management - Army requested transfer from OP,A line 53		12,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-26,446

COUNTER-UNMANNED AERIAL SYSTEMS

The agreement notes that the Department of the Army has been designated as the executive agent for the Joint Counter-Unmanned Aerial Systems (C-UAS) office, assuming responsibility for the development of enduring joint solutions to address the C-UAS threat. The agreement directs the Secretary of the Army to provide a report to the congressional defense committees, not later than 120 days after the enactment of this Act, that details the Army's management plan and assessment of C-UAS requirements. This report shall include, but is not limited to, a list of validated requirements; a detailed list of related acquisition programs across the Department of Defense; resourcing requirements; research and development priorities; an assessment of the need for a C-UAS center of excellence; and the organization, structure, and responsibilities of the Joint C-UAS office.

HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM

The agreement notes that responsibility for the High Performance Computing Modernization Program (HPCMP) was transferred to the Army in fiscal year 2012 with a requested funding level of \$183,150,000. Almost a decade later, the fiscal year 2021 President's budget request includes only \$188,024,000 for HPCMP. This level of investment is significantly less than if annual inflationary adjustments were applied to the program, even without program growth.

Originally focused on support to science and technology efforts, HPCMP now supports an expansive and ever-growing set of competencies, including digital engineering, virtual prototyping, and virtual testing. Therefore, the agreement directs the Secretary of Defense, in consultation with the Secretary of the Army, to perform a full review of the HPCMP program that includes, but is not limited to, an historical assessment of the HPCMP mission and requirements; an analysis of historical investment levels compared to the full requirement; a determination of the adequacy of historical investment; the suitability of the current organizational structure within the Department; and a modernization strategy. The Secretary of Defense is directed to submit the findings in a report to the congressional defense committees not later than 120 days after the enactment of this Act.

SOLDIER ENHANCEMENT PROGRAM

The fiscal year 2021 President's budget request eliminates the Soldier Enhancement Program. Since its establishment by Congress in 1990, the program has served a unique and critical function in enabling the accelerated evaluation and procurement of off-the-shelf items that have the potential to substantially improve weapons and support equipment focused on critical warfighting functional areas of fires mission command, movement and maneuver, sustainability, and protection. The Soldier Enhancement Program is a low risk, low cost, high payoff investment that has demonstrated consistent success in close collaboration with industry to address mission-critical and training-critical soldier needs in a

timely and cost-effective manner. Additionally, there have not been obvious changes in operational or threat environments that would obviate the ongoing need for this successful and critical capability. Therefore, the agreement directs the Secretary of the Army to preserve the Soldier Enhancement Program within the Program Executive Office Soldier and expects the Secretary of the Army to ensure that the program is fully funded in the fiscal year 2022 budget request.

EMERGING TECHNOLOGY INITIATIVES

The agreement supports the Army's Advanced Concepts program, managed by the Rapid Capabilities and Critical Technologies Office, in its pursuit of experimental prototyping and demonstration of selected technology through non-traditional engagements with industry by employing what it calls "innovation days." These types of direct engagements with industry are critical in identifying promising technologies and solutions to capability gaps that would otherwise fall outside of traditional acquisition programs. The ability to be agile with resourcing these smaller prototyping efforts is crucial to the success of the program and does not lend itself to traditional itemized accounting in budget exhibits, as individual programs may be undefined at the time of the annual President's budget submission. Therefore, the agreement recommends \$23,000,000, as requested in the budget submission, for the Army's Advanced Concepts program. Further, beginning with the second quarter of fiscal year 2021, the agreement directs the Director, Hypersonics, Directed Energy, Space and Rapid Acquisition to provide quarterly execution updates to the House and Senate Appropriations Committees not later than 30 days after the end of each fiscal quarter. This report shall include, but is not limited to, a schedule of innovation days for the current fiscal year, a list of active projects selected for funding, a narrative description of each project, obligation and expenditure data for each project, and metrics to determine success of selected projects.

ALTERNATIVE NAVIGATION SYSTEMS

The agreement notes that operational requirements for assured position, navigation, and timing alternative navigation (ALT NAV) systems are increasing rapidly as the Army looks to compete in a Global Positioning System denied or challenged environment. These requirements are at risk of outpacing Service investments in the area. The Secretary of the Army is encouraged to ensure that sufficient resources are in place through the budget process and in execution of current year resources, to develop and field ALT NAV capabilities and the necessary broadcast service to enable such capabilities.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

The agreement provides \$20,078,829,000 for Research, Development, Test and Evaluation, Navy, as follows:

(DOLLARS IN THOUSANDS)

		BUDGET REQUEST	FINAL BILL

RESEARCH, DEVELOPMENT, TEST & EVALUATION, NAVY			
BASIC RESEARCH			
1	UNIVERSITY RESEARCH INITIATIVES	116,816	144,816
2	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	19,113	19,113
3	DEFENSE RESEARCH SCIENCES	467,158	489,984
TOTAL, BASIC RESEARCH		603,087	653,913

APPLIED RESEARCH			
4	POWER PROJECTION APPLIED RESEARCH	17,792	38,792
5	FORCE PROTECTION APPLIED RESEARCH	122,281	209,781
6	MARINE CORPS LANDING FORCE TECHNOLOGY	50,623	55,623
7	COMMON PICTURE APPLIED RESEARCH	48,001	43,703
8	WARFIGHTER SUSTAINMENT APPLIED RESEARCH	67,765	116,255
9	ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH	84,994	92,994
10	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	63,392	80,284
11	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH	6,343	6,343
12	UNDERSEA WARFARE APPLIED RESEARCH	56,397	96,397
13	FUTURE NAVAL CAPABILITIES APPLIED RESEARCH	167,690	170,724
14	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	30,715	33,215
15	INNOVATIVE NAVAL PROTOTYPES (INP) APPLIED RESEARCH	160,537	161,725
16	SCIENCE AND TECHNOLOGY MANAGEMENT - ONR HEADQUARTERS ..	76,745	76,745
TOTAL, APPLIED RESEARCH		953,175	1,182,581

ADVANCED TECHNOLOGY DEVELOPMENT			
17	FORCE PROTECTION ADVANCED TECHNOLOGY	24,410	24,410
18	ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY	8,008	23,008
19	MARINE CORPS ADVANCED TECHNOLOGY DEMONSTRATION (ATD) ..	219,045	250,292
20	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT	13,301	13,301
21	FUTURE NAVAL CAPABILITIES ADVANCED TECHNOLOGY DEV	246,054	231,139
22	MANUFACTURING TECHNOLOGY PROGRAM	60,122	60,122
23	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	4,851	33,151
24	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS	40,709	40,709
25	MINE AND EXPEDITIONARY WARFARE ADVANCED TECHNOLOGY	1,948	1,948
26	INNOVATIVE NAVAL PROTOTYPES (INP) ADVANCED TECHNOLOGY ..	141,948	159,948
TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT		760,396	838,028

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
27 DEMONSTRATION & VALIDATION		
MEDIUM AND LARGE UNMANNED SURFACE VEHICLES (USVS).....	464,042	93,700
MEDIUM UNMANNED SURFACE VEHICLES (MUSVS).....	---	55,402
28 AIR/OCEAN TACTICAL APPLICATIONS.....	35,386	35,386
29 AVIATION SURVIVABILITY.....	13,428	13,428
30 NAVAL CONSTRUCTION FORCES.....	2,350	2,350
31 AIRCRAFT SYSTEMS.....	418	418
32 ASW SYSTEMS DEVELOPMENT.....	15,719	18,719
33 TACTICAL AIRBORNE RECONNAISSANCE.....	3,411	3,411
34 ADVANCED COMBAT SYSTEMS TECHNOLOGY.....	70,218	52,680
35 SURFACE AND SHALLOW WATER MINE COUNTERMEASURES.....	52,358	47,808
36 SURFACE SHIP TORPEDO DEFENSE.....	12,816	11,816
37 CARRIER SYSTEMS DEVELOPMENT.....	7,559	7,559
38 PILOT FISH.....	358,757	328,757
39 RETRACT LARCH.....	12,562	12,562
40 RETRACT JUNIPER.....	148,000	148,000
41 RADIOLOGICAL CONTROL.....	778	778
42 SURFACE ASW.....	1,161	1,161
43 ADVANCED SUBMARINE SYSTEM DEVELOPMENT.....	185,356	152,373
44 SUBMARINE TACTICAL WARFARE SYSTEMS.....	10,528	10,528
45 SHIP CONCEPT ADVANCED DESIGN.....	126,396	117,305
46 SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES.....	70,270	46,970
47 ADVANCED NUCLEAR POWER SYSTEMS.....	149,188	149,188
48 ADVANCED SURFACE MACHINERY SYSTEMS.....	38,449	40,681
49 CHALK EAGLE.....	71,181	71,181
50 LITTORAL COMBAT SHIP (LCS).....	32,178	42,178
51 COMBAT SYSTEM INTEGRATION.....	17,843	17,843
52 SSBN NEW DESIGN.....	317,196	317,196
53 LITTORAL COMBAT SHIP (LCS) MISSION MODULES.....	67,875	77,875
54 AUTOMATED TEST AND RE-TEST.....	4,797	34,797
55 FRIGATE DEVELOPMENT.....	82,309	82,309
56 CONVENTIONAL MUNITIONS.....	9,922	9,922
57 MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM.....	189,603	43,457
57A MARINE CORPS GROUND BASED ANTI-SHIP MISSILE.....	---	29,678
57B MARINE CORPS LONG RANGE FIRES.....	---	56,250

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
58 JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT.....	43,084	43,084
59 OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT.....	6,346	6,346
60 ENVIRONMENTAL PROTECTION.....	20,601	20,601
61 NAVY ENERGY PROGRAM.....	23,422	56,422
62 FACILITIES IMPROVEMENT.....	4,664	4,664
63 CHALK CORAL.....	545,763	426,577
64 NAVY LOGISTIC PRODUCTIVITY.....	3,884	3,884
65 RETRACT MAPLE.....	353,226	297,665
66 LINK PLUMERIA.....	544,388	482,418
67 RETRACT ELM.....	86,730	86,730
68 LINK EVERGREEN.....	236,234	201,984
70 NATO RESEARCH AND DEVELOPMENT.....	6,880	6,880
71 LAND ATTACK TECHNOLOGY.....	10,578	5,850
72 JOINT NONLETHAL WEAPONS TESTING.....	28,435	28,435
73 JOINT PRECISION APPROACH AND LANDING SYSTEMS.....	33,612	33,612
74 DIRECTED ENERGY AND ELECTRIC WEAPON SYSTEMS.....	128,845	126,895
75 F/A-18 INFRARED SEARCH AND TRACK (IRST).....	84,190	84,190
76 DIGITAL WARFARE.....	54,699	35,717
77 SMALL AND MEDIUM UNMANNED UNDERSEA VEHICLES.....	53,942	39,208
78 UNMANNED UNDERSEA VEHICLE CORE TECHNOLOGIES.....	40,060	40,060
79 RAPID PROTOTYPING, EXPERIMENTATION AND DEMONSTRATION..	12,100	12,100
80 LARGE UNMANNED UNDERSEA VEHICLES.....	78,122	62,557
81 GERALD R. FORD CLASS NUCLEAR AIRCRAFT CARRIER.....	107,895	104,895
82 AIRBORNE MINE COUNTERMEASURES.....	17,366	17,966
83 SURFACE MINE COUNTERMEASURES.....	18,754	18,754
84 TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES.....	59,776	50,281
85 EXPEDITIONARY LOGISTICS.....	---	5,000
86 FUTURE VERTICAL LIFT (MARITIME STRIKE).....	5,097	5,097
87 RAPID TECHNOLOGY CAPABILITY PROTOTYPE.....	3,664	5,664
88 LX (R).....	10,203	10,203
89 ADVANCED UNDERSEA PROTOTYPING.....	115,858	89,812
90 COUNTER UNMANNED AIRCRAFT SYSTEMS (C-UAS).....	14,259	2,598
91 PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM.....	1,102,387	79,417
91A CONVENTIONAL PROMPT GLOBAL STRIKE.....	---	767,637
92 SPACE & ELECTRONIC WARFARE (SEW) ARCHITECTURE/ENGINE..	7,657	6,208

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
93 OFFENSIVE ANTI-SURFACE WARFARE WEAPON DEVELOPMENT.....	35,750	46,750
94 ASW SYSTEMS DEVELOPMENT - MIP.....	9,151	9,151
95 ADVANCED TACTICAL UNMANNED AIRCRAFT SYSTEM.....	22,589	28,439
97 ELECTRONIC WARFARE DEVELOPMENT - MIP.....	809	809
TOTAL, DEMONSTRATION & VALIDATION.....	6,503,074	5,488,246
ENGINEERING & MANUFACTURING DEVELOPMENT		
98 TRAINING SYSTEM AIRCRAFT.....	4,332	4,332
99 OTHER HELO DEVELOPMENT.....	18,133	23,133
100 AV-8B AIRCRAFT - ENG DEV.....	20,054	16,749
101 STANDARDS DEVELOPMENT.....	4,237	4,237
102 MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT.....	27,340	37,340
104 P-3 MODERNIZATION PROGRAM.....	606	606
105 WARFARE SUPPORT SYSTEM.....	9,065	14,982
106 TACTICAL COMMAND SYSTEM.....	97,968	124,896
107 ADVANCED HAMKEYE.....	309,373	275,813
108 H-1 UPGRADES.....	62,310	57,960
109 ACOUSTIC SEARCH SENSORS.....	47,182	47,182
110 V-22A.....	132,624	132,624
111 AIR CREW SYSTEMS DEVELOPMENT.....	21,445	21,445
112 EA-18.....	106,134	106,134
113 ELECTRONIC WARFARE DEVELOPMENT.....	134,194	131,914
114 EXECUTIVE HELO DEVELOPMENT.....	99,321	97,224
115 NEXT GENERATION JAMMER (NGJ).....	477,680	447,152
116 JOINT TACTICAL RADIO SYSTEM - NAVY (JTRS-NAVY).....	232,818	234,180
117 NEXT GENERATION JAMMER (NGJ) INCREMENT II.....	170,039	165,614
118 SURFACE COMBATANT COMBAT SYSTEM ENGINEERING.....	403,712	359,333
119 LPD-17 CLASS SYSTEMS INTEGRATION.....	945	945
120 SMALL DIAMETER BOMB (SDB).....	62,488	51,097
121 STANDARD MISSILE IMPROVEMENTS.....	386,225	307,518
122 AIRBORNE MCM.....	10,909	10,909
123 NAVAL INTEGRATED FIRE CONTROL-COUNTER AIR SYSTEMS ENG.	44,548	42,160
124 ADVANCED SENSORS APPLICATION PROGRAM (ASAP).....	13,673	12,673
125 ADVANCED ABOVE WATER SENSORS.....	87,809	67,559
126 SSN-688 AND TRIDENT MODERNIZATION.....	93,097	93,097

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
127 AIR CONTROL.....	38,863	38,863
128 SHIPBOARD AVIATION SYSTEMS.....	9,593	11,593
129 COMBAT INFORMATION CENTER CONVERSION.....	12,718	12,718
130 AIR AND MISSILE DEFENSE RADAR (AMDR) SYSTEM.....	78,319	62,005
131 ADVANCED ARRESTING GEAR (AAG).....	65,834	65,834
132 NEW DESIGN SSN.....	259,443	243,263
133 SUBMARINE TACTICAL WARFARE SYSTEM.....	63,878	71,378
134 SHIP CONTRACT DESIGN/LIVE FIRE T&E.....	51,853	63,763
135 NAVY TACTICAL COMPUTER RESOURCES.....	3,853	3,853
136 MINE DEVELOPMENT.....	92,607	85,205
137 LIGHTWEIGHT TORPEDO DEVELOPMENT.....	146,012	115,752
138 JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT.....	8,383	8,383
139 USMC GROUND COMBAT/SUPPORTING ARMS SYSTEMS - ENG DEV..	33,784	29,467
140 PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS....	8,599	7,269
141 JOINT STANDOFF WEAPON SYSTEMS.....	73,744	34,300
142 SHIP SELF DEFENSE (DETECT & CONTROL).....	157,490	153,095
143 SHIP SELF DEFENSE (ENGAGE: HARD KILL).....	121,761	94,961
144 SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW).....	89,373	85,251
145 INTELLIGENCE ENGINEERING.....	15,716	12,422
146 MEDICAL DEVELOPMENT.....	2,120	39,620
147 NAVIGATION/ID SYSTEM.....	50,180	50,180
148 JOINT STRIKE FIGHTER (JSF) - EMD.....	561	561
149 JOINT STRIKE FIGHTER (JSF).....	250	250
150 SSN(X).....	1,000	1,000
151 MARINE CORPS IT DEV/MOD.....	974	974
152 INFORMATION TECHNOLOGY DEVELOPMENT.....	356,173	271,801
153 ANTI-TAMPER TECHNOLOGY SUPPORT.....	7,810	7,810
154 CH-53K.....	406,406	406,406
155 MISSION PLANNING.....	86,134	83,980
156 COMMON AVIONICS.....	54,540	54,540
157 SHIP TO SHORE CONNECTOR (SSC).....	5,155	12,655
158 T-AO 205 CLASS.....	5,148	2,087
159 UNMANNED CARRIER AVIATION.....	266,970	256,970
160 JOINT AIR-TO-GROUND MISSILE (JAGM).....	12,713	12,713

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
161 MULTI-MISSION MARITIME AIRCRAFT (MMA).....	24,424	29,424
162 MULTI-MISSION MARITIME AIRCRAFT (MMA) INCREMENT 3.....	182,870	182,870
163 MARINE CORPS ASSAULT VEHICLES SYSTEM DEVELOPMENT AND DEMO.....	41,775	41,775
164 JOINT LIGHT TACTICAL VEHICLE (JLTV) SYSTEM DEVELOPMENT AND DEMO.....	2,541	2,541
165 DDG-1000.....	208,448	223,448
169 TACTICAL CRYPTOLOGIC SYSTEMS.....	111,434	108,645
170 CYBER OPERATIONS TECHNOLOGY DEVELOPMENT.....	26,173	25,098
TOTAL, ENGINEERING & MANUFACTURING DEVELOPMENT.....	6,263,883	5,903,531
RDT&E MANAGEMENT SUPPORT		
171 THREAT SIMULATOR DEVELOPMENT.....	22,075	22,075
172 TARGET SYSTEMS DEVELOPMENT.....	10,224	10,224
173 MAJOR T&E INVESTMENT.....	85,195	105,195
175 STUDIES AND ANALYSIS SUPPORT - NAVY.....	3,089	3,089
176 CENTER FOR NAVAL ANALYSES.....	43,517	43,517
179 TECHNICAL INFORMATION SERVICES.....	932	932
180 MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT.....	94,297	104,297
181 STRATEGIC TECHNICAL SUPPORT.....	3,813	3,813
183 RDT&E SHIP AND AIRCRAFT SUPPORT.....	104,822	104,822
184 TEST AND EVALUATION SUPPORT.....	446,960	419,212
185 OPERATIONAL TEST AND EVALUATION CAPABILITY.....	27,241	26,207
186 NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT.....	15,787	15,787
187 SEW SURVEILLANCE/RECONNAISSANCE SUPPORT.....	8,559	8,559
188 MARINE CORPS PROGRAM WIDE SUPPORT.....	42,749	37,749
189 MANAGEMENT HEADQUARTERS - R&D.....	41,094	41,094
190 WARFARE INNOVATION MANAGEMENT.....	37,022	33,171
193 INSIDER THREAT.....	2,310	2,310
194 MANAGEMENT HEADQUARTERS (DEPARTMENTAL SUPPORT ACTIVITIES).....	1,536	1,536
TOTAL, RDT&E MANAGEMENT SUPPORT.....	991,222	983,589
OPERATIONAL SYSTEMS DEVELOPMENT		
199 HARPOON MODIFICATIONS.....	697	697
200 F-35 C2D2.....	379,549	349,879
201 F-35 C2D2.....	413,875	370,235

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
202 COOPERATIVE ENGAGEMENT CAPABILITY (CEC).....	143,667	134,602
204 STRATEGIC SUB & WEAPONS SYSTEM SUPPORT.....	173,056	127,979
205 SSBN SECURITY TECHNOLOGY PROGRAM.....	45,970	45,970
206 SUBMARINE ACOUSTIC WARFARE DEVELOPMENT.....	69,190	38,002
207 NAVY STRATEGIC COMMUNICATIONS.....	42,277	42,277
208 F/A-18 SQUADRONS.....	171,030	185,084
210 SURFACE SUPPORT.....	33,482	33,482
211 TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (TMPC) ..	200,308	200,308
212 INTEGRATED SURVEILLANCE SYSTEM.....	102,975	112,860
213 SHIP-TOWED ARRAY SURVEILLANCE SYSTEMS.....	10,873	10,873
214 AMPHIBIOUS TACTICAL SUPPORT UNITS.....	1,713	1,713
215 GROUND/AIR TASK ORIENTED RADAR.....	22,205	22,205
216 CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT.....	83,956	75,756
218 ELECTRONIC WARFARE (EW) READINESS SUPPORT.....	56,791	42,986
219 HARM IMPROVEMENT.....	146,166	161,166
221 SURFACE ASW COMBAT SYSTEM INTEGRATION.....	29,348	29,348
222 MK-48 ADCAP.....	110,349	71,034
223 AVIATION IMPROVEMENTS.....	133,953	127,980
224 OPERATIONAL NUCLEAR POWER SYSTEMS.....	110,313	110,313
225 MARINE CORPS COMMUNICATIONS SYSTEMS.....	207,662	76,610
225A MARINE CORPS AIR DEFENSE WEAPONS SYSTEMS.....	---	124,681
226 COMMON AVIATION COMMAND AND CONTROL SYSTEM	4,406	4,406
227 MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS....	61,381	54,871
228 MARINE CORPS COMBAT SERVICES SUPPORT.....	10,421	10,421
229 USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP)....	29,977	29,977
230 AMPHIBIOUS ASSAULT VEHICLE.....	6,469	6,469
231 TACTICAL AIM MISSILES.....	5,859	5,859
232 ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM).....	44,323	40,869
236 SATELLITE COMMUNICATIONS (SPACE).....	41,978	50,978
237 CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES.....	29,684	34,684
238 INFORMATION SYSTEMS SECURITY PROGRAM.....	39,094	39,094
239 JOINT MILITARY INTELLIGENCE PROGRAMS.....	6,154	6,154
240 TACTICAL UNMANNED AERIAL VEHICLES.....	7,108	7,108
241 UAS INTEGRATION AND INTEROPERABILITY.....	62,098	62,098
242 DISTRIBUTED COMMON GROUND SYSTEMS/SURFACE SYSTEMS....	21,500	21,500

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
244 MQ-4C TRITON.....	11,120	11,120
245 MQ-8 UAV.....	28,968	28,968
246 RQ-11 UAV.....	537	537
247 SMALL (LEVEL 0) TACTICAL UAS (STUASLO).....	8,773	8,773
248 RQ-21A.....	10,853	10,853
249 MULTI-INTELLIGENCE SENSOR DEVELOPMENT.....	60,413	60,413
250 UNMANNED AERIAL SYSTEMS (UAS) PAYLOADS (MIP).....	5,000	5,000
251 CYBERSPACE OPERATIONS FORCES AND FORCE SUPPORT.....	34,967	34,967
252 RQ-4 MODERNIZATION.....	178,799	129,164
253 INTELLIGENCE MISSION DATA (IMD).....	2,120	---
254 MODELING AND SIMULATION SUPPORT.....	8,683	8,683
255 DEPOT MAINTENANCE (NON-IF).....	45,168	60,168
256 MARITIME TECHNOLOGY (MARITECH).....	6,697	6,697
257 SATELLITE COMMUNICATIONS (SPACE).....	70,056	35,956
TOTAL, OPERATIONAL SYSTEMS DEVELOPMENT.....	3,532,011	3,271,827
9999 CLASSIFIED PROGRAMS.....	1,795,032	1,817,987
258 RISK MANAGEMENT INFORMATION - SOFTWARE PILOT PROGRAM..	14,300	14,300
MARITIME TACTICAL COMMAND AND CONTROL (MTC2) -		
259 SOFTWARE PILOT PROGRAM.....	10,868	10,868
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-86,041
	=====	=====
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, NAVY.....	21,427,048	20,078,829
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EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
 [in thousands of dollars]

R-1	Budget Request	Final Bill
1 UNIVERSITY RESEARCH INITIATIVES	116,816	144,816
Program increase - university research initiatives		10,000
Program increase - defense university research instrumentation program		10,000
Program increase - aircraft fleet readiness and sustainment		8,000
3 DEFENSE RESEARCH SCIENCES	467,158	489,984
Mathematics, computer, and information sciences unjustified growth		-4,174
Program increase - defense research sciences		15,000
Program increase - silicon-germanium-tin alloy research		5,000
Program increase - bio-inspired engineering and design for naval applications		3,000
Program increase - predictive modeling and simulation for next generation naval undersea vehicles and platforms research		2,000
Program increase - USV batteries, materials, and additive manufacturing		2,000
4 POWER PROJECTION APPLIED RESEARCH	17,792	38,792
Program increase - miniaturization of lasers		5,000
Program increase - high power microwave systems for counter-UAS defense		16,000
5 FORCE PROTECTION APPLIED RESEARCH	122,281	209,781
Program increase - direct air capture and blue carbon removal technology		7,500
Program increase - talent and technology for Navy power and energy systems		10,500
Program increase - power generation and storage research		5,000
Program increase - data-model fusion		3,000
Program increase - coastal environmental research		5,000
Program increase - advanced energetics research		5,000
Program increase - machine discovery and learning		2,000
Program increase - additive manufacturing of unmanned maritime systems		10,000
Program increase - Asia Pacific technology and education program		5,000
Program increase - low cost silicon solar cells		2,500
Program increase - Navy alternative energy research		25,000
Program increase - robust energy infrastructure research		7,000
6 MARINE CORPS LANDING FORCE TECHNOLOGY	50,623	55,623
Program increase - unmanned logistics solutions		5,000
7 COMMON PICTURE APPLIED RESEARCH	48,001	43,703
Applied information sciences for decision making excess growth		-3,277
Unjustified growth		-1,021

R-1	Budget Request	Final Bill
8 WARFIGHTER SUSTAINMENT APPLIED RESEARCH	67,765	116,255
Surveillance technology excess growth		-1,010
Program increase - health and safety research of underground fuel storage facilities		5,000
Program increase - humanoid robotics in unstructured environments		5,000
Program increase - human performance and injury rehabilitation assessment tool		2,500
Program increase - force health protection and application		5,000
Program increase - engineered systems to preserve and restore hearing after deleterious stimulation		5,000
Program increase - hypersonics materials acceleration		4,000
Program increase - laser peening technology for submarine and carrier shafts		3,000
Program increase - lightweight anti-corrosion nanotechnology coating enhancement		5,000
Program increase - physics based neutralization of threats to human tissues and organs		5,000
Program increase - polymer coatings for reduced ice and fouling adhesion		5,000
Program increase - social networks and computational social science		2,000
Program increase - warfighter as a system human digital twin research		3,000
9 ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH	84,994	92,994
Program increase - navigation technology		3,000
Program increase - dark swarm in degraded environments		5,000
10 OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	63,392	80,284
Unjustified growth		-2,108
Program increase - task force ocean		10,000
Program increase - naval special warfare superiority in underseas and maritime environments		5,000
Program increase - ocean acoustics for monitoring		4,000
12 UNDERSEA WARFARE APPLIED RESEARCH	56,397	96,397
Program increase - undersea sensing and communications		5,000
Program increase - cross domain autonomy for persistent maritime operations		10,000
Program increase - partnerships for undersea vehicle research		14,000
Program increase - resident undersea autonomous robotics		11,000
13 FUTURE NAVAL CAPABILITIES APPLIED RESEARCH	167,590	170,724
Sea warfare and weapons excess growth		-2,461
Warfighter performance excess growth		-2,405
Program increase - cooperative engagement capability mission based networking for data distribution systems		3,000
Program increase - improved detection of submarine threats		5,000
14 MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	30,715	33,215
Program increase - robotics for mine neutralization		2,500

R-1	Budget Request	Final Bill
15 INNOVATIVE NAVAL PROTOTYPES (INP) APPLIED RESEARCH	160,537	161,725
CLAWS unjustified growth		-4,988
Full spectrum undersea warfare unjustified request		-7,824
Program increase - thermoplastic composites for lightweight naval applications		4,000
Program increase - thermoplastic tailorable universal feedstock composites		10,000
18 ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY	8,008	23,008
Program increase - all digital radar technology		15,000
19 MARINE CORPS ADVANCED TECHNOLOGY DEMONSTRATION	219,045	250,292
Command, control, communications, computers excess growth		-9,299
Combat service support and force protection excess growth		-7,054
Program increase - expeditionary process, exploitation, and dissemination		5,000
Program increase - Marine Corps force design acceleration - organic reconnaissance, surveillance, and target acquisition		4,500
Program increase - Marine Corps force design acceleration - closed classified wargaming network and naval integration		1,000
Program increase - Marine Corps force design acceleration - project Artemis		11,100
Program increase - adaptive threat force footprint		6,000
Program increase - ensuring defense and operational systems resilience for Marine Corps tactical cyber and spectrum maneuver		10,000
Program increase - Marine Corps missions support station demonstration		10,000
21 FUTURE NAVAL CAPABILITIES ADVANCED TECHNOLOGY DEV	246,054	231,139
Long endurance airborne platform decoy concurrency		-4,818
DECAF unjustified request		-3,760
C-ENCAP program delays		-4,918
Air warfare FNCs program delays		-3,305
Surface warfare FNCs program delays		-4,418
Undersea warfare FNCs program delays		-4,696
Program increase - advanced energetics research		6,000
Program increase - development of submersible air revitalization		5,000
23 WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	4,851	33,151
Program increase - bone marrow registry program		24,300
Program increase - novel therapeutic interventions research		4,000
INNOVATIVE NAVAL PROTOTYPES (INP) ADVANCED TECHNOLOGY		
26	141,948	159,948
Long range targeting concurrency		-2,000
Program increase - electromagnetic railgun		20,000

R-1	Budget Request	Final Bill
27 LARGE UNMANNED SURFACE VEHICLES	464,042	93,700
Transfer Medium Unmanned Surface Vehicle to line 27A (project 3428)		-26,302
Transfer Navy Large Unmanned Surface Vehicle program restructure to line 27A for Medium Unmanned Surface Vehicle program		-29,100
Navy Large Unmanned Surface Vehicle program restructure		-408,640
Navy Large Unmanned Surface Vehicle program restructure - warfare centers/program management only (project 3066)		28,100
Navy Large Unmanned Surface Vehicle program restructure - ghost fleet/overlord experimentation only (project 3066)		32,600
Navy Large Unmanned Surface Vehicle program restructure - large unmanned surface vehicles studies only (project 3066)		10,000
Navy Large Unmanned Surface Vehicle program restructure - autonomy, C2, elevated sensors, USV experimentation, technical and management services only (project 3067)		20,500
Navy Large Unmanned Surface Vehicle program restructure - RFP development and support only (project 3067)		2,500
27A MEDIUM UNMANNED SURFACE VEHICLES	0	55,402
Transfer Medium Unmanned Surface Vehicle from line 27 (project 3428)		26,302
Transfer Medium Unmanned Surface Vehicle machinery plant only, per Navy Large Unmanned Surface Vehicle program restructure from line 27		14,000
Transfer Naval Surface Warfare Center land-based engineering site for Medium Unmanned Surface Vehicle testing only, per Navy Large Unmanned Surface Vehicle program restructure from line 27		15,100
32 ASW SYSTEMS DEVELOPMENT	15,719	18,719
Program increase		3,000
34 ADVANCED COMBAT SYSTEMS TECHNOLOGY	70,218	52,680
LOCUST fixed wing tests funding early to need		-1,338
Advanced long range targeting funding early to need		-1,219
HIJENKS program restructure (project 3416)		-14,981
35 SURFACE AND SHALLOW WATER MINE COUNTERMEASURES	52,358	47,808
Barracuda schedule delays		-4,550
36 SURFACE SHIP TORPEDO DEFENSE	12,816	11,816
Torpedo warning systems funding excess to need		-1,000
38 PILOT FISH	358,757	328,757
Program adjustment		-30,000
43 ADVANCED SUBMARINE SYSTEM DEVELOPMENT	185,356	152,373
Project 9710 unjustified new start		-10,543
Project 9710 program delay		-27,430
Project 2096 material purchases for Block V VCS early to need		-4,010
Program increase - workforce partnership research		5,000
Program increase - improved CAVES technology		4,000

R-1	Budget Request	Final Bill
45 SHIP CONCEPT ADVANCED DESIGN	126,396	117,305
Cybersecurity previously funded		-1,500
Next generation medium amphibious ship excess to need		-6,000
Next generation medium logistics ship excess to need		-6,000
Project 4037 - funding for CHAMP submarine tender studies only		-10,591
Program increase - additive manufacturing		5,000
Program increase - polymorphic build farm for open source technologies		10,000
46 SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES	70,270	46,970
Project 0411 requirements and concept analysis excess growth		-16,200
Project 0411 preliminary design early to need		-17,100
Program increase - bridge integration program		10,000
48 ADVANCED SURFACE MACHINERY SYSTEMS	38,449	40,681
Power and energy systems contract award delay		-15,268
Program increase - silicon carbide power modules		10,000
Program increase - advanced power electronics integration		2,500
Program increase - small boat electric propulsion		5,000
50 LITTORAL COMBAT SHIP (LCS)	32,178	42,178
Program increase - defensive capability improvements		10,000
53 LITTORAL COMBAT SHIP (LCS) MISSION MODULES	67,875	77,875
Program increase - LCS anti-submarine warfare escort mission module test ship installation		10,000
54 AUTOMATED TEST AND RE-TEST	4,797	34,797
Program increase		30,000
57 MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	189,603	43,457
Armored reconnaissance vehicle concurrency		-2,600
Long range unmanned surface vehicle concurrency		-4,339
Transfer Ground-based anti-ship missile (project 6637) to line 57A		-64,207
Transfer Long range fires (project 6638) to line 57B		-75,000
57A MARINE CORPS GROUND-BASED ANTI-SHIP MISSILE	0	29,678
Transfer Ground-based anti-ship missile (project 6637) from line 57		64,207
ROGUE vehicles and fire control systems acquisition concurrency with development		-25,429
GBASM missiles for user evaluation early to need		-9,100
57B MARINE CORPS LONG RANGE FIRES	0	56,250
Transfer Long range fires (project 6638) from line 57		75,000
Long range fires new start delay		-18,750
61 NAVY ENERGY PROGRAM	23,422	56,422
Program increase		15,000
Program increase - marine energy converters for sensors and microgrids		10,500
Program increase - natural gas technologies		7,500

R-1	Budget Request	Final Bill
63 CHALK CORAL	545,763	426,577
Program adjustment		-119,186
65 RETRACT MAPLE	353,226	297,685
Program adjustment		-55,541
66 LINK PLUMERIA	544,388	482,418
Program adjustment		-61,970
68 LINK EVERGREEN	236,234	201,984
Program adjustment		-34,250
71 LAND ATTACK TECHNOLOGY	10,578	5,850
Project 3401 continued lack of acquisition strategy		-4,728
74 DIRECTED ENERGY AND ELECTRIC WEAPON SYSTEMS	128,846	126,895
HELCAP concurrency		-6,950
Program increase - high energy laser weapon system for counter-UAS area defense		5,000
76 DIGITAL WARFARE	54,699	35,717
Historical underexecution		-2,023
Excess growth		-16,959
77 SMALL AND MEDIUM UNMANNED UNDERSEA VEHICLES	53,942	39,208
Project 3785 prior year funding		-14,734
80 LARGE UNMANNED UNDERSEA VEHICLES	78,122	62,657
Contract award early to need		-15,565
81 GERALD R. FORD CLASS NUCLEAR AIRCRAFT CARRIER	107,895	104,895
Integrated digital shipbuilding excess growth		-7,000
Program increase - electronic personnel qualification standards system		4,000
82 AIRBORNE MINE COUNTERMEASURES	17,366	17,966
Historical underexecution		-2,400
Program increase - coastal battlefield reconnaissance and analysis		3,000
84 TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES	59,776	50,281
DAIRCM hardware development contract award delay		-9,495
85 EXPEDITIONARY LOGISTICS	0	5,000
Program increase - automated parts screening and selection tool for additive manufacturing		2,000
Program increase - alternative tactical power and battery research		3,000
87 RAPID TECHNOLOGY CAPABILITY PROTOTYPE	3,664	5,664
Historical underexecution		-1,000
Program increase - non-traditional small business support to Marine Corps Warfighting Laboratory		3,000

R-1	Budget Request	Final Bill
89 ADVANCED UNDERSEA PROTOTYPING	115,858	89,812
Test and evaluation delays		-26,046
90 COUNTER UNMANNED AIRCRAFT SYSTEMS (C-UAS)	14,259	2,598
System development reduce duplication		-11,661
91 PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM	1,102,387	79,417
Miniature air launched decoy historical underexecution		-8,600
Advanced aerial refueling system lack of acquisition strategy		-5,995
Transfer Conventional prompt strike (project 3334) to line 91A		-1,008,375
91A CONVENTIONAL PROMPT STRIKE	0	767,637
Transfer Conventional prompt strike (project 3334) from line 91		1,008,375
Two missile round procurements excess to test requirements		-130,000
Block 2 missile design concurrency		-35,922
Apply SSN modification funding to test facilities consistent with Navy reprioritization		-64,816
Conventional prompt strike initial integration efforts - transfer to line 165		-15,000
Program increase - neutron radiographic inspection of cartridge and propellant actuated devices		5,000
SPACE & ELECTRONIC WARFARE (SEW)		
92 ARCHITECTURE/ENGINE	7,657	6,208
Historical underexecution		-1,449
OFFENSIVE ANTI-SURFACE WARFARE WEAPON		
93 DEVELOPMENT	35,750	46,750
LRASM funds - Navy requested transfer from line 141		11,000
95 ADVANCED TACTICAL UNMANNED AIRCRAFT SYSTEM	22,589	28,439
Project 3135 studies and experimentation, prototype development, modeling and simulation, test and evaluation growth		-10,650
Program increase - KMAX experimentation and support		7,000
Program increase - mobile unmanned/manned distributed lethality airborne network joint capability technology demonstration		7,000
Program increase - fused integrated naval network		2,500
99 OTHER HELO DEVELOPMENT	18,133	23,133
Program increase - CH-53E health usage monitoring system		5,000
100 AV-8B AIRCRAFT - ENG DEV	20,054	16,749
Historical underexecution		-3,305
102 MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT	27,340	37,340
Program increase - MH-60 obsolescence issues		5,000
Program increase - MH-60 capability upgrades		5,000
105 WARFARE SUPPORT SYSTEM	9,065	14,982
Historical underexecution		-1,083
Program increase - COTS-based counter-UAV technology		5,000
Program increase - diesel fuel outboard motor testing		2,000

R-1	Budget Request	Final Bill
106 TACTICAL COMMAND SYSTEM	97,968	124,896
NOBLE projects delay		-8,782
Revised logistics IT acquisition strategy - Navy requested transfer from line 152		35,710
107 ADVANCED HAWKEYE	309,373	275,813
Apply unjustified prior DSSC growth to DSSC-6		-22,000
DSSC-6 excess growth		-25,560
Program increase - E-2D Advanced Hawkeye radar		14,000
108 H-1 UPGRADES	62,310	57,960
Historical underexecution		-4,350
113 ELECTRONIC WARFARE DEVELOPMENT	134,194	131,914
Historical underexecution		-6,397
Dual band decoy risk reduction early to need		-6,883
Program increase - intrepid tiger II		11,000
114 EXECUTIVE HELO DEVELOPMENT	99,321	97,224
VH-92A product improvement development unjustified growth		-2,097
115 NEXT GENERATION JAMMER (NGJ)	477,680	447,152
Historical underexecution		-29,199
Trainer early to need		-1,329
116 JOINT TACTICAL RADIO SYSTEM - NAVY (JTRS-NAVY)	232,818	234,180
ATDLS integration delays		-2,638
Program increase - multifunctional information distribution system acceleration		4,000
117 NEXT GENERATION JAMMER (NGJ) INCREMENT II	170,039	165,614
Primary hardware development contract delay		-4,425
118 SURFACE COMBATANT COMBAT SYSTEM ENGINEERING	403,712	359,333
Aegis development support excess growth		-12,845
Aegis capability build 2023-1 excess to need		-31,534
120 SMALL DIAMETER BOMB (SDB)	62,488	51,097
Historical underexecution		-11,391
121 STANDARD MISSILE IMPROVEMENTS	386,225	307,518
Interim capability development excess growth		-47,807
SM-6 Block 1B mission integration, development, and operational test		-18,400
Electronics unit joint program lack of justification		-12,500
NAVAL INTEGRATED FIRE CONTROL-COUNTER AIR SYSTEMS		
123 ENG	44,548	42,160
Historical underexecution		-2,388
124 ADVANCED SENSORS APPLICATION PROGRAM	13,673	12,673
Poor justification		-1,000

R-1	Budget Request	Final Bill
125 ADVANCED ABOVE WATER SENSORS	87,809	67,559
Project 3423 one unit early to need		-20,250
128 SHIPBOARD AVIATION SYSTEMS	9,593	11,593
Program increase - fleet strike group aviation management		2,000
130 AIR AND MISSILE DEFENSE RADAR (AMDR) SYSTEM	78,319	62,005
Hardware production and sustainment early to need		-16,314
132 NEW DESIGN SSN	259,443	243,263
Future payloads integration early to need		-26,180
Program increase - out-of-autoclave technology for submarines		10,000
133 SUBMARINE TACTICAL WARFARE SYSTEM	63,878	71,378
Program increase - combat systems of the future end-to-end cyber security tools		7,500
134 SHIP CONTRACT DESIGN/LIVE FIRE T&E	51,853	63,763
Historical underexecution		-2,590
Program increase - DDG-51 advanced degaussing mine protection system		7,000
ESB pilot program		7,500
136 MINE DEVELOPMENT	92,607	85,205
Encapsulate effector program delays		-7,402
137 LIGHTWEIGHT TORPEDO DEVELOPMENT	146,012	115,752
Project 3418 platform integration early to need		-30,260
USMC GROUND COMBAT/SUPPORTING ARMS SYSTEMS - ENG		
139 DEV	33,784	29,467
Increment II program delays		-4,317
140 PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS	8,599	7,269
Historical underexecution		-1,330
141 JOINT STANDOFF WEAPON SYSTEMS	73,744	34,300
LRASM funds - Navy requested transfer to line 93		-11,000
Funding excess to need		-28,444
142 SHIP SELF DEFENSE (DETECT & CONTROL)	157,490	153,095
Historical underexecution		-4,395
143 SHIP SELF DEFENSE (ENGAGE: HARD KILL)	121,761	94,961
Project 0173 excess new starts		-26,800
144 SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW)	89,373	85,251
SEWIP block 3 government engineering previously funded		-4,122
145 INTELLIGENCE ENGINEERING	15,716	12,422
Non-kinetic countermeasures support contract delays		-3,294

R-1	Budget Request	Final Bill
146 MEDICAL DEVELOPMENT	2,120	39,620
Program increase - wound care research		10,000
Program increase - military dental research		10,000
Program increase - autonomous aerial technology for distributed logistics		7,500
Program increase - ETEC enteric disease research		10,000
152 INFORMATION TECHNOLOGY DEVELOPMENT	356,173	271,801
Historical underexecution		-12,972
Revised logistics IT acquisition strategy - Navy requested transfer from project 3432 to line 106		-35,710
Project 3432 growth prior to change in acquisition strategy		-45,690
Program increase - cyber solutions for aviation systems and facilities		7,000
Program increase - cyber innovations in classified environments		3,000
155 MISSION PLANNING	86,134	83,980
STORM unjustified growth		-2,154
157 SHIP TO SHORE CONNECTOR (SSC)	5,155	12,655
Program increase - naval hovercraft propulsion applications		7,500
158 T-AO 205 CLASS	5,148	2,087
Operational and live fire test schedule delays		-3,061
159 UNMANNED CARRIER AVIATION	266,970	256,970
Air segment ESA excess to need		-10,000
161 MULTI-MISSION MARITIME AIRCRAFT (MMA)	24,424	29,424
Program increase - small business technology insertion		5,000
165 DDG-1000	208,448	223,448
Conventional prompt strike initial integration efforts - transfer from line 91A		15,000
169 TACTICAL CRYPTOLOGIC SYSTEMS	111,434	108,645
Historical underexecution		-2,789
170 CYBER OPERATIONS TECHNOLOGY DEVELOPMENT	26,173	25,098
Historical underexecution		-1,075
173 MAJOR T&E INVESTMENT	85,195	105,195
Program increase - undersea range modernization		10,000
Program increase - integrated sensor effectiveness test		10,000
180 MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT	94,297	104,297
Program increase - printed circuit board executive agent		10,000
184 TEST AND EVALUATION SUPPORT	446,960	419,212
China Lake earthquake recovery - Navy requested transfer to OM,N line BSM1		-27,748
185 OPERATIONAL TEST AND EVALUATION CAPABILITY	27,241	26,207
OPTEVFOR support funding realignment not properly accounted		-1,034

R-1	Budget Request	Final Bill
188 MARINE CORPS PROGRAM WIDE SUPPORT	42,749	37,749
Project 3009 excess growth		-5,000
190 WARFARE INNOVATION MANAGEMENT	37,022	33,171
Historical underexecution		-3,851
200 F-35 C2D2	379,549	349,879
Air vehicle - technology refresh 3	[60,429]	[60,429]
Air vehicle block 4 planning and sys eng	[105,662]	[92,724]
Phase II efforts unjustified program growth		-12,938
Test and evaluation	[98,484]	[98,484]
Propulsion	[13,815]	[13,815]
Maintenance systems/ALIS development	[20,075]	[11,575]
Acquisition strategy for ALIS LM efforts		-8,500
Combat data systems	[23,180]	[23,180]
Training systems and simulation	[35,382]	[23,229]
Unjustified growth		-12,153
Infrastructure and support costs	[7,067]	[3,489]
Fixed JPO support forward financing		-2,058
Fixed JPO support		-1,520
DevSecOps	[2,200]	[2,200]
Statutory reductions	[13,255]	[12,054]
Unjustified program growth		-1,201
Program increase - advanced countermeasure dispenser system for F-35B		8,700
201 F-35 C2D2	413,875	370,235
Air vehicle - technology refresh 3	[65,465]	[65,465]
Air vehicle block 4 planning and sys eng	[142,147]	[124,742]
Phase II efforts unjustified program growth		-17,405
Test and evaluation	[85,972]	[85,972]
Propulsion	[14,820]	[14,820]
Maintenance systems/ALIS development	[20,075]	[11,575]
Acquisition strategy for ALIS LM efforts		-8,500
Combat data systems	[24,266]	[24,266]
Training systems and simulation	[37,402]	[24,555]
Unjustified growth in BPAC 676011		-12,847
Infrastructure and support costs	[7,067]	[3,489]
Fixed JPO support forward financing		-2,058
Fixed JPO support		-1,520
DevSecOps	[2,200]	[2,200]
Statutory reductions	[14,461]	[13,151]
Unjustified program growth		-1,310
202 COOPERATIVE ENGAGEMENT CAPABILITY (CEC)	143,667	134,602
Historical underexecution		-4,688
CEC cyber resiliency excess growth		-2,577
FIRECAP unjustified new start		-1,800

R-1	Budget Request	Final Bill
204 STRATEGIC SUB & WEAPONS SYSTEM SUPPORT	173,066	127,979
Project 2228 DSLE2 growth for submarine launched ballistic missile and strategic guidance technologies		-57,077
Program increase - next generation strategic inertial measurement unit		6,000
Program increase - scalable very high temperature composite manufacturing technologies		6,000
206 SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	69,190	38,002
Submarine torpedo defense system schedule slip		-4,764
Compact rapid attack weapon concurrency		-35,924
Program increase - acoustic device countermeasures		9,500
208 F/A-18 SQUADRONS	171,030	185,084
Multi-system integration/common tactical picture previously funded		-2,946
Program increase - Growler noise mitigation research		4,000
Program increase - beacon obsolescence issues		3,000
Program increase - fifth generation sensor fusion study		10,000
212 INTEGRATED SURVEILLANCE SYSTEM	102,975	112,860
Historical underexecution		-2,615
Program increase - maritime surveillance system sensor and signal processing performance improvements		12,500
216 CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT	83,956	75,756
Project 1427 unjustified new start		-8,200
218 ELECTRONIC WARFARE (EW) READINESS SUPPORT	56,791	42,986
Project 2263 unjustified growth		-5,886
Project 3426 unjustified growth		-7,919
219 HARM IMPROVEMENT	146,166	161,166
Program increase		15,000
222 MK-48 ADCAP	110,349	71,034
APB 7 development early to need		-2,140
TI-1 hardware development prior year contract award delay		-28,625
TI-2 prototypes early to need		-8,550
223 AVIATION IMPROVEMENTS	133,953	127,980
Historical underexecution		-5,973
225 MARINE CORPS COMMUNICATIONS SYSTEMS	207,662	76,610
Air defense weapons systems (project 2278) - transfer to line 225A		-131,052
225A MARINE CORPS AIR DEFENSE WEAPONS SYSTEMS	0	124,681
Air defense weapons systems (project 2278) - transfer from line 225		131,052
Project 2278 MRIC test and evaluation resources for engineering support only, per Marine Corps-identified requirement		[9,200]
Project 2278 increment 3 test and evaluation early to need		-12,671
Program increase - L-MADIS systems		6,300

R-1	Budget Request	Final Bill
MARINE CORPS GROUND COMBAT/SUPPORTING ARMS		
227 SYSTEMS	61,381	54,871
Historical underexecution		-6,510
232 ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	44,323	40,869
Test and evaluation previously funded		-1,727
System improvement program efforts failure to comply with congressional direction		-1,727
236 SATELLITE COMMUNICATIONS (SPACE)	41,978	50,978
Program increase - Navy multiband terminal program interference mitigation technology test		9,000
237 CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES	29,684	34,684
Program increase - network and data center intelligent agent program		5,000
252 RQ-4 MODERNIZATION	178,799	129,164
Excess cost growth		-49,635
253 INTELLIGENCE MISSION DATA (IMD)	2,120	0
Unjustified new start		-2,120
255 DEPOT MAINTENANCE (NON-IF)	45,168	60,168
Program increase - defense industrial skills and technology training		5,000
Program increase - portable high pressure cold spray system		10,000
257 SATELLITE COMMUNICATIONS (SPACE)	70,056	35,956
MUOS (project 2472) follow-on engineering and contract acquisition planning		-34,100
999 CLASSIFIED PROGRAMS	1,795,032	1,817,987
Classified adjustment		22,955
UNDISTRIBUTED REDUCTION - EXCESS TO NEED	0	-86,041

SMALL BUSINESS INNOVATION RESEARCH PROGRAM

The Small Business Innovation Research Program (SBIR) is designed to attract small technology companies to participate in federally sponsored research and development in order to enable advances in innovative technology disruption. It is noted that despite significant investment and acquisition preference for SBIR companies, there are few signs of creative disruptions, and it is further noted that the failure of the Department of Defense to capitalize on SBIR investments and incorporate disruptive innovation is demonstrated by the repeated failure of the Navy to sufficiently resource the Automated Test and Retest (ATRT) program, which has produced transformative technology, including the ATRT/AEGIS Virtual Twin. The agreement includes a total of \$34,797,000 for the ATRT program. Additionally, the Secretary of the Navy is directed to adhere to SBIR law and use SBIR awardees to the greatest extent practicable thus allowing and assisting SBIR awardees to commercialize technologies related to those developed under SBIR Phase I, II, and III awards.

OFFICE OF NAVAL RESEARCH BUDGET STRUCTURE AND BUDGET JUSTIFICATION MATERIALS

Previously stated direction contained in Senate Report 116–103 regarding the program element structure for Navy science and technology projects is reiterated in this agreement. Further, it is noted that acquisition-type prototyping efforts managed by the Office of Naval Research (ONR) require additional oversight, fiscal clarity, and adherence to financial management practices in order to avoid the schedule and cost growth seen, for instance, in the Solid State Laser-Technology Maturation program. Finally, concerns remain with the lack of timely transmission, as well as the format, of classified project and budget details for ONR efforts. The Assistant Secretary of the Navy (Financial Management and Comptroller) and the Chief, Naval Research, are directed, not later than 30 days after the enactment of this Act, to present a plan to the congressional defense committees to ensure that ONR’s classified project-specific information, required by the congressional defense committees for their budget review, be provided concurrent with submission of the President’s budget in the appropriate format.

MARINE CORPS FORCE DESIGN INITIATIVES

Shortly after submission of the fiscal year 2021 President’s budget request, the Commandant of the Marine Corps released “Force Design 2030,” followed by the submission to Congress of an above threshold reprogramming request to accelerate certain technology development efforts in support of Force Design efforts. This reprogramming request was approved by all four congressional defense committees, and additional appropriations are recommended in fiscal year 2021 to continue this acceleration. It is expected that these programs will be fully funded in the fiscal year 2022 President’s budget request.

Further, the fiscal year 2021 President's budget request includes several acquisition programs that support the Commandant's Force Design, including the Ground-Based Anti-Ship Missile, Long Range Fires, Organic Precision Fires, and the Long-Range Unmanned Surface Vessel programs. There is concern that the Marine Corps is overly dependent on prototyping and mid-tier acquisition fielding authorities for developing these programs. Therefore, the Assistant Secretary of the Navy (Research, Development and Acquisition) is directed to review the Marine Corps' acquisition strategies for these and other programs related to Force Design, and to certify their appropriate use to the congressional defense committees not later than with the submission of the fiscal year 2022 President's budget request.

FUTURE SURFACE COMBATANT FORCE

The fiscal year 2021 President's budget request includes \$46,453,000 in program element 0603564N for requirements development, prototyping, and preliminary contract design of a new Large Surface Combatant (LSC) class to succeed the current DDG-51 Flight III destroyer. Additionally, \$19,020,000 is included in program element 0603563N for requirements and concept analysis of an LSC. Despite repeated delays to the LSC program, the Navy has reduced the acquisition profile for DDG-51 Flight III destroyers in recent budget submissions, and has not delineated a clear acquisition path for large surface combatants following the conclusion of the current DDG-51 Flight III destroyer multi-year procurement contract in fiscal year 2022. Absent a clear understanding of future Navy LSC force structure requirements and acquisition strategies, the proposed increase in funding for LSC, to include \$17,100,000 in preliminary design efforts, is not supported.

Further, it is noted that information provided by the Navy in response to Senate Report 116-103 regarding the Navy's Surface Capability Evolution Plan (SCEP) was incomplete. The Assistant Secretary of the Navy (Research, Development and Acquisition) is directed to provide to the congressional defense committees, with the fiscal year 2022 President's budget request, the updated acquisition strategies for each element of the Navy's SCEP, as previously requested, and the Assistant Secretary of the Navy (Financial Management and Comptroller) is directed to provide, with the fiscal year 2022 President's budget request, updated cost estimates for each element of the SCEP, and to certify full funding in the budget request for each respective acquisition strategy of the SCEP elements.

AEGIS BASELINES BUDGET ESTIMATES

As previously expressed in Senate Report 116-103, concerns remain with the lack of stability in scope and costs of AEGIS baselines from one budget submission to the next and the lack of associated details in budget justification materials. The Department of the Navy Program Executive Officer, Integrated Warfare Systems, and the Missile Defense Agency Program Executive, Sea-Based Weapons Systems, are directed to provide to the congressional defense committees, not later than 30 days after the enactment of this Act, a joint acquisition baseline for AEGIS development efforts.

CH-53K SYSTEM DEMONSTRATION TEST ARTICLE AIRCRAFT

The Assistant Secretary of the Navy (Research, Development and Acquisition) and the Assistant Secretary of the Navy (Financial Management and Comptroller) are directed to continue to comply with the direction contained in Senate Report 116-103 regarding System Demonstration Test Article aircraft for the CH-53K program.

NAVAL EXPEDITIONARY SUSTAINMENT AND REPAIR

The agreement recognizes the value of aligning technology-based solutions with expeditionary shipboard sustainment and repair concepts of operations to improve warship resiliency, lethality, and availability. The Secretary of the Navy is urged to continue investment in these areas.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR
FORCE

The agreement provides \$36,357,443,000 for Research, Development, Test and Evaluation, Air Force, as follows:

650

(DOLLARS IN THOUSANDS)

		BUDGET REQUEST	FINAL BILL

RESEARCH, DEVELOPMENT, TEST & EVALUATION, AIR FORCE			
1	BASIC RESEARCH DEFENSE RESEARCH SCIENCES.....	315,348	325,348
2	UNIVERSITY RESEARCH INITIATIVES.....	161,861	196,861
3	HIGH ENERGY LASER RESEARCH INITIATIVES.....	15,085	15,085
	TOTAL, BASIC RESEARCH.....	492,294	537,294

APPLIED RESEARCH			
4	FUTURE AF CAPABILITIES APPLIED RESEARCH.....	100,000	80,000
5	MATERIALS.....	140,781	238,281
6	AEROSPACE VEHICLE TECHNOLOGIES.....	349,225	164,726
7	HUMAN EFFECTIVENESS APPLIED RESEARCH.....	115,222	134,122
8	AEROSPACE PROPULSION.....	---	201,415
9	AEROSPACE SENSORS.....	211,301	233,301
11	SCIENCE AND TECHNOLOGY MANAGEMENT - MAJOR HEADQUARTERS	8,926	8,926
12	CONVENTIONAL MUNITIONS.....	132,425	127,425
13	DIRECTED ENERGY TECHNOLOGY.....	128,113	130,613
14	DOMINANT INFORMATION SCIENCES AND METHODS.....	178,668	215,668
15	HIGH ENERGY LASER RESEARCH.....	45,088	29,208
	TOTAL, APPLIED RESEARCH.....	1,409,749	1,563,685

ADVANCED TECHNOLOGY DEVELOPMENT			
17	AF FOUNDATIONAL DEVELOPMENT/DEMOS.....	103,280	---
18	FUTURE AF INTEGRATED TECHNOLOGY DEMOS.....	157,619	147,619
19	NEXT GEN PLATFORM DEV/DEMO.....	199,556	---
20	PERSISTENT KNOWLEDGE, AWARENESS, & C2 TECH.....	102,276	---
21	NEXT GEN EFFECTS DEV/DEMOS.....	215,817	---
22	ADVANCED MATERIALS FOR WEAPON SYSTEMS.....	---	60,169
23	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T).....	---	16,933
24	ADVANCED AEROSPACE SENSORS.....	---	35,338
25	AEROSPACE TECHNOLOGY DEV/DEMO.....	---	62,230
26	AEROSPACE PROPULSION AND POWER TECHNOLOGY.....	---	144,492
27	ELECTRONIC COMBAT TECHNOLOGY.....	---	35,906
28	ADVANCED SPACECRAFT TECHNOLOGY.....	---	87,768
29	MAUI SPACE SURVEILLANCE SYSTEM (MSSS).....	---	12,090
30	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOPMENT...	---	31,725

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
31 CONVENTIONAL WEAPONS TECHNOLOGY.....	---	134,145
32 ADVANCED WEAPONS TECHNOLOGY.....	---	31,445
33 MANUFACTURING TECHNOLOGY PROGRAM.....	---	139,001
34 BATTLESPACE KNOWLEDGE DEVELOPMENT & DEMONSTRATION.....	---	63,221
TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT.....	778,548	1,002,082
ADVANCED COMPONENT DEVELOPMENT		
38 INTELLIGENCE ADVANCED DEVELOPMENT.....	4,320	4,320
39 COMBAT IDENTIFICATION TECHNOLOGY.....	26,396	26,396
40 NATO RESEARCH AND DEVELOPMENT.....	3,647	3,647
41 IBCM DLM/VAL.....	32,959	32,959
43 AIR FORCE WEATHER SERVICES RESEARCH.....	869	2,238
44 ADVANCED BATTLE MANAGEMENT SYSTEM (ABMS).....	302,323	158,782
45 ADVANCED ENGINE DEVELOPMENT.....	636,495	666,495
46 LONG RANGE STRIKE.....	2,848,410	2,848,410
47 DIRECTED ENERGY PROTOTYPING.....	20,964	19,464
48 HYPERSONICS PROTOTYPING.....	381,862	386,862
50 ADVANCED TECHNOLOGY AND SENSORS.....	24,747	24,747
51 NATIONAL AIRBORNE OPS CENTER (NAOC) RECAP.....	76,417	59,498
52 TECHNOLOGY TRANSFER.....	3,011	17,011
53 HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM.....	52,921	52,921
54 CYBER RESILIENCY OF WEAPON SYSTEMS-ACS.....	69,783	69,783
55 DEPLOYMENT AND DISTRIBUTION ENTERPRISE R&D.....	25,835	25,835
56 TECH TRANSITION PROGRAM.....	219,252	306,502
56A RAPID SUSTAINMENT MODERNIZATION.....	---	20,000
57 GROUND BASED STRATEGIC DETERRENT.....	1,524,759	1,449,759
59 NEXT GENERATION AIR DOMINANCE.....	1,044,089	904,089
60 THREE DIMENSIONAL LONG-RANGE RADAR.....	19,356	19,356
61 AIRBASE AIR DEFENSE SYSTEMS (ABADS).....	8,737	8,737
62 UNIFIED PLATFORM (UP).....	5,990	5,990
63 COMMON DATA LINK EXECUTIVE AGENT (CDL EA).....	39,293	39,293
65 MISSION PARTNER ENVIRONMENTS.....	11,430	11,430
66 CYBER OPERATIONS TECHNOLOGY DEVELOPMENT.....	259,823	234,823
66A CCSO TECH DEVELOPMENT.....	---	20,000
67 ENABLED CYBER ACTIVITIES.....	10,560	10,560

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
68 C-32 EXECUTIVE TRANSPORT RECAPITALIZATION.....	9,908	6,208
69 CONTRACTING INFORMATION TECHNOLOGY SYSTEM.....	8,662	5,672
74 SPACE SYSTEMS PROTOTYPE TRANSITIONS (SSPT).....	8,787	---
77 SPACE SECURITY AND DEFENSE PROGRAM.....	56,311	---
TOTAL, ADVANCED COMPONENT DEVELOPMENT.....	7,737,916	7,441,787
ENGINEERING & MANUFACTURING DEVELOPMENT		
82 FUTURE ADVANCED WEAPON ANALYSIS & PROGRAMS.....	25,161	22,936
83 PNT RESILIENCY, MODS AND IMPROVEMENTS.....	38,564	38,564
84 NUCLEAR WEAPONS SUPPORT.....	35,033	26,105
85 ELECTRONIC WARFARE DEVELOPMENT.....	2,098	2,098
86 TACTICAL DATA NETWORKS ENTERPRISE.....	131,909	121,409
87 PHYSICAL SECURITY EQUIPMENT.....	6,752	6,752
88 SMALL DIAMETER BOMB (SDB).....	17,280	---
90 ARMAMENT/ORDNANCE DEVELOPMENT.....	23,076	23,076
91 SUBMUNITIONS.....	3,091	3,091
92 AGILE COMBAT SUPPORT.....	20,609	19,015
93 JOINT DIRECT ATTACK MUNITION.....	7,926	6,818
94 LIFE SUPPORT SYSTEMS.....	23,660	28,660
95 COMBAT TRAINING RANGES.....	8,898	23,898
96 F-35 - EMD.....	5,423	5,423
97 LONG RANGE STANDOFF WEAPON.....	474,430	385,430
98 ICBM FUZE MODERNIZATION.....	167,099	156,979
100 OPEN ARCHITECTURE MANAGEMENT.....	30,547	30,547
102 ADVANCED PILOT TRAINING.....	248,669	248,669
103 COMBAT RESCUE HELICOPTER.....	63,169	63,169
105 NUCLEAR WEAPONS MODERNIZATION.....	9,683	9,683
106 F-15 EPAWSS.....	170,679	170,679
107 STAND IN ATTACK WEAPON.....	160,438	150,646
108 FULL COMBAT MISSION TRAINING.....	9,422	9,422
110 COMBAT SURVIVOR EVADER LOCATOR.....	973	973
111 KC-46A TANKER SQUADRONS.....	106,262	76,162
113 PRESIDENTIAL AIRCRAFT REPLACEMENT.....	800,889	800,889
114 AUTOMATED TEST SYSTEMS.....	10,673	10,673
115 TRAINING DEVELOPMENTS.....	4,479	4,479

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
116 AF A1 SYSTEMS.....	8,467	7,467
TOTAL, ENGINEERING & MANUFACTURING DEVELOPMENT.....	2,615,359	2,453,712
RDT&E MANAGEMENT SUPPORT		
131 THREAT SIMULATOR DEVELOPMENT.....	57,725	57,725
132 MAJOR T&E INVESTMENT.....	208,680	208,680
133 RAND PROJECT AIR FORCE.....	35,803	35,803
135 INITIAL OPERATIONAL TEST & EVALUATION.....	13,557	13,557
136 TEST AND EVALUATION SUPPORT.....	764,606	764,606
137 ACQ WORKFORCE- GLOBAL POWER.....	---	271,276
138 ACQ WORKFORCE- GLOBAL VIG & COMBAT SYS.....	---	255,233
139 ACQ WORKFORCE- GLOBAL REACH.....	---	158,429
140 ACQ WORKFORCE- CYBER, NETWORK, & BUS SYS.....	---	255,162
141 ACQ WORKFORCE- GLOBAL BATTLE MGMT.....	---	177,811
142 ACQ WORKFORCE- CAPABILITY INTEGRATION.....	1,362,038	219,868
143 ACQ WORKFORCE- ADVANCED PRGM TECHNOLOGY.....	40,768	58,584
144 ACQ WORKFORCE- NUCLEAR SYSTEMS.....	179,646	179,646
145 MANAGEMENT HQ - R&D.....	5,734	5,734
146 FACILITIES RESTORATION & MODERNIZATION - TEST & EVAL..	70,985	70,985
147 FACILITIES SUSTAINMENT - TEST AND EVALUATION SUPPORT..	29,880	29,880
148 REQUIREMENTS ANALYSIS AND MATURATION.....	63,381	68,381
149 MANAGEMENT HQ - T&E.....	5,785	5,785
COMMAND, CONTROL, COMMUNICATION, AND COMPUTERS (C4) - STRATCOM.....		
150	24,564	21,564
151 ENTERPRISE INFORMATION SERVICES (EIS).....	9,883	9,883
152 ACQUISITION AND MANAGEMENT SUPPORT.....	13,384	13,384
153 GENERAL SKILL TRAINING.....	1,262	1,262
155 INTERNATIONAL ACTIVITIES.....	3,599	3,599
TOTAL, RDT&E MANAGEMENT SUPPORT.....	2,891,280	2,886,837
OPERATIONAL SYSTEMS DEVELOPMENT		
163 SPECIALIZED UNDERGRADUATE FLIGHT TRAINING.....	8,777	11,577
164 DEPLOYMENT & DISTRIBUTION ENTERPRISE R&D.....	499	499
165 F-35 C2D2.....	785,336	697,140
166 AIR FORCE INTEGRATED MILITARY HUMAN RESOURCES SYSTEM..	27,035	27,035
167 ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY.....	50,508	47,193

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
168 FOREIGN MATERIEL ACQUISITION AND EXPLOITATION.....	71,229	71,229
169 HC/MC-130 RECAP RDT&E.....	24,705	19,527
170 NC3 INTEGRATION.....	26,356	26,356
171 ASSESSMENTS AND EVALUATIONS CYBER VULNERABILITIES.....	---	3,000
172 B-52 SQUADRONS.....	520,023	483,623
173 AIR-LAUNCHED CRUISE MISSILE (ALCM).....	1,433	1,433
174 B-1B SQUADRONS.....	15,766	15,766
175 B-2 SQUADRONS.....	187,399	181,399
176 MINUTEMAN SQUADRONS.....	116,569	89,469
177 WORLDWIDE JOINT STRATEGIC COMMUNICATIONS.....	27,235	31,223
178 INTEGRATED STRATEGIC PLANNING & ANALYSIS NETWORK.....	24,227	24,227
179 ICBM REENTRY VEHICLES.....	112,753	112,753
181 UH-1N REPLACEMENT PROGRAM.....	44,464	41,464
182 REGION/SECTOR OPERATION CONTROL CENTER MODERNIZATION..	5,929	10,724
183 NORTH WARNING SYSTEM (NWS).....	100	100
184 MQ-9 UAV.....	162,080	107,080
186 A-10 SQUADRONS.....	24,535	24,535
187 F-16 SQUADRONS.....	223,437	202,868
188 F-15E SQUADRONS.....	298,908	288,908
189 MANNED DESTRUCTIVE SUPPRESSION.....	14,960	14,960
190 F-22 SQUADRONS.....	665,038	665,038
191 F-35 SQUADRONS.....	132,229	114,830
192 F-15EX.....	159,761	159,761
193 TACTICAL AIM MISSILES.....	19,417	19,417
194 ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM).....	51,799	51,799
SMALL DIAMETER BOMB (SDB).....	---	20,780
195 COMBAT RESCUE - PARARESCUE.....	669	669
196 AF TENCAP.....	21,644	21,644
197 PRECISION ATTACK SYSTEMS PROCUREMENT.....	9,261	9,261
198 COMPASS CALL.....	15,854	15,854
199 AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM.....	95,896	125,896
200 JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM).....	70,792	70,792
201 AIR AND SPACE OPERATIONS CENTER (AOC).....	51,187	51,187
202 CONTROL AND REPORTING CENTER (CRC).....	16,041	16,041

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
203 AIRBORNE WARNING AND CONTROL SYSTEM (AWACS).....	138,303	124,151
204 TACTICAL AIRBORNE CONTROL SYSTEMS.....	4,223	4,223
206 COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES.....	16,564	16,564
207 THEATER BATTLE MANAGEMENT (TBM) C41.....	7,858	7,858
208 TACTICAL AIR CONTROL PARTY--MOD.....	12,906	12,906
210 DCAPES.....	14,816	14,816
211 AIR FORCE CALIBRATION PROGRAMS.....	1,970	1,970
212 NATIONAL TECHNICAL NUCLEAR FORENSICS.....	396	396
213 SEEK EAGLE.....	29,680	29,680
214 USAF MODELING AND SIMULATION.....	17,666	17,666
215 WARGAMING AND SIMULATION CENTERS.....	6,353	6,353
216 BATTLEFIELD ABN COMM NODE (BACN).....	6,827	6,827
217 DISTRIBUTED TRAINING AND EXERCISES.....	3,390	3,390
218 MISSION PLANNING SYSTEMS.....	91,768	91,768
219 TACTICAL DECEPTION.....	2,370	---
220 OPERATIONAL HG - CYBER.....	5,527	5,527
221 DISTRIBUTED CYBER WARFARE OPERATIONS.....	68,279	68,279
222 AF DEFENSIVE CYBERSPACE OPERATIONS.....	15,165	30,165
223 JOINT CYBER COMMAND AND CONTROL (JCC2).....	38,480	38,480
224 UNIFIED PLATFORM (UP).....	84,645	84,645
230 GEOBASE.....	2,767	2,767
231 NUCLEAR PLANNING AND EXECUTION SYSTEM (NPES).....	32,759	32,759
238 AIR FORCE SPACE AND CYBER NON-TRADITIONAL ISR FOR BATTLESPACE AWARENESS.....	2,904	1,404
239 E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC).....	3,468	3,468
240 MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK....	61,887	44,722
242 INFORMATION SYSTEMS SECURITY PROGRAM.....	10,351	10,351
243 GLOBAL FORCE MANAGEMENT - DATA INITIATIVE.....	1,346	1,346
246 AIRBORNE SIGINT ENTERPRISE.....	128,110	128,110
247 COMMERCIAL ECONOMIC ANALYSIS.....	4,042	4,042
251 CCMD INTELLIGENCE INFORMATION TECHNOLOGY.....	1,649	1,649
252 ISR MODERNIZATION & AUTOMATION DVMT (IMAD).....	19,265	19,265
253 GLOBAL AIR TRAFFIC MANAGEMENT (GATM).....	4,645	4,645
254 CYBER SECURITY INITIATIVE.....	384	384
255 WEATHER SERVICE.....	23,640	36,640

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
256 AIR TRAFFIC CONTROL, APPROACH, & LANDING SYSTEM (ATC) .	6,553	6,553
257 AERIAL TARGETS.....	449	449
260 SECURITY AND INVESTIGATIVE ACTIVITIES.....	432	432
262 DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES.....	4,890	4,890
264 INTEGRATED BROADCAST SERVICE.....	8,864	8,864
265 DRAGON U-2.....	18,660	36,660
267 AIRBORNE RECONNAISSANCE SYSTEMS.....	121,512	123,512
268 MANNED RECONNAISSANCE SYSTEMS.....	14,711	14,711
269 DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS.....	14,152	14,152
270 RQ-4 UAV.....	134,589	163,589
271 NETWORK-CENTRIC COLLABORATIVE TARGET (TIARA).....	15,049	15,049
272 NATO AGS.....	36,731	36,731
273 SUPPORT TO DCGS ENTERPRISE.....	33,547	33,547
INTERNATIONAL INTELLIGENCE TECHNOLOGY AND 274 ARCHITECTURES.....	13,635	17,315
275 RAPID CYBER ACQUISITION.....	4,262	4,262
276 PERSONNEL RECOVERY COMMAND & CTRL (PRC2).....	2,207	2,207
277 INTELLIGENCE MISSION DATA (IMD).....	6,277	6,277
278 C-130 AIRLIFT SQUADRON.....	41,973	41,973
279 C-5 AIRLIFT SQUADRONS.....	32,560	30,560
280 C-17 AIRCRAFT.....	9,991	9,991
281 C-130J PROGRAM.....	10,674	10,674
282 LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM).....	5,507	5,507
283 KC-135S.....	4,591	4,591
286 CV-22.....	18,419	18,419
288 SPECIAL TACTICS / COMBAT CONTROL.....	7,673	7,673
290 MAINTENANCE, REPAIR & OVERHAUL SYSTEM.....	24,513	24,513
291 LOGISTICS INFORMATION TECHNOLOGY (LOGIT).....	35,225	33,247
292 SUPPORT SYSTEMS DEVELOPMENT.....	11,838	11,838
293 OTHER FLIGHT TRAINING.....	1,332	1,332
295 JOINT PERSONNEL RECOVERY AGENCY.....	2,092	2,092
296 CIVILIAN COMPENSATION PROGRAM.....	3,869	3,869
297 PERSONNEL ADMINISTRATION.....	1,584	1,584
298 AIR FORCE STUDIES AND ANALYSIS AGENCY.....	1,197	1,197
299 FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOPMENT..	7,006	7,006

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
300 DEFENSE ENTERPRISE ACNTNG AND MGT SYS (DEAMS).....	45,638	40,638
301 GLOBAL SENSOR INTEGRATED ON NETWORK (GSIN).....	1,889	---
302 SERVICE SUPPORT TO STRATCOM - SPACE ACTIVITIES.....	993	993
303 SERVICE SUPPORT TO SPACECOM ACTIVITIES.....	8,999	8,999
314 SPACE SUPERIORITY INTELLIGENCE.....	16,810	---
316 NATIONAL SPACE DEFENSE CENTER.....	2,687	---
318 NCMC - TW/AA SYSTEM.....	6,990	---
TOTAL, OPERATIONAL SYSTEMS DEVELOPMENT.....	5,688,824	5,490,169
9999 CLASSIFIED PROGRAMS.....	15,777,856	15,030,480
323 UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-48,603
	=====	=====
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, AIR FORCE.....	37,391,826	36,357,443
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EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

R-1	Budget Request	Final Bill
1 DEFENSE RESEARCH SCIENCES	315,348	325,348
Program increase - defense research sciences		10,000
2 UNIVERSITY RESEARCH INITIATIVES	161,861	196,861
Program increase - university research initiatives		15,000
Program increase - solar block research		5,000
Program increase - hypersonic supply chain research		5,000
Program increase - gigahertz - terahertz electronics and material research		10,000
4 FUTURE AF CAPABILITIES APPLIED RESEARCH	100,000	80,000
Transformational research forward financing		-20,000
5 MATERIALS	140,781	238,281
Program increase - coating technologies		10,000
Program increase - deployable passive cooling		5,000
Program increase - classified additive manufacturing		20,000
Program increase - human monitoring capabilities		9,500
Program increase - ceramic matrix composites		10,000
Program increase - certification of advanced composites		15,000
Program increase - high performance material		8,000
Program increase - technology for broadband operation		10,000
Program increase - thermal protection for hypersonic vehicles		10,000
6 AEROSPACE VEHICLE TECHNOLOGIES	349,225	164,726
Transfer to line 8		-203,865
Transfer to line 26		-2,434
Aerospace power and flight control technology unjustified program growth		-1,200
Program increase - secure UAV technologies		10,000
Program increase - modeling and testing of high temperature aero vehicles		4,000
Program increase - advanced battery technology for directed energy		5,000
Program increase - hypersonic research and education		4,000
7 HUMAN EFFECTIVENESS APPLIED RESEARCH	115,222	134,122
Program increase - human motion assessment		4,000
Program increase - pilot hypoxia detection and notification		9,900
Program increase - warfighter physiology program		5,000
8 AEROSPACE PROPULSION	0	201,415
Transfer from line 6		203,865
High power system technologies unjustified program growth		-2,450
9 AEROSPACE SENSORS	211,301	233,301
Program increase - exploitation detection for flexible combat avionics		5,000
Program increase - low cost sensors for small unmanned vehicles		5,000
Program increase - additive manufacturing for electronics		6,000
Program increase - cyber assurance and assessment of electronic hardware systems		6,000

R-1	Budget Request	Final Bill
12 CONVENTIONAL MUNITIONS	132,425	127,425
Unjustified program growth		-5,000
13 DIRECTED ENERGY TECHNOLOGY	128,113	130,613
Program increase - directed energy center of excellence		2,500
14 DOMINANT INFORMATION SCIENCES AND METHODS	178,668	215,668
Program increase - trusted UAS traffic management and c-SUAS testbed		10,000
Program increase - quantum network testbed		10,000
Program increase - quantum information science innovation center		10,000
Program increase - quantum cryptography		7,000
15 HIGH ENERGY LASER RESEARCH	45,088	29,208
Program increase - fiber laser research		5,000
Forward financing		-20,880
17 AF FOUNDATIONAL DEVELOPMENT/DEMOS	103,280	0
Transfer to line 22		-35,169
Transfer to line 23		-16,933
Transfer to line 30		-10,777
Transfer to line 33		-40,401
18 FUTURE AF INTEGRATED TECHNOLOGY DEMOS	157,619	147,619
Future transformational capabilities unjustified request		-10,000
19 NEXT GEN PLATFORM DEV/DEMO	199,556	0
Transfer to line 25		-37,230
Transfer to line 26		-105,058
Transfer to line 28		-57,268
20 PERSISTENT KNOWLEDGE, AWARENESS AND C2 TECH	102,276	0
Transfer to line 24		-35,338
Transfer to line 27		-4,699
Transfer to line 29		-12,090
Transfer to line 30		-20,948
Transfer to line 34		-29,201
21 NEXT GEN EFFECTS DEV/DEMOS	215,817	0
Transfer to line 27		-31,207
Transfer to line 31		-134,145
Transfer to line 32		-31,445
Transfer to line 34		-19,020
22 ADVANCED MATERIALS FOR WEAPON SYSTEMS	0	60,169
Transfer from line 17		35,169
Program increase - metals affordability research		10,000
Program increase - composites technology		6,000
Program increase - additive manufacturing for aerospace components		5,000
Program increase - advanced ballistic eyewear		4,000
23 SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T)	0	16,933
Transfer from line 17		16,933

R-1	Budget Request	Final Bill
24 ADVANCED AEROSPACE SENSORS	0	35,338
Transfer from line 20		35,338
25 AEROSPACE TECHNOLOGY DEV/DEMO	0	62,230
Transfer from line 19		37,230
Program increase - Agility Prime		25,000
26 AEROSPACE PROPULSION & POWER TECHNOLOGY	0	144,492
Transfer from line 19		105,058
Transfer from line 6		2,434
Program increase - multi-mode propulsion		5,000
Program increase - low spool generator capabilities		5,000
Program increase - small turbine engines for long range weapons		17,000
Program increase - silicon carbide research		10,000
27 ELECTRONIC COMBAT TECHNOLOGY	0	35,906
Transfer from line 20		4,699
Transfer from line 21		31,207
28 ADVANCED SPACECRAFT TECHNOLOGY	0	87,768
Transfer from line 19		57,268
Program increase - ground-based interferometry		6,500
Program increase - modular satellite power systems		4,000
Program increase - upper stage engine technology		20,000
29 MAUI SPACE SURVEILLANCE SYSTEM (MSSS)	0	12,090
Transfer from line 20		12,090
HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY		
30 DEVELOPMENT	0	31,725
Transfer from line 17		10,777
Transfer from line 20		20,948
31 CONVENTIONAL WEAPONS TECHNOLOGY	0	134,145
Transfer from line 21		134,145
32 ADVANCED WEAPONS TECHNOLOGY	0	31,445
Transfer from line 21		31,445

R-1	Budget Request	Final Bill
33 MANUFACTURING TECHNOLOGY PROGRAM	0	139,001
Transfer from line 17		40,401
Program increase - hybrid manufacturing for rapid tooling and repair		5,000
Program increase - cost reduction for aerospace composite structures		10,000
Program increase - technologies to repair fastener holes		5,000
Program increase - flexible thermal protection systems for hypersonics		10,000
Program increase - modeling technology for small turbine engines		7,000
Program increase - alternative domestic rubber production		5,000
Program increase - large scale additive manufacturing for hypersonics		6,000
Program increase - manufacturing readiness for hypersonic propulsion systems		10,000
Program increase - manufacturing technology for reverse engineering		5,000
Program increase - thermoplastic material systems		7,000
Program increase - automated fiber placement for composite structures		5,000
Program increase - F-35 battery technology		9,800
Program increase - hypersonic manufacturing capability and supply		6,000
Program increase - low cost manufacturing methods for hypersonic vehicle components		8,000
34 BATTLESPACE KNOWLEDGE DEV/DEMO	0	63,221
Transfer from line 20		29,201
Transfer from line 21		19,020
Program increase - assured communication and networks		10,000
Program increase - command and control capability development		5,000
43 AIR FORCE WEATHER SERVICES RESEARCH	869	2,238
Program increase - drought warning system		1,369
44 ADVANCED BATTLE MANAGEMENT SYSTEM (ABMS)	302,323	158,782
Unjustified growth		-50,000
Poor justification materials		-15,000
Digital architecture forward financing		-1,825
Sensor integration forward financing		-10,650
Data forward financing		-5,603
Secure processing forward financing		-18,148
Connectivity forward financing		-11,102
Apps forward financing		-4,996
Effects integration forward financing		-2,743
Onramps forward financing		-23,474
45 ADVANCED ENGINE DEVELOPMENT	636,495	666,495
Program increase		30,000
47 DIRECTED ENERGY PROTOTYPING	20,964	19,464
Support costs forward financing		-1,500
48 HYPERSONICS PROTOTYPING	381,862	386,862
Program increase - chemical vapor infiltration capabilities		5,000

R-1		Budget Request	Final Bill
51	NATIONAL AIRBORNE OPERATIONS CENTER (NAOC) RECAP	76,417	59,498
	Management services unjustified growth		-2,635
	Acquisition strategy		-14,284
52	TECHNOLOGY TRANSFER	3,011	17,011
	Program increase - academic partnership intermediary agreement tech transfer		10,000
	Program increase - technology partnerships		4,000
56	TECH TRANSITION PROGRAM	219,252	306,502
	Experimentation		-20,000
	Additional prototyping acquisition strategy		-50,000
	Program increase - massive area additive manufacturing		10,000
	Program increase - additive manufacturing for metals		10,000
	Program increase - cold spray and directed energy deposition		6,000
	Program increase - low-cost attributable aircraft technology		50,000
	Program increase - arctic communications		50,000
	Program increase - autonomous air combat operations		5,000
	Program increase - heavy payload solar powered UAS JCTD		15,000
	Program increase - logistics technologies		8,750
	Program increase - small business research for rocket technology		2,500
56A	RAPID SUSTAINMENT MODERNIZATION	0	20,000
	Program increase - rapid sustainment office		20,000
57	GROUND BASED STRATEGIC DETERRENT	1,524,759	1,449,759
	Excess to need		-60,000
	Planning and design acquisition strategy		-15,000
59	NEXT GENERATION AIR DOMINANCE	1,044,089	904,089
	Development efforts forward financing		-140,000
66	CYBER OPERATIONS TECHNOLOGY DEVELOPMENT	259,823	234,823
	Prior year carryover		-25,000
66A	CCSO TECH DEVELOPMENT	0	20,000
	Program increase - cyber kinetic combat environment		20,000
68	C-32 EXECUTIVE TRANSPORT RECAPITALIZATION	9,908	6,208
	Prior year carryover		-3,700
69	CONTRACTING INFORMATION TECHNOLOGY SYSTEM	8,662	5,672
	Unjustified increase		-2,990
74	SPACE SYSTEMS PROTOTYPE TRANSITIONS (SSPT)	8,787	0
	Transfer to RDTE,SF line 6		-8,787
77	SPACE SECURITY AND DEFENSE PROGRAM	56,311	0
	Transfer to RDTE,SF line 11A		-56,311

R-1	Budget Request	Final Bill
82 FUTURE ADVANCED WEAPON ANALYSIS & PROGRAMS	25,161	22,936
Forward financing		-2,225
84 NUCLEAR WEAPONS SUPPORT	35,033	26,105
Nuclear weapon system technology and integration forward financing		-4,670
Nuclear weapons support forward financing		-2,273
Nuclear weapons support prior year carryover		-1,985
86 TACTICAL DATA NETWORKS ENTERPRISE	131,909	121,409
Family of gateways acquisition strategy		-10,500
88 SMALL DIAMETER BOMB (SDB) - EMD	17,280	0
Air Force requested transfer to line 194A		-17,280
92 AGILE COMBAT SUPPORT	20,609	19,015
Technology transfer planning execution delays		-1,594
93 JOINT DIRECT ATTACK MUNITION	7,926	6,818
PMA unjustified program growth		-1,108
94 LIFE SUPPORT SYSTEMS	23,660	28,660
Program increase - pilot physiological monitoring and alerting system		5,000
95 COMBAT TRAINING RANGES	8,898	23,898
Program increase - training range instrumentation		15,000
97 LONG RANGE STANDOFF WEAPON	474,430	385,430
TMRR funding excess to need		-89,000
98 ICBM FUZE MODERNIZATION	167,099	156,979
Forward financing		-10,120
107 STAND IN ATTACK WEAPON	160,438	150,646
F-35 integration forward financing		-9,792
111 KC-46A TANKER SQUADRONS	106,262	76,162
Forward financing		-21,900
Unjustified program growth		-8,200
116 AF A1 SYSTEMS	8,467	7,467
Management services		-1,000
137 ACQUISITION WORKFORCE - GLOBAL POWER	0	271,276
Transfer from line 142		273,231
Civilian pay prior year carryover		-1,955
ACQUISITION WORKFORCE - GLOBAL VIGILANCE AND COMBAT		
138 SYSTEMS	0	255,233
Transfer from line 142		262,119
Civilian pay prior year carryover		-6,886

R-1	Budget Request	Final Bill
139 ACQUISITION WORKFORCE - GLOBAL REACH	0	158,429
Transfer from line 142		158,429
ACQUISITION WORKFORCE - CYBER, NETWORK, AND		
140 BUSINESS SYSTEMS	0	255,162
Transfer from line 142		247,468
Civilian pay prior year carryover		-766
Overestimation of projected civilian positions		-12,540
Program increase - business enterprise systems product innovation		21,000
141 ACQUISITION WORKFORCE - GLOBAL BATTLE MANAGEMENT	0	177,811
Transfer from line 142		183,107
Civilian pay prior year carryover		-3,898
Overestimation of projected civilian positions		-1,398
142 ACQUISITION WORKFORCE - CAPABILITY INTEGRATION	1,362,038	219,868
Global Power transfer to line 137		-273,231
Global Vigilance transfer to line 138		-262,119
Global Reach transfer to line 139		-158,429
Cyber, Network, and Business Systems transfer to line 140		-247,468
Global Battle Management transfer to line 141		-183,107
Advanced Program Technology transfer to line 143		-17,816
ACQUISITION WORKFORCE - ADVANCED PROGRAM		
143 TECHNOLOGY	40,768	58,584
Transfer from line 142		17,816
148 REQUIREMENTS ANALYSIS AND MATURATION	63,381	68,381
Program increase - nuclear modernization analytics		5,000
COMMAND, CONTROL, COMMUNICATION, AND COMPUTERS		
150 (C4) - STRATCOM	24,564	21,564
Modeling and simulation and enterprise data environment development - lack of justification		-3,000
163 SPECIALIZED UNDERGRADUATE FLIGHT TRAINING (SUFT)	8,777	11,577
Program increase - PRIME DTS		2,800
165 F-35 C2D2	785,336	697,140
Program increase - F-35 JASSM integration		10,000
Air vehicle - technology refresh 3	[125,895]	[125,895]
Air vehicle block 4 planning and sys eng	[236,811]	[207,814]
Unjustified growth in phase II efforts		-28,997
Test and evaluation	[156,437]	[156,437]
Propulsion	[25,135]	[25,135]
Maintenance systems / ALIS development	[40,151]	[23,151]
Acquisition strategy for ALIS LM efforts		-17,000
Combat data systems	[47,446]	[47,446]
Training systems and simulation	[72,783]	[47,783]
Unjustified growth		-25,000
Infrastructure and support costs	[48,797]	[24,087]
Forward financing of fixed JPO support		-14,213
Fixed JPO support		-10,497
DevSecOps	[4,400]	[4,400]
Statutory reductions	[27,481]	[24,992]
Unjustified program growth in statutory reductions		-2,489

R-1	Budget Request	Final Bill
167 ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENT	50,508	47,193
Lack of prior year execution data		-3,315
169 HC/MC-130 RECAP RDT&E	24,705	19,527
Acquisition strategy of block 8.X		-3,086
Forward financing		-2,112
171 ASSESSMENTS AND EVALUATIONS CYBER VULNERABILITIES	0	3,000
Program increase - ransomware response exercise		3,000
172 B-52 SQUADRONS	520,023	483,623
ATP display upgrade delay		-5,000
RMP MSB slip		-10,900
CERP excess to need		-25,500
Program increase - global strike innovation hub		5,000
175 B-2 SQUADRONS	187,399	181,399
Prior year carryover		-11,000
Program increase - training modernization		5,000
176 MINUTEMAN SQUADRONS	116,569	89,469
Concurrency of FT3 development		-25,500
APT-R schedule slip		-1,500
177 WORLDWIDE JOINT STRATEGIC COMMUNICATIONS	27,235	31,223
Program increase - NC3 architecture development		8,000
Delay in test events		-4,012
181 UH-1N REPLACEMENT PROGRAM	44,464	41,464
A&AS unjustified program growth		-3,000
REGION/SECTOR OPERATION CONTROL CENTER		
182 MODERNIZATION PROGRAM	5,929	10,724
Air Force requested transfer from OP,AF line 33		4,795
184 MQ-9 UAV	162,080	107,080
Tech insertion request unjustified		-9,968
Acquisition strategy		-45,032
187 F-16 SQUADRONS	223,437	202,868
AIFF Mode 5 - Air Force requested transfer from AP,AF line 30		9,868
DRWR forward financing		-22,000
AESA JEON prior year carryover		-8,437
188 F-15E SQUADRONS	298,908	288,908
IRST carryover		-10,000
191 F-35 SQUADRONS	132,229	114,830
BPAC 676011 unjustified growth		-17,399
194A SMALL DIAMETER BOMB (SDB)	0	20,780
Air Force requested transfer from line 88		17,280
Program increase - precise navigation		3,500

R-1	Budget Request	Final Bill
199 AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	95,896	125,896
Program increase		30,000
203 AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	138,303	124,151
CID inconsistent budget justification		-6,000
EP Phase 1A excess to need		-8,152
219 TACTICAL DECEPTION	2,370	0
Non-kinetic air base defense forward financing		-2,370
222 AF DEFENSIVE CYBERSPACE OPERATIONS	15,165	30,165
Program increase - critical infrastructure cyber security		15,000
AIR FORCE SPACE AND CYBER NON-TRADITIONAL ISR FOR		
238 BATTLESPACE AWARENESS	2,904	1,404
TAC OPIR processing forward financing		-1,500
MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS		
240 NETWORK (MEECN)	61,887	44,722
CVR increment 2 schedule delays		-2,950
Acquisition strategy for GASNT inc 2		-14,215
255 WEATHER SERVICE	23,640	36,640
Program increase - commercial weather data pilot		10,000
Program increase - research on atmospheric rivers		3,000
265 DRAGON U-2	18,660	36,660
Air Force requested transfer from line 267		18,000
267 AIRBORNE RECONNAISSANCE SYSTEMS	121,512	123,512
Air Force requested transfer to line 265		-18,000
Program increase - sensor open systems architecture		10,000
Program increase - wide area motion imagery		10,000
270 RQ-4 UAV	134,589	163,589
Program increase - RQ-4 block 40 waypoint modification capability		29,000
INTERNATIONAL INTELLIGENCE TECHNOLOGY AND		
274 ARCHITECTURES	13,635	17,315
Program increase - Pacific deterrence initiative - mission partner environment BICES-X project 675898		3,680
279 C-5 AIRLIFT SQUADRONS	32,560	30,560
PMA unjustified program growth		-2,000
291 LOGISTICS INFORMATION TECHNOLOGY (LOGIT)	35,225	33,247
Unjustified growth		-1,978
300 DEFENSE ENTERPRISE ACNTNG AND MGT SYS	45,638	40,638
Delay in product development		-5,000

R-1	Budget Request	Final Bill
301 GLOBAL SENSOR INTEGRATED ON NETWORK (GSIN) Transfer to RD,SF line 26	1,889	0 -1,889
314 SPACE SUPERIORITY INTELLIGENCE Transfer to RD,SF line 41B	16,810	0 -16,810
316 NATIONAL SPACE DEFENSE CENTER Transfer to RD,SF line 41A	2,687	0 -2,687
318 NCMC - TWAA SYSTEM Transfer to RDTE,SF line 41C	6,990	0 -6,990
999 CLASSIFIED PROGRAMS Classified adjustment	15,777,856	15,030,480 -747,376
UNDISTRIBUTED REDUCTION - EXCESS TO NEED	0	-48,603

LOW-COST ATTRITABLE AIRCRAFT TECHNOLOGY AND SKYBORG

The agreement includes an additional \$50,000,000 above the fiscal year 2021 request to conduct prototyping necessary to transition the Low-Cost Attributable Aircraft Technology (LCAAT) demonstrator aircraft system into a fully operational capability, along with other associated LCAAT and Skyborg efforts. The Secretary of the Air Force is directed to submit to the congressional defense committees, not later than 90 days after the enactment of this Act, a spend plan for this additional funding as well as funding for LCAAT and Skyborg efforts in the underlying fiscal year 2021 budget request. This language replaces the language under the heading “Skyborg and Low-Cost Attributable Aircraft Technology” in House Report 116–453.

PROGRAM ELEMENT CONSOLIDATION

The agreement rejects the Air Force proposal to consolidate multiple program elements into a few larger program elements that would provide unprecedented programmatic and fiscal flexibility and recommends retaining the existing program element budget structure. The agreement supports the creation of the Future Air Force Integrated Technology Demonstration program element as it provides clarity and transparency for the Air Force Vanguard programs. The Assistant Secretary of the Air Force (Financial Management and Comptroller) is directed to follow this budget structure in future budget submissions until changes are agreed to by the House and Senate Appropriations Committees.

ACQUISITION WORKFORCE

The Secretary of the Air Force is directed to include, with the submission of the fiscal year 2022 President’s budget request, the following data for each Research, Development, Test and Evaluation, Air Force line item that contains civilian pay: the number of civilian full time equivalents, total compensation and benefits, and average salary. For each type of data, the Secretary of the Air Force is also directed to include the actual amounts for the previous fiscal year, the enacted amounts for the current fiscal year, and the requested amount in the fiscal year 2022 President’s budget request.

ADVANCED BATTLE MANAGEMENT SYSTEM

The agreement includes \$158,782,000 for Advanced Battle Management System (ABMS) to allow for continued program progress. The Assistant Secretary of the Air Force (Acquisition, Technology and Logistics) is directed to provide, with the fiscal year 2022 President’s budget request, the ABMS acquisition strategy; in addition, the Assistant Secretary of the Air Force (Financial Management and Comptroller) is directed to certify that the fiscal year 2022 President’s budget fully funds this acquisition strategy.

Further, with the submission of the fiscal year 2022 budget request, the Secretary of the Air Force is directed to submit a report summarizing all related programs in communications, battle management command and control, and sensors that fall within the

ABMS umbrella across the future years defense program. The report should reference program element funding lines and clearly link all activities with funding lines in the fiscal year 2022 budget justification documents. It should also clearly articulate all phase one efforts, including initial operational capability timelines, the status of related legacy activities, and linkages to classified activities. This report may be submitted with a classified annex if necessary.

GROUND BASED STRATEGIC DETERRENT

As part of its fiscal year 2021 President's budget request, the Air Force provided a legislative proposal to carry out construction activities associated with the recapitalization of the Nation's ground based nuclear missile systems. The legislative proposal for the Ground Based Strategic Deterrent program, as envisioned, would allow for the use of research, development, test and evaluation funding for planning and design activities and would utilize procurement funding in lieu of military construction funding to replace both the existing launch control and launch facilities.

While there could be schedule risks in using a traditional military construction approach, the legislative proposal is not the only option. The agreement supports efforts to group projects whether by installation, air wing, or other grouping and expects the Air Force to designate a way forward for ease of management and execution. The agreement also supports efforts to utilize an approach where the single prime vendor may be designated to execute military construction projects in coordination with the Army Corps of Engineers. Due to the scale of this endeavor and the importance of maintaining nuclear deterrence, the Secretary of the Air Force is directed to designate a senior leader to plan, coordinate, and execute the military construction, research, development, test and evaluation, and procurement functions with the ability to impact each appropriation as required. Finally, the Secretary of the Air Force is directed to submit to the House and Senate Appropriations Committees, not later than 180 days after the enactment of this Act, a detailed report outlining the replacement plan for the launch control and launch facilities while maintaining the required readiness posture.

USE OF RESEARCH, DEVELOPMENT, TEST AND EVALUATION APPROPRIATIONS

The fiscal year 2021 President's budget request includes \$15,000,000 in Research, Development, Test and Evaluation, Air Force funding to be used as planning and design for construction associated with the Ground Based Strategic Deterrent program. The agreement does not support this use of research and development funds, nor the associated legislative proposals, and reduces the budget request accordingly. Further, the agreement directs that none of the funds appropriated in this Act for research, development, test and evaluation may be used for military construction activities, unless expressly allowed in this Act.

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RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
SPACE FORCE

The agreement provides \$10,540,069,000 for Research, Development, Test and Evaluation, Space Force, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
RESEARCH, DEVELOPMENT, TEST & EVALUATION, SPACE FORCE		
APPLIED RESEARCH		
1	SPACE TECHNOLOGY.....	130,874 216,874
	TOTAL, APPLIED RESEARCH.....	130,874 216,874
COMPONENT DEVELOPMENT & PROTOTYPES		
NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT)		
2	(SPACE).....	390,704 380,704
3	EO/IR WEATHER SYSTEMS.....	131,000 131,000
4	WEATHER SYSTEM FOLLOW-ON.....	83,384 83,384
5	SPACE SITUATION AWARENESS SYSTEM.....	33,359 33,359
6	SPACE SYSTEMS PROTOTYPE TRANSITIONS (SSPT).....	142,808 151,595
7	SPACE CONTROL TECHNOLOGY.....	35,575 40,575
8	PROTECTED TACTICAL ENTERPRISE SERVICE (PTES).....	114,390 109,390
9	PROTECTED TACTICAL SERVICE (PTS).....	205,178 200,178
10	EVOLVED STRATEGIC SATCOM (ESS).....	71,395 71,395
11	SPACE RAPID CAPABILITIES OFFICE.....	103,518 108,518
11A	SPACE SECURITY AND DEFENSE PROGRAMS (SSDP).....	--- 56,311
	TOTAL, COMPONENT DEVELOPMENT & PROTOTYPES.....	1,311,311 1,366,409
SYSTEM DEVELOPMENT & DEMONSTRATION		
12	GPS III FOLLOW-ON (GPS IIF).....	263,496 265,496
13	SPACE SITUATION AWARENESS OPERATIONS.....	41,897 36,897
14	COUNTERSPACE SYSTEMS.....	54,689 57,189
15	WEATHER SYSTEM FOLLOW-ON.....	2,526 2,526
16	SPACE SITUATION AWARENESS SYSTEMS.....	173,074 173,074
17	ADVANCED EHF MILSATCOM (SPACE).....	138,257 90,045
17A	COMMERCIAL SATCOM.....	--- 43,212
18	POLAR MILSATCOM (SPACE).....	190,235 190,235
19	NEXT GENERATION OPIR.....	2,318,864 2,318,864
20	NATIONAL SECURITY SPACE LAUNCH PROGRAM (SPACE) - EMD..	560,978 550,978
	TOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION.....	3,744,016 3,748,516
RDT&E MANAGEMENT SUPPORT		
21	SPACE TEST AND TRAINING RANGE DEVELOPMENT.....	20,281 20,281
22	ACQ WORKFORCE - SPACE & MISSILE SYSTEMS.....	183,930 183,930
23	SPACE & MISSILE SYSTEMS CENTER - MHA.....	9,765 9,765

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL	
24	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE).....	17,993	17,993
24A	TACTICALLY RESPONSIVE LAUNCH.....	---	15,000
25	SPACE TEST PROGRAM (STP).....	26,541	26,541
	TOTAL, RDT&E MANAGEMENT SUPPORT.....	258,510	273,510
	OPERATIONAL SYSTEMS DEVELOPMENT		
26	GLOBAL SENSOR INTEGRATED ON NETWORK (GSIN).....	3,708	5,597
27	FAMILY OF ADVANCED BLOS TERMINALS (FAB-T).....	247,229	232,229
28	SATELLITE CONTROL NETWORK (SPACE).....	75,480	60,480
29	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTROL SEGMENTS).....	1,984	1,984
30	SPACE AND MISSILE TEST EVALUATION CENTER.....	4,397	4,397
31	SPACE INNOVATION, INTEGRATION AND RAPID TECHNOLOGY DEVELOPMENT.....	44,746	38,746
32	SPACELIFT RANGE SYSTEM (SPACE).....	11,020	21,020
33	GPS III SPACE SEGMENT.....	10,777	10,777
34	BALLISTIC MISSILE DEFENSE RADARS.....	28,179	28,179
35	NUDET DETECTION SYSTEM (SPACE).....	29,157	29,157
36	SPACE SITUATION AWARENESS OPERATIONS.....	44,809	69,809
37	GLOBAL POSITIONING SYSTEM III - OPERATIONAL CONTROL SEGMENT.....	481,999	481,999
41	ENTERPRISE GROUND SERVICES.....	116,791	116,791
41A	NATIONAL SPACE DEFENSE CENTER (NSDC).....	---	2,687
41B	SPACE SUPERIORITY INTELLIGENCE (SSI).....	---	16,810
41C	NMC - TW/AA SYSTEM.....	---	6,990
	TOTAL, OPERATIONAL SYSTEMS DEVELOPMENT.....	1,100,276	1,127,652
999	CLASSIFIED PROGRAMS.....	3,632,866	3,657,366
42	JPSOC MISSION SYSTEM.....	149,742	149,742
	TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, SPACE FORCE.....	10,327,595	10,540,069

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

R-1		Budget Request	Final Bill
1	SPACE TECHNOLOGY	130,874	216,874
	Program increase - thin-film photovoltaic energy		7,000
	Program increase - hybrid space architecture		10,000
	Program increase - resilient solar power		3,000
	Program increase - ultra-lightweight solar arrays		15,000
	Program increase - link-16 space experiment		9,000
	Program increase - advanced space power systems		7,000
	Program increase - digital engineering for future space operations		5,000
	Program increase - laser communications		12,000
	Program increase - lithium-sulfur battery development		5,000
	Program increase - small satellite mission control facility		6,000
	Program increase - operational cryogenic upper stage augmentation kit		7,000
2	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT) (SPACE)	390,704	380,704
	Maritime/ground card integration prior year carryover		-10,000
6	SPACE SYSTEMS PROTOTYPE TRANSITIONS (SSPT)	142,808	151,595
	Transfer from RDTE,AF line 74		8,787
7	SPACE CONTROL TECHNOLOGY	35,575	40,575
	Program increase - high-thrust gridded ion engine		5,000
8	PROTECTED TACTICAL ENTERPRISE SERVICE (PTES)	114,390	109,390
	Unjustified increase		-5,000
9	PROTECTED TACTICAL SERVICE (PTS)	205,178	200,178
	Management services unjustified increase		-5,000
11	SPACE RAPID CAPABILITIES OFFICE	103,518	108,518
	Program increase - University Affiliated Research Center for space technology and capability integration		5,000
11A	SPACE SECURITY AND DEFENSE PROGRAMS (SSDP)	0	56,311
	Transfer from RDTE,AF line 77		56,311
12	GPS III FOLLOW-ON (GPS IIIF)	263,496	285,496
	Prior year carryover		-8,000
	Program increase - Navigation Technology Satellite-3 payload and launch		30,000
13	SPACE SITUATION AWARENESS OPERATIONS	41,897	36,897
	Contract award delay		-5,000
14	COUNTERSPACE SYSTEMS	54,689	57,189
	Program increase - Bounty Hunter expansion		2,500
17	ADVANCED EHF MILSATCOM (SPACE)	138,257	90,045
	Program delays		-5,000
	Fighting SATCOM - transfer to line 17A		-43,212

R-1	Budget Request	Final Bill
17A COMMERCIAL SATCOM	0	43,212
Fighting SATCOM - transfer from line 17		43,212
20 NATIONAL SECURITY SPACE LAUNCH PROGRAM (SPACE) - EMD	560,978	550,978
LSA award adjustment		-100,000
Program increase - next generation rocket engine testing		15,000
Program increase - upper stage resiliency enhancements		75,000
24A TACTICALLY RESPONSIVE LAUNCH	0	15,000
Program increase		15,000
26 GLOBAL SENSOR INTEGRATED ON NETWORK (GSIN)	3,708	5,597
Transfer from RDTE,AF line 301		1,889
27 FAMILY OF ADVANCED BLOS TERMINALS (FAB-T)	247,229	232,229
PNVC Integrator underexecution		-5,000
FAB-T FET underexecution		-10,000
28 SATELLITE CONTROL NETWORK (SPACE)	75,480	60,480
Underexecution		-15,000
31 SPACE INNOVATION, INTEGRATION AND RAPID TECHNOLOGY DEVELOPMENT	44,746	38,746
Prior year carryover		-6,000
32 SPACELIFT RANGE SYSTEM (SPACE)	11,020	21,020
Program increase - space launch services and capability		10,000
36 SPACE SITUATION AWARENESS OPERATIONS	44,809	69,809
Program increase - commercial space domain awareness		25,000
41A NATIONAL SPACE DEFENSE CENTER (NSDC)	0	2,687
Transfer from RDTE,AF line 316		2,687
41B SPACE SUPERIORITY INTELLIGENCE (SSI)	0	16,810
Transfer from RDTE,AF line 314		16,810
41C NCMC - TWAA SYSTEM	0	6,990
Transfer from RDTE,AF line 318		6,990
999 CLASSIFIED PROGRAMS	3,632,866	3,657,366
Classified adjustment		24,500

EVOLVED STRATEGIC SATCOM

The agreement notes concerns about changes to the Evolved Strategic SATCOM (ESS) acquisition plan and directs the Secretary of the Air Force to provide to the congressional defense committees, not later than 120 days after the enactment of this Act, an assessment of the potential for a strategic communications gap beginning in 2030. The assessment shall include a detailed explanation of the ESS acquisition plan, functional availability analysis, consideration of the potential strategic communication needs of other programs such as Next Generation Overhead Persistent Infrared, new ESS program cost estimates, and if necessary, gap mitigation strategies.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
DEFENSE-WIDE

The agreement provides \$25,932,671,000 for Research, Development, Test and Evaluation, Defense-Wide, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL	
RESEARCH, DEVELOPMENT, TEST & EVALUATION, DEFENSE-WIDE			
BASIC RESEARCH			
1	DTRA UNIVERSITY STRATEGIC PARTNERSHIP BASIC RESEARCH..	14,617	14,617
2	DEFENSE RESEARCH SCIENCES.....	479,958	475,958
3	BASIC RESEARCH INITIATIVES.....	35,565	75,565
4	BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE.....	53,730	53,730
5	NATIONAL DEFENSE EDUCATION PROGRAM.....	100,241	137,241
6	HISTORICALLY BLACK COLLEGES & UNIV (HBCU).....	30,975	81,300
7	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM.....	45,300	50,300
	TOTAL, BASIC RESEARCH.....	760,386	888,711
APPLIED RESEARCH			
8	JOINT MUNITIONS TECHNOLOGY.....	19,409	24,409
9	BIOMEDICAL TECHNOLOGY.....	107,568	107,568
11	DEFENSE TECHNOLOGY INNOVATION.....	35,000	17,500
12	LINCOLN LABORATORY RESEARCH PROGRAM.....	41,080	41,080
13	APPLIED RESEARCH FOR ADVANCEMENT S&T PRIORITIES.....	60,722	53,400
14	INFORMATION AND COMMUNICATIONS TECHNOLOGY.....	435,920	420,920
15	BIOLOGICAL WARFARE DEFENSE.....	26,950	26,950
16	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM.....	201,807	201,807
17	CYBER SECURITY RESEARCH.....	15,255	25,255
18	TACTICAL TECHNOLOGY.....	233,271	237,271
19	MATERIALS AND BIOLOGICAL TECHNOLOGY.....	250,107	245,107
20	ELECTRONICS TECHNOLOGY.....	322,693	322,693
21	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES.....	174,571	174,571
22	SOFTWARE ENGINEERING INSTITUTE.....	9,573	9,573
23	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT.....	42,464	49,464
	TOTAL, APPLIED RESEARCH.....	1,976,390	1,957,568
ADVANCED TECHNOLOGY DEVELOPMENT			
24	JOINT MUNITIONS ADVANCED TECH INSENSITIVE MUNITIONS AD	22,920	22,920
25	SO/LIC ADVANCED DEVELOPMENT.....	4,914	4,914
26	COMBATING TERRORISM TECHNOLOGY SUPPORT.....	51,089	125,589
27	FOREIGN COMPARATIVE TESTING.....	25,183	25,183
29	COUNTERPROLIFERATION INITIATIVES--PROLIF PREV & DEFEAT	366,659	356,659
30	ADVANCED CONCEPTS AND PERFORMANCE ASSESSMENT.....	14,910	49,410

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL	
32	ADVANCED RESEARCH.....	18,687	33,687
33	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT.....	18,873	18,873
34	ADVANCED AEROSPACE SYSTEMS.....	230,978	223,478
35	SPACE PROGRAMS AND TECHNOLOGY.....	158,439	151,439
36	ANALYTIC ASSESSMENTS.....	23,775	19,775
37	ADVANCED INNOVATIVE ANALYSIS AND CONCEPTS.....	36,524	28,524
38	ADVANCED INNOVATIVE ANALYSIS AND CONCEPTS - MHA.....	14,703	14,703
39	COMMON KILL VEHICLE TECHNOLOGY.....	11,058	11,058
40	DEFENSE MODERNIZATION AND PROTOTYPING.....	133,375	155,573
42	DEFENSE INNOVATION UNIT	26,141	35,641
43	TECHNOLOGY INNOVATION.....	27,709	27,709
44	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM - ADVANCED DEV	188,001	191,001
45	RETRACT LARCH.....	130,283	130,283
46	JOINT ELECTRONIC ADVANCED TECHNOLOGY.....	15,164	15,164
47	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS.....	85,452	71,452
48	NETWORKED COMMUNICATIONS CAPABILITIES.....	5,882	5,882
49	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY PROG	93,817	245,817
50	MANUFACTURING TECHNOLOGY PROGRAM.....	40,025	64,025
52	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS.....	10,235	15,235
53	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM.....	53,862	85,462
54	MICROELECTRONIC TECHNOLOGY DEVELOPMENT AND SUPPORT....	124,049	136,049
55	JOINT WARFIGHTING PROGRAM.....	3,871	3,871
56	ADVANCED ELECTRONICS TECHNOLOGIES.....	95,864	95,864
57	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS.....	221,724	221,724
58	NETWORK-CENTRIC WARFARE TECHNOLOGY.....	661,158	641,158
59	SENSOR TECHNOLOGY.....	200,220	190,220
60	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOPMENT..	6,765	6,765
61	SOFTWARE ENGINEERING INSTITUTE.....	12,598	12,598
64	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM.....	105,410	112,910

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
65 TEST & EVALUATION SCIENCE & TECHNOLOGY.....	187,065	178,565
66 NATIONAL SECURITY INNOVATION NETWORK.....	---	40,000
67 OPERATIONAL ENERGY CAPABILITY IMPROVEMENT.....	---	16,000
70 SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMENT....	89,072	96,958
71 SPACE SCIENCE AND TECHNOLOGY RESEARCH AND DEVELOPMENT.	72,422	72,422
TOTAL, ADVANCED TECHNOLOGY DEVELOPMENT.....	3,588,876	3,954,560
DEMONSTRATION & VALIDATION		
72 NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT..	32,636	32,636
73 WALKOFF.....	106,529	101,529
75 ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM	61,345	73,345
76 BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT....	412,627	310,127
77 BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT...	1,004,305	1,221,261
78 CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM.....	76,167	76,167
79 BALLISTIC MISSILE DEFENSE SENSORS.....	281,957	265,803
80 BALLISTIC MISSILE DEFENSE ENABLING PROGRAMS.....	599,380	612,380
81 SPECIAL PROGRAMS - MDA.....	420,216	390,216
82 AEGIS BMD.....	814,936	877,336
83 BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BATTLE MANAGEMENT.....	593,353	643,556
84 BALLISTIC MISSILE DEFENSE JOINT WARFIGHTER SUPPORT....	49,560	49,560
85 BALLISTIC MISSILE DEFENSE INTERGRATION AND OPERATIONS CENTER (MDIOC).....	55,356	55,356
86 REGARDING TRENCH.....	11,863	11,863
87 SEA BASED X-BAND RADAR (SBX).....	118,318	118,318
88 ISRAELI COOPERATIVE PROGRAMS.....	300,000	300,000
89 BALLISTIC MISSILE DEFENSE TEST.....	378,302	363,302
90 BALLISTIC MISSILE DEFENSE TARGETS.....	536,133	536,133
92 COALITION WARFARE.....	10,129	10,129
93 NEXT GENERATION INFORMATION COMMUNICATIONS TECHNOLOGY (5G).....	449,000	430,000
94 DEPARTMENT OF DEFENSE CORROSION PROGRAM.....	3,325	5,325
95 TECHNOLOGY MATURATION INITIATIVES.....	67,389	109,389
98 HYPERSONIC DEFENSE.....	206,832	272,632
99 ADVANCED INNOVATIVE TECHNOLOGIES.....	730,508	749,508
100 TRUSTED AND ASSURED MICROELECTRONICS.....	489,076	504,076
101 RAPID PROTOTYPING PROGRAM.....	102,023	92,023

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
102 DEFENSE INNOVATION UNIT (DIU) PROTOTYPING.....	13,255	31,255
103 DOD UNMANNED AIRCRAFT SYSTEM (UAS) COMMON DEVELOPMENT..	2,787	7,087
105 HOMELAND DEFENSE RADAR-HAWAII.....	---	133,000
107 WARGAMING AND SUPPORT FOR STRATEGIC ANALYSIS (SSA)....	3,469	3,469
JOINT C5 CAPABILITY DEVELOPMENT, INTEGRATION AND INTEROPERABILITY.....	19,190	19,190
110 LONG RANGE DISCRIMINATION RADAR.....	137,256	137,256
111 IMPROVED HOMELAND DEFENSE INTERCEPTORS.....	664,138	858,138
112 BMD TERMINAL DEFENSE SEGMENT TEST.....	7,768	1,000
113 AEGIS BMD TEST.....	170,890	71,498
114 BALLISTIC MISSILE DEFENSE SENSOR TEST.....	76,456	64,245
115 LAND-BASED SM-3 (LBSM3).....	56,628	56,628
BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT TEST.....	67,071	67,071
118 ENTERPRISE INFORMATION TECHNOLOGY SYSTEMS.....	2,198	2,198
119 JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM.....	997	997
120 CYBER SECURITY INITIATIVE.....	1,148	1,148
121 SPACE TECHNOLOGY DEVELOPMENT AND PROTOTYPING.....	215,994	194,694
122 SPACE TRACKING AND SURVEILLANCE SYSTEM.....	34,144	34,144
123 BALLISTIC MISSILE DEFENSE SYSEM SPACE PROGRAMS.....	32,068	162,068
TOTAL, DEMONSTRATION & VALIDATION.....	9,416,712	10,057,056
ENGINEERING & MANUFACTURING DEVELOPMENT		
124 NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIPMENT..	7,173	7,173
125A JOINT HYPERSONICS TRANSITION OFFICE.....	---	90,000
126 CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM.....	319,976	356,472
127 JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS)	54,985	51,318
128 WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES.....	15,650	15,650
129 INFORMATION TECHNOLOGY DEVELOPMENT.....	1,441	1,441
130 HOMELAND PERSONNEL SECURITY INITIATIVE.....	7,287	7,287
131 DEFENSE EXPORTABILITY PROGRAM.....	12,928	12,928
132 OUSD(C) IT DEVELOPMENT INITIATIVES.....	10,259	10,259
133 DOD ENTERPRISE SYSTEMS DEVELOPMENT AND DEMONSTRATION..	1,377	1,377
134 DCMO POLICY AND INTEGRATION.....	1,648	1,618
135 DEFENSE AGENCY INITIATIVES FINANCIAL SYSTEM.....	20,537	20,537
136 DEFENSE RETIRED AND ANNUITANT PAY SYSTEM (DRAS).....	1,638	1,638

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
137 MISSION ASSURANCE RISK MANAGEMENT SYSTEM (MARMS).....	5,500	5,500
138 DEFENSE-WIDE ELECTRONIC PROCUREMENT CAPABILITIES.....	8,279	8,279
139 TRUSTED & ASSURED MICROELECTRONICS.....	107,585	107,585
140 NUCLEAR COMMAND, CONTROL, & COMMUNICATIONS.....	3,685	3,685
143 DOD ENTERPRISE ENERGY INFORMATION MANAGEMENT (EEIM)...	3,275	3,275
144 CWMD SYSTEMS: SYSTEM DEVELOPMENT AND DEMONSTRATION....	20,585	20,585
TOTAL, ENGINEERING & MANUFACTURING DEVELOPMENT.....	603,808	726,607
RDT&E MANAGEMENT SUPPORT		
145 JOINT CAPABILITY EXPERIMENTATION.....	11,239	11,239
146 DEFENSE READINESS REPORTING SYSTEM (DRRS).....	9,793	9,793
147 JOINT SYSTEMS ARCHITECTURE DEVELOPMENT.....	8,497	8,497
148 CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMENT....	422,451	423,501
149 ASSESSMENTS AND EVALUATIONS.....	18,379	18,379
150 MISSION SUPPORT.....	74,334	74,334
151 JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC).....	79,046	79,046
153 JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATION.	50,255	50,255
154 USD (P) PROGRAMS.....	---	110,000
155 SYSTEMS ENGINEERING.....	49,376	45,626
156 STUDIES AND ANALYSIS SUPPORT.....	5,777	5,777
157 NUCLEAR MATTERS - PHYSICAL SECURITY.....	16,552	16,552
158 SUPPORT TO NETWORKS AND INFORMATION INTEGRATION.....	9,582	9,582
159 GENERAL SUPPORT TO USD (INTELLIGENCE).....	1,940	7,940
160 CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM.....	122,951	127,951
167 SMALL BUSINESS INNOVATION RESEARCH/TECHNOLOGY TRANSFER	3,582	3,582
168 MAINTAINING TECHNOLOGY ADVANTAGE.....	29,566	25,566
169 DEFENSE TECHNOLOGY ANALYSIS.....	29,059	23,359
170 DEFENSE TECHNICAL INFORMATION CENTER (DTIC).....	59,369	57,716
171 R&D IN SUPPORT OF DOD ENLISTMENT, TESTING & EVALUATION	29,420	29,420
172 DEVELOPMENT TEST AND EVALUATION.....	27,198	27,198

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
173 MANAGEMENT HEADQUARTERS (RESEARCH & DEVELOPMENT).....	13,434	13,434
174 MANAGEMENT HEADQUARTERS DEFENSE TECHNICAL INFORMATION CENTER (DTIC).....	2,837	2,837
175 BUDGET AND PROGRAM ASSESSMENTS.....	13,173	10,099
176 ODNA TECHNOLOGY AND RESOURCE ANALYSIS.....	3,200	3,200
177 DEFENSE DIGITAL SERVICE (DDS) DEVELOPMENT SUPPORT.....	999	999
180 DEFENSE OPERATIONS SECURITY (OPSEC).....	3,099	3,099
181 JOINT STAFF ANALYTICAL SUPPORT.....	3,058	3,058
182 C4I INTEROPERABILITY.....	59,813	59,813
185 INFORMATION SYSTEMS SECURITY PROGRAM.....	1,112	1,112
186 SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES...	545	545
187 DEFENSE MILITARY DECEPTION PROGRAM OFFICE.....	1,036	1,036
188 COMBINED ADVANCED APPLICATIONS.....	30,824	30,824
190 DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS.....	3,048	3,048
194 COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFORMATION.	31,125	31,125
195 DEFENSE EQUAL OPPORTUNITY MANAGEMENT INSTITUTE (DEOMI)	100	100
196 MANAGEMENT HEADQUARTERS - MDA.....	26,902	26,902
197 JOINT SERVICE PROVIDER (JSP).....	3,138	3,138
9999 CLASSIFIED PROGRAMS.....	41,583	41,583
TOTAL, RDT&E MANAGEMENT SUPPORT.....	1,297,392	1,401,265
OPERATIONAL SYSTEMS DEVELOPMENT		
199 ENTERPRISE SECURITY SYSTEM (ESS).....	14,378	14,378
200 JOINT ARTIFICIAL INTELLIGENCE.....	132,058	137,058
201 REGIONAL INTERNATIONAL OUTREACH & PARTNERSHIP FOR PEAC	1,986	1,986
202 OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMATION SY	316	316
203 INDUSTRIAL BASE ANALYSIS AND SUSTAINMENT SUPPORT.....	9,151	172,151
204 OPERATIONAL SYSTEMS DEVELOPMENT.....	19,082	16,966
205 GLOBAL THEATER SECURITY COOPERATION MANAGEMENT.....	3,992	3,992
206 CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTEMS D	39,530	39,530
207 PLANNING AND DECISION AID SYSTEM.....	3,039	3,039
212 DEFENSE INFO INFRASTRUCTURE ENGINEERING & INTEGRATION.	16,324	16,324
213 LONG HAUL COMMUNICATIONS (DCS).....	11,884	11,884
214 MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK....	5,560	5,560
215 KEY MANAGEMENT INFRASTRUCTURE (KMI).....	73,356	73,356
216 INFORMATION SYSTEMS SECURITY PROGRAM.....	46,577	46,577

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
217 INFORMATION SYSTEMS SECURITY PROGRAM	356,713	394,713
218 INFORMATION SYSTEMS SECURITY PROGRAM	8,922	8,922
219 GLOBAL COMMAND AND CONTROL SYSTEM	3,695	3,695
220 JOINT SPECTRUM CENTER (DEFENSE SPECTRUM ORGANIZATION) ..	20,113	20,113
223 JOINT REGIONAL SECURITY STACKS (JRSS)	9,728	9,728
231 SECURITY AND INVESTIGATIVE ACTIVITIES	5,700	5,700
235 POLICY R&D PROGRAMS	7,144	6,301
236 NET CENTRICITY	21,793	21,793
238 DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	6,066	6,066
244 INSIDER THREAT	---	3,000
245 HOMELAND DEFENSE TECHNOLOGY TRANSFER PROGRAM	2,190	2,190
252 LOGISTICS SUPPORT ACTIVITIES	1,654	1,654
253 PACIFIC DISASTER CENTERS	1,785	1,785
254 DEFENSE PROPERTY ACCOUNTABILITY SYSTEM	7,301	7,301
256 MQ-9 UAV	21,265	21,265
258 AVIATION SYSTEMS	230,812	250,812
259 SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOPMENT ..	19,558	26,558
260 SOF OPERATIONAL ENHANCEMENTS	136,041	173,041
261 WARRIOR SYSTEMS	59,511	58,333
262 SPECIAL PROGRAMS	10,500	7,500
263 UNMANNED ISR	19,154	14,154
264 SOF TACTICAL VEHICLES	9,263	14,263
265 SOF MARITIME SYSTEMS	59,882	68,582
266 SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES	4,606	4,606
267 SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE	11,612	11,612
268 SOF TELEPORT PROGRAM	3,239	3,239
TOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	1,415,480	1,690,043
999 CLASSIFIED PROGRAMS	4,746,466	4,809,068
269 NATIONAL BACKGROUND INVESTIGATION SERVICES - SOFTWARE PILOT PROGRAM	121,676	109,676
270 ACQUISITION VISIBILITY - SOFTWARE PILOT PROGRAM	16,848	16,848
271 GLOBAL COMMAND AND CONTROL SYSTEM	86,750	75,750
272 ALGORITHMIC WARFARE CROSS FUNCTIONAL TEAMS - SOFTWARE PILOT PROGRAM	250,107	230,107
UNDIST	---	15,000

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(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
UNDIST.....	---	10,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED.....	---	-9,588
	=====	=====
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, DEFENSE-WIDE.....	24,280,891	25,932,671
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EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

R-1	Budget Request	Final Bill
2 DEFENSE RESEARCH SCIENCES	479,958	475,958
Excess program growth		-12,000
Program increase - foundational artificial intelligence		5,000
Program increase - alternative computing		3,000
3 BASIC RESEARCH INITIATIVES	35,565	75,565
Minerva research initiative funding restoration		17,000
Program increase - DEPSCOR		17,000
Program increase - START research consortium		5,000
Program increase - NAS study on confucious centers		1,000
5 NATIONAL DEFENSE EDUCATION PROGRAM	100,241	137,241
Program increase - basic research		35,000
Program increase - civics education		2,000
HISTORICALLY BLACK COLLEGES & UNIVERSITIES (HBCU) AND		
6 MINORITY-SERVING INSTITUTIONS	30,975	81,300
Program increase		49,325
Program increase - minority STEM recruitment and research		1,000
7 CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	45,300	50,300
Program increase - water jet technology		5,000
8 JOINT MUNITIONS TECHNOLOGY	19,409	24,409
Program increase - advanced energetics for long range munitions		5,000
11 DEFENSE TECHNOLOGY INNOVATION	35,000	17,500
Insufficient justification		-17,500
APPLIED RESEARCH FOR THE ADVANCEMENT OF S&T		
13 PRIORITIES	60,722	53,400
Excess growth		-7,322
14 INFORMATION AND COMMUNICATIONS TECHNOLOGY	435,920	420,920
Excess program growth		-15,000
17 CYBER SECURITY RESEARCH	15,255	25,255
Program increase - academic cyber institutes		10,000
18 TACTICAL TECHNOLOGY	233,271	237,271
Program increase - counter-directed energy laser eye protection research		4,000
19 MATERIALS AND BIOLOGICAL TECHNOLOGY	250,107	245,107
Unjustified increase		-5,000
23 SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT	42,464	49,464
Program increase -sustained human performance and resilience		5,000
Unjustified growth		-5,000
Program increase - national consortium for the study of terrorism		7,000

R-1		Budget Request	Final Bill
26	COMBATING TERRORISM TECHNOLOGY SUPPORT	51,089	125,589
	Program increase - anti-tunneling		47,500
	Program increase - cooperative C-UAS development		25,000
	Program increase - EOD camera-based machine learning		2,000
	COUNTER WEAPONS OF MASS DESTRUCTION ADVANCED		
29	TECHNOLOGY DEVELOPMENT	366,659	356,659
	Program increase - strategic systems defeat		5,000
	Insufficient budget justification		-15,000
30	ADVANCED CONCEPTS AND PERFORMANCE ASSESSMENT	14,910	49,410
	Program increase - cyber operations		20,000
	Program increase - hypersonic kill vehicles		9,500
	Program increase - cybersecurity of MDA DV left and right of launch		5,000
32	ADVANCED RESEARCH	18,687	33,687
	Program increase - adaptive-optics		5,000
	Program increase - domestic supply of strategic metals		5,000
	Program increase - high-speed flight experiment testing		5,000
34	ADVANCED AEROSPACE SYSTEMS	230,978	223,478
	Inadequate justification		-10,000
	Program increase - advanced full range engine		2,500
35	SPACE PROGRAMS AND TECHNOLOGY	158,439	151,439
	Inadequate justification		-7,000
36	ANALYTIC ASSESSMENTS	23,775	19,775
	Prior year carryover		-4,000
37	ADVANCED INNOVATIVE ANALYSIS AND CONCEPTS	36,524	28,524
	Prior year carryover		-8,000
40	DEFENSE MODERNIZATION AND PROTOTYPING	133,375	155,573
	Insufficient justification		-19,702
	Program increase - emerging capabilities technology support		7,500
	Program increase - artificial intelligence enabled sensor networks		8,400
	Program increase - disruptive air and missile defense		5,000
	Program increase - open source intelligence		3,000
	Program increase - remote advise and assist		8,000
	Program increase - stratospheric balloon research		10,000
42	DEFENSE INNOVATION UNIT (DIU)	26,141	35,641
	Program increase - multi-orbit platform		4,500
	Program increase - small tactical imagery satellites		5,000
44	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM - ADVANCED DEVELOPMENT	188,001	191,001
	Program increase - high air flow chem/bio filtration system enhancement		3,000
47	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	85,452	71,452
	Prior year carryover		-14,000

R-1	Budget Request	Final Bill
DEFENSE-WIDE MANUFACTURING SCIENCE AND TECHNOLOGY		
49 PROGRAM	93,817	245,817
Program increase		26,000
Program Increase - cyber initiatives		3,000
Program increase - flexible hybrid electronics		10,000
Program increase - high temperature carbon composites manufacturing		7,000
Program increase - digital manufacturing		7,000
Program increase - additive manufacturing training insertion		2,000
Program increase - hypersonic enabling additive manufacturing		10,000
Program increase - advanced manufacturing		14,000
Program increase - hypersonics advanced manufacturing technology center		25,000
Program increase - 5G manufacturing testbeds		5,000
Program increase - advanced structural manufacturing		7,500
Program increase - manufacturing USA institutes		5,000
Program increase - hypersonics and thermal management		5,000
Program increase - carbon hypersonics materials industrial base		5,000
Program increase - high performance computing-enabled advanced manufacturing		17,000
Program increase - arsenal supply chain security proof of concept		3,500
50 MANUFACTURING TECHNOLOGY PROGRAM	40,025	64,025
Program increase - steel performance initiative		10,000
Program increase - supply chain adoption of additive manufacturing, automation, and robotics		10,000
Program increase - rare earth magnets		4,000
52 GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	10,235	15,235
Program increase - additive manufacturing castings modeling		5,000
53 STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	53,862	85,462
Program increase - PFAS remediation and disposal technology		15,000
Program increase - AFFF replacement, disposal, and cleanup technology		15,000
Program increase - PFAS innovation award fund		5,000
Prior year carryover		-6,400
Program increase - PFAS/PFOA response		3,000
54 MICROELECTRONIC TECHNOLOGY DEVELOPMENT	124,049	136,049
MGUE - DLA requested transfer from P,DW line 23		7,000
Program increase - GaN-on-Si RF front-end		5,000
58 NETWORK-CENTRIC WARFARE TECHNOLOGY	661,158	641,158
Prior year carryover		-20,000
59 SENSOR TECHNOLOGY	200,220	190,220
Unjustified increase		-10,000
64 HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM	105,410	112,910
Program increase - power and thermal systems		7,500

R-1		Budget Request	Final Bill
65	TEST & EVALUATION SCIENCE & TECHNOLOGY	187,065	178,565
	Prior year carryover		-36,000
	Program increase - academic hypersonic research, test and evaluation facilities		6,500
	Program increase - high-enthalpy hypersonic testing facility for thermal protection systems in reactive environments		5,000
	Program increase - hypervelocity ground testing		16,000
66	NATIONAL SECURITY INNOVATION NETWORK	0	40,000
	Program increase		40,000
67	OPERATIONAL ENERGY CAPABILITY IMPROVEMENT	0	16,000
	TRISO fuel production		10,000
	Program increase - thermal and power technology		6,000
70	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOPMENT	89,072	96,958
	Inaccurate transfer		-2,114
	Program increase - identity management		10,000
73	WALKOFF	106,529	101,529
	Excess growth		-5,000
75	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM	61,345	73,345
	Program increase - PFAS remediation and disposal technology		15,000
	Program increase - AFFF alternatives for shore-based aircraft hangers		1,000
	Prior year carryover		-7,000
	Program increase - sustainable technology demonstration program		3,000
76	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT	412,627	310,127
	THAAD underlay lack of validated requirement and acquisition strategy - CONOPS development and analysis only		-102,500
77	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEGMENT	1,004,305	1,221,261
	Future contracts preparation only		-15,000
	Program increase - ground-based midcourse defense reliability/SLEP		250,000
	Inadequate justification		-18,044
79	BALLISTIC MISSILE DEFENSE SENSORS	281,957	265,803
	MD11 modeling and simulation development unjustified growth		-16,154
80	BALLISTIC MISSILE DEFENSE ENABLING PROGRAMS	599,380	612,380
	Program increase - architecture reactive target simulation development		10,000
	Program increase - cruise missile defense for homeland - indications and warning		3,000
81	SPECIAL PROGRAMS - MDA	420,216	390,216
	Program adjustment		-30,000

R-1	Budget Request	Final Bill
82 AEGIS BMD	814,936	877,336
AEGIS underlay lack of validated requirement and acquisition strategy - continued CONOPS development and analysis only		-26,760
Program increase - SM-3 Block IIA ECPs		106,000
Excess growth		-16,840
83 BALLISTIC MISSILE DEFENSE C2BMC	593,353	643,556
Increment 7 growth without established program baseline		-6,365
Increment 9 growth without established program baseline		-34,600
Program increase - cruise missile defense for homeland - indications and warning		36,200
Program increase - cybersecurity		4,968
Program increase - classified unfunded requirement #1		50,000
89 BMD TESTS	378,302	363,302
Prior year test asset carryover		-15,000
NEXT GENERATION INFORMATION COMMUNICATIONS		
93 TECHNOLOGY (5G)	449,000	430,000
Underexecution		-19,000
94 DEPARTMENT OF DEFENSE CORROSION PROGRAM	3,325	5,325
Program increase - military painter training and applied research		2,000
95 TECHNOLOGY MATURATION INITIATIVES	67,389	109,389
Program increase - DPAL		42,000
98 HYPERSONIC DEFENSE	206,832	272,632
Program increase - hypersonic defense - glide phase weapon system		10,000
Program increase - hypersonic defense - weapon system technology development		40,800
Program increase - hypersonic defense - engineering enablers		15,000
99 ADVANCED INNOVATIVE TECHNOLOGIES	730,508	749,508
Poor funds management		-51,000
Program increase - mobile nuclear microreactors		70,000
100 TRUSTED & ASSURED MICROELECTRONICS	489,076	504,076
Program increase - GaN and GaAs RFIC technology		10,000
Program increase - trusted artificial intelligence		5,000
101 RAPID PROTOTYPING PROGRAM	102,023	92,023
Program decrease		-10,000
102 DEFENSE INNOVATION UNIT (DIU) PROTOTYPING	13,255	31,255
Program increase - dual-use technologies		15,000
Program increase - pilot program on talent management		3,000
DOD UNMANNED AIRCRAFT SYSTEM (UAS) COMMON		
103 DEVELOPMENT	2,787	7,087
Program increase - unmanned traffic management		4,300
105 HOMELAND DEFENSE RADAR - HAWAII	0	133,000
Program increase - Homeland Defense Radar - Hawaii		133,000

R-1	Budget Request	Final Bill
111 IMPROVED HOMELAND DEFENSE INTERCEPTORS	664,138	858,138
Next generation interceptor contract award delay		-6,000
Program increase - GMD risk reduction		200,000
BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT		
112 TEST	7,768	1,000
Prior year test asset carryover		-6,768
113 AEGIS BMD TEST	170,880	71,498
AEGIS underlay test funding early to need		-96,000
Prior year test asset carryover		-3,382
114 BALLISTIC MISSILE DEFENSE SENSORS TEST	76,456	64,245
Prior year test asset carryover		-12,211
121 SPACE TECHNOLOGY DEVELOPMENT AND PROTOTYPING	215,994	194,694
Hypersonic and ballistic tracking space sensor - transfer to line 123		-10,000
Unjustified launch costs		-11,300
123 BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS	32,068	162,068
Program increase - hypersonic and ballistic tracking space sensor		120,000
Hypersonic and ballistic tracking space sensor - transfer from line 121		10,000
125A JOINT HYPERSONICS TRANSITION OFFICE	0	90,000
Program increase - Joint Hypersonics Transition Office		90,000
126 CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	319,976	356,472
Joint vaccine for botulinum and plague vaccines funding restoration		26,996
Program increase - decontamination technologies		5,000
Program increase - smallpox antiviral		4,500
127 JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS)	54,985	51,318
Excess growth		-10,667
Program increase - Applied Research Laboratory for Remote Sensing Systems		7,000
134 CMO POLICY AND INTEGRATION	1,648	1,618
Program decrease		-30
148 CENTRAL TEST & EVAL INVESTMENT DEVELOPMENT	422,451	423,501
Unjustified increase		-34,150
Program increase - hypersonic test facilities		20,000
Program increase - telemetry extension SATCOM relay		5,000
Program increase - threat force geospatial platform virtual training environment		5,200
Program increase - cyber vulnerability assessments		5,000
154 CLASSIFIED PROGRAM USD(P)	0	110,000
Classified adjustment		110,000
155 SYSTEMS ENGINEERING	49,376	45,626
Prior year carryover		-3,750

R-1		Budget Request	Final Bill
159	GENERAL SUPPORT TO USD (INTELLIGENCE)	1,940	7,940
	Program increase - applied research laboratory for intelligence and security		6,000
160	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	122,951	127,951
	Program increase - biological weapons testing		5,000
168	MAINTAINING TECHNOLOGY ADVANTAGE	29,566	25,566
	Unjustified growth		-4,000
169	DEFENSE TECHNOLOGY ANALYSIS	29,059	23,359
	Excess growth		-8,700
	Program increase - technology transition partnership intermediary		3,000
170	DEFENSE TECHNICAL INFORMATION CENTER (DTIC)	59,369	57,716
	Program decrease		-1,653
175	BUDGET AND PROGRAM ASSESSMENTS	13,173	10,099
	Unjustified growth		-3,074
200	JOINT ARTIFICIAL INTELLIGENCE	132,058	137,058
	Program increase - commercial geospatial analytics		5,000
203	INDUSTRIAL BASE ANALYSIS AND SUSTAINMENT SUPPORT	9,151	172,151
	Program increase		15,000
	Program increase - freeze dried plasma		10,000
	Program increase - submarine workforce development		20,000
	Program increase - frequency selective limiters		5,000
	Program increase - lead-free electronics		10,000
	Program increase - automated textile manufacturing		10,000
	Program increase - precision optics manufacturing		4,000
	Program increase - machine tooling and advanced manufacturing		20,000
	Program increase - shape memory alloys		5,000
	Program increase - high performance weldable armor		5,000
	Program increase - weldable ultra hard armor		10,000
	Program increase - industrial skills		3,500
	Program increase - pilot mask technology		10,000
	Program increase - active matrix organic light emitting diode		5,000
	Program increase - risk reduction for tungsten defense products		5,000
	Program increase - advanced manufacturing workforce development		6,000
	Program increase - advanced nanomaterials manufacturing		10,000
	Program increase - interdisciplinary center for advanced manufacturing system		7,500
	Program increase - munitions supply chain expansion		2,000
204	CWMD SYSTEMS: OPERATIONAL SYSTEMS DEVELOPMENT	19,082	16,966
	Excess growth		-2,116
217	INFORMATION SYSTEMS SECURITY PROGRAM	356,713	394,713
	Program increase - cyber activities at senior military colleges		18,000
	Program increase - workforce Transformation Cyber Initiative Pilot Program		20,000
235	POLICY R&D PROGRAMS	7,144	6,301
	Unjustified growth		-843

R-1	Budget Request	Final Bill
244 INSIDER THREAT	0	3,000
Program increase - advanced background screening and detection		3,000
SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED		
258 DEVELOPMENT	230,812	250,812
Armed Overwatch - SOCOM requested transfer from PDW line 55		20,000
SPECIAL OPERATIONS INTELLIGENCE SYSTEMS		
259 DEVELOPMENT	19,558	26,558
Program increase - DOMEX		7,000
260 SOF OPERATIONAL ENHANCEMENTS	136,041	173,041
Program increase - classified adjustment		12,000
Program increase - AISUM		25,000
261 WARRIOR SYSTEMS	59,511	58,333
MMP excess to need		-1,178
262 SPECIAL PROGRAMS	10,500	7,500
Classified adjustment - excess to need		-3,000
263 UNMANNED ISR	19,154	14,154
Underexecution		-5,000
264 SOF TACTICAL VEHICLES	9,263	14,263
Program increase - next generation combat vehicles		5,000
265 SOF MARITIME SYSTEMS	59,882	68,582
Program increase - diver propulsion		4,200
Program increase - C3SA		4,500
NATIONAL BACKGROUND INVESTIGATION SERVICES -		
269 SOFTWARE PILOT PROGRAM	121,676	109,676
Unjustified increase		-12,000
271 GLOBAL COMMAND AND CONTROL SYSTEM	86,750	75,750
Insufficient budget justification - inaccurate transfer		-8,000
Prior year carryover		-5,000
ALGORITHMIC WARFARE CROSS FUNCTIONAL TEAMS -		
272 SOFTWARE PILOT PROGRAM	250,107	230,107
Excess growth		-20,000
999 CLASSIFIED PROGRAMS	4,746,466	4,809,068
Classified adjustment		62,602
UNDISTRIBUTED - RESTORE DWR MISSILE DEFENSE AGENCY MANPOWER REDUCTION		15,000
UNDISTRIBUTED - 5G SPECTRUM REALLOCATION MITIGATION		10,000
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-9,588

MOBILE MICROREACTOR STRATEGY

The agreement supports efforts by the Department of Defense to explore new methods of power production for use in operational needs, future weapon systems, force protection, asset protection, and humanitarian and disaster response. The recommendation provides \$70,000,000 to support the development of a prototype mobile microreactor and \$10,000,000 to support the production of fuel for the prototype.

The agreement notes, however, that the Department has not established an executive agent to direct the microreactor program and has not secured fuel stocks. Therefore, the Under Secretary of Defense (Research and Engineering) is directed to submit a report to the congressional defense committees not later than 30 days after the enactment of this Act, on the Department's plans for the mobile microreactor program. The report shall address whether the Department has identified an executive agent for mobile energy; plans to include mobile energy solutions, such as microreactors, in force modernization initiatives; the strategy for deploying microreactors, including site identification processes, fielding, personnel training, and deployment timelines; the procurement strategy to acquire feed material for microreactors; the plan to identify and use existing authorities to provide appropriate indemnities; and the status of pilot programs for microreactors, including suitable locations for pilot activities.

ARTIFICIAL INTELLIGENCE COORDINATION

The agreement supports the artificial intelligence activities of the Department of Defense which are intended to improve the affordability and effectiveness of military operations. The agreement is concerned, however, about a lack of coordination among the myriad of artificial intelligence programs within the Department and the military Services. Therefore, the Director of the Joint Artificial Intelligence Center is directed to provide the congressional defense committees, not later than 120 days after the enactment of this Act, an inventory of all artificial intelligence activities to include each program's appropriation, project, and line number; the current and future years defense program funding; the identification of academic or industry mission partners, if applicable; and any planned transition partners.

ARSENAL SUPPLY CHAIN SECURITY PROOF OF CONCEPT

The agreement provides \$3,500,000 and directs the Under Secretary of Defense (Research and Engineering) to utilize these funds to provide cybersecurity resources and to address cybersecurity challenges and digital modernization efforts at Army arsenals through partnerships with digital manufacturing institute efforts. This language replaces the language under the heading "Arsenal Security" in House Report 116-453.

DEFENSE ADVANCED RESEARCH PROJECTS AGENCY SMALL BUSINESS SET ASIDE APPLICATION

The agreement notes challenges posed to the effective analysis of the budget of the Defense Advanced Research Projects Agency (DARPA) due to practices within the agency of balancing the Small Business Innovation Research set asides across the DARPA portfolio based on program execution rather than proportionally from each program element. Such practices are not permitted. The agreement reminds the Director of DARPA, and all defense agencies, that section 8052 of this Act requires that “the Small Business Innovation Research program and the Small Business Technology Transfer program set asides shall be taken proportionally from all programs, projects, or activities to the extent they contribute to the extramural budget.” Proportional application of the set aside aids congressional budget oversight by ensuring accurate visibility into under executing programs and program element requirements. The agreement expects these requirements to be followed by all elements of the Department of Defense.

OPERATIONAL TEST AND EVALUATION, DEFENSE

The agreement provides \$257,120,000 for Operational Test and Evaluation, Defense, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS

(In thousands of dollars)

	Budget Request	Final Bill
OPERATIONAL TEST AND EVALUATION	100,021	100,021
LIVE FIRE TESTING	70,933	70,933
OPERATIONAL TEST ACTIVITIES AND ANALYSIS	39,136	86,166
Program increase—DWR joint test and evaluation program restoral		22,030
Program increase—mid-tier acquisitions/rapid prototyping oversight		25,000
Total, Operational Test & Evaluation, Defense	210,090	257,120

TITLE V—REVOLVING AND MANAGEMENT FUNDS

The agreement provides \$1,473,910,000 in Title V, Revolving and Management Funds.

DEFENSE WORKING CAPITAL FUNDS

The agreement provides \$1,473,910,000 for Defense Working Capital Funds, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS

(In thousands of dollars)

	Budget Request	Final Bill
WORKING CAPITAL FUND, ARMY	56,717	181,717
Industrial Operations	32,551	157,551
Program increase—Arsenals Initiative		125,000
Supply Management	24,166	24,166
WORKING CAPITAL FUND, AIR FORCE	95,712	95,712
Supplies and Materials	95,712	95,712

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS—Continued

(In thousands of dollars)

	Budget Request	Final Bill
WORKING CAPITAL FUND, DEFENSE-WIDE	49,821	49,821
DEFENSE WORKING CAPITAL FUND, DECA	1,146,660	1,146,660
Total, Defense Working Capital Funds	1,348,910	1,473,910

TITLE VI—OTHER DEPARTMENT OF DEFENSE PROGRAMS

The agreement provides \$36,024,275,000 in Title VI, Other Department of Defense Programs, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

TITLE VI		
OTHER DEPARTMENT OF DEFENSE PROGRAMS		
Defense Health Program		
Operation and maintenance.....	31,349,553	30,747,659
Procurement.....	617,926	544,369
Research, development, test and evaluation.....	722,893	2,392,579
Total, Defense Health Program 1/.....	32,690,372	33,684,607
Chemical Agents and Munitions Destruction, Defense:		
Operation and maintenance.....	106,691	106,691
Procurement.....	616	616
Research, development, test and evaluation.....	782,193	942,493
Total, Chemical Agents 2/.....	889,500	1,049,800
Drug Interdiction and Counter-Drug Activities, Defense1/.....	769,629	914,429
Office of the Inspector General 1/.....	371,439	375,439
	=====	=====
Total, title VI, Other Department of Defense Programs.....	34,720,940	36,024,275
	=====	=====

DEFENSE HEALTH PROGRAM

The agreement provides \$33,684,607,000 for the Defense Health Program, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

DEFENSE HEALTH PROGRAM		
OPERATION AND MAINTENANCE		
10	IN-HOUSE CARE	9,560,564 9,152,707
20	PRIVATE SECTOR CARE	15,841,887 15,711,537
30	CONSOLIDATED HEALTH SUPPORT	1,338,269 1,333,869
40	INFORMATION MANAGEMENT	2,039,910 2,089,039
50	MANAGEMENT ACTIVITIES	330,627 330,627
60	EDUCATION AND TRAINING	315,691 328,285
70	BASE OPERATIONS/COMMUNICATIONS	1,922,605 1,930,210
	UNDISTRIBUTED REDUCTION - EXCESS TO NEED	--- -136,015
	UNDISTRIBUTED INCREASE (AMENDMENTS)	--- 7,400
	SUBTOTAL, OPERATION AND MAINTENANCE	31,349,553 30,747,659

PROCUREMENT		
150	INITIAL OUTFITTING	22,932 22,932
160	REPLACEMENT AND MODERNIZATION	215,618 215,618
170	JOINT OPERATIONAL MEDICINE INFORMATION SYSTEM	--- 2,620
180	MILITARY HEALTH SYSTEM - DESKTOP TO DATACENTER	70,872 70,872
180	DOD HEALTH MANAGEMENT SYSTEM MODERNIZATION	308,504 232,327
	SUBTOTAL, PROCUREMENT	617,926 544,369

RESEARCH DEVELOPMENT TEST AND EVALUATION		
80	RESEARCH	8,913 8,913
90	EXPLORATORY DEVELOPMENT	73,984 73,984
100	ADVANCED DEVELOPMENT	225,602 230,602
110	DEMONSTRATION/VALIDATION	132,331 147,331
120	ENGINEERING DEVELOPMENT	55,748 101,962
130	MANAGEMENT AND SUPPORT	48,672 48,672
140	CAPABILITIES ENHANCEMENT	17,215 17,215
150	UNDISTRIBUTED MEDICAL RESEARCH	--- 1,763,900
	SUBTOTAL, RESEARCH DEVELOPMENT TEST AND EVALUATION	562,465 2,392,579
190	SOFTWARE & DIGITAL TECHNOLOGY PILOT PROGRAMS	160,428 ---
	TOTAL, DEFENSE HEALTH PROGRAM	32,690,372 33,684,607
	=====	=====

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

	Budget Request	Final Bill
OPERATION AND MAINTENANCE		
IN-HOUSE CARE	9,560,564	9,152,707
Medical reform implementation - excess funding to replace military medical end strength		-334,613
Misaligned program growth		-29,539
Descoping of military treatment facilities funding restoration		36,260
Inadequate justification		-9,065
Program increase - telehealth for military children and families		5,000
Printing and reproduction excess growth		-6,300
Medical care contracts excess growth		-40,100
Equipment purchases excess growth		-29,500
PRIVATE SECTOR CARE	15,841,887	15,711,537
Medical reform implementation - excess growth		-114,000
Pharmaceutical drugs excess growth		-16,350
CONSOLIDATED HEALTH SUPPORT	1,338,269	1,333,869
Program increase - therapeutic service dog training program		11,000
Program increase - digital hearing records		2,000
Program increase - sexual trauma treatment pilot program		4,000
Program increase - armed forces medical examiner DNA testing to support POW/MIA efforts		4,000
Historical underexecution		-25,400
INFORMATION MANAGEMENT	2,039,910	2,089,039
DHMSM excess growth		-11,475
JOMIS - transfer from software and digital technology pilot programs		108,548
Tri-service IM/IT excess growth		-52,944
Program increase - digital solution prototype for wellness		5,000
EDUCATION AND TRAINING	315,691	328,285
Program increase - Health Profession Scholarship		6,000
Uniformed Services University of the Health Sciences funding restoration		10,000
Program increase - specialized medical pilot program		2,500
Equipment purchases excess growth		-5,906
BASE OPERATIONS AND COMMUNICATIONS	1,922,605	1,930,210
FSRM funding restoration		29,605
Historical underexecution		-21,900
UNDISTRIBUTED REDUCTION - EXCESS TO NEED		-136,015
UNDISTRIBUTED - SUICIDE PREVENTION PROGRAMS		7,400
TOTAL, OPERATION AND MAINTENANCE	31,349,553	30,747,659

	Budget Request	Final Bill
PROCUREMENT		
Excess to need		-76,177
JOMIS - transfer from software and digital technology pilot programs		2,620
TOTAL, PROCUREMENT	617,926	544,369
RESEARCH AND DEVELOPMENT		
JOMIS - transfer from software and digital technology pilot programs		49,260
JOMIS excess growth		-3,046
Program increase - NDMS medical surge pilot		15,000
Program increase - advanced modeling and simulation		5,000
Restore core funding reduction		274,900
Peer-reviewed alcohol and substance use disorders research		4,000
Peer-reviewed ALS research		40,000
Peer-reviewed alzheimer research		15,000
Peer-reviewed autism research		15,000
Peer-reviewed bone marrow failure disease research		7,500
Peer-reviewed breast cancer research		150,000
Peer-reviewed cancer research		115,000
Peer-reviewed Duchenne muscular dystrophy research		10,000
Peer-reviewed epilepsy research		12,000
Peer-reviewed gulf war illness research		22,000
Peer-reviewed hearing restoration research		10,000
Peer-reviewed kidney cancer research		50,000
Peer-reviewed lung cancer research		20,000
Peer-reviewed lupus research		10,000
Peer-reviewed medical research		370,000
Peer-reviewed melanoma research		30,000
Peer-reviewed multiple sclerosis research		20,000
Peer-reviewed orthopedic research		30,000
Peer-reviewed ovarian cancer research		35,000
Peer-reviewed pancreatic cancer research		15,000
Peer-reviewed prostate cancer research		110,000
Peer-reviewed rare cancers research		17,500
Peer-reviewed reconstructive transplant research		12,000
Peer-reviewed scleroderma research		5,000
Peer-reviewed spinal cord research		40,000
Peer-reviewed tickborne disease research		7,000
Peer-reviewed traumatic brain injury and psychological health research		175,000
Peer-reviewed tuberous sclerosis complex research		8,000
Peer-reviewed vision research		20,000
Global HIV/AIDS prevention		8,000
HIV/AIDS program increase		16,000
Joint warfighter medical research		40,000
Orthotics and prosthetics outcome research		15,000
Chronic pain management		15,000
Trauma clinical research program		10,000
Combat readiness medical research		10,000
TOTAL, RESEARCH AND DEVELOPMENT	562,465	2,392,579

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	Budget Request	Final Bill
JOMIS - SOFTWARE PILOT PROGRAM	160,428	0
JOMIS - transfer to Operation and Maintenance, Information Management		-108,548
JOMIS - transfer to Procurement		-2,620
JOMIS - transfer to Research and Development		-49,260

REPROGRAMMING GUIDANCE FOR THE DEFENSE HEALTH PROGRAM
(INCLUDING BASE AND OVERSEAS CONTINGENCY OPERATIONS
FUNDING)

The agreement directs that the In-House Care and Private Sector Care budget sub-activities remain designated as congressional special interest items. Any transfer of funds into or out of these sub-activities requires the Secretary of Defense to follow prior approval reprogramming procedures. The Secretary of Defense is further directed to provide a report to the congressional defense committees not later than 30 days after the enactment of this Act that delineates transfers of funds and the dates any transfers occurred from the Private Sector Care budget sub-activity to any other budget sub-activity in fiscal year 2020.

The Assistant Secretary of Defense (Health Affairs) is directed to provide quarterly reports and briefings to the congressional defense committees on budget execution data for all of the Defense Health Program budget activities not later than 30 days after the end of each fiscal quarter and to adequately reflect changes to the budget activities requested by the Services in future budget submissions.

CARRYOVER

The agreement provides one percent carryover authority for the operation and maintenance account of the Defense Health Program. The Assistant Secretary of Defense (Health Affairs) is directed to submit a detailed spending plan for any fiscal year 2020 designated carryover funds to the congressional defense committees not less than 30 days prior to executing the carryover funds.

PEER-REVIEWED CANCER RESEARCH PROGRAM

The agreement provides \$115,000,000 for the peer-reviewed cancer research program to research cancers not addressed in the breast, pancreatic, prostate, ovarian, kidney, lung, melanoma, and rare cancer research programs.

The funds provided in the peer-reviewed cancer research program are directed to be used to conduct research in the following areas: cancers associated with the use of beryllium; bladder cancer; blood cancers; brain cancer; colorectal cancer; endometrial cancer; esophageal cancer; germ cell cancers; head and neck cancer; liver cancer; lymphoma; mesothelioma; metastatic cancers; neuroblastoma; pediatric brain tumors; pediatric, adolescent, and young adult cancers; sarcoma; stomach cancer; thyroid cancer, and the link between scleroderma and cancer. The peer-reviewed cancer research program shall be used only for the purposes listed above. The inclusion of the individual rare cancer research program shall not prohibit the peer-reviewed cancer research program from funding the above-mentioned cancers or cancer subtypes that may be rare by definition.

The report directed under this heading in House Report 116-453 is still required to be provided not later than 12 months after the enactment of this Act.

PEER-REVIEWED MEDICAL RESEARCH PROGRAM

The agreement provides \$370,000,000 for a peer-reviewed medical research program. The Secretary of Defense, in conjunction with the Service Surgeons General, is directed to select medical research projects of clear scientific merit and direct relevance to military health. Research areas considered under this funding are restricted to: arthritis, burn pit exposure, cardiomyopathy, congenital heart disease, diabetes, dystonia, eating disorders, emerging viral diseases, endometriosis, epidermolysis bullosa, familial hypercholesterolemia, fibrous dysplasia, focal segmental glomerulosclerosis, food allergies, Fragile X, frontotemporal degeneration, hemorrhage control, hepatitis B, hydrocephalus, hypertension, inflammatory bowel diseases, malaria, metals toxicology, mitochondrial disease, myalgic encephalomyelitis/chronic fatigue syndrome, myotonic dystrophy, non-opioid therapy for pain management, nutrition optimization, pathogen-inactivated blood products, peripheral neuropathy, plant-based vaccines, platelet like cell production, polycystic kidney disease, pressure ulcers, pulmonary fibrosis, respiratory health, rheumatoid arthritis, sleep disorders and restriction, suicide prevention, sustained release drug delivery, vascular malformations, and women's heart disease. The additional funding provided under the peer-reviewed medical research program shall be devoted only to the purposes listed above.

ELECTRONIC HEALTH RECORDS

The agreement directs the Secretary of Defense to provide a report to the congressional defense committees not later than 90 days after the enactment of this Act on the status of the installation of all remaining information technology and related infrastructure required to complete the deployment of the electronic health record system, including the timeline to complete installation, and costs associated if the Department accelerated the deployment timeline.

The agreement directs the Comptroller General to continue quarterly performance reviews of the deployment of MHS GENESIS with a focus on whether the program is meeting expected cost, schedule, scope, quality, and risk mitigation expectations. It is expected that the Program Executive Officer, Defense Healthcare Management Systems (PEO DHMS) will facilitate quarterly performance reviews by providing the Comptroller General with regular and in-depth access to the program.

The agreement directs the Director, Operational Test and Evaluation to conduct an evaluation of change management strategies and training programs related to the deployment of MHS GENESIS and to provide a briefing to the House and Senate Appropriations Committees not later than 90 days after the enactment of this Act on related findings and recommendations for improvement.

The agreement directs the PEO DHMS to provide monthly reports not later than 15 days after the end of each month to the congressional defense committees on the status of all open incident reports, as well as the 46 high priority incident reports, in order to better track the progress of resolving the issues identified in the initial deployment of MHS GENESIS. The PEO DHMS, in conjunction with the Director of the Interagency Program Office and the

Director of the Defense Health Agency, is directed to provide quarterly reports not later than 30 days after the end of each fiscal quarter to the congressional defense committees and the Government Accountability Office on the cost of the program, including indirect costs being funded outside of the DHMS Modernization Electronic Health Record program; and schedule of the program, to include milestones, knowledge points, and acquisition timelines, as well as quarterly obligation reports.

The Director of the Interagency Program Office is directed to provide quarterly reports to the House and Senate Appropriations Committees, Subcommittees on Defense and Military Construction, Veterans Affairs, and Related Agencies on the progress of interoperability between the two Departments.

CONGRESSIONALLY DIRECTED MEDICAL RESEARCH PROGRAMS

The agreement directs the Comptroller General to conduct a comprehensive review of the Congressionally Directed Medical Research Programs that includes the program's ability to execute annual appropriations; measure its return on research investment; and analyze its research coordination with the National Institute of Health and the Department of Veterans Affairs. The agreement directs the Comptroller General to brief the House and Senate Appropriations Committees on its preliminary findings not later than 180 days after the enactment of this Act and to provide a full report to the same Committees at a date agreed upon at that time of the preliminary briefing.

RESTRUCTURING MILITARY TREATMENT FACILITIES

The agreement directs the Assistant Secretary of Defense (Health Affairs), in coordination with the Director of the Defense Health Agency and the Service Surgeons General, to submit to the congressional defense committees an implementation plan prior to the obligation of funds in fiscal year 2021 to close or restructure any military treatment facilities. The plan shall include detailed impacts to medical manpower; updated information and analysis on the accessibility and quality of nearby civilian health-care providers; military readiness; cost-effectiveness, including reimbursement rates for TRICARE; and an assessment of Government Accountability Office recommendations for future transitions.

MILITARY TREATMENT FACILITY TRANSITION

The Comptroller General is directed to provide the congressional defense committees a report not later than 90 days after the enactment of this Act on the status of the transition of military treatment facilities (MTF) to the Defense Health Agency (DHA). The report shall include a review of functions at facilities that have already transitioned, including DHA's role or management and the administration support that the Services are providing and a timeline for that support to cease; cost implications of the transition, including the Department's plan for maximizing efficiencies and reducing duplication; the current and planned DHA staffing model; and how the DHA will ensure that the Services' medical requirements are considered and met. The agreement also directs the

Assistant Secretary of Defense (Health Affairs) to continue to provide any updates regarding the MTF transition directly to the congressional defense committees in a timely manner in order to facilitate appropriate congressional oversight.

FACILITIES SUSTAINMENT, RESTORATION AND MODERNIZATION

The Director of the Defense Health Agency, in coordination with the Secretary of Defense (Health Affairs) and the Service Surgeons General, is directed to submit to the congressional defense subcommittees not later than 180 days after the enactment of this Act, a comprehensive plan to address the defense medical facilities sustainment, restoration and modernization unfunded requirements and recommendations detailed in the Department of Defense Inspector General audit report.

JOINT WARFIGHTER MEDICAL RESEARCH PROGRAM

The Assistant Secretary of Defense (Health Affairs) is directed to submit a report, not later than 12 months after the enactment of this Act, to the congressional defense committees that lists the projects that receive funding under the Joint Warfighter Medical Research Program. The report shall include the funding amount awarded to each project, a thorough description of each project's research, and the benefit the research will provide to the Department of Defense.

TRAUMATIC BRAIN INJURY/PSYCHOLOGICAL HEALTH

The Assistant Secretary of Defense (Health Affairs) is directed to submit a report to the congressional defense committees not later than 18 months after the enactment of this Act on expenditure and obligation data of additional funding added by Congress for psychological health and traumatic brain injury.

ORTHOTICS AND PROSTHETICS OUTCOMES RESEARCH

The Assistant Secretary of Defense (Health Affairs) is directed to provide a report, not later than 18 months after the enactment of this Act, to the congressional defense committees on the peer-reviewed projects that receive funding under the Orthotics and Prosthetics Outcomes research funding line. The report shall include the funding amount awarded to each project and the anticipated effect on patient care.

CHRONIC PAIN MANAGEMENT RESEARCH

The funds provided in the chronic pain management research program shall be used to conduct research on the effects of using prescription opioids to manage chronic pain and for researching alternatives, namely non-opioid or non-addictive methods to treat and manage chronic pain, with a focus on issues related to military populations.

SEXUAL TRAUMA TREATMENT PILOT PROGRAM

Funds appropriated for this pilot program in fiscal year 2020 shall be distributed to civilian partners without further delay. For funds recommended for fiscal year 2021, the Assistant Secretary of

Defense (Health Affairs) shall submit a spend plan to the House and Senate Appropriations Committees prior to the obligations of funds.

**CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,
DEFENSE**

The agreement provides \$1,049,800,000 for Chemical Agents and Munitions Destruction, Defense, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
(In thousands of dollars)

	Budget Request	Final Bill
OPERATION AND MAINTENANCE	106,691	106,691
PROCUREMENT	616	616
RESEARCH, DEVELOPMENT, TEST AND EVALUATION	782,193	942,493
Program increase—ACWA program shortfall		160,300
Total, Chemical Agents and Munitions Destruction, Defense	889,500	1,049,800

ASSEMBLED CHEMICAL WEAPONS ALTERNATIVES PROGRAM

The Program Executive Office (PEO) Assembled Chemical Weapons Alternatives (ACWA) is responsible for the safe and environmentally compliant destruction of the remaining United States chemical weapons stockpile stored at the United States Army Pueblo Chemical Depot in Colorado and the Blue Grass Army Depot in Kentucky. The deadline for completion of destruction operations, as established in 50 U.S.C. 1521(b), is not later than December 31, 2023.

Approximately \$9,620,000,000 for the ACWA program has been appropriated through fiscal year 2020. The fiscal year 2021 President's budget request includes an additional \$775,700,000 for the program. According to the program brief accompanying the budget submission, program funds are for continued destruction operations at the Pueblo facility. At the Blue Grass facility, the funds are for continued destruction operations of sarin, mustard, and some nerve agents, and for the beginning of operations to destroy nerve rocket warheads.

In an August update to the congressional defense committees, the program office reported being on track with program activities and on schedule to meet the 2023 deadline for destruction operations. It is therefore perplexing that in November, already two months into fiscal year 2021, the Department of Defense notified Congress of a \$160,300,000 shortfall in the budget request. The Department has indicated that if additional funding is not provided, the program will breach the congressionally mandated deadline for destruction operations by four years at Blue Grass Army Depot while purportedly maintaining the deadline at the Army Pueblo Chemical Depot.

The ACWA program has already experienced a significant Nunn-McCurdy unit cost breach in 2017 and has been cited by the Department of Defense Inspector General as having schedule delays and cost overruns due to a lack of contract oversight. In 2017, the

program office came to the congressional defense committees for additional unanticipated funding of \$127,000,000. It is unsatisfactory that the program office entrusted with a must-succeed mission has been allowed to be routinely mismanaged and has used Congress as its backstop against failure.

The agreement concludes that the program lacks the proper accounting mechanisms and programmatic rigor to effectively assess their status and forecast their resource needs. As such, the PEO ACWA is directed to begin providing quarterly updates to the congressional defense committees not later than one quarter after the enactment of this Act. These updates must include itemized spend plans that show any procurement of systems or components and labor costs broken out by main plant operation; static detonation chamber, broken out by operations and manufacturing/testing; non-systems contractors; and rocket processing changes, broken out by: 1) rocket containers and skids; 2) non-destructive equipment/vertical rocket cutting machine; 3) rocket containerization system; 4) SDC 2000 equipment, installation, and training; 5) SDC 1200 equipment, installation, and training; and 6) system contractor labor and materials, if applicable. The updates must also include an assessment of the status of progress on all major projects and detail all program risks and the steps the program is taking to mitigate risks. Each update must make note of any programmatic or budgetary changes since the previous update. Finally, each update must provide schedule projections for meeting the December 31, 2023 deadline.

Additionally, the PEO ACWA is directed to work with the congressional defense committees to determine what, if any, changes should be made to budget materials to provide more transparency into the cost drivers of the program and to the budgetary changes required to support the program goals.

DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE

The agreement provides \$914,429,000 for Drug Interdiction and Counter-Drug Activities, Defense, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS

(In thousands of dollars)

	Budget Request	Final Bill
COUNTER-NARCOTICS SUPPORT	546,203	567,003
Program increase—multi-mission support vessel		18,000
Program increase—Pacific Deterrence Initiative—Joint Interagency Task Force West Project 9202		2,800
DRUG DEMAND REDUCTION PROGRAM	123,704	127,704
Program increase—young Marines drug demand reduction		4,000
NATIONAL GUARD COUNTER-DRUG PROGRAM	94,211	194,211
Program increase		100,000
NATIONAL GUARD COUNTER-DRUG SCHOOLS	5,511	25,511
Program increase		20,000
Total, Drug Interdiction and Counter-Drug Activities, Defense	769,629	914,429

DRUG-INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE

The agreement includes funds requested for international programs in the Northern Command and Southern Command areas of responsibility, including \$17,080,000 to support counter illicit drug trafficking operations in Southern Command. The Secretary of Defense is directed to ensure that international programs requested and supported by this account do not duplicate programs funded under the Defense Security Cooperation Agency in the Operation and Maintenance, Defense-Wide account.

The agreement also includes \$194,211,000 for the National Guard Counter-Drug Program and an additional \$31,768,000 is included under Counter-Narcotics Support for operational support to the National Guard.

The Secretary of Defense is directed to provide quarterly reports to House and Senate Appropriations Committees on the use and status of funds provided under this heading, including information for each project as identified in the PB-47 Project Definitions budget exhibit of the fiscal year 2021 budget justification materials and other documentation supporting the fiscal year 2021 Department of Defense budget request.

OFFICE OF THE INSPECTOR GENERAL

The agreement provides \$375,439,000 for the Office of the Inspector General, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
(In thousands of dollars)

	Budget Request	Final Bill
OPERATION AND MAINTENANCE	369,483	373,483
Program increase—oversight of PL 116–136 funding		4,000
PROCUREMENT	858	858
RESEARCH, DEVELOPMENT, TEST AND EVALUATION	1,098	1,098
Total, Office of the Inspector General	371,439	375,439

QUARTERLY END STRENGTH AND EXECUTION REPORTS

The Department of Defense Inspector General is directed to provide quarterly reports to the congressional defense committees on civilian personnel end strength, full-time equivalents, and budget execution not later than 15 days after the end of each fiscal quarter. The reports should contain quarterly civilian personnel end strength and full-time equivalents as well as an estimate of fiscal year end strength and fiscal year full-time equivalents. The reports should also include quarterly budget execution data along with revised fiscal year estimated execution data. The Inspector General is directed to provide realistic end of fiscal year estimates based on personnel trends to date.

TITLE VII—RELATED AGENCIES

The agreement provides \$1,147,719,000 in Title VII, Related Agencies, as follows:

(DOLLARS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL

TITLE VII		
RELATED AGENCIES		
Central Intelligence Agency Retirement and Disability System Fund.....	514,000	514,000
Intelligence Community Management Account (ICMA).....	663,000	633,719
	=====	=====
Total, title VII, Related agencies.....	1,177,000	1,147,719
	=====	=====

CLASSIFIED ANNEX

Adjustments to classified programs are addressed in a separate, detailed, and comprehensive classified annex. The Intelligence Community, the Department of Defense, and other organizations are expected to fully comply with the recommendations and directions in the classified annex accompanying the Department of Defense Appropriations Act, 2021.

CENTRAL INTELLIGENCE AGENCY RETIREMENT AND
DISABILITY SYSTEM FUND

The agreement provides \$514,000,000 for the Central Intelligence Agency Retirement and Disability Fund.

INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

The agreement provides \$633,719,000, a decrease of \$29,281,000 below the budget request, for the Intelligence Community Management Account.

TITLE VIII—GENERAL PROVISIONS

The agreement incorporates general provisions which were not amended. Those general provisions that were addressed in the agreement are as follows:

(TRANSFER OF FUNDS)

The agreement modifies a provision proposed by the House which provides general transfer authority not to exceed \$4,000,000,000.

The agreement modifies a provision proposed by the House which identifies tables as Explanation of Project Level Adjustments.

The agreement retains a provision which provides for the establishment of a baseline for application of reprogramming and transfer authorities for the current fiscal year. The House bill contained a similar provision.

The agreement includes a provision proposed by the House regarding humanitarian and civic assistance.

The agreement modifies a provision proposed by the House regarding management of civilian personnel of the Department of Defense.

The agreement includes a provision which provides for the transfer of funds to the Defense Pilot Mentor-Protégé Program. The House bill contained a similar provision.

The agreement includes a provision proposed by the House regarding limitations on the use of funds to purchase anchor and mooring chains.

The agreement retains a provision which restricts the use of funds to reduce or prepare to reduce the number of deployed and non-deployed strategic delivery vehicles and launchers. The House bill contained no similar provision.

The agreement includes a provision proposed by the House regarding incentive payments authorized by the Indian Financing Act of 1974.

The agreement modifies a provision proposed by the House which requires notification regarding funds received from foreign governments related to the stationing or operations of United States Armed Forces.

The agreement modifies a provision proposed by the House which limits the number of staff-years of technical effort at Department of Defense Federally Funded Research and Development Centers.

The agreement includes a provision regarding overseas military facility investment. The House bill contained a similar provision.

The agreement modifies a new provision providing additional transfer authority for amphibious assault ships. The House bill contained no similar provision.

The agreement includes a provision proposed by the House which provides funds for the Asia-Pacific Regional Initiative Program for the purpose of enabling the Indo-Pacific Command to execute Theater Security Cooperation activities.

The agreement includes a provision proposed by the House regarding the availability of certain CIA funds for transfer or extension.

The agreement retains a provision proposed by the House regarding mitigation of environmental impacts on Indian lands resulting from Department of Defense activities.

(RESCISSIONS)

The agreement modifies a provision proposed by the House recommending rescissions and provides for the rescission of \$3,248,047,000. The rescissions agreed to are:

2014 Appropriations:	
Shipbuilding and Conversion, Navy:	
DDG-51: DDG 119	\$66,567,000
2019 Appropriations:	
Procurement of Weapons and Tracked Combat Vehicles, Army:	
Armored Multi-Purpose Vehicle	9,590,000
Bradley program modifications	14,250,000
Aircraft Procurement, Navy:	
Joint Strike Fighter CV	45,000
Joint Strike Fighter STOVL	66,000
MQ-4 Triton (AP)	7,983,000
AEA systems	15,000,000
Aircraft Procurement, Air Force:	
F-35	25,928,000
C-135B	124,727,000
KC-46A MDAP	9,400,000
HC-130J recap	17,500,000
MC-130J recap	41,124,000
Combat Rescue Helicopter	25,000,000
B-52 1760 IWBU	14,100,000
F-16	45,255,000
C-5	1,600,000
OC-135B	5,744,000
RQ-4 modifications	114,800,000
Initial spares/repair parts	21,069,000
RQ-4 spares	2,100,000
RQ-4 post production support	17,100,000
Other Procurement, Air Force:	
Classified adjustment	12,400,000
2020 Appropriations:	
Aircraft Procurement, Army:	
AH-64 Apache Block IIIA reman	22,500,000
UH-60 Black Hawk L and V models	4,400,000
Missile Procurement, Army:	
Stinger mods	2,377,000
Procurement of Weapons and Tracked Combat Vehicles, Army:	
Armored Multi-Purpose Vehicle	78,000,000
Bradley program modifications	61,141,000

Paladin Integrated Management	9,000,000
Procurement of Ammunition, Army:	
Proj 155mm Extended Range M982	7,500,000
Other Procurement, Army:	
Ground Mobility Vehicles	2,278,000
PLS/ESP	1,297,000
Spider Family of Networked Munitions	9,600,000
Aircraft Procurement, Navy:	
Joint Strike Fighter CV	13,060,000
Joint Strike Fighter STOVL	10,878,000
Joint Strike Fighter STOVL (AP)	83,185,000
CH-53K (AP)	89,583,000
P-8A Poseidon	77,600,000
E-2D	18,000,000
Advanced Helicopter Training System	57,737,000
KC-130J	14,878,000
MQ-4 Triton (AP)	10,070,000
F-18 Series	42,137,000
Weapons Procurement, Navy:	
Undistributed increase—ESB	7,500,000
Procurement of Ammunition, Navy and Marine Corps:	
Practice bombs	8,388,000
5"/54 gun ammo	585,000
Shipbuilding and Conversion, Navy:	
TAO Fleet Oiler (AP)	73,000,000
CVN Refueling Overhauls	13,100,000
Other Procurement, Navy:	
CG modernization	22,920,000
LSD midlife and modernization	22,632,000
Aviation support equipment	10,000,000
Surface combatant HM&E	31,500,000
Procurement, Marine Corps:	
Modification kits	20,139,000
Radio systems	35,000,000
Aircraft Procurement, Air Force:	
F-35	25,358,000
KC-46A MDAP	209,588,000
MC-130J recap	79,874,000
Combat Rescue Helicopter	65,000,000
E-11 BACN Gateway urgent operational need	43,000,000
F-22A	39,752,000
KC-46A modifications	5,213,000
C-5 CNS/ATM	7,900,000
C-17 BLOS	4,385,000
C-130J modifications	3,403,000
Initial spares/repair parts	34,946,000
RQ-4 spares	700,000
RQ-4 post production charges	23,896,000
Missile Procurement, Air Force:	
ALCM	19,500,000
ICBM fuze modifications	5,000,000
Space Procurement, Air Force:	
National Security Space Launch	64,400,000
Other Procurement, Air Force:	
Classified adjustment	20,000,000
GCSS-AF FOS (LOGIT)	11,226,000
Wide area surveillance	35,500,000
Research, Development, Test and Evaluation, Army:	
Indirect Fire Protection Capability Inc 2 Block 1	74,286,000
Manned Ground Vehicle	130,415,000
Long Range Precision Fires	30,000,000
Improved Turbine Engine Program	49,527,000
Research, Development, Test and Evaluation, Navy:	
New Design SSN	70,000,000
Classified adjustment	14,005,000
Research, Development, Test and Evaluation, Air Force:	
ALCM	6,000,000
Arms control implementation	33,848,000
B-52 ATP display	3,000,000
B-52 CERP	10,000,000
B-52 RMP	5,800,000
Combat Rescue Helicopter	17,000,000
Hypersonics prototyping	67,800,000
KC-46A	13,868,000
Combat training ranges	1,500,000
Long Range Standoff Weapon	20,000,000
B-2 defensive management system	25,700,000
Air and Space Operations Center	12,980,000

Evolved Strategic SATCOM	18,500,000
Classified adjustment	15,813,000
Research, Development, Test and Evaluation, Defense-Wide:	
Tactical technology	11,900,000
Counter weapons of mass destruction applied research	3,000,000
Combating terrorism technology support	8,500,000
Space programs and technology	13,800,000
Emerging capabilities technology development	36,000,000
Quick reaction special projects	9,000,000
Operational energy capability improvement	10,000,000
Information technology development	1,500,000
Information systems security program (OSD)	20,000,000
Information systems security program (DISA)	4,000,000
Ballistic missile defense enabling programs	2,031,000
BMD targets	300,000
Technology maturation initiatives	6,400,000
Hypersonic defense	12,500,000
MDA hypersonic defense—partner test	25,100,000
Improved homeland defense interceptors	214,000,000
Defense Working Capital Funds:	
Defense Counterintelligence and Security Agency Working Capital Fund	100,000,000

The agreement retains a provision which prohibits funds from being obligated or expended for assistance to the Democratic People's Republic of Korea with certain exceptions. The House bill contained a similar provision.

The agreement retains a provision proposed by the House allowing reimbursement for Reserve Component intelligence support to combatant commands, defense agencies, and joint intelligence activities.

The agreement retains a provision proposed by the House restricting procurement of ball and roller bearings other than those produced by a domestic source and of domestic origin.

The agreement includes a provision which makes funds available to maintain competitive rates at the arsenals. The House bill contained no similar provision.

The agreement modifies a provision proposed by the House which provides funding to the United Service Organizations and the Red Cross.

The agreement includes a provision requiring set-asides for Small Business Innovation Research and Small Business Technology Transfer to be taken proportionally from all programs. The House bill contained a similar provision.

(TRANSFER OF FUNDS)

The agreement includes a provision proposed by the House which provides funding to the Sexual Assault Special Victim's Counsel Program.

The agreement includes a provision which limits the use of research and development funds to procure end-items. The House bill contained a similar provision.

The agreement includes a provision which restricts certain funds for any new start advanced concept technology demonstration project or joint capability demonstration project. The House bill contained a similar provision.

The agreement includes a provision proposed by the House requiring classified quarterly reports.

(TRANSFER OF FUNDS)

The agreement includes a provision providing funds for a classified Operation and Maintenance, Army transfer. The House bill contained a similar provision.

The agreement includes a provision regarding the National Intelligence Program budget. The House bill contained a similar provision.

The agreement modifies a provision proposed by the House which provides a grant to the Fisher House Foundation, Inc.

The agreement includes a provision proposed by the House relating to the assignment of forces.

The agreement includes a provision proposed by the House requiring notification relating to rapid acquisition authority.

The agreement includes a provision which provides funding for prior year shipbuilding cost increases. The House bill contained a similar provision.

The agreement retains a provision which prohibits funding from being used to initiate a new start program without prior written notification. The House bill contained a similar provision.

The agreement includes a provision regarding contingency budget operations. The House bill contained a similar provision.

The agreement retains a provision that allows the use of funds for the rapid acquisition and deployment of supplies and associated support services. The House bill contained a similar provision.

The agreement includes a provision which limits the reprogramming of funds from the Department of Defense Acquisition Workforce Development Account. The House bill contained a similar provision.

The agreement includes a new provision relating to Space Force satellite on-orbit incentive payments. The House bill contained no similar provision.

The agreement retains a provision which provides the Director of National Intelligence with general transfer authority with certain limitations. The House bill contained a similar provision.

The agreement retains a provision which restricts the transfer of Khalid Sheik Mohammad and others. The House bill contained no similar provision.

The agreement retains a provision which prohibits funds to transfer any individual detained at Guantanamo Bay, Cuba to a country of origin or other foreign country or entity unless the Secretary of Defense makes certain certifications. The House bill contained no similar provision.

The agreement includes a provision proposed by the House which limits funding to Rosoboronexport.

The agreement retains a provision proposed by the House which prohibits funds from being used for the purchase or manufacture of a United States flag unless such flags are treated as covered items under section 2416a(b) of title 10, U.S.C.

The agreement retains a provision which prohibits funds to construct, acquire, or modify any facility in the United States, its territories, or possessions to house any Guantanamo Bay detainee, with certain exceptions. The House bill contained no similar provision.

The agreement modifies a new provision which authorizes the use of funds in the Shipbuilding and Conversion, Navy account to purchase two used auxiliary vessels for the National Defense Reserve Fleet. The House bill contained no similar provision.

The agreement retains a provision proposed by the House which requires the Secretary of Defense to post grant awards on a public website in a searchable format.

The agreement modifies a provision proposed by the House regarding the reduction and reprogramming of funds to the Rapid Prototyping Fund.

The agreement includes a provision which provides funding for the National Defense Reserve Fleet. The House bill contained a similar provision.

The agreement includes a provision which requires the Secretary to submit reports regarding the National Instant Criminal Background Check System. The House bill contained no similar provision.

The agreement retains a provision which prohibits funds from the Department of Defense Acquisition Workforce Development Account to be transferred to the Rapid Prototyping Fund or credited to a military-department specific fund. The House bill contained a similar provision.

The agreement retains a provision proposed by the House which prohibits the use of funds for gaming or entertainment that involves nude entertainers.

The agreement includes a provision proposed by the House which prohibits funding to deliver F-35 aircraft to Turkey, except in accordance with the National Defense Authorization Act for Fiscal Year 2020.

The agreement does not include a provision proposed by the House which provides reprogramming authority for the Global Engagement Center.

The agreement retains a provision proposed by the House which makes funds available through the Office of Economic Adjustment for transfer to the Secretary of Education, to make grants to construct, renovate, repair, or expand elementary and secondary public schools on military installations.

The agreement retains a provision which prohibits the use of funds to carry out the closure or realignment of Guantanamo Bay, Cuba. The House bill contained no similar provision.

The agreement retains a provision proposed by the House which removes limits on certain types of assisted reproductive services.

The agreement retains a provision which prohibits funds for equipment for ceremonial honors. The House bill contained a similar provision.

The agreement retains a provision proposed by the House which allows death gratuity payments as authorized in subchapter II of chapter 75 of title 10, United States Code.

The agreement modifies a provision proposed by the House which prohibits funds from being used to transfer the National Reconnaissance Office to the Space Force.

The agreement modifies a new provision proposed by the House that prohibits funds from being used to transfer certain Department of Defense components to the Space Force.

The agreement includes a new provision that provides funds appropriated for military personnel matters to be used for members of the Space Force. The House bill contained a similar provision.

The agreement modifies a provision proposed by the House which reduces funding due to favorable foreign exchange rates.

The agreement includes a new provision which reduces funding due to fuel savings. The House bill contained a similar provision.

The agreement does not retain a provision regarding Army use of CH-47 reimbursements.

The agreement does not retain a provision proposed by the House that prohibits funds from being used to exclude or implement the exclusion of the Department of Defense from cover under the Federal Service Labor Management Relations Statute.

The agreement does not retain a new provision proposed by the House that requires the Secretary of Defense to provide information and documents regarding the massacre in El Mozote.

The agreement modifies a new provision proposed by the House regarding a pilot program for software and digital technology.

The agreement does not retain a provision proposed by the House which requires the Secretary of Defense to report on deployed personnel by each geographic combatant command.

The agreement does not retain a provision proposed by the House which requires the Secretary of Defense to provide notification before the deployment of security force assistance brigades.

The agreement includes a new provision which provides funding to assess and strengthen the manufacturing and defense industrial base and supply chain resiliency. The House bill contained no similar provision.

The agreement modifies a new provision which provides funding to improve readiness. The House bill contained no similar provision.

The agreement does not retain a new provision proposed by the House which provides funds for grants for public healthcare professionals on Guam.

The agreement modifies a new provision proposed by the House which prohibits funds for the various elements of development and design of certain future naval ships unless any contract specifies that all auxiliary equipment, including pumps and propulsion shafts are manufactured in the United States.

The agreement modifies a new provision proposed by the House which prohibits funds for the decommissioning the USS FORT WORTH or the USS CORONADO.

The agreement does not retain a provision proposed by the House which requires the Secretary of Defense to provide notification of deployments of Armed forces to locations outside the United States.

The agreement does not retain a new provision proposed by the House which prohibits funding from being used in a manner that does not comply with the requirements in section 365 of the George Floyd Justice in Policing Act of 2020.

The agreement does not retain a new provision proposed by the House which prohibits the use of funds to conduct or prepare for any explosive nuclear weapons test that produces any yield.

The agreement does not retain a new provision proposed by the House which prohibits funds by this Act or any prior Act to con-

struct a wall, fence, border barriers, or border security infrastructure along the southern land border of the United States.

The agreement does not retain a new provision proposed by the House which requires fiscal year 2020 funds that were transferred by the Department and remain unobligated be returned to their original accounts, notwithstanding the transfer authority provided by section 8005.

The agreement does not retain a new provision proposed by the House which prohibits funds for members of the Armed Forces serving on active duty in support of security or immigration enforcement operations at the southern border unless the agency requesting such support enters into an agreement with the Secretary of Defense to reimburse the Department of Defense for all costs incurred by the Department to provide such services.

The agreement modifies a new provision proposed by the House which provides funding for mitigation of military aircraft noise.

The agreement does not retain a new provision proposed by the House which prohibits the use of funds to provide guidance on, review, prepare, approve, or recommend budget request funding levels or initiatives for the Department of Energy.

The agreement does not retain a new provision proposed by the House which provides funding for renaming Army installations, facilities, roads, and streets named after confederate leaders and officers.

The agreement adds a new provision which prohibits funds for the retirement or divestiture of the RQ-4 Global Hawk Block 30 and Block 40 aircraft.

The agreement adds a new provision prohibiting funds for the lease of an icebreaking vessel unless certain conditions are met.

TITLE IX—OVERSEAS CONTINGENCY OPERATIONS/GLOBAL WAR ON TERRORISM

The agreement provides \$68,650,000,000 in Title IX, Overseas Contingency Operations/Global War on Terrorism.

MILITARY PERSONNEL

The agreement provides \$4,602,593,000 for Military Personnel, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

M-1	Budget Request	Final Bill
MILITARY PERSONNEL, ARMY		
BA-1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY	450,089	450,089
RETIRED PAY ACCRUAL	121,524	121,524
BASIC ALLOWANCE FOR HOUSING	121,394	121,394
BASIC ALLOWANCE FOR SUBSISTENCE	16,302	16,302
INCENTIVE PAYS	2,379	2,379
SPECIAL PAYS	25,555	25,555
ALLOWANCES	16,194	16,194
SEPARATION PAY	2,543	2,543
SOCIAL SECURITY TAX	34,432	34,432
TOTAL, BA-1	790,412	790,412
BA-2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY	777,103	777,103
RETIRED PAY ACCRUAL	209,818	209,818
BASIC ALLOWANCE FOR HOUSING	369,533	369,533
INCENTIVE PAYS	1,270	1,270
SPECIAL PAYS	66,121	66,121
ALLOWANCES	45,638	45,638
SEPARATION PAY	4,105	4,105
SOCIAL SECURITY TAX	59,449	59,449
TOTAL, BA-2	1,533,037	1,533,037
BA-4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE	88,317	88,317
SUBSISTENCE-IN-KIND	297,516	297,516
TOTAL, BA-4	385,833	385,833
BA-5: PERMANENT CHANGE OF STATION TRAVEL		
OPERATIONAL TRAVEL	4,456	4,456
ROTATIONAL TRAVEL	1,055	1,055
TOTAL, BA-5	5,511	5,511
BA-6: OTHER MILITARY PERSONNEL COSTS		
INTEREST ON UNIFORMED SERVICES SAVINGS	4,035	4,035
DEATH GRATUITIES	3,100	3,100
UNEMPLOYMENT BENEFITS	19,375	19,375
SGLI EXTRA HAZARD PAYMENTS	6,730	6,730
TOTAL, BA-6	33,240	33,240
TOTAL, MILITARY PERSONNEL, ARMY	2,748,033	2,748,033

M-1	Budget Request	Final Bill
MILITARY PERSONNEL, NAVY		
BA-1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY	76,596	76,596
RETIRED PAY ACCRUAL	20,681	20,681
BASIC ALLOWANCE FOR HOUSING	25,367	25,367
BASIC ALLOWANCE FOR SUBSISTENCE	2,444	2,444
INCENTIVE PAYS	432	432
SPECIAL PAYS	3,647	3,647
ALLOWANCES	7,199	7,199
SOCIAL SECURITY TAX	5,860	5,860
TOTAL, BA-1	142,226	142,226
BA-2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY	87,750	87,750
RETIRED PAY ACCRUAL	23,692	23,692
BASIC ALLOWANCE FOR HOUSING	46,929	46,929
INCENTIVE PAYS	105	105
SPECIAL PAYS	7,849	7,849
ALLOWANCES	14,581	14,581
SOCIAL SECURITY TAX	6,713	6,713
TOTAL, BA-2	187,619	187,619
BA-4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE	9,176	9,176
SUBSISTENCE-IN-KIND	21,664	21,664
TOTAL, BA-4	30,840	30,840
BA-5: PERMANENT CHANGE OF STATION TRAVEL		
ACCESSION TRAVEL	6,202	6,202
OPERATIONAL TRAVEL	60	60
ROTATIONAL TRAVEL	128	128
SEPARATION TRAVEL	5,804	5,804
TOTAL, BA-5	12,194	12,194
BA-6: OTHER MILITARY PERSONNEL COSTS		
UNEMPLOYMENT BENEFITS	7,673	7,673
SGLI EXTRA HAZARD PAYMENTS	1,734	1,734
TOTAL, BA-6	9,407	9,407
TOTAL, MILITARY PERSONNEL, NAVY	382,286	382,286
MILITARY PERSONNEL, MARINE CORPS		
BA-1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY	25,398	25,398
RETIRED PAY ACCRUAL	6,858	6,858
BASIC ALLOWANCE FOR HOUSING	8,861	8,861
BASIC ALLOWANCE FOR SUBSISTENCE	820	820
INCENTIVE PAYS	255	255
SPECIAL PAYS	1,059	1,059
ALLOWANCES	1,338	1,338

M-1	Budget Request	Final Bill
SEPARATION PAY	433	433
SOCIAL SECURITY TAX	1,942	1,942
TOTAL, BA-1	46,964	46,964
BA-2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY	33,876	33,876
RETIRED PAY ACCRUAL	9,148	9,148
BASIC ALLOWANCE FOR HOUSING	21,206	21,206
INCENTIVE PAYS	18	18
SPECIAL PAYS	5,630	5,630
ALLOWANCES	3,932	3,932
SEPARATION PAY	705	705
SOCIAL SECURITY TAX	2,591	2,591
TOTAL, BA-2	77,106	77,106
BA-4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE	3,881	3,881
TOTAL, BA-4	3,881	3,881
BA-6: OTHER MILITARY PERSONNEL COSTS		
INTEREST ON UNIFORMED SERVICES SAVINGS	250	250
SGLI EXTRA HAZARD PAYMENTS	1,742	1,742
TOTAL, BA-6	1,992	1,992
TOTAL, MILITARY PERSONNEL, MARINE CORPS	129,943	129,943
MILITARY PERSONNEL, AIR FORCE		
BA-1: PAY AND ALLOWANCES OF OFFICERS		
BASIC PAY	131,426	131,426
RETIRED PAY ACCRUAL	35,485	35,485
BASIC ALLOWANCE FOR HOUSING	41,038	41,038
BASIC ALLOWANCE FOR SUBSISTENCE	4,221	4,221
SPECIAL PAYS	5,211	5,211
ALLOWANCES	5,547	5,547
SOCIAL SECURITY TAX	10,054	10,054
TOTAL, BA-1	232,982	232,982
BA-2: PAY AND ALLOWANCES OF ENLISTED PERSONNEL		
BASIC PAY	347,182	347,182
RETIRED PAY ACCRUAL	93,739	93,739
BASIC ALLOWANCE FOR HOUSING	147,758	147,758
SPECIAL PAYS	23,799	23,799
ALLOWANCES	26,472	26,472
SOCIAL SECURITY TAX	26,559	26,559
TOTAL, BA-2	665,509	665,509

M-1	Budget Request	Final Bill
BA-4: SUBSISTENCE OF ENLISTED PERSONNEL		
BASIC ALLOWANCE FOR SUBSISTENCE	34,678	34,678
SUBSISTENCE-IN-KIND	130,371	130,371
TOTAL, BA-4	165,049	165,049
BA-6: OTHER MILITARY PERSONNEL COSTS		
DEATH GRATUITIES	200	200
UNEMPLOYMENT BENEFITS	8,447	8,447
SGLI EXTRA HAZARD PAYMENTS	4,981	4,981
TOTAL, BA-6	13,628	13,628
TOTAL, MILITARY PERSONNEL, AIR FORCE	1,077,168	1,077,168
RESERVE PERSONNEL, ARMY		
BA-1: UNIT AND INDIVIDUAL TRAINING		
SPECIAL TRAINING	33,414	33,414
TOTAL, BA-1	33,414	33,414
TOTAL, RESERVE PERSONNEL, ARMY	33,414	33,414
RESERVE PERSONNEL, NAVY		
BA-1: UNIT AND INDIVIDUAL TRAINING		
SPECIAL TRAINING	11,771	11,771
TOTAL, BA-1	11,771	11,771
TOTAL, RESERVE PERSONNEL, NAVY	11,771	11,771
RESERVE PERSONNEL, MARINE CORPS		
BA-1: UNIT AND INDIVIDUAL TRAINING		
SPECIAL TRAINING	2,001	2,001
ADMINISTRATION AND SUPPORT	47	47
TOTAL, BA-1	2,048	2,048
TOTAL, RESERVE PERSONNEL, MARINE CORPS	2,048	2,048
RESERVE PERSONNEL, AIR FORCE		
BA-1: UNIT AND INDIVIDUAL TRAINING		
SPECIAL TRAINING	16,816	16,816
TOTAL, BA-1	16,816	16,816
TOTAL, RESERVE PERSONNEL, AIR FORCE	16,816	16,816

M-1	Budget Request	Final Bill
NATIONAL GUARD PERSONNEL, ARMY		
BA-1: UNIT AND INDIVIDUAL TRAINING		
PAY GROUP A TRAINING (15 DAYS and DRILLS 24/48)	62,718	62,718
SCHOOL TRAINING	3,752	3,752
SPECIAL TRAINING	107,242	107,242
ADMINISTRATION AND SUPPORT	21,602	21,602
TOTAL, BA-1	195,314	195,314
TOTAL, NATIONAL GUARD PERSONNEL, ARMY	195,314	195,314
NATIONAL GUARD PERSONNEL, AIR FORCE		
BA-1: UNIT AND INDIVIDUAL TRAINING		
SPECIAL TRAINING	5,800	5,800
TOTAL, BA-1	5,800	5,800
TOTAL, NATIONAL GUARD PERSONNEL, AIR FORCE	5,800	5,800
TOTAL, MILITARY PERSONNEL	4,602,593	4,602,593

OPERATION AND MAINTENANCE

The agreement provides \$58,832,051,000 for Operation and Maintenance, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

O-1	Budget Request	Final Bill
OPERATION AND MAINTENANCE, ARMY		
111	MANEUVER UNITS	4,114,001
	Insufficient justification	3,764,001
	Reduce program growth - Dynamic Force Employment	-100,000
		-250,000
113	ECHELONS ABOVE BRIGADE	32,811
		32,811
114	THEATER LEVEL ASSETS	2,542,760
	Unjustified growth	2,497,760
		-45,000
115	LAND FORCES OPERATIONS SUPPORT	162,557
	Unjustified growth	147,557
		-15,000
116	AVIATION ASSETS	204,396
		204,396
121	FORCE READINESS OPERATIONS SUPPORT	5,716,734
	Unjustified growth	6,616,734
	Transfer from title II	-100,000
		1,000,000
122	LAND FORCES SYSTEMS READINESS	180,048
	Unjustified growth	150,048
		-30,000
123	LAND FORCES DEPOT MAINTENANCE	81,125
		81,125
131	BASE OPERATIONS SUPPORT	219,029
	Insufficient justification	194,029
		-25,000
	FACILITIES SUSTAINMENT, RESTORATION AND MODERNIZATION	
132	MODERNIZATION	301,017
	Insufficient justification	226,017
		-75,000
135	ADDITIONAL ACTIVITIES	966,649
		966,649
136	COMMANDERS' EMERGENCY RESPONSE PROGRAM	2,500
	Excess to need	2,000
		-500
137	RESET	403,796
		403,796
141	US AFRICA COMMAND	100,422
		100,422
142	US EUROPEAN COMMAND	120,043
		120,043
151	CYBERSPACE ACTIVITIES - CYBERSPACE OPERATIONS	98,461
		98,461
153	CYBERSPACE ACTIVITIES - CYBERSECURITY	21,256
		21,256
212	ARMY PREPOSITIONED STOCK	103,052
		103,052

O-1	Budget Request	Final Bill
321 SPECIALIZED SKILL TRAINING	89,943	89,943
324 TRAINING SUPPORT	2,550	2,550
421 SERVICEWIDE TRANSPORTATION	521,090	521,090
422 CENTRAL SUPPLY ACTIVITIES	43,897	43,897
423 LOGISTICS SUPPORT ACTIVITIES	68,423	68,423
424 AMMUNITION MANAGEMENT	29,162	29,162
432 SERVICEWIDE COMMUNICATIONS	11,447	11,447
434 OTHER PERSONNEL SUPPORT	5,839	5,839
437 REAL ESTATE MANAGEMENT	48,782	48,782
441 INTERNATIONAL MILITARY HEADQUARTERS	50,000	50,000
411 OTHER PROGRAMS	895,964	895,964
TOTAL, OPERATION AND MAINTENANCE, ARMY	17,137,754	17,497,254
OPERATION AND MAINTENANCE, NAVY		
1A1A MISSION AND OTHER FLIGHT OPERATIONS	382,062	375,062
Insufficient justification		-7,000
1A3A AVIATION TECHNICAL DATA & ENGINEERING SVCS	832	832
1A4A AIR OPERATIONS AND SAFETY SUPPORT	17,840	17,840
1A4N AIR SYSTEMS SUPPORT	210,692	210,692
1A5A AIRCRAFT DEPOT MAINTENANCE	170,580	170,580
1A6A AIRCRAFT DEPOT OPERATIONS SUPPORT	5,854	5,854
1A9A AVIATION LOGISTICS	33,707	26,707
Insufficient justification		-7,000
1B1B MISSION AND OTHER SHIP OPERATIONS	5,817,696	5,686,556
Insufficient justification		-140,000
Program increase only for USS FORT WORTH and USS CORONADO		8,860
1B2B SHIP OPERATIONS SUPPORT & TRAINING	20,741	20,741
1B4B SHIP DEPOT MAINTENANCE	2,072,470	3,089,893
Transfer from title II		1,017,423

O-1	Budget Request	Final Bill
1C1C COMBAT COMMUNICATIONS	59,254	59,254
1C3C SPACE SYSTEMS AND SURVEILLANCE	18,000	18,000
1C4C WARFARE TACTICS	17,324	17,324
1C5C OPERATIONAL METEOROLOGY AND OCEANOGRAPHY	22,581	22,581
1C6C COMBAT SUPPORT FORCES Insufficient justification	772,441	757,441 -15,000
EQUIPMENT MAINTENANCE AND DEPOT OPERATIONS		
1C7C SUPPORT	5,788	5,788
1CCM COMBATANT COMMANDERS DIRECT MISSION SUPPORT	24,800	24,800
1CCY CYBERSPACE ACTIVITIES	369	369
1D4D WEAPONS MAINTENANCE Transfer from title II	567,247	578,022 10,775
1D7D OTHER WEAPON SYSTEMS SUPPORT	12,571	12,571
BSM1 FSRM	70,041	70,041
BSS1 BASE OPERATING SUPPORT	218,792	218,792
2C1H EXPEDITIONARY HEALTH SERVICES SYSTEMS	22,589	22,589
3B1K SPECIALIZED SKILL TRAINING	53,204	53,204
4A1M ADMINISTRATION	9,983	9,983
4A4M MILITARY MANPOWER AND PERSONNEL MANAGEMENT	7,805	7,805
4B1N SERVICEWIDE TRANSPORTATION	72,097	72,097
4B3N ACQUISITION AND PROGRAM MANAGEMENT	11,354	11,354
4C1P INVESTIGATIVE AND SECURITY SERVICES	1,591	1,591
TOTAL, OPERATION AND MAINTENANCE, NAVY	10,700,305	11,568,363
OPERATION AND MAINTENANCE, MARINE CORPS		
1A1A OPERATIONAL FORCES Insufficient justification Transfer from title II - European Deterrence Initiative full request	727,989	744,056 -22,000 38,067
1A2A FIELD LOGISTICS Program decreases unaccounted for	195,001	185,001 -10,000

O-1	Budget Request	Final Bill
1A3A DEPOT MAINTENANCE	55,183	55,183
1CCY CYBERSPACE ACTIVITIES	10,000	10,000
BSS1 BASE OPERATING SUPPORT	24,569	24,569
3B4D TRAINING SUPPORT	28,458	28,458
4A3G SERVICEWIDE TRANSPORTATION	61,400	61,400
TOTAL, OPERATION AND MAINTENANCE, MARINE CORPS	1,102,600	1,108,667
OPERATION AND MAINTENANCE, AIR FORCE		
11A PRIMARY COMBAT FORCES	125,551	121,551
Insufficient justification		-4,000
11C COMBAT ENHANCEMENT FORCES	916,538	881,538
Insufficient justification		-35,000
11D AIR OPERATIONS TRAINING	93,970	93,970
11M DEPOT MAINTENANCE	3,528,059	3,460,059
Insufficient justification		-75,000
Program increase - RQ-4B		7,000
11R REAL PROPERTY MAINTENANCE	147,264	147,264
11V CYBERSPACE SUSTAINMENT	10,842	10,842
11W CONTRACTOR LOGISTICS SUPPORT AND SYSTEM SUPPORT	7,187,100	7,987,100
Insufficient justification		-200,000
Transfer from title II		1,000,000
11Y FLYING HOUR PROGRAM	2,031,548	2,015,548
Insufficient justification		-16,000
11Z BASE OPERATING SUPPORT	1,540,444	1,495,444
Insufficient justification		-45,000
12A GLOBAL C3I AND EARLY WARNING	13,709	13,709
12C OTHER COMBAT OPS SPT PROGRAMS	345,800	348,800
Department requested transfer from line 44A		28,000
Unjustified growth		-25,000
12D CYBERSPACE ACTIVITIES	17,936	17,936
12F TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	36,820	36,820
13A LAUNCH FACILITIES	70	70

O-1	Budget Request	Final Bill
13C SPACE CONTROL SYSTEMS	1,450	1,450
15C US NORTHCOM/NORAD	725	725
15D US STRATCOM	856	856
15E US CYBERCOM	35,189	35,189
15F US CENTCOM	126,934	156,134
Department requested transfer from line 42G		44,200
Unjustified request for OSC-I		-15,000
21A AIRLIFT OPERATIONS	1,271,439	1,261,439
Insufficient justification		-10,000
21D MOBILIZATION PREPAREDNESS	120,866	120,866
31A OFFICER ACQUISITION	200	200
31B RECRUIT TRAINING	352	352
32A SPECIALIZED SKILL TRAINING	27,010	27,010
32B FLIGHT TRAINING	844	844
32C PROFESSIONAL DEVELOPMENT EDUCATION	1,199	1,199
32D TRAINING SUPPORT	1,320	1,320
41A LOGISTICS OPERATIONS	164,701	164,701
41B TECHNICAL SUPPORT ACTIVITIES	11,782	11,782
42A ADMINISTRATION	3,886	3,886
42B SERVICEWIDE COMMUNICATIONS	355	355
42G OTHER SERVICEWIDE ACTIVITIES	100,831	56,631
Department requested transfer to line 15F		-44,200
44A INTERNATIONAL SUPPORT	29,928	1,928
Department requested transfer to line 12C		-28,000
43A OTHER PROGRAMS	34,502	34,502
UND UNJUSTIFIED GROWTH		-50,000
UND PROGRAM DECREASE UNACCOUNTED FOR		-30,000
TOTAL, OPERATION AND MAINTENANCE, AIR FORCE	17,930,020	18,432,020

O-1	Budget Request	Final Bill
OPERATION AND MAINTENANCE, SPACE FORCE		
12A GLOBAL C3I & EARLY WARNING	227	227
13A SPACE LAUNCH OPERATIONS	321	321
13C SPACE OPERATIONS	15,135	15,135
13M DEPOT MAINTENANCE	18,268	18,268
13W CONTRACTOR LOGISTICS & SYSTEMS SUPPORT	43,164	43,164
TOTAL, OPERATION AND MAINTENANCE, SPACE FORCE	77,115	77,115
OPERATION AND MAINTENANCE, DEFENSE-WIDE		
1PL1 JOINT CHIEFS OF STAFF	3,799	3,799
8PL1 JOINT CHIEFS OF STAFF CE2T2	6,634	6,634
SPECIAL OPERATIONS COMMAND COMBAT DEVELOPMENT		
1PL6 ACTIVITIES	898,024	900,984
Program increase - combat loss replacement		2,960
1PLU SPECIAL OPERATIONS COMMAND INTELLIGENCE	1,244,553	1,253,618
Program increase - classified adjustment		10,000
Repricing SOFIS contractor FTE		-935
1PL7 SPECIAL OPERATIONS COMMAND MAINTENANCE	354,951	354,284
Inflation unaccounted for in program elimination		-667
1PLV SPECIAL OPERATIONS COMMAND OPERATIONAL SUPPORT	104,535	104,535
1PLR SPECIAL OPERATIONS COMMAND THEATER FORCES	757,744	751,244
Excess to need - Section 1202/maintain program affordability		-6,500
4GT6 DEFENSE CONTRACT AUDIT AGENCY	1,247	1,247
4GTO DEFENSE CONTRACT MANAGEMENT AGENCY	21,723	21,723
4GTJ DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	0	13,247
Program increase - defense-wide review reductions funding restoration		13,247
4GT9 DEFENSE INFORMATION SYSTEMS AGENCY	56,256	81,133
Program increase		24,877
4GU9 DEFENSE INFORMATION SYSTEMS AGENCY - CYBER	3,524	3,524
4GTA DEFENSE LEGAL SERVICES AGENCY	156,373	151,373
Program decrease unaccounted for		-5,000

O-1	Budget Request	Final Bill
ES18 DEFENSE MEDIA ACTIVITY	3,555	14,377
Program increase - defense-wide review reductions funding restoration		10,822
4GTD DEFENSE SECURITY COOPERATION AGENCY	1,557,763	1,528,603
Program increase - International Security Cooperation Programs with countries in AFRICOM		55,840
Program increase - International Security Cooperation Programs - EUCOM - Baltic Security Initiative		25,000
Program increase - Ukraine Security Assistance Initiative		25,000
Transfer from Counter-ISIS Train and Equip Fund to International Security Cooperation Programs - CENTCOM - Iraq		45,000
Program adjustment - Lift and Sustain Program		-100,000
Program adjustment - Coalition Support Funds		-80,000
4GTI DEFENSE THREAT REDUCTION AGENCY	297,486	297,486
4GTN OFFICE OF THE SECRETARY OF DEFENSE	16,984	16,984
4GTQ WASHINGTON HEADQUARTERS SERVICES	1,997	1,997
999 OTHER PROGRAMS	535,106	535,106
TOTAL, OPERATION AND MAINTENANCE, DEFENSE-WIDE	6,022,254	6,041,898
OPERATION AND MAINTENANCE, ARMY RESERVE		
113 ECHELONS ABOVE BRIGADE	17,193	17,193
121 FORCES READINESS OPERATIONS SUPPORT	440	440
131 BASE OPERATIONS SUPPORT	15,766	15,766
TOTAL, OPERATION AND MAINTENANCE, ARMY RESERVE	33,399	33,399
OPERATION AND MAINTENANCE, NAVY RESERVE		
1A3A INTERMEDIATE MAINTENANCE	522	522
1A5A AIRCRAFT DEPOT MAINTENANCE	11,861	11,861
1C6C COMBAT SUPPORT FORCES	9,109	9,109
TOTAL, OPERATION AND MAINTENANCE, NAVY RESERVE	21,492	21,492

O-1	Budget Request	Final Bill
OPERATION AND MAINTENANCE, MARINE CORPS RESERVE		
1A1A OPERATING FORCES	7,627	7,627
BSS1 BASE OPERATING SUPPORT	1,080	1,080
TOTAL, OPERATION & MAINTENANCE, MARINE CORPS RESERVE	8,707	8,707
OPERATION AND MAINTENANCE, AIR FORCE RESERVE		
11M DEPOT MAINTENANCE	24,408	24,408
11Z BASE OPERATING SUPPORT	5,682	5,682
TOTAL, OPERATION AND MAINTENANCE, AIR FORCE RESERVE	30,090	30,090
OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD		
111 MANEUVER UNITS	25,746	25,746
112 MODULAR SUPPORT BRIGADES	40	40
113 ECHELONS ABOVE BRIGADE	983	983
114 THEATER LEVEL ASSETS	22	22
116 AVIATION ASSETS	20,624	20,624
121 FORCE READINESS OPERATIONS SUPPORT	7,914	7,914
131 BASE OPERATIONS SUPPORT	24,417	24,417
432 SERVICEWIDE COMMUNICATIONS	46	46
TOTAL, OPERATION & MAINTENANCE, ARMY NATIONAL GUARD	79,792	79,792
OPERATION AND MAINTENANCE, AIR NATIONAL GUARD		
11G MISSION SUPPORT OPERATIONS	3,739	3,739
11M DEPOT MAINTENANCE	61,862	61,862
11W CONTRACTOR LOGISTICS SUPPORT AND SYSTEM SUPPORT	97,108	97,108
11Z BASE SUPPORT	12,933	12,933
TOTAL, OPERATION & MAINTENANCE, AIR NATIONAL GUARD	175,642	175,642

O-1	Budget Request	Final Bill
AFGHANISTAN SECURITY FORCES FUND		
Afghan National Army	1,235,067	1,235,067
Sustainment	1,065,932	1,065,932
Infrastructure	64,501	64,501
Equipment and Transportation	47,854	47,854
Training and Operations	56,780	56,780
Afghan National Police	602,172	602,172
Sustainment	434,500	434,500
Infrastructure	448	448
Equipment and Transportation	108,231	108,231
Training and Operations	58,993	58,993
Afghan Air Force	835,924	835,924
Sustainment	534,102	534,102
Infrastructure	9,532	9,532
Equipment and Transportation	58,487	58,487
Training and Operations	233,803	233,803
Afghan Special Security Forces	1,342,449	1,342,449
Sustainment	680,024	680,024
Infrastructure	2,532	2,532
Equipment and Transportation	486,808	486,808
Training and Operations	173,085	173,085
Undistributed Reduction		-968,000
TOTAL, AFGHANISTAN SECURITY FORCES FUND	4,015,612	3,047,612
COUNTER-ISIS TRAIN AND EQUIP FUND		
Iraq Train and Equip	645,000	510,000
Program decrease		-90,000
Transfer to International Security Cooperation Programs		-45,000
Syria Train and Equip	200,000	200,000
TOTAL, COUNTER-ISIS TRAIN AND EQUIP FUND	845,000	710,000
TOTAL, OPERATION AND MAINTENANCE	58,179,782	58,832,051

BALTIC SECURITY INITIATIVE

The agreement supports the Baltic states of Estonia, Latvia, and Lithuania through the Baltic Security Initiative. The agreement includes the budget request of \$143,712,500 and an additional \$25,000,000, for a total of \$168,712,500 in International Security Cooperation Programs for the Initiative. The budget request included \$45,000,000 for Baltic air defense programs which shall not be subject to International Security Cooperation Program prior notification requirements. Funds provided above the budget request also shall not be subject to prior notification requirements. The Secretary of Defense shall provide, not later than 90 days after the enactment of this Act, a spend plan for the use of the additional funds. Additionally, not later than 180 days after the enactment of this Act, the Secretary of Defense, in coordination with the Secretary of State, is directed to submit a multi-year strategy and spend plan to the congressional defense committees for the Baltic Security Initiative describing the goals, objectives, and milestones for programs such as air defense, maritime situational awareness, ammunition, special forces, and C4ISR, and the benefits of such programs for deterrence. The strategy shall also include information on the capabilities of each country and their financial contributions towards their own security, the NATO alliance, and programs supported by the Initiative.

EFFORTS TO MINIMIZE CIVILIAN CASUALTIES

The agreement supports efforts by the Department of Defense to minimize civilian casualties and fully funds the request for resources to improve tracking of civilian casualties.

EX GRATIA PAYMENTS

The agreement includes sufficient funding for the Office of the Secretary of Defense under the Operation and Maintenance, Defense-Wide appropriation, for payments made to redress injury and loss pursuant to section 1213 of the National Defense Authorization Act for Fiscal Year 2020 (Public Law 116-92).

AFGHANISTAN SECURITY FORCES FUND

The agreement does not include funding for major capital projects, major upgrades, or the procurement of new systems, including the request for ten CH-47 helicopters.

The Secretary of Defense is directed to continue to provide budget justification materials that include the budget request amount, the appropriated amount, and the obligation amount by line item, for the prior two fiscal years. In addition, concurrent with the submission of each financial activity plan (FAP), the Secretary of Defense shall provide the congressional defense committees with line item detail of planned funding movements within each sub-activity group using line item titles from the appropriate year's budget justification submission. Any line item that did not appear in the budget justification submission shall be delineated as a new line item in the line item detail accompanying the FAP.

COUNTER-ISIS TRAIN AND EQUIP FUND

The agreement continues support under this heading for the Iraqi Security Forces, Kurdish Peshmerga, and the Syrian Democratic Forces to participate in activities to counter ISIS and associated groups. This includes stipend support to the Ministry of Peshmerga Affairs, if necessary, to ensure the Peshmerga's continued ability to conduct operations against ISIS. The agreement also continues the requirement that the Secretary of Defense ensure elements are appropriately vetted and receiving commitments from them to promote respect for human rights and the rule of law.

No funds were requested for the Badr Organization or for the Iraqi Popular Mobilization Forces and none are provided by this Act.

ENHANCED BORDER SECURITY FUNDING

The agreement continues to provide funding to reimburse partner nations for expenses incurred to enhance border security. Changes made to the Act to combine border security funding sources are intended to simplify Department of Defense accounting and streamline congressional oversight, thereby ensuring full visibility into the funding requirements of recipient countries. The agreement includes \$250,000,000 for border security reimbursements. This is in addition to fiscal year 2020 funds that remain in the Counter-ISIS Train and Equip Fund that can be used for border security reimbursements in fiscal year 2021. The agreement encourages the Secretary of Defense to submit future budget requests in amounts that ensure that the reimbursements needs of all recipient countries are fully met.

JORDAN

The agreement includes funding at levels consistent with prior years for Jordan.

PROCUREMENT

The agreement provides \$6,370,713,000 for Procurement, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[In thousands of dollars]

P-1	Budget Request	Final Bill
AIRCRAFT PROCUREMENT, ARMY		
2 MQ-1 UAV Program increase - additional aircraft	0	110,000 110,000
9 AH-64 APACHE BLOCK IIIB NEW BUILD	69,154	69,154
14 CH-47	50,472	50,472
17 MQ-1 PAYLOAD Justification does not match need	5,968	0 -5,968
20 MULTI SENSOR ABN RECON	122,520	122,520
26 EMARSS SEMA MODS	26,460	26,460
30 DEGRADED VISUAL ENVIRONMENT	1,916	1,916
33 RQ-7 UAV MODS Program increase	0	30,000 30,000
37 CMWS	149,162	149,162
38 COMMON INFRARED COUNTERMEASURES (CIRCM)	32,400	32,400
41 AIRCREW INTEGRATED SYSTEMS	3,028	3,028
TOTAL, AIRCRAFT PROCUREMENT, ARMY	461,080	595,112
MISSILE PROCUREMENT, ARMY		
2 M-SHORAD	158,300	158,300
3 MSE MISSILE	176,585	176,585
6 HELLFIRE SYSTEM SUMMARY	236,265	236,265
11 GUIDED MLRS ROCKET (GMLRS)	127,015	127,015
15 LETHAL MINIATURE AERIAL MISSILE SYSTEM Acquisition strategy	84,993	0 -84,993
17 ATACMS MODS	78,434	78,434
22 MLRS MODS	20,000	20,000
TOTAL, MISSILE PROCUREMENT, ARMY	881,592	796,599

P-1	Budget Request	Final Bill	
PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY			
16	MULTI-ROLE ANTI-ARMOR ANTI-PERSONNEL WEAPON SYS	4,765	4,765
19	MORTAR SYSTEMS	10,460	10,460
TOTAL, PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY		15,225	15,225
PROCUREMENT OF AMMUNITION, ARMY			
1	CTG, 5.56MM, ALL TYPES	567	567
2	CTG, 7.62MM, ALL TYPES	40	40
4	CTG, HANDGUN, ALL TYPES	17	17
5	CTG, .50 CAL, ALL TYPES	189	189
7	CTG, 30MM, ALL TYPES	24,900	24,900
16	PROJ 155MM EXTENDED RANGE M982 E80103 unit cost savings	29,213	22,420 -6,793
17	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL TYPES	21,675	21,675
20	SHOULDER LAUNCHED MUNITIONS, ALL TYPES	176	176
21	ROCKET, HYDRA 70, ALL TYPES	33,880	33,880
29	ITEMS LESS THAN \$5M (AMMO)	11	11
TOTAL, PROCUREMENT OF AMMUNITION, ARMY		110,668	103,875
OTHER PROCUREMENT, ARMY			
13	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	6,500	6,500
14	PLS ESP Anticipated unit cost savings	15,163	13,375 -1,788
17	TACTICAL WHEELED VEHICLE PROTECTION KITS	27,066	27,066
30	TRANSPORTABLE TACTICAL COMMAND COMMUNICATIONS Program increase - AFRICOM	2,700	3,700 1,000
32	ASSURED POSITIONING, NAVIGATION AND TIMING	12,566	12,566
33	SMART-T (SPACE)	289	289
34	GLOBAL BROADCAST SERVICE (GBS)	319	319
37	HANDHELD MANPACK SMALL FORM FIT (HMS) Program increase - AFRICOM combat communications	0	1,500 1,500

P-1		Budget Request	Final Bill
45	FAMILY OF MED COMM FOR COMBAT CASUALTY CARE	1,257	1,257
48	CI AUTOMATION ARCHITECTURE	1,230	1,230
52	COMMUNICATIONS SECURITY (COMSEC)	128	128
57	BASE SUPPORT COMMUNICATIONS	0	1,000
	Program increase - AFRICOM long haul communications		1,000
58	INFORMATION SYSTEMS	15,277	15,277
62	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM	74,004	74,004
68	DCGS-A	47,709	47,709
70	TROJAN	1,766	1,766
71	MOD OF IN-SVC EQUIPMENT (INTEL SUPPORT)	61,450	61,450
73	BIOMETRIC TACTICAL COLLECTION DEVICES	12,337	12,337
80	FAMILY OF PERSISTENT SURVEILLANCE CAP	44,293	42,043
	Unjustified baseline avionics kit cost growth		-2,250
81	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	49,100	40,913
	Reduce prior year carryover		-8,187
83	SENTINEL MODS	33,496	33,496
84	NIGHT VISION DEVICES	643	643
87	RADIATION MONITORING SYSTEMS	11	0
	Excess to need		-11
88	INDIRECT FIRE PROTECTION FAMILY OF SYSTEMS	37,000	41,000
	Program increase - AFRICOM		4,000
94	COMPUTER BALLISTICS: LHMCB XM32	280	280
95	MORTAR FIRE CONTROL SYSTEM	13,672	13,672
100	AIR AND MSL DEFENSE PLANNING & CONTROL SYS	15,143	15,143
109	ARMY TRAINING MODERNIZATION	4,688	4,688
110	AUTOMATED DATA PROCESSING EQUIPMENT	16,552	16,552
121	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	25,480	25,480
122	BASE DEFENSE SYSTEMS (BDS)	98,960	98,960
123	CBRN DEFENSE	18,887	18,887
125	TACTICAL BRIDGING	50,400	50,400

P-1	Budget Request	Final Bill
137 RENDER SAFE SETS KITS OUTFITS	84,000	80,730
Unit cost discrepancies		-3,270
140 HEATERS AND ECUS	370	370
142 PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS)	3,721	3,721
145 FORCE PROVIDER	56,400	56,400
146 FIELD FEEDING EQUIPMENT	2,279	2,279
147 CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM	2,040	2,040
150 DISTRIBUTION SYSTEMS, PETROLEUM & WATER	4,374	4,374
151 COMBAT SUPPORT MEDICAL	6,390	6,390
152 MOBILE MAINTENANCE EQUIPMENT SYSTEMS	7,769	7,769
153 ITEMS LESS THAN \$5M (MAINT EQ)	184	184
156 LOADERS	3,190	3,190
157 HYDRAULIC EXCAVATOR	7,600	7,600
158 TRACTOR, FULL TRACKED	7,450	7,450
160 HIGH MOBILITY ENGINEER EXCAVATOR (HMEE)	3,703	3,703
162 CONST EQUIP ESP	657	657
167 GENERATORS AND ASSOCIATED EQUIP	106	106
169 FAMILY OF FORKLIFTS	1,885	1,885
180 RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT	8,500	8,500
181 PHYSICAL SECURITY SYSTEMS (OPA3)	3,248	12,000
Requirement no longer valid		-3,248
Program increase - AFRICOM force protection upgrades		12,000
185 BUILDING, PRE-FAB, RELOCATABLE	31,845	31,845
TOTAL, OTHER PROCUREMENT, ARMY	924,077	924,823

P-1	Budget Request	Final Bill
AIRCRAFT PROCUREMENT, NAVY		
24	STUASLO UAV USMC air vehicle unit cost adjustment	7,921 7,585 -336
53	COMMON ECM EQUIPMENT	3,474 3,474
55	COMMON DEFENSIVE WEAPON SYSTEM	3,339 3,339
64	QRC	18,507 18,507
TOTAL, AIRCRAFT PROCUREMENT, NAVY		33,241 32,905
WEAPONS PROCUREMENT, NAVY		
12	HELLFIRE	5,572 5,572
TOTAL, WEAPONS PROCUREMENT, NAVY		5,572 5,572
PROCUREMENT OF AMMO, NAVY & MARINE CORPS		
1	GENERAL PURPOSE BOMBS Q2191 BLU-111 previously funded Q2160 BLU-117 prior year carryover	8,068 5,005 -2,910 -153
2	JDAM	15,529 15,529
3	AIRBORNE ROCKETS, ALL TYPES MK-66 rocket motor contract delays	23,000 10,149 -12,851
4	MACHINE GUN AMMUNITION	22,600 22,600
6	CARTRIDGES & CART ACTUATED DEVICES	3,927 3,927
7	AIR EXPENDABLE COUNTERMEASURES	15,978 15,978
8	JATOS	2,100 2,100
11	OTHER SHIP GUN AMMUNITION M72A8 LAW early to need	2,611 7 -2,604
12	SMALL ARMS & LANDING PARTY AMMO	1,624 1,624
13	PYROTECHNIC AND DEMOLITION	505 505
TOTAL, PROCUREMENT OF AMMO, NAVY & MARINE CORPS		95,942 77,424
OTHER PROCUREMENT, NAVY		
28	STANDARD BOATS	19,104 19,104
35	SMALL & MEDIUM UUV	2,946 2,946
43	FIXED SURVEILLANCE SYSTEM	213,000 213,000

P-1	Budget Request	Final Bill
92 SONOBUOYS - ALL TYPES	26,196	26,196
95 AIRCRAFT SUPPORT EQUIPMENT	60,217	60,217
110 EXPLOSIVE ORDNANCE DISPOSAL EQUIPMENT	2,124	2,124
115 PASSENGER CARRYING VEHICLES	177	0
Unjustified request		-177
116 GENERAL PURPOSE TRUCKS	416	0
Unjustified request		-416
118 FIRE FIGHTING EQUIPMENT	801	0
Unjustified request		-801
125 FIRST DESTINATION TRANSPORTATION	520	0
Unjustified request		-520
128 TRAINING AND EDUCATION EQUIPMENT	11,500	11,500
130 MEDICAL SUPPORT EQUIPMENT	3,525	3,525
136 PHYSICAL SECURITY EQUIPMENT	3,000	3,000
TOTAL, OTHER PROCUREMENT, NAVY	343,526	341,612
PROCUREMENT, MARINE CORPS		
12 GUIDED MLRS ROCKET (GMLRS)	17,456	17,456
15 MODIFICATION KITS	4,200	4,200
21 INTELLIGENCE SUPPORT EQUIPMENT	10,124	10,124
38 MOTOR TRANSPORT MODIFICATIONS	16,183	16,183
TOTAL, PROCUREMENT, MARINE CORPS	47,963	47,963
AIRCRAFT PROCUREMENT, AIR FORCE		
13 COMBAT RESCUE HELICOPTER	174,000	174,000
20 MQ-9	142,490	343,600
Program increase - 16 aircraft		285,700
Production line shutdown ahead of need		-75,990
ECP excess to need		-8,600
21 RQ-20 PUMA	13,770	13,770
26 LAIRCM	57,521	46,321
C-130J carryover		-11,200
46 U-2 MODS	9,600	9,600

P-1		Budget Request	Final Bill
55	COMPASS CALL	12,800	11,300
	CLEAVER installations ahead of need		-1,500
66	HC/MC-130 MODIFICATIONS	58,020	55,793
	Situational awareness unit cost growth		-2,227
69	MQ-9 UAS PAYLOADS	46,100	63,500
	Program increase - Gorgon Stare operational loss		17,400
70	CV-22 MODS	6,290	6,290
71	INITIAL SPARES/REPAIR PARTS	10,700	10,700
72	MQ-9	12,250	12,250
73	AIRCRAFT REPLACEMENT SUPPORT EQUIPMENT	25,614	25,614
TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE		569,155	772,738
MISSILE PROCUREMENT, AIR FORCE			
4	JASSM	30,000	30,000
8	HELLFIRE	143,420	143,420
9	SMALL DIAMETER BOMB	50,352	50,352
TOTAL, MISSILE PROCUREMENT, AIR FORCE		223,772	223,772
PROCUREMENT OF AMMUNITION, AIR FORCE			
1	ROCKETS	19,489	19,489
2	CARTRIDGES	40,434	40,434
4	GENERAL PURPOSE BOMBS	369,566	369,566
6	JOINT DIRECT ATTACK MUNITION	237,723	237,723
15	FLARES	21,171	21,171
16	FUZES	107,855	91,017
	FMU-139D/B excess		-16,838
17	SMALL ARMS	6,217	6,217
TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE		802,455	785,617
OTHER PROCUREMENT, AIR FORCE			
1	PASSENGER CARRYING VEHICLES	1,302	1,302
2	MEDIUM TACTICAL VEHICLE	3,400	3,400
4	CARGO AND UTILITY VEHICLES	12,475	12,475

P-1		Budget Request	Final Bill
5	JOINT LIGHT TACTICAL VEHICLE	26,150	26,150
7	SPECIAL PURPOSE VEHICLES	51,254	51,254
8	FIRE FIGHTING/CRASH RESCUE VEHICLES	24,903	24,903
9	MATERIALS HANDLING VEHICLES	14,167	14,167
10	RUNWAY SNOW REMOVAL AND CLEANING EQUIPMENT	5,759	5,759
11	BASE MAINTENANCE SUPPORT VEHICLES	20,653	20,653
26	GENERAL INFORMATION TECHNOLOGY	5,100	5,100
31	AIR FORCE PHYSICAL SECURITY SYSTEM	56,496	56,496
49	BASE COMM INFRASTRUCTURE	30,717	30,717
55	ENGINEERING AND EOD EQUIPMENT	13,172	13,172
56	MOBILITY EQUIPMENT	33,694	33,694
57	FUEL SUPPORT EQUIPMENT (FSE)	1,777	1,777
58	BASE MAINTENANCE AND SUPPORT EQUIPMENT	31,620	31,620
61	DCGS-AF	18,700	18,700
65	SPARES AND REPAIR PARTS	4,000	4,000
TOTAL, OTHER PROCUREMENT, AIR FORCE		355,339	355,339
PROCUREMENT, DEFENSE-WIDE			
16	DEFENSE INFORMATION SYSTEM NETWORK	6,120	6,120
27	COUNTER IMPROVISED THREAT TECHNOLOGIES	2,540	2,540
999	CLASSIFIED PROGRAMS	3,500	3,500
56	MANNED ISR	5,000	45,120
	Program increase - combat loss replacement		40,120
57	MC-12	5,000	5,000
60	UNMANNED ISR	8,207	8,207
62	U-28	0	24,711
	Program increase - combat loss replacement		24,711
70	ORDNANCE ITEMS LESS THAN \$5M	105,355	105,355
71	INTELLIGENCE SYSTEMS	16,234	16,234
73	OTHER ITEMS LESS THAN \$5M	984	984

P-1	Budget Request	Final Bill
76 TACTICAL VEHICLES	2,990	2,990
77 WARRIOR SYSTEMS LESS THAN \$5M	32,573	38,873
Program increase - M4 carbine URG-I kits		6,300
78 COMBAT MISSION REQUIREMENTS	10,000	10,000
80 OPERATIONAL ENHANCEMENTS INTELLIGENCE	6,724	6,724
81 OPERATIONAL ENHANCEMENTS	53,264	65,779
Program increase - combat loss replacement		12,515
TOTAL, PROCUREMENT, DEFENSE-WIDE	258,491	342,137
NATIONAL GUARD AND RESERVE EQUIPMENT	0	950,000
TOTAL, PROCUREMENT	5,128,098	6,370,713

NATIONAL GUARD AND RESERVE EQUIPMENT

The agreement provides \$950,000,000 for National Guard and Reserve Equipment. Of that amount \$285,000,000 is designated for the Army National Guard; \$285,000,000 for the Air National Guard; \$155,000,000 for the Army Reserve; \$52,500,000 for the Navy Reserve; \$17,500,000 for the Marine Corps Reserve; and \$155,000,000 for the Air Force Reserve.

This funding will allow the reserve components to procure high priority equipment that may be used for combat and domestic response missions. Current reserve component equipping levels are among the highest in recent history, and the funding provided by the agreement will help ensure component interoperability and sustained reserve component modernization. The agreement directs the component commanders of the Army Reserve, Marine Forces Reserve, Air Force Reserve, Army National Guard and Air National Guard to submit to the congressional defense committees a detailed assessment of their component's modernization priorities, not later than 30 days after the enactment of this Act.

The Secretary of Defense is directed to ensure that the account is executed by the Chiefs of the National Guard and reserve components with priority consideration given to the following items: acoustic hailing devices; counter-UAS systems; crashworthy, ballistically tolerant auxiliary fuel systems; containerized ice making systems; gamma radiation protection; helmet-mounted display system; hypervisor-based cross domain access solution; training systems and simulators; virtual language training systems; cold weather and mountaineering gear and equipment, including small unit support vehicles; MQ-9 deployable launch & recovery element mission support kits; solar mobile power systems; KC-135 aircraft forward area refueling/defueling stations; ALR-69A digital radar warning receivers; AN/PDR-75A radiac sets; modular small arms ranges and range simulators; radiological screening portals; radiological isotope identification/detection equipment; and detect and avoid systems for MQ-9 aircraft.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

The agreement provides \$321,508,000 for Research, Development, Test and Evaluation, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS
[in thousands of dollars]

R-1	Budget Request	Final Bill
RESEARCH, DEVELOPMENT, TEST & EVALUATION, ARMY		
16	2,000	2,000
80	500	500
114	2,020	2,020
AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE -		
131	27,000	20,000
		-7,000
FG5 excess to need		
159	2,300	2,300
166	64,625	64,625
183	3,900	3,900
198	1,000	1,000
209	4,137	4,137
239	2,300	2,300
248	23,367	23,367
257	34,100	34,100
258	15,575	15,575
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, ARMY		
	182,824	175,824
RESEARCH, DEVELOPMENT, TEST & EVALUATION, NAVY		
39	36,500	36,500
58	14,461	14,461
63	3,000	3,000
71	1,457	1,457
142	1,144	1,144
229	3,000	3,000
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, NAVY		
	59,562	59,562

R-1	Budget Request	Final Bill
RESEARCH, DEVELOPMENT, TEST & EVALUATION, AIR FORCE		
185 JOINT COUNTER RCIED ELECTRONIC WARFARE	4,080	4,080
228 INTEL DATA APPLICATIONS	1,224	1,224
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, AIR FORCE	5,304	5,304
RESEARCH, DEVELOPMENT, TEST & EVALUATION, DEFENSE WIDE		
10 COUNTER IMPROVISED-THREAT ADVANCED STUDIES	3,699	3,699
26 COMBATING TERRORISM TECHNOLOGY SUPPORT	19,288	19,288
28 COUNTER IMPROVISED-THREAT SIMULATION	3,861	3,861
COUNTER IMPROVISED-THREAT DEMONSTRATION, 97 PROTOTYPE DEVELOPMENT, AND TESTING	19,931	19,931
260 OPERATIONAL ENHANCEMENTS	1,186	1,186
261 WARRIOR SYSTEMS	5,796	5,796
263 UNMANNED ISR Excess to need - underexecution	5,000	3,000 -2,000
999 CLASSIFIED PROGRAMS	24,057	24,057
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION, DEFENSE WIDE	82,818	80,818
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVALUATION	330,508	321,508

REVOLVING AND MANAGEMENT FUNDS

The agreement provides \$20,090,000 for Defense Working Capital Funds.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

The agreement provides \$365,098,000 for the Defense Health Program, as follows:

EXPLANATION OF PROJECT LEVEL ADJUSTMENTS

(In thousands of dollars)

	Budget Request	Final Bill
IN-HOUSE CARE	65,072	65,072
PRIVATE SECTOR CARE	296,828	296,828
CONSOLIDATED HEALTH SUPPORT	3,198	3,198
Total, Operation and Maintenance	365,098	365,098

OFFICE OF THE INSPECTOR GENERAL

The agreement provides \$24,069,000 for the Office of the Inspector General.

GENERAL PROVISIONS—THIS TITLE

The agreement for title IX incorporates general provisions which were not amended. Those general provisions that were addressed in the agreement are as follows:

(TRANSFER OF FUNDS)

The agreement retains a provision which provides for special transfer authority within title IX. The House bill contained a similar provision.

The agreement modifies a provision proposed by the House which provides funds for the Commanders' Emergency Response Program.

The agreement includes a provision proposed by the House regarding use of funds in Afghanistan, Iraq, and Syria.

The agreement retains a provision proposed by the House which provides security assistance to the Government of Jordan.

The agreement does not retain a provision which provides for operation and maintenance readiness funds and transfer authority.

The agreement includes a provision proposed by the House which prohibits certain funds to procure or transfer man-portable air defense systems.

The agreement modifies a provision proposed by the House which provides assistance and sustainment to the military and national security forces of Ukraine.

The agreement includes a provision proposed by the House regarding replacement of funds for Ukraine.

The agreement includes a provision proposed by the House which prohibits the use of funds to provide arms, training, or other assistance to the Azov Battalion.

The agreement retains a provision regarding the acceptance of returned equipment. The House bill contained a similar provision.

The agreement does not retain a provision proposed by the House which restricts funds provided for reimbursement to the Government of Pakistan for border security operations until certain conditions are met.

The agreement retains a provision proposed by the House which prohibits introducing armed forces into Iraq in contravention of the War Powers Act.

The agreement retains a provision proposed by the House which prohibits introducing armed forces into Syria in contravention of the War Powers Act.

The agreement includes a provision proposed by the House which prohibits the transfer of C-130 aircraft to the Afghanistan National Security Forces or the Afghanistan Air Force.

The agreement includes a provision proposed by the House which requires the Secretary of Defense to certify the use of funds in the Afghanistan Security Forces Fund under certain conditions.

The agreement includes a provision proposed by the House which prohibits funds for the Taliban, with certain exceptions.

The agreement retains a provision proposed by the House which states that nothing in the Act may be construed as authorizing the use of force against Iran.

The agreement does not retain a provision proposed by the House which requires the Secretary of Defense to provide a notification when a foreign base is open or closed.

The agreement does not retain a provision proposed by the House which provides funds to the Department of Defense to improve intelligence, surveillance, and reconnaissance capabilities.

(RESCISSIONS)

The agreement modifies a provision proposed by the House recommending rescissions and provides for the rescission of \$1,886,122,000. The rescissions agreed to are:

2019 Appropriations:	
Procurement of Weapons and Tracked Combat Vehicles, Army:	
Bradley program	\$90,000,000
Aircraft Procurement, Air Force:	
B-52 Infrared threat defense urgent operational need	16,400,000
2020 Appropriations:	
Operation and Maintenance, Defense-Wide:	
DSCA security cooperation	75,000,000
Coalition Support Funds	45,000,000
Afghanistan Security Forces Fund:	
Afghanistan Security Forces Fund	1,100,000,000
Counter-ISIS Train and Equip Fund:	
Counter-ISIS Train and Equip Fund	400,000,000
Procurement of Weapons and Tracked Combat Vehicles, Army:	
Armored Multi-Purpose Vehicle	100,000,000
Procurement of Ammunition, Air Force:	
Fuzes—FMU-139 D/B	49,679,000
Research, Development, Test and Evaluation, Army:	
Soldier support and survivability	2,878,000
Research, Development, Test and Evaluation, Defense-Wide:	
Counter improvised-threat demonstration prototype	7,165,000

The agreement modifies a new provision that provides funds for programs for foreign security forces.

The agreement modifies a new provision that provides funds for specialized training and equipment for coalition forces.

The agreement modifies a new provision that provides funds to reimburse Jordan, Lebanon, Egypt, Tunisia, and Oman for enhanced border security.

The agreement retains a provision relating to emergency designations. The House bill did not contain a similar provision.

The agreement does not retain a new provision proposed by the House which repeals the 2001 AUMF.

The agreement does not retain a new provision proposed by the House which repeals the 2002 AUMF.

The agreement does not retain a new provision proposed by the House which prohibits funds for any use of military force in or Iran, with exceptions.

The agreement does not retain a new provision proposed by the House which prohibits funds to support any law enforcement action by a military member or Department of Defense employee unless such individual wears identification.

The agreement includes a new provision proposed by the House which prohibits funds to be used in contravention of the First Amendment.

The agreement does not retain a new provision proposed by the House which prohibits funds to implement Directive-type Memorandum-19-004.

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE I					
MILITARY PERSONNEL					
Military Personnel, Army.....	42,746,972	45,087,813	44,861,853	+2,114,881	-225,960
Military Personnel, Navy.....	31,710,431	33,892,369	33,764,579	+2,054,148	-127,790
Military Personnel, Marine Corps.....	14,098,666	14,840,871	14,557,436	+458,770	-283,435
Military Personnel, Air Force.....	31,239,149	32,901,670	32,784,171	+1,545,022	-117,499
Reserve Personnel, Army.....	4,922,087	5,106,956	5,037,119	+115,032	-69,837
Reserve Personnel, Navy.....	2,115,997	2,240,710	2,200,600	+84,603	-40,110
Reserve Personnel, Marine Corps.....	833,604	868,694	843,564	+9,960	-25,130
Reserve Personnel, Air Force.....	2,014,190	2,207,823	2,193,493	+179,303	-14,330
National Guard Personnel, Army.....	8,704,320	8,830,111	8,663,999	-40,321	-166,112
National Guard Personnel, Air Force.....	4,060,651	4,547,087	4,530,091	+469,440	-16,996
Total, title I, Military Personnel.....	142,446,067	150,524,104	149,436,905	+6,990,838	-1,087,199
Total, Tricare Accrual payments (permanent, indefinite authority).....					
Total, including Tricare.....	142,446,067	150,524,104	149,436,905	+6,990,838	-1,087,199

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final 6111	Final 6111 vs Enacted	Final 6111 vs Request
TITLE II					
OPERATION AND MAINTENANCE					
Operation and Maintenance, Army.....	39,597,083	40,312,968	38,418,982	-1,178,101	-1,893,986
Operation and Maintenance, Navy.....	47,622,510	49,692,742	47,632,527	+10,017	-2,060,215
Operation and Maintenance, Marine Corps.....	7,868,468	7,328,607	7,296,184	-692,264	-42,423
Operation and Maintenance, Air Force.....	42,736,365	34,750,597	33,528,409	-9,207,956	-1,222,188
Operation and Maintenance, Space Force.....	40,000	2,531,294	2,492,114	+2,452,114	-39,180
Operation and Maintenance, Defense-Wide.....	37,491,073	38,649,079	39,048,990	+1,557,917	+399,911
Operation and Maintenance, Army Reserve.....	2,984,494	2,934,717	2,887,898	-96,596	-46,819
Operation and Maintenance, Navy Reserve.....	1,102,616	1,127,046	1,115,150	+12,534	-11,896
Operation and Maintenance, Marine Corps Reserve.....	289,076	284,656	283,494	-5,662	-1,162
Operation and Maintenance, Air Force Reserve.....	3,227,318	3,350,284	3,268,461	+41,143	-81,823
Operation and Maintenance, Army National Guard.....	7,461,947	7,420,014	7,350,837	-111,110	-69,177
Operation and Maintenance, Air National Guard.....	6,655,292	6,753,642	6,785,853	+130,561	+32,211
United States Court of Appeals for the Armed Forces.....	14,771	15,211	15,211	+440	---
Environmental Restoration, Army.....	251,700	207,518	264,265	+12,565	+56,767
Environmental Restoration, Navy.....	385,000	335,932	421,250	+36,250	+85,318
Environmental Restoration, Air Force.....	485,000	303,926	509,950	+24,950	+205,324
Environmental Restoration, Defense-Wide.....	19,002	9,105	19,952	+10,950	+10,847
Environmental Restoration, Formerly Used Defense Sites.....	275,000	216,567	286,750	+13,750	+72,163

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Overseas Humanitarian, Disaster, and Civic Aid.....	135,000	109,900	147,500	+12,500	+37,600
Cooperative Threat Reduction Account.....	373,700	238,490	360,190	-13,510	+121,700
Department of Defense Acquisition Workforce Development Account.....	400,000	58,181	88,181	-311,819	+30,000
Total, title II, Operation and Maintenance.....	199,415,415	196,630,496	192,213,468	-7,201,947	-4,417,028

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE III					
PROCUREMENT					
Aircraft Procurement, Army.....	3,771,329	3,074,594	3,457,342	-313,987	+382,748
Missile Procurement, Army.....	2,995,673	3,491,507	3,220,541	+224,868	-270,966
Procurement of Weapons and Tracked Combat Vehicles, Army.....	4,663,597	3,696,740	3,611,887	-1,051,710	-84,853
Procurement of Ammunition, Army.....	2,578,575	2,777,716	2,790,140	+211,565	+12,424
Other Procurement, Army.....	7,581,524	8,625,206	8,603,112	+1,021,588	-22,094
Aircraft Procurement, Navy.....	19,605,513	17,127,378	19,480,280	-125,233	+2,352,902
Weapons Procurement, Navy.....	4,017,470	4,884,995	4,477,773	+460,303	-407,222
Procurement of Ammunition, Navy and Marine Corps.....	843,401	883,602	792,023	-51,378	-91,579
Shipbuilding and Conversion, Navy.....	23,975,378	19,902,757	23,268,860	-706,498	+3,366,123
Other Procurement, Navy.....	10,075,257	10,948,518	10,512,209	+436,952	-436,309
Procurement, Marine Corps.....	2,898,422	2,903,976	2,648,375	-250,047	-255,601
Aircraft Procurement, Air Force.....	17,512,361	17,908,145	19,212,753	+1,700,392	+1,304,608
Missile Procurement, Air Force.....	2,575,800	2,396,417	2,142,181	-433,709	-254,236
Space Procurement, Air Force.....	2,353,383			-2,353,383	
Procurement of Ammunition, Air Force.....	1,625,661	596,338	550,844	-1,074,817	-45,494
Other Procurement, Air Force.....	21,410,021	23,695,720	23,441,648	+2,031,627	-254,072
Procurement, Space Force.....	--	2,446,064	2,310,994	+2,310,994	-135,070
Procurement, Defense-Wide.....	5,332,147	5,324,487	5,637,347	+505,200	+512,860
Defense Production Act Purchases.....	64,393	181,931	174,639	+110,246	-7,292
Total, title III, Procurement.....	133,879,995	130,866,091	136,532,968	+2,652,973	+5,666,877

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE IV					
RESEARCH, DEVELOPMENT, TEST AND EVALUATION					
Research, Development, Test and Evaluation, Army.....	12,543,435	12,587,343	13,869,032	+1,425,597	+1,381,689
Research, Development, Test and Evaluation, Navy.....	20,155,115	21,427,048	20,078,829	-76,286	-1,348,219
Research, Development, Test and Evaluation, Air Force.	45,566,955	37,391,826	36,357,443	-9,209,512	-1,034,383
Research, Development, Test and Evaluation, Space Force.....	---	10,327,595	10,540,069	+10,540,069	+212,474
Research, Development, Test and Evaluation, Defense-Wide.....	25,938,027	24,280,891	25,932,671	-5,356	+1,651,780
Operational Test and Evaluation, Defense.....	227,700	210,090	257,120	+29,420	+47,030
Total, Title IV, Research, Development, Test and Evaluation.....	104,431,232	106,224,793	107,135,164	+2,703,932	+910,371

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

TITLE V					
REVOLVING AND MANAGEMENT FUNDS					
Defense Working Capital Funds.....	1,564,211	1,348,910	1,473,910	-90,301	+125,000
Total, title V, Revolving and Management Funds..	1,564,211	1,348,910	1,473,910	-90,301	+125,000
=====					

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE VI					
OTHER DEPARTMENT OF DEFENSE PROGRAMS					
Defense Health Program					
Operation and maintenance.....	31,321,665	31,349,553	30,747,659	-574,006	-601,894
Procurement.....	446,359	617,926	544,369	+98,010	-73,557
Research, development, test and evaluation.....	2,306,095	722,893	2,392,579	+86,484	+1,669,686
Total, Defense Health Program 1/.....	34,074,119	32,690,372	33,684,607	-389,512	+994,235
Chemical Agents and Munitions Destruction, Defense:					
Operation and maintenance.....	107,351	106,691	106,691	-660	---
Procurement.....	2,218	616	616	-1,602	---
Research, development, test and evaluation.....	875,930	782,193	942,493	+66,563	+160,300
Total, Chemical Agents 2/.....	985,499	889,500	1,049,800	+64,301	+160,300
Drug Interdiction and Counter-Drug Activities,					
Defense/.....	883,059	769,629	614,429	+21,370	+144,800
Office of the Inspector General 1/.....	383,499	371,439	375,439	+11,940	+4,000
Total, title VI, Other Department of Defense Programs.....	36,316,176	34,720,940	36,024,275	-291,901	+1,303,335

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE VII					
RELATED AGENCIES					
Central Intelligence Agency Retirement and Disability System Fund.....	514,000	514,000	514,000	---	---
Intelligence Community Management Account (ICMA).....	556,000	663,000	633,719	+77,719	-29,281
Total, title VII, Related agencies.....	1,070,000	1,177,000	1,147,719	+77,719	-29,281

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE VIII					
GENERAL PROVISIONS					
Additional transfer authority (Sec. 8005)	(4,000,000)	(5,000,000)	(4,000,000)	---	(-1,000,000)
Indian Financing Act incentives (Sec. 8021)	---	---	25,000	+25,000	+25,000
Rescissions (Sec. 8043)	-4,090,652	---	-3,248,047	+842,605	-3,248,047
National grants (Sec. 8050)	44,000	---	49,000	+5,000	+49,000
O&M, Defense-wide transfer authority (Sec. 8054)	(30,000)	(30,000)	(30,000)	---	---
Fisher House Foundation (Sec. 8068)	10,000	---	10,000	---	+10,000
John C. Stennis Center for Public Service Development (Sec. 8069)	---	---	(1,000)	(+1,000)	(+1,000)
Trust Fund (O&M, Navy transfer authority)	(1,000)	---	---	(-1,000)	---
Fisher House O&M Army Navy Air Force transfer authority (Sec. 8091)	(11,000)	(11,000)	(11,000)	---	---
Defense Health O&M transfer authority (Sec. 8095)	(127,000)	(137,000)	(137,000)	(+10,000)	---
Public Schools on Military Installations (Sec. 8118)	315,000	---	284,000	-31,000	+284,000
Foreign Currency Fluctuations (Sec. 8129)	---	---	-375,000	-375,000	-375,000
Revised fuel costs (Sec. 8130)	---	---	-1,700,382	-1,700,382	-1,700,382
Revised economic assumptions	-81,589	---	---	+81,589	---
Property Services	---	25,000	---	---	-25,000

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Defense Industrial Base and Supply Chain Resiliency (Sec. 8132).....	---	---	100,000	+100,000	+100,000
Military Museum.....	---	1,000	---	---	-1,000
Readiness (Sec. 8133).....	---	---	300,500	+300,500	+300,500
	=====	=====	=====	=====	=====
Total, title VIII, General Provisions.....	-3,803,211	26,000	-4,554,909	-751,698	-4,580,909
	=====	=====	=====	=====	=====

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE IX					
OVERSEAS CONTINGENCY OPERATIONS/GLOBAL WAR ON TERRORISM (GWOT)					
Military Personnel					
Military Personnel, Army (GWOT)	2,743,132	2,748,033	2,748,033	+4,901	---
Military Personnel, Navy (GWOT)	356,392	382,286	382,286	+25,894	---
Military Personnel, Marine Corps (GWOT)	104,213	129,943	129,943	+25,730	---
Military Personnel, Air Force (GWOT)	1,007,594	1,077,168	1,077,168	+69,574	---
Reserve Personnel, Army (GWOT)	34,812	33,414	33,414	-1,398	---
Reserve Personnel, Navy (GWOT)	11,370	11,771	11,771	+401	---
Reserve Personnel, Marine Corps (GWOT)	3,599	2,048	2,048	-1,551	---
Reserve Personnel, Air Force (GWOT)	16,428	16,816	16,816	+388	---
National Guard Personnel, Army (GWOT)	202,644	195,314	195,314	-7,330	---
National Guard Personnel, Air Force (GWOT)	5,624	5,800	5,800	+176	---
Total, Military Personnel	4,485,808	4,602,593	4,602,593	+116,785	---
Operation and Maintenance					
Operation & Maintenance, Army (GWOT)	20,092,038	17,137,754	17,497,254	-2,594,784	+359,500
Operation & Maintenance, Navy (GWOT)	8,772,379	10,700,305	11,568,363	+2,795,954	+868,058
Operation & Maintenance, Marine Corps (GWOT)	1,109,791	1,102,600	1,108,667	-1,124	+6,067
Operation & Maintenance, Air Force (GWOT)	10,359,379	17,930,020	18,432,020	+8,072,641	+502,000
Operation & Maintenance, Space Force (GWOT)	---	77,115	77,115	+77,115	---

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Operation & Maintenance, Defense-Wide (GMOT)	7,803,193	6,022,254	6,041,898	-1,761,295	+19,644
(Coalition support funds) (GMOT)	(225,000)	---	---	(-225,000)	---
Operation & Maintenance, Army Reserve (GMOT)	37,592	33,399	33,399	-4,193	---
Operation & Maintenance, Navy Reserve (GMOT)	23,036	21,492	21,492	-1,544	---
Operation & Maintenance, Marine Corps Reserve (GMOT)	8,707	8,707	8,707	---	---
Operation & Maintenance, Air Force Reserve (GMOT)	29,758	30,090	30,090	+332	---
Operation & Maintenance, Army National Guard (GMOT)	83,291	79,792	79,792	-3,499	---
Operation & Maintenance, Air National Guard (GMOT)	176,909	175,642	175,642	-1,267	---
Subtotal	48,486,073	53,319,170	55,074,439	+6,578,366	+1,755,269
Afghanistan Security Forces Fund (GMOT)	4,199,978	4,015,612	3,047,612	-1,152,366	-968,000
Counter-ISIS Train and Equip Fund (GMOT)	1,195,000	845,000	710,000	-485,000	-135,000
Total, Operation and Maintenance	53,891,051	58,179,782	58,832,051	+4,941,000	+652,269
Procurement					
Aircraft Procurement, Army (GMOT)	531,541	461,080	595,112	+63,571	+134,032
Missile Procurement, Army (GMOT)	1,423,589	881,582	796,599	-626,990	-84,993
Procurement of Weapons and Tracked Combat Vehicles, Army (GMOT)	346,306	15,225	15,225	-331,081	---
Procurement of Ammunition, Army (GMOT)	148,662	110,668	103,875	-44,807	-6,793
Other Procurement, Army (GMOT)	1,080,504	924,077	924,823	-155,681	+746
Aircraft Procurement, Navy (GMOT)	95,153	33,241	32,905	-62,248	-336
Weapons Procurement, Navy (GMOT)	116,429	5,572	5,572	-110,857	---
Procurement of Ammunition, Navy and Marine Corps (GMOT)	204,814	95,942	77,424	-127,390	-18,518

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Other Procurement, Navy (GMOT)	351,250	343,526	341,612	-9,638	-1,914
Procurement, Marine Corps (GMOT)	20,589	47,963	47,963	+27,374	---
Aircraft Procurement, Air Force (GMOT)	851,310	569,155	772,738	-78,572	+203,583
Missile Procurement, Air Force (GMOT)	201,671	223,772	223,772	+22,101	---
Procurement of Ammunition, Air Force (GMOT)	934,758	802,455	785,617	-149,141	-16,838
Other Procurement, Air Force (GMOT)	3,748,801	355,339	355,339	-3,393,462	---
Procurement, Defense-Wide (GMOT)	438,064	258,491	342,137	-95,927	+83,646
National Guard and Reserve Equipment (GMOT)	1,300,000	---	950,000	-350,000	+950,000
Total, Procurement	11,793,461	5,128,098	6,370,713	-5,422,748	+1,242,615
Research, Development, Test and Evaluation					
Research, Development, Test & Evaluation, Army (GMOT)	147,304	182,824	175,824	+28,520	-7,000
Research, Development, Test & Evaluation, Navy (GMOT)	164,410	59,562	59,562	-104,848	---
Research, Development, Test & Evaluation, Air Force (GMOT)	128,248	5,304	5,304	-122,944	---
Research, Development, Test and Evaluation, Defense-Wide (GMOT)	394,260	82,818	80,818	-313,442	-2,000
Total, Research, Development, Test and Evaluation	834,222	330,508	321,508	-512,714	-9,000

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

Revolving and Management Funds					
Defense Working Capital Funds (GMOT).....	20,100	20,090	20,090	-10	---

Other Department of Defense Programs					
Defense Health Program:					
Operation & Maintenance (GMOT).....	347,746	365,098	365,098	+17,352	---
Drug Interdiction and Counter-Drug Activities, Defense (GMOT).....	153,100	---	---	-153,100	---
Office of the Inspector General (GMOT).....	24,254	24,069	24,069	-185	---
Total, Other Department of Defense Programs.....	525,100	389,167	389,167	-135,933	---

GENERAL PROVISIONS -- THIS TITLE					
Additional transfer authority (GMOT) (Sec. 9002).....	(2,000,000)	(4,500,000)	(2,000,000)	---	(-2,500,000)
Intelligence, Surveillance, and Reconnaissance (GMOT):	250,000	---	---	-250,000	---
Rescissions (GMOT) (Sec. 9023).....	-1,134,742	---	-1,886,122	-751,380	-1,886,122
Total, General Provisions.....	-884,742	---	-1,886,122	-1,001,380	-1,886,122
=====					
Total, title IX (OCO/GMOT).....	70,665,000	68,650,238	68,650,000	-2,015,000	-238
=====					

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE X					
NATURAL DISASTER RELIEF					
Operation and Maintenance					
Operation and Maintenance, Navy (emergency).....	427,000	---	---	-427,000	---
Operation and Maintenance, Marine Corps (emergency)...	394,000	---	---	-394,000	---
Operation and Maintenance, Air Force (emergency).....	110,000	---	---	-110,000	---
Operation and Maintenance, Army National Guard (emergency).....	45,700	---	---	-45,700	---
Total, Operation and Maintenance.....	976,700	---	---	-976,700	---
Procurement					
Other Procurement, Navy (emergency).....	75,015	---	---	-75,015	---
Procurement, Marine Corps (emergency).....	73,323	---	---	-73,323	---
Aircraft Procurement, Air Force (emergency).....	204,448	---	---	-204,448	---
Other Procurement, Air Force (emergency).....	77,974	---	---	-77,974	---
Total, Procurement.....	430,760	---	---	-430,760	---
Research, Development, Test and Evaluation					
Research, Development, Test and Evaluation, Navy (emergency).....	130,444	---	---	-130,444	---

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Revolving and Management Funds					
Defense Working Capital Funds (emergency)	233,500	---	---	-233,500	---
Total, title X	1,771,404	---	---	-1,771,404	---
Grand total	687,756,289	690,168,572	688,059,500	+303,211	-2,109,072
Appropriations	(619,410,537)	(621,518,334)	(622,657,547)	(-1,771,404)	(+1,139,213)
Emergency appropriations	(1,771,404)	---	---	(-1,771,404)	---
Global War on Terrorism (GWOT)	(71,799,742)	(68,650,238)	(70,536,122)	(-1,263,620)	(+1,885,884)
Rescissions	(-4,090,652)	---	(-3,248,047)	(+842,605)	(-3,248,047)
Rescissions (GWOT)	(-1,134,742)	---	(-1,886,122)	(-751,380)	(-1,886,122)
(Transfer Authority)	(4,169,000)	(5,178,000)	(4,179,000)	(+10,000)	(-999,000)
(Transfer Authority) (GWOT)	(2,000,000)	(4,500,000)	(2,000,000)	---	(-2,500,000)

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
RECAPITULATION					
Title I - Military Personnel.....	142,446,087	150,524,104	149,436,905	+6,990,838	-1,087,199
Title II - Operation and Maintenance.....	199,415,415	196,630,496	192,213,468	-7,201,947	-4,417,028
Title III - Procurement.....	133,879,985	130,866,091	136,532,968	+2,652,973	+5,666,877
Title IV - Research, Development, Test and Evaluation.....	104,431,232	106,224,793	107,135,164	+2,703,932	+910,371
Title V - Revolving and Management Funds.....	1,564,211	1,348,910	1,473,910	-90,301	+125,000
Title VI - Other Department of Defense Programs.....	36,316,176	34,720,940	36,024,275	-291,901	+1,303,335
Title VII - Related Agencies.....	1,070,000	1,177,000	1,147,719	+77,719	-29,281
Title VIII - General Provisions.....	-3,803,211	26,000	-4,554,909	-751,698	-4,580,909
Title IX - Global War on Terrorism (GWOT).....	70,665,000	68,650,238	68,650,000	-2,015,000	-238
Total, Department of Defense.....	687,756,289	690,168,572	688,059,500	+303,211	-2,109,072

[House Appropriations Committee Print]

Consolidated Appropriations Act, 2021

(H.R. 133; P.L. 116-260)

**DIVISION D—ENERGY AND WATER DEVELOP-
MENT AND RELATED AGENCIES APPROPRIA-
TIONS ACT, 2021**

**DIVISION D—ENERGY AND WATER DEVELOPMENT AND
RELATED AGENCIES APPROPRIATIONS ACT, 2021**

TITLE I

CORPS OF ENGINEERS—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to river and harbor, flood and storm damage reduction, shore protection, aquatic ecosystem restoration, and related efforts.

INVESTIGATIONS

For expenses necessary where authorized by law for the collection and study of basic information pertaining to river and harbor, flood and storm damage reduction, shore protection, aquatic ecosystem restoration, and related needs; for surveys and detailed studies, and plans and specifications of proposed river and harbor, flood and storm damage reduction, shore protection, and aquatic ecosystem restoration projects, and related efforts prior to construction; for restudy of authorized projects; and for miscellaneous investigations, and, when authorized by law, surveys and detailed studies, and plans and specifications of projects prior to construction, \$153,000,000, to remain available until expended: *Provided*, That the Secretary shall initiate nine new study starts during fiscal year 2021: *Provided further*, That the Secretary shall not deviate from the new starts proposed in the work plan, once the plan has been submitted to the Committees on Appropriations of both Houses of Congress.

CONSTRUCTION

For expenses necessary for the construction of river and harbor, flood and storm damage reduction, shore protection, aquatic ecosystem restoration, and related projects authorized by law; for conducting detailed studies, and plans and specifications, of such projects (including those involving participation by States, local governments, or private groups) authorized or made eligible for selection by law (but such detailed studies, and plans and specifications, shall not constitute a commitment of the Government to construction); \$2,692,645,000, to remain available until expended; of which such sums as are necessary to cover the Federal share of construction costs for facilities under the Dredged Material Dis-

posal Facilities program shall be derived from the Harbor Maintenance Trust Fund as authorized by Public Law 104-303; and of which such sums as are necessary to cover 35 percent of the costs of construction, replacement, rehabilitation, and expansion of inland waterways projects, shall be derived from the Inland Waterways Trust Fund, except as otherwise specifically provided for in law.

MISSISSIPPI RIVER AND TRIBUTARIES

For expenses necessary for flood damage reduction projects and related efforts in the Mississippi River alluvial valley below Cape Girardeau, Missouri, as authorized by law, \$380,000,000, to remain available until expended, of which such sums as are necessary to cover the Federal share of eligible operation and maintenance costs for inland harbors shall be derived from the Harbor Maintenance Trust Fund: *Provided*, That the Secretary shall initiate one new study start in fiscal year 2021: *Provided further*, That the Secretary shall not deviate from the work plan, once the plan has been submitted to the Committees on Appropriations of both Houses of Congress.

OPERATION AND MAINTENANCE

For expenses necessary for the operation, maintenance, and care of existing river and harbor, flood and storm damage reduction, aquatic ecosystem restoration, and related projects authorized by law; providing security for infrastructure owned or operated by the Corps, including administrative buildings and laboratories; maintaining harbor channels provided by a State, municipality, or other public agency that serve essential navigation needs of general commerce, where authorized by law; surveying and charting northern and northwestern lakes and connecting waters; clearing and straightening channels; and removing obstructions to navigation, \$3,849,655,000, to remain available until expended, of which such sums as are necessary to cover 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; of which such sums as become available from the special account for the Corps of Engineers established by the Land and Water Conservation Fund Act of 1965 shall be derived from that account for resource protection, research, interpretation, and maintenance activities related to resource protection in the areas at which outdoor recreation is available; and of which such sums as become available from fees collected under section 217 of Public Law 104-303 shall be used to cover the cost of operation and maintenance of the dredged material disposal facilities for which such fees have been collected: *Provided*, That 1 percent of the total amount of funds provided for each of the programs, projects, or activities funded under this heading shall not be allocated to a field operating activity prior to the beginning of the fourth quarter of the fiscal year and shall be available for use by the Chief of Engineers to fund such emergency activities as the Chief of Engineers determines to be necessary and appropriate, and that the Chief of Engineers shall allocate during the fourth quarter any remaining

funds which have not been used for emergency activities proportionally in accordance with the amounts provided for the programs, projects, or activities.

REGULATORY PROGRAM

For expenses necessary for administration of laws pertaining to regulation of navigable waters and wetlands, \$210,000,000, to remain available until September 30, 2022.

FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

For expenses necessary to clean up contamination from sites in the United States resulting from work performed as part of the Nation's early atomic energy program, \$250,000,000, to remain available until expended.

FLOOD CONTROL AND COASTAL EMERGENCIES

For expenses necessary to prepare for flood, hurricane, and other natural disasters and support emergency operations, repairs, and other activities in response to such disasters as authorized by law, \$35,000,000, to remain available until expended.

EXPENSES

For expenses necessary for the supervision and general administration of the civil works program in the headquarters of the Corps of Engineers and the offices of the Division Engineers; and for costs of management and operation of the Humphreys Engineer Center Support Activity, the Institute for Water Resources, the United States Army Engineer Research and Development Center, and the United States Army Corps of Engineers Finance Center allocable to the civil works program, \$206,000,000, to remain available until September 30, 2022, of which not to exceed \$5,000 may be used for official reception and representation purposes and only during the current fiscal year: *Provided*, That no part of any other appropriation provided in this title shall be available to fund the civil works activities of the Office of the Chief of Engineers or the civil works executive direction and management activities of the division offices: *Provided further*, That any Flood Control and Coastal Emergencies appropriation may be used to fund the supervision and general administration of emergency operations, repairs, and other activities in response to any flood, hurricane, or other natural disaster.

OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY FOR CIVIL WORKS

(INCLUDING RESCISSION OF FUNDS)

For the Office of the Assistant Secretary of the Army for Civil Works as authorized by 10 U.S.C. 3016(b)(3), \$5,000,000, to remain available until September 30, 2022: *Provided*, That not more than 75 percent of such amount may be obligated or expended until the Assistant Secretary submits to the Committees on Appropriations of both Houses of Congress the report required under section 101(d) of this Act and a work plan that allocates at least 95 percent of

the additional funding provided under each heading in this title, as designated under such heading in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), to specific programs, projects, or activities: *Provided further*, That of the unobligated balances available from amounts appropriated in prior Acts under this heading, \$500,000 is hereby rescinded: *Provided further*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

WATER INFRASTRUCTURE FINANCE AND INNOVATION PROGRAM
ACCOUNT

For the cost of direct loans and for the cost of guaranteed loans, as authorized by the Water Infrastructure Finance and Innovation Act of 2014, \$12,000,000, to remain available until expended, for safety projects to maintain, upgrade, and repair dams identified in the National Inventory of Dams with a primary owner type of state, local government, public utility, or private: *Provided*, That, no project may be funded with amounts provided under this heading for a dam that is identified as jointly owned in the National Inventory of Dams and where one of those joint owners is the Federal Government: *Provided further*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That these funds are available to subsidize gross obligations for the principal amount of direct loans, including capitalized interest, and total loan principal, including capitalized interest, any part of which is to be guaranteed, not to exceed \$950,000,000: *Provided further*, That, within 30 days of enactment of this Act, the Secretary, in consultation with the Office of Management and Budget, shall transmit a report to the Committees on Appropriations of the House of Representatives and the Senate that provides: (1) an analysis of how subsidy rates will be determined for loans financed by appropriations provided under this heading in this Act; (2) a comparison of the factors that will be considered in estimating subsidy rates for loans financed under this heading in this Act with factors that will be considered in estimates of subsidy rates for other projects authorized by the Water Infrastructure Finance and Innovation Act of 2014, including an analysis of how both sets of rates will be determined; and (3) an analysis of the process for developing draft regulations for the Water Infrastructure Finance and Innovation program, including a crosswalk from the statutory requirements for such program, and a timetable for publishing such regulations: *Provided further*, That the use of direct loans or loan guarantee authority under this heading for direct loans or commitments to guarantee loans for any project shall be in accordance with the criteria published in the Federal Register on June 30, 2020 (85 FR 39189) pursuant to the fourth proviso under the heading "Water Infrastructure Finance and Innovation Program Account" in division D of the Further Consolidated Appropriations Act, 2020 (Public Law 116-94): *Provided further*, That none of the direct loans or loan guarantee authority made available under this

heading shall be available for any project unless the Secretary and the Director of the Office of Management and Budget have certified in advance in writing that the direct loan or loan guarantee, as applicable, and the project comply with the criteria referenced in the previous proviso: *Provided further*, That any references to the Environmental Protection Agency (EPA) or the Administrator in the criteria referenced in the previous two provisos shall be deemed to be references to the Army Corps of Engineers or the Secretary of the Army, respectively, for purposes of the direct loans or loan guarantee authority made available under this heading: *Provided further*, That, for the purposes of carrying out the Congressional Budget Act of 1974, the Director of the Congressional Budget Office may request, and the Secretary shall promptly provide, documentation and information relating to a project identified in a Letter of Interest submitted to the Secretary pursuant to a Notice of Funding Availability for applications for credit assistance under the Water Infrastructure Finance and Innovation Act Program, including with respect to a project that was initiated or completed before the date of enactment of this Act.

In addition, fees authorized to be collected pursuant to sections 5029 and 5030 of the Water Infrastructure Finance and Innovation Act of 2014 shall be deposited in this account, to remain available until expended.

In addition, for administrative expenses to carry out the direct and guaranteed loan programs, \$2,200,000, to remain available until September 30, 2022.

GENERAL PROVISIONS—CORPS OF ENGINEERS—CIVIL

(INCLUDING TRANSFER OF FUNDS)

SEC. 101. (a) None of the funds provided in title I of this Act, or provided by previous appropriations Acts to the agencies or entities funded in title I of this Act that remain available for obligation or expenditure in fiscal year 2021, shall be available for obligation or expenditure through a reprogramming of funds that:

- (1) creates or initiates a new program, project, or activity;
- (2) eliminates a program, project, or activity;
- (3) increases funds or personnel for any program, project, or activity for which funds have been denied or restricted by this Act, unless prior approval is received from the Committees on Appropriations of both Houses of Congress;
- (4) proposes to use funds directed for a specific activity for a different purpose, unless prior approval is received from the Committees on Appropriations of both Houses of Congress;
- (5) augments or reduces existing programs, projects, or activities in excess of the amounts contained in paragraphs (6) through (10), unless prior approval is received from the Committees on Appropriations of both Houses of Congress;

(6) INVESTIGATIONS.—For a base level over \$100,000, reprogramming of 25 percent of the base amount up to a limit of \$150,000 per project, study or activity is allowed: *Provided*, That for a base level less than \$100,000, the reprogramming limit is \$25,000: *Provided further*, That up to \$25,000 may be reprogrammed into any continuing study or activity that did

not receive an appropriation for existing obligations and concomitant administrative expenses;

(7) CONSTRUCTION.—For a base level over \$2,000,000, reprogramming of 15 percent of the base amount up to a limit of \$3,000,000 per project, study or activity is allowed: *Provided*, That for a base level less than \$2,000,000, the reprogramming limit is \$300,000: *Provided further*, That up to \$3,000,000 may be reprogrammed for settled contractor claims, changed conditions, or real estate deficiency judgments: *Provided further*, That up to \$300,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation for existing obligations and concomitant administrative expenses;

(8) OPERATION AND MAINTENANCE.—Unlimited reprogramming authority is granted for the Corps to be able to respond to emergencies: *Provided*, That the Chief of Engineers shall notify the Committees on Appropriations of both Houses of Congress of these emergency actions as soon thereafter as practicable: *Provided further*, That for a base level over \$1,000,000, reprogramming of 15 percent of the base amount up to a limit of \$5,000,000 per project, study, or activity is allowed: *Provided further*, That for a base level less than \$1,000,000, the reprogramming limit is \$150,000: *Provided further*, That \$150,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation;

(9) MISSISSIPPI RIVER AND TRIBUTARIES.—The reprogramming guidelines in paragraphs (6), (7), and (8) shall apply to the Investigations, Construction, and Operation and Maintenance portions of the Mississippi River and Tributaries Account, respectively; and

(10) FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM.—Reprogramming of up to 15 percent of the base of the receiving project is permitted.

(b) DE MINIMUS REPROGRAMMINGS.—In no case should a reprogramming for less than \$50,000 be submitted to the Committees on Appropriations of both Houses of Congress.

(c) CONTINUING AUTHORITIES PROGRAM.—Subsection (a)(1) shall not apply to any project or activity funded under the continuing authorities program.

(d) Not later than 60 days after the date of enactment of this Act, the Secretary shall submit a report to the Committees on Appropriations of both Houses of Congress to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year which shall include:

(1) A table for each appropriation with a separate column to display the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if applicable, and the fiscal year enacted level; and

(2) A delineation in the table for each appropriation both by object class and program, project and activity as detailed in the budget appendix for the respective appropriations; and

(3) An identification of items of special congressional interest.

SEC. 102. The Secretary shall allocate funds made available in this Act solely in accordance with the provisions of this Act and the

explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), including the determination and designation of new starts.

SEC. 103. None of the funds made available in this title may be used to award or modify any contract that commits funds beyond the amounts appropriated for that program, project, or activity that remain unobligated, except that such amounts may include any funds that have been made available through reprogramming pursuant to section 101.

SEC. 104. The Secretary of the Army may transfer to the Fish and Wildlife Service, and the Fish and Wildlife Service may accept and expend, up to \$5,400,000 of funds provided in this title under the heading "Operation and Maintenance" to mitigate for fisheries lost due to Corps of Engineers projects.

SEC. 105. None of the funds in this Act shall be used for an open lake placement alternative for dredged material, after evaluating the least costly, environmentally acceptable manner for the disposal or management of dredged material originating from Lake Erie or tributaries thereto, unless it is approved under a State water quality certification pursuant to section 401 of the Federal Water Pollution Control Act (33 U.S.C. 1341): *Provided*, That until an open lake placement alternative for dredged material is approved under a State water quality certification, the Corps of Engineers shall continue upland placement of such dredged material consistent with the requirements of section 101 of the Water Resources Development Act of 1986 (33 U.S.C. 2211).

SEC. 106. None of the funds made available by this Act or any other Act may be used to reorganize or to transfer the Civil Works functions or authority of the Corps of Engineers or the Secretary of the Army to another department or agency.

SEC. 107. Additional funding provided in this Act shall be allocated only to projects determined to be eligible by the Chief of Engineers.

SEC. 108. None of the funds made available by this Act may be used to carry out any water supply reallocation study under the Wolf Creek Dam, Lake Cumberland, Kentucky, project authorized under the Act of July 24, 1946 (60 Stat. 636, ch. 595).

SEC. 109. (a) When allocating the additional funding provided in this title under the headings "Construction" and "Mississippi River and Tributaries", the Secretary shall initiate a total of seven new construction starts during fiscal year 2021.

(b) For new construction projects, project cost sharing agreements shall be executed as soon as practicable but no later than December 31, 2021.

(c) No allocation for a new start shall be considered final and no work allowance shall be made until the Secretary provides to the Committees on Appropriations of both Houses of Congress an out-year funding scenario demonstrating the affordability of the selected new starts and the impacts on other projects.

(d) The Secretary shall not deviate from the new starts proposed in the work plan, once the plan has been submitted to the Committees on Appropriations of both Houses of Congress.

TITLE II
DEPARTMENT OF THE INTERIOR
CENTRAL UTAH PROJECT

CENTRAL UTAH PROJECT COMPLETION ACCOUNT

For carrying out activities authorized by the Central Utah Project Completion Act, \$21,000,000, to remain available until expended, of which \$1,800,000 shall be deposited into the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission: *Provided*, That of the amount provided under this heading, \$1,500,000 shall be available until September 30, 2022, for expenses necessary in carrying out related responsibilities of the Secretary of the Interior: *Provided further*, That for fiscal year 2021, of the amount made available to the Commission under this Act or any other Act, the Commission may use an amount not to exceed \$1,500,000 for administrative expenses.

BUREAU OF RECLAMATION

The following appropriations shall be expended to execute authorized functions of the Bureau of Reclamation:

WATER AND RELATED RESOURCES

(INCLUDING TRANSFERS OF FUNDS)

For management, development, and restoration of water and related natural resources and for related activities, including the operation, maintenance, and rehabilitation of reclamation and other facilities, participation in fulfilling related Federal responsibilities to Native Americans, and related grants to, and cooperative and other agreements with, State and local governments, federally recognized Indian Tribes, and others, \$1,521,125,000, to remain available until expended, of which \$58,476,000 shall be available for transfer to the Upper Colorado River Basin Fund and \$5,584,000 shall be available for transfer to the Lower Colorado River Basin Development Fund; of which such amounts as may be necessary may be advanced to the Colorado River Dam Fund: *Provided*, That \$25,882,000 shall be available for transfer into the Blackfeet Water Settlement Implementation Fund established by section 3717 of Public Law 114-322: *Provided further*, That such transfers may be increased or decreased within the overall appropriation under this heading: *Provided further*, That of the total appropriated, the amount for program activities that can be financed by the Reclamation Fund or the Bureau of Reclamation special fee account established by 16 U.S.C. 4166 shall be derived from that Fund or account: *Provided further*, That funds contributed under 43 U.S.C. 395 are available until expended for the purposes for which the funds were contributed: *Provided further*, That funds advanced under 43 U.S.C. 397a shall be credited to this account and are available until expended for the same purposes as the sums appropriated under this heading: *Provided further*, That of the amounts

provided herein, funds may be used for high-priority projects which shall be carried out by the Youth Conservation Corps, as authorized by 16 U.S.C. 1706: *Provided further*, That within available funds, \$250,000 shall be for grants and financial assistance for educational activities: *Provided further*, That in accordance with section 4007 of Public Law 114-322, funding provided for such purpose in fiscal years 2017, 2018, 2019, and 2020 shall be made available for the construction, pre-construction, or study of the Friant-Kern Canal Capacity Correction Resulting from Subsidence, the Boise River Basin—Anderson Ranch Dam Raise, the North-of-the-Delta Off Stream Storage (Sites Reservoir Project), the Los Vaqueros Reservoir Phase 2 Expansion Project, and the Cle Elum Pool Raise (Yakima), as recommended by the Secretary in the letters dated June 22, 2020, and December 3, 2020, inclusive; the Delta Mendota Canal Subsidence Correction, the Del Puerto Water District, the San Luis Low Point Improvement Project, and the Sacramento Regional Water Bank, as recommended by the Secretary in the letter dated June 22, 2020: *Provided further*, That in accordance with section 4009(c) of Public Law 114-322, and as recommended by the Secretary in a letter dated December 3, 2020, funding provided for such purpose in fiscal years 2019 and 2020 shall be made available to the El Paso Aquifer Storage and Recovery Using Reclaimed Water Project, the Pure Water Monterey: A Groundwater Replenishment Project, the Pure Water Soquel: Groundwater Replenishment and Seawater Intrusion Prevention Project, the Magna Water District Water Reclamation and Reuse Project, the Pure Water Oceanside: Mission Basin Groundwater Purification Facility Project, the Groundwater Reliability Improvement Program Recycled Water Project, and the Palmdale Regional Groundwater Recharge and Recovery Project: *Provided further*, That in accordance with section 4009(a) of Public Law 114-322, and as recommended by the Secretary in a letter dated December 3, 2020, funding provided for such purpose in fiscal years 2019 and 2020 shall be made available to the Doheny Ocean Desalination Project, the North Pleasant Valley Desalter Facility, and the Energy-Efficient Brackish Groundwater Desalination Project.

CENTRAL VALLEY PROJECT RESTORATION FUND

For carrying out the programs, projects, plans, habitat restoration, improvement, and acquisition provisions of the Central Valley Project Improvement Act, \$55,875,000, to be derived from such sums as may be collected in the Central Valley Project Restoration Fund pursuant to sections 3407(d), 3404(c)(3), and 3405(f) of Public Law 102-575, to remain available until expended: *Provided*, That the Bureau of Reclamation is directed to assess and collect the full amount of the additional mitigation and restoration payments authorized by section 3407(d) of Public Law 102-575: *Provided further*, That none of the funds made available under this heading may be used for the acquisition or leasing of water for in-stream purposes if the water is already committed to in-stream purposes by a court adopted decree or order.

CALIFORNIA BAY-DELTA RESTORATION

(INCLUDING TRANSFERS OF FUNDS)

For carrying out activities authorized by the Water Supply, Reliability, and Environmental Improvement Act, consistent with plans to be approved by the Secretary of the Interior, \$33,000,000, to remain available until expended, of which such amounts as may be necessary to carry out such activities may be transferred to appropriate accounts of other participating Federal agencies to carry out authorized purposes: *Provided*, That funds appropriated herein may be used for the Federal share of the costs of CALFED Program management: *Provided further*, That CALFED implementation shall be carried out in a balanced manner with clear performance measures demonstrating concurrent progress in achieving the goals and objectives of the Program.

POLICY AND ADMINISTRATION

For expenses necessary for policy, administration, and related functions in the Office of the Commissioner, the Denver office, and offices in the six regions of the Bureau of Reclamation, to remain available until September 30, 2022, \$60,000,000, to be derived from the Reclamation Fund and be nonreimbursable as provided in 43 U.S.C. 377: *Provided*, That no part of any other appropriation in this Act shall be available for activities or functions budgeted as policy and administration expenses.

ADMINISTRATIVE PROVISION

Appropriations for the Bureau of Reclamation shall be available for purchase of not to exceed five passenger motor vehicles, which are for replacement only.

GENERAL PROVISIONS—DEPARTMENT OF THE INTERIOR

SEC. 201. (a) None of the funds provided in title II of this Act for Water and Related Resources, or provided by previous or subsequent appropriations Acts to the agencies or entities funded in title II of this Act for Water and Related Resources that remain available for obligation or expenditure in fiscal year 2021, shall be available for obligation or expenditure through a reprogramming of funds that—

- (1) initiates or creates a new program, project, or activity;
- (2) eliminates a program, project, or activity;
- (3) increases funds for any program, project, or activity for which funds have been denied or restricted by this Act, unless prior approval is received from the Committees on Appropriations of both Houses of Congress;
- (4) restarts or resumes any program, project or activity for which funds are not provided in this Act, unless prior approval is received from the Committees on Appropriations of both Houses of Congress;
- (5) transfers funds in excess of the following limits, unless prior approval is received from the Committees on Appropriations of both Houses of Congress:

(A) 15 percent for any program, project or activity for which \$2,000,000 or more is available at the beginning of the fiscal year; or

(B) \$400,000 for any program, project or activity for which less than \$2,000,000 is available at the beginning of the fiscal year;

(6) transfers more than \$500,000 from either the Facilities Operation, Maintenance, and Rehabilitation category or the Resources Management and Development category to any program, project, or activity in the other category, unless prior approval is received from the Committees on Appropriations of both Houses of Congress; or

(7) transfers, where necessary to discharge legal obligations of the Bureau of Reclamation, more than \$5,000,000 to provide adequate funds for settled contractor claims, increased contractor earnings due to accelerated rates of operations, and real estate deficiency judgments, unless prior approval is received from the Committees on Appropriations of both Houses of Congress.

(b) Subsection (a)(5) shall not apply to any transfer of funds within the Facilities Operation, Maintenance, and Rehabilitation category.

(c) For purposes of this section, the term “transfer” means any movement of funds into or out of a program, project, or activity.

(d) The Bureau of Reclamation shall submit reports on a quarterly basis to the Committees on Appropriations of both Houses of Congress detailing all the funds reprogrammed between programs, projects, activities, or categories of funding. The first quarterly report shall be submitted not later than 60 days after the date of enactment of this Act.

SEC. 202. (a) None of the funds appropriated or otherwise made available by this Act may be used to determine the final point of discharge for the interceptor drain for the San Luis Unit until development by the Secretary of the Interior and the State of California of a plan, which shall conform to the water quality standards of the State of California as approved by the Administrator of the Environmental Protection Agency, to minimize any detrimental effect of the San Luis drainage waters.

(b) The costs of the Kesterson Reservoir Cleanup Program and the costs of the San Joaquin Valley Drainage Program shall be classified by the Secretary of the Interior as reimbursable or nonreimbursable and collected until fully repaid pursuant to the “Cleanup Program—Alternative Repayment Plan” and the “SJVDP—Alternative Repayment Plan” described in the report entitled “Repayment Report, Kesterson Reservoir Cleanup Program and San Joaquin Valley Drainage Program, February 1995”, prepared by the Department of the Interior, Bureau of Reclamation. Any future obligations of funds by the United States relating to, or providing for, drainage service or drainage studies for the San Luis Unit shall be fully reimbursable by San Luis Unit beneficiaries of such service or studies pursuant to Federal reclamation law.

SEC. 203. Section 9504(e) of the Omnibus Public Land Management Act of 2009 (42 U.S.C. 10364(e)) is amended by striking “\$530,000,000” and inserting “\$610,000,000”.

SEC. 204. Title I of Public Law 108–361 (the CALFED Bay-Delta Authorization Act) (118 Stat. 1681), as amended by section 4007(k) of Public Law 114–322, is amended by striking “2020” each place it appears and inserting “2021”.

SEC. 205. Section 9106(g)(2) of Public Law 111–11 (Omnibus Public Land Management Act of 2009) is amended by striking “2020” and inserting “2021”.

SEC. 206. Section 6002(g)(4) of the Omnibus Public Land Management Act of 2009 (Public Law 111–11) is amended by striking “2020” and inserting “2021”.

SEC. 207. (a) Section 104(c) of the Reclamation States Emergency Drought Relief Act of 1991 (43 U.S.C. 2214(c)) is amended by striking “2020” and inserting “2021”.

(b) Section 301 of the Reclamation States Emergency Drought Relief Act of 1991 (43 U.S.C. 2241) is amended by striking “2020” and inserting “2021”.

SEC. 208. None of the funds made available by this Act may be used for pre-construction or construction activities for any project recommended after enactment of the Energy and Water Development and Related Agencies Appropriations Act, 2020 and prior to enactment of this Act by the Secretary of the Interior and transmitted to the appropriate committees of Congress pursuant to section 4007, section 4009(a), or section 4009(c) of the Water Infrastructure Improvements for the Nation Act (Public Law 114–322) if such project is not named in this Act.

TITLE III

DEPARTMENT OF ENERGY

ENERGY PROGRAMS

ENERGY EFFICIENCY AND RENEWABLE ENERGY

(INCLUDING RESCISSIONS OF FUNDS)

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for energy efficiency and renewable energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$2,864,000,293, to remain available until expended: *Provided*, That of such amount, \$165,000,000 shall be available until September 30, 2022, for program direction: *Provided further*, That of the unobligated balances available from amounts appropriated in Public Law 111–8 under this heading, \$806,831 is hereby rescinded: *Provided further*, That of the unobligated balances available from amounts appropriated in Public Law 111–85 under this heading, \$1,433,462 is hereby rescinded: *Provided further*, That no amounts may be rescinded under the previous two provisos from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY RESPONSE

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for energy sector cybersecurity, energy security, and emergency response activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$156,000,000, to remain available until expended: *Provided*, That of such amount, \$12,000,000 shall be available until September 30, 2022, for program direction.

ELECTRICITY

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for electricity activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$211,720,000, to remain available until expended: *Provided*, That of such amount, \$18,000,000 shall be available until September 30, 2022, for program direction.

NUCLEAR ENERGY

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for nuclear energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$1,507,600,000, to remain available until expended: *Provided*, That of such amount, \$75,131,000 shall be available until September 30, 2022, for program direction.

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

For Department of Energy expenses necessary in carrying out fossil energy research and development activities, under the authority of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition of interest, including defeasible and equitable interests in any real property or any facility or for plant or facility acquisition or expansion, and for conducting inquiries, technological investigations and research concerning the extraction, processing, use, and disposal of mineral substances without objectionable social and environmental costs (30 U.S.C. 3, 1602, and 1603), \$750,000,000, to remain available until expended: *Provided*, That of such amount \$61,500,000 shall be available until September 30, 2022, for program direction.

NAVAL PETROLEUM AND OIL SHALE RESERVES

For Department of Energy expenses necessary to carry out naval petroleum and oil shale reserve activities, \$13,006,000, to remain available until expended: *Provided*, That notwithstanding any

other provision of law, unobligated funds remaining from prior years shall be available for all naval petroleum and oil shale reserve activities.

STRATEGIC PETROLEUM RESERVE

For Department of Energy expenses necessary for Strategic Petroleum Reserve facility development and operations and program management activities pursuant to the Energy Policy and Conservation Act (42 U.S.C. 6201 et seq.), \$188,000,000, to remain available until expended.

SPR PETROLEUM ACCOUNT

For the acquisition, transportation, and injection of petroleum products, and for other necessary expenses pursuant to the Energy Policy and Conservation Act of 1975, as amended (42 U.S.C. 6201 et seq.), sections 403 and 404 of the Bipartisan Budget Act of 2015 (42 U.S.C. 6241, 6239 note), and section 5010 of the 21st Century Cures Act (Public Law 114-255), \$1,000,000, to remain available until expended.

NORTHEAST HOME HEATING OIL RESERVE

For Department of Energy expenses necessary for Northeast Home Heating Oil Reserve storage, operation, and management activities pursuant to the Energy Policy and Conservation Act (42 U.S.C. 6201 et seq.), \$6,500,000, to remain available until expended.

ENERGY INFORMATION ADMINISTRATION

For Department of Energy expenses necessary in carrying out the activities of the Energy Information Administration, \$126,800,000, to remain available until expended.

NON-DEFENSE ENVIRONMENTAL CLEANUP

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses necessary for non-defense environmental cleanup activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$319,200,000, to remain available until expended: *Provided*, That, in addition, fees collected pursuant to subsection (b)(1) of section 6939f of title 42, United States Code, and deposited under this heading in fiscal year 2021 pursuant to section 309 of title III of division C of Public Law 116-94 are appropriated, to remain available until expended, for mercury storage costs.

URANIUM ENRICHMENT DECONTAMINATION AND DECOMMISSIONING FUND

For Department of Energy expenses necessary in carrying out uranium enrichment facility decontamination and decommissioning, remedial actions, and other activities of title II of the

Atomic Energy Act of 1954, and title X, subtitle A, of the Energy Policy Act of 1992, \$841,000,000, to be derived from the Uranium Enrichment Decontamination and Decommissioning Fund, to remain available until expended, of which \$5,000,000 shall be available in accordance with title X, subtitle A, of the Energy Policy Act of 1992.

SCIENCE

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for science activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, and purchase of not more than 35 passenger motor vehicles for replacement only, \$7,026,000,000, to remain available until expended: *Provided*, That of such amount, \$192,000,000 shall be available until September 30, 2022, for program direction: *Provided further*, That of the amount provided under this heading in this Act, \$2,300,000,000 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.

NUCLEAR WASTE DISPOSAL

For Department of Energy expenses necessary for nuclear waste disposal activities to carry out the purposes of the Nuclear Waste Policy Act of 1982, Public Law 97-425, as amended, including interim storage activities, \$27,500,000, to remain available until expended, of which \$7,500,000 shall be derived from the Nuclear Waste Fund.

ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

For Department of Energy expenses necessary in carrying out the activities authorized by section 5012 of the America COMPETES Act (Public Law 110-69), \$427,000,000, to remain available until expended: *Provided*, That of such amount, \$35,000,000 shall be available until September 30, 2022, for program direction.

TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE PROGRAM

(INCLUDING RESCISSION OF FUNDS)

Such sums as are derived from amounts received from borrowers pursuant to section 1702(b) of the Energy Policy Act of 2005 under this heading in prior Acts, shall be collected in accordance with section 502(7) of the Congressional Budget Act of 1974: *Provided*, That for necessary administrative expenses of the Title 17 Innovative Technology Loan Guarantee Program, as authorized, \$32,000,000 is appropriated, to remain available until September 30, 2022: *Provided further*, That up to \$32,000,000 of fees collected in fiscal year 2021 pursuant to section 1702(h) of the Energy Policy Act of 2005 shall be credited as offsetting collections under this heading and used for necessary administrative expenses in this appropriation

and shall remain available until September 30, 2022: *Provided further*, That to the extent that fees collected in fiscal year 2021 exceed \$32,000,000, those excess amounts shall be credited as offsetting collections under this heading and available in future fiscal years only to the extent provided in advance in appropriations Acts: *Provided further*, That the sum herein appropriated from the general fund shall be reduced (1) as such fees are received during fiscal year 2021 (estimated at \$3,000,000) and (2) to the extent that any remaining general fund appropriations can be derived from fees collected in previous fiscal years that are not otherwise appropriated, so as to result in a final fiscal year 2021 appropriation from the general fund estimated at \$0: *Provided further*, That the Department of Energy shall not subordinate any loan obligation to other financing in violation of section 1702 of the Energy Policy Act of 2005 or subordinate any Guaranteed Obligation to any loan or other debt obligations in violation of section 609.10 of title 10, Code of Federal Regulations: *Provided further*, That, of the unobligated balances available under the heading “Department of Energy—Energy Programs—Title 17—Innovative Technology Loan Guarantee Program” in the American Recovery and Reinvestment Act of 2009 (Public Law 111–5) for the cost of guaranteed loans authorized by section 1705 of the Energy Policy Act of 2005, \$392,000,000 are hereby rescinded: *Provided further*, That the amounts rescinded pursuant to the preceding proviso that were previously designated by the Congress as an emergency requirement pursuant to section 204(a) of S. Con. Res. 21 (110th Congress) and section 301(b)(2) of S. Con. Res. 70 (110th Congress), the concurrent resolutions on the budget for fiscal years 2008 and 2009, 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.

ADVANCED TECHNOLOGY VEHICLES MANUFACTURING LOAN
PROGRAM

(INCLUDING RESCISSION OF FUNDS)

For Department of Energy administrative expenses necessary in carrying out the Advanced Technology Vehicles Manufacturing Loan Program, \$5,000,000, to remain available until September 30, 2022: *Provided*, That, of the unobligated balances available from amounts appropriated for the costs of direct loans in section 129 of division A of the Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009 (Public Law 110–329), \$1,908,000,000 are hereby rescinded: *Provided further*, That the amounts rescinded pursuant to the preceding proviso that were previously designated by the Congress as an emergency requirement pursuant to section 204(a) of S. Con. Res. 21 (110th Congress) and section 301(b)(2) of S. Con. Res. 70 (110th Congress), the concurrent resolutions on the budget for fiscal years 2008 and 2009, 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.

TRIBAL ENERGY LOAN GUARANTEE PROGRAM

For Department of Energy administrative expenses necessary in carrying out the Tribal Energy Loan Guarantee Program, \$2,000,000, to remain available until September 30, 2022.

OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS

For necessary expenses for Indian Energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), \$22,000,000, to remain available until expended: *Provided*, That, of the amount appropriated under this heading, \$5,000,000 shall be available until September 30, 2022, for program direction.

DEPARTMENTAL ADMINISTRATION

For salaries and expenses of the Department of Energy necessary for departmental administration in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), \$259,378,000, to remain available until September 30, 2022, including the hire of passenger motor vehicles and official reception and representation expenses not to exceed \$30,000, plus such additional amounts as necessary to cover increases in the estimated amount of cost of work for others notwithstanding the provisions of the Anti-Deficiency Act (31 U.S.C. 1511 et seq.): *Provided*, That such increases in cost of work are offset by revenue increases of the same or greater amount: *Provided further*, That moneys received by the Department for miscellaneous revenues estimated to total \$93,378,000 in fiscal year 2021 may be retained and used for operating expenses within this account, as authorized by section 201 of Public Law 95-238, notwithstanding the provisions of 31 U.S.C. 3302: *Provided further*, That the sum herein appropriated shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2021 appropriation from the general fund estimated at not more than \$166,000,000.

OFFICE OF THE INSPECTOR GENERAL

For expenses necessary for the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$57,739,000, to remain available until September 30, 2022.

ATOMIC ENERGY DEFENSE ACTIVITIES

NATIONAL NUCLEAR SECURITY ADMINISTRATION

WEAPONS ACTIVITIES

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other incidental expenses necessary for atomic energy defense weapons activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, and the purchase of not to exceed one aircraft, one ambulance, and two passenger

buses, for replacement only, \$15,345,000,000, to remain available until expended: *Provided*, That of such amount, \$75,000,000 shall be available for the Uranium Reserve Program: *Provided further*, That of such amount, \$123,684,000 shall be available until September 30, 2022, for program direction.

DEFENSE NUCLEAR NONPROLIFERATION

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other incidental expenses necessary for defense nuclear nonproliferation activities, in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$2,260,000,000, to remain available until expended.

NAVAL REACTORS

(INCLUDING TRANSFER OF FUNDS)

For Department of Energy expenses necessary for naval reactors activities to carry out the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition (by purchase, condemnation, construction, or otherwise) of real property, plant, and capital equipment, facilities, and facility expansion, \$1,684,000,000, to remain available until expended, of which, \$91,000,000 shall be transferred to “Department of Energy—Energy Programs—Nuclear Energy”, for the Advanced Test Reactor: *Provided*, That of such amount, \$51,700,000 shall be available until September 30, 2022, for program direction.

FEDERAL SALARIES AND EXPENSES

For expenses necessary for Federal Salaries and Expenses in the National Nuclear Security Administration, \$443,200,000, to remain available until September 30, 2022, including official reception and representation expenses not to exceed \$17,000.

ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES

DEFENSE ENVIRONMENTAL CLEANUP

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses necessary for atomic energy defense environmental cleanup activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, and the purchase of not to exceed 1 passenger minivan for replacement only, \$6,426,000,000, to remain available until expended: *Provided*, That of such amount, \$289,000,000 shall be available until September 30, 2022, for program direction.

OTHER DEFENSE ACTIVITIES

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses, necessary for atomic energy defense, other defense activities, and classified activities, in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, \$920,000,000, to remain available until expended: *Provided*, That of such amount, \$334,948,000 shall be available until September 30, 2022, for program direction.

POWER MARKETING ADMINISTRATIONS

BONNEVILLE POWER ADMINISTRATION FUND

Expenditures from the Bonneville Power Administration Fund, established pursuant to Public Law 93-454, are approved for official reception and representation expenses in an amount not to exceed \$5,000: *Provided*, That during fiscal year 2021, no new direct loan obligations may be made.

OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
ADMINISTRATION

For expenses necessary for operation and maintenance of power transmission facilities and for marketing electric power and energy, including transmission wheeling and ancillary services, pursuant to section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the southeastern power area, \$7,246,000, including official reception and representation expenses in an amount not to exceed \$1,500, to remain available until expended: *Provided*, That notwithstanding 31 U.S.C. 3302 and section 5 of the Flood Control Act of 1944, up to \$7,246,000 collected by the Southeastern Power Administration from the sale of power and related services shall be credited to this account as discretionary offsetting collections, to remain available until expended for the sole purpose of funding the annual expenses of the Southeastern Power Administration: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2021 appropriation estimated at not more than \$0: *Provided further*, That notwithstanding 31 U.S.C. 3302, up to \$52,000,000 collected by the Southeastern Power Administration pursuant to the Flood Control Act of 1944 to recover purchase power and wheeling expenses shall be credited to this account as offsetting collections, to remain available until expended for the sole purpose of making purchase power and wheeling expenditures: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

OPERATION AND MAINTENANCE, SOUTHWESTERN POWER
ADMINISTRATION

For expenses necessary for operation and maintenance of power transmission facilities and for marketing electric power and energy, for construction and acquisition of transmission lines, substations and appurtenant facilities, and for administrative expenses, including official reception and representation expenses in an amount not to exceed \$1,500 in carrying out section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), as applied to the Southwestern Power Administration, \$47,540,000, to remain available until expended: *Provided*, That notwithstanding 31 U.S.C. 3302 and section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), up to \$37,140,000 collected by the Southwestern Power Administration from the sale of power and related services shall be credited to this account as discretionary offsetting collections, to remain available until expended, for the sole purpose of funding the annual expenses of the Southwestern Power Administration: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2021 appropriation estimated at not more than \$10,400,000: *Provided further*, That notwithstanding 31 U.S.C. 3302, up to \$34,000,000 collected by the Southwestern Power Administration pursuant to the Flood Control Act of 1944 to recover purchase power and wheeling expenses shall be credited to this account as offsetting collections, to remain available until expended for the sole purpose of making purchase power and wheeling expenditures: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE,
WESTERN AREA POWER ADMINISTRATION

For carrying out the functions authorized by title III, section 302(a)(1)(E) of the Act of August 4, 1977 (42 U.S.C. 7152), and other related activities including conservation and renewable resources programs as authorized, \$259,126,000, including official reception and representation expenses in an amount not to exceed \$1,500, to remain available until expended, of which \$259,126,000 shall be derived from the Department of the Interior Reclamation Fund: *Provided*, That notwithstanding 31 U.S.C. 3302, section 5 of the Flood Control Act of 1944 (16 U.S.C. 825s), and section 1 of the Interior Department Appropriation Act, 1939 (43 U.S.C. 392a), up to \$169,754,000 collected by the Western Area Power Administration from the sale of power and related services shall be credited to this account as discretionary offsetting collections, to remain available until expended, for the sole purpose of funding the annual expenses of the Western Area Power Administration: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2021 appropriation estimated at not more than \$89,372,000, of which \$89,372,000 is derived from the Reclamation Fund: *Provided further*, That notwithstanding 31

U.S.C. 3302, up to \$192,000,000 collected by the Western Area Power Administration pursuant to the Flood Control Act of 1944 and the Reclamation Project Act of 1939 to recover purchase power and wheeling expenses shall be credited to this account as offsetting collections, to remain available until expended for the sole purpose of making purchase power and wheeling expenditures: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

FALCON AND AMISTAD OPERATING AND MAINTENANCE FUND

For operation, maintenance, and emergency costs for the hydroelectric facilities at the Falcon and Amistad Dams, \$5,776,000, to remain available until expended, and to be derived from the Falcon and Amistad Operating and Maintenance Fund of the Western Area Power Administration, as provided in section 2 of the Act of June 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding the provisions of that Act and of 31 U.S.C. 3302, up to \$5,548,000 collected by the Western Area Power Administration from the sale of power and related services from the Falcon and Amistad Dams shall be credited to this account as discretionary offsetting collections, to remain available until expended for the sole purpose of funding the annual expenses of the hydroelectric facilities of these Dams and associated Western Area Power Administration activities: *Provided further*, That the sum herein appropriated for annual expenses shall be reduced as collections are received during the fiscal year so as to result in a final fiscal year 2021 appropriation estimated at not more than \$228,000: *Provided further*, That for purposes of this appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred: *Provided further*, That for fiscal year 2021, the Administrator of the Western Area Power Administration may accept up to \$1,526,000 in funds contributed by United States power customers of the Falcon and Amistad Dams for deposit into the Falcon and Amistad Operating and Maintenance Fund, and such funds shall be available for the purpose for which contributed in like manner as if said sums had been specifically appropriated for such purpose: *Provided further*, That any such funds shall be available without further appropriation and without fiscal year limitation for use by the Commissioner of the United States Section of the International Boundary and Water Commission for the sole purpose of operating, maintaining, repairing, rehabilitating, replacing, or upgrading the hydroelectric facilities at these Dams in accordance with agreements reached between the Administrator, Commissioner, and the power customers.

FEDERAL ENERGY REGULATORY COMMISSION

SALARIES AND EXPENSES

For expenses necessary for the Federal Energy Regulatory Commission to carry out the provisions of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including services as au-

thorized by 5 U.S.C. 3109, official reception and representation expenses not to exceed \$3,000, and the hire of passenger motor vehicles, \$404,350,000, to remain available until expended: *Provided*, That notwithstanding any other provision of law, not to exceed \$404,350,000 of revenues from fees and annual charges, and other services and collections in fiscal year 2021 shall be retained and used for expenses necessary in this account, and shall remain available until expended: *Provided further*, That the sum herein appropriated from the general fund shall be reduced as revenues are received during fiscal year 2021 so as to result in a final fiscal year 2021 appropriation from the general fund estimated at not more than \$0.

GENERAL PROVISIONS—DEPARTMENT OF ENERGY

(INCLUDING TRANSFER OF FUNDS)

SEC. 301. (a) No appropriation, funds, or authority made available by this title for the Department of Energy shall be used to initiate or resume any program, project, or activity or to prepare or initiate Requests For Proposals or similar arrangements (including Requests for Quotations, Requests for Information, and Funding Opportunity Announcements) for a program, project, or activity if the program, project, or activity has not been funded by Congress.

(b)(1) Unless the Secretary of Energy notifies the Committees on Appropriations of both Houses of Congress at least 3 full business days in advance, none of the funds made available in this title may be used to—

(A) make a grant allocation or discretionary grant award totaling \$1,000,000 or more;

(B) make a discretionary contract award or Other Transaction Agreement totaling \$1,000,000 or more, including a contract covered by the Federal Acquisition Regulation;

(C) issue a letter of intent to make an allocation, award, or Agreement in excess of the limits in subparagraph (A) or (B); or

(D) announce publicly the intention to make an allocation, award, or Agreement in excess of the limits in subparagraph (A) or (B).

(2) The Secretary of Energy shall submit to the Committees on Appropriations of both Houses of Congress within 15 days of the conclusion of each quarter a report detailing each grant allocation or discretionary grant award totaling less than \$1,000,000 provided during the previous quarter.

(3) The notification required by paragraph (1) and the report required by paragraph (2) shall include the recipient of the award, the amount of the award, the fiscal year for which the funds for the award were appropriated, the account and program, project, or activity from which the funds are being drawn, the title of the award, and a brief description of the activity for which the award is made.

(c) The Department of Energy may not, with respect to any program, project, or activity that uses budget authority made available in this title under the heading “Department of Energy—Energy

Programs”, enter into a multiyear contract, award a multiyear grant, or enter into a multiyear cooperative agreement unless—

(1) the contract, grant, or cooperative agreement is funded for the full period of performance as anticipated at the time of award; or

(2) the contract, grant, or cooperative agreement includes a clause conditioning the Federal Government’s obligation on the availability of future year budget authority and the Secretary notifies the Committees on Appropriations of both Houses of Congress at least 3 days in advance.

(d) Except as provided in subsections (e), (f), and (g), the amounts made available by this title shall be expended as authorized by law for the programs, projects, and activities specified in the “Final Bill” column in the “Department of Energy” table included under the heading “Title III—Department of Energy” in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act).

(e) The amounts made available by this title may be reprogrammed for any program, project, or activity, and the Department shall notify, and obtain the prior approval of, the Committees on Appropriations of both Houses of Congress at least 30 days prior to the use of any proposed reprogramming that would cause any program, project, or activity funding level to increase or decrease by more than \$5,000,000 or 10 percent, whichever is less, during the time period covered by this Act.

(f) None of the funds provided in this title shall be available for obligation or expenditure through a reprogramming of funds that—

(1) creates, initiates, or eliminates a program, project, or activity;

(2) increases funds or personnel for any program, project, or activity for which funds are denied or restricted by this Act; or

(3) reduces funds that are directed to be used for a specific program, project, or activity by this Act.

(g)(1) The Secretary of Energy may waive any requirement or restriction in this section that applies to the use of funds made available for the Department of Energy if compliance with such requirement or restriction would pose a substantial risk to human health, the environment, welfare, or national security.

(2) The Secretary of Energy shall notify the Committees on Appropriations of both Houses of Congress of any waiver under paragraph (1) as soon as practicable, but not later than 3 days after the date of the activity to which a requirement or restriction would otherwise have applied. Such notice shall include an explanation of the substantial risk under paragraph (1) that permitted such waiver.

(h) The unexpended balances of prior appropriations provided for activities in this Act may be available to the same appropriation accounts for such activities established pursuant to this title. Available balances may be merged with funds in the applicable established accounts and thereafter may be accounted for as one fund for the same time period as originally enacted.

SEC. 302. Funds appropriated by this or any other Act, or made available by the transfer of funds in this Act, for intelligence activities are deemed to be specifically authorized by the Congress for

purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 3094) during fiscal year 2021 until the enactment of the Intelligence Authorization Act for fiscal year 2021.

SEC. 303. None of the funds made available in this title shall be used for the construction of facilities classified as high-hazard nuclear facilities under 10 CFR Part 830 unless independent oversight is conducted by the Office of Enterprise Assessments to ensure the project is in compliance with nuclear safety requirements.

SEC. 304. None of the funds made available in this title may be used to approve critical decision-2 or critical decision-3 under Department of Energy Order 413.3B, or any successive departmental guidance, for construction projects where the total project cost exceeds \$100,000,000, until a separate independent cost estimate has been developed for the project for that critical decision.

SEC. 305. Notwithstanding section 161 of the Energy Policy and Conservation Act (42 U.S.C. 6241), upon a determination by the President in this fiscal year that a regional supply shortage of refined petroleum product of significant scope and duration exists, that a severe increase in the price of refined petroleum product will likely result from such shortage, and that a draw down and sale of refined petroleum product would assist directly and significantly in reducing the adverse impact of such shortage, the Secretary of Energy may draw down and sell refined petroleum product from the Strategic Petroleum Reserve. Proceeds from a sale under this section shall be deposited into the SPR Petroleum Account established in section 167 of the Energy Policy and Conservation Act (42 U.S.C. 6247), and such amounts shall be available for obligation, without fiscal year limitation, consistent with that section.

SEC. 306. (a) Of the offsetting collections, including unobligated balances of such collections, in the “Department of Energy—Power Marketing Administration—Colorado River Basins Power Marketing Fund, Western Area Power Administration”, \$21,400,000 shall be transferred to the “Department of the Interior—Bureau of Reclamation—Upper Colorado River Basin Fund” for the Bureau of Reclamation to carry out environmental stewardship and endangered species recovery efforts.

(b) No funds shall be transferred directly from “Department of Energy—Power Marketing Administration—Colorado River Basins Power Marketing Fund, Western Area Power Administration” to the general fund of the Treasury in the current fiscal year.

TITLE IV

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

For expenses necessary to carry out the programs authorized by the Appalachian Regional Development Act of 1965, and for expenses necessary for the Federal Co-Chairman and the Alternate on the Appalachian Regional Commission, for payment of the Federal share of the administrative expenses of the Commission, including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, \$180,000,000, to remain available until expended.

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

SALARIES AND EXPENSES

For expenses necessary for the Defense Nuclear Facilities Safety Board in carrying out activities authorized by the Atomic Energy Act of 1954, as amended by Public Law 100-456, section 1441, \$31,000,000, to remain available until September 30, 2022.

DELTA REGIONAL AUTHORITY

SALARIES AND EXPENSES

For expenses necessary for the Delta Regional Authority and to carry out its activities, as authorized by the Delta Regional Authority Act of 2000, notwithstanding sections 382F(d), 382M, and 382N of said Act, \$30,000,000, to remain available until expended.

DENALI COMMISSION

For expenses necessary for the Denali Commission including the purchase, construction, and acquisition of plant and capital equipment as necessary and other expenses, \$15,000,000, to remain available until expended, notwithstanding the limitations contained in section 306(g) of the Denali Commission Act of 1998: *Provided*, That funds shall be available for construction projects in an amount not to exceed 80 percent of total project cost for distressed communities, as defined by section 307 of the Denali Commission Act of 1998 (division C, title III, Public Law 105-277), as amended by section 701 of appendix D, title VII, Public Law 106-113 (113 Stat. 1501A-280), and an amount not to exceed 50 percent for non-distressed communities: *Provided further*, That notwithstanding any other provision of law regarding payment of a non-Federal share in connection with a grant-in-aid program, amounts under this heading shall be available for the payment of such a non-Federal share for programs undertaken to carry out the purposes of the Commission.

NORTHERN BORDER REGIONAL COMMISSION

For expenses necessary for the Northern Border Regional Commission in carrying out activities authorized by subtitle V of title 40, United States Code, \$30,000,000, to remain available until expended: *Provided*, That such amounts shall be available for administrative expenses, notwithstanding section 15751(b) of title 40, United States Code.

SOUTHEAST CRESCENT REGIONAL COMMISSION

For expenses necessary for the Southeast Crescent Regional Commission in carrying out activities authorized by subtitle V of title 40, United States Code, \$1,000,000, to remain available until expended.

SOUTHWEST BORDER REGIONAL COMMISSION

For expenses necessary for the Southwest Border Regional Commission in carrying out activities authorized by subtitle V of title

40, United States Code, \$250,000, to remain available until expended.

NUCLEAR REGULATORY COMMISSION

SALARIES AND EXPENSES

For expenses necessary for the Commission in carrying out the purposes of the Energy Reorganization Act of 1974 and the Atomic Energy Act of 1954, \$830,900,000, including official representation expenses not to exceed \$25,000, to remain available until expended: *Provided*, That of the amount appropriated herein, not more than \$9,500,000 may be made available for salaries, travel, and other support costs for the Office of the Commission, to remain available until September 30, 2022: *Provided further*, That revenues from licensing fees, inspection services, and other services and collections estimated at \$710,293,000 in fiscal year 2021 shall be retained and used for necessary salaries and expenses in this account, notwithstanding 31 U.S.C. 3302, and shall remain available until expended: *Provided further*, That the sum herein appropriated shall be reduced by the amount of revenues received during fiscal year 2021 so as to result in a final fiscal year 2021 appropriation estimated at not more than \$120,607,000.

OFFICE OF INSPECTOR GENERAL

For expenses necessary for the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$13,499,000, to remain available until September 30, 2022: *Provided*, That revenues from licensing fees, inspection services, and other services and collections estimated at \$11,106,000 in fiscal year 2021 shall be retained and be available until September 30, 2022, for necessary salaries and expenses in this account, notwithstanding section 3302 of title 31, United States Code: *Provided further*, That the sum herein appropriated shall be reduced by the amount of revenues received during fiscal year 2021 so as to result in a final fiscal year 2021 appropriation estimated at not more than \$2,393,000: *Provided further*, That of the amounts appropriated under this heading, \$1,206,000 shall be for Inspector General services for the Defense Nuclear Facilities Safety Board.

NUCLEAR WASTE TECHNICAL REVIEW BOARD

SALARIES AND EXPENSES

For expenses necessary for the Nuclear Waste Technical Review Board, as authorized by Public Law 100-203, section 5051, \$3,600,000, to be derived from the Nuclear Waste Fund, to remain available until September 30, 2022.

GENERAL PROVISIONS—INDEPENDENT AGENCIES

SEC. 401. The Nuclear Regulatory Commission shall comply with the July 5, 2011, version of Chapter VI of its Internal Commission Procedures when responding to Congressional requests for information, consistent with Department of Justice guidance for all Federal agencies.

SEC. 402. (a) The amounts made available by this title for the Nuclear Regulatory Commission may be reprogrammed for any program, project, or activity, and the Commission shall notify the Committees on Appropriations of both Houses of Congress at least 30 days prior to the use of any proposed reprogramming that would cause any program funding level to increase or decrease by more than \$500,000 or 10 percent, whichever is less, during the time period covered by this Act.

(b)(1) The Nuclear Regulatory Commission may waive the notification requirement in subsection (a) if compliance with such requirement would pose a substantial risk to human health, the environment, welfare, or national security.

(2) The Nuclear Regulatory Commission shall notify the Committees on Appropriations of both Houses of Congress of any waiver under paragraph (1) as soon as practicable, but not later than 3 days after the date of the activity to which a requirement or restriction would otherwise have applied. Such notice shall include an explanation of the substantial risk under paragraph (1) that permitted such waiver and shall provide a detailed report to the Committees of such waiver and changes to funding levels to programs, projects, or activities.

(c) Except as provided in subsections (a), (b), and (d), the amounts made available by this title for "Nuclear Regulatory Commission—Salaries and Expenses" shall be expended as directed in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act).

(d) None of the funds provided for the Nuclear Regulatory Commission shall be available for obligation or expenditure through a reprogramming of funds that increases funds or personnel for any program, project, or activity for which funds are denied or restricted by this Act.

(e) The Commission shall provide a monthly report to the Committees on Appropriations of both Houses of Congress, which includes the following for each program, project, or activity, including any prior year appropriations—

- (1) total budget authority;
- (2) total unobligated balances; and
- (3) total unliquidated obligations.

TITLE V

GENERAL PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

SEC. 501. None of the funds appropriated by this Act may be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress, other than to communicate to Members of Congress as described in 18 U.S.C. 1913.

SEC. 502. (a) None of the funds made available in title III of this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by or transfer authority provided in this Act or any other appropriations Act for any fiscal year, transfer authority referenced

in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), or any authority whereby a department, agency, or instrumentality of the United States Government may provide goods or services to another department, agency, or instrumentality.

(b) None of the funds made available for any department, agency, or instrumentality of the United States Government may be transferred to accounts funded in title III of this Act, except pursuant to a transfer made by or transfer authority provided in this Act or any other appropriations Act for any fiscal year, transfer authority referenced in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), or any authority whereby a department, agency, or instrumentality of the United States Government may provide goods or services to another department, agency, or instrumentality.

(c) The head of any relevant department or agency funded in this Act utilizing any transfer authority shall submit to the Committees on Appropriations of both Houses of Congress a semiannual report detailing the transfer authorities, except for any authority whereby a department, agency, or instrumentality of the United States Government may provide goods or services to another department, agency, or instrumentality, used in the previous 6 months and in the year-to-date. This report shall include the amounts transferred and the purposes for which they were transferred, and shall not replace or modify existing notification requirements for each authority.

SEC. 503. None of the funds made available by this Act may be used in contravention of Executive Order No. 12898 of February 11, 1994 (Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations).

SEC. 504. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, Tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

SEC. 505. (a) Requirements relating to non-Federal cost-share grants and cooperative agreements for the Delta Regional Authority under section 382D of the Agricultural Act of 1961 and Consolidated Farm and Rural Development Act (7 U.S.C. 2009aa-3) are waived for grants awarded in fiscal year 2020 and in subsequent years in response to economic distress directly related to the impacts of the Coronavirus Disease (COVID-19).

(b) Requirements relating to non-Federal cost-share grants and cooperative agreements for the Northern Border Regional Commission under section 15501(d) of title 40, United States Code, are waived for grants awarded in fiscal year 2020 and in subsequent years in response to economic distress directly related to the impacts of the Coronavirus Disease (COVID-19).

(c) Requirements relating to non-Federal cost-share grants and cooperative agreements for the Denali Commission are waived for grants awarded in fiscal year 2020 and in subsequent years in re-

sponse to economic distress directly related to the impacts of the Coronavirus Disease (COVID-19).

SEC. 506. Of the unavailable collections currently in the United States Enrichment Corporation Fund, \$291,000,000 shall be transferred to and merged with the Uranium Enrichment Decontamination and Decommissioning Fund and shall be available only to the extent provided in advance in appropriations Acts.

This division may be cited as the “Energy and Water Development and Related Agencies Appropriations Act, 2021”.

[CLERK'S NOTE.—Reproduced below is the material relating to division D contained in the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

DIVISION D—ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

The following statement to the House of Representatives and the Senate is submitted in explanation of the agreed upon Act making appropriations for energy and water development for the fiscal year ending September 30, 2021, and for other purposes.

The explanatory statement accompanying this division is approved and indicates congressional intent. Unless otherwise noted, the language set forth in House Report 116–449 carries the same weight as the language included in this explanatory statement and should be complied with unless specifically addressed to the contrary in this explanatory statement. While some language is repeated for emphasis, it is not intended to negate the language referred to above unless expressly provided herein. Additionally, where this explanatory statement states that the “agreement only includes” or “the following is the only” direction, any direction included in the House report on that matter shall be considered as replaced with the direction provided within this explanatory statement. In cases where the House has directed the submission of a report, such report is to be submitted to the Committees on Appropriations of both Houses of Congress. House reporting requirements with deadlines prior to or within 15 days of the enactment of this Act shall be submitted not later than 60 days after enactment of this Act. All other reporting deadlines not changed by this explanatory statement are to be met.

Funds for the individual programs and activities within the accounts in this Act are displayed in the detailed table at the end of the explanatory statement for this Act. Funding levels that are not displayed in the detailed table are identified in this explanatory statement.

In fiscal year 2021, for purposes of the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99–177), the following information provides the definition of the term “program, project, or activity” for departments and agencies under the jurisdiction of the Energy and Water Development and Related Agencies Appropriations Act. The term “program, project, or activity” shall include the most specific level of budget items identified in the Energy and Water Development and Related Agencies Appropriations Act, 2021 and the explanatory statement accompanying this Act.

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H8311 of Book IV.

The agreement reiterates House direction regarding the Salton Sea, California.

Federal Law Enforcement.—The agreement notes that the explanatory statement accompanying the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021 directs the Attorney General to ensure implementation of evidence-based training programs on de-escalation and the use-of-force, as well as on police-community relations, that are broadly applicable and scalable to all federal law enforcement agencies. The agreement further notes that several agencies funded by this Act employ federal law enforcement officers and are Federal Law Enforcement Training Centers partner organizations. The agreement directs such agencies to consult with the Attorney General regarding the implementation of these programs for their law enforcement officers. The agreement further directs such agencies to brief the Committees on Appropriations of both Houses of Congress on their efforts relating to such implementation not later than 90 days after consultation with the Attorney General. In addition, the agreement directs such agencies, to the extent they are not already participating, to consult with the Attorney General and the Director of the FBI regarding participation in the National Use-of-Force Data Collection. The agreement further directs such agencies to brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on their current efforts to so participate.

No specific funds for rejecting any application for a grant available under funds appropriated by this Act because of the use of the term “global warming”, the term “climate change”, or the term “sea level rise” in the application are included for any agency funded in this Act.

TITLE I—CORPS OF ENGINEERS—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

The summary tables included in this title set forth the dispositions with respect to the individual appropriations, projects, and activities of the Corps of Engineers (Corps). Additional items of this Act are discussed below.

Advanced Funds Agreements.—Under the advanced funds authority, the Corps is authorized to accept, from a state or political subdivision thereof, all funds covering both the federal and non-federal share of total project costs required to construct an authorized water resources development project or separable element thereof. Based on the non-federal sponsor’s commitment to provide all funds required to construct a project, or separable element thereof, the Corps may undertake construction of the project prior to a new start determination related to federal funding for the project. In light of a non-federal sponsor’s commitment to provide all funding required for construction of the project, or separable element thereof, the agreement directs that federal funds should not be provided for such construction. Instead, for such projects, any federal funding may be provided only after completion of construction, as repayment of the federal share of such construction, from funding

provided for reimbursements or repayments, and would be subject to a new start designation. This direction is not intended to apply to any project with an advanced funds project partnership agreement that is currently under construction.

Asian Carp.—The Corps is currently engaged in a multipronged effort to stop Asian carp from reaching the Great Lakes. The long-term solution involves the Great Lakes and Mississippi River Interbasin Study [GLMRIS], which was authorized by Congress under Section 3061(d) of the Water Resources Development Act of 2007 (Public Law 110–114). Until that project is operational, a near-term solution is needed to bring the Chicago Sanitary Ship Canal (CSSC) Fish Barrier online to its full designed capacity. Per the GLMRIS, the Brandon Road Lock and Dam in Joliet, Illinois, is critical to keeping Asian carp out of the Chicago Area Waterways System, which is the only continuous connection between the Great Lakes and Mississippi River basins. These efforts are essential to protecting the Great Lakes ecosystem and the \$7,000,000,000 recreational fishing and \$16,000,000,000 boating industries.

Last year, the Corps sent Congress an approved Chief's Report, which included a positive recommendation for a plan to build a comprehensive suite of measures to counter Asian carp at the Brandon Road Lock and Dam, a critical choke point to halt the spread of invasive species in the Illinois River. In addition, the existing electric dispersal barrier in the CSSC is presently the only structural measure to deter Asian carp from reaching Lake Michigan.

As the Corps prioritizes projects, it shall consider critical projects to prevent the spread of invasive species. The Corps is reminded that the GLMRIS Brandon Road project is eligible to compete for additional funding within the Investigations account for Pre-construction Engineering and Design (PED). The agreement notes that the Corps is finalizing an agreement with the State of Illinois to be the lead non-federal sponsor of the project and that the states of Illinois and Michigan have provided funding to allow PED to move forward. The Corps shall expeditiously work with the non-federal sponsor to execute a design agreement.

The agreement also notes that the Corps has invested significant resources in building and maintaining a permanent electric barrier on the Chicago waterway system, the CSSC Fish Barrier. There is concern that the administration has not allocated funds to enable the Corps and the U.S. Coast Guard to complete safety assessments necessary to ensure that upgrades to the electric barrier are operational. The Corps is reminded that this project may compete for additional funding needed to complete the second electrode array, which would improve the effectiveness of the barrier system and provide operational redundancy. A complete CSSC Fish Barrier will ensure that the barrier can operate at its designed capacity.

The Corps and other federal and state agencies are conducting ongoing research on additional potential Asian carp solutions. The Corps shall continue to collaborate at levels commensurate with previous years with the U.S. Coast Guard, the U.S. Fish and Wildlife Service, the State of Illinois, and members of the Asian Carp Regional Coordinating Committee, including identifying navigation

protocols that would be beneficial or effective in reducing the risk of vessels inadvertently carrying aquatic invasive species, including Asian carp, through the Brandon Road Lock and Dam in Joliet, Illinois. The Corps is further directed to implement navigation protocols shown to be effective at reducing the risk of entrainment without jeopardizing the safety of vessels and crews.

The Corps is directed to provide to the Committees on Appropriations of both Houses of Congress starting not later than 30 days after enactment of this Act quarterly updates on the progress and status of efforts to prevent the further spread of Asian carp, including the status of completing the upgrades to and testing of the CSSC Fish Barrier; of the design agreement; of implementing the Brandon Road Recommended Plan; the location and density of carp populations; the use of emergency procedures previously authorized by the Congress; and the development, consideration, and implementation of new technological and structural countermeasures, including beneficial navigational protocols.

Budget Structure Changes.—The fiscal year 2021 budget request for the Corps proposed numerous structural changes, including the creation of two new accounts (Harbor Maintenance Trust Fund and Inland Waterways Trust Fund); the shifting of various studies and projects between accounts and business lines; and the consolidation of certain remaining items. The agreement rejects all such proposed changes and instead funds all activities in the accounts in which funding has traditionally been provided. Unless expressly noted, all projects and studies remain at the levels proposed in the budget request but may be funded in different accounts. In particular:

Projects proposed for funding in the Harbor Maintenance Trust Fund account in the budget request are funded in the Construction, Mississippi River and Tributaries, and Operation and Maintenance accounts, as appropriate;

Dam safety modification studies, proposed in the Investigations account in the budget request, are funded in the Dam Safety and Seepage/Stability Correction Program within the Construction account;

Sand mitigation projects, proposed in the Harbor Maintenance Trust Fund account in the budget request, are funded in the Construction account;

National Shoreline Management Study and Interagency and International Support activities are not consolidated within the Coordination with Other Water Resource Agencies remaining item in Investigations;

Disposition studies will continue to be funded under the remaining item Disposition of Completed Projects in the Investigations account;

Tribal Partnership Projects will continue to be funded under the Tribal Partnership Program remaining item in the Construction account, and these amounts may be used to cover necessary administrative expenses prior to agreement execution;

Access to Water Data, Coastal Field Data Collection, Hydrologic Studies, Remote Sensing/Geographic Information System Support, Scientific and Technical Information Centers, and Tri-Service

CADD/GIS Technology Center are not consolidated under the new proposed Technology Application Program in Investigations;

Inspection of Completed Works, Project Condition Surveys, Scheduling of Reservoir Operations and Surveillance of Northern Boundary Waters will continue to be funded under States instead of consolidated into a national program as requested in the Operation and Maintenance account;

Inspection of Completed Works will continue to be funded under the individual States instead of consolidated into a national program as requested in the Mississippi River and Tributaries;

Dam Safety and Seepage/Stability Correction Program management costs, proposed in the Expenses account in the budget request, are funded in the program within the Construction account.

The Poplar Island, Maryland, beneficial use of dredged material project has been re-categorized as within the environmental restoration business line as is appropriate and as was the case in previous years.

For any fiscal year, if the Corps proposes budget structure changes, the budget proposal shall be accompanied by a display of the funding request in the traditional budget structure.

Columbia River Treaty.— House direction regarding the Columbia River Treaty is not included.

Inland Waterways System.—The only direction in the agreement is included in the Construction account.

Regional Dredge Demonstration Program.—The Corps shall continue to provide to the Committees on Appropriations of both Houses of Congress quarterly briefings on the status of the demonstration program, including regular updates on the effectiveness of the program, savings realized, and lessons learned. The Corps is encouraged to apply effective approaches and lessons learned under this program to other areas such as the Atlantic region that could also achieve cost and schedule savings.

Reporting Requirement.—The Corps shall provide to the Committees on Appropriations of both Houses of Congress a quarterly report that shall include the total budget authority and unobligated balances by year for each program, project, or activity, including any prior year appropriations. The Assistant Secretary of the Army (Civil Works) shall provide to the Committees on Appropriations of both Houses of Congress a quarterly report that includes the total budget authority and unobligated balances by year for each activity funded in the Office of the Assistant Secretary of the Army (Civil Works) account, including any prior year appropriations.

Unmanned Aerial Systems.—As follow-up to the reporting requirement found in the fiscal year 2019 Senate Report, the Corps shall brief the Committees on Appropriations of both Houses of Congress about its findings and subsequent actions as it relates to foreign-made small Unmanned Aerial Systems (sUAS). The briefing shall occur not later than 90 days after enactment of this Act and shall include the following: the total number of sUAS in inventory and operation, including a breakdown of those sUAS manufactured in or with critical components produced in the People's Republic of China; and the plan to source additional sUAS from American manufacturers.

ADDITIONAL FUNDING

The agreement includes funding above the budget request to ensure continued improvements to our national economy, public safety, and environmental health that result from water resources projects. This funding is for additional work that either was not included in the budget request or was inadequately budgeted. The bill contains a provision requiring the Corps to allocate funds in accordance with only the direction in this agreement. In lieu of all House and Senate direction—under any heading—regarding additional funding, new starts, and the fiscal year 2021 work plan, the Corps shall follow the direction included in this explanatory statement.

The executive branch retains complete discretion over project-specific allocation decisions within the additional funds provided, subject to only the direction here and under the heading “Additional Funding” or “Additional Funding for Ongoing Work” within each of the Investigations, Construction, Mississippi River and Tributaries, and Operation and Maintenance accounts. A study or project may not be excluded from evaluation for being “inconsistent with administration policy.” Voluntary funding in excess of legally-required cost shares for studies and projects is acceptable, but shall not be used as a criterion for allocating the additional funding provided or for the selection of new starts.

The administration is reminded that these funds are in addition to the budget request, and administration budget metrics shall not be a reason to disqualify a study or project from being funded. It is expected that all of the additional funding provided will be allocated to specific programs, projects, or activities. The focus of the allocation process shall favor the obligation, rather than expenditure, of funds.

The Corps shall evaluate all studies and projects only within accounts and categories consistent with previous congressional funding. When allocating the additional funding provided in this Act, the Corps shall consider eligibility and implementation decisions under Public Law 115–123 and Public Law 116–20 so as to maximize the reduction of risk to public safety and infrastructure and the reduction of future damages from floods and storms nationwide.

A project or study shall be eligible for additional funding within the Investigations, Construction, and Mississippi River and Tributaries accounts if: (1) it has received funding, other than through a reprogramming, in at least one of the previous three fiscal years; (2) it was previously funded and could reach a significant milestone, complete a discrete element of work, or produce significant outputs in calendar year 2021; or (3) as appropriate, it is selected as one of the new starts allowed in accordance with this Act and the additional direction provided below. None of the additional funding in any account may be used for any item where funding was specifically denied or for projects in the Continuing Authorities Program. Funds shall be allocated consistent with statutory cost share requirements.

Work Plan.—Not later than 60 days after enactment of this Act, the Corps shall provide to the Committees on Appropriations of

both Houses of Congress a work plan including the following information: (1) a detailed description of the process and criteria used to evaluate studies and projects; (2) delineation of how these funds are to be allocated; (3) a summary of the work to be accomplished with each allocation, including phase of work and the study or project's remaining cost to complete (excluding Operation and Maintenance); and (4) a list of all studies and projects that were considered eligible for funding but did not receive funding, including an explanation of whether the study or project could have used funds in calendar year 2021 and the specific reasons each study or project was considered as being less competitive for an allocation of funds.

New Starts.—The agreement includes nine new starts for investigations (including one new study start in the Mississippi River and Tributaries account) and seven new starts in the Construction and Mississippi River and Tributaries accounts to be distributed across the authorized mission areas of the Corps.

Of the new starts in the Investigations account three shall be for flood and storm damage reductions studies, of which one shall be for a coastal storm damage reduction study; two shall be for navigation studies; two shall be for environmental restoration studies; and one shall be for a multi-purpose watershed study to assess coastal resiliency. Of the new construction starts, three shall be for navigation projects, one of which shall be for an inland waterways lock and dam modernization project, and one of which shall be for a small or medium-sized harbor; one shall be for an environmental restoration project; one shall be for an environmental restoration project or a multi-purpose project; one shall be for a flood and storm damage reduction project; and one shall be for a flood and storm damage reduction project or a multi-purpose project. No funding shall be used to initiate new programs, projects, or activities in the Operation and Maintenance account. The Corps is reminded that public-private partnership (P3) pilot projects are eligible to compete for new starts in Construction. The Corps shall only allocate up to \$500,000 for feasibility studies that are being funded in their first year.

The Corps is directed to propose a single group of new starts as a part of the work plan. None of the funds may be used for any item for which the agreement has specifically denied funding. The Corps may not change or substitute the new starts selected once the work plan has been provided to the Committees on Appropriations of both Houses of Congress. Each new start shall be funded from the appropriate additional funding line item. Any project for which the new start requirements are not met by the end of calendar year 2021 shall be treated as if the project had not been selected as a new start; such a project shall be required to compete again for new start funding in future years. As all new starts are to be chosen by the Corps, all shall be considered of equal importance, and the expectation is that future budget submissions will include appropriate funding for all new starts selected.

There continues to be confusion regarding the executive branch's policies and guidelines regarding which studies and projects require new start designations. Therefore, the Corps is directed to notify the Committees on Appropriations of both Houses of Congress

at least seven days prior to execution of an agreement for construction of any project except environmental infrastructure projects and projects under the Continuing Authorities Program. Additionally, the agreement reiterates and clarifies previous congressional direction as follows. Neither study nor construction activities related to individual projects authorized under section 1037 of the Water Resources Reform and Development Act (WRRDA) of 2014 shall require a new start or new investment decision; these activities shall be considered ongoing work. No new start or new investment decision shall be required when moving from feasibility to PED. The initiation of construction of an individually authorized project funded within a programmatic line item may not require a new start designation provided that some amount of construction funding under such programmatic line item was appropriated and expended during the previous fiscal year. No new start or new investment decision shall be required to initiate work on a separable element of a project when construction of one or more separable elements of that project was initiated previously; it shall be considered ongoing work. A new construction start shall not be required for work undertaken to correct a design deficiency on an existing federal project; it shall be considered ongoing work. The Corps is reminded that resummptions are just that—resumption of previously-initiated studies or projects and, as such, do not require new start designations.

In addition to the priority factors used to allocate all additional funding provided in the Investigations account, the Corps should give careful consideration to the out-year budget impacts of the studies selected and to whether there appears to be an identifiable local sponsor that will be ready and able to provide, in a timely manner, the necessary cost share for the feasibility and PED phases. The Corps is reminded that the flood and storm damage reduction mission area can include instances where non-federal sponsors are seeking assistance with flood control and unauthorized discharges from permitted wastewater treatment facilities and that the navigation mission area includes work in remote and subsistence harbor areas. Within the flood and storm damage reduction mission, the Corps is urged to strive for an appropriate balance between inland and coastal projects.

In addition to the priority factors used to allocate all additional funding provided in the Construction account, the Corps also shall consider the out-year budget impacts of the selected new starts, the cost sharing sponsor's ability and willingness to promptly provide the cash contribution, if any, as well as required lands, easements, rights-of-way, relocations, and disposal areas. When considering new construction starts, only those that can execute a project cost sharing agreement not later than December 31, 2021, shall be chosen.

To ensure that the new construction starts are affordable and will not unduly delay completion of any ongoing projects, the Secretary is required to submit to the Committees on Appropriations of both Houses of Congress a realistic out-year budget scenario prior to issuing a work allowance for a new start. It is understood that specific budget decisions are made on an annual basis and that this scenario is neither a request for nor a guarantee of future

funding for any project. Nonetheless, this scenario shall include an estimate of annual funding for each new start utilizing a realistic funding scenario through completion of the project, as well as the specific impacts of that estimated funding on the ability of the Corps to make continued progress on each previously funded construction project, including impacts to the optimum timeline and funding requirements of the ongoing projects, and on the ability to consider initiating new projects in the future. The scenario shall assume a Construction account funding level at the average of the past three budget requests.

INVESTIGATIONS

The agreement includes \$153,000,000 for Investigations. The agreement includes legislative language regarding parameters for new study starts.

The allocation for projects and activities within the Investigations account is shown in the following table:

CORPS OF ENGINEERS - INVESTIGATIONS
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
ALASKA		
ELIM SUBSISTENCE HARBOR, AK	110	--- ~
ARIZONA		
BIRD SPRINGS WATERSHED ASSESSMENT, AZ	50	--- ~
ARKANSAS		
THREE RIVERS, AR	3,292	3,292
CALIFORNIA		
CARBON CANYON DAM, SANTA ANA RIVER BASIN, CA	1,500	--- ^
CLEAR CREEK ECOSYSTEM RESTORATION, CA	100	--- ~
LOS ANGELES COUNTY DRAINAGE AREA (CHANNELS), CA	715	--- ~
PRADO DAM, SANTA ANA RIVER BASIN, CA	2,400	--- ^
SALINAS RESERVOIR (SANTA MARGARITA LAKE), CA	79	--- ~
SOUTH SAN FRANCISCO BAY SHORELINE, CA (Phase II)	400	400
SUISUN BAY CHANNEL (SLOUGH), CA	150	--- ~
WEST SACRAMENTO, CA	2,028	2,028
COLORADO		
JOHN MARTIN RESERVOIR, CO	800	--- ^
GEORGIA		
SAVANNAH RIVER BELOW AUGUSTA, GA	150	--- ~
IDAHO		
SWEETWATER CREEK RESTORATION, ID	100	--- ~
ILLINOIS		
INTERBASIN CONTROL OF GREAT LAKES-MISSISSIPPI RIVER AQUATIC NUISANCE SPECIES, IL, IN, OH and WI	50	50
PEORIA SMALL BOAT HARBOR, IL	110	--- ~
KANSAS		
SOLDIER CREEK WATERSHED, KS	45	--- ~
LOUISIANA		
BAYOU COCODERIE AND TRIBUTARIES, LA	500	--- ~

CORPS OF ENGINEERS - INVESTIGATIONS
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
MICHIGAN		
BAY MILLS SHORELINE EROSION, MI	45	--- ~
MINNESOTA		
LOWER ST. ANTHONY FALLS, MISSISSIPPI RIVER, MN	186	--- ~
NEW MEXICO		
PUEBLOS OF ZIA WATERSHED ASSESSMENT, NM	50	--- ~
NORTH CAROLINA		
CAPE FEAR LOCKS AND DAMS 1-3, NC	110	--- ~
NORTH DAKOTA		
GARRISON DAM, LAKE SAKAKAWEA, ND	2,000	--- ^
OHIO		
BOLIVAR DAM (MAGNOLIA LEVEE), OH	3,000	--- ^
OKLAHOMA		
KEYSTONE LAKE, OK	2,700	--- ^
OREGON		
BONNEVILLE LOCK AND DAM, OR and WA	1,500	--- ^
COLUMBIA RIVER TREATY 2024 IMPLEMENTATION, OR	10,260	--- ^
COUGAR LAKE, OR	2,672	--- ^
FOSTER LAKE, OR	2,000	--- ^
GREEN PETER LAKE, OR	2,000	--- ^
HILLS CREEK LAKE, OR	2,400	--- ^
LOOKOUT POINT LAKE, OR	2,400	--- ^
TEXAS		
BENBROOK LAKE, TX	1,500	--- ^
PROCTOR LAKE, TX	3,000	--- ^
VERMONT		
NORTH SPRINGFIELD LAKE, VT	1,500	--- ^
WASHINGTON		
PUGET SOUND NEARSHORE MARINE HABITAT RESTORATION, WA (DUCKABUSH RIVER ESTUARY)	2,563	2,563

CORPS OF ENGINEERS - INVESTIGATIONS
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
SUBTOTAL, PROJECTS LISTED UNDER STATES	52,465	8,333
REMAINING ITEMS		
ADDITIONAL FUNDING		
FLOOD AND STORM DAMAGE REDUCTION	---	10,000
FLOOD CONTROL	---	4,000
SHORE PROTECTION	---	5,000
NAVIGATION	---	8,000
COASTAL AND DEEP-DRAFT	---	6,000
INLAND	---	8,000
OTHER AUTHORIZED PROJECT PURPOSES	---	6,000
ENVIRONMENTAL RESTORATION OR COMPLIANCE	---	17,000
ACCESS TO WATER DATA	---	360 *
COASTAL FIELD DATA COLLECTION	---	2,000 *
COORDINATION WITH OTHER WATER RESOURCE AGENCIES	350	600 *
DISPOSITION OF COMPLETED PROJECTS	---	2,000
ENVIRONMENTAL DATA STUDIES	80	80
FERC LICENSING	100	100
FLOOD DAMAGE DATA	280	280
FLOOD PLAIN MANAGEMENT SERVICES	15,000	15,000
HYDROLOGIC STUDIES	---	750 *
INTERNATIONAL WATER STUDIES	125	125
INTERAGENCY AND INTERNATIONAL SUPPORT	---	100 *
INTERAGENCY WATER RESOURCE DEVELOPMENT	100	100
INVENTORY OF DAMS	400	400
NATIONAL FLOOD RISK MANAGEMENT PROGRAM	5,000	5,000
NATIONAL SHORELINE MANAGEMENT STUDY	---	1,820 *
PLANNING ASSISTANCE TO STATES	5,000	10,000
PLANNING SUPPORT PROGRAM	3,500	3,500
PRECIPITATION STUDIES	200	200
REMOTE SENSING/GEOGRAPHIC INFORMATION SYSTEM SUPPORT	---	575 *
RESEARCH AND DEVELOPMENT	15,000	30,791
SCIENTIFIC AND TECHNICAL INFORMATION CENTERS	---	50 *
SPECIAL INVESTIGATIONS	1,000	1,000
STREAM GAGING	550	550
TECHNOLOGY APPLICATION PROGRAMS	2,485	---
TRANSPORTATION SYSTEMS	1,000	1,000
TRI-SERVICE CADD/GIS TECHNOLOGY CENTER	---	250 *
TRIBAL PARTNERSHIP PROGRAM	---	4,036
SUBTOTAL, REMAINING ITEMS	50,170	144,667
TOTAL, INVESTIGATIONS	102,635	153,000

^Funded in a remaining item in another account.

~Funded in remaining items.

**Funded in a different remaining item within this account.*

Additional Funding.—The Corps is expected to allocate the additional funding provided in this account primarily to specific feasibility and PED phases, rather than to Remaining Items line items as has been the case in previous work plans.

Of the additional funding recommended in this account for environmental restoration or compliance, the Corps shall allocate not less than \$6,500,000 for ecosystem restoration projects in the PED phase that have been funded for PED within the last three years and provide benefits to multiple states.

Of the additional funding provided in this account for environmental restoration or compliance and other authorized project purposes, the Corps shall allocate not less than \$2,340,000 for ecosystem restoration projects that are modifications to flood protection project authorizations to address degraded conditions due to prior flood protection work.

Of the additional funding recommended in this account for shore protection, the Corps shall allocate not less than \$1,500,000 for the PED phase of beach re-nourishment projects that have been authorized by Congress for construction.

Of the additional funding provided in this account for flood and storm damage reduction, the Corps shall allocate not less than \$1,500,000 for PED to projects that are located in economically disadvantaged communities where the per capita income is less than half of the state and national averages and that have previously experienced loss of life due to flooding.

Of the additional funding recommended in this account, the Corps shall allocate not less than \$1,100,000 to PED activities for ecosystem restoration projects that also provide additional flood storage capacity by restoring the natural habitat.

Of the additional funding recommended in this account, not less than \$3,500,000 shall be to continue progress on studies that address coastal resilience identified in the North Atlantic Coast Comprehensive Study.

Of the additional funding recommended in this account, not less than \$809,000 shall be to update project economics on the inland waterways system.

Of the additional funding recommended in this account, not less than \$500,000 shall be allocated to studies that would re-evaluate options to address eroding shorelines.

When allocating the additional funding provided in this account, the Corps shall consider giving priority to completing or accelerating ongoing studies or to initiating new studies that will enhance the nation's economic development, job growth, and international competitiveness; projects located in areas that have suffered recent natural disasters; are for projects that protect life and property; projects to restore floodplain and aquatic habitat through cost-effective and tested means; studies with a primary focus on flood risk management within a basin that experiences recurring flash flooding; or projects to address legal requirements. The Corps shall use these funds for additional work in both the feasibility and PED phases. The agreement includes sufficient additional funding to undertake a significant amount of feasibility and PED work. The administration is reminded that a project study is not complete until the PED phase is complete and that no new start or new in-

vestment decision shall be required when moving from feasibility to PED. The Corps is reminded that activities related to innovative materials, as required under section 1208 of AWIA 2018 are eligible for funding under the Research and Development remaining item. The Corps is encouraged to consider studies that investigate the impacts of ship channels on beach nourishment projects.

Arkansas River Flooding.—The Corps is directed to evaluate all of its authorities for assessing whether the purchase of additional flood easements along the Arkansas River in northeast Oklahoma and western Arkansas would significantly reduce the severity and duration of flood events. The Corps is directed to brief the Committee not later than 60 days after enactment of this Act on its findings. The agreement further directs the Corps to work with the Federal Emergency Management Agency on opportunities to implement such measures.

Bubbly Creek.—There is disappointment that negotiations between the Corps, the Environmental Protection Agency, and the Department of Justice over remaining liability concerns have yet to produce an outcome that will allow the project to move forward. The parties are urged to expedite efforts to reach a resolution and the agreement reiterates House direction regarding a briefing on these negotiations.

Central & South Florida Project.—The Corps is urged to maintain continued attention to the need of the South Florida economy and environment for a functioning flood control system.

Chacon Creek, Texas.—The Corps is reminded that flood mitigation projects like Chacon Creek in Laredo, Texas, are eligible to compete for additional funding provided within this account.

Chicago River.—The Corps is encouraged to work with the City of Chicago River Ecology and Governance Task Force toward a comprehensive ecosystem restoration solution for the restoration of the Chicago River.

Chicago Shoreline.—Concerns persist that lake levels in the Great Lakes are predicted to surpass record high levels. The Corps is encouraged to reevaluate the conclusions of the original feasibility report to assess federal interest in providing additional coastal protection along the Chicago shoreline.

Coastal Field Data Collection.— The agreement includes an additional \$1,000,000 above the budget request amount of \$1,000,000 to continue data collection and research on the impact of extreme storms in coastal regions. The Corps is encouraged to include increased funding in future budget submissions.

Disposition of Completed Projects.—The Corps is directed to provide to the Committee copies of disposition studies upon completion.

Flood Policy in Urban Areas.—There is concern about the delay in receiving the Flood Policy Within Urban Areas report as required by section 1211 of America's Water Infrastructure Act of 2018 (Public Law 115–270). The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 45 days after enactment of this Act on the findings of this report.

Great Lakes Coastal Resiliency Study.—The Corps is reminded that the Great Lakes Coastal Resiliency study is eligible to compete for a new start as provided in this Act.

Great Lakes Mississippi River Interbasin Study [GLMRIS].—The budget request does not reflect the urgency of moving forward as quickly as possible on interim steps to prevent the upstream movement of Asian carp through the Illinois River toward Lake Michigan.

Hartford and East Hartford, Connecticut Levee Systems.—The Corps is encouraged to consider the urgency of this effort when allocating the additional funding recommended in this account.

Kanawha River Basin Study.—Severe flooding in the Kanawha River Basin continues to be an issue, with a recent flood event in June 2016 claiming 23 lives and damaging over 4,600 homes. A 2017 report approved by the Corps recommended a comprehensive flood risk management study to address residual risk and flooding in areas not protected by current Corps projects, where there are significant life and safety concerns. The Corps is reminded this study is eligible to compete for additional funding provided in this account and the Corps is encouraged to include appropriate funding in future budget submissions.

Kenai Bluffs Erosion.—The Corps is encouraged to move as expeditiously as possible to PED and urged to include appropriate funding in future budget submissions.

Laurel, Maryland.—The Corps is encouraged to continue its partnership with the city of Laurel, Maryland to provide assistance in updating tools needed to develop flood risk reduction alternatives to assist local communities in flood resiliency efforts along the Patuxent River.

Lower Missouri River Basin.—In the Spring of 2019, the Missouri River Basin experienced record flooding as result of saturated soils and high water levels from unprecedented rainfall and snowmelt runoff. This resulted in billions of dollars in damage to homes, businesses, and levees along the river. In response to these events, Congress provided resources and the Corps included in its work plan a new start for a flood risk management study, the Lower Missouri Basin Flood Risk and Resiliency Study, IA, KS, NE and MO. Flooding in the Lower Missouri River Basin continues to increase, proving the need for a more comprehensive, system-wide plan for long-term flood risk reduction. The Corps is urged to work with pertinent state and federal agencies and stakeholders to identify authorities, resources, and opportunities available to support such an effort. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 60 day after enactment of this Act on recommendations for development of a comprehensive, system-wide plan for the Lower Missouri Basin. This briefing shall include what resources and additional authorities would be needed; the challenges and limitations, including policy and funding concerns; and an overview of the steps that would be necessary to complete the comprehensive system plan.

McClellan-Kerr Arkansas River Navigation System [MKARNS].—There is understanding that this project has capability in fiscal year 2021 to update the economic impacts of the project. The Corps is reminded that this project can compete for additional funding provided in this account and encouraged to include appropriate funding in future budget submissions.

McMicken Dam, Arizona.—The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on how it considers the value of national security in prioritizing and formulating studies and projects.

National Historic Landmarks.—The Corps is encouraged to expedite the completion of flood and storm damage reduction studies related to preserving National Historic Landmarks that are immediately threatened by shoreline erosion, such as the bridge in Selma, Alabama.

Natural Infrastructure Options.—The Corps is directed to engage with state and local governments and non-profit organizations, where appropriate, on projects in diverse geographic areas that incorporate natural infrastructure, and is encouraged to incorporate such features into projects during the project formulation phase, where appropriate and effective.

Nome, Alaska.—The Corps is reminded that projects such as the Port of Nome, Alaska, are eligible to compete for additional funding provided in this account.

North Atlantic Coast Focus Area Studies.—There is significant disappointment that the administration discontinued funding for several ongoing studies to address flood damage and loss of life along the Atlantic coastline. In the wake of Hurricane Sandy, the North Atlantic Coast Comprehensive Study was authorized to address coastal storm and flood risk to vulnerable populations, property, ecosystems, and infrastructure, including the Baltimore Coastal Storm Risk Management, the Nassau County Back Bays, the New Jersey Back Bays, the New York-New Jersey Harbor and Tributaries, the Delaware Inland Bays, Delaware Bay Coast focus area studies. Completion of these focus area studies, is critical to determining the best course of action to mitigate future damage. The Corps is reminded that these studies are eligible to compete for additional funding provided in this account, and the Corps is encouraged to include appropriate funding for these studies in future budget submissions.

North Atlantic Division Report on Hurricane Barriers and Harbors of Refuge.—The Corps is directed to brief Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on the status and path forward for the North Atlantic Division report on hurricane barriers and harbors of refuge mandated under Section 1218 of America's Water Infrastructure Act of 2018 (Public Law 115–270).

Planning Assistance to States.—The Corps is reminded that this program encompasses many types of studies and technical assistance dealing with a number of water resource issues, including but not limited to, sediment management, state water planning, water distribution, and water supply evaluations.

Planning Assistance to States, Vulnerable Coastal Communities.—The Corps is encouraged to continue building capacity to provide this assistance to vulnerable coastal communities, including tribal communities.

Puget Sound Nearshore Study.—The Corps is encouraged to proceed with the tiered implementation strategy using all existing authorities as outlined in the Puget Sound Nearshore Ecosystem Res-

toration Project Feasibility Study, Completion Strategy Guidance dated June 2015. The Corps is directed to recognize the Puget Sound Nearshore Study as the feasibility component for the purposes of section 544 of the Water Resources Development Act of 2000 (Public Law 106–541) and is reminded that this study is eligible to compete for additional funding provided in this account.

Research and Development.—The Corps is encouraged to engage in monitored field trials of coastal restoration optimized for blue carbon CO^{T2} sequestration. The agreement notes that certain machine learning and artificial intelligence initiatives are underway, including the Numerical Modeling Modernization and Data25 initiatives, and urges the Corps to continue this work. Lastly, the Corps is encouraged to collaborate with university partners to improve the capabilities for improving the integrity and performance of the nation's levee systems.

Research and Development, Biopolymers.—The agreement notes the importance of earthen infrastructure to support safety, flood control, and water distribution systems (dams and levees). The agreement notes the value of research into the use of biopolymers to rehabilitate these deteriorating structures, reduce the costs of rehabilitating and maintaining these structures, and increase resiliency of these structures against potential threats. The agreement includes \$4,000,000 for these activities.

Research and Development, Freshwater Intrusion.—The Committee recognizes the need to develop tools to assess, forecast, and proactively manage the hydrodynamic and environmental impacts of large-scale freshwater intrusion into the Mississippi Sound and surrounding waters. These consistent freshwater intrusions have been detrimental to the Mississippi Sound and the U.S. blue economy. The Corps is encouraged to partner with academia with expertise in coastal processes and ocean and hydrodynamic modeling to develop these tools.

Research and Development, Future Work.—The agreement recognizes the value of research topics currently being addressed by the Army Engineer Research and Development Center [ERDC]. ERDC and the Corps have identified a series of critical research categories that will advance the efficient implementation of the Civil Works mission and provide value to the nation, including by leveraging the expertise of universities through partnerships. ERDC is directed to brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on future research needs, including multi-year funding requirements, and potential university partnerships related to strategic goals to advance the Civil Works mission. Potential specific topics include, but are not limited to: increasing resilience through natural infrastructure on drought-prone lands; the use of biopolymers to improve the integrity of earthen structures; forecasting coastal processes to protect infrastructure; developing capabilities to improve the structural integrity of levees and dams; the opportunities for polymer composites to increase the durability of infrastructure; and the impacts of freshwater intrusion into estuaries.

Research and Development, Innovative Technologies for Resilient Infrastructure.—There is recognition that research is needed to test and refine use of rapid, repeatable, and remote methods for long-

term monitoring of critical water infrastructure. The Corps is encouraged to partner with academia to research and manage emerging threats to attain resilient flood control structures.

Research and Development, Modeling.—The recommendation provides \$2,000,000 to support research into predictive models and field-based research into geochemical, geophysical, and sedimentological analysis and modeling of diverse field sites on contemporary and historic time frames. It is understood that with continued funding, this effort will be completed in four years.

Research and Development, Oyster Reefs.—The agreement provides \$2,220,000 for the Corps to partner with research universities to conduct oyster reef restoration research and understand that with continued funding this effort will be completed in fiscal year 2022.

Research and Development—Urban Flood Damage Reduction and Stream Restoration in Arid Regions.—The agreement includes an additional \$3,000,000 in the Research and Development remaining item for the Corps' Flood and Coastal Systems R&D Program for Post-Wildfire and Debris Flow Urban Flood Damage Reduction in Arid Regions. The tools and technologies developed under this program should also be applicable to other parts of the country. The Corps is encouraged to collaborate with research partners on these efforts. There is understanding that with continued funding this effort will be completed in four years.

Salton Sea, California.—The Corps is reminded that this study is eligible to compete for a new start as provided in this Act.

San Diego County, California (Formerly Encinitas and Solana Beach, California).—In the project vicinity, eight people have lost their lives of the past several years due to multiple bluff collapses caused by coastal erosion. Therefore, the Corps is reminded that this project (formerly known as the Encinitas and Solana Beach Coastal Storm Damage Reduction Project) is eligible to compete for additional funding provided in this account.

South Atlantic Coastal Study.—The Corps shall consult with industry groups, academia, and non-governmental organizations who can provide specialized expertise and coordinate appropriate attention and interest in the study's design and implementation from relevant stakeholders, including coastal state agencies, local officials, and private coastal scientists and engineers. The Corps is urged to ensure due consideration of near-shore marine habitat with potential impacts of coastal flooding and inundation within the scope of this study and where possible, ensure the full interoperability of modeling work and data analysis conducted for this study and other inland flood control and aquatic ecosystem restoration projects bordering the study area.

Upper Des Plaines River and Tributaries Project, Illinois and Wisconsin.—The Corps is urged to cooperate with the non-federal sponsor as it prepares to advance work on a number of flood features under section 204 of the Water Resources Development Act of 1986.

There is also awareness of local concerns about the impact the proposed Foxconn project in Wisconsin may have on flooding in communities downriver in Illinois surrounding the Des Plaines River. As the Corps re-evaluates the project, it is encouraged to

take the impacts of the proposed Foxconn project into consideration.

Upper Mississippi River-Illinois Waterway System.—There is recognition of the importance of advancing the Navigation and Ecosystem Sustainability Program (NESP), as authorized in Title VIII of the Water Resources and Development Act of 2007 (Public Law 110–114), for the Upper Mississippi region and the nation’s economy. Congress has already appropriated more than \$66,000,000 in PED funding for this program. The Corps is reminded that this project is eligible to compete for additional funding provided in this account.

Upper Missouri River Basin Flood and Drought Monitoring.—To prevent additional unnecessary delays to the implementation of this program, a new remaining item in the O&M account titled “Soil Moisture and Snowpack Monitoring” has been created for these activities. The Corps is directed to use the funding provided in fiscal year 2020 in the Hydrologic Studies remaining item along with the additional funding provided in the new remaining item in the Operation and Maintenance account to carry out the activities authorized in section 4003(a) of the Water Resources Reform and Development Act of 2014.

Upper Ohio Navigation System.—There is understanding of the importance of the Upper Ohio Navigation system and of modernizing its facilities. The Corps is encouraged to include continued PED work in future budget requests.

Watertown, South Dakota.—The Corps is reminded that this study is eligible to compete for additional funding provided in this account.

Water Quality and Salinity Impacts on Oyster Reefs.—The Corps is encouraged, when conducting or reviewing environmental assessments or environmental impact statements for navigation or coastal restoration projects in areas where oyster reefs exist, to consider water quality and salinity impacts on those reefs and, when appropriate, to mitigate any negative impacts.

Willamette River.—The Corps is directed to prioritize environmental restoration for urban area floodplain and aquatic habitat through cost effective means, such as fish passage and culvert replacement. These efforts should benefit all Columbia River and Willamette River salmon and steelhead listed under the Endangered Species Act (ESA) and Pacific Lamprey, which is a culturally, and ecologically important species and treaty-reserved resource to the Pacific Northwest Tribal Nations.

CONSTRUCTION

The agreement includes \$2,692,645,000 for Construction. The agreement includes legislative language regarding the Inland Waterways Trust Fund.

The allocation for projects and activities within the Construction account is shown in the following table:

CORPS OF ENGINEERS - CONSTRUCTION
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
CALIFORNIA		
AMERICAN RIVER COMMON FEATURES, NATOMAS BASIN, CA	131,500	131,500
WHITTIER NARROWS, CA (DAM SAFETY)	384,900	192,500
FLORIDA		
JACKSONVILLE HARBOR, FL	35,457	35,457
SOUTH FLORIDA ECOSYSTEM RESTORATION (SFER) PROGRAM, FL	250,000	250,000
GEORGIA		
SAVANNAH HARBOR EXPANSION, GA	93,600	93,600
ILLINOIS		
CALUMET HARBOR AND RIVER, IL and IN	---	16,000 *
MELVIN PRICE LOCK AND DAM (DEFICIENCY CORRECTION), IL AND MO	12,211	12,211
UPPER MISSISSIPPI RIVER RESTORATION, IL, IA, MN, MO and WI	33,170	33,170
IOWA		
MISSOURI RIVER FISH AND WILDLIFE RECOVERY, IA, KS, MO, MT, NE, ND and SD	9,700	9,700
KENTUCKY		
ROUGH RIVER LAKE, KY	8,750	8,750
LOUISIANA		
CALCASIEU RIVER AND PASS, LA	---	9,000 *
MISSISSIPPI RIVER SHIP CHANNEL GULF TO BATON ROUGE, LA	45,707	45,707
MARYLAND		
ASSATEAGUE ISLAND, MD	---	600 *
POPLAR ISLAND, MD	---	14,500 *
MASSACHUSETTS		
BOSTON HARBOR, MA	68,433	68,433
MICHIGAN		
SAULT STE. MARIE (REPLACEMENT LOCK), MI	123,220	123,220
NEW JERSEY		
CAPE MAY INLET TO LOWER TOWNSHIP, NJ	---	12,500 *

CORPS OF ENGINEERS - CONSTRUCTION
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
LOWER CAPE MAY MEADOWS, CAPE MAY POINT, NJ	--	400 *
RARITAN RIVER BASIN, GREEN BROOK SUB-BASIN, NJ	157,460	30,900
NORTH CAROLINA		
WILMINGTON HARBOR, NC	--	6,600 *
NORTH DAKOTA		
PIPESTEM LAKE, ND	40,000	40,000
OREGON		
COLUMBIA RIVER AT THE MOUTH, OR and WA	119,003	93,394
PENNSYLVANIA		
GENERAL EDGAR JADWIN DAM AND RESERVOIR, PA	11,000	11,000
TEXAS		
CORPUS CHRISTI SHIP CHANNEL, TX (MAIN CHANNEL AND BARGE LANES)	100,366	100,366
WASHINGTON		
COLUMBIA RIVER FISH MITIGATION, WA, OR and ID (CRFM)	15,377	15,377
SUBTOTAL, PROJECTS LISTED UNDER STATES	1,639,854	1,354,885
REMAINING ITEMS		
ADDITIONAL FUNDING		
FLOOD AND STORM DAMAGE REDUCTION	--	154,000
FLOOD CONTROL	--	174,000
SHORE PROTECTION	--	50,204
NAVIGATION	--	390,000
INLAND WATERWAYS TRUST FUND REVENUES	--	113,000
OTHER AUTHORIZED PROJECT PURPOSES	--	75,000
ENVIRONMENTAL RESTORATION OR COMPLIANCE	--	110,000
ENVIRONMENTAL INFRASTRUCTURE	--	100,000
AQUATIC PLANT CONTROL PROGRAM	--	25,000
BENEFICIAL USE OF DREDGED MATERIAL PILOT PROGRAM	--	11,820
CONTINUING AUTHORITIES PROGRAM		
AQUATIC ECOSYSTEM RESTORATION (SECTION 206)	1,000	11,000 *
BENEFICIAL USES DREDGED MATERIAL (SECTION 204)	--	10,000
EMERGENCY STREAMBANK AND SHORELINE PROTECTION (SECTION 14)	--	8,000
FLOOD CONTROL PROJECTS (SECTION 205)	1,000	15,000
MITIGATION OF SHORE DAMAGES (SECTION 111)	--	5,000

CORPS OF ENGINEERS - CONSTRUCTION
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
NAVIGATION PROGRAM (SECTION 107)	---	5,000
PROJECT MODIFICATIONS FOR IMPROVEMENT OF THE ENVIRONMENT (SECTION 1135)	1,000	10,000
REMOVAL OF OBSTRUCTIONS (SECTION 208)	---	1,500
SHORE PROTECTION (SECTION 103)	---	4,000
DAM SAFETY AND SEEPAGE/STABILITY CORRECTION PROGRAM	13,000	45,872 *
EMPLOYEES' COMPENSATION	17,000	10,000
INLAND WATERWAYS USERS BOARD - BOARD EXPENSE	60	60
INLAND WATERWAYS USERS BOARD - CORPS EXPENSE	275	275
INNOVATIVE FUNDING PARTNERSHIPS	250,000	---
RESTORATION OF ABANDONED MINES	---	2,000
TRIBAL PARTNERSHIP PROGRAM	---	7,029
WRRDA 2014, SECTION 1043 NON-FEDERAL CONSTRUCTION OF FEDERAL PROJECTS	250,000	---
SUBTOTAL, REMAINING ITEMS	533,335	1,337,760
TOTAL, CONSTRUCTION	2,173,189	2,692,645

**Includes funds requested in other accounts.*

Updated Capability.—The agreement adjusts some project-specific allocations downward from the budget request based on updated information.

Additional Funding.—The agreement includes additional funds for projects and activities to enhance the nation's economic growth and international competitiveness.

Of the additional funding provided in this account for environmental restoration or compliance and other authorized project purposes, the Corps shall allocate not less than \$25,000,000 for multistate ecosystem restoration programs for which a comprehensive restoration plan is in development or has been completed, of which not less than \$5,000,000 shall be for projects or programs that restore and rehabilitate native oyster reefs.

Of the additional funds provided in this account for flood and storm damage reduction, navigation, and other authorized project purposes, the Corps shall allocate not less than \$35,000,000 to authorized reimbursements for projects with executed project partnership agreements and that have completed construction or where non-Federal sponsors intend to use the funds for additional water resource development activities.

Of the additional funds provided in this account, the Corps shall allocate not less than \$39,638,000 to projects with riverfront development components.

Of the additional funding provided in this account for navigation and other authorized project purposes, the Corps shall allocate not less than \$59,200,000 to continue activities to construct new navigation infrastructure for locks not on the inland waterways system and Corps-owned bridges.

Of the additional funding provided in this account for flood and storm damage reduction and flood control, the Corps shall allocate not less than \$29,000,000 to continue construction of projects that principally address drainage in urban areas.

Of the additional funding provided in this account for flood and storm damage reduction and flood control, the Corps shall allocate not less than \$10,000,000 to additional nonstructural flood control projects.

Of the additional funding provided in this account, the Corps shall allocate not less than \$15,400,000 to hurricane and storm damage risk reduction projects in a comprehensive plan with authorized environmental restoration components.

Public Law 115–123 and Public Law 116–20 included funding within the Flood Control and Coastal Emergencies account to restore authorized shore protection projects to full project profile. That funding is expected to address most of the current year capability. Therefore, to ensure funding is not directed to where it cannot be used, the agreement includes \$50,204,000 for construction of shore protection projects. The Corps is reminded that if additional work can be done, these projects are also eligible to compete for additional funding for flood and storm damage reduction.

When allocating the additional funding provided in this account, the Corps is encouraged to evaluate authorized reimbursements in the same manner as if the projects were being evaluated for new or ongoing construction. The Corps shall not condition these funds, or any funds appropriated in this Act, on a non-federal interest

paying more than their required share in any phase of a project. When allocating the additional funding provided in this account, the Corps shall consider giving priority to the following:

1. benefits of the funded work to the national economy;
2. extent to which the work will enhance national, regional, or local economic development;
3. number of jobs created directly and supported in the supply chain by the funded activity;
4. significance to national security, including the strategic significance of commodities;
5. ability to obligate the funds allocated within the calendar year, including consideration of the ability of the non-federal sponsor to provide any required cost share;
6. ability to complete the project, separable element, or project phase with the funds allocated;
7. legal requirements, including responsibilities to Tribes;
8. for flood and storm damage reduction projects (including authorized nonstructural measures and periodic beach renourishments),
 - a. population, economic activity, or public infrastructure at risk, as appropriate;
 - b. the severity of risk of flooding or the frequency with which an area has experienced flooding; and
 - c. preservation of historically significant communities, culture, and heritage;
9. for shore protection projects, projects in areas that have suffered severe beach erosion requiring additional sand placement outside of the normal beach renourishment cycle or in which the normal beach renourishment cycle has been delayed, and projects in areas where there is risk to life and public health and safety, and risk of environmental contamination;
10. for navigation projects, the number of jobs or level of economic activity to be supported by completion of the project, separable element, or project phase;
11. for projects cost shared with the Inland Waterways Trust Fund (IWTF), the economic impact on the local, regional, and national economy if the project is not funded, as well as discrete elements of work that can be completed within the funding provided in this line item;
12. for other authorized project purposes and environmental restoration or compliance projects, that include the beneficial use of dredged material; and
13. for environmental infrastructure, projects with the greater economic impact, projects in rural communities, projects in communities with significant shoreline and instances of runoff, projects in or that benefit counties or parishes with high poverty rates, projects owed past reimbursements, projects in financially-distressed municipalities, projects that improve stormwater capture capabilities, projects that provide backup raw water supply in the event of an emergency, and projects that will provide substantial benefits to water quality improvements.

The following is the only direction with regard to the availability of additional funds for IWTF cost-shared projects. The agreement provides funds making use of all estimated annual revenues, which

includes a total appropriation of \$113,000,000 from the IWTF for ongoing construction projects and one new IWTF cost-shared project to be started in fiscal year 2021. The Corps shall continue to prioritize ongoing construction projects and allocate all funds provided in the IWTF Revenues line item along with the statutory cost share from funds provided in the Navigation line item prior to allocating the remainder of funds in the Navigation line item. The agreement rejects the budget request's proposal to reform Inland Waterways financing by increasing the amount paid by commercial navigation users of inland waterways. The Corps shall continue to use, as appropriate, the Inland and Intracoastal Waterways Twenty-Year Capital Investment Strategy dated March 2016, as the applicable 20-year plan.

The Corps is reminded that it was directed to develop metrics for the selection of environmental infrastructure projects that receive funds and provide a report on such metrics to Congress. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on the status of these efforts. Additionally, the Corps shall include in this briefing: a comprehensive listing of all authorized environmental infrastructure authorities, including total costs; a snapshot of all environmental infrastructure authorities funded in the last 10 years; and a plan for how the metrics for prioritization of environmental infrastructure projects may guide the Corps' future funding considerations under the program.

Notwithstanding the direction on new starts in the front matter of Title I, the Corps may allocate funds to at least one, but not more than two environmental infrastructure authorities not previously funded, which may include regional environmental infrastructure authorities.

Advanced Measures.—The Corps is encouraged to fully use the authorities granted to it under the Advanced Measures program to mitigate impacts expected to occur in the Great Lakes Basin as a result of record-high and near-record-high water levels.

Alternative Delivery.—The Corps is reminded that Public-Private Partnerships and projects that utilize a split-delivery approach are eligible for additional funding in this account.

Aquatic Plant Control Program.—Of the additional funding provided for the Aquatic Plant Control Program, \$15,000,000 shall be for watercraft inspection stations, as authorized in section 104 of the River and Harbor Act of 1958, equally distributed to carry out subsections (d)(1)(A)(i), (d)(1)(A)(ii), and (d)(1)(A)(iii), and \$3,000,000 shall be for related monitoring. The agreement provides \$1,000,000 for nationwide research and development to address invasive aquatic plants, and activities for monitoring, surveys, and control of flowering rush and hydrilla verticillate and \$6,000,000 shall be for nationwide research and development to address invasive aquatic plants, within which the Corps is encouraged to support cost-shared aquatic plant management programs. The agreement also includes House direction, including a briefing, on mechanical harvesting.

Barrow Alaska Coastal Erosion.—The flooding and erosion experienced in Barrow, Alaska presents significant risk to life and safety, threatens the community's only drinking water source, and cre-

ates risk from environmental contamination. The Corps is reminded this project is eligible to compete for additional funding provided in this account and is encouraged to include appropriate funding in future budget submissions.

Beneficial Use of Dredged Material Pilot Program.—The agreement reiterates House direction on this topic.

Bird Drive Basin Conveyance, Seepage Collection, and Recharge.—The Corps is encouraged to work with the Department of the Interior and the South Florida Water Management District to quickly identify a consensus project footprint between SW 8th Street and the C-1W Canal to the south, immediately east of Krome Avenue, to enable Miami-Dade County and the Miami-Dade Expressway Authority, or any successor organization, to begin necessary land acquisitions in support of the creation of a West Kendall Everglades Buffer and progress towards completing an important element of the Central Everglades Restoration Plan.

Biscayne Bay Coastal Wetlands Project.—The Corps is encouraged to consider all available opportunities to increase environmental benefits to the coastal estuarine and glades habitats included in the study area.

Camp Ellis Beach, Saco, Maine.—The Corps is directed to continue collaborative efforts to address the continued erosion.

Caño Martín Peña, Puerto Rico.—The agreement notes the environmental degradation and persistent flooding that disadvantages communities abutting the channel, as evidenced by Hurricanes Irma and Maria. There remains interest in the timely advancement of this project given the years of significant planning that have been undertaken and its purpose in restoring a critical watershed and the natural functioning of the tidal system in the San Jose Lagoon and the San Juan Bay Estuary. There is concern about the lost opportunities and delays arising due to the lack of funding to start construction of this important project. The Corps is encouraged to include appropriate funding for this project in future budget submissions and to work with the non-federal sponsor to advance the project to the next phase at the earliest practicable opportunity. The agreement reiterates House direction regarding briefing requirements.

Central Everglades Planning Project [CEPP].—The Corps is urged to expedite the required validation reports for PPA North and PPA New Water and to begin design and construction of components for PPA South and PPA New Water as soon as practicable to complement the efforts of the South Florida Water Management District. The Everglades Agricultural Area (EAA) Storage Reservoir is considered an element of CEPP, consistent with section 1308 of America's Water Infrastructure Act of 2018 (Public Law 115-270) which anticipated the EAA Storage Reservoir to be designed and constructed as a component of CEPP, rather than as a discrete project.

CERP-Indian River Lagoon-South.—The Corps is encouraged to move on to the final construction of the C-44 Reservoir, and to expedite design work on the C-23 and C-24 Reservoirs that, along with the C-44 Reservoir, will serve as crucial elements of the Indian River Lagoon-South project to collect and clean Lake Okee-

chobee discharges and basin runoff before excess nutrients are able to enter the fragile lagoon ecosystem.

Chesapeake Bay Comprehensive Water Resources Restoration Plan and Oyster Recovery.—The Corps is reminded that the Chesapeake Bay Comprehensive Water Resources and Restoration Plan and the Chesapeake Bay Oyster Recovery Program are eligible to compete for the additional funding provided in this account, and the Corps is encouraged to provide appropriate funding in future budget submissions.

Construction Funding Schedules.—A complete and reliable cost estimate with an out-year funding schedule is essential to understanding current funding and future funding requirements within the Corps' Construction portfolio. A comprehensive outlook of these dynamic requirements is necessary for Congress to consider and balance funding allocations annually, and to assess the long-term effects of new investment decisions. Therefore, not later than 90 days after enactment of this Act and annually thereafter, the Chief of Engineers shall submit directly to the Committees on Appropriations of both Houses of Congress, a breakdown, by fiscal year, of the full and efficient federal funding needs for each active construction project in the Corps' Civil Works program. For each project identified, the Corps shall also provide the total project cost with a breakdown between the federal and non-federal costs, and any applicable authorization ceiling. For the purposes of this report, an active project shall mean any project with an expressed capability in the current or following fiscal year, which has received construction account appropriations, including those funded in a supplemental, and has remaining costs to be funded from the construction account. These funding requirements shall be based on technical construction sequencing and realistic workflow and shall not be altered to reflect administrative policies and priorities or any assumed limitation on funding available.

Continuing Authorities Program.—Funding is provided for nine CAP sections at a total of \$69,500,000. The management of CAP shall continue consistent with direction provided in previous fiscal years. Not later than 90 days after enactment of this Act, the Corps shall brief the Committee on how the Corps prioritizes CAP projects for funding and on program execution.

The Corps shall allow for the advancement of flood control projects in combination with ecological benefits using natural and nature-based solutions alone, or in combination with, built infrastructure where appropriate for reliable risk reduction during the development of projects under CAP 205.

Within the section 1135 CAP authority, and to the extent already authorized by law, the Corps is reminded that projects that restore degraded wetland habitat and stream habitat impacted by construction of Corps levees or channels, including those with executed Feasibility Cost Share Agreements, are eligible to compete for funding. The Corps is reminded that projects that restore degraded wetland habitat and stream habitat impacted by construction of Corps levees or channels, and projects that will divert significant pollutant nutrient runoff from entering wetland habitats, are eligible to compete for funding.

The Corps is encouraged to expedite the implementation of feasibility studies approved in 2019 under section 206 of the Flood Control Act of 1958 and reminded that projects approved in 2019 are eligible to compete for funds provided under section 206.

Deep Creek Bridge Replacement.—The Corps is reminded that the ongoing Atlantic Intracoastal Waterway bridge replacement project is eligible to compete for additional funding provided in this account.

Duwamish River at South Park, Washington.—The Corps is urged to continue its ongoing work with local stakeholders to determine appropriate flood risk mitigation measures and is reminded that this project is eligible to compete for additional funding recommended in CAP section 205.

Gulf Coast Oyster Restoration.—The Corps is encouraged to include appropriate funding in future budget submissions.

Howard Hanson Dam, Washington.—The Corps is directed to work expeditiously on this project in order to meet the 2030 deadline established in the Biological Opinion.

Lake Champlain Watershed.—The Corps is reminded that section 542 of Water Resources Development Act of 2000 (Public Law 106–541) as amended, authorizes the Corps to provide assistance to non-federal interests to address a range of environmental issues in the Lake Champlain Watershed in Vermont and New York. The Corps is further reminded that projects in the Lake Champlain Watershed are eligible to compete for additional funding provided in this account.

Lakes Marion and Moultrie, South Carolina.—The Corps is reminded that the Lakes Marion and Moultrie regional water supply project is eligible to compete for additional funding provided in this account.

McClellan-Kerr Arkansas River Navigation System, Arkansas and Oklahoma.—The Committee recognizes the importance of the 12-foot navigational channel project to the McClellan-Kerr Arkansas River Navigation System. The Corps is encouraged to continue working with stakeholders and is reminded that this project is eligible to compete for additional funding provided in this account.

Mud Mountain Dam.—The Corps is encouraged to uphold the agency's ESA and Tribal treaty responsibilities by completing construction of the fish passage facility and fully implementing the Biological Opinion requirements by the end of 2020.

Murrieta Creek.—The non-federal sponsor intends to pursue a section 221 In-Kind Credit Contribution Agreement with the Corps to do the design work to optimize the multi-purpose basin so as to eliminate or reduce the need for perimeter levees, optimize costs and benefits, and facilitate interim uses of the property. The Corps is encouraged to move forward with timely approval of the agreement. The non-federal sponsor also is moving forward with the Corps to address the outdated information in the Corps' economic side-by-side analysis for the project in order to identify the most cost-effective project. The Corps is directed to coordinate closely with the non-federal sponsor in the economic update in order to have a strong basis for the development of a decision document that focuses on identifying the remaining justified features for construction completion.

New Buffalo, Michigan.—The agreement reiterates House direction regarding a briefing on this issue.

New Programs Requested in the Budget Proposal.—The budget request includes a proposal for \$250,000,000 for projects carried out under section 1043 of the Water Resources Reform and Development Act of 2014, “Non-federal Implementation Pilot Program.” This pilot program was authorized to allow the transfer of federal funds to non-federal interests for them to perform studies and construct projects. The agreement rejects the idea that the method of project execution should be used to prioritize projects for federal funding and provides no funds for such an effort. The Corps is directed to provide the briefing required in the fiscal year 2020 Act not later than 45 days after enactment of this Act.

Due to ongoing concerns, the Corps shall notify the Committees on Appropriations of both Houses of Congress upon receiving any proposal from a non-federal interest requesting to utilize the section 1043 authority. The Corps shall not negotiate or enter into a project partnership agreement to transfer funds to a non-federal interest utilizing this authority unless approval is received from the Committees on Appropriations of both Houses of Congress. None of the funds provided in this Act shall be used under this authority for a project where construction has been started but not completed. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 45 days after enactment of this Act on activities carried out under the section 1043 pilot program, including the Corps’ implementation guidance and any existing or potential agreements.

The budget request also includes \$250,000,000 for an Innovative Funding Partnerships Program to be used along with funds from non-federal interests “in excess of the sponsor’s statutory cost share requirements” to carry out certain authorized projects. This is a blatant attempt to require funding in excess of legally required cost share as a criterion for funding decisions, which is contrary to longstanding congressional direction. No funds are provided for this proposal. The agreement notes, however, that any project that could have received funding under such a program is eligible to compete for the additional funding provided in this account based on the project performance criteria described in this report.

New Savannah Bluff Lock and Dam, Georgia and South Carolina.—The agreement reiterates House direction regarding a briefing on this project.

Norfolk Harbor and Channels Deepening, Virginia.—The Corps is reminded that the Norfolk Harbor and Channels Deepening project is eligible to compete for funding from the additional funds provided in this account and eligible to compete for a new construction start provided in this Act.

Port of Brownsville Deepening Project, Texas.—The Corps is reminded this project is eligible to compete for a new construction start as provided in this Act.

Portsmouth and Piscataqua River, New Hampshire.—The Corps is reminded this project is eligible to compete for a new construction start as provided in this Act.

Projects in Drought-Stricken Areas.—The Corps is reminded that any authorized projects that would alleviate water supply issues in

areas that have been afflicted by severe droughts in the last three fiscal years are eligible to compete for additional funding provided in this account.

Salton Sea, California.—The Corps is encouraged to expeditiously move forward to carry out section 3032 of Public Law 110–114.

South Florida Ecosystem Restoration (SFER).—As in previous years, the agreement provides funding for all study and construction authorities related to Everglades restoration under the line item titled “South Florida Ecosystem Restoration, Florida.” This single line item allows the Corps flexibility in implementing the numerous activities underway in any given fiscal year. For fiscal year 2021, the Corps is directed to make publicly available a comprehensive snapshot of all SFER cost share accounting down to the project level and to ensure the accuracy of all budget justification sheets that inform SFER Integrated Financial Plan documents by September 30, 2021.

Strategic Arctic Port.—The Corps is urged to move expeditiously on this project and is reminded that this project is eligible to compete for additional funding provided in this account, to decrease risks to life and safety from the increased traffic in the region, and to provide a port to military assets.

The Dalles Dam, Tribal Housing.—The Corps is encouraged to complete the Village Development Plan in consultation with affected Columbia River tribes and the Bureau of Indian Affairs.

Upper Mississippi River Restoration Program [UMRR], Quincy Bay.—Over the past 70 years, river traffic has led to the environmental degradation of Quincy Bay, and the Corps included funding to start this restoration project in its budget request. Therefore, the Corps is encouraged to include appropriate funding for this project in future budget submissions.

West Sacramento Project.—The Corps is reminded that this project is eligible to compete for a new construction start as provided in this Act and is encouraged to include appropriate funding for this project in future budget submissions.

Whittier Narrows, California.—The agreement reiterates House direction regarding a reporting requirement.

MISSISSIPPI RIVER AND TRIBUTARIES

The agreement includes \$380,000,000 for Mississippi River and Tributaries.

The allocation for projects and activities within the Mississippi River and Tributaries account is shown in the following table:

CORPS OF ENGINEERS - MISSISSIPPI RIVER AND TRIBUTARIES
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
CONSTRUCTION		
CHANNEL IMPROVEMENT, AR, IL, KY, LA, MS, MO and TN	22,975	22,975
MISSISSIPPI RIVER LEVEES, AR, IL, KY, LA, MS, MO and TN	21,950	21,950
ATCHAFALAYA BASIN, FLOODWAY SYSTEM, LA	300	300
OPERATION & MAINTENANCE		
CHANNEL IMPROVEMENT, AR, IL, KY, LA, MS, MO and TN	73,700	73,700
MISSISSIPPI RIVER LEVEES, AR, IL, KY, LA, MS, MO and TN	10,077	10,077
ATCHAFALAYA BASIN, LA	13,310	13,310
ATCHAFALAYA BASIN, FLOODWAY SYSTEM, LA	1,517	1,517
HELENA HARBOR, PHILLIPS COUNTY, AR	---	540 *
INSPECTION OF COMPLETED WORKS, AR	---	211 ~
LOWER ARKANSAS RIVER, NORTH BANK, AR	225	225
LOWER ARKANSAS RIVER, SOUTH BANK, AR	298	298
ST. FRANCIS BASIN, AR and MO	11,061	11,061
TENSAS BASIN, BOEUF AND TENSAS RIVER, AR and LA	1,291	1,291
WHITE RIVER BACKWATER, AR	1,100	1,100
INSPECTION OF COMPLETED WORKS, IL	---	30 ~
INSPECTION OF COMPLETED WORKS, KY	---	25 ~
BATON ROUGE HARBOR, DEVILS SWAMP, LA	---	560 *
BAYOU COCODRIE AND TRIBUTARIES, LA	48	48
BONNET CARRE, LA	3,505	3,505
INSPECTION OF COMPLETED WORKS, LA	---	348 ~
LOWER RED RIVER, SOUTH BANK LEVEES, LA	470	470
MISSISSIPPI DELTA REGION, LA	500	500
OLD RIVER, LA	8,381	8,381
TENSAS BASIN, RED RIVER BACKWATER, LA	2,368	2,368
GREENVILLE HARBOR, MS	---	930 *
INSPECTION OF COMPLETED WORKS, MS	---	243 ~
VICKSBURG HARBOR, MS	---	940 *
YAZOO BASIN, ARKABUTLA LAKE, MS	5,326	5,326
YAZOO BASIN, BIG SUNFLOWER RIVER, MS	146	146
YAZOO BASIN, ENID LAKE, MS	5,113	5,113
YAZOO BASIN, GREENWOOD, MS	980	980
YAZOO BASIN, GRENADA LAKE, MS	5,326	5,326
YAZOO BASIN, MAIN STEM, MS	893	893
YAZOO BASIN, SARDIS LAKE, MS	6,238	6,238
YAZOO BASIN, TRIBUTARIES, MS	421	421
YAZOO BASIN, WILL M. WHITTINGTON AUXILIARY CHANNEL, MS	278	278
YAZOO BASIN, YAZOO BACKWATER AREA, MS	425	425
YAZOO BASIN, YAZOO CITY, MS	364	364
INSPECTION OF COMPLETED WORKS, MO	---	90 ~
WAPPAPELLO LAKE, MO	4,505	4,505

CORPS OF ENGINEERS - MISSISSIPPI RIVER AND TRIBUTARIES
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
INSPECTION OF COMPLETED WORKS, TN	---	25 ~
MEMPHIS HARBOR, MCKELLAR LAKE, TN	---	2,163 *
SUBTOTAL, PROJECTS LISTED UNDER STATES	203,091	209,196
REMAINING ITEMS		
ADDITIONAL FUNDING		
DREDGING	---	5,000
FLOOD CONTROL	---	110,094
OTHER AUTHORIZED PROJECT PURPOSES	---	50,000
COLLECTION AND STUDY OF BASIC DATA (INVESTIGATIONS)	5,710	5,710
MISSISSIPPI RIVER COMMISSION	90	---
INSPECTION OF COMPLETED WORKS (OPERATION)	972	---
SUBTOTAL, REMAINING ITEMS	6,772	170,804
TOTAL, MISSISSIPPI RIVER AND TRIBUTARIES	209,863	380,000

**Includes funds requested in other accounts.*

~Includes funds requested in remaining items.

Additional Funding.—When allocating the additional funding provided in this account, the Corps shall consider giving priority to completing or accelerating ongoing work that will enhance the nation's economic development, job growth, and international competitiveness or are for studies or projects located in areas that have suffered recent natural disasters. While this funding is shown under Remaining Items, the Corps shall use these funds in investigations, construction, and operation and maintenance, as applicable. This may include work on remaining unconstructed features of projects permitted and authorized by law, in response to recent flood disasters. Additional funding is also provided in this account to initiate a new feasibility study.

When allocating the additional funding recommended in this account, the Corps shall allocate not less than \$30,000,000 for additional flood control construction projects, of which \$15,560,000 shall be for those projects with flood control, water quality, and sediment reduction.

Of the additional funds recommended in this account for other authorized project purposes, the Corps shall allocate not less than \$1,160,000 for operation and maintenance of facilities that are educational or to continue land management of mitigation features.

Delta Headwaters Project.—The agreement recognizes the importance of erosion control in headwater streams and tributaries, and the environmental, water quality, and sediment reduction benefits it provides downstream. When allocating additional funds recommended in this account, the Corps is directed to give adequate consideration to cooperative projects addressing watershed erosion, sedimentation, flooding, and environmental degradation.

Lower Mississippi River Watershed.—The agreement notes negative impacts in the Mississippi River system as a result of multiple high-water events in recent years. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on actions taken to manage the river over the past three years and any impacts of such actions on ecosystem restoration, navigation, flood control, water quality, and others. Congress has heard from stakeholders that the construction of new water resources development projects, improved data collection methods, and structural and operation modifications to existing projects are critical to better understand changing hydraulic features and to effectively manage and respond to future high-water events, and that a study is necessary to fully understand such opportunities. Congress acknowledges that authorized comprehensive studies are eligible to compete for additional funding provided in the account. Congress expects any studies, updates, and changes to be made with the appropriate public involvement.

Mississippi River Commission.—No funding is provided for this new line item. The Corps is directed to continue funding the costs of the commission from within the funds provided for activities within the Mississippi River and Tributaries project.

OPERATION AND MAINTENANCE

The agreement includes \$3,849,655,000 for Operation and Maintenance.

The allocation for projects and activities within the Operation and Maintenance account is shown in the following table:

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
ALABAMA		
ALABAMA RIVER LAKES, AL	13,005	13,005
BAYOU LA BATRE, AL	—	26 *
BLACK WARRIOR AND TOMBIGBEE (BWT) RIVERS, AL	23,266	23,266
GULF INTRACOASTAL WATERWAY (GIWW), AL	5,605	5,605
INSPECTION OF COMPLETED WORKS, AL	—	186 ~
MOBILE HARBOR, AL	—	24,968 *
PROJECT CONDITION SURVEYS, AL	—	150 *
SCHEDULING OF RESERVOIR OPERATIONS, AL	—	85 ~
TENNESSEE - TOMBIGBEE WATERWAY WILDLIFE MITIGATION, AL and MS	1,800	1,800
TENNESSEE - TOMBIGBEE WATERWAY (TTWW), AL and MS	28,880	28,880
WALTER F. GEORGE LOCK AND DAM, AL and GA	8,657	8,657
ALASKA		
ANCHORAGE HARBOR, AK	—	11,300 *
CHENA RIVER LAKES FLOOD CONTROL PROJECT, NORTH POLE, AK	5,802	5,802
DILLINGHAM HARBOR, AK	—	815 *
HOMER HARBOR, AK	—	650 *
INSPECTION OF COMPLETED WORKS, AK	—	190 ~
NINILCHIK HARBOR, AK	—	470 *
NOME HARBOR, AK	—	2,317 *
PROJECT CONDITION SURVEYS, AK	—	750 *
WRANGELL HARBOR, AK	—	150 *
ARIZONA		
ALAMO LAKE, AZ	5,156	5,156
INSPECTION OF COMPLETED WORKS, AZ	—	140 ~
PAINTED ROCK DAM, AZ	4,570	4,570
SCHEDULING OF RESERVOIR OPERATIONS, AZ	—	110 ~
WHITLOW RANCH DAM, AZ	817	817
ARKANSAS		
BEAVER LAKE, AR	9,614	9,614
BLAKELY MOUNTAIN DAM, LAKE OUACHITA, AR	8,385	8,385
BLUE MOUNTAIN LAKE, AR	2,949	2,949
BULL SHOALS LAKE, AR	8,348	8,348
DEGRAY LAKE, AR	6,605	6,605
DEQUEEN LAKE, AR	2,925	2,925
DIERKS LAKE, AR	2,540	2,540
GILLHAM LAKE, AR	1,598	1,598
GREERS FERRY LAKE, AR	8,271	8,271
HELENA HARBOR, AR	—	15 *
INSPECTION OF COMPLETED WORKS, AR	—	885 ~

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
MCCELLELAN-KERR ARKANSAS RIVER NAVIGATION SYSTEM, AR	49,486	49,486
MILLWOOD LAKE, AR	3,405	3,405
NARROWS DAM, LAKE GREESON, AR	5,851	5,851
NIMROD LAKE, AR	2,326	2,326
NORFORK LAKE, AR	6,337	6,337
OSCEOLA HARBOR, AR	---	15 *
OUACHITA AND BLACK RIVERS, AR and LA	7,625	7,625
PROJECT CONDITION SURVEYS, AR	---	5 *
WHITE RIVER, AR	25	25
YELLOW BEND PORT, AR	---	125 *
CALIFORNIA		
BLACK BUTTE LAKE, CA	2,654	2,654
BUCHANAN DAM - H.V. EASTMAN LAKE, CA	2,619	2,619
COYOTE VALLEY DAM, LAKE MENDOCINO, CA	4,840	4,840
DRY CREEK (WARM SPRINGS) LAKE AND CHANNEL, CA	7,488	7,488
FARMINGTON DAM, CA	666	666
HIDDEN DAM - HENSLEY LAKE, CA	2,543	2,543
HUMBOLDT HARBOR AND BAY, CA	---	4,310 *
INSPECTION OF COMPLETED WORKS, CA	---	4,197 ~
ISABELLA LAKE, CA	2,121	2,121
LOS ANGELES COUNTY DRAINAGE AREA, CA	18,073	18,073
MERCED COUNTY STREAMS, CA	523	523
MOJAVE RIVER DAM, CA	1,029	1,029
MORRO BAY HARBOR, CA	---	2,800 *
MOSS LANDING HARBOR, CA	---	---
NEW HOGAN LAKE, CA	3,799	3,799
NEW MELONES LAKE (DOWNSTREAM CHANNEL), CA	2,318	2,318
NOYO RIVER AND HARBOR, CA	---	400 *
OAKLAND HARBOR, CA	---	21,975 *
OCEANSIDE HARBOR, CA	---	2,470 *
PINE FLAT LAKE, CA	4,722	4,722
PROJECT CONDITION SURVEYS, CA	---	1,420 *
REDWOOD CITY HARBOR, CA	---	8,460 *
RICHMOND HARBOR, CA	---	6,210 *
SACRAMENTO RIVER (30 FOOT CHANNEL), CA	---	1,610 *
SACRAMENTO RIVER AND TRIBUTARIES (DEBRIS CONTROL), CA	844	1,649 *
SACRAMENTO RIVER (SHALLOW DRAFT CHANNEL), CA	---	190 *
SAN FRANCISCO BAY DELTA MODEL STRUCTURE, CA	949	949
SAN FRANCISCO BAY LONG TERM MANAGEMENT STRATEGY (LTMS), CA	---	450 *
SAN FRANCISCO HARBOR AND BAY (DRIFT REMOVAL), CA	---	3,593 *
SAN FRANCISCO HARBOR, CA	---	4,700 *
SAN JOAQUIN RIVER (PORT OF STOCKTON), CA	---	4,610 *
SAN PABLO BAY AND MARE ISLAND STRAIT, CA	---	---
SANTA ANA RIVER BASIN, CA	9,856	9,856
SANTA BARBARA HARBOR, CA	---	2,900 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
SCHEDULING OF RESERVOIR OPERATIONS, CA	---	1,680 ~
SUCCESS LAKE, CA	3,274	3,274
SUISUN BAY CHANNEL, CA	---	5,774 *
TERMINUS DAM (LAKE KAWEAH), CA	3,482	3,482
VENTURA HARBOR, CA	---	4,795 *
YUBA RIVER, CA	271	1,631 *
COLORADO		
BEAR CREEK LAKE, CO	677	677
CHATFIELD LAKE, CO	1,618	1,618
CHERRY CREEK LAKE, CO	1,127	1,127
JOHN MARTIN RESERVOIR, CO	3,084	3,084
INSPECTION OF COMPLETED WORKS, CO	---	302 ~
SCHEDULING OF RESERVOIR OPERATIONS, CO	---	550 ~
TRINIDAD LAKE, CO	2,060	2,060
CONNECTICUT		
BLACK ROCK LAKE, CT	1,455	1,455
COLEBROOK RIVER LAKE, CT	847	847
HANCOCK BROOK LAKE, CT	843	843
HOP BROOK LAKE, CT	1,433	1,433
INSPECTION OF COMPLETED WORKS, CT	---	833 ~
MANSFIELD HOLLOW LAKE, CT	929	929
NORTHFIELD BROOK LAKE, CT	1,224	1,224
PROJECT CONDITION SURVEYS, CT	---	1,100 *
STAMFORD HURRICANE BARRIER, CT	606	606
THOMASTON DAM, CT	1,273	1,273
WEST THOMPSON LAKE, CT	1,910	1,910
DELAWARE		
INSPECTION OF COMPLETED WORKS, DE	---	71 ~
INTRACOASTAL WATERWAY, DELAWARE RIVER TO CHESAPEAKE BAY, DE and MD	---	18,520 *
INTRACOASTAL WATERWAY, REHOBOTH BAY TO DELAWARE BAY, DE	---	30 *
PROJECT CONDITION SURVEYS, DE	---	225 *
WILMINGTON HARBOR, DE	---	7,970 *
DISTRICT OF COLUMBIA		
INSPECTION OF COMPLETED WORKS, DC	---	47 ~
POTOMAC AND ANACOSTIA RIVERS, DC AND MD (DRIFT REMOVAL)	---	1,250 *
PROJECT CONDITION SURVEYS, DE	---	30 *
WASHINGTON HARBOR, DC	---	25 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
FLORIDA		
AIIWW, NORFOLK, VA TO ST JOHNS RIVER, FL, GA, SC, NC and VA	100	100
CANAVERAL HARBOR, FL	---	8,355 *
CENTRAL & SOUTHERN FLORIDA (C&SF), FL	16,073	17,667 *
FERNANDINA HARBOR, FL	---	36 *
INSPECTION OF COMPLETED WORKS, FL	---	940 ~
INTRACOASTAL WATERWAY, CALOOSAHATCHEE R TO ANCLOTE R, FL	---	110 *
INTRACOASTAL WATERWAY (IWW) - JACKSONVILLE TO MIAMI, FL	280	280
JACKSONVILLE HARBOR, FL	---	7,850 *
JIM WOODRUFF LOCK AND DAM, FL, AL and GA	8,099	8,099
MANATEE HARBOR, FL	---	75 *
MIAMI HARBOR, FL	---	230 *
OKEECHOBEE WATERWAY (OWW), FL	1,329	3,084 *
PALM BEACH HARBOR, FL	---	320 *
PANAMA CITY HARBOR, FL	---	1,803 *
PENSACOLA HARBOR, FL	---	1,290 *
PONCE DE LEON INLET, FL	---	36 *
PORT EVERGLADES HARBOR, FL	---	380 *
PROJECT CONDITION SURVEYS, FL	---	1,043 *
REMOVAL OF AQUATIC GROWTH, FL	---	3,432 *
SCHEDULING OF RESERVOIR OPERATIONS, FL	---	100 ~
SOUTH FLORIDA ECOSYSTEM RESTORATION (SFER) PROGRAM, FL	10,052	10,052
TAMPA HARBOR, FL	---	9,687 *
GEORGIA		
ALLATOONA LAKE, GA	8,740	8,740
APALACHICOLA, CHATTAHOOCHEE AND FLINT (ACF) RIVERS, GA, AL and FL	1,514	1,514
ATLANTIC INTRACOASTAL WATERWAY (AIWW), GA	202	202
BRUNSWICK HARBOR, GA	---	4,085 *
BUFORD DAM AND LAKE SIDNEY LANIER, GA	10,771	10,771
CARTERS DAM AND LAKE, GA	7,783	7,783
HARTWELL LAKE, GA and SC	10,744	10,781 *
INSPECTION OF COMPLETED WORKS, GA	---	222 ~
J. STROM THURMOND (JST) DAM AND LAKE, GA and SC	10,446	10,518 *
PROJECT CONDITION SURVEYS, GA	---	75 *
RICHARD B. RUSSELL (RBR) DAM AND LAKE, GA and SC	9,895	9,895
SAVANNAH HARBOR, GA	---	29,418 *
SAVANNAH RIVER BELOW AUGUSTA, GA	---	161 *
WEST POINT DAM AND LAKE, GA and AL	8,132	8,132
HAWAII		
BARBERS POINT DEEP DRAFT HARBOR, OAHU, HI	305	305
HILO HARBOR, HI	---	200 *
INSPECTION OF COMPLETED WORKS, HI	---	591 ~

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
PROJECT CONDITION SURVEYS, HI	---	684 *
IDAHO		
ALBENI FALLS DAM, ID	1,332	1,332
DWORSHAK DAM AND RESERVOIR, ID	2,750	2,750
INSPECTION OF COMPLETED WORKS, ID	---	421 ~
LUCKY PEAK DAM AND LAKE, ID	2,459	2,459
SCHEDULING OF RESERVOIR OPERATIONS, ID	---	728 ~
ILLINOIS		
CALUMET HARBOR AND RIVER, IL and IN	---	6,236 *
CARLYLE LAKE, IL	6,570	6,570
CHICAGO HARBOR, IL	---	3,800 *
CHICAGO RIVER, IL	619	619
CHICAGO SANITARY AND SHIP CANAL DISPERSAL BARRIERS, IL	14,301	14,301
FARM CREEK RESERVOIRS, IL	2,712	2,712
ILLINOIS WATERWAY (MVR PORTION), IL and IN	42,413	42,413
ILLINOIS WATERWAY (MVS PORTION), IL and IN	2,128	2,128
INSPECTION OF COMPLETED WORKS, IL	---	2,377 ~
KASKASKIA RIVER NAVIGATION, IL	2,206	2,206
LAKE MICHIGAN DIVERSION, IL	---	1,170 *
LAKE SHELBYVILLE, IL	6,310	6,310
MISSISSIPPI RIVER BETWEEN MISSOURI RIVER AND MINNEAPOLIS (MVR PORTION), IL	78,659	78,659
MISSISSIPPI RIVER BETWEEN MISSOURI RIVER AND MINNEAPOLIS (MVS PORTION), IL	40,790	40,790
PROJECT CONDITION SURVEYS, IL	---	107 *
REND LAKE, IL	6,743	6,743
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, IL	---	560 *
WAUKEGAN HARBOR, IL	---	11 *
INDIANA		
BROOKVILLE LAKE, IN	1,731	1,731
BURNS WATERWAY HARBOR, IN	---	4,467 *
CAGLES MILL LAKE, IN	1,485	1,485
CECIL M. HARDEN LAKE, IN	1,436	1,436
INDIANA HARBOR, IN	---	7,576 *
INSPECTION OF COMPLETED WORKS, IN	---	1,365 ~
J. EDWARD ROUSH LAKE, IN	2,098	2,098
MICHIGAN CITY HARBOR, IN	---	10 *
MISSISSINEWA LAKE, IN	2,919	2,919
MONROE LAKE, IN	1,378	1,378
PATOKA LAKE, IN	1,187	1,187
PROJECT CONDITION SURVEYS, IN	---	192 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
SALAMONIE LAKE, IN	3,507	3,507
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, IN	---	100 *
IOWA		
CORALVILLE LAKE, IA	5,027	5,027
INSPECTION OF COMPLETED WORKS, IA	---	1,106 ~
MISSOURI RIVER FISH AND WILDLIFE RECOVERY, IA, KS, MO, MT, NE, ND and SD	4,665	4,665
MISSOURI RIVER, SIOUX CITY TO THE MOUTH, IA, KS, MO and NE	9,465	9,465
PROJECT CONDITION SURVEYS, IA	---	2 *
RATHBUN LAKE, IA	2,821	2,821
RED ROCK DAM AND LAKE RED ROCK, IA	5,081	5,081
SAYLORVILLE LAKE, IA	6,854	6,854
KANSAS		
CLINTON LAKE, KS	2,615	2,615
COUNCIL GROVE LAKE, KS	2,029	2,029
EL DORADO LAKE, KS	756	756
ELK CITY LAKE, KS	1,029	1,029
FALL RIVER LAKE, KS	1,544	1,544
HILLSDALE LAKE, KS	1,300	1,300
INSPECTION OF COMPLETED WORKS, KS	---	1,629 ~
JOHN REDMOND DAM AND RESERVOIR, KS	1,760	1,760
KANOPOLIS LAKE, KS	2,000	2,000
MARION LAKE, KS	1,869	1,869
MELVERN LAKE, KS	2,734	2,734
MILFORD LAKE, KS	2,532	2,532
PEARSON-SKUBITZ BIG HILL LAKE, KS	1,401	1,401
PERRY LAKE, KS	3,387	3,387
POMONA LAKE, KS	2,530	2,530
SCHEDULING OF RESERVOIR OPERATIONS, KS	---	566 ~
TORONTO LAKE, KS	752	752
TUTTLE CREEK LAKE, KS	3,069	3,069
WILSON LAKE, KS	3,610	3,610
KENTUCKY		
BARKLEY DAM AND LAKE BARKLEY, KY and TN	13,559	13,559
BARREN RIVER LAKE, KY	3,149	3,149
BIG SANDY HARBOR, KY	---	1,927 *
BUCKHORN LAKE, KY	2,044	2,044
CARR CREEK LAKE, KY	2,320	2,320
CAVE RUN LAKE, KY	1,259	1,259
DEWEY LAKE, KY	2,115	2,115
ELVIS STAHR (HICKMAN) HARBOR, KY	---	935 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
FALLS OF THE OHIO NATIONAL WILDLIFE, KY and IN	58	58
FISHTRAP LAKE, KY	2,348	2,348
GRAYSON LAKE, KY	2,037	2,037
GREEN AND BARREN RIVERS, KY	2,839	2,839
GREEN RIVER LAKE, KY	3,259	3,259
INSPECTION OF COMPLETED WORKS, KY	---	1,221 ~
KENTUCKY RIVER, KY	5	5
LAUREL RIVER LAKE, KY	2,571	2,571
MARTINS FORK LAKE, KY	1,642	1,642
MIDDLESBORO CUMBERLAND RIVER, KY	282	282
NOLIN LAKE, KY	3,173	3,173
OHIO RIVER LOCKS AND DAMS, KY, IL, IN and OH	64,879	64,879
OHIO RIVER OPEN CHANNEL WORK, KY, IL, IN, OH, PA and WV	7,172	7,172
PAINTSVILLE LAKE, KY	1,560	1,560
PROJECT CONDITION SURVEYS, KY	---	5 *
ROUGH RIVER LAKE, KY	3,451	3,451
TAYLORSVILLE LAKE, KY	1,860	1,860
WOLF CREEK DAM, LAKE CUMBERLAND, KY	10,768	10,768
YATESVILLE LAKE, KY	1,409	1,409
LOUISIANA		
ATCHAFALAYA RIVER AND BAYOUS CHENE, BOEUF and BLACK, LA	---	4,430 *
BARATARIA BAY WATERWAY, LA	---	100 *
BAYOU BODCAU DAM AND RESERVOIR, LA	742	742
BAYOU LAFOURCHE AND LAFOURCHE JUMP WATERWAY, LA	---	250 *
BAYOU PIERRE, LA	33	33
BAYOU SEGNETTE WATERWAY, LA	---	10 *
BAYOU TECHE AND VERMILION RIVER, LA	---	30 *
BAYOU TECHE, LA	---	50 *
CADDO LAKE, LA	286	286
CALCASIEU RIVER AND PASS, LA	---	7,400 *
FRESHWATER BAYOU, LA	---	7,577 *
GULF INTRACOASTAL WATERWAY, LA	12,393	12,393
HOUUMA NAVIGATION CANAL, LA	---	2,750 *
INSPECTION OF COMPLETED WORKS, LA	---	1,084 ~
J. BENNETT JOHNSTON WATERWAY, LA	11,110	11,110
LAKE PROVIDENCE HARBOR, LA	---	1,330 *
MADISON PARISH PORT, LA	---	207 *
MERMENTAU RIVER, LA	---	1,880 *
MISSISSIPPI RIVER OUTLETS AT VENICE, LA	---	2,750 *
MISSISSIPPI RIVER, BATON ROUGE TO THE GULF OF MEXICO, LA	---	64,000 *
PROJECT CONDITION SURVEYS, LA	---	25 *
REMOVAL OF AQUATIC GROWTH, LA	---	200 *
TANGIPAHOA RIVER, LA	---	20 *
WALLACE LAKE, LA	207	207
WATERWAY FROM EMPIRE TO THE GULF, LA	---	10 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
WATERWAY FROM INTRACOASTAL WATERWAY TO BAYOU DULAC, LA	---	15 *
MAINE		
DISPOSAL AREA MONITORING, ME	---	1,050 *
INSPECTION OF COMPLETED WORKS, ME	---	183 ~
PROJECT CONDITION SURVEYS, ME	---	1,100 *
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, ME	---	30 *
MARYLAND		
BALTIMORE HARBOR AND CHANNELS (50 FOOT), MD	---	20,085 *
BALTIMORE HARBOR, MD (DRIFT REMOVAL)	---	600 *
CUMBERLAND, MD AND RIDGELEY, WV	215	215
INSPECTION OF COMPLETED WORKS, MD	---	151 ~
JENNINGS RANDOLPH LAKE, MD and WV	2,395	2,395
OCEAN CITY HARBOR AND INLET AND SINEPUXENT BAY, MD	---	515 *
PROJECT CONDITION SURVEYS, MD	---	600 *
SCHEDULING OF RESERVOIR OPERATIONS, MD	---	167 ~
WICOMICO RIVER, MD	---	4,400 *
MASSACHUSETTS		
BARRE FALLS DAM, MA	698	698
BIRCH HILL DAM, MA	1,217	1,217
BUFFUMVILLE LAKE, MA	1,006	1,006
CAPE COD CANAL, MA	2,012	12,437 *
CHARLES RIVER NATURAL VALLEY STORAGE AREAS, MA	388	388
CHATHAM (STAGE) HARBOR, MA	---	400 *
CONANT BROOK DAM, MA	480	480
EAST BRIMFIELD LAKE, MA	909	909
GREEN HARBOR, MA	---	400 *
HODGES VILLAGE DAM, MA	964	964
INSPECTION OF COMPLETED WORKS, MA	---	437 ~
KNIGHTVILLE DAM, MA	1,164	1,164
LITTLEVILLE LAKE, MA	1,768	1,768
NEW BEDFORD HURRICANE BARRIER, MA	1,021	1,021
PLYMOUTH HARBOR, MA	---	100 *
PROJECT CONDITION SURVEYS, MA	---	1,250 *
TULLY LAKE, MA	1,323	1,323
WEST HILL DAM, MA	1,049	1,049
WESTVILLE LAKE, MA	861	861
MICHIGAN		
ALPENA HARBOR, MI	---	5 *
CHANNELS IN LAKE ST CLAIR, MI	---	201 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
CHEBOYGAN HARBOR, MI	---	6 *
DETROIT RIVER, MI	---	7,228 *
GRAND HAVEN HARBOR AND GRAND RIVER, MI	---	48 *
HOLLAND HARBOR, MI	---	16 *
INSPECTION OF COMPLETED WORKS, MI	---	244 ~
KEWEENAW WATERWAY, MI	10	973 *
LUDINGTON HARBOR, MI	---	7 *
MANISTEE HARBOR, MI	---	11 *
MANISTIQUE HARBOR, MI	---	7 *
MARQUETTE HARBOR, MI	---	5 *
MENOMINEE HARBOR, MI and WI	---	5 *
MONROE HARBOR, MI	---	6 *
MUSKEGON HARBOR, MI	---	10 *
ONTONAGON HARBOR, MI	---	11 *
PRESQUE ISLE HARBOR, MI	---	5 *
PROJECT CONDITION SURVEYS, MI	---	799 *
ROUGE RIVER, MI	---	1,132 *
SAGINAW RIVER, MI	---	3,057 *
SEBEWAING RIVER, MI	137	137
ST. CLAIR RIVER, MI	---	786 *
ST. JOSEPH HARBOR, MI	---	17 *
ST. MARYS RIVER, MI	3,285	31,115 *
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, MI	---	2,975 ~
MINNESOTA		
BIGSTONE LAKE AND WHETSTONE RIVER, MN and SD	266	266
DULUTH-SUPERIOR HARBOR, MN and WI	358	5,458 *
INSPECTION OF COMPLETED WORKS, MN	---	359 ~
LAC QUI PARLE LAKES, MINNESOTA RIVER, MN	951	951
MINNESOTA RIVER, MN	---	260 *
MISSISSIPPI RIVER BETWEEN MISSOURI RIVER AND MINNEAPOLIS (MVP PORTION), MN	85,552	85,552
ORWELL LAKE, MN	805	805
PROJECT CONDITION SURVEYS, MN	---	100 *
RED LAKE RESERVOIR, MN	339	339
RESERVOIRS AT HEADWATERS OF MISSISSIPPI RIVER, MN	4,366	4,366
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, MN	---	558 *
TWO HARBORS, MN	---	16 *
MISSISSIPPI		
BILOXI HARBOR, MS	---	1,993 *
EAST FORK, TOMBIGBEE RIVER, MS	290	290
GULFPORT HARBOR, MS	---	4,526 *
INSPECTION OF COMPLETED WORKS, MS	---	70 ~
MOUTH OF YAZOO RIVER, MS	---	30 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
OKATIBBEE LAKE, MS	2,252	2,252
PASCAGOULA HARBOR, MS	---	6,287 *
PEARL RIVER, MS and LA	140	140
PROJECT CONDITION SURVEYS, MS	---	155 *
ROSEDALE HARBOR, MS	---	35 *
YAZOO RIVER, MS	---	20 *
MISSOURI		
CARUTHERSVILLE HARBOR, MO	---	15 *
CLARENCE CANNON DAM AND MARK TWAIN LAKE, MO	7,048	7,048
CLEARWATER LAKE, MO	3,386	3,386
HARRY S. TRUMAN DAM AND RESERVOIR, MO	11,809	11,809
INSPECTION OF COMPLETED WORKS, MO	---	1,214 ~
LITTLE BLUE RIVER LAKES, MO	2,397	2,397
LONG BRANCH LAKE, MO	961	961
MISSISSIPPI RIVER BETWEEN THE OHIO AND MISSOURI RIVERS (REG WORKS), MO and IL	29,661	29,661
NEW MADRID COUNTY HARBOR, MO	---	10 *
NEW MADRID HARBOR, MO (MILE 889)	---	15 *
POMME DE TERRE LAKE, MO	2,993	2,993
PROJECT CONDITION SURVEYS, MO	---	5 *
SCHEDULING OF RESERVOIR OPERATIONS, MO	---	167 ~
SMITHVILLE LAKE, MO	1,853	1,853
SOUTHEAST MISSOURI PORT, MISSISSIPPI RIVER, MO	---	1 *
STOCKTON LAKE, MO	6,015	6,015
TABLE ROCK LAKE, MO and AR	10,267	10,267
MONTANA		
INSPECTION OF COMPLETED WORKS, MT	---	184 ~
FT PECK DAM AND LAKE, MT	5,308	5,308
LIBBY DAM, MT	1,789	1,789
SCHEDULING OF RESERVOIR OPERATIONS, MT	---	126 ~
NEBRASKA		
GAVINS POINT DAM, LEWIS AND CLARK LAKE, NE and SD	10,003	10,003
HARLAN COUNTY LAKE, NE	2,510	2,510
INSPECTION OF COMPLETED WORKS, NE	---	773 ~
MISSOURI RIVER - KENSLERS BEND, NE TO SIOUX CITY, IA	107	107
PAPILLION CREEK AND TRIBUTARIES LAKES, NE	818	818
SALT CREEK AND TRIBUTARIES, NE	1,159	1,159
NEVADA		
INSPECTION OF COMPLETED WORKS, NV	---	110 ~

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
MARTIS CREEK LAKE, NV and CA	1,836	1,836
PINE AND MATHEWS CANYONS DAMS, NV	671	671
NEW HAMPSHIRE		
BLACKWATER DAM, NH	955	955
EDWARD MACDOWELL LAKE, NH	955	955
FRANKLIN FALLS DAM, NH	1,346	1,346
HOPKINTON-EVERETT LAKES, NH	2,743	2,743
INSPECTION OF COMPLETED WORKS, NH	---	199 ~
OTTER BROOK LAKE, NH	1,014	1,014
PROJECT CONDITION SURVEYS, NH	---	350 *
SURRY MOUNTAIN LAKE, NH	1,973	1,973
NEW JERSEY		
BARNEGAT INLET, NJ	---	9 *
COLD SPRING INLET, NJ	---	400 *
DELAWARE RIVER, PHILADELPHIA TO THE SEA, NJ, PA and DE	---	22,546 *
INSPECTION OF COMPLETED WORKS, NJ	---	320 ~
MANASQUAN RIVER, NJ	---	2 *
NEW JERSEY INTRACOASTAL WATERWAY, NJ	---	1,245 *
NEWARK BAY, HACKENSACK AND PASSAIC RIVERS, NJ	---	13,275 *
PASSAIC RIVER FLOOD WARNING SYSTEMS, NJ	450	450
PROJECT CONDITION SURVEYS, NJ	---	2,250 *
SALEM RIVER, NJ	---	100 *
SHARK RIVER, NJ	---	1,100 *
NEW MEXICO		
ABIQUIU DAM, NM	3,391	3,391
COCHITI LAKE, NM	3,326	3,326
CONCHAS LAKE, NM	2,755	2,755
GALISTEO DAM, NM	689	689
INSPECTION OF COMPLETED WORKS, NM	---	563 ~
JEMEZ CANYON DAM, NM	780	780
SANTA ROSA DAM AND LAKE, NM	1,374	1,374
SCHEDULING OF RESERVOIR OPERATIONS, NM	---	225 ~
TWO RIVERS DAM, NM	1,140	1,140
UPPER RIO GRANDE WATER OPERATIONS MODEL, NM	945	945
NEW YORK		
ALMOND LAKE, NY	505	505
ARKPORT DAM, NY	346	346
BLACK ROCK CHANNEL AND TONAWANDA HARBOR, NY	---	6,547 *
BUFFALO HARBOR, NY	---	1,208 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
EAST SIDNEY LAKE, NY	1,053	1,053
FIRE ISLAND INLET TO JONES INLET, NY	---	25 *
HUDSON RIVER, NY (MAINT)	---	10,210 *
HUDSON RIVER, NY (O and C)	---	2,950 *
INSPECTION OF COMPLETED WORKS, NY	---	1,416 ~
MOUNT MORRIS DAM, NY	3,620	3,620
NEW YORK AND NEW JERSEY CHANNELS, NY	---	13,500 *
NEW YORK AND NEW JERSEY HARBOR, NY and NJ	---	18,300 *
NEW YORK HARBOR, NY	---	7,425 *
NEW YORK HARBOR, NY and NJ (DRIFT REMOVAL)	---	11,929 *
NEW YORK HARBOR, NY (PREVENTION OF OBSTRUCTIVE DEPOSITS)	---	1,696 *
OSWEGO HARBOR, NY	---	6 *
PROJECT CONDITION SURVEYS, NY	---	2,439 *
ROCHESTER HARBOR, NY	---	1,300 *
SOUTHERN NEW YORK FLOOD CONTROL PROJECTS, NY	960	960
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, NY	---	795 *
WHITNEY POINT LAKE, NY	1,167	1,167
NORTH CAROLINA		
ATLANTIC INTRACOASTAL WATERWAY (AIWW), NC	3,625	3,625
B. EVERETT JORDAN DAM AND LAKE, NC	2,546	2,546
CAPE FEAR RIVER ABOVE WILMINGTON, NC	171	496 *
FALLS LAKE, NC	2,991	2,991
INSPECTION OF COMPLETED WORKS, NC	---	210 ~
MANTEO (SHALLOWBAG) BAY, NC	---	1,286 *
MOREHEAD CITY HARBOR, NC	---	7,055 *
NEW RIVER INLET, NC	---	30 *
PROJECT CONDITION SURVEYS, NC	---	700 *
ROLLINSON CHANNEL, NC	---	380 *
SILVER LAKE HARBOR, NC	---	560 *
W. KERR SCOTT DAM AND RESERVOIR, NC	3,049	3,049
WILMINGTON HARBOR, NC	---	15,080 *
NORTH DAKOTA		
BOWMAN HALEY LAKE, ND	240	240
GARRISON DAM, LAKE SAKAKAWEA, ND	15,305	15,305
HOMME LAKE, ND	292	292
INSPECTION OF COMPLETED WORKS, ND	---	451 ~
LAKE ASHTABULA AND BALDHILL DAM, ND	1,552	1,552
PIPESTEM LAKE, ND	638	638
SCHEDULING OF RESERVOIR OPERATIONS, ND	---	124 ~
SOURIS RIVER, ND	387	387
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, ND	---	81 ~

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
OHIO		
ALUM CREEK LAKE, OH	1,931	1,931
ASHTABULA HARBOR, OH	---	2,293 *
BERLIN LAKE, OH	3,178	3,178
CAESAR CREEK LAKE, OH	2,250	2,250
CLARENCE J. BROWN DAM AND RESERVOIR, OH	1,565	1,565
CLEVELAND HARBOR, OH	---	8,761 *
CONNEAUT HARBOR, OH	---	911 *
DEER CREEK LAKE, OH	1,859	1,859
DELAWARE LAKE, OH	2,938	2,938
DILLON LAKE, OH	3,439	3,439
FAIRPORT HARBOR, OH	---	7 *
HURON HARBOR, OH	---	1,323 *
INSPECTION OF COMPLETED WORKS, OH	---	913 ~
LORAIN HARBOR, OH	---	8 *
MASSILLON LOCAL PROTECTION PROJECT, OH	305	305
MICHAEL J. KIRWAN DAM AND RESERVOIR, OH	1,744	1,744
MOSQUITO CREEK LAKE, OH	1,969	1,969
MUSKINGUM RIVER LAKES, OH	12,791	12,791
NORTH BRANCH KOKOSING RIVER LAKE, OH	641	641
OHIO-MISSISSIPPI FLOOD CONTROL, OH	1,482	1,482
PAINT CREEK LAKE, OH	2,197	2,197
PROJECT CONDITION SURVEYS, OH	---	328 *
ROSEVILLE LOCAL PROTECTION PROJECT, OH	52	52
SANDUSKY HARBOR, OH	---	1,065 *
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, OH	---	305 *
TOLEDO HARBOR, OH	---	5,738 *
TOM JENKINS DAM, OH	1,316	1,316
WEST FORK OF MILL CREEK LAKE, OH	983	983
WILLIAM H. HARSHA LAKE, OH	1,752	1,752
OKLAHOMA		
ARCADIA LAKE, OK	558	558
BIRCH LAKE, OK	855	855
BROKEN BOW LAKE, OK	2,674	2,674
CANTON LAKE, OK	2,147	2,147
COPAN LAKE, OK	1,593	1,593
EUFAULA LAKE, OK	6,264	6,264
FORT GIBSON LAKE, OK	5,073	5,073
FORT SUPPLY LAKE, OK	1,156	1,156
GREAT SALT PLAINS LAKE, OK	443	443
HEYBURN LAKE, OK	971	971
HUGO LAKE, OK	2,180	2,180
HULAH LAKE, OK	900	900
INSPECTION OF COMPLETED WORKS, OK	---	275 ~

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
KAW LAKE, OK	2,375	2,375
KEYSTONE LAKE, OK	4,916	4,916
MCCLELLAN-KERR ARKANSAS RIVER NAVIGATION SYSTEM, OK	25,336	25,336
OOLOGAH LAKE, OK	2,841	2,841
OPTIMA LAKE, OK	60	60
PENSACOLA RESERVOIR, LAKE OF THE CHEROKEES, OK	153	153
PINE CREEK LAKE, OK	1,497	1,497
SARDIS LAKE, OK	1,459	1,459
SCHEDULING OF RESERVOIR OPERATIONS, OK	---	2,000 ~
SKIATOOK LAKE, OK	2,547	2,547
TENKILLER FERRY LAKE, OK	4,782	4,782
WAURIKA LAKE, OK	1,635	1,635
WISTER LAKE, OK	1,005	1,005
OREGON		
APPLEGATE LAKE, OR	1,391	1,391
BLUE RIVER LAKE, OR	1,346	1,346
BONNEVILLE LOCK AND DAM, OR and WA	1,889	7,536 *
CHETCO RIVER, OR	---	1,024 *
COLUMBIA RIVER AT THE MOUTH, OR and WA	---	19,054 *
COOS BAY, OR	---	7,524 *
COQUILLE RIVER, OR	---	563 *
COTTAGE GROVE LAKE, OR	2,279	2,279
COUGAR LAKE, OR	2,436	2,436
DEPOE BAY, OR	---	51 *
DETROIT LAKE, OR	1,724	1,724
DORENA LAKE, OR	1,249	1,249
ELK CREEK LAKE, OR	355	355
FALL CREEK LAKE, OR	1,589	1,589
FERN RIDGE LAKE, OR	2,158	2,158
GREEN PETER - FOSTER LAKES, OR	2,506	2,506
HILLS CREEK LAKE, OR	1,425	1,425
INSPECTION OF COMPLETED WORKS, OR	---	923 ~
JOHN DAY LOCK AND DAM, OR and WA	6,451	6,451
LOOKOUT POINT LAKE, OR	2,567	2,567
LOST CREEK LAKE, OR	4,542	4,542
MCNARY LOCK AND DAM, OR and WA	15,921	15,921
NEHALEM BAY, OR	---	20 *
PROJECT CONDITION SURVEYS, OR	---	477 *
ROGUE RIVER AT GOLD BEACH, OR	---	116 *
SCHEDULING OF RESERVOIR OPERATIONS, OR	---	101 ~
SIUSLAW RIVER, OR	---	15 *
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, OR	---	10,700 *
UMPQUA RIVER, OR	---	1,074 *
WILLAMETTE RIVER AT WILLAMETTE FALLS, OR	65	65
WILLAMETTE RIVER BANK PROTECTION, OR	155	155

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
WILLOW CREEK LAKE, OR	783	783
YAQUINA BAY AND HARBOR, OR	---	4,095 *
PENNSYLVANIA		
ALLEGHENY RIVER, PA	8,244	8,244
ALVIN R. BUSH DAM, PA	7,968	7,968
AYLESWORTH CREEK LAKE, PA	705	705
BELTZVILLE LAKE, PA	1,284	1,284
BLUE MARSH LAKE, PA	2,954	2,954
CONEMAUGH RIVER LAKE, PA	1,674	1,674
COWANESQUE LAKE, PA	2,257	2,257
CROOKED CREEK LAKE, PA	5,126	5,126
CURWENSVILLE LAKE, PA	1,215	1,215
DELAWARE RIVER, PHILADELPHIA TO TRENTON, PA and NJ	---	4,650 *
EAST BRANCH CLARION RIVER LAKE, PA	1,692	1,692
ERIE HARBOR, PA	---	1,618 *
FOSTER J. SAYERS DAM, PA	1,349	1,349
FRANCIS E. WALTER DAM AND RESERVOIR, PA	910	910
GENERAL EDGAR JADWIN DAM AND RESERVOIR, PA	381	381
INSPECTION OF COMPLETED WORKS, PA	---	959 ~
JOHNSTOWN, PA	2,109	2,109
KINZUA DAM AND ALLEGHENY RESERVOIR, PA	2,768	2,768
LOYALHANNA LAKE, PA	2,022	2,022
MAHONING CREEK LAKE, PA	1,691	1,691
MONONGAHELA RIVER, PA AND WV	18,150	18,150
OHIO RIVER LOCKS AND DAMS, PA, OH and WV	34,556	34,556
OHIO RIVER OPEN CHANNEL WORK, PA, OH and WV	826	826
PROJECT CONDITION SURVEYS, PA	---	174 *
PROMPTON LAKE, PA	559	559
PUNXSUTAWNEY, PA	121	121
RAYSTOWN LAKE, PA	8,124	8,124
SCHEDULING OF RESERVOIR OPERATIONS, PA	---	79 ~
SCHUYLKILL RIVER, PA	---	100 *
SHENANGO RIVER LAKE, PA	3,172	3,172
STILLWATER LAKE, PA	523	523
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, PA	---	120 *
TIOGA-HAMMOND LAKES, PA	5,406	5,406
TIONESTA LAKE, PA	5,631	5,631
UNION CITY LAKE, PA	725	725
WOODCOCK CREEK LAKE, PA	1,241	1,241
YORK INDIAN ROCK DAM, PA	1,241	1,241
YOUGHIOGHENY RIVER LAKE, PA and MD	2,869	2,869
PUERTO RICO		
INSPECTION OF COMPLETED WORKS, PR	---	126 ~

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
PROJECT CONDITION SURVEYS, PR	---	100 *
SAN JUAN HARBOR, PR	---	4,070 *
RHODE ISLAND		
FOX POINT HURRICANE BARRIER, RI	680	680
GREAT SALT POND, BLOCK ISLAND, RI	---	350 *
INSPECTION OF COMPLETED WORKS, RI	---	51 ~
PROJECT CONDITION SURVEYS, RI	---	500 *
WOONSOCKET LOCAL PROTECTION PROJECT, RI	596	596
SOUTH CAROLINA		
ATLANTIC INTRACOASTAL WATERWAY (AIWW), SC	100	100
CHARLESTON HARBOR, SC	---	19,700 *
COOPER RIVER, CHARLESTON HARBOR, SC	---	3,931 *
INSPECTION OF COMPLETED WORKS, SC	---	65 ~
PROJECT CONDITION SURVEYS, SC	---	775 *
SOUTH DAKOTA		
BIG BEND DAM AND LAKE SHARPE, SD	9,989	9,989
COLD BROOK LAKE, SD	472	472
COTTONWOOD SPRINGS LAKE, SD	229	229
FORT RANDALL DAM, LAKE FRANCIS CASE, SD	11,795	11,795
INSPECTION OF COMPLETED WORKS, SC	---	209 ~
LAKE TRAVERSE, SD and MN	640	640
OAHE DAM AND LAKE OAHE, SD	13,148	13,148
SCHEDULING OF RESERVOIR OPERATIONS, SD	---	144 ~
TENNESSEE		
CENTER HILL LAKE, TN	7,765	7,765
CHEATHAM LOCK AND DAM, TN	12,702	12,702
CORDELL HULL DAM AND RESERVOIR, TN	7,983	7,983
DALE HOLLOW LAKE, TN	7,889	7,889
INSPECTION OF COMPLETED WORKS, TN	---	137 ~
J. PERCY PRIEST DAM AND RESERVOIR, TN	5,526	5,526
NORTHWEST TENNESSEE REGIONAL HARBOR, TN	---	15 *
OLD HICKORY LOCK AND DAM, TN	13,351	13,351
PROJECT CONDITION SURVEYS, TN	---	5 *
TENNESSEE RIVER, TN	22,380	22,380
WOLF RIVER HARBOR, TN	---	655 *
TEXAS		
AQUILLA LAKE, TX	1,814	1,814

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
BARDWELL LAKE, TX	2,662	2,662
BELTON LAKE, TX	4,494	4,494
BENBROOK LAKE, TX	3,566	3,566
BRAZOS ISLAND HARBOR, TX	---	3,000 *
BUFFALO BAYOU AND TRIBUTARIES, TX	3,433	3,433
CANYON LAKE, TX	3,897	3,897
CHANNEL TO HARLINGEN, TX	---	1,100 *
CORPUS CHRISTI SHIP CHANNEL, TX	---	4,600 *
DENISON DAM, LAKE TEXOMA, TX	8,483	8,483
ESTELLINE SPRINGS EXPERIMENTAL PROJECT, TX	39	39
FERRELLS BRIDGE DAM - LAKE O' THE PINES, TX	5,607	5,607
FREEPOR HARBOR, TX	---	8,500 *
GALVESTON HARBOR AND CHANNEL, TX	---	10,400 *
GIWW, CHANNEL TO VICTORIA, TX	---	50 *
GULF INTRACOASTAL WATERWAY, CHOCOLATE BAYOU, TX	---	50 *
GRANGER LAKE, TX	2,582	2,582
GRAPEVINE LAKE, TX	3,326	3,326
GULF INTRACOASTAL WATERWAY, TX	24,200	24,200
HORDS CREEK LAKE, TX	1,727	1,727
HOUSTON SHIP CHANNEL, TX	---	22,300 *
INSPECTION OF COMPLETED WORKS, TX	---	1,748 ~
JIM CHAPMAN LAKE, TX	1,907	1,907
JOE POOL LAKE, TX	2,478	2,478
LAKE KEMP, TX	350	350
LAVON LAKE, TX	3,683	3,683
LEWISVILLE DAM, TX	3,813	3,813
MATAGORDA SHIP CHANNEL, TX	---	4,450 *
NAVARRO MILLS LAKE, TX	3,877	3,877
NORTH SAN GABRIEL DAM AND LAKE GEORGETOWN, TX	3,026	3,026
O. C. FISHER DAM AND LAKE, TX	1,686	1,686
PAT MAYSE LAKE, TX	1,251	1,251
PROCTOR LAKE, TX	2,367	2,367
PROJECT CONDITION SURVEYS, TX	---	325 *
RAY ROBERTS LAKE, TX	1,683	1,683
SABINE - NECHES WATERWAY, TX	---	10,625 *
SAM RAYBURN DAM AND RESERVOIR, TX	10,668	10,668
SCHEDULING OF RESERVOIR OPERATIONS, TX	---	401 ~
SOMERVILLE LAKE, TX	3,538	3,538
STILLHOUSE HOLLOW DAM, TX	3,491	3,491
TEXAS CITY SHIP CHANNEL, TX	---	350 *
TOWN BLUFF DAM, B. A. STEINHAGEN LAKE AND ROBERT DOUGLAS WILLIS HYDROPOWER PROJECT, TX	3,967	3,967
WACO LAKE, TX	4,814	4,814
WALLISVILLE LAKE, TX	2,605	2,605
WHITNEY LAKE, TX	6,813	6,813
WRIGHT PATMAN DAM AND LAKE, TX	4,223	4,223

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
UTAH		
INSPECTION OF COMPLETED WORKS, UT	---	145 ~
SCHEDULING OF RESERVOIR OPERATIONS, UT	---	400 ~
VERMONT		
BALL MOUNTAIN LAKE, VT	872	872
INSPECTION OF COMPLETED WORKS, VT	---	162 ~
NORTH HARTLAND LAKE, VT	988	988
NORTH SPRINGFIELD LAKE, VT	962	962
TOWNSHEND LAKE, VT	968	968
UNION VILLAGE DAM, VT	855	855
VIRGIN ISLANDS		
INSPECTION OF COMPLETED WORKS, VI	---	34 ~
PROJECT CONDITION SURVEYS, VI	---	50 *
VIRGINIA		
ATLANTIC INTRACOASTAL WATERWAY - ALBEMARLE CHESAPEAKE CANAL ROUTE, VA	685	685
ATLANTIC INTRACOASTAL WATERWAY - DISMAL SWAMP CANAL ROUTE, VA	1,262	1,262
GATHRIGHT DAM AND LAKE MOOMAW, VA	3,018	3,018
HAMPTON ROADS DRIFT REMOVAL, VA	---	2,012 *
HAMPTON ROADS, PREVENTION OF OBSTRUCTIVE DEPOSITS, VA	---	280 *
INSPECTION OF COMPLETED WORKS, VA	---	161 ~
JAMES RIVER CHANNEL, VA	---	420 *
JOHN H. KERR LAKE, VA and NC	10,873	10,873
JOHN W. FLANNAGAN DAM AND RESERVOIR, VA	2,523	2,523
NORFOLK HARBOR, VA	---	13,160 *
NORTH FORK OF POUND RIVER LAKE, VA	964	964
PHILPOTT LAKE, VA	5,016	5,016
PROJECT CONDITION SURVEYS, VA	---	1,885 *
WATER AND ENVIRONMENTAL CERTIFICATIONS, VA	---	175 *
WASHINGTON		
CHIEF JOSEPH DAM, WA	606	606
COLUMBIA AND LOWER WILLAMETTE RIVERS BELOW VANCOUVER, WA and PORTLAND, OR	---	52,662 *
COLUMBIA RIVER AT BAKER BAY, WA	---	906 *
COLUMBIA RIVER BETWEEN VANCOUVER, WA AND THE DALLES, OR	---	1,001 *
EVERETT HARBOR AND SNOHOMISH RIVER, WA	---	2,228 *
GRAYS HARBOR, WA	---	11,789 *
HOWARD A. HANSON DAM, WA	3,959	3,959

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
ICE HARBOR LOCK AND DAM, WA	4,627	4,627
INSPECTION OF COMPLETED WORKS, WA	---	966 ~
LAKE WASHINGTON SHIP CANAL, WA	1,257	9,279 *
LITTLE GOOSE LOCK AND DAM, WA	2,687	2,687
LOWER GRANITE LOCK AND DAM, WA	3,458	3,458
LOWER MONUMENTAL LOCK AND DAM, WA	2,769	2,769
MILL CREEK LAKE, WA	2,245	2,245
MOUNT ST. HELENS SEDIMENT CONTROL, WA	373	373
MUD MOUNTAIN DAM, WA	5,819	5,819
PROJECT CONDITION SURVEYS, WA	---	892 *
PUGET SOUND AND TRIBUTARY WATERS, WA	---	1,070 *
QUILLAYUTE RIVER, WA	---	257 *
SEATTLE HARBOR, WA	---	1,918 *
SCHEDULING OF RESERVOIR OPERATIONS, WA	---	469 ~
STILLAGUAMISH RIVER, WA	299	299
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, WA	---	66 *
TACOMA-PUYALLUP RIVER, WA	214	214
THE DALLES LOCK AND DAM, WA and OR	4,227	4,227
WEST VIRGINIA		
BEECH FORK LAKE, WV	1,671	1,671
BLUESTONE LAKE, WV	2,305	2,305
BURNSVILLE LAKE, WV	2,877	2,877
EAST LYNN LAKE, WV	2,660	2,660
ELKINS, WV	79	79
INSPECTION OF COMPLETED WORKS, WV	---	558 ~
KANAWHA RIVER LOCKS AND DAMS, WV	10,982	10,982
OHIO RIVER LOCKS AND DAMS, WV, KY and OH	37,008	37,008
OHIO RIVER OPEN CHANNEL WORK, WV, KY and OH	2,604	2,604
R. D. BAILEY LAKE, WV	2,490	2,490
STONEWALL JACKSON LAKE, WV	1,741	1,741
SUMMERSVILLE LAKE, WV	3,258	3,258
SUTTON LAKE, WV	2,680	2,680
TYGART LAKE, WV	1,723	1,723
WISCONSIN		
EAU GALLE RIVER LAKE, WI	878	878
FOX RIVER, WI	3,344	3,344
GREEN BAY HARBOR, WI	---	3,084 *
INSPECTION OF COMPLETED WORKS, WI	---	77 ~
KEWAUNEE HARBOR, WI	---	25 *
MANITOWOC HARBOR, WI	---	80 *
MILWAUKEE HARBOR, WI	---	11 *
PROJECT CONDITION SURVEYS, WI	---	345 *
STURGEON BAY HARBOR AND LAKE MICHIGAN SHIP CANAL, WI	18	1,534 *

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
SURVEILLANCE OF NORTHERN BOUNDARY WATERS, WI	---	525 *
WYOMING		
INSPECTION OF COMPLETED WORKS, WY	---	107 ~
JACKSON HOLE LEVEES, WY	1,002	1,002
SCHEDULING OF RESERVOIR OPERATIONS, WY	---	109 ~
SUBTOTAL, PROJECTS LISTED UNDER STATES	1,831,955	2,743,497
REMAINING ITEMS		
ADDITIONAL FUNDING FOR ONGOING WORK		
NAVIGATION MAINTENANCE	---	40,156
DEEP-DRAFT HARBOR AND CHANNEL	---	580,000
DONOR AND ENERGY TRANSFER PORTS	---	50,000
INLAND WATERWAYS	---	60,000
SMALL, REMOTE, OR SUBSISTENCE NAVIGATION	---	65,000
OTHER AUTHORIZED PROJECT PURPOSES	---	60,000
AQUATIC NUISANCE CONTROL RESEARCH	675	17,000
ASSET MANAGEMENT/FACILITIES AND EQUIP MAINTENANCE (FEM)	3,300	7,000
CIVIL WORKS WATER MANAGEMENT SYSTEM (CWWMS)	8,000	8,000
COASTAL INLET RESEARCH PROGRAM	2,500	10,975
COASTAL OCEAN DATA SYSTEM (CODS)	2,250	7,500
CULTURAL RESOURCES	900	900
CYBERSECURITY	4,000	4,000
DREDGE MCFARLAND READY RESERVE	---	11,300 *
DREDGE WHEELER READY RESERVE	---	14,500 *
DREDGING DATA AND LOCK PERFORMANCE MONITORING SYSTEM	1,120	3,570
DREDGING OPERATIONS AND ENVIRONMENTAL RESEARCH (DOER)	5,250	7,500
DREDGING OPERATIONS TECHNICAL SUPPORT PROGRAM (DOTS)	2,450	6,500
EARTHQUAKE HAZARDS REDUCTION PROGRAM	300	300
ENGINEERING WITH NATURE	---	12,500
FACILITY PROTECTION	4,200	4,200
FISH & WILDLIFE OPERATING FISH HATCHERY REIMBURSEMENT	5,400	5,400
HARBOR MAINTENANCE FEE DATA COLLECTION	---	795 *
INLAND WATERWAY NAVIGATION CHARTS	4,350	4,350
INSPECTION OF COMPLETED FEDERAL FLOOD CONTROL PROJECTS	18,000	23,000
INSPECTION OF COMPLETED WORKS	32,307	--- ^
MONITORING OF COMPLETED NAVIGATION PROJECTS	3,800	10,000
NATIONAL COASTAL MAPPING PROGRAM	5,000	11,300
NATIONAL DAM SAFETY PROGRAM (PORTFOLIO RISK ASSESSMENT)	10,500	10,500
NATIONAL EMERGENCY PREPAREDNESS PROGRAM (NEPP)	5,000	5,000
NATIONAL (LEVEE) FLOOD INVENTORY	4,500	4,500
NATIONAL (MULTIPLE PROJECT) NATURAL RESOURCES MANAGEMENT ACTIVITIES	3,500	3,500

CORPS OF ENGINEERS - OPERATION AND MAINTENANCE
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST	FINAL BILL
NATIONAL PORTFOLIO ASSESSMENT FOR REALLOCATIONS	500	500
OPTIMIZATION TOOLS FOR NAVIGATION	392	392
PERFORMANCE-BASED BUDGETING SUPPORT PROGRAM	2,000	4,500
RECREATION MANAGEMENT SUPPORT PROGRAM	1,450	1,450
REGIONAL SEDIMENT MANAGEMENT	3,500	8,500
RESPONSE TO CLIMATE CHANGE AT CORPS PROJECTS	---	5,000
REVIEW OF NON-FEDERAL ALTERATIONS OF CIVIL WORKS PROJECTS (SECTION 408)	9,000	9,000
SCHEDULING OF RESERVOIR OPERATIONS	8,331	--- [^]
SOIL MOISTURE AND SNOWPACK MONITORING	---	5,000
STEWARDSHIP SUPPORT PROGRAM	900	900
SUSTAINABLE RIVERS PROGRAM (SRP)	500	5,000
VETERAN'S CURATION PROGRAM AND COLLECTIONS MANAGEMENT	5,500	6,500
WATERBORNE COMMERCE STATISTICS	4,670	4,670
WATER OPERATIONS TECHNICAL SUPPORT (WOTS)	500	5,500
SUBTOTAL, REMAINING ITEMS	164,545	1,106,158
TOTAL, OPERATION AND MAINTENANCE	1,996,500	3,849,655

Note: Amounts rounded to the nearest thousand.

**Includes funds requested in other accounts.*

[^]Funded under projects listed under states.

[~]Requested in remaining items.

Updated Capability.—The agreement adjusts some project-specific allocations downward from the budget request based on updated information regarding the amount of work that could be accomplished in fiscal year 2021.

Additional Funding for Ongoing Work.—Of the additional funding provided in this account for other authorized project purposes, the Corps shall allocate not less than \$2,000,000 for efforts to combat invasive mussels at Corps-owned reservoirs.

When allocating the additional funding provided in this account, the Corps shall consider giving priority to the following:

1. ability to complete ongoing work maintaining authorized depths and widths of harbors and shipping channels (including small, remote, or subsistence harbors), including where contaminated sediments are present;
2. ability to address critical maintenance backlog;
3. presence of the U.S. Coast Guard;
4. extent to which the work will enhance national, regional, or local economic development, including domestic manufacturing capacity;
5. extent to which the work will promote job growth or international competitiveness;
6. number of jobs created directly by the funded activity;
7. ability to obligate the funds allocated within the calendar year;
8. ability to complete the project, separable element, project phase, or useful increment of work within the funds allocated;
9. ability to address hazardous barriers to navigation due to shallow channels;
10. dredging projects that would provide supplementary benefits to tributaries and waterways in close proximity to ongoing island replenishment projects;
11. risk of imminent failure or closure of the facility;
12. extent to which the work will promote recreation-based benefits, including those created by recreational boating;
13. improvements to federal breakwaters and jetties where additional work will improve the safety of navigation and stabilize infrastructure to prevent continued deterioration;
14. for small, remote, and subsistence harbors,
 - a. low-use ports with unexpected levels of deterioration since their last dredging; and
 - b. projects with public safety concerns; and
15. for harbor maintenance activities,
 - a. total tonnage handled;
 - b. total exports;
 - c. total imports;
 - d. dollar value of cargo handled;
 - e. energy infrastructure and national security needs served;
 - f. designation as strategic seaports;
 - g. maintenance of dredge disposal activities;
 - h. lack of alternative means of freight movement;
 - i. savings over alternative means of freight movement; and
 - j. improvements to dredge disposal facilities that will result in long-term savings, including a reduction in regular maintenance.

Additional funding provided for donor and energy transfer ports shall be allocated in accordance with 33 U.S.C. 2238c. The Corps is encouraged to include funding for this program in future budget submissions. The Corps is directed to fully execute subsection (c) of 33 U.S.C. 2238c not later than 90 days after enactment of this Act.

Concerns persist that the administration's criteria for navigation maintenance do not allow small, remote, or subsistence harbors and waterways to properly compete for scarce navigation maintenance funds. The Corps is directed to revise the criteria used for determining which navigation projects are funded in order to develop a reasonable and equitable allocation under this account. The agreement supports including criteria to evaluate the economic impact that these projects provide to local and regional economies.

Aquatic Nuisance Control Research.—Harmful Algal Blooms [HABs] continue to threaten local communities, ecosystems, human health, drinking water sources, and local outdoor economies across the nation. These algae overgrowths produce dangerous toxins in fresh and marine waters that can sicken or kill people and animals, create dead zones, and raise treatment costs for drinking water. The devastating effects of HABs occur across multiple ecoregions from large freshwater lakes like Lake Erie in the Great Lakes, the Finger Lakes in New York, and Lake Okeechobee in Florida, to large inland waterways like the Ohio River where a 2015 event persisted for over a month involving over 700 miles of waterway.

The recommendation provides \$4,000,000 to supplement activities related to harmful algal blooms and directs the Corps to target freshwater ecosystems. The recommendation also provides \$3,500,000 to supplement activities related to harmful algal blooms and directs the Corps to work collaboratively with appropriate university partners to address harmful algal blooms formation, detection, and remediation to enhance protection of vital U.S. water resources. There is awareness of the need to develop next generation ecological models to maintain inland and intracoastal waterways and the agreement provides \$7,325,000 for this purpose. The Corps shall submit to the Committee not later than 90 days after enactment of this Act a report on these activities.

Not later than 180 days after enactment of this Act, the Corps shall develop a comprehensive research plan for addressing the various and abundant HAB-related research needs. Included in this plan shall be a scope for each activity identified; the required annual funding needs and timeline to complete each research activity; how this research will provide specific value to the Corps' mission; how the Corps will balance needs across multiple regions and system types; and what opportunities will be available to partner with academia, outside organizations, and other federal agencies, where appropriate. Not later than 90 days after enactment of this Act, the Corps shall brief the Committees on Appropriations of both Houses of Congress on the status of this plan.

Additional funding recommended in this remaining item is to supplement and advance Corps activities to address HABs and develop the comprehensive plan. Within these funds, the Corps is encouraged to continue investigating successful methods for combat-

ting HABs; investigate harmful algal blooms across multiple ecoregions to predict HAB occurrence and toxicity, including in riverine ecosystems; identify and develop improved strategies for early detection, prevention, and management techniques and procedures to reduce the occurrence and impacts of harmful algal blooms in the nation's water resources; facilitate collaboration with university partners to assess the impacts of environmental triggers in riverine ecosystems to advance prediction, avoidance, and remediation efforts for harmful algal blooms; and improve early warning capabilities, which may include the use of UAS/drones to detect and monitor HABs.

Asset Management/FEM.—The recommendation provides \$2,000,000 above the request for research on novel approaches to repair and maintenance practices that will increase civil infrastructure intelligence and resilience. The agreement reiterates House direction on a briefing requirement.

The agreement includes \$1,000,000 in additional funding to continue the review of its inventory as required by section 6002. Additional funding is provided to continue to assess the inventory of the structural condition of federal breakwaters and jetties protecting harbors and inland harbors. The Corps shall brief the Committees on how much of this work has been accomplished, a timeline for completion of the inventory and preliminary cost estimates for federal breakwaters and jetties listed in poor or critical condition, not later than 60 days after enactment of this Act.

Funds are also included to develop new approaches in materials research, mechanical engineering, manufacturing that leverages integrated advances in novel computational materials engineering, atomic-scale materials physics, data science, and additive manufacturing to transform the maintenance and repair process, including the ability to remotely rehabilitate infrastructure.

Asset Management/FEM, Infrastructure Resilience.—The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on opportunities to research novel repair and maintenance approaches that will increase Civil Works infrastructure intelligence and resilience.

Cape Cod Canal Bridges.—The agreement recognizes the urgent need and magnitude of this project, and encourages the Corps to continue supporting the Commonwealth of Massachusetts in efforts to develop a strategy to replace the bridges based on the findings of the March 2020 Cape Cod Canal Highway Bridges Major Rehabilitation Evaluation Report. The Corps is reminded that this project is eligible to compete for additional funding provided in this account.

Central Louisiana Ecosystem Protection and Restoration Task Force.—The Corps is encouraged to establish the Task Force authorized by section 7004 of the Water Resources Development Act of 2007 to improve coordination of ecosystem restoration in the Louisiana Coastal Area.

Coastal Inlet Research Program.—The agreement includes additional funding for the Corps-led, multi-university effort to identify engineering frameworks to address coastal resilience needs; to develop adaptive pathways that lead to coastal resilience; that meas-

ure the coastal forces that lead to infrastructure damage and erosion during extreme storm events; and to improve coupling of terrestrial and coastal models. Additional funding is also provided for the Corps to continue work with the National Oceanic and Atmospheric Administration's National Water Center on protecting the Nation's water resources.

Coos Bay, Oregon Jetties.—The Coos Bay North Jetty is losing 20 feet a year and has receded more than 750 feet since its construction and the channel condition is degraded, which is impeding the U.S. Coast Guard's ability to carry out search and rescue missions. The Corps is reminded that these much-needed improvements are eligible to compete for additional funding provided in this account.

Debris Removal.—The Corps reminded that ongoing bridge removal projects are eligible to compete for additional funding provided in this account. The Corps is also encouraged to consider removing other pilings and obstructions in close proximity to the bridge, and in or adjacent to the federal navigation channel pursuant to this authority when removing bridges and bridge pilings.

Dredging Operations Technical Support Program.—Additional funding is included for the further development of the INAV platform related to the operation and maintenance of the U.S. Marine Transportation System.

Emerging Harbor Projects.—The recommendation includes funding for individual projects defined as emerging harbor projects (in section 210(f)(2) of the Water Resources Development Act (WRDA) of 1986) that exceeds the funding levels envisioned in sections 210(c)(3) and 210(d)(1)(B)(ii) of WRDA 1986.

Engineering With Nature.— The agreement includes \$12,500,000 as a new remaining item in this account to support the Corps' Engineering with Nature (EWN) initiative. With the funds recommended, the Corps is encouraged to continue collaboration across research programs on nature-based infrastructure.

The agreement provides \$5,000,000 to support ongoing research and advance work with university partners to develop standards, design guidance, and testing protocols to improve and standardize nature-based and hybrid infrastructure solutions.

The agreement also provides \$5,000,000 for research into natural infrastructure options focused on drought, flood-prone lands and post fire recovery areas in western landscapes as directed in the House report. The Corps is encouraged to leverage academic partners, state and local agencies, and non-profit organizations in the southwestern United States in this effort.

Additionally, the Corps is encouraged to expand the EWN initiative to support science and engineering practices that support long-term resilience and sustainability of water infrastructure and their supporting systems. Funding under this line item is intended for EWN activities having a national or regional scope or which benefit the Corps' broader execution of its mission areas. It is not intended to replace or preclude the appropriate use of EWN practices at districts using project-specific-funding, or work performed across other Corps programs that might involve EWN. The Corps is encouraged to identify EWN efforts in future budget requests.

Enhanced Options for Sand Acquisition for Beach Renourishment Projects.—The Corps is urged to provide states with guidance and

recommendations to implement cost effective measures and planning for sand management.

Federal Breakwaters and Jetties.—The Corps is encouraged to continue progress towards revising its policy and thresholds related to major maintenance and major rehabilitation of federal jetties and breakwaters. The Corps shall brief the Committees on Appropriations of both Houses of Congress on this topic not later than 90 days after enactment of this Act.

Fish Hatchery Facilities.—The Corps is reminded that activities at mitigation fish hatcheries constructed, owned, or operated by the Corps that are necessary to provide support conditions suitable to rear and release fish needed to meet the Corps' mitigation responsibilities are eligible to compete for additional funding provided in this Act.

Great Lakes Navigation System.—The recommendation includes funding for individual projects within this System that exceeds the funding level envisioned in section 210(d)(1)(B)(ii) of WRDA 1986.

Harmful Algal Bloom and Hypoxia Research and Control Act.—The agreement reiterates House direction on this topic.

Integrated Navigation Analysis and Systems Enhancements.—The agreement provides additional funds in the remaining item Dredging Data and Lock Performance Monitoring System and in the remaining item Dredging Operations Technical Support Program to continue work laying the foundation for prototype applications for machine learning techniques as it relates to sedimentation-dredging patterns, dredging operations trends, and lock operations, including enhancements to systems to provide additional analytical capabilities and integrates data across enterprise navigation systems.

Inspection of Completed Environmental Projects.—The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 60 days after of enactment of this Act on the status of funds in the program, guidance the Corps provides to district offices on how to implement the program and share lessons-learned from inspections, and a five-year plan for funding for the program by state.

Invasive Mussels.—The agreement recognizes that dreissenid mussels, highly invasive species, threaten water delivery systems and hydroelectric facilities operated by the Corps. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on how funds provided to date have been used for this purpose and a plan for any future needs.

Isle of Shoals North and Cape Arundel Dredged Material Placement Site.—It is understood that the EPA finalized the designation of the new Isles of Shoals North Disposal Site in September 2020, and the Corps is encouraged to use the new facility for placement of material dredged from southern Maine and New Hampshire.

Kennebec River Long-Term Maintenance Dredging.—There is continued support for Memorandum of Agreement signed in January 2020 denoting responsibilities between the Department of the Army and the Department of the Navy for the regular maintenance of the Kennebec River Federal Navigation Channel. Maintenance dredging of the Kennebec is essential to the safe passage of newly

constructed Navy guided missile destroyers to the Atlantic Ocean. The Corps is directed to continue its collaboration with the Department of the Navy to ensure regular maintenance dredging of the Kennebec.

Keystone Lake, Oklahoma.—Northeast Oklahoma sees high amounts of rainfall during many spring seasons, oftentimes creating flooding concerns for residents and businesses in this region. This nearly annual occurrence is particularly problematic around Keystone Lake. Recreation areas that support the local economy can see closures ranging from several days or weeks to the entire recreation season, and residential roads can become impassable. To assist the local community and its economy, the Corps is encouraged to examine modifications that could be made to the management of Keystone Lake that would reduce the frequency and severity of flooding events. The Corps is directed to provide a briefing on possible actions to the Committees on Appropriations of both Houses of Congress not later than 60 days after enactment of this Act.

Lake Champlain-Gordon's Breakwater.—The Corps is reminded that the study pursuant to section 216 of the Flood Control Act of 1970 (Public Law 91-611) is eligible to compete for additional funding provided in this account to address necessary improvements to the Corps-owned Gordon's Landing breakwater on Lake Champlain. The Corps is encouraged to pursue the next phase of the project using applicable authorities. There is awareness that this structure is important spawning habitat for lake trout and the Corps is encouraged to consult with the U.S. Fish and Wildlife Service.

Levee Safety.— In fiscal year 2020, Congress provided \$15,000,000 to implement levee safety initiatives to meet the requirements under section 3016 of WRRDA. The Committee understands these funds are sufficient to complete Phase II activities. The additional funding provided for the Inspection of Completed Federal Flood Control Projects remaining item shall be used for the assessment of high risk federally authorized levees. Within 90 days of enactment of this act, the Corps shall brief the Committees on the status of these activities and activities associated with section 3016 of WRRDA, including any additional funding needs identified to complete and a timeline for implementation of the next phase.

Locks and Dams Levels of Service.—There remains concern about the level of service reductions and proposed level of service reductions at locks and dams along our nation's inland waterways and the adverse economic effects this has on impacted communities. The Corps is reminded that remote lock operations at locks and dams in the Ohio River System are eligible to compete for additional funding provided in this account.

Mississippi River Basin Coordination.—The Corps is urged to participate in and coordinate as an essential federal stakeholder with the Environmental Protection Agency on developing a Mississippi River restoration and resiliency strategy focused on improving water quality, restoring habitat and natural systems, improving navigation, eliminating aquatic invasive species, and building local resilience to natural disasters.

Monitoring of Completed Navigation Projects.—The Corps is directed to continue research on the impact of reduced lock operations on riverine fish at not less than the fiscal year 2020 level. The goal of the continued funding is to support the ongoing research and, where appropriate, expand the work to look at ecosystem level impacts and additional waterways, lock structures, lock operation methods, and fish species that will more fully inform the Corps' operations.

An additional \$4,000,000 in funding is provided to support the structural health monitoring program to facilitate research to maximize operations, enhance efficiency, and protect asset life through catastrophic failure mitigation.

Mount St. Helens Sediment Monitoring.—The agreement notes that Mount St. Helens Sediment Monitoring activities have not been funded in the Corps work plan for the sixth consecutive year. Yearly monitoring is vital to ensure that the sediment retention structure can properly protect the communities in Cowlitz County, Washington. There is awareness that the lack of federal funding has led to local communities funding sediment monitoring and encourages the Corps to include appropriate funding in future budget submissions for this effort.

Multimodal Utilization of Marine Transportation.—Aging infrastructure poses enormous challenges to the Corps mission and advances in navigation optimization modeling tools to integrate rail and road modes of transit with the marine transportation system is critical in meeting increased demand. The Corps is encouraged to continue efforts to improve the performance, efficiency, and resilience of the nation's navigation and flood risk management system and develop innovative system optimization technologies for reliable water resources infrastructure. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on these opportunities.

National Coastal Mapping Program.—The agreement includes \$3,800,000 for Arctic coastal mapping needs currently not met by existing mapping programs due to gaps caused when mapping agencies distinguish between land mapping and water charting. The Corps shall use these funds to prioritize, coordinate and conduct Arctic coastal mapping operations, data processing, product development, and data dissemination, to identify and meet priorities in the Arctic region. The Corps is directed to work closely with the Alaska Mapping Executive Committee, the State of Alaska, and relevant federal agencies to ensure that mapping efforts are coordinated and adhere to the priorities identified in the Alaska Coastal Mapping Strategy. Not later than 90 days after enactment of this Act, the Corps shall brief the Committee on the status of these activities including future anticipated funding needs, how the Corps will partner with non-Federal stakeholders, and how the Corps will ensure adequate competition for any acquisition requirements.

National Dam Safety Program.—The Corps is directed to brief the Committees on Appropriations of both Houses of Congress as soon as the Independent External Peer Review (IEPR) of risk-informed dam safety practices is completed. The briefing shall include the review's findings, any follow-up actions to implement those findings planned by the Federal agencies, and any potential

responses to the findings that Congress could take. If the IEPR review is not completed by Dec 31, 2020, the Corps shall brief the Committees on the schedule to complete this review.

Operation and Maintenance of Corps Dams.—The agreement reiterates House direction.

Performance Based Budgeting Support Program.—Of the funding provided for this remaining item, \$2,000,000 shall be to support performance based methods that enable robust budgeting of the hydropower program through better understanding of operation and maintenance impacts leveraging data analytics.

Providence, Rhode Island.—The Corps reminded that the Dredged Material Management Plan for Providence River, Rhode Island, is eligible to compete for additional funding provided in this account.

Regional Dredge Contracting.—In accordance with section 1111 of the America's Water Infrastructure Act of 2018 (Public Law 115–270), the Corps is encouraged to enter into regional contracts to support increased efficiencies in the deployment of dredges for all Civil Works mission sets, prioritizing deep draft navigational projects.

Regional Sediment Management.—The agreement provides \$5,000,000 to continue Corps research and development into enhanced forecasting capabilities to implement proactive strategies for flood risk management to enhance the resiliency of coastal communities and mitigate socioeconomic and environmental consequences of extreme coastal hazards. Funds are also provided to support cooperative efforts between the Corps and academia to address compound flooding issues.

Response to Climate Change at Corps Projects.—The agreement includes \$5,000,000 to position water resources projects to be managed as systems due to the implications of a changing climate.

Salt Cedar.—The Corps is encouraged to prioritize funding for projects that will remove non-native plant species like Salt Cedars, replace non-native plant species with native plants, and monitor riparian areas where non-native plant species have been removed and replaced. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act detailing its work to remove, replace, and monitor to prevent the spread of non-native plant species along riparian areas.

San Rafael Channel, California.—Lack of dredging is becoming a public safety issue at the San Rafael Police and Fire Departments, which are based in the channel and need access and capacity for bay patrols, rescues, and other public safety activity. The Corps is reminded that dredging of the San Rafael Channel is eligible to compete for additional funding provided in this account.

Scheduling of Reservoir Operations.—The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than January 31, 2021, on the progress in expending the additional \$4,000,000 provided in the Scheduling of Reservoir Operations remaining item in fiscal year 2020 for a water control manual update.

Small, Remote, or Subsistence Harbors.—The agreement emphasizes the importance of ensuring that our country's small and low-

use ports remain functional. The Corps is encouraged to consider expediting scheduled maintenance at small and low use ports that have experienced unexpected levels of deterioration since their last dredging.

Soil Moisture and Snowpack Monitoring Program.—The additional funds provided shall be used along with the \$3,000,000 the Corps reprogrammed to the Hydrologic Studies remaining item on June 2, 2020, in the Investigations account.

Tennessee-Tombigbee Waterway.—During the height of this shoaling in 2019, more than a dozen tows were stuck waiting for emergency channel work to restore traffic. Limited availability of emergency funds caused several weeks of additional delays. The Corps is directed to evaluate opportunities to improve operational scenarios that lead to reduced interruptions in commerce due to waterborne navigation corridor flooding, other silting activities, and unplanned lock closures.

Toledo and Lorain Harbors, Ohio.—The Corps is reminded that the Toledo and Lorain Harbors are eligible to compete for additional funding provided in this account.

Water Control Manuals.—Many water control manuals are decades old and in need of updating, particularly in light of recent dam disasters and improvements in forecast-informed reservoir operations (FIRO). Last year, Congress funded the development of a comprehensive list of water control manuals at Corps-owned projects located in states where a Reclamation project is also located, including a prioritized list of needed updates of those manuals. The agreement recommends \$7,500,000 in additional funds to complete water control manual updates at projects identified on the list, including in regions impacted by atmospheric rivers and where improved forecasting can improve water operations. If needed, funds shall also be used to operationalize a FIRO-compatible component of the Corps Water Management System to process ensemble and synthetic forecasts to ensure continuous implementation of improvements in forecast skill for water operations. The Corps is directed to brief the Committees on Appropriations of both Houses of Congress prior to executing any water control manual updates.

Water Operations Technical Support (WOTS).—The agreement includes \$5,000,000 in addition to the budget request to continue research into atmospheric rivers first funded in fiscal year 2015. The Corps is encouraged to operationalize a Forecast-Informed Reservoir Operations compatible component of the Corps Water Management System to process ensemble and synthetic forecasts to ensure continuous implementation of improvements in forecast skill for water operations.

Westport (Saugatuck River), Connecticut.—The Corps is reminded that this project is eligible to compete for additional funding provided in this account.

REGULATORY PROGRAM

The agreement includes \$210,000,000, for the Regulatory Program.

Additional Funding.—Using additional funds provided in this account the Corps shall ensure the timely processing of shellfish aquaculture permitting activities, and the agreement reiterates the

House direction regarding quarterly briefings. Additional funds above the budget request are also included to address capacity needs related to staffing in Corps districts that handle high a high volume of wetland permitting.

Compensatory Mitigation Rule.—There is concern that the Corps may not be consistent in its implementation of the 2008 Compensatory Mitigation Rule, based on the Corps' publicly available data. There are concerns that particular districts have failed to adhere to the mitigation hierarchy in the Rule as it pertains to the preference for mitigation bank credits. The Corps is reminded that although the Rule provides some discretion, the Rule is clear that this discretion is limited and deviations from the mitigation hierarchy must be based on scientific and technical analysis. The Corps is directed to properly and consistently implement the Rule, including adherence to its mitigation hierarchy and documentation of decisions by the District Engineer regarding which mitigation mechanism is appropriate to offset impacts under the Rule and which sections of the Rule justify the particular decision. The Corps shall brief the Committees on Appropriations of both Houses of Congress not later than one year after the enactment of this Act on steps taken to ensure proper and consistent application of the Rule across districts, consistent with this direction.

FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

The agreement includes \$250,000,000 for the Formerly Utilized Sites Remedial Action Program.

FLOOD CONTROL AND COASTAL EMERGENCIES

The agreement includes \$35,000,000 for Flood Control and Coastal Emergencies. As the nation experiences severe weather events more frequently, there is appreciation for the work the Corps undertakes with this funding. The agreement notes that traditionally funding for disaster response has been provided in supplemental appropriations legislation, including recently in 2018 (Public Law 115–123) and 2019 (Public Law 116–20) and that amounts necessary to address damages at Corps projects in response to natural disasters can be significant. The Administration is reminded that it has been deficient in providing to the Committee statutorily-required detailed estimates of damages to Corps projects.

EXPENSES

The agreement includes \$206,000,000 for Expenses.

A properly staffed organizational structure is essential for the Corps to efficiently and effectively accomplish the Corps' Civil Works mission. Additional funds recommended in this account shall be used to support implementation of the Corps' Civil Works program, including hiring additional FTEs. This includes developing and issuing policy guidance; managing Civil Works program; and providing national coordination of and participation in forums and events within headquarters, the division offices, and meeting other enterprise requirements and operating expenses. The Corps is encouraged to pursue updating the 2011 U.S. Manpower Analysis Agency staffing analysis based on current Civil Works needs.

The Administration is urged to include in future budget requests funding commensurate with these needs.

Deauthorizations and Inventory of Corps Projects.—In fiscal years 2019 and 2020, Congress directed the Corps to provide a list of all projects that have been deauthorized or will be deauthorized in the next two fiscal years as a result of section 1302 of the WIIN Act (Public Law 114–322) and a list of all authorized Corps studies and projects in each state. The Corps has yet to provide either of these requirements. Therefore, the Corps is directed to develop and submit to the Committees on Appropriations of both Houses of Congress not later than 120 days after the enactment of this Act the statutorily-required deauthorization lists and to brief the Committees not later than 30 days after the enactment of this Act on the status of these activities.

OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY FOR CIVIL WORKS
(INCLUDING RESCISSION OF FUNDS)

The agreement includes \$5,000,000 for the Office of the Assistant Secretary of the Army for Civil Works. The agreement also includes a rescission of \$500,000 in prior-year unobligated balances, for a net appropriation of \$4,500,000. The agreement includes legislative language that restricts the availability of funding until the Secretary submits the required baseline report and a work plan that allocates at least 95 percent of the additional funding provided in each account (i.e., 95 percent of additional funding provided in Investigations, 95 percent of additional funding provided in Construction, etc.). This restriction shall not affect the roles and responsibilities established in previous fiscal years of the Office of the Assistant Secretary of the Army for Civil Works, the Corps headquarters, the Corps field operating agencies, or any other executive branch agency.

A timely and accessible executive branch in the course of fulfilling its constitutional role in the appropriations process is essential. The requesting and receiving of basic, factual information, such as budget justification materials, is vital in order to maintain a transparent and open governing process. The agreement recognizes that some discussions internal to the executive branch are pre-decisional in nature and, therefore, not subject to disclosure. However, the access to facts, figures, and statistics that inform these decisions are not subject to this same sensitivity and are critical to the budget process. The administration shall ensure timely and complete responses to these inquiries.

There continues to be concerns about the bureaucratic process for renewing leases under 10 U.S.C. 2667 and 16 U.S.C. 460d. Therefore, the Secretary is urged to consider the efficiencies that may be gained by allowing Corps districts to authorize lease renewals under this section, including lease applications in excess of 25 years.

Administrative Costs.—To support additional transparency in project costs, the Secretary is directed to ensure that future budget submissions specify the amount of anticipated administrative costs for individual projects.

WATER INFRASTRUCTURE FINANCE AND INNOVATION PROGRAM

The agreement recommends \$14,200,000 for the Water Infrastructure Finance and Innovation Program, an increase of \$14,200,000 above the budget request.

The financial assistance the Secretary is authorized to provide pursuant to the Water Infrastructure Finance and Innovation Act (Public Law 113–121) [WIFIA] can play an important role in improving the nation's infrastructure. The Corps is directed to complete the administrative actions necessary to stand up the WIFIA program (the Corps Water Infrastructure Financing Program) and to provide the financial assistance envisioned in the legislation. The recommendation makes \$2,200,000 available to the Secretary for program development, administration, and oversight, including but not limited to, publishing the final fee and program rules, criteria for project eligibility and Notice of Funding Availability, as well as issuance of guidance to clarify, as Congress intended, that an eligible project to reduce flood damages, includes measures to prevent significant loss of life and property from the failure of high hazard dams, and that the financial assistance program authorized in WIFIA applies to all non-Federal projects and any authorized project that is non-federally owned, operated, and maintained. The recommendation includes \$12,000,000 for the financial assistance authorized by WIFIA.

GENERAL PROVISIONS—CORPS OF ENGINEERS—CIVIL

(INCLUDING TRANSFER OF FUNDS)

The agreement includes a provision relating to reprogramming.

The agreement includes a provision regarding the allocation of funds.

The agreement includes a provision prohibiting the use of funds to carry out any contract that commits funds beyond the amounts appropriated for that program, project, or activity.

The agreement includes a provision concerning funding transfers related to fish hatcheries.

The agreement includes a provision regarding certain dredged material disposal activities. The Corps is directed to brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on dredged material disposal issues.

The agreement includes a provision prohibiting funds for reorganization of the Civil Works program. Nothing in this Act prohibits the Corps from contracting with the National Academy of Sciences to carry out the study authorized by section 1102 of the America's Water Infrastructure Act of 2018 (P.L. 115–270).

The agreement includes a provision regarding eligibility for additional funding. Whether a project is eligible for funding under a particular provision of additional funding is a function of the technical details of the project; it is not a policy decision. The Chief of Engineers is the federal government's technical expert responsible for execution of the Civil Works program and for offering professional advice on its development. Therefore, the provision in this agreement clarifies that a project's eligibility for additional funding

shall be solely the professional determination of the Chief of Engineers.

The agreement includes a provision regarding reallocations at a project.

The agreement includes a provision addressing new starts.

TITLE II—DEPARTMENT OF THE INTERIOR

CENTRAL UTAH PROJECT

CENTRAL UTAH PROJECT COMPLETION ACCOUNT

The agreement includes a total of \$21,000,000 for the Central Utah Project Completion Account, which includes \$17,700,000 for Central Utah Project construction, \$1,800,000 for transfer to the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission, and \$1,500,000 for necessary expenses of the Secretary of the Interior.

BUREAU OF RECLAMATION

In lieu of all House and Senate direction regarding additional funding and the fiscal year 2021 work plan, the agreement includes direction under the heading “Additional Funding for Water and Related Resources Work” in the Water and Related Resources account.

Drought Resiliency.—The agreement recommends \$206,000,000 for the drought resiliency programs authorized in the WIIN Act. There is the belief that a solution to chronic droughts is a combination of additional storage, substantial investments in desalination and recycling, improved conveyance, and increased efficiencies in the uses of water both for agriculture and potable purposes.

Reclamation is directed to continue working with the U.S. Fish and Wildlife Service, the National Marine Fisheries Service, and relevant State agencies to undertake comprehensive, around the clock, real-time monitoring of water supply conditions and their impact on endangered species during critical periods in the winter and spring.

Unmanned Aerial Systems.—The agreement acknowledges receipt of the October 2019 memo indicating that the Department of the Interior (Interior) does not operate any small Unmanned Aerial Systems (sUAS) that share data outside the system without specific consent of DOI. However, in January 2020, DOI grounded non-emergency UASs due to cybersecurity concerns. Given this development, Reclamation shall brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on the total number of sUAS in inventory and operation, including a breakdown of those sUAS manufactured in or with critical components produced in the People’s Republic of China. The briefing shall also include: the justification for the January 2020 grounding of all sUAS by the Department, the number of exceptions made for emergency missions, and the plan to source additional sUAS from American manufacturers.

WATER AND RELATED RESOURCES
(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$1,521,125,000 for Water and Related Resources.

The agreement includes legislative language, in accordance with Public Law 114-322, to allow the use of certain funding provided in fiscal years 2017, 2018, 2019 and 2020.

The agreement for Water and Related Resources is shown in the following table:

WATER AND RELATED RESOURCES
(AMOUNTS IN THOUSANDS)

	RESOURCES MANAGEMENT		BUDGET REQUEST FACILITIES OM&R		TOTAL MANAGEMENT		FINAL BILL FACILITIES OM&R		TOTAL
	RESOURCES MANAGEMENT	FACILITIES OM&R	RESOURCES MANAGEMENT	FACILITIES OM&R	RESOURCES MANAGEMENT	FACILITIES OM&R	RESOURCES MANAGEMENT	FACILITIES OM&R	
ARIZONA									
AK CHIN INDIAN WATER RIGHTS SETTLEMENT ACT PROJECT	---	15,311	15,311	---	15,311	---	15,311	---	15,311
COLORADO RIVER BASIN - CENTRAL ARIZONA PROJECT	6,305	648	6,953	6,305	6,305	648	6,953	6,305	6,953
COLORADO RIVER FRONT WORK AND LEVEE SYSTEM	2,303	---	2,303	---	2,303	---	---	2,303	2,303
SALT RIVER PROJECT	649	250	899	649	899	250	899	649	899
SAN CARLOS APACHE TRIBE WATER SETTLEMENT ACT PROJECT	1,550	---	1,550	---	1,550	---	---	1,550	1,550
TUMA ARICA PROJECTS	1,025	26,839	27,864	1,025	27,864	26,839	26,839	1,025	27,864
CALIFORNIA									
CACHUMA PROJECT	815	1,101	1,916	815	1,916	1,101	1,101	815	1,916
CENTRAL VALLEY PROJECT:	1,577	8,770	10,347	1,577	10,347	8,770	8,770	1,577	10,347
AMERICAN RIVER DIVISION, FOLSOM DAM UNIT/MORMON ISLAND	35	2,184	2,219	35	2,219	2,184	2,184	35	2,219
AUBURN-FOLSOM SOUTH UNIT	4,827	5,745	10,572	4,827	10,572	5,745	5,745	4,827	10,572
DELTA DIVISION	1,290	2,652	3,942	1,290	3,942	2,652	2,652	1,290	3,942
EAST SIDE DIVISION	1,375	3,511	4,886	1,375	4,886	3,511	3,511	1,375	4,886
FRUIT DIVISION	28,264	---	28,264	---	28,264	---	---	28,264	28,264
SAN JOAQUIN RIVER RESTORATION SETTLEMENT	7,770	370	8,140	7,770	8,140	370	370	7,770	8,140
MISCELLANEOUS PROJECT PROGRAMS	---	26,359	26,359	---	26,359	26,359	26,359	---	26,359
REPLACEMENTS, ADDITIONS, AND EXTRAORDINARY MAINT. PROGRAM	1,665	495	2,160	1,665	2,160	495	495	1,665	2,160
SACRAMENTO RIVER DIVISION	128	68	196	128	196	68	68	128	196
SAN FELIPE DIVISION	8,343	494	8,837	8,343	8,837	494	494	8,343	8,837
SHASTA DIVISION	10,361	4,077	14,438	10,361	14,438	4,077	4,077	10,361	14,438
TRINITY RIVER DIVISION	2,628	10,793	13,421	2,628	13,421	10,793	10,793	2,628	13,421
WATER AND POWER OPERATIONS	2,704	5,050	7,754	2,704	7,754	5,050	5,050	2,704	7,754
WEST SAN JOAQUIN DIVISION, SAN LUIS UNIT	---	873	873	---	873	873	873	---	873
ORLANDO PROJECT	300	---	300	300	300	---	---	300	300
SALTON SEA RESEARCH PROJECT	1,162	2,420	3,582	1,162	3,582	2,420	2,420	1,162	3,582
SOLANO PROJECT	305	44	349	305	349	44	44	305	349
VENTURA RIVER PROJECT	758	2,626	3,384	758	3,384	2,626	2,626	758	3,384
COLORADO									
ANIMAS-LA PLATA PROJECT	15	452	467	15	467	452	452	15	467
ARMEL UNIT, P-SMBP	154	2,245	2,399	154	2,399	2,245	2,245	154	2,399
COLLBRAN PROJECT	160	18,118	18,278	160	18,278	18,118	18,118	160	18,278
COLORADO-BIG THOMPSON PROJECT	67	133	200	67	200	133	133	67	200
FRUITGROWERS DAM PROJECT	76	9,358	9,434	76	9,434	9,358	9,358	76	9,434
FRYINGPAN-ARKANSAS PROJECT	---	---	---	---	---	---	---	---	---

WATER AND RELATED RESOURCES
(AMOUNTS IN THOUSANDS)

	RESOURCES MANAGEMENT		BUDGET REQUEST FACILITIES OM&R		TOTAL MANAGEMENT		RESOURCES		FINAL BILL FACILITIES OM&R		TOTAL
	8,050	246	1,924	13,303	8,050	2,170	13,303	246	1,924	13,303	
FRYINGPAN-ARKANSAS PROJECT - ARKANSAS VALLEY CONDUIT											8,050
GRAND VALLEY UNIT, CRBSCP, TITLE II			1,924		2,170			246	1,924		2,170
LEADVILLE/ARKANSAS RIVER RECOVERY PROJECT			13,303		13,303				13,303		13,303
MANCOS PROJECT		93	508	601	601	93			508	601	601
NARROWS UNIT, P-SMBP			30	30	30				30	30	30
PARADOX VALLEY UNIT, CRBSCP, TITLE II		585	6,967	7,552	7,552	585			6,967	7,552	7,552
PINE RIVER PROJECT		127	285	412	412	127			285	412	412
SAN LUIS VALLEY PROJECT, CLOSED BASIN		118	2,832	2,950	2,950	118			2,832	2,950	2,950
SAN LUIS VALLEY PROJECT, CONEIOS DIVISION		9	20	29	29	9			20	29	29
UNCOMPAGRE PROJECT		711	169	880	880	711			169	880	880
UPPER COLORADO RIVER OPERATIONS PROGRAM		1,450		1,450	1,450					1,450	1,450
IDAHO											
BOISE AREA PROJECTS	2,552		2,444		4,996				2,552	2,444	4,996
COLUMBIA AND SNAKE RIVER SALMON RECOVERY PROJECT	16,000				16,000						16,000
LEWISTON ORCHARDS PROJECT	1,306		5		1,311				1,306	5	1,311
MINIDOKA AREA PROJECTS	2,129		3,952		6,081				2,129	3,952	6,081
PRESTON BENCH PROJECT	14		58		72				14	58	72
KANSAS											
ALMENA UNIT, P-SMBP	15		434		449				15	434	449
BOSTWICK UNIT, P-SMBP	44		929		973				44	929	973
CEDAR BLUFF UNIT, P-SMBP	9		500		509				9	500	509
GLEN ELDER UNIT, P-SMBP	20		16,941		16,961				20	16,941	16,961
KANSAS RIVER UNIT, P-SMBP			100		100					100	100
KIRWIN UNIT, P-SMBP	27		387		414				27	387	414
WEBSTER UNIT, P-SMBP	17		4,449		4,466				17	4,449	4,466
WICHITA PROJECT - CHENEY DIVISION	39		339		378				39	339	378
MONTANA											
CANYON FERRY UNIT, P-SMBP	188		5,291		5,479				188	5,291	5,479
EAST BENCH UNIT, P-SMBP	162		614		776				162	614	776
FORT PECK RESERVATION / DRY PRAIRIE RURAL WATER SYSTEM	2,431				2,431				2,431		2,431
HELENA VALLEY UNIT, P-SMBP	52		219		271				52	219	271
HUNTLEY HORSE PROJECT			829		829					829	829
HUNTLEY PROJECT	38		27		65				38	27	65
LOWER MARIAS UNIT, P-SMBP	86		1,662		1,748				86	1,662	1,748
LOWER YELLOWSTONE PROJECT	535		37		572				535	37	572

WATER AND RELATED RESOURCES
(AMOUNTS IN THOUSANDS)

	RESOURCES MANAGEMENT		BUDGET REQUEST FACILITIES OM&R		TOTAL MANAGEMENT		RESOURCES		FINAL BILL FACILITIES OM&R		TOTAL
MILK RIVER PROJECT	400	2,885	400	2,885	3,285	400	2,885	3,285			3,285
MISSOURI BASIN O&M, P-SMBP	1,015	118	1,015	118	1,133	1,015	118	1,133			1,133
ROCKY BOYS/NORTH CENTRAL MT RURAL WATER SYSTEM	1,984	---	1,984	---	1,984	1,984	---	1,984			1,984
SUN RIVER PROJECT	107	438	107	438	545	107	438	545			545
YELLOWTAIL UNIT, P-SMBP	105	8,933	105	8,933	9,038	105	8,933	9,038			9,038
NEBRASKA											
AINSWORTH UNIT, P-SMBP	62	105	62	105	167	62	105	167			167
EASTERN NEW MEXICO WATER SUPPLY - UTE RESERVOIR	50	---	50	---	50	50	---	50			50
FRENCHMAN-CAMBRIDGE UNIT, P-SMBP	203	1,856	203	1,856	2,059	203	1,856	2,059			2,059
MIRAGE FLATS PROJECT	21	92	21	92	113	21	92	113			113
NORTH LOUP UNIT, P-SMBP	47	126	47	126	173	47	126	173			173
NEVADA											
LAHONTAN BASIN PROJECT	6,470	4,423	6,470	4,423	10,893	6,470	4,423	10,893			10,893
LAKE TAHOE REGIONAL DEVELOPMENT PROGRAM	115	---	115	---	115	115	---	115			115
LAKE MEAD/LAS VEGAS WASH PROGRAM	595	---	595	---	595	595	---	595			595
NEW MEXICO											
CARLSBAD PROJECT	1,870	1,852	1,870	1,852	3,722	1,870	1,852	3,722			3,722
MIDDLE RIO GRANDE PROJECT	13,975	11,112	13,975	11,112	25,087	13,975	11,112	25,087			25,087
RIO GRANDE PROJECT	1,741	6,315	1,741	6,315	8,056	1,741	6,315	8,056			8,056
RIO GRANDE PUEBLOS PROJECT	50	---	50	---	50	50	---	50			50
TUCUMCARI PROJECT	15	5	15	5	20	15	5	20			20
NORTH DAKOTA											
DICKINSON UNIT, P-SMBP	---	568	---	568	568	---	568	568			568
GARRISON DIVERSION UNIT, P-SMBP	7,708	13,377	7,708	13,377	21,085	7,708	13,377	21,085			21,085
HEART BUTTE UNIT, P-SMBP	82	1,173	82	1,173	1,255	82	1,173	1,255			1,255
OKLAHOMA											
ARBuckle PROJECT	39	210	39	210	249	39	210	249			249
MCCEE CREEK PROJECT	20	856	20	856	876	20	856	876			876
MOUNTAIN PARK PROJECT	30	653	30	653	683	30	653	683			683
NORMAN PROJECT	76	324	76	324	400	76	324	400			400
WASHITA BASIN PROJECT	52	1,071	52	1,071	1,123	52	1,071	1,123			1,123
W.C. AUSTIN PROJECT	37	514	37	514	551	37	514	551			551

WATER AND RELATED RESOURCES
(AMOUNTS IN THOUSANDS)

	BUDGET REQUEST		RESOURCES		TOTAL		FINAL BILL		TOTAL
	RESOURCES MANAGEMENT	FACILITIES OM&R	RESOURCES MANAGEMENT	FACILITIES OM&R	RESOURCES MANAGEMENT	FACILITIES OM&R	RESOURCES MANAGEMENT	FACILITIES OM&R	
OREGON									
CROOKED RIVER PROJECT	345	459	804	345	804	459	345	459	804
DESCHUTES PROJECT	449	231	680	449	680	231	449	231	680
EASTERN OREGON PROJECTS	767	241	1,008	767	1,008	241	767	241	1,008
KIANMATH PROJECT	15,129	4,290	19,419	15,129	19,419	4,290	15,129	4,290	19,419
ROGUE RIVER BASIN PROJECT, TALENT DIVISION	939	492	1,431	939	1,431	492	939	492	1,431
TUALATIN PROJECT	545	324	869	545	869	324	545	324	869
UMATILLA PROJECT	561	2,526	3,087	561	3,087	2,526	561	2,526	3,087
SOUTH DAKOTA									
ANGOSTURA UNIT, P-SMBP	30	663	693	30	693	663	30	663	693
BELLE FOURCHE UNIT, P-SMBP	376	865	1,241	376	1,241	865	376	865	1,241
KEYHOLE UNIT, P-SMBP	---	572	572	---	572	572	---	572	572
LEWIS AND CLARK RURAL WATER SYSTEM	100	---	100	100	100	---	100	---	100
MID-DAKOTA RURAL WATER PROJECT	---	20	20	---	20	20	---	20	20
MINI WICONI PROJECT	---	14,491	14,491	---	14,491	14,491	---	14,491	14,491
OAHE UNIT, P-SMBP	---	110	110	---	110	110	---	110	110
RAPID VALLEY PROJECT	---	77	77	---	77	77	---	77	77
RAPID VALLEY UNIT, P-SMBP	---	220	220	---	220	220	---	220	220
SHADEHILL UNIT, P-SMBP	119	495	614	119	614	495	119	495	614
TEXAS									
BALMORHEA PROJECT	16	4	20	16	20	4	16	4	20
CANADIAN RIVER PROJECT	42	82	124	42	124	82	42	82	124
LOWER RIO GRANDE WATER CONSERVATION PROGRAM	36	---	36	36	36	---	36	---	36
NUJES RIVER PROJECT	52	1,012	1,064	52	1,064	1,012	52	1,012	1,064
SAN ANGELO PROJECT	23	613	636	23	636	613	23	613	636
UTAH									
HYRUM PROJECT	108	250	358	108	358	250	108	250	358
MOON LAKE PROJECT	19	130	149	19	149	130	19	130	149
NEWTON PROJECT	59	123	182	59	182	123	59	123	182
OGDEN RIVER PROJECT	218	248	466	218	466	248	218	248	466
PROVO RIVER PROJECT	1,062	2,587	3,649	1,062	3,649	2,587	1,062	2,587	3,649
SANPETE PROJECT	63	14	77	63	77	14	63	14	77
SCOFIELD PROJECT	296	140	436	296	436	140	296	140	436
STRAWBERRY VALLEY PROJECT	768	66	834	768	834	66	768	66	834

WATER AND RELATED RESOURCES
(AMOUNTS IN THOUSANDS)

	RESOURCES MANAGEMENT		BUDGET REQUEST FACILITIES OM&R		RESOURCES TOTAL MANAGEMENT		FINAL BILL FACILITIES OM&R		TOTAL
	1,270	2,609	1,057	189	2,327	2,798	1,270	1,057	
WEBER BASIN PROJECT									2,327
WEBER RIVER PROJECT									2,798
WASHINGTON									
COLUMBIA BASIN PROJECT	7,040		18,956		25,996		7,040	18,956	25,996
WASHINGTON AREA PROJECTS	431		49		480		431	49	480
YAKIMA PROJECT	1,570		9,371		10,941		1,570	9,371	10,941
YAKIMA RIVER BASIN WATER ENHANCEMENT PROJECT	14,410		--		14,410		14,410	--	14,410
WYOMING									
BOYSEN UNIT, P-SMBP	79		2,270		2,349		79	2,270	2,349
BUFFALO BILL DAM, DAM MODIFICATION, P-SMBP	9		3,339		3,348		9	3,339	3,348
KENDRICK PROJECT	80		6,935		7,015		80	6,935	7,015
NORTH PLATTE PROJECT	94		2,609		2,703		94	2,609	2,703
NORTH PLATTE AREA, P-SMBP	122		5,130		5,252		122	5,130	5,252
OWL CREEK UNIT, P-SMBP	4		220		224		4	220	224
RIVERTON UNIT, P-SMBP	8		707		715		8	707	715
SHOSHONE PROJECT	34		1,216		1,250		34	1,216	1,250
SUBTOTAL, PROJECTS	202,566		364,489		567,055		202,566	364,489	567,055
REGIONAL PROGRAMS									
ADDITIONAL FUNDING FOR ONGOING WORK:									
RURAL WATER	--		--		--		114,708	--	114,708
FISH PASSAGE AND FISH SCREENS	--		--		--		11,400	--	11,400
WATER CONSERVATION AND DELIVERY	--		--		--		255,071	--	255,071
ENVIRONMENTAL RESTORATION OR COMPLIANCE	--		--		--		42,500	--	42,500
FACILITIES OPERATION, MAINTENANCE, AND REHABILITATION	--		--		--		4,000	--	4,000
COLORADO RIVER COMPLIANCE ACTIVITIES:									
CONSUMPTIVE USE	380		--		380		--	--	--
COLORADO RIVER STORAGE PROJECT (INITIAL UNITS)	20,000		--		20,000		--	--	--
WATER QUALITY PROGRAM	1,020		--		1,020		--	--	--
COLORADO RIVER BASIN SALINITY CONTROL PROJECT, TITLE I	1,500		14,739		16,239		1,500	14,739	16,239
COLORADO RIVER BASIN SALINITY CONTROL PROJECT, TITLE II	6,000		--		6,000		6,000	--	6,000
COLORADO RIVER STORAGE PROJECT (CRSP), SECTION 5	2,953		7,346		10,299		2,953	7,346	10,299
COLORADO RIVER STORAGE PROJECT (CRSP), SECTION 8	3,322		--		3,322		3,322	--	3,322
COLORADO RIVER WATER QUALITY IMPROVEMENT PROJECT	740		--		740		740	--	740

WATER AND RELATED RESOURCES
(AMOUNTS IN THOUSANDS)

	RESOURCES MANAGEMENT	BUDGET REQUEST FACILITIES OM&R	TOTAL MANAGEMENT	RESOURCES MANAGEMENT	FINAL BILL FACILITIES OM&R	TOTAL
DAM SAFETY PROGRAM:						
DEPARTMENT OF THE INTERIOR DAM SAFETY PROGRAM		1,300	1,300		1,300	1,300
INITIATE SAFETY OF DAMS CORRECTIVE ACTION		86,500	86,500		86,500	86,500
SAFETY EVALUATION OF EXISTING DAMS		19,284	19,284		19,284	19,284
EMERGENCY PLANNING & DISASTER RESPONSE PROGRAM		1,250	1,250		1,250	1,250
ENDANGERED SPECIES RECOVERY IMPLEMENTATION PROGRAM						
ENDANGERED SPECIES RECOVERY IMPLEMENTATION PROGRAM (Bureauwide)	2,500		2,500	2,500		2,500
ENDANGERED SPECIES RECOVERY IMPLEMENTATION PROGRAM (Pirarte River)	4,000		4,000	4,000		4,000
ENDANGERED SPEC RECOVERY IMPL PROG (Upper Colo & San Juan Riv Basins)	4,802		4,802	4,802		4,802
ENVIRONMENTAL PROGRAM ADMINISTRATION	1,558		1,558	1,558		1,558
EXAMINATION OF EXISTING STRUCTURES		9,421	9,421		9,421	9,421
GENERAL PLANNING ACTIVITIES						
INDIAN WATER RIGHTS SETTLEMENTS:	2,112		2,112	2,112		2,112
AAAMODT LITIGATION SETTLEMENT	4,000		4,000	4,000		4,000
BLACKFEET SETTLEMENT	25,882		25,882	25,882		25,882
CROW TRIBE RIGHTS	12,772		12,772	12,772		12,772
NAVAJO GALLUP	38,601	5,000	43,601	38,601	5,000	43,601
LAND RESOURCES MANAGEMENT PROGRAM	9,815		9,815	9,815		9,815
LOWER COLORADO RIVER OPERATIONS PROGRAM	37,639		37,639	37,639		37,639
MISCELLANEOUS FLOOD CONTROL OPERATIONS		897	897		897	897
NATIVE AMERICAN AFFAIRS PROGRAM	11,685		11,685	11,685		11,685
NEGOTIATION & ADMINISTRATION OF WATER MARKETING	2,308		2,308	2,308		2,308
OPERATION & PROGRAM MANAGEMENT	806	2,537	3,343	806	2,537	3,343
POWER PROGRAM SERVICES	2,113	307	2,420	2,113	307	2,420
PUBLIC ACCESS AND SAFETY PROGRAM	610	206	816	610	206	816
RECLAMATION LAW ADMINISTRATION	1,784		1,784	1,784		1,784
RECREATION & FISH & WILDLIFE PROGRAM ADMINISTRATION	4,811		4,811	4,811		4,811
RESEARCH AND DEVELOPMENT:						
DESALINATION AND WATER PURIFICATION PROGRAM	1,753	1,150	2,903	20,350	1,150	21,500
SCIENCE AND TECHNOLOGY PROGRAM	11,014		11,014	15,000		15,000
SITE SECURITY ACTIVITIES		27,296	27,296		27,296	27,296
UNITED STATES/MEXICO BORDER ISSUES - TECHNICAL SUPPORT	80		80	80		80
WATERSMART PROGRAM:						
WATERSMART GRANTS	7,861		7,861	55,000		55,000
WATER CONSERVATION FIELD SERVICES PROGRAM	2,140		2,140	2,140		2,140
COOPERATIVE WATERSHED MANAGEMENT	250		250	4,250		4,250
Basin Studies	2,000		2,000	2,408		2,408
DROUGHT RESPONSES & COMPREHENSIVE DROUGHT PLANS	2,901		2,901	4,000		4,000
TITLE XVI WATER RECLAMATION & REUSE PROGRAM	3,000		3,000	63,617		63,617

WATER AND RELATED RESOURCES (AMOUNTS IN THOUSANDS)						
	RESOURCES MANAGEMENT	BUDGET REQUEST FACILITIES OM&R	TOTAL MANAGEMENT	RESOURCES FACILITIES OM&R	FINAL BILL FACILITIES OM&R	TOTAL
SUBTOTAL, REGIONAL PROGRAMS	234,712	177,233	411,945	772,837	181,233	954,070
TOTAL WATER AND RELATED RESOURCES	437,278	541,722	979,000	975,403	545,722	1,521,125

Aamodt Litigation Settlement Act.—The agreement directs Reclamation to use funds on hand for this settlement to initiate construction of features necessary to prevent additional cost overruns.

Additional Funding for Water and Related Resources Work.—The agreement includes funds above the budget request for Water and Related Resources studies, projects, and activities. This funding is for additional work that either was not included in the budget request or was inadequately budgeted. Priority in allocating these funds should be given to advance and complete ongoing work, including preconstruction activities and where environmental compliance has been completed; improve water supply reliability; improve water deliveries; enhance national, regional, or local economic development; promote job growth; advance tribal and nontribal water settlement studies and activities; or address critical backlog maintenance and rehabilitation activities. Funding provided under this heading, “Additional Funding for Ongoing Work” may be utilized for ongoing work, including preconstruction activities, on projects that provide new or existing water supplies through additional infrastructure.

Of the additional funding provided under the heading “Water Conservation and Delivery,” \$134,000,000 shall be for water storage projects as authorized in section 4007 of the WIIN Act (Public Law 114–322).

Of the additional funding recommended under the heading “Water Conservation and Delivery,” not less than \$8,000,000 shall be for construction activities related to projects found to be feasible by the Secretary and which are ready to initiate for the repair of critical Reclamation canals where operational conveyance capacity has been seriously impaired by factors such as age or land subsidence, especially those that would imminently jeopardize Reclamation’s ability to meet water delivery obligations.

Of the additional funding recommended under the heading “Water Conservation and Delivery,” \$40,000,000 shall be for water conservation and banking or infrastructure projects in areas that are experiencing extended drought conditions; and with priority for activities related to the implementation of the agreements authorized by the Colorado River Drought Contingency Plan Authorization Act of 2019 (Public Law No. 116–14). These water conservation activities shall include well construction and irrigation-related structural or other measures; programs and projects that result in conservation of surface water or groundwater; or improve water system efficiency, resiliency, reliability, delivery, and conveyance, including canal system improvements. Reclamation is directed to brief the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act on the status of carrying out these activities.

Of the additional funding provided under the heading “Environmental Restoration or Compliance,” not less than \$40,000,000 shall be for activities authorized under sections 4001 and 4010 of the WIIN Act (Public Law 114–322) or as set forth in federal-state plans for restoring threatened and endangered fish species affected by the operation of Reclamation’s water projects.

Funding associated with each category may be allocated to any eligible study or project, as appropriate, within that category; fund-

ing associated with each subcategory may be allocated only to eligible studies or projects, as appropriate, within that subcategory.

Not later than 45 days after enactment of this Act, Reclamation shall provide to the Committees on Appropriations of both Houses of Congress a report delineating how these funds are to be distributed, in which phase the work is to be accomplished, and an explanation of the criteria and rankings used to justify each allocation.

Reclamation is reminded that the following activities are eligible to compete for funding under the appropriate heading: activities authorized under Indian Water Rights Settlements; aquifer recharging efforts to address the ongoing backlog of related projects; all authorized rural water projects, including those with tribal components, those with non-tribal components, and those with both; conjunctive use projects and other projects to maximize groundwater storage and beneficial use; ongoing work, including preconstruction activities, on projects that provide new or existing water supplies through additional infrastructure; and activities authorized under section 206 of Public Law 113–235. Reclamation is further reminded that feasibility studies and projects within the Central Valley Project Restoration fund, including those capable of improving water security from drought and natural disasters, are eligible to compete for additional funding provided in this account.

Airborne Snow Observatory Program.—Reclamation has historically supported for snowpack surveys through the Airborne Snow Observatory (ASO) program and is encouraged to continue support of this important program.

Anadromous Fish Screen Program.—Concerns persist that insufficient resources are being devoted to completing work on the last two remaining priority unscreened diversions on the Sacramento River, both of which have been specifically identified as priorities in the California Natural Resources Agency Sacramento Valley Salmon Resiliency Strategy. Reclamation is reminded that these diversions are eligible to compete for the additional funding provided in this account. Additionally, Reclamation is encouraged to maintain its focus on screening high priority diversions in the San Joaquin River Basin.

Aquifer Recharge.—Reclamation is directed to work closely with project beneficiaries to identify and resolve any barriers to aquifer recharge projects when appropriate, while utilizing full authority to prioritize funds for ongoing projects through completion. Of the funds provided in this account above the budget request, \$20,000,000 shall be for Aquifer Storage and Recovery projects focused on ensuring sustainable water supply and protecting water quality of aquifers in the Great Plains Region with shared or multi-use aquifers, for municipal, agricultural irrigation, industrial, recreation and domestic users.

Buried Metallic Water Pipe.—Reclamation shall continue following its temporary design guidance.

CALFED Water Storage Feasibility Studies.—There is recognition that these studies have taken more than 15 years and it is expected that Reclamation will take necessary steps to ensure that each of these studies is completed as soon as possible. Reclamation is directed to expeditiously complete financial assistance agree-

ments requested by the non-Federal sponsors of these projects to help move the projects forward more efficiently.

Columbia Basin Project.—The Odessa Groundwater Replacement project, part of the larger Columbia Basin Project, exists to address the severely declining Odessa groundwater aquifer within the Columbia Basin Irrigation Project boundary. The 2013 Odessa Groundwater Replacement Project Environmental Impact Statement and Record of Decision provides the legal and regulatory framework to implement the Odessa Groundwater Replacement Project. Reclamation is encouraged to move forward on implementing authorized components of the plan.

Drought Contingency Plans.—Reclamation, the Department of Interior, and the seven Colorado River Basin states are to be commended for completing drought contingency plans to conserve water and reduce risks from ongoing drought for the Upper and Lower Colorado River basins. The completion of these plans marks a major milestone in protecting a critical water source in the western United States. Reclamation is encouraged to provide sufficient funding in future budget requests for activities that support these plans.

Lower Colorado River Operations Program.—Reclamation is reminded that activities within this program are eligible to compete for additional funds provided under “Water Conservation and Delivery.”

Pick-Sloan Ability-to-Pay.—Concerns persist that more than 30 Pick-Sloan irrigation districts served by Reclamation may experience significant financial impacts should Reclamation move forward with the proposal to change the eligibility requirements for the program related to user’s ability to pay. Reclamation shall review the Pick-Sloan Missouri Basin Program authorizing legislation and brief the Committees on Appropriations of both Houses of Congress on its findings, including the extent to which Congress authorized relief from operation maintenance, and replacement costs for project use power in that program based on an irrigation district’s ability to pay, how that authority has been applied over time, and the impacts of the currently proposed changes. For federal projects, Reclamation is directed to continue to consider irrigation district ability to pay consistent with the original intent of Congress and the 1944 Flood Control Act.

Research and Development: Desalination and Water Purification Program.—Of the funding provided for this program, \$12,000,000 shall be for desalination projects as authorized in section 4009(a) of Public Law 114–322. Reclamation is encouraged to give special consideration to drought-prone regions and in collaboration with possible partners in the Middle East, including Israel.

Rural Water Projects.—Voluntary funding in excess of legally required cost shares for rural water projects is acceptable, but shall not be used by Reclamation as a criterion for allocating additional funding provided in this agreement or for budgeting in future years.

Salton Sea Restoration.—Reclamation is encouraged to partner with federal, state, and local agencies and coordinate use of all existing authorities to support the State of California’s Salton Sea Management Program. Reclamation is reminded that these activi-

ties are eligible to compete for additional funds provided in this account.

Salton Sea Research Program.—Reclamation is reminded that activities and projects associated with habitat improvement, water quality, and system development, projects with a public health benefit that will benefit economically disadvantaged communities, and projects that take a multi-agency approach are eligible to compete for additional funds provided in this act.

San Joaquin River Restoration.—Concerns persist that Reclamation’s fiscal year 2021 budget request proposes only \$28,300,000 for the San Joaquin River Restoration Program, even though Reclamation’s 2018 Funding-Constrained Framework for Implementation identifies over \$643,000,000 in needed program work through fiscal year 2024. Reclamation is encouraged to continue to seek annual funding at recent levels for the program. Permanent appropriations, newly available for the program in fiscal year 2020 should not supplant continued annual appropriations.

San Justo Reservoir, California.—Reclamation is reminded that the San Justo Reservoir Mussel Eradication Project is eligible to compete for the additional funding provided in “Water Conservation and Delivery.”

Snow Modeling Data Processing.—Of the additional funding recommended in this account, \$3,000,000 shall be to support Reclamation’s efforts to support the U.S. Department of Agriculture and National Oceanic and Atmospheric Administration efforts to improve real-time and derived snow water equivalent information such that it can be immediately used for water resources decision-making. Reclamation is directed to continue and expand its partnerships with other Federal water management agencies on the use of new technologies related to improved direct measurements and derived Reclamation is encouraged to use innovative techniques for the purposes of forecasting timing, duration, and quantities of snow-fed water supplies to provide accurate information on water supply levels in the 17 western states, including, but not limited to, synthetic aperture radar and laser altimetry.

St. Mary’s Diversion Dam and Conveyance Works.—Given the recent drop structure failure and the potential impacts to Reclamation’s ability to deliver water, Reclamation is directed to continue working with local stakeholders to find innovative ways to maintain and repair this infrastructure without undue impact to water users.

Tualatin Project, Scoggins Dam, Oregon.—The agreement includes House direction regarding finalization of the Joint Project Contributed Funds Act agreement. Further, Reclamation shall brief the Committees on Appropriations of both Houses of Congress not later than 60 days after enactment of this Act on the status of the dam safety activities, including a timeline for completion and any challenges to addressing the safety concerns in the most efficient manner.

Water and Energy Efficiency Grants.—Water and Energy Efficiency Grants are an important tool for building drought resiliency in the West. However, there is concern that many of the Water and Energy Efficiency Grants fund projects that may increase water

scarcity at the basin scale by allowing conservation grant recipients to use conserved water for consumptive use.

The agreement directs Reclamation to ensure that all projects funded under 42 U.S.C. 10364 comply with 42 U.S.C. 10364(a)(3)(B) and to articulate the use of the conserved water with its annual award announcement. Reclamation is directed to report to the Committees on Appropriations of both Houses of Congress not later than September 1, 2021, on how much water each activity awarded a grant in fiscal year 2020 and 2021 anticipated the activity would conserve annually and how the grantee was, or would be, using the conserved water, or was or would be ensuring that the conserved water did not go to increase consumptive use.

WaterSMART Program.—Reclamation is encouraged to prioritize eligible water conservation projects that will provide water supplies to meet the needs of threatened and endangered species.

WaterSMART Program: Title XVI Water Reclamation & Reuse Program.—Of the funding provided for this program, \$20,000,000 shall be for water recycling and reuse projects as authorized in section 4009(c) of Public Law 114–322.

White Mountain Apache Rural Water System Project.—Reclamation is directed to continue to work with the White Mountain Apache Tribe on the White Mountain Apache Rural Water System project, and is reminded that this project is eligible to compete for the additional funding provided in “Water Conservation and Delivery.”

Yakima River Basin Integrated Water Resource Management Plan.—This innovative water management plan represents years of collaboration in the Yakima River Basin among stakeholders including Reclamation, the State of Washington, the Yakama Nation, irrigators and farmers, conservation organizations, recreationists, and local governments to address water supply needs for agriculture, fish and wildlife, and municipal use. Reclamation is reminded that these activities are eligible to compete for additional funding provided in this account.

CENTRAL VALLEY PROJECT RESTORATION FUND

The agreement provides \$55,875,000 for the Central Valley Project Restoration Fund.

Anadromous Fish Screen Program.—The recommendation includes not less than \$1,200,000 for the Anadromous Fish Screen Program, in accordance with the budget request. There continues to be concern about the disconnect between funding levels requested and ultimately allocated for the Anadromous Fish Screen Program. Reclamation is urged to maintain its focus on screening the remaining high priority diversions from within funds made available under the Central Valley Project Restoration Fund.

CALIFORNIA BAY-DELTA RESTORATION

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$33,000,000 for the California Bay-Delta Restoration Program.

POLICY AND ADMINISTRATION

The agreement provides \$60,000,000 for Policy and Administration.

Reclamation Project Reimbursability Decisions.—In September 2017, the Department of the Interior’s Office of Inspector General released a report calling into question the transparency of Reclamation’s financial participation in the State of California’s Bay-Delta Conservation Plan. Although Reclamation disputed several findings and recommendations in the report, Reclamation has taken steps to update its current practices and internal guidelines to better align with report recommendations. Reclamation is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 10 days after enactment of this Act, or after finalizing these updates, written copies of the relevant documents, and not later than February 28, 2021, a list of instances of redirecting appropriated funds from the intended purpose outlined in the previous year’s budget request.

Concerns remain regarding administrative delays and excessive review times in the award and implementation of financial assistance agreement funding. Reclamation is urged to address factors related to these issues, including lags in completing contracts, in a timely and efficient manner.

ADMINISTRATIVE PROVISION

The agreement includes a provision limiting Reclamation to purchase not more than five passenger vehicles for replacement only.

GENERAL PROVISIONS—DEPARTMENT OF THE INTERIOR

The agreement includes a provision outlining the circumstances under which the Bureau of Reclamation may reprogram funds.

The agreement includes a provision regarding the San Luis Unit and Kesterson Reservoir in California.

The agreement includes a provision regarding section 9504(e) of the Omnibus Public Land Management Act of 2009.

The agreement includes a provision regarding the CALFED Bay-Delta Authorization Act.

The agreement includes a provision regarding section 9106(g)(2) of the Omnibus Public Land Management Act of 2009.

The agreement includes a provision regarding the Cooperative Watershed Management Program.

The agreement includes a provision regarding the Reclamation States Emergency Drought Relief Act of 1991.

The agreement includes a provision prohibiting the use of funds in this Act for certain activities.

TITLE III—DEPARTMENT OF ENERGY

The agreement provides \$39,625,025,000 for the Department of Energy to fund programs in its primary mission areas of science, energy, environment, and national security.

CONGRESSIONAL DIRECTION

The Committees on Appropriations of both Houses of Congress count on a timely and accessible executive branch in the course of fulfilling its constitutional role in the appropriations process. Requesting and receiving basic, factual information, including budget justification materials and responses to inquiries, is vital in order to ensure transparency and accountability. While some discussions internal to the executive branch may be pre-decisional in nature and therefore not subject to release, the Committees' access to the facts, figures, and statistics that inform the decisions of the executive branch are not subject to those same sensitivities. The Committees shall have ready and timely access to information from the Department, Federally Funded Research and Development Centers, and any recipient of funding from this Act. Further, the Committees appreciate the ability for open and direct communication with all recipients of funding from this Act, and the Department shall not interfere with such communication.

REPROGRAMMING REQUIREMENTS

The agreement carries the Department's reprogramming authority in statute to ensure that the Department carries out its programs consistent with congressional direction. The Department shall, when possible, submit consolidated, cumulative notifications to the Committees on Appropriations of both Houses of Congress.

Definition.—A reprogramming includes the reallocation of funds from one program, project, or activity to another within an appropriation. For construction projects, a reprogramming constitutes the reallocation of funds from one construction project to another project or a change of \$2,000,000 or 10 percent, whichever is less, in the scope of an approved project.

FINANCIAL REPORTING AND MANAGEMENT

The Department is still not in compliance with its statutory requirement to submit to Congress, at the time that the President's budget request is submitted, a future-years energy program that covers the fiscal year of the budget submission and the four succeeding years, as directed in the fiscal year 2012 Act. In addition, the Department has an outstanding requirement to submit a plan to become fully compliant with this requirement. The Department is directed to provide these requirements not later than 30 days after enactment of this Act.

Concerns persist that the Department is not considering carryover balances during the budget formulation process. The Department is directed to submit, with its budget submission to the Committees on Appropriations of both Houses of Congress, a plan to reduce its carryover balances to applicable thresholds by the end of fiscal year 2021. The Comptroller General of the United States shall assess the adequacy of the Department's plan and its interpretation of the application thresholds. Further, the Comptroller General is directed to assess the methodology by which carryover is calculated with special attention to contracting vehicles and associated funding requirements. The Comptroller General shall brief

the Committees on its findings not later than 60 days after submission of the budget.

Working Capital Fund.—The agreement reiterates House direction regarding the Working Capital Fund.

Alleviation of Poverty.—In each year since fiscal year 2016, the Department has been directed to provide a report detailing all domestic and international projects and programs within its jurisdiction that contribute to the alleviation of poverty. The report has not been provided, and the Department is directed to provide this report not later than 30 days after enactment of this Act.

Contract Auditing and Management.—The agreement reiterates House direction to the Department and the Government Accountability Office (GAO) regarding the Cooperative Audit Strategy. In keeping with the Department's concurrence on GAO's recommendation, the Department is directed to track improper payment information in the Agency Financial Report and include the cumulative amounts of improper payments made in a given year to determine whether the annual total exceeds \$100 million. Not later than 120 days after enactment of this Act, the Department shall brief the Committees on Appropriations of both Houses of Congress on the Department's plan to implement GAO's recommendation.

Congressional Reporting Requirements.—Given the Department's often lengthy delays in meeting its Congressional reporting requirements, the Department is directed to establish a tracking mechanism for all Congressional reporting requirements, to be led by the Office of the Chief Financial Officer. The Department shall brief the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act on this effort.

WORKFORCE DEVELOPMENT AND DIVERSITY

Workforce Development.—The agreement reiterates House direction regarding a reporting requirement.

Workplace Diversity.—The agreement reiterates House direction regarding reporting requirements.

RESEARCH AND DEVELOPMENT POLICY

The Department is directed to maintain a diverse portfolio of early-, mid-, and late-stage research, development, and market transformation activities in each applied energy research and development program office. The Department is further directed to fully execute the funds appropriated in a timely manner and to keep the Committees on Appropriations of both Houses of Congress apprised of progress in implementing funded programs, projects, and activities.

CROSSCUTTING INITIATIVES

The agreement provides no direction with respect to funding amounts for Crosscutting Initiatives except as explicitly included in this statement.

Grid Modernization.—The agreement strongly recommends that the Grid Modernization Initiative (GMI) include efforts to develop regional predictive models of weather-caused power outages in its

next Grid Modernization Lab Call and Multi-Year Program Plan to address this pressing need.

Energy Storage.—The Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act and make publicly available a crosscutting research and development roadmap and implementation plan to illustrate the Energy Storage Grand Challenge's goals through 2030. The roadmap shall be focused on reducing costs and improving the performance of a diverse set of grid-scale storage technologies to meet industry needs, improve reliability and environmental performance of the electricity grid, and reduce greenhouse gas emissions. The roadmap shall include a focus on the technical, regulatory, and market issues necessary to achieve technology goals, and the implementation plan shall include a breakdown of the roles and responsibilities of each participating program office to ensure coordination among EERE, OE, FE, NE, and the Office of Science. Additionally, the roadmap and implementation plan shall include long-duration energy storage in all its forms, including chemical, electrochemical, thermal, and mechanical, as a critical enabler of high volumes of renewables on the grid. The Department is directed to provide quarterly briefings to the Committees on the Energy Storage Grand Challenge efforts, starting not later than 90 days after enactment of this Act. The Department is directed to coordinate efforts among various existing Department programs to maximize efficiency of funds and expand vital research.

Critical Minerals.—With respect to the newly established Critical Minerals Initiative, the Department is directed to brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on the funding profiles, portfolio of funding opportunities, programmatic investments, and roles and responsibilities of each participating program office.

Plastics Innovation Challenge and Revolutionizing Polymer Upcycling.—The Department is directed to provide to the Committees on Appropriations of both Houses of Congress a report that describes a coordinated research plan for activities within EERE, the Office of Science, and any other relevant program office. The research plan shall include the roles and responsibilities for each program office. The report shall be provided not later than 90 days after enactment of this Act and prior to any funds being obligated for these purposes.

Integrated Energy Systems.—The Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act a report that details a potential research agenda of integrated energy systems activities, including estimated funding levels for those activities and the roles and responsibilities of each participating program office. The Department is directed to coordinate all integrated energy systems activities across FE, NE, EERE, and any other relevant program office.

Emissions Reductions.—The Department is directed to take into consideration the projected reductions in greenhouse gas emissions when selecting activities and projects for funding within EERE, NE, and FE.

Arctic Energy Office.—The agreement supports the promotion of research, development, and deployment of electric power technology that is cost-effective and well-suited to meet the needs of rural and remote regions of the United States, especially where permafrost is present or located nearby. The Department is directed to continue the renewed focus on the Arctic region, and as a crosscutting activity, use the Arctic Energy Office as a centralized area to support the use of energy resources, but also innovative activities, including microgrids and integrated energy systems.

Researching effects of Per- and polyfluoroalkyl substances [PFAS].—The agreement recognizes the potential impacts of PFAS contamination in humans and that supercomputers are critical in this field of research. Therefore, the agreement urges the Department, in coordination with the Environmental Protection Agency and the National Institute of Environmental Health Sciences Superfund Research Program, to use supercomputers to study the computational toxicology of PFAS.

DISLOCATED COAL MINERS ASSISTANCE

The Secretary is directed to coordinate with the Secretary of Labor to ensure dislocated coal miners receive re-employment services they are currently eligible for under the Workforce Innovation and Opportunity Act Programs.

ETHANE LONG TERM TRENDS

The Secretary, in consultation with the heads of other relevant federal departments or agencies and stakeholders, as appropriate, is encouraged to conduct not later than one year after enactment of this Act a study assessing the long-term trends related to the domestic production and consumption of ethane, the export of ethane, and the opportunities for and economic benefit of investments for further domestic use. The study should include an examination of the following questions: (i) what is the potential value (direct investment, direct and indirect job creation, tax generation, etc.) of domestic manufacturing growth based on available domestic ethane supply; (ii) given demonstrated historical investment in ethane-based domestic manufacturing, and assuming it will continue given sufficient projected ethane supply, what is the opportunity cost of exporting available ethane supply in support of foreign manufacturing; (iii) what is the impact of progressive import tariffs (such as those imposed by China where value-added goods are tariffed at higher rates than the raw materials used to make them are tariffed) on ethane, ethylene and polyethylene; (iv) could these strategies by other countries, result in capital flight from the U.S. to other countries where U.S. raw materials will be upgraded to higher value-added goods and sold back to America; and (v) have other countries enacted policies around use versus exporting purity ethane.

CONTRACT COMPETITION

The Comptroller General is directed to assess aspects of the Department's and National Nuclear Security Administration's (NNSA)

acquisition processes. The assessment should include the following issues:

—Competition in recent awards: information on how many companies in recent years have bid on and received awards for large DOE and NNSA contracts, and the extent to which the companies are bidding on multiple solicitations.

—Barriers to entry: whether there are systemic impediments that affect whether companies will do business with DOE and NNSA, whether DOE and NNSA are aware of these impediments, and if so, what the agencies have done to address them.

—Selection criteria: selection criteria DOE and NNSA have used for their large contracts, how the agencies determine the selection criteria to use for a solicitation, and how the agencies determine the relative priority of those criteria.

—Past performance information: how DOE and NNSA use information on past performance in making awards, particularly when many large DOE and NNSA contracts are awarded to several companies that come together to form a single purpose limited liability company, and how reliable the information in the Contractor Performance Assessment Reporting System is for making determinations about companies' past performance.

The Comptroller General shall provide a briefing to the Committees on Appropriations of both Houses of Congress on GAO's plan for addressing these issues not later than 180 days after enactment of the Act.

FREEDOM OF INFORMATION ACT REVIEW REQUESTS

The Department is directed to provide sufficient funding to increase the number of classifiers to review document requests submitted to the Department through the Freedom of Information Act.

ENERGY PROGRAMS

ENERGY EFFICIENCY AND RENEWABLE ENERGY

(INCLUDING RESCISSION OF FUNDS)

The agreement provides \$2,864,000,293 for Energy Efficiency and Renewable Energy. The agreement also includes a rescission of \$2,240,293 of unused, previously appropriated funds, for a net appropriation of \$2,861,760,000. Direction related to Department-wide crosscutting initiatives is provided under the heading "Cross-cutting Initiative" in the front matter of "Department of Energy."

Congressional Direction.—The Department is directed to give priority to stewarding the assets and optimizing the operations of EERE-designated user facilities across the Department's complex. In future budget requests, the Department is directed to demonstrate a commitment to operations and maintenance of facilities that support the Department's critical missions.

Research and Development Policy.—The Department is reminded that the research and development (R&D) policy contained in the front matter of Title III of this report specifically applies to each program within EERE. The Department shall provide the Committees on Appropriations of both Houses of Congress with the specific breakdowns for R&D stages for both funds that are allocated ac-

ording to this report and any funds that are not allocated by this report for each program.

Renewable Energy Grid Integration.—To facilitate the oversight of grid integration activities, the agreement provides \$40,000,000 to be provided from across the Solar Energy, Wind Energy, Water Power, and Geothermal Technologies programs. Further, within available funds, the agreement provides \$10,000,000 for development and demonstration of an “energyshed” management system that addresses a discrete geographic area in which renewable sources currently provide a large portion of electric energy needs, where grid capacity constraints result in curtailment of renewable generation, and with very substantial existing deployment of interactive smart meters. The “energysheds” design should achieve a high level of integration resilience and reliability among all energy uses, including both on-demand and long-time energy scales, transmission and distribution of electricity.

Cybersecurity.—Within funds recommended for EERE, not less than \$20,000,000 is provided to bring cybersecurity into early-stage technology research and development so that it is built into new technology.

North American Energy Research.—Within available funds, the agreement provides \$10,000,000 for a consortium of universities in the United States that has established agreements with universities in Canada and Mexico to conduct research on a broad array of energy sources and topics.

Clean Energy Workforce Development.—EERE programs are encouraged to allocate funding to training and workforce development programs that assist and support workers in trades and activities required for the continued growth of the U.S. energy efficiency and clean energy sectors, with an emphasis on training programs focused on building retrofit and the construction industry. The Department is encouraged to continue to work with two-year, community and technical colleges, labor, and non-governmental and industry consortia to pursue job training programs, including programs focused on displaced fossil fuel workers, that lead to an industry-recognized credential in the energy workforce.

Energy Star.—The Department is directed to continue ongoing Energy Star activities in their current form. The Department is reminded that Public Law 115–141 directed a report to review the 2009 Memorandum of Understanding related to the Energy Star Program on whether the expected efficiencies for home appliance products have been achieved. This report has not been received, and the Department has not provided a sufficient update on why the report is delayed. The Department shall provide a briefing to the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act on the status of the report and is directed to subsequently provide the report.

Reduced Emissions Study.—The Department is directed to conduct a study evaluating potential pathways to reducing emissions from the home and small commercial heating and cooling sector through the use of advanced biofuels and biofuels blends, geothermal district heating and cooling system, electric heat pumps and low-emission refrigerants. The Department is directed to provide this report to the Committees on Appropriations of both

Houses of Congress not later than one year after the enactment of this Act.

Zero Emissions Energy Credit.—The fiscal year 2018, 2019, and 2020 Acts required the Department to produce a report to evaluate the effects of a Zero Emissions Energy Credit. The Department is directed to provide this report to the Committees on Appropriations of both Houses of Congress not later than 15 days after the enactment of this Act.

SUSTAINABLE TRANSPORTATION

Vehicle Technologies.—Within available funds, the agreement includes not less than \$175,000,000 for Battery and Electrification Technologies, not less than \$70,000,000 for Advanced Engine and Fuel Technologies, not less than \$40,000,000 for Materials Technologies, and \$66,300,000 for Outreach, Deployment, and Analysis. The agreement provides not less than \$40,000,000 for electric drive research and development, of which not less than \$7,000,000 is to enable extreme fast charging and advanced battery analytics. Furthermore, the agreement includes not less than \$7,000,000 for operations and maintenance of the National Transportation Research Center, including not less than \$2,000,000 for early-stage industry technical collaborations; \$20,000,000 to launch the SuperTruck III program to further improve the energy and freight efficiency of heavy and medium duty long- and regional-haul vehicles; and \$2,500,000 for EcoCAR 4.

Within available funds for Advanced Engine and Fuel Technologies, \$12,500,000 is provided for the Co-Optimization of Engine and Fuels Multi-Laboratory Consortium.

Within available funds for Materials Technology, \$35,000,000 is provided for early-stage research on metals and research on carbon fiber-reinforced composites at the Carbon Fiber Technology Facility.

Within available funds for Outreach, Deployment, and Analysis, the agreement provides \$40,000,000 for deployment through the Clean Cities Program. The Department is encouraged to foster broader adoption of clean vehicles and installation of supporting infrastructure. The Department is encouraged to explore ways in which the Clean Cities Program can leverage funding to provide greater support for electrification efforts. Within Outreach, Deployment, and Analysis, but outside of the Clean Cities Program, \$20,000,000 is for up to five competitive grant awards to develop Electric Vehicle Community Partner Projects. Further, the Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 180 days after the enactment of this Act a plan for establishing and implementing a Clean School Bus Grant Program. The plan shall prioritize awards of funds to school districts serving disadvantaged communities and those that are located in air quality non-attainment areas and include options for contracting, schedule, and funding that extend resources to the greatest number of school districts and students. Further, the Department is encouraged to collaborate with the Department of Transportation and the U.S. Environmental Protection Agency.

The agreement provides \$10,000,000 to continue to support improving the energy efficiency of commercial off-road vehicles, of which up to \$5,000,000 is for fluid power systems. The funds shall be awarded through a competitive solicitation in which university and industry teams are eligible to apply. The agreement further provides \$15,000,000 to address technical barriers to the increased use of natural gas vehicles for medium- and heavy-duty on-road natural gas engine research and development, including energy efficiency improvements, emission after-treatment technologies, fuel system enhancements, and new engine development, natural gas storage natural gas engines, and fueling infrastructure optimizations. In Public Law 115–244, the Department was directed to undertake a study on natural gas vehicle deployment in on- and off-road transportation, which has not yet been provided. The Department is directed to provide an update on the status of this study and subsequently provide this study.

The agreement further provides \$5,000,000 for research on direct injection, engine technology, and the use of dimethyl ether as fuel, and encourages continued research and development as appropriate in advanced combustion and vehicle engine technology efficiency in propane engines used for light and medium-duty applications.

Within available funds, \$5,000,000 is provided to support research and development on two-stroke opposed piston engines to be conducted by industry-led teams. The agreement provides \$10,000,000 for section 131 of the 2007 Energy Independence and Security Act for transportation electrification.

The Department is directed to conduct a study on how to increase the reuse, recycling, and manufacturing of electric vehicle batteries in the United States. The Department is directed to provide this study to the Committees on Appropriations of both Houses of Congress not later than 180 days after the enactment of this Act.

The Department is encouraged to continue outreach and deployment activities of renewable natural gas and natural gas-powered vehicles.

The Department is encouraged to continue efforts to improve cost, performance, and charging time of plug in vehicles. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 270 days after the enactment of this Act a report with recommendations to enhance domestic manufacturing battery technologies to include recommendations on reducing the size of vehicle batteries and reducing the use of cobalt.

The agreement recognizes the need for clarity regarding the availability, affordability, and reliability of direct current fast chargers for electric vehicles. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 180 days after the enactment of this Act a report on the technologies and calculation methods that meet the tentative code for EV charger metering and testing published in the National Institute of Standards and Technology Handbook 44, Section 3.40.

The Department is encouraged to continue the Programs for Energy Efficient Mobility Systems, Batteries, Charging, & Electric Ve-

hicles, and Technology Integration. These investments, which include initiatives in SMART Mobility and Big Data Solutions for Mobility, are critical to expanding U.S. energy security, economic vitality, and quality of life. Therefore, the agreement supports continued funding for research that allows the U.S. to continue its leadership in advancing state-of-the-art transportation systems science and technology. The Department is encouraged to conduct early stage research to lower the cost of batteries for electric vehicles, including research on extreme fast charging.

With an abundant source of low-cost domestic natural gas, this resource as a transportation fuel is becoming an alternative fuel of choice for high fuel use fleets and off-road vehicles and provides a substantial reduction in nitrogen oxide emissions. Further research is needed on natural gas storage, engines, and fueling infrastructure optimization.

Bioenergy Technology.—Within available funds, the agreement provides not less than \$40,000,000 for Feedstock Technologies, not less than \$40,000,000 for Advanced Algal Systems, \$110,000,000 for Conversion Technologies, \$50,000,000 for System Development and Integration, and \$9,500,000 for Data, Modeling, and Analysis. The Department is directed to recognize all commercially available feedstock in their research projects.

Within funds for Feedstock Technologies, \$5,000,000 is provided for upgrades at the Biomass Feedstock National User Facility.

Within available funds for Advanced Algal Systems, \$10,000,000 is provided to continue research and development activities to support carbon dioxide capture from the atmosphere into highly alkaline solutions using algae-to-energy technologies. The Department is directed to continue collaboration with the Office of Science and the Office of Fossil Energy in this area.

Within available funds for Conversion Technologies, \$20,000,000 is provided to continue activities of the Agile Biology Foundry. The Department is directed to continue efforts to make full and innovative use of biomass, municipally derived biosolids, and other carbon already available and impacting the environment, such as municipal solid waste, plastics, and livestock waste. The agreement provides \$5,000,000 to demonstrate the use of and improve the efficiency of community-scale digesters.

Within available funds for System Development and Integration, \$37,500,000 is provided to support the multiyear strategy for pre-pilot, and demonstration projects.

Within available funds, not less than \$12,500,000 is recommended for the Co-Optimization of Engine and Fuels Multi-Laboratory Consortium.

Within available funds, \$5,000,000 is provided to develop and test new domestic manufactured low-emission, high efficiency, residential wood heaters, and \$10,000,000 is provided to perform research and development to advance the deployment of conversion processes to advance the supply of renewable natural gas as a clean fuel option.

The agreement reiterates House direction regarding continued research on carbon storage in forest lands.

The Department is encouraged to focus on defining and meeting technical targets that reduce cost of sustainable aviation fuels

through the conversion of low-cost waste carbon as feedstocks. These efforts should consider relevant global supply chains and should be coordinated with other Federal agencies, the aviation industry, national laboratories, and universities.

Hydrogen and Fuel Cell Technologies.—Within available funds, the agreement provides \$25,000,000 for Fuel Cell Technologies, \$70,000,000 for Hydrogen Technologies, and \$35,000,000 for Systems Development and Integration. The agreement recommends not less than \$45,000,000 for technologies to advance hydrogen use for heavy-duty transportation and industrial applications.

Within available funds for Systems Development and Integration, the agreement provides \$3,000,000 for manufacturing research and development; up to \$10,000,000 for manufacturing research development with a focus on fuel cell stack manufacturing cost reduction; \$7,000,000 for industry-led efforts to demonstrate a hydrogen-focused integrated renewable energy production, storage, transportation fuel distribution and retailing system, and fuel cell system development; and \$3,000,000 for research on in-situ metrology for process control systems for manufacturing of key hydrogen system components. The Department is encouraged to engage with industry on codes and standards for developing fuel cell and hydrogen markets such as heavy-duty trucks. The Department is also encouraged to continue coordination between U.S. and international standard bodies to ensure there is one set of open (non-proprietary) global standards for fuel cell and hydrogen technologies.

Within available funds, \$15,000,000 is provided for high temperature electrolysis research and development and to cost share the Office of Nuclear Energy hydrogen demonstration activities.

The agreement provides not less than \$80,000,000 for these H₂@Scale activities.

The Department shall continue research on novel onboard hydrogen tank systems, as well as trailer delivery systems to reduce cost of delivered hydrogen. Further, the Department is directed to support research and development activities that reduce the use of platinum group metals, provide improvements in electrodes and membranes and balance-of-plant components and systems.

The Department is encouraged to conduct regular consultation with industry to avoid duplication of private-sector activities and ensure retention of fuel cell technology and systems development in the United States.

The Secretary is encouraged to work with the Department of Transportation and industry on coordinating efforts to deploy hydrogen fueling infrastructure.

RENEWABLE ENERGY

Solar Energy.—The agreement provides not less than \$60,000,000 for Concentrating Solar Power, not less than \$72,000,000 for Photovoltaic Technologies, \$46,500,000 for Systems Integration, \$35,000,000 for Balance of Systems Soft Cost Reduction, and not less than \$60,000,000 for Manufacturing and Competitiveness.

Within available funds for Concentrating Solar Power, \$5,000,000 is provided for a demonstration on advanced thermal desalination technologies.

Within available funds for Balance of Systems Soft Costs, \$5,000,000 is for the National Community Solar Partnership program. The Department is directed to align the National Community Solar Partnership Program with other existing federal programs that serve low-income communities. The Department is further directed to provide technical assistance to states and local and tribal governments for projects to increase community solar, including assistance in the development of new and innovative financial and business models that leverage competition in the marketplace in order to serve community solar, and to use national laboratories to collect and disseminate data that assists private entities in the financing of, subscription to, and operation of community solar projects.

Within available funds for Manufacturing and Competitiveness the agreement provides \$20,000,000 for research and development focused on perovskites, including inherently scalable production methods, such as solution processing, roll-to-roll manufacturing, the science of inherent material stability, and ultra-high efficiency through tandem manufacturing. Additionally, the agreement provides \$20,000,000 for research and development focused on cadmium telluride based solar cell technologies. The Department is directed to provide a briefing to the Committees on Appropriations of both Houses of Congress not later than 120 days after the enactment of this Act on its efforts to work cooperatively with industry, university, and laboratory partners and efforts to develop strategies and technologies to support the continued evolution and success of cadmium telluride based solar cell technologies. The briefing shall include an outline of a research roadmap to demonstrate how this domestic industry can remain competitive globally while ensuring that cadmium telluride is produced as part of a robust American supply chain and include how funds provided in fiscal year 2020 were used for cadmium telluride technologies.

Within available funds, the agreement provides \$1,500,000 for competitively selected projects focused on floating solar powered aeration systems.

In coordination with the Offices of Solar Energy Technologies, Strategic Program, Wind Energy Technologies, and Electricity, the Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 240 days after the enactment of this Act a report exploring the impact of alternative rate design options in scenarios with high penetrations of variable renewable energy.

The Department is encouraged to develop modeling and planning tools for distributed energy resources and continue its focus within SunShot on the resilience and reliability of solar systems, as well as continue and expand programs to reduce both market barriers and soft costs, including through research on market and regulatory analysis and new techno-economic tools and methodologies for distributed energy resources.

The Department is encouraged to continue work to improve co-siting of solar photovoltaics with ecosystem restoration activities and to reduce the environmental impact of solar photovoltaics.

The Department is encouraged to develop programs that support a skilled, robust, and diverse solar energy workforce, including indirect solar workers in jobs related to financing and permitting.

The Department is encouraged to continue research and development of solar power technologies and the potential for expansion across the rural landscape. Programs such as the Community Solar Power Choice Program may offer pathways to achieve both greater energy independence and support for rural communities. Therefore, further research is required to determine best methods to improve generation and access to markets through transmission and distribution while incentivizing landowner economic participation. In addition, the Department is encouraged to consult with the Department of Agriculture to examine opportunities for collaboration toward this shared objective.

Wind Energy.—The agreement provides \$31,800,000 for Land-Based Wind, \$63,200,000 for Off-Shore Wind, \$10,000,000 for Distributed Wind, and \$5,000,000 for Grid Integration and Analysis.

Within available funds, the agreement includes \$1,000,000 for the Wind for Schools Program, and \$15,000,000 to continue work on the next generation, high-efficiency lightweight turbine generators.

The Department is directed to support the advancement of innovative technologies for offshore wind development including fresh-water, deep water, shallow water, and transitional depth installations. Further, the agreement recommends not less than \$30,000,000 for the Department to prioritize early-stage research on materials and manufacturing methods and advanced components that will enable accessing high quality wind resources, on research and development that will enable these technologies to compete in the marketplace without the need for subsidies, and on activities that will accelerate fundamental offshore specific research and development such as those that target technology and deployment challenges unique to U.S. waters.

The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 180 days after the enactment of this Act a report that outlines regional and national strategies to accelerate and maximize the effectiveness, reliability, and sustainability of U.S offshore wind deployment and operation with partners from institutions of higher education, research institutions, national laboratories, the private sector, and state and local governments. The study shall address the need for expanded work in this area to potentially include an additional offshore wind consortium.

In addition, the Department is directed to support innovative offshore wind demonstration projects to optimize their development, design, construction methods, testing plans, and economic value proposition. The agreement recommends not less than \$10,000,000 to support additional project development and pre-construction activities for offshore wind demonstration projects to help ensure success.

The Department is directed to give priority to stewarding the assets and optimizing the operations of the Department-owned wind energy research and development facilities. Within available funds, the agreement recommends not less than \$30,000,000 for the Na-

tional Wind Technology Center and not less than \$5,000,000 for research and operations of the Integrated Energy System at Scale.

The Department is encouraged to prioritize distributed wind technologies that reduce costs and improve performance and to collaborate with industry to invest in the development and demonstration of technologies and practices that advance distributed wind.

Research using high-performance computing, modeling and simulation, including improved models can be used to understand atmospheric and wind power plant flow physics, and reliability and grid integration efforts.

Water Power.—The agreement provides \$109,000,000 for Marine and Hydrokinetic Technologies and not less than \$41,000,000 for Hydropower Technologies. The agreement supports research and development, testing, and partnership activities for the Powering the Blue Economy Initiative and provides not less than \$24,000,000 for these activities. The Department is directed to use existing core capabilities within its national laboratories to execute this work, in partnership with universities and industry. The Department is encouraged to use existing authorities to waive cost share for small businesses and maximize competitively awarded solicitations for industry-led research and development initiatives and project deployment. The Committee recognizes the challenges of decarbonizing remote communities and the maritime sector. The Department is encouraged to focus on activities addressing the integration of clean energy systems for remote communities and port electrification, including the demonstration of marine, distributed wind, solar, energy storage, improved microgrids, and local production of zero-carbon fuels.

Within funding for marine and hydrokinetic technologies, \$60,000,000 is for a balanced portfolio of competitive solicitations to support industry- and university-led research, development, demonstrations and commercialization of wave and current (ocean, river, tidal) systems and component technologies to increase energy capture, reliability, survivability, and integration into local or regional grids for lower costs and to assess and monitor environmental effects. The Department is encouraged to consider the need to create a pipeline of well-trained students when determining competitive solicitations.

The agreement recommends not more than \$10,000,000 is for the Testing Expertise and Access for Marine Energy Research Program and related infrastructure investments.

Within available funds, up to \$10,000,000 is provided to address infrastructure needs at marine energy technology testing sites. The Department is directed to continue its coordination with the U.S. Navy on marine energy technology development for national security applications at the Wave Energy Test Site and other locations.

The agreement provides up to \$5,000,000 to continue operations at the Atlantic Marine Energy Center.

The agreement provides not less than \$15,000,000 for hydropower and pumped storage modernization initiatives, including technologies, models, and analytical capabilities to support integration of intermittent generation, increase grid resilience and reliability, and improve access to electricity in remote communities or

those with inadequate service. Within available funds, \$3,000,000 is provided to identify opportunities for improvements in hydropower infrastructure, operations, and methods of deployment to provide benefits to other managed water systems, such as irrigation and municipal water supply.

Within available funds, the agreement provides \$5,000,000 for small hydropower technology innovation, testing, and initiatives. The agreement also recommends funding for new data collection and analysis to improve operations and maintenance by better understanding the impacts of changing operations on equipment failure rates, reduced availability and costs, including long-term and short-term inflow modeling work.

Within available funds, \$1,500,000 is provided to accelerate development and demonstration of environmental mitigation technologies to address dissolved oxygen, water quality and fish passage, including for invasive species management.

Within available funds, \$5,000,000 is provided for the environmental analyses and engineering of potential run-of-river hydrokinetic facilities at two sites with high electricity costs and diesel use, as determined by the Department. Funding may be used for such related field work, engineering, and analysis necessary for a future Federal Energy Regulatory Commission License.

The Department is encouraged to continue science and modeling efforts to advance hydroelectric turbine design to increase energy production while reducing environmental impacts, including field data collection and improvements to fish tagging technology.

Geothermal Technologies.—The agreement provides not less than \$64,000,000 for Enhanced Geothermal Systems, \$20,000,000 for Hydrothermal Resources, \$15,000,000 for Low Temperature and Coproduced Resources, and \$6,000,000 for Data, Modeling, and Analysis. The agreement provides \$10,000,000 for the Wells of Opportunity Program.

Within available funds, \$10,000,000 is provided to fund at least one demonstration project in an area with no obvious surface expression. The Department is further directed to fund at least one demonstration of geothermal technologies for innovative distribution of heat through ground-source heating and cooling of district heating.

ENERGY EFFICIENCY

Advanced Manufacturing.—The agreement provides \$25,000,000 for the Energy-Water Desalination Hub, \$25,000,000 for the Critical Materials Institute, and \$25,000,000 for the Manufacturing Demonstration Facility (MDF) and the Carbon Fiber Technology Facility. Within available funds for MDF, \$5,000,000 is provided for the development of processes for hybrid materials solutions with prescribed microstructural and mechanical properties to enable precise property profiles for born qualified and certified components. Funding is necessary to improve and increase activities at all levels of the critical materials supply chain, including technologies for mining and metallurgy. Furthermore, water and energy are critical resources that are inextricably linked, and that understanding the interdependencies and vulnerabilities is increasingly critical for the Department's mission.

The Committee provides \$28,000,000 for the Clean Energy Manufacturing Innovation Institutes (CEMI). Within available funds, the agreement provides \$14,000,000 for the final year of funding for the recently awarded Cybersecurity in Energy Efficient Manufacturing Institute. Furthermore, within available funds, \$14,000,000 is provided to create one new institute. CEMIs are integral to the growth and security of the Nation's manufacturing base and the REMADE Institute, specifically its five distinct research areas. However, the agreement objects to the Department's attempts to change originally agreed upon and awarded areas of CEMI focus. The Department shall not require a CEMI, like REMADE, to spend appropriated funds without a specific timeframe that does not best support ongoing research and development. To that end, of amounts previously appropriated, not more than \$15,000,000 of awarded funds in the fourth round of solicitations shall be committed to the Plastics Innovation Challenge. The Department is directed to provide a briefing to the Committees on Appropriations of both Houses of Congress not later than 60 days after the enactment of this Act on its efforts to support ongoing projects at CEMIs.

The agreement provides not less than \$5,000,000 for improvements in the steel industry.

The agreement provides \$20,000,000 for process-informed science, design, and engineering materials and devices in harsh environments, including nuclear environments, and \$10,000,000 for dynamic catalyst science coupled with data analytics.

The agreement provides \$45,000,000 for Industrial Technical Assistance. Within this amount, the agreement provides \$12,000,000 for Combined Heat and Power (CHP) Technical Assistance Partnerships (TAPs), including \$5,000,000 for the TAPs and \$7,000,000 for CHP activities; \$12,000,000 for 32 Industrial Assessment Centers (IACs); and \$5,000,000 for wastewater treatment technical assistance. The Department is encouraged to expand on the technical assistance provided by the IACs to address these needs, including by equipping the directors of the IACs with the training and tools necessary to provide technical assistance on energy savings to these facilities.

The agreement provides \$20,000,000 for research and development on technologies to achieve energy efficiency of water and wastewater treatment plants as provided in the House report.

Within available funds, \$10,000,000 is provided for the development of advanced tooling for lightweight automotive components to lead the transition to electric vehicle and mobility solutions to meet the national urgency for market adoption. This funding shall also support activities to carry out industry outreach to identify and report on the breadth of need and potential applicants for such grants.

Within available funds, the agreement provides not less than \$10,000,000 for continued work on battery manufacturing research and development that includes strong end user participation.

The agreement provides up to \$10,000,000 for the issuance of a competitive solicitation for university or industry-led teams to improve the efficiency of industrial drying processes and foster new and innovative drying technologies.

The agreement provides \$4,000,000 for additive manufacturing work on large wind blades that will allow for rapid prototyping, tooling, fabrication, and testing. Further, \$7,000,000 is provided for additive manufacturing of wind turbine components and \$18,000,000 is provided for advanced wind turbine blade manufacturing research including additive composite tip technology, automation, and sustainability. Within available funds, the agreement provides \$5,000,000 for the development of thermoplastic resin systems research for wind turbine manufacturing.

The agreement provides \$5,000,000 to continue to develop and industrialize a low-cost polymer infiltration process for the fabrication of silicon carbide components. The agreement recognizes the Department's expertise in developing materials and processes for very high temperature applications. Silicon carbide ceramic matrix composites are a proven, capable material for high temperature applications.

The agreement provides not less than \$5,000,000 to apply the Office of Science's leadership computing facility expertise in machine learning to increase efficiencies in large scale, high rate, aerostructures manufacturing. The Department is encouraged to leverage best practices from large-scale, high-rate commercial composite aerostructure manufacturing.

Within available funds, the Committee recommends not less than \$10,000,000 to support research, development, and demonstration projects to advance the development and commercialization of direct air capture technologies. The program is directed to continue collaboration with the Office of Science and the Office of Fossil Energy in this area.

The agreement provides \$5,000,000 for continued work on the development of aluminum alloy.

The Department is directed to further foster the partnership between the national laboratories universities, and industry to use bio-based thermoplastics composites, such as micro- and nanocellulosic materials, and large-area 3-D printing to overcome challenges to the cost and deployment of building, transportation, and energy technologies. The agreement provides \$20,000,000 to continue the development of additive manufacturing involving nanocellulosic feedstock materials made from forest products to overcome challenges to the cost and deployment of building, transportation, and energy technologies, and encourages the Department to leverage expertise and capabilities for large-scale additive manufacturing through partnerships between universities and the MDF.

The agreement provides \$10,000,000 for district heating, within which the Department shall make grants to support capital construction costs of demonstration projects that deploy community district energy projects in association with a renewably fueled municipal generating station. The Department is reminded that biomass is a viable energy source for district energy and directs the Department to take that into consideration in its funding opportunity announcements

The agreement provides \$5,000,000 to continue technology development to convert lithium chloride from geothermal brine into lithium hydroxide that will inform the design of a commercial-scale fa-

cility that will both extract lithium from geothermal brine and convert the lithium in geothermal brine into the lithium hydroxide.

Within available funds, the agreement provides \$10,000,000 to continue the development of alternatives to fossil fuel-based process heating technologies for use in manufacturing, including technologies that could be used to reduce emissions from industrial drying processes.

The agreement recognizes that meeting growing global demands for the use of more sustainable chemistry in consumer and commercial products has the potential to create significant economic opportunities for U.S. manufacturing that can be enhanced by ensuring that sustainability factors are considered in new chemicals development. Within available funds, \$5,000,000 is provided for activities to support chemistry research and development. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 90 days after the enactment of this Act a report exploring how incorporating sustainable chemistry in consumer and commercial manufacturing processes fits within its research and development portfolio.

The Department is directed to produce a report on the opportunities for technological development in the production of advanced Si-C anode materials for Li-ion batteries and how the Department would promote integration of a domestic supply chain. The Department is directed to provide this report to the Committees on Appropriations of both Houses of Congress within 90 days after the enactment of this Act.

The Department has not produced the national smart manufacturing plan directed in Public Law 115-244 and is directed to provide this plan to the Committees on Appropriations of both Houses of Congress not later than 60 days after the enactment of this Act.

Building Technologies.—The agreement provides \$40,000,000 for Residential Buildings Integration, \$50,000,000 for Commercial Buildings Integration, \$140,000,000 for Building Energy R&D, also known as Emerging Technologies, and not less than \$55,000,000 for Equipment and Building Standards. Within funds for Equipment and Building Standards, not less than \$10,000,000 is provided for Building Energy Codes. The Department is missing legal deadlines for over 25 energy efficiency standards mandated by Congress. The Department is directed to finalize these standards as soon as practicable and report to the Committees on Appropriations of both Houses of Congress not later than 30 days after the enactment of this Act on the status of each of these standards and any funding or staffing barriers to finalizing these standards.

The agreement directs the Department to maintain existing transactive control research efforts and provides not less than \$30,000,000 for building-grid integration research and development consistent with a transactive energy system and in coordination with the Office of Electricity transactive energy systems program, integration of renewable energy assets, such as photovoltaics, associated hardware and software development, and the establishment of a living-learning laboratory that integrates education for training of new and current professionals.

Within available funds, \$8,000,000 is provided to continue promoting regional demonstrations of new, utility-led, residential Con-

nected Communities advancing smart grid systems. Further, within funds available for Building Energy R&D, the agreement provides not less than \$18,000,000 for heating, ventilation, and air conditioning and refrigeration R&D, including sourced heat pumps, water heaters, and boilers.

Within funds for Building Energy R&D, the agreement provides \$14,000,000 for Building Envelope and \$5,300,000 for Building Energy Modeling. The Department is encouraged to include field evaluation efforts in these programs. Further, the Department is encouraged to focus R&D efforts to address whole building energy performance and cost issues for air source heat pumps to inform efforts to advance electrification without compromising building energy performance.

Within available funds, \$25,000,000 is provided for solid-state lighting. If the Secretary finds solid-state lighting technology eligible for the Twenty-First Century Lamp prize, specified under section 655 of the Energy Independence and Security Act of 2007, \$5,000,000 shall be made available to fund the prize or additional projects for solid-state lighting research and development.

Within available funds, \$5,000,000 is provided for novel earlier-stage research, development, and demonstration of technologies to advance energy efficient, high-rise Cross-Laminated Timber (CLT) building systems. The Department is directed to support university research in partnership with national labs, for developing, building, and evaluating CLT wall systems for embodied energy content, operating energy efficiency, wall moisture profiles, structural connector durability, and health monitoring systems.

Within available funds, the agreement provides \$10,000,000 for a competitive solicitation focused on the development and integration of energy efficient building techniques and technologies suitable for environments with extremely high or low temperatures. Priority shall be given to applicants with prior experience serving low-income residents living in extreme environments.

The agreement provides \$5,000,000 to continue to demonstrate the use of ice storage technology to enable load-shifting to offset electrical grid capacity peaks at lower costs than electrochemical storage at public-use buildings such as state office buildings, hospitals, and schools.

The agreement supports continued innovative housing research that encourages the design, construction, and retrofitting of energy efficient, fire resistant, and resilient residential homes and commercial buildings, and encourages the Building America Program to prioritize funding for resiliency solutions that also meet the energy code and reach codes. The Department is encouraged to collaborate with national laboratories, industry, other agencies, community-based organizations, and local communities that are making notable progress in developing construction techniques, building materials, and building assemblies to address risks presented by wildfires.

The Department is encouraged to continue to explore research and development that can advance future natural gas and propane gas systems and appliances to meet consumer demand for high efficiency and environmentally friendly products. The agreement recommends continued research, development, and market trans-

formation programs on energy efficiency efforts related to the direct use of natural gas and propane gas in residential applications, including gas heat pump heating with power generation and water heating, on-site combined heat and power, and gas appliance venting, and on site (micro) combined heat and power to include integration with renewables.

Thermally driven heat pumps [THPs] offer the next generation of space conditioning and/or water heating for low-load buildings and have the potential to reduce greenhouse gas emissions by 40 percent or greater from a condensing gas efficiency baseline. Further work is needed to test and evaluate these technologies in the field. The Department is encouraged to establish a Thermal Heat Pump Consortium, led by a non-profit, to integrate and deploy new THP technologies in a joint industry partnership. The Department is directed to provide a briefing to the Committees on Appropriations of both Houses of Congress not later than 90 days after the enactment of this Act regarding the potential need for a consortium.

Federal Energy Management Program.—The agreement provides \$2,000,000 for the Performance-Based Contract National Resource Collaborative Initiative and reiterates House direction regarding a report. The agreement provides \$11,000,000 for the Assisting Federal Facilities with Energy Conservation Technologies program.

Weatherization and Intergovernmental Program.—The agreement provides \$310,000,000 for Weatherization Assistance Grants, \$5,000,000 for Training and Technical Assistance, and \$62,500,000 for the State Energy Program. Within available funds, \$500,000 is provided for technical assistance to continue the Sustainable Wastewater Infrastructure of the Future Accelerator. Within available funds, the agreement provides \$1,000,000 for WAP grant recipients that have previously worked with the Department through the Weatherization Innovation Pilot Program to now implement and demonstrate programs to treat harmful substances, including vermiculite, at the state and regional level.

The agreement provides \$1,500,000 within funds for technical assistance to create a pilot that supports community and neighborhood scale weatherization, including the feasibility of integrating renewable and alternative energy infrastructure, and reiterates House direction on this matter and regarding a report.

The Department is encouraged to work with all relevant stakeholders to identify efficiencies for delivering weatherization services and examine options to streamline policies and procedures when other funding sources are used, such as Low Income Home Energy Assistance Program (LIHEAP) funds in conjunction with funds from the Department. Further, a top priority shall be to provide federal funds in a timely manner to avoid any undue delay of services to eligible low-income households, and to encourage local high-impact energy efficiency and renewable energy initiatives and energy emergency preparedness. Similarly, it is important for states to provide funding to local weatherization implementers as quickly as appropriate, and for the local providers to implement projects as quickly as possible.

The Department's continued participation in the interagency working group on Healthy Homes and Energy is appreciated, and

the Department is encouraged to further coordinate with the Office of Lead Hazard Control and Healthy Homes on energy-related housing projects. The Department is directed to track the occurrence of window replacements, which supports the reduction of lead-based paint hazards in homes.

Strategic Programs.—The agreement provides \$3,000,000 for the Energy Transition Initiative to develop a cross-sector initiative alongside community-based organizations pursuing energy transition efforts that will address energy challenges, build capacity, accelerate the sharing of best practices and innovations between similarly-situated regions, and to leverage specialized, local expertise into commercial opportunity. The Department is directed to support community-based initiatives by partnering with community-based organizations and leverage the Department's previously developed tool to build cost-effective resilient energy infrastructure on island and remote communities.

Facilities and Infrastructure.—The Department is directed to proceed with project engineering and design for the Energy Materials and Processing at Scale research capability at the National Renewable Energy laboratory. Not less than \$6,000,000 is recommended for Other Project Costs and to commence Project Engineering and Design.

CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY RESPONSE

The agreement provides \$156,000,000 for Cybersecurity, Energy Security, and Emergency Response.

Additional direction related to Department-wide crosscutting initiatives is provided under the heading Crosscutting Initiatives in the front matter of Department of Energy.

The Department is directed to collaborate with other federal agencies on cybersecurity efforts to ensure effective contributions to the overall success of the federal critical infrastructure security mission.

The agreement places a high priority on ensuring the protection of the grid against cyberattacks and extreme weather events caused by climate change.

Many different actors, governmental and private, play a role in preventing and responding to threats to the nation's energy infrastructure. The Department is expected to continue coordinating its efforts with all stakeholders to ensure the highest priority areas are being addressed effectively in its ongoing efforts to protect the grid.

Grid security and resiliency are issues of paramount importance to national security. The nation continues to face global cybersecurity threats from nations such as Iran, Russia, and North Korea, which have launched documented cyberattacks against the country. U.S. electric grid infrastructure remains a top target, and the Department is encouraged to work with electric cooperatives, public utility districts, investor-owned utilities, and municipal utilities to plan and build out needed cybersecurity infrastructure.

The agreement notes the use of an advanced cyber analytics tool currently utilized within the Department that maps classified and unclassified networks, and the Department is encouraged to con-

sider this tool for other applications within the Department, as appropriate.

The agreement notes support for the extension of cyber-risk information sharing tools to close remaining vulnerabilities in the distribution and transmission system. The Department is encouraged to continue existing work within ongoing programs and to invest in research addressing power system vulnerabilities in supply chain and life cycle management for critical power system components and advanced adaptive defensive methods for grid control systems.

The agreement notes support for departmental initiatives focused on cybersecurity risk information-sharing and secure data anonymization and analysis for both operational and information technology components of equipment commonly utilized in both the bulk power system and distribution systems. The Department is encouraged to prioritize enrolling under-resourced electric utilities in such programs, particularly rural electric cooperatives and municipally-owned entities.

Within available funds for Cybersecurity for Energy Delivery Systems (CEDS), the agreement provides \$5,000,000 for Consequence-driven Cyber-informed Engineering.

Within available funds for CEDS, the agreement provides \$10,000,000 for the DarkNet project to explore opportunities for getting the nation's critical infrastructure off the internet and shielding the nation's electricity infrastructure from disruptive cyber penetration, including expansion of the communications network architecture and development of cutting-edge networking technologies. This effort shall be closely coordinated with the Office of Electricity.

Within available funds for CEDS, the agreement provides \$4,000,000 for university-based R&D of scalable cyber-physical platforms for resilient and secure electric power systems that are flexible, modular, self-healing, and autonomous.

Within available funds for CEDS, the agreement provides up to \$10,000,000 to establish a network of university-based, regional electric power cybersecurity centers. The centers should address interrelated research and development challenges of cybersecurity and critical energy infrastructure and develop a trained, globally competitive workforce. The centers should be distributed regionally across the country to leverage regional utilities, national laboratories, and regulatory bodies and consider the distinctive characteristics of each region's electricity system, network of infrastructure, and workforce expertise.

Within available funds for CEDS, the agreement supports a pilot project to demonstrate cybersecurity best practices and collaborations in deploying and operating cybersecure electric vehicle charging facilities.

Within available funds for Infrastructure Security and Energy Restoration, the agreement provides not less than \$6,000,000 for the continued advancement of EAGLE-I to further develop energy sector situational awareness capabilities.

The Department has refused to provide both factual and timely information or notification to the Committees on Appropriations of both Houses of Congress regarding the leasing of space for a De-

partment of Energy Integrated Security Center, which has not been requested by the Administration in any prior budget request. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act a briefing to convey the purpose of this project and mission need; details regarding the lease, including length and cost of obligated and future funding needs; and current and future staffing plans.

ELECTRICITY

The agreement provides \$211,720,000 for Electricity.

Additional direction related to Department-wide crosscutting initiatives is provided under the heading Crosscutting Initiatives in the front matter of Department of Energy.

The agreement supports planning and contingency analyses that address vulnerabilities in the North American energy system. This work will help to identify transmission infrastructure investments, strategic uses and placement of energy storage systems, and other strategies to help mitigate risk and ensure the security and resilience of the grid.

Within available funds for Transmission Reliability and Resilience, the agreement provides \$5,000,000 for the Grid Research Integration and Demonstration Center to advance technologies in support of modernizing the electric delivery system and understanding the Nation's electricity infrastructure using real-time data.

The agreement supports continued investment in advanced grid modeling algorithms and tool development to ensure resilient grid controls and protection systems that meet the challenges of the emerging smart grid.

The fiscal year 2020 Act directed the Department to provide a report outlining the barriers and opportunities for technologies that provide increased, more efficient, or more effective delivery over the existing transmission network. The Department is directed to provide the report not later than 30 days after enactment of this Act.

Within available funds for Resilient Distribution Systems, the Department is directed to continue efforts to support the integration of sensors into the nation's electric distribution systems, fundamental research and field validation of microgrid controllers and systems, and transactive energy concepts, including studies and evaluations of energy usage behavior in response to price signals. A high priority should be placed on addressing challenges that could compromise the electric power grid by developing the innovative technologies, tools, and techniques to modernize the distribution portion of the electricity delivery system. Further, the Department should continue to pursue strategic investments to improve reliability, resilience, outage, recovery, and operational efficiency, building upon previous and ongoing grid modernization efforts. In addition to emerging fuel technologies for distributed grids, the Department should evaluate fuels commonly available across the United States, such as propane and other diesel alternatives. The Department is directed to focus on identifying and addressing technical and regulatory barriers impeding grid integration of distributed energy systems to reduce energy costs and improve the resil-

iciency and reliability of the electric grid and funds provided for the Advanced Grid Integration Division for these activities. The agreement supports advanced control concepts and open test beds for new distribution control tools for enhanced distribution system resilience.

Within available funds for Resilient Distribution Systems, the agreement provides \$10,000,000 for the COMMANDER (Coordinated Management of Microgrids and Networked Distributed Energy Resources) National Test Bed Laboratory to establish a data link for a back-up operations center that can benefit utility companies across the country and support the North American Energy Resilience Model.

Within available funds for Resilient Distribution Systems, the agreement provides \$5,000,000 for a demonstration project with the Department's Grid Sensors and Sensor Analytics program. The demonstration should include a focus on utilizing data from distribution utilities that have deployed advanced metering infrastructure.

Within available funds for Energy Storage, the Department should continue to support development of an operational energy storage test facility capable of performance-driven data in a utility environment. The Department is encouraged to allocate resources to provide training and technical assistance to firefighters and code inspectors on battery storage, such as through scenario-based in-person or online training. The agreement is supportive of research for novel materials and system components to resolve key cost and performance challenges for electrochemical energy storage systems based on earth abundant advanced chemistries. In addition, the agreement supports continued materials research that will improve the understanding and predictability of energy storage systems and components, as well as enable safer and more reliable materials and systems to be developed.

Within available funds for Energy Storage, the agreement provides not less than \$5,000,000 for battery storage demonstration projects that are located in areas where grid capacity constraints result in curtailment of renewable generation; improve grid resilience for a public utility that is regularly affected by weather related natural disasters; and provide rate reduction and renewable energy benefits to businesses, farms, and residents in an economically-stressed rural area. Direct storage from solar generation may also be incorporated.

With available funds for Energy Storage, the agreement provides for not less than one pilot energy storage project that demonstrates business model innovation targeted at cost-effective deployment through aggregation in rural electric cooperatives. The Department is encouraged to focus on reducing the soft costs of novel project design and optimization and developing legal and power purchase model agreements that can be replicated in cooperatives elsewhere in the nation, reducing future costs for deployment of energy storage projects.

Within available funds for Transformer Resilience and Advanced Components, the Department is directed to continue to support research and development for advanced components and grid materials for low-cost power flow control devices, including both solid-

state and hybrid concepts that use power electronics to control electromagnetic devices and enable improved controllability, flexibility, and resiliency. The Department is directed to support research and development to find safe and effective capture and reuse technologies, or safe and effective alternatives, for the use of sulfur hexafluoride in power generation and transmission equipment, including circuit breakers, switchgear, and gas insulated lines.

NUCLEAR ENERGY

The agreement provides \$1,507,600,000 for Nuclear Energy. The agreement prioritizes funding for programs, projects, and activities that will ensure a strong future for nuclear power in the United States. The Department can and should play a more active role in supporting the revitalization of the U.S. nuclear industrial base. Without a clear vision and broad commitment across government and industry, nuclear power in the United States will become non-existent.

Additional direction related to Department-wide crosscutting initiatives is provided under the heading Crosscutting Initiatives in the front matter of Department of Energy.

The agreement continues to include additional control points for fiscal year 2021, and the Department is directed to submit its fiscal year 2022 budget request using this budget structure.

The Department, in consultation with the National Nuclear Security Administration, is directed to contract with the National Academy of Sciences (NAS) not later than 60 days after enactment of this Act to conduct a comprehensive, independent study on the non-proliferation and security risks and international safeguards challenges associated with advanced nuclear reactors and related fuel cycle technologies. The NAS shall convene a committee whose members have expertise in advanced nuclear reactors, nuclear non-proliferation and security, enrichment and reprocessing, and other areas of expertise that the NAS deems essential for completion of the study. The NAS committee's consensus study report shall also provide findings and recommendations that may consider policy options as long as the recommendations do not involve non-technical value judgments. The study shall include assessments of the proliferation implications of high-assay low-enriched uranium, uranium-plutonium mixed oxide fuel, and advanced fuel cycles that require separating plutonium from spent fuel. The study shall also address the extent to which advanced reactors and associated fuel cycle facilities, in their design and operations, support International Atomic Energy Agency safeguard activities, particularly those related to nuclear material accounting and control as well as containment, surveillance, monitoring, and timeliness of detection of diversion. Advanced reactor technologies shall include the designs under consideration by the Generation IV International Forum and by the Department and any related fuel cycle technologies. The study shall be submitted to the Committees on Appropriations of both Houses of Congress not later than 18 months after the Department and NAS enter into a contractual agreement.

Integrated University Program.—The agreement notes the alarming statistics highlighting the severe shortage of highly trained nuclear specialists and the lack of academic programs to train and

prepare individuals for work in the nuclear sector. The budget request again attempts to defund this program, despite continued success in developing highly qualified nuclear specialists to meet national needs. The agreement provides \$5,000,000 to continue the Integrated University Program, which is critical to ensuring the nation's nuclear science and engineering workforce in future years.

Nuclear Energy University Program (NEUP).—Since 2009, the Department has allocated up to 20 percent of funds appropriated to Nuclear Energy Research and Development programs to fund university-led R&D and university infrastructure projects through an open, competitive solicitation process using formally certified peer reviewers. The Department is directed to continue this practice, with not less than \$40,000,000 for R&D activities to be performed at U.S. colleges and universities. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress quarterly briefings on the status of NEUP and the university work being funded.

Supercritical Transformational Electric Power.—The agreement supports the collaborative efforts between the national laboratories and industry partners to develop test capabilities and validate grid-compatible supercritical carbon dioxide Brayton cycle systems by April 2021.

Uranium Reserve.—The only direction regarding the Uranium Reserve is provided in the Weapons Activities account.

NUCLEAR ENERGY ENABLING TECHNOLOGIES

Crosscutting Technology Development.—The agreement provides \$5,000,000 for research collaborations between research universities and national laboratories utilizing existing capabilities and infrastructure focused on the benefits, as well as vulnerabilities of digital instrumentation for existing and future nuclear reactors, including the use of new approaches, such as predictive analytics, machine learning, and artificial intelligence, to improve reactor safety and performance and address cybersecurity issues. The agreement provides \$5,000,000 for a new program to strengthen the pipeline of new materials that can make the current fleet, as well as new advanced reactors, more resilient and more economically competitive. The agreement provides not less than \$10,000,000 for hybrid integrated energy systems.

Joint Modeling and Simulation Program.—Use and application of the codes and tools should be funded by the end user, not by the Joint Modeling and Simulation Program.

Nuclear Science User Facilities.—The agreement provides not less than \$10,000,000 for nuclear energy computation system and support and not less than \$3,000,000 for Nuclear Materials Discovery and Qualification. The agreement provides \$2,000,000 to begin preconceptual design of a secure, separate, and shielded beamline at the NSLS II at Brookhaven National Laboratory to examine radioactive materials.

FUEL CYCLE RESEARCH AND DEVELOPMENT

Material Recovery and Waste Form Development.—The agreement provides not less than \$10,000,000 for EBR-II Processing for HALEU and up to \$10,000,000 to continue work on the ZIRCEX

process to recover Highly Enriched Uranium from used naval fuel or unirradiated research reactor fuel.

Accident Tolerant Fuels.—The agreement continues to place a high priority on this program and urges the Department to maintain focus and priority on achieving results in these efforts. The agreement provides not less than \$55,600,000 to continue the participation of three industry-led teams in Phase 2B of the cost-shared research and development program; not less than \$20,000,000 to support accident tolerant fuels development at the national laboratories and other facilities; not less than \$15,000,000 for testing, code development, and licensing of higher-enriched and higher burnup fuels; and not less than \$5,000,000 for further development of silicon carbide ceramic matrix composite fuel cladding for light water reactors. The agreement continues to place a high priority on this silicon carbide program and urges the Secretary to maintain focus and priority on modernization that provides maximum safety benefit. The agreement notes concern that funding for the industry-led portions of the Accident Tolerant Fuels program, and for the testing and development of higher-enriched and higher burnup fuels, is not being obligated by the Department in a timely manner. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress a briefing on its plan to allocate and obligate funds required in this Act and fiscal year 2020 and any negative schedule impacts caused by the delays in allocating or obligating funding. The Department is encouraged to evaluate accident tolerant fuel irradiation testing capability gaps resulting from the closure of the Halden reactor.

TRISO Fuel and Graphite Qualification.—The agreement provides up to \$6,000,000 to continue the transition of TRISO fuel to a multiple-producer market, ensuring that more than one industry source would be available to the commercial and government markets.

Used Nuclear Fuel Disposition R&D.—The Department is directed to study the behavior of spent fuel under transportation conditions and opportunities to improve safety of spent fuel rods during transportation.

Integrated Waste Management Systems.—The Department is directed to continue site preparation activities at stranded sites, to evaluate the re-initiation of regional transport, and undertake transportation coordination efforts. Additionally, it is noted that spent nuclear fuel is in many cases located in or near cities and Indian reservations. As the Department continues to plan for an integrated waste management system for our nation's spent nuclear fuel, the Department is encouraged to include planning for the removal of spent nuclear fuel from sites located near cities and Indian reservations.

REACTOR CONCEPTS RESEARCH AND DEVELOPMENT

Advanced Small Modular Reactor RD&D.—The agreement includes \$115,000,000 for ongoing work to support regulatory development, design, and demonstration activities. Consistent with the budget request, no funds are provided for the Joint Use Modular Program.

Light Water Reactor Sustainability.—The most cost-effective way for the United States to maintain low-cost, carbon-free electricity is to safely extend the lives of the nation’s existing nuclear reactors from 60 to 80 years. Therefore, the agreement recommends additional funding above the budget request for this activity as a priority. The agreement provides \$10,000,000 to support new or previously awarded hydrogen demonstration projects.

Advanced Reactor Technologies.—The agreement provides \$16,000,000 to support current and previously awarded Advanced Reactor Concepts industry agreements and not less than \$15,000,000 for MW-scale reactor research and development.

The Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act a report outlining a strategy for siting a microreactor at an institution of higher education with existing infrastructure to support the reactor siting, perform fundamental research, test enabling technologies and cyber security solutions for grid integration, train the future workforce, and de-risk deployment for future private sector applications.

VERSATILE TEST REACTOR

The Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act a plan for executing the Versatile Test Reactor project via a public-private partnership with an option for a payment-for-milestones approach.

ADVANCED REACTOR DEMONSTRATION PROGRAM

The agreement provides \$250,000,000 for the Advanced Reactor Demonstration Program. The agreement notes the importance of the deployment of advanced reactors to the nation’s ability to regain its leadership in nuclear energy. In fiscal year 2020, Congress directed the Secretary to commence the Advanced Reactor Demonstration Program. The agreement strongly supports the Department’s intent to move quickly on the solicitation and award of these demonstration programs, and the Department is directed to continue to streamline its procurement process and aggressively act to ensure implementation is not delayed.

National Reactor Innovation Center.—The agreement provides up to \$15,000,000 for capital design and pre-construction activities for demonstration reactor test bed preparation at Idaho National Laboratory supporting reactor demonstration activities. The Department shall submit a Construction Project Data Sheet for each such applicable project that is expected to exceed the minor construction threshold in future budget requests.

IDAHO SITEWIDE SAFEGUARDS AND SECURITY

The agreement provides \$12,000,000 for consolidated training facility at the Central Facilities Area.

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

The agreement provides \$750,000,000 for Fossil Energy Research and Development.

Additional direction related to Department-wide crosscutting initiatives is provided under the heading Crosscutting Initiatives in the front matter of Department of Energy.

The agreement provides no funds to plan, develop, implement, or pursue the consolidation or closure of any of the National Energy Technology Laboratory (NETL) sites.

The agreement provides up to \$4,000,000 for a demonstration project to show the increased viability of renewable liquefied petroleum gases.

The Department is encouraged to develop educational partnerships focused on carbon capture and storage, methane capture and storage, and emission mitigation technologies. The Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act a report detailing possible education partnerships in these areas.

The agreement rejects the approach to only provide funds for early-stage research. Such restrictions would cripple innovation and development and would reduce the number of energy technologies adopted in the marketplace.

The agreement provides not less than \$5,000,000, and up to \$15,000,000, for natural gas demand response pilot programs to be developed by gas utilities, state public utility commissions, and local distribution companies. The Department is encouraged to prioritize funding of pilots that have the potential to advance real-time deployment and testing of new technologies that could be used to design, implement, and monitor the effectiveness of natural gas demand response.

The agreement provides not less than \$40,000,000 for the research and development of negative emissions technologies, including not less than \$15,000,000 for direct air capture.

The agreement provides not less than \$5,000,000 for integrated energy systems.

The agreement notes the lack of commercially-viable carbon capture technology available for industrial manufacturers to significantly reduce emissions in a globally competitive manner. The Department was previously directed in the fiscal year 2020 Act to submit a report and provide a briefing to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment on the recommendations for program structures that could best support and maximize the impact of expanded research, development, and demonstration efforts in three areas: decarbonization of the industrial sector, direct air capture, and carbon use. The Department is directed to provide the briefing and report to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act. Further, the agreement supports research and development on industrial decarbonization and catalyzing industry-government research partnerships, including CCUS with an emphasis on reuse utilization within industry processes and materials; low-carbon fuels (e.g. hydrogen); transformative technology that will allow deep industrial decarbonization (including demonstration and deployment at scale); materials efficiency and circular economy; and carbon intensity definitions and labeling across key product groups.

CCUS AND POWER SYSTEMS

The agreement recommends funding for the National Carbon Capture Center consistent with the cooperative agreement. The Department continues to be encouraged to establish university partnerships to support ongoing fossil energy programs, to promote broader research into carbon capture, utilization, and storage technologies, and to expand its technology transfer efforts. The Department has previously funded several university-based CCUS projects and is encouraged to build on an established research base to support ongoing research and to address wider implementation of CCUS technologies.

The Department is directed to use funds within CCUS and Power Systems for research and development across a broad range of technology and fuel applications as it determines to be merited.

The Department is directed to increase public-private partnerships and natural gas-based carbon capture research program opportunities.

The agreement supports funding for activities that promote the reuse of captured carbon dioxide from coal, natural gas, industrial facilities, direct air capture, and other sources for the production of fuels and other valuable products. The Department is directed to significantly advance carbon utilization activities over the next ten years with specific technology goals and milestones to ensure that the Department is using its resources in the most efficient manner. The purposes of the work should include improving the economics associated with domestic energy production, achieving optionality in carbon management, and further reducing emissions.

The agreement supports the Department's existing cooperative agreements to develop cost-sharing partnerships to conduct basic, fundamental, and applied research that assist industry in developing, deploying, and commercializing efficient, low-carbon, nonpolluting energy technologies that could compete effectively in meeting requirements for clean fuels, chemical feedstocks, electricity, and water resources.

The agreement reiterates the importance of adequate Federal support to promote design-related work and testing for a commercial scale, post-combustion carbon dioxide capture project on an existing coal-fueled generating unit as well as research, development and deployment of breakthrough technologies, including co-firing with agricultural and forest residue biomass to achieve net greenhouse gas emissions reductions.

Within available funds for Carbon Capture, not less than \$8,000,000 is for research and optimization of carbon capture technologies for use at industrial facilities and not less than \$10,000,000 is for carbon capture research for natural gas power systems. The agreement provides not less than \$15,000,000 for a new solicitation for FEED studies of commercial-scale carbon capture projects that generate carbon dioxide suitable for geologic storage, with at least two of these studies supporting projects at industrial facilities such as a steel or cement facility.

Within available funds for Carbon Utilization, the agreement provides not less than \$8,000,000 for a competitive solicitation to conduct tests of technologies for carbon dioxide absorption inte-

grated with algae systems for capturing and reusing carbon dioxide to produce useful fuels and chemicals, giving priority for teams with university participants.

Within available funds for Carbon Storage, the agreement provides not less than \$20,000,000 to expand and continue the work of the Regional Carbon Sequestration Partnerships (RCSPs) and \$30,000,000 for CarbonSAFE. The agreement supports the focus of the RCSPs on infrastructure development strategies that develop regionally relevant business models for implementation. The Department is directed to fully fund the CarbonSAFE projects selected in fiscal year 2020 and within remaining funds solicit proposals for additional CarbonSAFE projects. The Department is encouraged to recognize the importance of expanding regional geological characterization, collecting and analyzing data, and addressing regional monitoring, permitting, and policy challenges, as well as the value of this work in supporting broadscale commercial deployment efforts. Further, the Department is encouraged to facilitate development and deployment of monitoring technologies at carbon capture utilization and storage projects with considerable progress towards commercial implementation. The Department is encouraged to give attention to technologies that promise near realtime results or employ big data, machine learning, and artificial intelligence to better address issues such as leak detection, monetization of credits, and permit compliance.

Within available funds for Advanced Energy Systems, the agreement provides \$30,000,000 for Solid Oxide Fuel Cell (SOFC) systems for distributed and central power generation, electrolysis, SOFC combined heat and power, and storage applications. To ensure timely development of this important technology, which is cost-shared with industry, where applicable, not less than 75 percent of the total shall be allocated to the SOFC industry teams.

Within available funds for Advanced Energy Systems, the agreement provides \$27,000,000 for Advanced Turbines, and the Department is directed to use these funds for a research and development program to improve the efficiency of gas turbines used in power generation systems, working cooperatively with industry, universities, and other appropriate parties.

Within available funds for Advanced Energy Systems, the agreement provides \$30,000,000 for Advanced Coal Processing to support early-stage research and development to enable the conversion of coal pitch and coal to carbon fiber and other value-added products for alternative advanced uses of coal, of which not less than \$10,000,000 is for utilizing coal as a precursor for high-value added products at the Carbon Fiber Technology Facility.

The Department is encouraged to consider research and development to improve cost and efficiency of coal-to-fuels technology implementation and polygeneration.

The agreement provides no direction with respect to the Coal FIRST Initiative.

Within available funds for Cross Cutting Research, the agreement provides not less than \$23,000,000 for the Department to continue its external agency activities to develop and test advanced separation technologies and accelerate the advancement of commercially viable technologies for the recovery of rare earth elements

and minerals from U.S. coal and coal byproduct sources. The agreement supports research to support pilot-scale and experimental activities for near-term applications, which encompass the extraction and recovery of rare earth elements and minerals from conditionally-favorable U.S. coal and coal byproduct sources. The Department is encouraged to continue investments to accelerate the advancement of commercially-viable technologies for the recovery of rare earth elements and critical minerals from lignite, and the Department is expected to fund a more detailed assessment of lignite resources and to devise cost-effective methods of removing rare earths from lignite.

Within available funds for Cross Cutting Research, the agreement provides \$1,500,000 to accelerate development and deployment of wireless sensor systems for coal-fired power generation in order to improve generating efficiency, reduce emissions, and lower maintenance costs.

Within available funds for Cross Cutting Research, the agreement provides \$5,000,000 for the Advanced Energy Storage Initiative.

The agreement provides no direction for plant optimization technologies or the Advanced Ultrasupercritical Program.

Within available funds for STEP, the agreement supports efforts, consistent with the original scope of work, to complete the necessary design and construction of the 10-MW pilot and to conduct the necessary testing for the facility. There is concern about repeated cost overruns for the project, and the Department is directed to brief the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act on an updated scope and cost profile that incorporates all past, current, and potential future cost increases necessary to complete the project. The agreement also provides funds for competitively-awarded research and development activities, coordinated with the Offices of Nuclear Energy and Energy Efficiency and Renewable Energy, to advance the use of supercritical power cycles.

NATURAL GAS TECHNOLOGIES

The agreement provides \$25,000,000 for methane hydrate research; \$13,000,000 for Emissions Mitigation from Midstream Infrastructure; \$6,500,000 for Emissions Quantification from Natural Gas Infrastructure; and \$12,000,000 for Environmentally Prudent Development, including \$5,200,000 for the Risk Based Data Management System.

The agreement notes there is belief that FracFocus should maintain its autonomy and not be incorporated into any federal agency.

The Department is encouraged to perform a long-term methane hydrate production test in the Arctic, as proposed by the Methane Hydrate Advisory Committee's earlier recommendations (May 21, 2014). Further, within available funds for methane hydrate research, the agreement provides \$5,000,000 for university research and field investigations in the Gulf of Mexico to confirm the nature, regional context, environmental impacts, and hydrocarbon system behavior of gas hydrate deposits.

Within available funds for Emissions Mitigation from Midstream Infrastructure, the agreement recommends funds to support nat-

ural gas infrastructure research, including advanced materials and novel sensor technologies.

The Department is encouraged to work with regional universities to evaluate ways to create or add value to natural gas liquids in the Bakken and potential for use in the region.

The agreement notes the Department was previously directed in the fiscal year 2019 Act to submit to the Committees on Appropriations of both Houses of Congress not later than 18 months after the date of enactment a study on the potential for natural gas demand response across energy sectors geographic regions. The Department is encouraged to provide this report expeditiously.

UNCONVENTIONAL FOSSIL ENERGY TECHNOLOGIES

The agreement provides \$20,000,000 for research that develops improved enhanced recovery technologies. In continuing with prior direction, the Department shall ensure these funds are awarded to universities and not-for-profit research organizations.

The agreement provides not less than \$19,000,000 for the Unconventional Field Test Sites. The agreement supports leveraging these field test sites to test methods for improving recoveries from the growing inventory of existing wells. The Department is encouraged to continue research focused on produced water management and beneficial re-use, and methane emissions (particularly flaring) capture and beneficial re-use.

The agreement provides not less than \$4,000,000 for further research on multipronged approaches for characterizing the constituents of and managing the cleaning of water produced during the extraction of oil and natural gas, of which not less than \$2,000,000 is provided to partner with research universities engaged in the study of characterizing, cleaning, treating, and managing produced water and who are willing to engage through public private partnerships with the energy industry to develop and assess commercially viable technology to achieve the same. The Department is encouraged to explore research and development for safe drilling and completion technologies that use no fresh water and can be deployed in horizontal wells.

The Department was previously directed in the fiscal year 2020 Act to provide a report to the Committees on Appropriations of both houses of Congress that outlines the Department's efforts to maintain a stable petroleum engineering workforce and knowledge base, as well as future activities the Department can undertake to strengthen it. The Department is encouraged to submit the report expeditiously.

NATIONAL ENERGY TECHNOLOGY LABORATORY

Within available funds for NETL Infrastructure, the Department is directed to prioritize funds for Joule, the Computational Science and Engineering Center, the Center for Artificial Intelligence and Machine Learning, the Advanced Alloy Development Facility, site-wide upgrades for safety, and addressing and avoiding deferred maintenance.

NAVAL PETROLEUM AND OIL SHALE RESERVES

The agreement provides \$13,006,000 for the operation of the Naval Petroleum and Oil Shale Reserves.

STRATEGIC PETROLEUM RESERVE

The agreement provides \$188,000,000 for the Strategic Petroleum Reserve. The Department is directed to maintain 1,000,000 barrels of gasoline blendstock in the Northeast Gasoline Supply Reserve.

No funding is requested for the establishment of a new regional petroleum product reserve, and no funding is provided for this purpose. Further, the Department may not establish any new regional petroleum product reserves unless funding for such a proposed regional petroleum product reserve is explicitly requested in advance in an annual budget request and approved by Congress in an appropriations Act.

SPR PETROLEUM ACCOUNT

The agreement provides \$1,000,000 for the SPR Petroleum Account to pay for the costs of certain statutorily-mandated crude oil sales.

NORTHEAST HOME HEATING OIL RESERVE

The agreement provides \$6,500,000 for the Northeast Home Heating Oil Reserve.

ENERGY INFORMATION ADMINISTRATION

The agreement provides \$126,800,000 for the Energy Information Administration. The agreement recognizes the importance of building energy information and the opportunity for better data collection presented by new technologies. The Department is encouraged to continue important data collection, analysis, and reporting activities on energy use and consumption, including the Commercial Buildings Energy Consumption Survey and the Residential Buildings Energy Consumption Survey. The Department is encouraged to upgrade the Commercial Buildings Energy Consumption Surveys to a real-time data collection system with rapid reporting of results, without compromising statistical validity or data security. The Department is also encouraged to collect additional data on light-emitting diode bulbs, commercial building codes, and electric transmission.

The Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act a report on how the Energy Information Agency can supply increased data regarding the electricity consumption and emissions for retail electricity suppliers, and for city, within city limits, served by an electric utility. The report shall also include the potential costs and benefits associated with the collection and dissemination of such data, and identification of major suppliers and cities where collection and dissemination of such data could be completed at a reduced level of effort and cost.

The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act a report outlining resources necessary to further develop National Energy Modeling System capabilities to be able to simulate deep decarbonization scenarios, including economy-wide net-zero emissions policies.

The Department is encouraged to work with stakeholders to explore gathering reasonably accurate data on the delivered generation resource mix and emissions rates for every load-serving entity as defined in 16 U.S.C. § 824q(2). The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act a recommendation to amend its data collection efforts and reflect progress as part of an annual report.

NON-DEFENSE ENVIRONMENTAL CLEANUP

The agreement provides \$319,200,000 for Non-Defense Environmental Cleanup.

Small Sites.—The agreement provides \$110,933,000 for Small Sites cleanup. Within this amount, \$12,000,000 is for the Energy Technology Engineering Center, \$11,000,000 is for Idaho National Laboratory, \$30,100,000 is to continue work at Lawrence Berkeley National Laboratory, \$47,833,000 is for Moab, and \$10,000,000 is for excess Office of Science facilities.

Energy Technology Engineering Center.—The Committee is pleased with the progress of building demolition, including the recent agreement between the Department and the State of California to demolish the remaining buildings on site. The Committee remains concerned about soil and groundwater remediation and encourages the parties to use the 2007 Consent Order and 2010 Administrative Order on Consent to enter negotiations on this topic. The Committee encourages the Department to continue working with the State of California on cleanup of the Site. The Department is directed to continue to act in accordance with applicable laws, orders, regulations, and agreements with the State of California.

Mercury Storage.—The agreement provides \$2,100,000 for mercury storage activities to comply with recent court actions and to revise its Fee Rule. The Department is directed to finalize the Fee Rule for mercury storage as expeditiously as possible and provide a monthly status update to the Committees on Appropriations of both Houses of Congress until the rule is finalized.

URANIUM ENRICHMENT DECONTAMINATION AND DECOMMISSIONING FUND

The agreement provides \$841,000,000 for activities funded from the Uranium Enrichment Decontamination and Decommissioning Fund. Within available funds, the agreement provides \$134,701,000 for East Tennessee Technology Park to continue cleanup and demolition of all remaining facilities, including the K-1200 complex and the K-1600 complex, and to conduct remedial actions and site closure activities. Within funds available for Pensions and Community and Regulatory Support, the agreement provides an additional \$10,000,000 above the budget request to ensure contractor pensions

are adequately funded and up to an additional \$2,219,000 for community support at Portsmouth.

SCIENCE

The agreement provides \$7,026,000,000 for the Office of Science.

Additional direction related to Department-wide crosscutting initiatives is provided under the heading Crosscutting Initiatives in the front matter of Department of Energy.

The Department is directed to provide to the Committees on Appropriations of both Houses of Congress a briefing that details all programs, projects, and activities to be funded in the Office of Science that are not directed by this recommendation or explicitly included in the fiscal year 2021 budget request. The plan shall be provided not later than 90 days after enactment of this Act.

Artificial Intelligence and Machine Learning.—The agreement provides not less than \$100,000,000 for Artificial Intelligence and Machine Learning capabilities across the Office of Science Programs. The Department is directed to apply those capabilities to the Office of Science's mission with a focus on accelerating scientific discovery in its Scientific User Facilities and large experiments.

Biomedical Sciences.—The Department is encouraged to expand its relationships with the National Institutes of Health (NIH) in order to work together more strategically to leverage the Department's research capabilities, including instrumentation, materials, modeling and simulation, and data science. The agreement supports the budget request proposal of \$1,000,000 for collaboration with NIH within the Department's data and computational mission space.

Exascale Computing Initiative.—The agreement provides not less than \$474,945,000 for exascale activities.

Quantum Information Science.—The agreement provides not less than \$245,000,000 for the Office of Science's coordinated and focused research program in quantum information science. Within these available funds, the agreement provides not less than \$120,000,000 for research and \$125,000,000 for five National Quantum Information Science Research Centers. To the greatest extent practical, this effort shall be undertaken in coordination with the National Science Foundation and the National Institute of Standards and Technology. Further, the Department is directed to collaborate with private sector stakeholders, the user community and interagency partners, to develop a roadmap to provide researchers access to quantum systems so as to enhance the U.S. quantum research enterprise, stimulate the fledgling U.S. quantum computing industry, educate the future quantum computing workforce, and accelerate advancement of quantum computer capabilities. The Department is directed to brief the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act on such a roadmap.

Strategic Partnership Projects.—The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act a briefing inventorying all Strategic Partnership Projects that have not received payment sufficient to cover completed work and how the

Department plans to recoup any insufficient payments. This is the only direction related to Strategic Partnership Projects.

Distinguished Scientist Program.—The agreement provides \$4,000,000 to support the Department's Distinguished Scientist Program.

Negative Emissions Technology.—The agreement provides not less than \$22,500,000 in Basic Energy Sciences and Biological and Environmental Research for research and development of negative emissions technologies, including not less than \$7,500,000 for direct air capture. The Office of Science is directed to continue to collaborate with the Office of Fossil Energy and the Office of Energy Efficiency and Renewable Energy to support research, development, and demonstration projects to advance the development and commercialization of carbon removal technologies on a significant scale.

ADVANCED SCIENTIFIC COMPUTING RESEARCH

The agreement supports ASCR's leadership in emerging areas relevant to the Department's mission, including artificial intelligence and quantum information science. The agreement supports ASCR's pursuit of machine learning tools for scientific applications and its support for the development of algorithms for future deployable quantum computers. The agreement recognizes that a robust research program in applied and computational mathematics and computer science will be critical to continued progress in these areas and is supportive of the Department's efforts to prioritize these programs.

High Performance Computing and Network Facilities.—The agreement provides not less than \$150,000,000 for the Argonne Leadership Computing Facility, not less than \$225,000,000 for the Oak Ridge Leadership Computing Facility, not less than \$110,000,000 for the National Energy Research Scientific Computing Center, and \$90,000,000 for ESnet.

Mathematical, Computational, and Computer Sciences Research.—The agreement provides not less than \$250,000,000 for Mathematical, Computational, and Computer Sciences Research, including not less than \$10,000,000 for the Computational Science Graduate Fellowship program. The agreement provides up to \$40,000,000 for the development of AI-optimized emerging memory technology for AI-specialized hardware to drive national competitiveness.

BASIC ENERGY SCIENCES

The agreement provides \$24,088,000 for the Batteries and Energy Storage Innovation Hub, \$20,000,000 for the Fuels from Sunlight Energy Innovation Hub, and \$115,000,000 for the Energy Frontier Research Centers. The agreement supports the EPSCoR program and its goals of broadening participation in sustainable and competitive basic energy research in eligible jurisdictions. The Department is directed to continue annual or at minimum, biennial implementation grant solicitations for the EPSCoR program.

The agreement provides not less than \$525,000,000 for facilities operations of the nation's light sources, not less than \$292,000,000 for facilities operations of the high flux neutron sources, and not

less than \$139,000,000 for facilities operations of the Nanoscale Science Research Centers (NSRCs).

The agreement provides not less than \$19,000,000 for other project costs, including \$3,000,000 for Proton Power Upgrade, \$2,000,000 for Linac Coherent Light Source-II HE, \$13,000,000 for Second Target Station, and \$1,000,000 for Cryomodule Repair & Maintenance Facility. The agreement provides not less than \$5,000,000 for NSRC Recapitalization and not less than \$5,500,000 for NSLS-II Experimental Tools-II.

The agreement provides \$26,000,000 for exascale systems.

The Department is directed to continue supporting the construction of additional beamlines in future budget requests so the nation's scientists can more fully leverage the investment that has been made in the NSLS II while it is the most powerful X-Ray light source in the nation.

The Department is encouraged to explore opportunities to develop an autonomous chemistry and materials synthesis platform. The capabilities will leverage advances in artificial intelligence to enable greater efficiencies and scientific throughput, leading to significant reduction of the total time and cost in novel materials discovery and innovation.

The Department is encouraged to continue funding to support research and development needs of graduate and postgraduate science programs at Historically Black Colleges and Universities.

BIOLOGICAL AND ENVIRONMENTAL RESEARCH

The agreement provides not less than \$390,000,000 for Biological Systems Science and not less than \$350,000,000 for Earth and Environmental Systems Sciences.

The Department is directed to maintain Genomic Science as a top priority, and the agreement provides not less than \$100,000,000 for Foundational Genomics Research and not less than \$100,000,000 for the Bioenergy Research Centers. The agreement provides not less than \$42,000,000 for Biomolecular Characterization and Imaging Science and not less than \$80,000,000 for the Joint Genome Institute. Within available funds for Biomolecular Characterization and Imaging Science, the agreement provides \$15,000,000 to continue the development of a multi-scale genes-to ecosystems approach that supports a predictive understanding of gene functions and how they scale with complex biological and environmental systems. The agreement supports the Department's establishment of a national microbiome database collaborative.

The agreement provides not less than \$5,000,000 for low-dose radiation research. The Department is directed to work through the multi-agency sub-working group to develop the proper role and direction for the Department in future low-dose radiation research.

The agreement provides not less than \$78,000,000 for Environmental System Science, of which not less than \$10,000,000 is for Next Generation Ecosystem Experiments Arctic; \$8,300,000 is for the Spruce and Peatland Responses Under Changing Environments field site; \$5,000,000 is to initiate planning and pilot studies for new Terrestrial Ecosystem Science manipulation experiments; \$7,000,000 is for Next Generation Ecosystem Experiments Tropics; \$5,100,000 is for AmeriFLUX Long-Term Earth System Observa-

tions; not less than \$3,500,000 is to support ongoing research and discovery related to mercury biogeochemical transformations in the environment; and \$6,800,000 is for Watershed Function Science Focus Area.

The agreement provides \$15,000,000 for cloud-aerosol research and computing.

The recommendation includes \$30,000,000 for ongoing efforts to develop observational assets and associated research to study the nation's major land-water interfaces, including the Great Lakes and the Puget Sound, that leverages national laboratories' assets as well as local infrastructure and expertise at universities and other research institutions.

The Department is encouraged to continue to support the River Corridor Science Focus Area. The Department is encouraged to develop an integrated mountainous hydrology focus, which extends observations and models and leverages collaborations supported by other Federal agencies.

The Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act a report that outlines the activities previously conducted under the Energy-Water Nexus across the Department, which activities have continued, which activities ended, and an explanation for the termination of each activity that ended. The Department is directed to coordinate all energy-water nexus activities across the Offices of Energy Efficiency and Renewable Energy, Electricity, Fossil Energy, Nuclear Energy, Science, and any other relevant program offices.

The agreement provides up to \$6,000,000 to advance biological and environmental capabilities through the development and prototyping of fabricated ecosystems and sensors that enable interrogation of biological-environmental interactions across molecular to ecosystem-relevant scales under controlled laboratory conditions.

The agreement provides \$15,000,000 to support the exascale computing initiative. The Department is directed to enhance investments in machine learning to advance the use of diverse and increasingly autonomous datasets to understand environmental and climate dynamics; rapidly incorporate datasets into predictive watershed, ecosystem, and climate models; and project the onset of and track extreme events, such as atmospheric rivers and hurricanes.

The Department is encouraged to increase its funding for academia to perform independent evaluations of climate models using existing data sets and peer-reviewed publications of climate-scale processes to determine various models' ability to reproduce the actual climate. The Department is encouraged to establish an Earth System Grid Federation node for Arctic climate data. Given the clear synergies and overlap of missions, the Department is encouraged to increase collaboration with the National Oceanic and Atmospheric Administration (NOAA) in its climate research and modeling efforts.

FUSION ENERGY SCIENCES

The agreement provides not less than \$20,000,000 for the High-Energy-Density Laboratory Plasmas program to support initiatives

in quantum information science, advance cutting-edge research in extreme states of matter, expand the capabilities of the LaserNetUS facilities, and provide initial investments in new intense, ultrafast laser technologies needed to retain U.S. leadership in these fields. To maintain U.S. leadership in intense, ultrafast lasers, the Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act a report describing the Department's plans to respond to the recommendations of the Brightest Light Initiative Workshop Report, including facility investments and improvements needed to advance laser science technology and applications.

The agreement provides \$65,000,000 for NSTX-U operations and not less than \$21,000,000 for the Materials Plasma Exposure experiment. The Department is encouraged to support optimal facility operations levels for DIII-D.

The agreement provides \$4,000,000 for the Innovation Network for Fusion Energy (INFUSE) research and development program. The Fusion Energy Sciences Advisory Committee was previously directed to give full consideration to the establishment of a cost-share program for reactor technologies as part of the ongoing long-range strategic planning activity. The Department is encouraged to take into account the long-range strategic plan when developing future budget requests.

The agreement provides \$242,000,000 for the U.S. contribution to the ITER project, of which \$60,000,000 is for in-cash contributions. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act the performance baseline for the entire project, including an updated baseline for Subproject 1 and a baseline for Subproject 2.

HIGH ENERGY PHYSICS

The agreement provides not less than \$30,000,000 for the Sanford Underground Research Facility; \$16,000,000 for the Facility for Advanced Accelerator Experimental Tests-II; not less than \$6,000,000 for Cosmic Microwave Background-Stage 4; \$12,000,000 for the Dark Energy Spectroscopic Instrument; \$6,000,000 for Lux Zepin; and not less than \$18,500,000 for Vera C. Rubin Observatory operations. The agreement provides no direction for the HL-LHC Upgrade projects. The agreement supports activities toward the completion of the Large Synoptic Survey Telescope and Super Cryogenic Dark Matter Search projects.

The agreement notes the longstanding planning and contributions of resources by partner organizations with respect to data management on the Vera C. Rubin Observatory. The Department is directed to employ the computational expertise and existing capabilities in data management of the Vera C. Rubin Observatory, potentially in partnership with the national laboratories, to ensure the successful operation of this project and access for the broad research community. The Department is directed to brief the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act on the status of the project, including plans for management of the data facility.

The Department is strongly urged to maintain a balanced portfolio of small-, medium-, and large-scale experiments and to ensure adequate funding for research performed at universities and the national laboratories. The Department is encouraged to fund facility operations at levels for optimal operations.

NUCLEAR PHYSICS

The Department is directed to give priority to optimizing operations for all Nuclear Physics user facilities.

The agreement provides not less than \$6,600,000 for the Gamma-Ray Energy Tracking Array, \$5,530,000 for sPHENIX, not less than \$5,000,000 for MOLLER, not less than \$1,400,000 for Ton-Scale Neutrino-less Double Beta Decay, not less than \$17,000,000 for the Electron Ion Collider, not less than \$3,000,000 for the High Rigidity Spectrometer, and \$3,000,000 for the U.S. Stable Isotope Production and Research Center. The agreement supports activities toward the completion of the Muon to Electron Conversion Experiment.

The agreement provides not less than \$1,000,000 to establish a traineeship program for students to develop the future workforce of radioisotope production. Further, the Department is directed to provide a plan to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act to develop a consortium of research universities to apply advanced manufacturing techniques to radioisotope production, including automation, digitalization, artificial intelligence, fabrication, and state-of-the-art characterization instrumentation. This is the only direction related to a consortium of research universities to apply advanced manufacturing techniques to radioisotope production.

WORKFORCE DEVELOPMENT FOR TEACHERS AND SCIENTISTS

The agreement provides \$29,000,000 for Workforce Development for Teachers and Scientists. Within available funds, the agreement provides \$13,800,000 for Science Undergraduate Laboratory Internships, \$1,900,000 for Community College Internships, \$4,600,000 for the Graduate Student Research Program, \$1,800,000 for the Visiting Faculty Program, \$1,200,000 for the Albert Einstein Distinguished Educator Fellowship, \$2,900,000 for the National Science Bowl, \$700,000 for Technology Development and Online Application, \$600,000 for Evaluation Studies, and \$1,500,000 for Outreach.

The Department is directed to widely publicize its opportunities and diversify the applicant pool, with an emphasis on targeted recruitment of individuals traditionally underrepresented in STEM.

Further, the Department was previously directed in the fiscal year 2020 Act to provide to the Committees on Appropriations of both Houses of Congress a report on the how the Office of Science plans to comply with Executive Order 13853 to develop a pipeline to meet future needs in trade craft requirements and workforce development in coordination with the national laboratories. The Department is encouraged to submit the report expeditiously.

Within available funds for Outreach, the Department is directed to establish a working group comprised of the Office of Science and national laboratories and a consortium of universities to assist uni-

versities in the development of a curriculum to promote the next generation of scientists utilizing artificial intelligence, quantum information science, and machine learning. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act a report and briefing on a plan to meet universities' educational curriculum needs to support this future scientific workforce.

SCIENCE LABORATORIES INFRASTRUCTURE

In future budget requests, the Office of Science is directed to work with the Office of Nuclear Energy to demonstrate a commitment to operations and maintenance of nuclear facilities at Oak Ridge National Laboratory that supports multiple critical missions. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act a briefing on the funding levels required for operations and maintenance of Oak Ridge National Laboratory nuclear facilities.

Within available funds for General Plant Projects, the Department is directed to prioritize projects related to power resilience.

NUCLEAR WASTE DISPOSAL

The agreement provides \$27,500,000 for Nuclear Waste Disposal, of which \$20,000,000 is for interim storage and \$7,500,000 is for Nuclear Waste Fund oversight activities.

ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

The agreement provides \$427,000,000 for the Advanced Research Projects Agency—Energy.

TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE PROGRAM

(INCLUDING RESCISSIONS OF FUNDS)

The agreement provides \$32,000,000 in administrative expenses for the Loan Guarantee Program. The proposed funding level is offset by \$3,000,000 in estimated collections from loan guarantee applicants, for a net appropriation of \$29,000,000.

As provided in 42 U.S.C. 16511, the Secretary may make guarantees under this section only for projects that avoid, reduce, or sequester air pollutants or anthropogenic emissions of greenhouse gases and employ new or significantly improved technologies as compared to commercial technologies in service in the United States upon issuance of the loan guarantee.

The agreement includes a rescission of \$392,000,000 of emergency balances.

ADVANCED TECHNOLOGY VEHICLES MANUFACTURING LOAN PROGRAM

(INCLUDING RESCISSIONS OF FUNDS)

The agreement provides \$5,000,000 for the Advanced Technology Vehicles Manufacturing Loan Program. The agreement directs the

Department to expeditiously evaluate and adjudicate all loan applications received. The agreement further directs the Department to provide to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act a briefing that includes a status update on each loan application received.

The agreement includes a rescission of \$1,908,000,000 of emergency balances.

TRIBAL ENERGY LOAN GUARANTEE PROGRAM

The agreement provides \$2,000,000 for the Tribal Energy Loan Guarantee Program. The Department is encouraged to take formal steps to market this program and ensure the program's availability, benefits, and application process are made known to potential applicants who are ready to seek financing.

OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS

The agreement provides \$22,000,000 for the Office of Indian Energy Policy and Programs. The agreement supports the efforts to utilize local subject matter experts to assist Indian Tribes and Alaska Native villages in developing energy projects and providing support for energy planning. The Department is encouraged to use its cost share waiver authority under section 988 of the Energy Policy Act of 2005 when applicable.

The Office of Indian Energy is directed to design funding opportunity announcements that do not exclude Tribes based on land ownership structures.

DEPARTMENTAL ADMINISTRATION

The agreement provides \$166,000,000 for Departmental Administration.

Control Points.—The agreement includes eight reprogramming control points in this account to provide flexibility in the management of support functions. The Other Departmental Administration activities include Management, Project Management Oversight and Assessments, Chief Human Capital Officer, Office of Technology Transitions, Office of Small and Disadvantaged Business Utilization, General Counsel, Office of Policy, and Public Affairs. The Department is directed to continue to submit a budget request that proposes a separate funding level for each of these activities.

Office of the Secretary—Program Direction.—The agreement provides \$5,582,000 for program direction and directs the Department to develop a research agenda related to arctic energy, including Counter-Unmanned Aircraft System technologies, and to brief the Committees on Appropriations of both Houses of Congress not later than 90 days after the enactment of this Act on this agenda. This is the only direction related to the Office of the Secretary.

International Affairs.—Within available funds for International Affairs, the agreement includes \$2,000,000 for the Israel Binational Industrial Research and Development (BIRD) Foundation and \$4,000,000 to continue the U.S.-Israel Center of Excellence in Energy Engineering and Water Technology.

Chief Information Officer.—The agreement provides \$140,200,000 for Department-wide information technology and cybersecurity ef-

forts. Within this amount, not less than \$71,800,000 shall be for cybersecurity and secure information. The agreement includes \$2,000,000 to continue implementation of the 21st Century IDEA (Public Law 15–336).

Consistent with previous direction in the Senate Report for fiscal year 2020, the Department is directed to continue to implement the CIO Business Operations Support Services (CBOSS) program to maximize meeting the multiple mission requirements and support the Department’s critical cybersecurity mission.

Artificial Intelligence and Technology Office.—The agreement provides \$2,500,000 for personnel expenses related to coordination of artificial intelligence and technology activities and does not provide funding for programmatic purposes. The Department is directed to continue programmatic activities regarding artificial intelligence and machine learning related to the Department’s mission through the appropriate program offices, and the Secretary is directed to lead coordination of all program offices across the Department. No further direction is provided.

Economic Impact and Diversity.—The agreement provides \$10,169,000 for Economic Impact and Diversity and reiterates House direction regarding a STEM reporting requirement.

Other Departmental Administration.—The agreement provides \$5,000,000 above the budget request for the Office of Technology Transitions for a competitive funding opportunity for incubators supporting energy innovation clusters, with requirements as outlined in the House report. The agreement reiterates House direction regarding a reporting requirement on the value of creating a nonprofit foundation. The agreement provides \$1,700,000 within available funds for the Office of Policy to complete a U.S. energy employment report, with requirements as outlined in the House report. The Department is directed to produce and release this report annually.

The agreement provides \$24,918,000 for the Chief Human Capital Officer, \$35,000,000 for the Office of General Counsel, and \$7,000,000 for the Office of Policy. The agreement includes \$13,000,000 for Project Management Oversight and Assessments and reiterates House direction regarding addressing GAO’s high-risk concerns.

OFFICE OF THE INSPECTOR GENERAL

The agreement provides \$57,739,000 for the Office of the Inspector General. The Department is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 90 days after enactment of this Act a five-year staffing and program plan necessary to achieve its audit, inspection, and investigative mission.

ATOMIC ENERGY DEFENSE ACTIVITIES

NATIONAL NUCLEAR SECURITY ADMINISTRATION

The agreement provides \$19,732,200,000 for the National Nuclear Security Administration (NNSA).

The agreement includes funding for recapitalization of the nuclear weapons infrastructure, while modernizing and maintaining the nuclear deterrent without the need for underground testing. Recapitalizing the nuclear security enterprise is among our most important national security priorities.

The NNSA Act clearly lays out the functions of the NNSA and gives the Administrator authority over, and responsibility for, those functions. The agreement again directs that no funds shall be used to reorganize, re-classify, or study combining any of those functions with the Department.

Coordination between the Department of Energy and the Department of Defense is critical given the joint responsibilities for the nation's nuclear deterrent. Section 179 of title 10 of the United States Code provides a framework for coordination, including budget request development, between the departments using the Nuclear Weapons Council while recognizing the Department of Energy's independence in developing its budget request. The agreement supports this longstanding framework and encourages the Department to assess opportunities to improve coordination as appropriate. Further, the agreement strongly encourages better coordination between the Department and the National Nuclear Security Administration during its budget formulation process.

Project Management.—Concerns remain with NNSA's ability to properly estimate costs and timelines for large projects. The NNSA is encouraged to assess current performance on projects costing more than \$750,000,000, and to make appropriate project management changes. The agreement further encourages the NNSA to identify problems in cost and schedule estimates early, and to provide updated information to the Committees on Appropriations of both Houses of Congress in a timely manner.

Integrated University Program.—The Secretary is directed to carry out the requirements of the Integrated University Program in support of university research and development in areas relevant to the NNSA's mission. Within available funds, the agreement provides not less than \$5,000,000 for the Integrated University Program to cultivate the next generation of leaders in nonproliferation, nuclear security, and international security. The Department is directed to request funding for this program in future budget years. Funding for this program shall not come from prior year funds. The NNSA is directed to provide a report annually with the budget request that lists all the university programs requested, the recommended funding level, and the value that program provides the NNSA.

WEAPONS ACTIVITIES

The agreement provides \$15,345,000,000 for Weapons Activities.

The agreement reiterates House direction regarding an Integrated Priorities Report.

The agreement reiterates House direction regarding the Joint Nuclear Weapons Lifecycle Process.

The agreement reiterates direction included in the fiscal year 2020 Act concerning external peer review of non-nuclear components and subsystems.

The agreement reiterates House direction regarding a briefing on domestic uranium enrichment. A separate control point is included for HEU downblending.

W93 Modernization Activity.—The agreement includes funding for the initial studies to evaluate the W93 warhead. Prior to obligating funds, the NNSA, in coordination with the Department of Defense as necessary, shall brief the Committees on Appropriations of both Houses of Congress on the NNSA's plan to study and conduct the Phase 1 Concept Assessment. The plan shall include a timeline with projected milestones for completion. The NNSA shall ensure the Committees are apprised in a transparent and timely manner regarding the status of this activity. Upon completion of Phase 1 and prior to entering Phase 2, the NNSA shall brief the Committees on Appropriations of both Houses of Congress on the results of Phase I Concept Assessment. The W93 program provides a unique opportunity to influence the way the stockpile is managed in the future. The schedule for the Life Extension Programs (LEPs) currently underway is largely driven by obsolescence and the material condition of the warheads, which has created a bow wave with limited flexibility. The NNSA is encouraged to consider overall lifecycle costs and sustainment requirements for the warhead up-front and is directed to brief the Committees on Appropriations of both Houses of Congress quarterly on these efforts. The agreement also directs the NNSA to conduct an analysis of alternatives that specifically addresses ways of meeting design and manufacturing needs of allies that accounts for work completed as part of recent and ongoing LEPs and Alterations and to provide the analysis of alternatives not later than 180 days after enactment of this Act.

B83 Sustainment.—The agreement provides not more than \$30,795,000 and directs the NNSA to ensure the Committees on Appropriations of both Houses of Congress receive periodic and timely briefings concerning the status of sustainment efforts. Concerns persist about the feasibility of maintaining the B83-1 in the stockpile without deferring key maintenance activities and at reduced funding levels. At the same time, there is concern that the continued retention of the B83-1 may necessitate eventual modifications to the warhead. Such modifications would compete for resources with other ongoing and planned nuclear weapons modernization and development efforts. Accordingly, the agreement directs NNSA, with the assistance of the Nuclear Weapons Council (NWC) if necessary, to report to the Committees on Appropriations of both Houses of Congress not later than 90 days of enactment of this Act on the following: current surveillance findings regarding the B83-1, to include the results of the past three annual assessments and any identified limitations of the weapon; the estimated cost to maintain the B83-1 beyond its originally planned retirement date and a discussion of potential schedule impacts to other weapons programs; a discussion of suitable replacements that the NWC has considered for the B83-1, to include the B61-12s or the B61-11s soon to be or already in the stockpile, as well as missile warheads. The agreement further directs that NNSA submit the report to the Comptroller General at the same time that it submits it to the Committees on Appropriations of both Houses of Congress, and that the Government Accountability Office review the report

and brief the Committees on its observations not later than 90 days after receipt.

Production Modernization.—The agreement reiterates House direction regarding sustaining beryllium and graphite capabilities.

The agreement reiterates House direction to establish a Center of Excellence.

Plutonium Pit Production.—The agreement reiterates House direction regarding plutonium pit production and clarifies that the plan to complete a resource-loaded integrated master schedule shall include all pit production-related project and program activities that shall provide additional details within high-level milestones for projects based on GAO best practices. The NNSA is directed to continue to provide a clear breakout of costs for activities in future budget requests and to include in future budget requests a breakdown of manpower needs for pit production and all support functions. The agreement includes not less than \$7,000,000 for workforce development and training for Historically Black Colleges and Universities, Hispanic Serving Institutions, and Tribal Colleges and Universities in South Carolina and New Mexico to support pit production. The agreement also includes \$8,000,000 for next-generation machining and assembly technology development for high volume pit production.

Pit and Plutonium Aging.—There is concern with the apparent lack of focus on advancing knowledge regarding pit and plutonium aging since the JASONS conducted its first study in 2006. Given the future needs of the nation's nuclear deterrent, a robust program of research and experimentation is needed. Therefore, NNSA is directed to develop a comprehensive, integrated ten-year research program for pit and plutonium aging that represents a consensus program among the national laboratories and federal sponsors. Such a plan shall include estimated cost of ongoing research, new or upgraded capability needs, and key near-, mid-, and long-range milestones. The plan shall be submitted to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act.

Purified Uranium.—Concerns persist that the NNSA's current plan is ahead of need and may not be the most efficient course of action. The agreement directs the NNSA to perform a business case analysis to include the capabilities of the national laboratories and plants to confirm the best value source is being used and to continue efforts to mature and deploy direct electrolytic reduction technology.

Science.—Within amounts for Academic Alliances, \$5,000,000 shall be for Tribal Colleges and Universities and \$35,000,000 shall be for the Minority Serving Institutions and Partnership Program. The agreement encourages continued research in High Energy Density Plasmas and recognizes the partnerships between laboratories and research universities to address the critical need for skilled graduates to replace an aging workforce at NNSA laboratories. The agreement provides \$8,700,000 for the Joint Program in High Energy Density Laboratory Plasmas in Academic Programs.

Enhanced Capabilities for Subcritical Experiments.—In lieu of House direction, the agreement directs the NNSA to brief the Committees on Appropriations of both Houses of Congress not later

than 90 days after enactment of this Act on the status of the updated performance baseline and a contingency plan if ECSE is not completed on the current schedule.

Inertial Confinement Fusion and High Yield.—Within available funds, not less than \$349,000,000 is for the National Ignition Facility, not less than \$82,000,000 is for OMEGA, not less than \$66,900,000 is for the Z Facility, and not less than \$6,000,000 is for the NIKE Laser at the Naval Research Laboratory. To help address target procurement issues, the agreement directs not less than \$31,000,000 is to be provided by the NNSA to target vendors for target research, development, and fabrication to cost-effectively operate the NIF, Z, and OMEGA Facilities.

Advanced Simulation and Computing.—Within funds provided for Advanced Simulation and Computing, \$25,000,000 shall be for research in, leading to the development of, memory technologies that will drive 40X performance gains beyond that achieved by exascale computing systems for critical mission applications. The Department is directed to brief the Committees on Appropriations of both Houses of Congress not later than 90 days after the enactment of this Act detailing how this money will be spent.

Stockpile Responsiveness Program.—The agreement reiterates House direction on this program.

Weapons Technology and Manufacturing Maturation.—The agreement provides \$10,000,000 within Advanced Manufacturing Development to improve manufacturing and safety.

Partnerships with the Office of Science.—The NNSA is strongly encouraged to develop additional partnerships with the Office of Science to utilize the Advanced Photon Source (APS) and Linac Coherent Light Source (LCLS) x-ray light sources. The NNSA is directed to brief the Committees on Appropriations of both Houses of Congress not later than 90 days of enactment of this Act on its plans to work with the Office of Science to incorporate additional capabilities in the planned upgrades at LCLS and APS that will address NNSA mission needs to interrogate the behavior of materials at length and timescales necessary to study materials aging and modern manufacturing methods.

Uranium Reserve.—In lieu of all direction on the Uranium Reserve program, the agreement provides \$75,000,000 in the Weapons Activities account. NNSA is directed to coordinate with and support the Office of Nuclear Energy in the development and implementation of the program. Further, the Department is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 30 days after enactment of this Act a plan for the proposed establishment of a uranium reserve. The plan shall include the legal authorities in place or needed to establish and operate a uranium reserve, including the purchase, conversion, and sale of uranium; a ten-year implementation plan of the activities for establishment and operations of a uranium reserve; and a ten-year cost estimate. The plan shall also include recommendations for ways to consolidate this program with other existing uranium management activities within the Department to create efficiencies.

Infrastructure & Operations.—The NNSA is directed to proceed with early planning to reach CD-1 for the Heterogeneous Integra-

tion Facility and to keep the Committees on Appropriations of both Houses of Congress informed of any delays or additional funding requirements to meet CD-1. The agreement includes direction for NNSA's Office of Nuclear Materials Integration to develop a plan and cost estimate to establish an analytical testing lab in partnership with NNSS. The agreement recognizes that trusted microelectronics are a national security priority and continues to support plans to upgrade the capability for producing trusted and strategic radiation-hardened microelectronics to ensure the safety, security, reliability, and effectiveness of the nation's nuclear deterrent.

Defense Nuclear Security.—The NNSA is encouraged to complete CD-1 and proceed expeditiously to construction for Project 17—D-710, West End Protected Area Reduction, Y-12.

DEFENSE NUCLEAR NONPROLIFERATION

The agreement provides \$2,260,000,000 for Defense Nuclear Nonproliferation.

The agreement provides not less than \$5,000,000 for research and engagement on applications of nuclear security, safeguards, and export controls for advanced nuclear reactor designs.

The Committee directs NNSA to cooperate and support the Office of Nuclear Energy in developing safeguards concepts, policies, and technologies to address the proliferation challenges unique to advanced nuclear reactors. Further, NNSA shall work with the Nuclear Regulatory Commission and the national laboratories and industry to ensure the implementation of “safeguards-by-design” features in advanced nuclear reactors.

Domestic Radiological Security.—Within available funds, not less than \$65,000,000 is for the Cesium Irradiator Replacement Program. Within this amount, \$30 million is to address recovery and decontamination efforts associated with the container breach and release of material in Seattle, Washington on May 2, 2019. Within available funds, the agreement encourages the Y-12 National Security Complex's Nuclear and Radiological Field Training Center to partner with interested State or local governments to improve capabilities to train first responders, National Guard specialized units, and other experts in nuclear operations, safeguards, cyber, and emergency operations.

Material Management and Minimization.—Within amounts for Laboratory and Partnership Support, \$50,000,000 is for the competitively-awarded funding opportunity to expedite the establishment of a stable domestic source of Mo-99 without the use of highly enriched uranium that was directed in the Energy and Water Development and Related Agencies Appropriations Act, 2020, and \$10,000,000 is to facilitate interactions between the national laboratories, production facilities, and the private sector in this area. The agreement reiterates House direction regarding a plan on Mo-99.

DNN R&D.—The agreement includes \$15,000,000 for University Consortia and Nonproliferation Steward. The agreement includes House direction regarding evaluating a nuclear materials processing testbed. Funding is provided above the request to advance U.S. capabilities to detect and characterize low yield and evasive underground nuclear explosions and weaponization activities.

NAVAL REACTORS

(INCLUDING TRANSFER OF FUNDS)

The agreement provides \$1,684,000,000 for Naval Reactors.

The agreement fully funds important national priorities, including the Columbia-class replacement submarine design, the prototype refueling, and the Spent Fuel Handling Recapitalization Project. Naval Reactors currently relies on highly enriched uranium from weapons that have been removed from the stockpile to fuel the Navy's aircraft carriers and submarines. Naval Reactors is encouraged to continue working with the NNSA to ensure there is a long-term plan that meets the Navy's needs for highly enriched uranium.

Naval Reactors Development.—With the completion of the Columbia-class and the S8G Prototype Refueling on the horizon, it is important for Naval Reactors to have a solid research and development plan for the future. Naval Reactors is directed to provide to the Committees on Appropriations of both Houses of Congress not later than 90 days after the enactment of this Act a report on its current and planned research and development activities.

S8G Prototype Refueling.—On-time completion of the prototype refueling is important to demonstrating technology advancements for fleet application. Therefore, the agreement fully funds the budget request and directs Naval Reactors to ensure continued focus on this high priority until all refueling activities are finished.

FEDERAL SALARIES AND EXPENSES

The agreement provides \$443,200,000 for Federal Salaries and Expenses.

The agreement reiterates House direction regarding developing a plan for expedited hiring. The agreement recognizes the importance of recruiting and retaining the highly skilled personnel needed to meet NNSA's important mission. The NNSA is directed to continue providing monthly updates on the status of hiring and retention.

ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES

DEFENSE ENVIRONMENTAL CLEANUP

The agreement provides \$6,426,000,000 for Defense Environmental Cleanup. Within available funds, the Department is directed to fund the hazardous waste worker training program at \$10,000,000.

Future Budgets Requests.—The agreement directs the Department to include out-year funding projections in the annual budget request for Environmental Management and an estimate of the total cost and time to complete cleanup at each site.

Richland.—Additional funding is provided to continue cleanup of the 300–296 waste site under the 324 Building; increased surveillance and maintenance and risk reduction activities associated with legacy waste sites as recommended in the February 2020 Government Accountability Office Report; and community and regulatory support. Within available funds for Central Plateau Remediation, not less than \$28,000,000 is provided for groundwater reme-

diation and site critical infrastructure. The agreement also includes \$2,500,000 to develop in-depth plans and processes for the permanent off-site removal of Sr-90 capsules currently stored at the West Encapsulation and Storage Facility. Further, within available funds, the agreement provides not less than \$8,500,000 for the Hazardous Materials Management and Emergency Response facilities.

The Department is directed to carry out maintenance and public safety efforts at historical sites, including the B Reactor. This includes facility improvements needed to expand public access and interpretive programs. None of the Richland Operations funds shall be used to directly carry out waste removal or treatment activities within the Office of River Protection's tank farms.

Office of River Protection.—Funds above the budget request are provided to continue tank waste retrievals and design and construct facilities necessary to meet near-term waste treatment goals. Funds are also provided to resume full engineering, procurement, and construction work on the High-Level Waste Treatment Facility and to ensure compliance with the 2016 Consent Decree and Tri-Party Agreement milestones. Funds that support the Waste Treatment Plant project are provided separately for: 1) Low-Activity Waste Treatment Facility, Analytical Laboratory, and Balance of Facilities; 2) High-Level Waste Treatment Facility; 3) Pre-Treatment Facility; and 4) Low Activity Waste Pretreatment System. The Department shall not move forward with placing the High-Level Waste Treatment Facility and Pre-Treatment Facility into preservation mode for any length of time.

The agreement notes that the budget request does not include funding for low level waste offsite disposal but that fiscal year 2020 funds are still available for this purpose. Accordingly, the recommendation provides no new funds for this effort and the Department shall provide notification to the Committee if any additional funds are proposed for this project, including the amount and source of funds.

The Department is reminded that meeting the Consent Decree milestone for operations of Direct Feed Low Activity Waste must remain the Department's top focus within the Office of River Protection.

Idaho Site.—The agreement includes House direction regarding the consideration of a university-led center. Efforts to analyze alternatives for the future of spent fuel facilities at Idaho to include multi-purpose canisters are supported.

NNSA Sites.—The agreement rejects the proposed rescission of funds previously directed to address high-risk and legacy contamination at Lawrence Livermore National Laboratory. The Department has not yet submitted the ten-year plan for decommissioning excess facilities at Livermore and is directed to provide the report expeditiously to enable Congressional oversight.

Within the funds provided for Los Alamos National Laboratory, the agreement provides \$3,394,000 for continued support of Miscellaneous Programs and Agreements in Principle. The agreement also provides \$6,000,000 for well R-72.

Oak Ridge Reservation.—Additional funds above the budget request are recommended to address the growing backlog of deferred

maintenance associated with Environmental Management owned facilities. The Department should also focus on the cleanup of excess contaminated facilities, many of which are on the Department's list of high-risk facilities, to reduce threats to worker safety and health and to provide for future use, including remaining cleanup at the biology complex. Remediation of mercury contamination is an important precursor to full site remediation. Reducing the mercury being released into the East Fork of Poplar Creek continues to be among the highest priorities for the site.

The agreement provides \$5,900,000 for Community and Regulatory Support but notes the Department has not provided the work plan from the State of Tennessee. Continued funding is contingent upon measurable progress in review and disposition of regulatory documents necessary for cleanup at the site. The agreement also provides \$55,000,000 for disposition of material in Building 3019 and supports the Department's current approach to expedite the disposition using a public-private partnership that will reduce the overall cost of cleanup. The U-233 Disposition Program must remain a high priority for the site.

Concerns persist regarding the delays in issuing the Record of Decision for the new landfill and notes the Department has not provided the results of the evaluation of the cost of onsite disposal compared to the offsite disposal, and the economic impact to the local community. The Department is directed to brief the Committees on Appropriations of both Houses of Congress on this topic not later than 30 days after the enactment of this Act.

The Department is reminded that completion of preparations for hot cell processing and the start of hot cell processing and continued extraction of Thorium-229 must remain a priority.

Savannah River Site.—The agreement provides \$1,531,659,000 for the Savannah River Site, an increase of \$75,887,000 from fiscal year 2020. Within available funds, not less than \$3,000,000 is for disposition of spent fuel from the High Flux Isotope Reactor. Within available funds for Risk Management Operations, the agreement provides \$5,000,000 for remediation of the D-Area and \$20,000,000 for H-Canyon operations.

Waste Isolation Pilot Plant (WIPP).—The agreement supports the continued modernization of underground equipment to zero-emission battery-electric vehicles or very low emission equipment.

The agreement does not include funding for infrastructure improvements as outlined in the House report but directs the Department provide a report to the Committees on Appropriations of both Houses of Congress not later than 90 days after the enactment of this Act on WIPP-related road usage and future funding needs for this activity. The report may be coordinated with the State of New Mexico and shall include data from 1992 to 2020 that outlines WIPP-related road usage compared to other heavy road users, including the oil and gas industry and how previously appropriated funding for these activities were used. The report should also include a plan for future funding including specific cost estimates for each road, highway, and location planned for improvement.

Technology Development and Demonstration.—Within available funds, \$5,000,000 is provided for the National Spent Nuclear Fuel Program to address issues related to storing, transporting, proc-

essing, and disposing of Department-owned and managed spent nuclear fuel, with additional House direction; \$5,000,000 is provided for work on qualification, testing and research to advance the state-of-the-art on containment ventilation systems; and not less than \$5,000,000 is recommended to fund the existing cooperative agreement with the Consortium for Risk Evaluation with Stakeholder Participation. The agreement supports the Department's efforts to expand technology development and demonstration to address its long-term and technically complex cleanup challenges.

OTHER DEFENSE ACTIVITIES

The agreement provides \$920,000,000 for Other Defense Activities. With respect to Order 140.1, concerns persist with the Department's continued desire to reshape, often without merit, the Department's interactions with the Defense Nuclear Facilities Safety Board. Additionally, concerns persist regarding the Department's Order 140.1, and the Department is directed to brief the Committees on Appropriations of both Houses of Congress not later than 30 days after the enactment of this Act on the revised Order. Further, the Department is directed to work with the Board to establish a bilateral Memorandum of Understanding between the two agencies to assure operational interface issues between the two agencies are fully resolved.

Within available funds for Environment, Health, Safety and Security, the agreement provides not less than \$1,000,000 for the Epidemiologic Study of One Million U.S. Radiation Workers and Veterans, which was originally approved by the Office of Science in 2012.

The agreement includes \$12,000,000 above the budget request for targeted investments to defend the U.S. energy sector against the evolving threat of cyber and other attacks in support of the resiliency of the nation's electric grid and energy infrastructure.

POWER MARKETING ADMINISTRATIONS

The agreement recognizes the important role the Power Marketing Administrations [PMAs] play in delivering affordable power, maintaining grid reliability, and supporting the Nation's federal multi-purpose water projects. The Department's request to divest the transmission assets of the Bonneville Power Administration, Southwestern Power Administration, and Western Area Power Administration could increase costs for millions of consumers, decrease grid reliability, and reduce services to rural communities. No funds are recommended to divest transmission assets of the PMAs. Further, the agreement reminds the Department of the prohibition on studying transfer of PMA assets, included in the Urgent Supplemental Appropriations Act, 1986 (Public Law 99-349).

BONNEVILLE POWER ADMINISTRATION FUND

The agreement provides no appropriation for the Bonneville Power Administration, which derives its funding from revenues deposited into the Bonneville Power Administration Fund.

OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
ADMINISTRATION

The agreement provides a net appropriation of \$0 for the Southeastern Power Administration.

OPERATION AND MAINTENANCE, SOUTHWESTERN POWER
ADMINISTRATION

The agreement provides a net appropriation of \$10,400,000 for the Southwestern Power Administration. To ensure sufficient authority to meet purchase power and wheeling needs, the agreement includes \$19,000,000 above the level credited as offsetting collections by the Congressional Budget Office.

CONSTRUCTION, REHABILITATION, OPERATION AND MAINTENANCE,
WESTERN AREA POWER ADMINISTRATION

The agreement provides a net appropriation of \$89,372,000 for the Western Area Power Administration. To ensure sufficient authority to meet purchase power and wheeling needs, the agreement includes \$20,000,000 above the level credited as offsetting collections by the Congressional Budget Office.

FALCON AND AMISTAD OPERATING AND MAINTENANCE FUND

The agreement provides a net appropriation of \$228,000 for the Falcon and Amistad Operating and Maintenance Fund.

FEDERAL ENERGY REGULATORY COMMISSION
SALARIES AND EXPENSES

The agreement provides \$404,350,000 for the Federal Energy Regulatory Commission (FERC). Revenues for FERC are set to an amount equal to the budget authority, resulting in a net appropriation of \$0.

Interregional transmission planning is important to the effective deployment of renewable energy sources, and FERC is encouraged to undertake a review to evaluate the effectiveness of its existing interregional transmission coordination requirements and consider specific improvements to those requirements that would better promote the identification and development of more efficient and cost-effective transmission facilities and cost allocation methodologies that reflect the multiple benefits provided by interregional transmission facilities.

FERC is encouraged to prioritize meaningful opportunities for public engagement and coordination with state and local governments in the federal permitting and review processes of energy infrastructure proposals. Specifically, review processes should remain transparent and consistent, and ensure the health, safety, and security of the environment and each affected community.

Dam safety is a critical part of FERC's hydropower program and a shared responsibility with the states. FERC is encouraged to conduct a technical conference with the participation of states on the topic of improving dam safety.

FERC is directed to submit to the Committees on Appropriations of both Houses of Congress not later than 180 days after enactment of this Act a report detailing how it will establish and operate the Office of Public Participation required under section 319 of the Federal Power Act, beginning in fiscal year 2022. As part of the report, FERC shall provide an organizational structure and budget for the office sufficient to carry out its statutory obligations. The report shall assume that funding for the Office of Public Participation will be derived through annual charges and filing fees as authorized by the Federal Power Act and the Omnibus Budget Reconciliation Act of 1986.

Interstate Pipeline Reliability.—On September 23, 2020, the Government Accountability Office (GAO) published a report, *Interstate Transportation of Natural Gas Is Generally Reliable, but FERC Should Better Identify and Assess Emerging Risks* (GAO–20–658), which recommended FERC use all available information to identify and assess risks to the reliability of natural gas transmission service and to develop and document appropriate responses to service disruptions. FERC is directed to provide the Committees on Appropriations of both Houses of Congress not later than 60 days after enactment of this Act a briefing on implementation of GAO’s recommendations. Further, FERC, in consultation with state regulators and the Pipeline and Hazardous Materials Safety Administration, is directed to submit to the Committees not later than 120 days after enactment of this Act a report on broader efforts to work with natural gas pipeline operators to ensure the reliability of the interstate natural gas pipeline system and include any statutory or regulatory barriers to achieving this goal.

GENERAL PROVISIONS—DEPARTMENT OF ENERGY

(INCLUDING TRANSFER OF FUNDS)

The agreement includes a provision prohibiting the use of funds provided in this title to initiate requests for proposals, other solicitations, or arrangements for new programs or activities that have not yet been approved and funded by Congress; requires notification or a report for certain funding actions; prohibits funds to be used for certain multi-year “Energy Programs” activities without notification; and prohibits the obligation or expenditure of funds provided in this title through a reprogramming of funds except in certain circumstances. The notification requirements in the provision also apply to the modification of any grant, contract, or Other Transaction Agreement where funds are allocated for new programs, projects, or activities not covered by a previous notification.

The agreement includes a provision authorizing intelligence activities of the Department of Energy for purposes of section 504 of the National Security Act of 1947.

The agreement includes a provision prohibiting the use of funds in this title for capital construction of high hazard nuclear facilities, unless certain independent oversight is conducted.

The agreement includes a provision prohibiting the use of funds in this title to approve critical decision-2 or critical decision-3 for certain construction projects, unless a separate independent cost estimate has been developed for that critical decision.

The agreement includes a provision regarding authority to release refined petroleum product from the Strategic Petroleum Reserve.

The agreement includes a provision regarding environmental stewardship and endangered species recovery efforts.

DEPARTMENT OF ENERGY					
(Amounts in thousands)					
	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
ENERGY PROGRAMS					
ENERGY EFFICIENCY AND RENEWABLE ENERGY					
Sustainable Transportation:					
Vehicle Technologies.....	396,000	74,400	400,000	+4,000	+325,600
Bioenergy Technologies.....	259,500	44,500	255,000	-4,500	+210,500
Hydrogen and Fuel Cell Technologies.....	150,000	42,000	150,000	---	+108,000
Subtotal, Sustainable Transportation.....	805,500	160,900	805,000	-500	+644,100
Renewable Energy:					
Solar Energy Technologies.....	280,000	67,000	280,000	---	+213,000
Wind Energy Technologies.....	104,000	22,100	110,000	+6,000	+87,900
Water Power Technologies.....	148,000	45,000	150,000	+2,000	+105,000
Geothermal Technologies.....	110,000	26,000	106,000	-4,000	+80,000
Subtotal, Renewable Energy.....	642,000	160,100	646,000	+4,000	+485,900
Energy Efficiency:					
Advanced Manufacturing.....	395,000	94,600	396,000	+1,000	+301,400
Building Technologies.....	285,000	61,000	290,000	+5,000	+229,000
Federal Energy Management Program.....	40,000	8,400	40,000	---	+31,600
Weatherization.....	305,000	---	310,000	+5,000	+310,000
Weatherization assistance program.....	3,500	---	5,000	+1,500	+5,000
Training and technical assistance.....	---	---	---	---	---
Subtotal, Weatherization.....	308,500	---	315,000	+6,500	+315,000

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

State Energy Program Grants.....	62,500	---	62,500	---	+62,500
Subtotal, Weatherization and Intergovernmental Program.....	371,000	---	377,500	+6,500	+377,500
Subtotal, Energy Efficiency.....	1,091,000	164,000	1,103,500	+12,500	+939,500
Corporate Support: Facilities and Infrastructure: National Renewable Energy Laboratory (NREL).....	130,000	107,000	130,000	---	+23,000
Program Direction	165,000	122,563	165,000	---	+42,437
Strategic Programs.....	14,500	5,000	14,500	---	+9,500
Subtotal, Corporate Support.....	309,500	234,563	309,500	---	+74,937
Subtotal, Energy Efficiency and Renewable Energy..	2,848,000	719,563	2,884,000	+16,000	+2,144,437
Rescission.....	-58,000	---	-2,240	+55,760	-2,240
TOTAL, ENERGY EFFICIENCY AND RENEWABLE ENERGY.....	2,790,000	719,563	2,861,760	+71,760	+2,142,197
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DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request
CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY RESPONSE					
Cybersecurity for Energy Delivery Systems.....	95,000	103,100	96,000	+1,000	-7,100
Infrastructure Security and Energy Restoration.....	48,000	70,000	48,000	---	-22,000
Program Direction.....	13,000	11,521	12,000	-1,000	+479
TOTAL, CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY RESPONSE.....	156,000	184,621	156,000	---	-28,621
ELECTRICITY					
Transmission Reliability and Resilience.....	57,000	55,950	48,220	-8,780	-7,730
Resilient Distribution Systems.....	45,000	18,300	50,000	+5,000	+31,700
Energy Storage:					
Research.....	55,000	43,500	57,000	+2,000	+13,500
Construction: 20-0E-100 Grid Storage Launchpad.....	1,000	40,000	23,000	+22,000	-17,000
Subtotal, Energy Storage.....	56,000	83,500	80,000	+24,000	-3,500
Transformer Resilience and Advanced Components.....	7,000	9,000	7,500	+500	-1,500
DCEI Energy Mission Assurance.....	---	1,650	1,000	+1,000	-650
Transmission Permitting and Technical Assistance.....	7,000	7,000	7,000	---	---
Program Direction.....	18,000	19,645	18,000	---	-1,645
TOTAL, ELECTRICITY.....	190,000	195,045	211,720	+21,720	+16,675

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
NUCLEAR ENERGY					
Research and Development:					
Integrated University Program.....	5,000	---	5,000	---	+5,000
STEP R&D.....	5,000	---	5,000	---	+5,000
Nuclear Energy Enabling Technologies:					
Crosscutting Technology Development.....	25,000	28,000	28,000	+3,000	---
Joint Modeling and Simulation Program.....	35,000	30,000	35,000	---	+5,000
Nuclear Science User Facilities.....	30,000	28,000	30,000	---	+2,000
Transformational Challenger Reactor.....	23,450	30,000	29,869	+6,419	-131
Subtotal, Nuclear Energy Enabling Technologies..	113,450	116,000	122,869	+9,419	+6,869
Fuel Cycle Research and Development:					
Front End Fuel Cycle:					
Mining, Conversion, and Transportation.....	2,000	2,000	2,000	---	---
Civil Nuclear Enrichment.....	40,000	40,000	40,000	---	---
Subtotal, Front End Fuel Cycle.....	42,000	42,000	42,000	---	---
Material Recovery and Waste Form Development.....	30,000	12,000	25,000	-5,000	+13,000
Advanced Fuels:					
Accident Tolerant Fuels.....	95,600	36,000	105,800	+10,200	+69,800
Triso Fuel and Graphite Qualification.....	30,000	34,000	36,000	+6,000	+2,000
Subtotal, Advanced Fuels.....	125,600	70,000	141,800	+16,200	+71,800

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Fuel Cycle Laboratory R&D.....	20,000	3,000	20,000	---	+17,000
Used Nuclear Fuel Disposition R&D.....	62,500	60,000	62,500	---	+2,500
Integrated Waste Management System.....	25,000	---	18,000	-7,000	+18,000
Subtotal, Fuel Cycle Research and Development...	305,100	187,000	309,300	+4,200	+122,300
Reactor Concepts RD&D:					
Advanced Small Modular Reactor RD&D.....	100,000	10,000	115,000	+15,000	+105,000
Light Water Reactor Sustainability.....	47,000	30,500	47,000	---	+16,500
Advanced Reactor Technologies.....	55,000	71,000	46,000	-9,000	-25,000
Versatile Advanced Test Reactor R&D.....	65,000	---	---	-65,000	---
Subtotal, Reactor Concepts RD&D.....	267,000	111,500	208,000	-59,000	+96,500
Versatile Test Reactor Project:					
Other Project Costs.....	---	33,000	43,000	+43,000	+10,000
21-E-200 VTR Project.....	---	262,000	2,000	+2,000	-260,000
Subtotal, Versatile Test Reactor Project.....	---	295,000	45,000	+45,000	-250,000
Advanced Reactors Demonstration Program:					
National Reactor Innovation Center.....	20,000	10,000	30,000	+10,000	+20,000
Demonstration 1.....	80,000	---	80,000	---	+80,000
Demonstration 2.....	80,000	---	80,000	---	+80,000
Risk Reduction for Future Demonstrations.....	30,000	---	40,000	+10,000	+40,000

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Regulatory Development.....	15,000	7,500	15,000	---	+7,500
Advanced Reactors Safeguards.....	5,000	2,500	5,000	---	+2,500
Subtotal, Advanced Reactors Demonstration Program.....	230,000	20,000	250,000	+20,000	+230,000
Subtotal, Research and Development.....	925,550	729,500	945,169	+19,619	+215,669
Infrastructure:					
ORNL Nuclear Facilities O&M.....	20,000	---	20,000	---	+20,000
INL Facilities Operations and Maintenance.....	280,000	208,000	280,000	---	+72,000
Research Reactor Infrastructure	9,000	11,500	11,500	+2,500	---
Construction:					
16-E-200 Sample Preparation Laboratory, INL.....	25,450	18,000	26,000	+550	+8,000
Subtotal, Construction.....	25,450	18,000	26,000	+550	+8,000
Subtotal, Infrastructure.....	334,450	237,500	337,500	+3,050	+100,000
Idaho Site-wide Safeguards and Security.....	153,408	137,800	149,800	-3,608	+12,000
Program Direction.....	80,000	75,131	75,131	-4,869	---
TOTAL, NUCLEAR ENERGY.....	1,493,408	1,179,931	1,507,600	+14,192	+327,669
URANIUM RESERVE PROGRAM.....	---	150,000	---	---	-150,000

DEPARTMENT OF ENERGY
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
FOSSIL ENERGY RESEARCH AND DEVELOPMENT					
CCUS and Power Systems:					
Carbon Capture.....	117,800	78,000	126,300	+8,500	+48,300
Carbon Utilization.....	---	15,000	23,000	+23,000	+8,000
Carbon Storage.....	100,000	30,000	79,000	-21,000	+49,000
Advanced Energy Systems.....	120,000	285,400	122,000	+2,000	-163,400
Cross Cutting Research.....	56,000	101,750	72,000	+16,000	-29,750
NETL Coal Research and Development.....	61,000	36,000	---	-61,000	-36,000
STEP (Supercritical CO2).....	16,000	---	14,500	-1,500	+14,500
Transformational Coal Pilots.....	20,000	---	10,000	-10,000	+10,000
Subtotal, CCUS and Power Systems.....	490,800	546,150	446,800	-44,000	-99,350
Natural Gas Technologies:					
Research.....	51,000	15,000	57,000	+6,000	+42,000
Unconventional Fossil Energy Technologies from					
Petroleum - Oil Technologies.....	46,000	17,000	46,000	---	+29,000
Program Direction.....	61,500	62,451	61,500	---	-951
Special Recruitment Programs.....	700	900	700	---	-200
NETL Research and Operations.....	50,000	46,000	83,000	+33,000	+37,000
NETL Infrastructure.....	50,000	43,100	55,000	+5,000	+11,900
TOTAL, FOSSIL ENERGY RESEARCH AND DEVELOPMENT.....	750,000	730,601	750,000	---	+19,399
NAVAL PETROLEUM AND OIL SHALE RESERVES.....					
	14,000	13,006	13,006	-994	---

DEPARTMENT OF ENERGY					
(Amounts in thousands)					
	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
STRATEGIC PETROLEUM RESERVE					
Strategic Petroleum Reserve.....	195,000	187,081	188,000	-7,000	+919
Sale of Crude Oil.....	-450,000	---	---	+450,000	---
Use of Sale Proceeds.....	450,000	---	---	-450,000	---
TOTAL, STRATEGIC PETROLEUM RESERVE.....	195,000	187,081	188,000	-7,000	+919
SPR PETROLEUM ACCOUNT					
SPR Petroleum Reserve.....	10,000	---	1,000	-9,000	+1,000
Sale of Crude Oil.....	---	-87,000	---	---	+87,000
Use of Sale Proceeds.....	---	19,000	---	---	-19,000
TOTAL, SPR PETROLEUM ACCOUNT.....	10,000	-68,000	1,000	-9,000	+69,000
NORTHEAST HOME HEATING OIL RESERVE					
Northeast Home Heating Oil Reserve.....	10,000	---	6,500	-3,500	+6,500
Sale of Northeast Home Heating Oil Reserve.....	---	-84,000	---	---	+84,000
TOTAL, NORTHEAST HOME HEATING OIL RESERVE.....	10,000	-84,000	6,500	-3,500	+90,500

DEPARTMENT OF ENERGY					
(Amounts in thousands)					
	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request
ENERGY INFORMATION ADMINISTRATION.....	126,800	128,710	126,800	---	-1,910
NON-DEFENSE ENVIRONMENTAL CLEANUP					
Fast Flux Test Reactor Facility (WA).....	2,500	2,500	2,500	---	---
Gaseous Diffusion Plants.....	113,085	115,554	115,554	+2,469	---
Small Sites.....	127,000	69,653	110,933	-16,067	+41,280
West Valley Demonstration Project.....	75,215	88,113	88,113	+12,898	---
Management and Storage of Elemental Mercury.....	1,200	---	2,100	+900	+2,100
Mercury Receipts.....	---	-3,000	3,000	+3,000	+6,000
Use of Mercury Receipts.....	---	3,000	-3,000	-3,000	-6,000
Community and Regulatory Support.....	200	---	---	-200	---
TOTAL, NON-DEFENSE ENVIRONMENTAL CLEANUP.....	319,200	275,820	319,200	---	+43,380
URANIUM ENRICHMENT DECONTAMINATION AND DECOMMISSIONING FUND					
Oak Ridge.....	195,693	144,701	134,701	-60,992	-10,000
Nuclear Facility D&D, Paducah.....	240,000	206,518	240,000	---	+33,482
Portsmouth: Nuclear Facility D&D, Portsmouth.....	367,193	351,854	367,193	---	+15,339
Construction: 15-U-408 On-site Waste Disposal Facility, Portsmouth.....	41,102	46,639	46,639	+5,537	---

DEPARTMENT OF ENERGY
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill vs Request
20-U-401 On-site Waste Disposal Facility (Cell Line 2&3).....	10,000	16,500	16,500	+6,500	---
Subtotal, Portsmouth.....	418,295	414,983	430,332	+12,037	+15,339
Pension and Community and Regulatory Support.....	21,762	18,748	30,967	+9,205	+12,219
Title X Uranium/Thorium Reimbursement Program.....	5,250	21,284	5,000	-250	-16,284
TOTAL, UED&D FUND.....	881,000	808,244	841,000	-40,000	+34,756

SCIENCE

Advanced Scientific Computing Research:					
Research.....	791,265	819,106	846,055	+54,790	+26,949
Construction:					
17-SC-20 Office of Science Exascale Computing Project (SC-ECP).....	188,735	168,945	168,945	-19,790	---
Subtotal, Advanced Scientific Computing Research.....	980,000	988,051	1,015,000	+35,000	+26,949
Basic Energy Sciences:					
Research.....	1,853,000	1,751,673	1,856,000	+3,000	+104,327
Construction:					
13-SC-10 LINAC coherent light source II (LCLS-II), SLAC.....	---	---	33,000	+33,000	+33,000

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 Vs Enacted	Final B111 Vs Request
18-SC-10 Advanced Photon Source Upgrade (APS-U), ANL.....	170,000	150,000	160,000	-10,000	+10,000
18-SC-11 Spallation Neutron Source Proton Power Upgrade (PPU), ORNL.....	60,000	5,000	52,000	-8,000	+47,000
18-SC-12 Advanced Light Source Upgrade (ALS-U), LBNL.....	60,000	13,000	62,000	+2,000	+49,000
18-SC-13 Linac Coherent Light Source-II-High Energy (LCLS-II-HE), SLAC.....	50,000	14,000	52,000	+2,000	+38,000
19-SC-14 Second Target Station (STS), ORNL.....	20,000	1,000	29,000	+9,000	+28,000
21-SC-10 Cryomodule Repair and Maintenance Facility.....	---	1,000	1,000	+1,000	---
Subtotal, Construction.....	360,000	184,000	389,000	+29,000	+205,000
Subtotal, Basic Energy Sciences.....	2,213,000	1,935,673	2,245,000	+32,000	+309,327
Biological and Environmental Research.....	750,000	516,934	753,000	+3,000	+236,066
Fusion Energy Sciences Research.....	414,000	313,151	415,000	+1,000	+101,849
Construction: 14-SC-60 U.S. Contributions to ITER (U.S. ITER). 20-SC-61 Matter in Extreme Conditions (MEC) Petawatt Upgrade, SLAC.....	242,000	107,000	242,000	---	+135,000
Subtotal, Construction.....	15,000	5,000	15,000	---	+10,000
Subtotal, Fusion Energy Sciences.....	257,000	112,000	257,000	---	+145,000
Subtotal, Fusion Energy Sciences.....	671,000	425,151	672,000	+1,000	+246,849

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request
High Energy Physics Research.....	814,000	697,631	794,000	-20,000	+96,369
Construction:					
11-SC-40 Long Baseline Neutrino Facility / Deep Underground Neutrino Experiment (LBNF/DUNE), FINAL.....	171,000	100,500	171,000	---	+70,500
11-SC-41 Muon to electron conversion experiment, FINAL.....	---	---	2,000	+2,000	+2,000
18-SC-42 Proton Improvement Plan II (PIP-II), FINAL.....	60,000	20,000	79,000	+19,000	+59,000
Subtotal, Construction.....	231,000	120,500	252,000	+21,000	+131,500
Subtotal, High Energy Physics.....	1,045,000	818,131	1,046,000	+1,000	+227,869
Nuclear Physics Research.....	660,000	635,027	690,700	+30,700	+55,673
Construction:					
14-SC-50 Facility for Rare Isotope Beams, MSU.....	40,000	5,300	5,300	-34,700	---
20-SC-51 U.S. Stable Isotope Production and Research Center, ORNL.....	12,000	12,000	12,000	---	---
20-SC-52 Electron Ion Collider, BNL.....	1,000	1,000	5,000	+4,000	+4,000
Subtotal, Construction.....	53,000	18,300	22,300	-30,700	+4,000
Subtotal, Nuclear Physics.....	713,000	653,327	713,000	---	+59,673

DEPARTMENT OF ENERGY
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Workforce Development for Teachers and Scientists.....	28,000	20,500	29,000	+1,000	+8,500
Science Laboratories Infrastructure:					
Infrastructure Support:					
Payment in Lieu of Taxes.....	4,540	4,650	4,650	+110	---
Oak Ridge Landlord.....	5,610	5,860	5,860	+250	---
Facilities and Infrastructure.....	56,850	6,200	29,790	-27,060	+23,590
Oak Ridge Nuclear Operations.....	26,000	6,000	26,000	---	+20,000
Subtotal, Infrastructure Support.....	93,000	22,710	66,300	-26,700	+43,590
Construction:					
17-SC-71 Integrated Engineering Research Center,					
FINAL.....	22,000	12,000	10,250	-11,750	-1,750
18-SC-71 Energy Sciences Capability, PNNL.....	23,000	23,000	23,000	---	---
19-SC-71 Science User Support Center, BNL.....	20,000	7,000	20,000	---	+13,000
19-SC-72 Electrical Capacity and Distribution					
Capability, ANL.....	30,000	---	---	-30,000	---
19-SC-73 Translational Research Capability, ORNL..	25,000	10,000	22,000	-3,000	+12,000
19-SC-74 BiEPIC, LBNL.....	15,000	6,000	20,000	+5,000	+14,000
20-SC-71 Critical Utilities Rehabilitation					
Project BNL.....	20,000	15,000	20,000	---	+5,000
20-SC-72 Seismic and Safety Modernization, LBNL...	10,000	10,000	5,000	-5,000	-5,000
20-SC-73 CEBAF Renovation and Expansion, JUNA...	2,000	2,000	2,000	---	---
20-SC-74 Craft Resources Support Facility, ORNL ..	15,000	25,000	25,000	+10,000	---
20-SC-75 Large Scale Collaboration Center, SLAC ..	11,000	8,000	11,000	---	+3,000

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 Vs Enacted	Final B111 Vs Request
20-SC-76 Tritium System Demolition and Disposal, PPPL.....	13,000	19,400	13,000	---	-6,400
20-SC-77 Argonne Utilities Upgrade, ANL	500	2,000	500	---	-1,500
20-SC-78 Linear Assets Modernization Project, LBNL	500	2,000	500	---	-1,500
20-SC-79 Critical Utilities Infrastructure Revitalization, SLAC	500	2,000	500	---	-1,500
20-SC-80 Utilities Infrastructure Project, FNAL	500	2,000	500	---	-1,500
21-SC-71 Princeton Plasma Innovation Center, PPPL	---	2,000	150	+150	-1,850
21-SC-72 Critical Infrastructure Recovery & Renewal, PPPL.....	---	2,000	150	+150	-1,850
21-SC-73 Ames Infrastructure Modernization.....	---	2,000	150	+150	-1,850
Subtotal, Construction.....	208,000	151,400	173,700	-34,300	+22,300
Subtotal, Science Laboratories Infrastructure.....	301,000	174,110	240,000	-61,000	+65,890
Safeguards and Security.....	112,700	115,623	121,000	+8,300	+5,377
Program Direction.....	186,300	190,306	192,000	+5,700	+1,694
TOTAL, SCIENCE.....	7,000,000	5,837,806	7,026,000	+26,000	+1,188,194
NUCLEAR WASTE DISPOSAL.....	---	27,500	27,500	+27,500	---
ADVANCED RESEARCH PROJECTS AGENCY-ENERGY	390,000	---	392,000	+2,000	+392,000
ARPA-E Projects.....	35,000	21,266	36,000	---	+13,744
Program Direction.....					

DEPARTMENT OF ENERGY					
(Amounts in thousands)					
	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request
Rescission of Prior Year Balances.....	---	-332,000	---	---	+332,000
TOTAL, ARPA-E.....	425,000	-310,744	427,000	+2,000	+737,744
TITLE 17 - INNOVATIVE TECHNOLOGY LOAN GUARANTEE PGM					
Administrative Expenses.....	32,000	3,000	32,000	---	+29,000
Offsetting Collection.....	-3,000	-3,000	-3,000	---	---
Rescission.....	---	-160,659	---	---	+160,659
Rescission of emergency funding.....	---	---	-392,000	-392,000	-392,000
Cancellation of Commitment Authority.....	---	-224,000	---	---	+224,000
TOTAL, TITLE 17 - INNOVATIVE TECHNOLOGY LOAN GUARANTEE PROGRAM.....	29,000	-384,659	-363,000	-392,000	+21,659
ADVANCED TECHNOLOGY VEHICLES MANUFACTURING LOAN PGM					
Administrative Expenses.....	5,000	---	5,000	---	+5,000
Rescission of emergency funding.....	---	---	-1,908,000	-1,908,000	-1,908,000
TOTAL, ADVANCED TECHNOLOGY VEHICLES MANUFACTURING LOAN PROGRAM.....	5,000	---	-1,903,000	-1,908,000	-1,903,000
TRIBAL ENERGY LOAN GUARANTEE PROGRAM					
Administrative Expenses.....	2,000	---	2,000	---	+2,000

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Rescission.....	---	-8,500	---	---	+8,500
TOTAL, TRIBAL ENERGY LOAN GUARANTEE PROGRAM.....	2,000	-8,500	2,000	---	+10,500
OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS					
Indian Energy Program.....	17,000	4,479	17,000	---	+12,521
Program Direction.....	5,000	3,526	5,000	---	+1,474
TOTAL, OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS.....	22,000	8,005	22,000	---	+13,995

DEPARTMENTAL ADMINISTRATION

Administrative Operations:					
Salaries and Expenses:					
Office of the Secretary.....	5,119	5,582	5,582	+463	---
Congressional and Intergovernmental Affairs.....	4,395	5,616	5,000	+605	-616
Chief Financial Officer.....	52,000	53,590	53,590	+1,590	-1
Economic Impact and Diversity.....	10,169	9,931	10,169	---	+238
Chief Information Officer.....	140,200	134,778	140,200	---	+5,422
Artificial Intelligence and Technology Office.....	2,500	---	2,500	---	+2,500
International Affairs.....	26,825	---	26,825	---	+26,825
Other Departmental Administration.....	152,262	163,763	159,301	+7,039	-4,462
Subtotal, Salaries and Expenses.....	393,470	373,261	403,167	+9,697	+29,906

DEPARTMENT OF ENERGY					
(Amounts in thousands)					
	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Strategic Partnership Projects.....	40,000	40,000	40,000	---	---
Subtotal, Departmental Administration.....	433,470	413,261	443,167	+9,697	+29,906
Funding from Other Defense Activities.....	-179,092	-183,789	-183,789	-4,697	---
Total, Departmental Administration (Gross).....	254,378	229,472	259,378	+5,000	+29,906
Miscellaneous revenues.....	-93,378	-93,378	-93,378	---	---
TOTAL, DEPARTMENTAL ADMINISTRATION (Net).....	161,000	136,094	166,000	+5,000	+29,906
ARTIFICIAL INTELLIGENCE AND TECHNOLOGY OFFICE.....	---	4,912	---	---	-4,912
INTERNATIONAL AFFAIRS.....	---	32,959	---	---	-32,959
OFFICE OF THE INSPECTOR GENERAL					
Office of the Inspector general.....	54,215	57,739	57,739	+3,524	---
TOTAL, ENERGY PROGRAMS.....	14,633,623	9,819,734	12,444,825	-2,188,798	+2,625,091

DEPARTMENT OF ENERGY					
(Amounts in thousands)					
	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request

ATOMIC ENERGY DEFENSE ACTIVITIES					
NATIONAL NUCLEAR SECURITY ADMINISTRATION					
WEAPONS ACTIVITIES					
Stockpile Management:					
Stockpile Major Modernization					
B61 Life Extension Program.....	792,611	815,710	815,710	+23,099	---
W76-2 Modification Program.....	10,000	---	---	-10,000	---
W88 Alteration Program.....	304,186	256,922	256,922	-47,264	---
W80-4 Life Extension Program.....	898,551	1,000,314	1,000,314	+101,763	---
W87-1 Modification Program.....	112,011	541,000	541,000	+428,989	---
W93.....	---	53,000	53,000	+53,000	---
Subtotal, Stockpile Major Modernization.....	2,117,359	2,666,946	2,666,946	+549,587	---
Stockpile Sustainment:					
B61 Stockpile systems.....					
W76 Stockpile systems.....	71,232	---	---	-71,232	---
W78 Stockpile systems.....	89,804	---	---	-89,804	---
W80 Stockpile systems.....	81,299	---	---	-81,299	---
W83 Stockpile systems.....	80,204	---	---	-80,204	---
W87 Stockpile systems.....	51,543	---	---	-51,543	---
W88 Stockpile systems.....	98,262	---	---	-98,262	---
Subtotal, Stockpile Sustainment.....	457,815	---	---	-157,815	---
Subtotal, Stockpile Sustainment.....	630,159	---	---	-630,159	---

DEPARTMENT OF ENERGY						
(Amounts in thousands)						
	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request	
Stockpile Sustainment.....	---	998,357	998,357	+998,357	---	---
Weapons dismantlement and disposition.....	56,000	50,000	56,000	---	+6,000	---
Production Operations.....	---	568,941	568,941	+568,941	---	---
Stockpile Services:						
Production support.....	543,964	---	---	-543,964	---	---
Research and Development support.....	39,339	---	---	-39,339	---	---
R and D certification and safety.....	236,235	---	---	-236,235	---	---
Management, Technology, and Production.....	305,000	---	---	-305,000	---	---
Subtotal, Stockpile Services.....	1,124,538	---	---	-1,124,538	---	---
Subtotal, Stockpile Management.....	3,928,056	4,284,244	4,290,244	+362,188	+6,000	---
Strategic Materials:						
Uranium Sustainment.....	94,146	---	---	-94,146	---	---
Plutonium Sustainment:						
Plutonium Sustainment Operations.....	691,284	---	---	-691,284	---	---
Plutonium Pit Production Project.....	21,156	---	---	-21,156	---	---
Subtotal, Plutonium sustainment.....	712,440	---	---	-712,440	---	---
Tritium Sustainment.....	269,000	---	---	-269,000	---	---
Lithium Sustainment.....	28,800	---	---	-28,800	---	---
Domestic Uranium Enrichment.....	70,000	---	---	-70,000	---	---
HEU Dowlnd.....	90,000	---	---	-90,000	---	---

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Strategic materials sustainment.....	256,808	---	---	-256,808	---
Subtotal, Strategic materials.....	1,521,194	---	---	-1,521,194	---
Production Modernization					
Primary Capability Modernization					
Plutonium Modernization					
Los Alamos Plutonium Operations.....	---	610,599	610,599	+610,599	---
21-D-512, Plutonium Pit Production Project, LANL	---	226,000	226,000	+226,000	---
Subtotal, Los Alamos Plutonium Modernization..	---	836,599	836,599	+836,599	---
Savannah River Plutonium Operations.....	---	200,000	200,000	+200,000	---
21-D-511, Savannah River Plutonium Processing Facility, SRS.....	---	241,896	241,896	+241,896	---
Subtotal, Savannah River Plutonium Modernization.....	---	441,896	441,896	+441,896	---
Enterprise Plutonium Support.....	---	90,782	90,782	+90,782	---
Subtotal, Plutonium Modernization.....	---	1,369,277	1,369,277	+1,369,277	---
High Explosives & Energetics.....	---	63,620	63,620	+63,620	---

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HESE OPCs.....	---	3,750	3,750	+3,750	---
Subtotal, HE & Energetics.....	---	67,370	67,370	+67,370	---
Subtotal, Primary Capability Modernization.....	---	1,436,647	1,436,647	+1,436,647	---
Secondary Capability Modernization.....	---	457,004	---	---	-457,004
Uranium Sustainment.....	---	---	242,732	+242,732	+242,732
Process Technology Development.....	---	---	63,957	+63,957	+63,957
Depleted Uranium Modernization.....	---	---	110,915	+110,915	+110,915
Lithium Modernization.....	---	---	39,400	+39,400	+39,400
Subtotal, Secondary Capability Modernization..	---	457,004	457,004	+457,004	---
Tritium and Domestic Uranium Enrichment.....	---	457,112	---	---	-457,112
Tritium Sustainment and Modernization.....	---	---	312,109	+312,109	+312,109
Domestic Uranium Enrichment.....	---	---	70,000	+70,000	+70,000
HEU Downblend.....	---	---	90,000	+90,000	+90,000
Uranium Reserve.....	---	---	75,000	+75,000	+75,000
Subtotal, Tritium & DUE.....	---	457,112	547,109	+547,109	+89,997
Non-Nuclear Capability Modernization.....	---	107,137	107,137	+107,137	---
Total, Production Modernization.....	---	2,457,900	2,547,897	+2,547,897	+89,997

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Stockpile Research, Technology, and Engineering					
Assessment Science.....	---	773,111	---	---	-773,111
Primary Assessment Technologies.....	---	---	150,000	+150,000	+150,000
Dynamic Materials Properties.....	---	---	130,981	+130,981	+130,981
Advanced Diagnostics.....	---	---	35,989	+35,989	+35,989
Secondary Assessment Technologies.....	---	---	84,000	+84,000	+84,000
Enhanced Capabilities for Subcritical Experiments.....	---	---	215,579	+215,579	+215,579
Hydrodynamic & Subcritical Execution Support....	---	---	152,845	+152,845	+152,845
Subtotal, Assessment Science.....	---	773,111	769,394	+769,394	-3,717
Engineering and Integrated Assessments.....	---	337,404	---	---	-337,404
Archiving & Support.....	---	---	45,760	+45,760	+45,760
Delivery Environments.....	---	---	39,235	+39,235	+39,235
Weapons Survivability.....	---	---	59,500	+59,500	+59,500
Aging & Lifetimes.....	---	---	62,260	+62,260	+62,260
Stockpile Responsiveness.....	---	---	70,000	+70,000	+70,000
Advanced Certification & Qualification.....	---	---	60,649	+60,649	+60,649
Subtotal, Engineering and Integrated Assessments.....	---	337,404	337,404	+337,404	---
Inertial Confinement Fusion.....	---	554,725	575,000	+575,000	+20,275
Subtotal, Inertial Confinement Fusion.....	---	554,725	575,000	+575,000	+20,275
Advanced Simulation and Computing.....	---	732,014	732,014	+732,014	---

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Weapon Technology and Manufacturing Maturation.....	---	297,965	---	---	-297,965
Surety Technology.....	---	---	54,365	+54,365	+54,365
Weapon Technology Development.....	---	---	131,692	+131,692	+131,692
Advanced Manufacturing Development.....	---	---	111,908	+111,908	+111,908
Subtotal, Weapon Technology and Manufacturing Maturation.....	---	297,965	297,965	+297,965	---
Academic Programs.....	---	86,912	101,912	+101,912	+15,000
Total, Stockpile Research and Engineering.....	---	2,782,131	2,813,669	+2,813,669	+31,558
Research, Development, Test and Evaluation (RD&E):					
Science:					
Advanced Certification.....	57,710	---	---	-57,710	---
Primary Assessment Technologies.....	95,169	---	---	-95,169	---
Dynamic Materials Properties.....	128,000	---	---	-128,000	---
Advanced Radiography.....	32,710	---	---	-32,710	---
Secondary Assessment Technologies.....	77,553	---	---	-77,553	---
Academic Alliances and Partnerships.....	56,000	---	---	-56,000	---
Enhanced Capabilities for Subcritical Experiments.....	145,160	---	---	-145,160	---
Subtotal, Science.....	592,302	---	---	-592,302	---
Engineering:					
Enhanced Surety.....	43,000	---	---	-43,000	---
Delivery Environments.....	35,945	---	---	-35,945	---

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Nuclear Survivability.....	53,932	---	---	-53,932	---
Studies and Assessments.....	5,607	---	---	-5,607	---
Enhanced Surveillance.....	55,000	---	---	-55,000	---
Stockpile Responsiveness.....	70,000	---	---	-70,000	---
Subtotal, Engineering.....	263,484	---	---	-263,484	---
Inertial confinement fusion Ignition and high yield:					
Ignition and Other Stockpile Programs.....	106,000	---	---	-106,000	---
Diagnostics, Cryogenics and Experimental Support.....	75,000	---	---	-75,000	---
Pulsed Power Inertial Confinement Fusion.....	8,571	---	---	-8,571	---
Joint Program in High Energy Density Laboratory Plasmas.....	8,492	---	---	-8,492	---
Facility operations and target production.....	366,937	---	---	-366,937	---
Subtotal, Inertial Confinement Fusion Ignition and High Yield.....	565,000	---	---	-565,000	---
Advanced Simulation and Computing:					
Advanced Simulation and Computing.....	789,849	---	---	-789,849	---

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Advanced Manufacturing Development:					
Additive Manufacturing.....	18,500	---	---	-18,500	---
Component Manufacturing Development.....	48,410	---	---	-48,410	---
Process Technology Development.....	70,000	---	---	-70,000	---
Subtotal, Advanced manufacturing development...	136,910	---	---	-136,910	---
Subtotal, RDT&E.....	2,347,545	---	---	-2,347,545	---
Infrastructure and Operations:					
Operations of facilities.....	900,000	1,014,000	1,014,000	+114,000	---
Safety and environmental operations.....	110,000	165,354	165,354	+55,354	---
Maintenance and repair of facilities.....	456,000	792,000	667,000	+211,000	-125,000
Subtotal, Operations.....	1,466,000	1,971,354	1,846,354	+380,354	-125,000
Recapitalization:					
Infrastructure and safety.....	447,657	670,000	573,717	+126,060	-96,283
Capability based investments.....	135,341	149,117	149,117	+13,776	---
Planning for Programmatic Construction (Pre-CD-1)....	---	84,767	10,000	+10,000	-74,767
Subtotal, Recapitalization.....	582,998	903,904	732,834	+149,836	-171,070
I&O Construction:					
Programmatic Construction	745,000	750,000	750,000	+5,000	---
06-D-141 Uranium Processing Facility, Y-12.....					

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07-D-220-04 TRU Liquid Waste Facility, LANL.....	---	36,687	36,687	+36,687	---
16-D-301 HE Science & Engineering Facility, PX....	80,000	43,000	43,000	-37,000	---
16-D-302 TA-55 Reinvestment project III, LANL.....	---	30,000	30,000	+30,000	---
17-D-640 Uia complex enhancements project, INSA...	35,000	160,600	160,600	+125,600	---
18-D-620 Exascale Computing Facility Modernization Project, LLNL.....	50,000	29,200	29,200	-20,800	---
18-D-650 Tritium Finishing Facility, SRS.....	27,000	27,000	27,000	---	---
18-D-690, Lithium processing facility, Y-12	32,000	109,405	109,405	+77,405	---
21-D-510 HE Synthesis, Formulation, and Production, PX.....	---	31,000	31,000	+31,000	---
Chemistry and Metallurgy Replacement (CHRR) :					
04-D-125 Chemistry and metallurgy replacement project, LANL.....	168,444	169,427	169,427	+983	---
Subtotal, Programmatic Construction and CMRR..	1,137,444	1,386,319	1,386,319	+248,875	---
Mission Enabling					
15-D-611 Emergency Operations Center, SNL.....	4,000	36,000	36,000	+32,000	---
15-D-612 Emergency Operations Center, LLNL.....	5,000	27,000	27,000	+22,000	---

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill vs Request
19-D-670 138KV Power Transmission System Replacement, NNSS.....	6,000	59,000	59,000	+53,000	---
Subtotal, Mission Enabling.....	15,000	122,000	122,000	+107,000	---
Subtotal, I&O Construction:.....	1,152,444	1,508,319	1,508,319	+355,875	---
Subtotal, Infrastructure and Operations.....	3,201,442	4,383,577	4,087,507	+886,065	-296,070
Secure Transportation Asset:					
STA Operations and Equipment.....	185,000	266,380	225,000	+40,000	-41,390
Program Direction.....	107,660	123,684	123,684	+16,024	---
Subtotal, Secure Transportation Asset.....	292,660	390,074	348,684	+56,024	-41,390
Defense Nuclear Security:					
Defense Nuclear Security (DNS).....	750,000	815,895	763,078	+13,078	-52,817
Construction:					
17-D-710 West End Protected Area Reduction Project, Y-12.....	25,000	11,000	26,000	+1,000	+15,000
Subtotal, Defense Nuclear Security.....	775,000	826,895	789,078	+14,078	-37,817

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Information Technology and Cyber Security.....	300,000	375,511	366,233	+66,233	-9,278
Legacy Contractor Pensions (WA).....	91,200	101,668	101,668	+10,468	---
TOTAL, WEAPONS ACTIVITIES.....	12,457,087	15,602,000	15,345,000	+2,887,903	-257,000

DEFENSE NUCLEAR NONPROLIFERATION

Defense Nuclear Nonproliferation Programs:

Material Management and Minimization:

Conversion.....	99,000	170,000	110,000	+11,000	-60,000
Nuclear Material Removal.....	32,925	40,000	40,000	+7,075	---
Material Disposition.....	186,608	190,711	190,711	+4,103	---
Laboratory and Partnership Support.....	45,000	---	60,000	+15,000	+60,000
Subtotal, Material Management and Minimization.....	363,533	400,711	400,711	+37,178	---

Global Material Security:

International Nuclear Security.....	58,000	66,391	78,939	+20,939	+12,548
Domestic Radiologic Security.....	147,002	101,000	185,000	+37,998	+84,000
International Radiologic Security.....	78,907	73,340	90,000	+11,093	+16,660
Nuclear Smuggling Detection and Deterrence.....	159,000	159,749	175,000	+16,000	+15,251
Subtotal, Global Material Security.....	442,909	400,480	528,939	+86,030	+128,459

Nonproliferation and Arms Control.....

National Technical Nuclear Forensics R&D.....	140,000	138,708	148,000	+8,000	+9,292
	---	40,000	40,000	+40,000	---

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Defense Nuclear Nonproliferation R&D:					
Proliferation Detection.....	289,046	235,220	255,000	-44,046	+19,780
Nuclear Detonation Detection.....	196,617	236,531	267,000	+70,383	+30,469
Nonproliferation Fuels Development.....	15,000	---	20,000	+5,000	+20,000
Nonproliferation Stewardship Program.....	22,500	59,900	59,900	+37,400	---
Subtotal, Defense Nuclear Nonproliferation R&D.....	533,163	531,651	601,900	+68,737	+70,249
Nonproliferation Construction:					
99-D-143 Mixed Oxide (MOX) Fuel Fabrication Facility, SRS.....	220,000	---	---	-220,000	---
18-D-150 Surplus Plutonium Disposition Project, SRS.	79,000	148,589	148,589	+69,589	---
Subtotal, Nonproliferation Construction.....	299,000	148,589	148,589	-150,411	---
Nuclear Counterterrorism and Incident Response:					
Emergency Operations.....	35,545	36,000	36,000	+455	---
Counterterrorism and Counterproliferation.....	336,550	341,513	341,513	+4,963	---
Subtotal, Nuclear counterterrorism and incident response.....	372,095	377,513	377,513	+5,418	---
Legacy contractor pensions.....	13,700	14,348	14,348	+648	---
Use of prior-year balances.....	---	-21,000	---	---	+21,000
TOTAL, DEFENSE NUCLEAR NONPROLIFERATION.....	2,164,400	2,103,100	2,260,100	+95,600	+229,000

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NAVAL REACTORS					
Naval Reactors Development.....	516,205	590,308	568,000	+51,795	-22,308
Columbia-class Reactor Systems Development.....	75,500	64,700	64,700	-10,800	---
SBG Prototype Refueling.....	170,000	135,000	135,000	-35,000	---
Naval Reactors Operations and Infrastructure.....	553,591	506,284	530,600	-22,991	+24,306
Program Direction.....	50,500	53,700	51,700	+1,200	-2,000
Construction:					
14-D-901 Spent Fuel Handling Recapitalization Project, NRF.....	288,000	330,000	330,000	+92,000	---
19-D-930 KS Overhead Piping.....	20,900	---	---	-20,900	---
20-D-931, KL Fuel Development Laboratory.....	23,700	---	---	-23,700	---
21-D-530 KL Steam and Condensate Upgrades.....	---	4,000	4,000	+4,000	---
Subtotal, Construction.....	282,600	334,000	334,000	+51,400	---
TOTAL, NAVAL REACTORS.....	1,648,396	1,684,000	1,684,000	+35,604	---
FEDERAL SALARIES AND EXPENSES.....	434,699	454,000	443,200	+8,501	-10,800
TOTAL, NATIONAL NUCLEAR SECURITY ADMINISTRATION...	16,704,592	19,771,000	19,732,200	+3,027,608	-38,800

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DEFENSE ENVIRONMENTAL CLEANUP					
Closure Sites Administration.....	4,987	4,987	4,987	---	---
Richland:					
River Corridor and Other Cleanup Operations.....	236,102	54,949	232,479	-3,623	+177,530
Central Plateau Remediation.....	654,800	498,335	670,000	+15,200	+171,665
RL Community and Regulatory Support.....	10,121	2,500	8,621	-1,500	+6,121
Construction:					
18-D-404 WESF Modifications and Capsule Storage...	11,000	---	15,000	+4,000	+15,000
Subtotal, Construction.....	11,000	---	15,000	+4,000	+15,000
Subtotal, Richland.....	912,023	555,784	926,100	+14,077	+370,316
Office of River Protection:					
Waste Treatment and Immobilization Plant	15,000	50,000	50,000	+35,000	---
Commissioning.....	775,000	597,757	784,000	+9,000	+186,243
Rad Liquid Tank Waste Stabilization and Disposition.					
Construction:					
01-D-16 D High-Level Waste Facility.....	25,000	---	25,000	---	+25,000
01-D-16 E Pretreatment Facility.....	15,000	---	---	-15,000	---
18-D-16 Waste Treatment and Immobilization Plant -					
LBL/Direct Feed LW.....	776,000	609,924	786,000	+10,000	+176,076
Subtotal, Construction.....	816,000	609,924	811,000	-5,000	+201,076

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ORP Low-level Waste Offsite Disposal.....	10,000	---	---	-10,000	---
Subtotal, Office of River Protection.....	1,616,000	1,257,681	1,645,000	+29,000	+387,319
Idaho National Laboratory:					
Idaho Cleanup and Waste Disposition.....	430,000	257,654	430,000	---	+172,446
Idaho Community and Regulatory Support.....	3,500	2,400	3,500	---	+1,100
Total, Idaho National Laboratory.....	433,500	259,954	433,500	---	+173,546
NNSA Sites and Nevada Offsites:					
Lawrence Livermore National Laboratory.....	1,727	1,764	1,764	+37	---
Separations Process Research Unit.....	15,300	15,000	15,000	-300	---
Nevada.....	60,737	60,737	60,737	---	---
Sandia National Laboratory.....	2,652	4,860	4,860	+2,208	---
Los Alamos National Laboratory.....	220,000	120,000	226,000	+6,000	+106,000
LLNL Excess Facilities D&D.....	65,000	---	35,000	-30,000	+35,000
Total, NNSA Sites and Nevada Off-sites.....	365,416	202,361	343,361	-22,055	+141,000
Oak Ridge Reservation:					
OR Nuclear Facility D&D.....	213,000	109,077	254,132	+41,132	+145,055
U233 Disposition Program.....	55,000	45,000	55,000	---	+10,000
OR Cleanup and disposition.....	101,100	58,000	112,471	+11,371	+54,471
Construction:					
14-D-403 Outfall 200 Mercury Treatment Facility.....	70,000	20,500	20,500	-49,500	---

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17-D-401 On-site Waste Disposal Facility.....	---	22,380	22,380	+22,380	---
Subtotal, Construction.....	70,000	42,880	42,880	-27,120	---
OR Community & Regulatory Support.....	5,900	4,930	5,900	---	+970
OR Technology Development and Deployment.....	5,000	3,000	5,000	---	+2,000
Total, Oak Ridge Reservation.....	450,000	262,887	475,363	+25,363	+212,496
Savannah River Site:					
SR Site Risk Management Operations:	506,366	455,122	500,000	-6,366	+44,878
Construction:					
18-D-402 Emergency Operations Center Replacement, SR.....	6,792	---	6,500	-292	+6,500
Total, SR Site Risk Management Operations.....	513,158	455,122	506,500	-6,658	+51,378
SR Community and Regulatory Support.....	11,249	4,989	11,549	+300	+6,560
SR Radioactive Liquid Tank Waste Stabilization and Disposition.....	820,106	970,332	910,832	+90,726	-59,500
Construction:					
05-D-405 Salt Waste Processing Facility, SRS.....	21,200	---	---	-21,200	---
17-D-402 Saltstone Disposal Unit #7, SRS.....	40,034	10,716	10,716	-29,318	---
18-D-402 Saltstone Disposal Unit #6/9.....	20,000	65,500	65,500	+45,500	---
18-D-701 SR Security System Replacement.....	4,525	---	1,000	-3,525	+1,000
20-D-401 Saltstone Disposal Unit #10, 11, 12.....	500	---	562	+62	+562

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20-D-402 Advanced Manufacturing Collaborative Facility (AMC).....	25,000	25,000	25,000	---	---
Subtotal, Construction.....	111,289	101,216	102,778	-8,481	+1,562
Total, Savannah River Site.....	1,455,772	1,531,659	1,531,659	+75,887	---
Waste Isolation Pilot Plant:					
Waste Isolation Pilot Plant.....	284,353	323,260	313,260	+18,907	-10,000
Construction:					
15-D-411 Safety Significant Confinement Ventilation System, WIPP.....	58,054	---	35,000	-23,054	+35,000
15-D-412 Exhaust Shaft, WIPP.....	44,500	50,000	55,000	+10,500	+5,000
21-D-401 Hoisting Capability Project.....	---	10,000	10,000	+10,000	---
Total, Waste Isolation Pilot Plant.....	396,907	383,250	413,260	+16,353	+30,000
Program Direction.....	281,119	275,285	289,000	+7,881	+13,715
Program Support.....	12,979	12,979	12,979	---	---
Safeguards and Security.....	313,087	320,771	320,771	+7,674	---
Technology Development.....	25,000	25,000	30,000	+5,000	+5,000
Use of Prior-Year Balances.....	-11,800	---	---	+11,800	---
Subtotal, Defense Environmental Cleanup.....	6,255,000	5,092,608	6,426,000	+171,000	+1,333,392

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Rescission.....	---	-109,000	---	---	+109,000
TOTAL, DEFENSE ENVIRONMENTAL CLEANUP.....	6,255,000	4,983,608	6,426,000	+171,000	+1,442,392
OTHER DEFENSE ACTIVITIES					
Environment, Health, Safety and Security: Environment, Health, Safety and Security.....	136,839	134,320	134,320	-2,519	---
Program Direction - Environment, Health, Safety and Security.....	71,000	75,368	72,000	+1,000	-3,368
Subtotal, Environment, Health, safety and security	207,839	209,688	206,320	-1,519	-3,368
Enterprise Assessments: Enterprise Assessments.....	24,068	26,949	24,435	+367	-2,514
Program Direction.....	54,711	54,635	54,635	-76	---
Subtotal, Enterprise Assessments.....	78,779	81,584	79,070	+251	-2,514
Specialized security activities.....	273,409	258,411	283,500	+10,091	+25,089
Office of Legacy Management: Legacy Management Activities - Defense.....	142,767	293,873	142,797	+30	-151,076
Program Direction - Legacy Management.....	19,262	23,120	20,262	+1,000	-2,858
Subtotal, Office of Legacy Management.....	162,029	316,993	163,059	+1,030	-153,934

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(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill vs Request
Defense Related Administrative Support.....	179,082	183,789	183,789	+4,697	---
Office of Hearings and Appeals.....	4,852	4,262	4,262	-590	---
TOTAL, OTHER DEFENSE ACTIVITIES.....	906,000	1,054,727	920,000	+14,000	-134,727
TOTAL, ATOMIC ENERGY DEFENSE ACTIVITIES.....	23,865,592	25,809,335	27,078,200	+3,212,608	+1,268,865

POWER MARKETING ADMINISTRATIONS (1)

SOUTHEASTERN POWER ADMINISTRATION

Operation and Maintenance	70,704	85,401	66,163	-4,541	-19,238
Purchase Power and Wheeling.....	6,597	11,246	11,246	+4,649	---
Program Direction.....	77,301	96,647	77,409	+108	-19,238
Subtotal, Operation and Maintenance.....	-14,704	-14,163	-14,163	+541	---
Less Alternative Financing (for PPM).....	---	-4,000	-4,000	-4,000	---
Less Alternative Financing (for PD).....	-56,000	-71,238	-52,000	+4,000	+19,238
Offsetting Collections (for PPM).....	-6,587	-7,246	-7,246	-649	---
Offsetting Collections (for PD).....	---	---	---	---	---
TOTAL, SOUTHEASTERN POWER ADMINISTRATION.....	---	---	---	---	---

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
SOUTHWESTERN POWER ADMINISTRATION					
Operation And Maintenance	13,699	13,292	13,292	-347	---
Purchase Power And Wheeling	68,000	95,000	54,000	-14,000	-41,000
Program Direction	35,157	35,635	35,635	+478	---
Construction	15,067	13,267	13,267	-1,800	---
Subtotal, Operation and Maintenance	131,863	157,194	116,194	-15,669	-41,000
Less Alternative Financing (for O&M)	-6,018	-5,635	-5,635	+383	---
Less Alternative Financing (for PPM)	-25,000	-25,000	-20,000	+5,000	+5,000
Less Alternative Financing (for Construction)	-10,070	-8,167	-8,167	+1,903	---
Less Alternative Financing (for PD)	---	-852	-852	-852	---
Offsetting Collections (for PD)	-31,467	-31,467	-31,467	-16	---
Offsetting Collections (for O&M)	-5,908	-5,657	-5,657	+251	---
Offsetting Collections (for PPM)	-43,000	-70,000	-34,000	+9,000	+36,000
TOTAL, SOUTHWESTERN POWER ADMINISTRATION	10,400	10,400	10,400	---	---

WESTERN AREA POWER ADMINISTRATION

Operation and Maintenance	45,887	26,251	26,251	-19,636	---
Construction And Rehabilitation	72,176	77,874	77,874	+5,698	---
Operation And Maintenance	515,769	520,993	485,890	-29,879	-35,043

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Program Direction.....	250,091	253,575	253,575	+3,484	---
Subtotal, Operation and Maintenance.....	883,923	878,633	843,590	-40,333	-35,043
Less Alternative Financing (for O&M).....	-6,600	-6,287	-6,287	+303	---
Less Alternative Financing (for Construction).....	-39,922	-20,353	-20,353	+19,569	---
Less Alternative Financing (for PD).....	-44,719	-48,546	-48,546	-3,827	---
Less Alternative Financing (for PPM).....	-288,769	-293,890	-293,890	-5,121	---
Offsetting Collections (for PD).....	-149,142	-145,010	-145,010	+4,132	---
Offsetting Collections (for O&M).....	-24,445	-24,744	-24,744	-299	---
Purchase Power & Wheeling Financed from Offsetting (P.L. 108-447/109-103).....	-227,000	-227,043	-192,000	+35,000	+35,043
Offsetting Collections - Colorado River Dam (P.L. 98-381).....	-8,954	-8,378	-8,378	+576	---
Use of Prior-Year Balances.....	-5,000	-15,000	-15,000	-10,000	---
Rescission of Prior-Year Balances.....	-176	---	---	+176	---
TOTAL, WESTERN AREA POWER ADMINISTRATION.....	89,196	89,372	89,372	+176	---

FALCON AND AMISTAD OPERATING AND MAINTENANCE FUND

Falcon And Amistad Operation And Maintenance.....	5,647	7,302	7,302	+1,655	---
Offsetting Collections - Falcon and Amistad Fund....	-2,932	-5,548	-5,548	-2,616	---
Less Alternative Financing - Falcon and Amistad Fund	-1,167	-1,526	-1,526	-359	---

DEPARTMENT OF ENERGY
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Use of Prior-Year Balances.....	-1,300			+1,300	
TOTAL, FALCON AND AMISTAD O&M FUND.....	228	228	228		
TOTAL, POWER MARKETING ADMINISTRATIONS.....	99,824	100,000	100,000	+176	
FEDERAL ENERGY REGULATORY COMMISSION					
Federal Energy Regulatory Commission.....	382,000	404,350	404,350	+22,350	
FERC Revenues.....	-382,000	-404,350	-404,350	-22,350	
Total, FEDERAL ENERGY REGULATORY COMMISSION...					

DEPARTMENT OF ENERGY					
(Amounts in thousands)					
	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

General Provisions					
Energy Programs Rescission.....	-12,723	---	---	+12,723	---
Colorado River Basin Fund (305(b)).....	---	---	2,000	+2,000	+2,000
Sale of Petroleum Product.....	---	-607,000	---	---	+607,000
Total, General Provisions.....	-12,723	-607,000	2,000	+14,723	+609,000
=====					
GRAND TOTAL, DEPARTMENT OF ENERGY.....	38,586,316	35,122,069	39,625,025	+1,038,709	+4,502,956
(Total amount appropriated).....	(38,657,215)	(35,956,228)	(41,927,265)	(+3,270,050)	(+5,971,037)
(Rescissions).....	(-70,899)	(-834,159)	(-2,240)	(+68,659)	(+831,919)
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DEPARTMENT OF ENERGY
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111 Request	Final B111 vs Enacted	Final B111 vs Request
SUMMARY OF ACCOUNTS					
Energy Efficiency and Renewable Energy.....	2,790,000	719,563	2,861,760	+71,760	+2,142,197
Cybersecurity, Energy Security, and Emergency Response	186,000	184,621	156,000	---	-28,621
Electricity.....	190,000	195,045	211,720	+21,720	+16,675
Nuclear Energy.....	1,493,408	1,179,931	1,507,600	+14,192	+327,669
Uranium Reserve Program.....	---	450,000	---	---	-150,000
Fossil Energy Research and Development.....	760,000	730,601	750,000	---	+19,399
Naval Petroleum & Oil Shale Reserves.....	14,000	13,006	13,006	-994	---
Strategic Petroleum Reserve.....	195,000	187,081	188,000	-7,000	+919
SPR Petroleum Account.....	10,000	-68,000	1,000	-9,000	+69,000
Northeast Home Heating Oil Reserve.....	10,000	-84,000	6,500	-3,500	+90,500
Energy Information Administration.....	126,800	128,710	126,800	---	-1,910
Non-Defense Environmental Cleanup.....	319,200	275,820	319,200	---	+43,380
Uranium Enrichment D&D Fund.....	881,000	806,244	841,000	-40,000	+34,756
Science.....	7,000,000	5,637,806	7,026,000	+26,000	+1,188,194
Nuclear Waste Disposal.....	---	27,500	27,500	---	---
Advanced Research Projects Agency-Energy.....	425,000	-310,744	427,000	+27,500	+737,744
Title 17 Innovative Technology Loan guarantee program.	29,000	-384,659	-363,000	-392,000	+21,659
Advanced Technology Vehicles Manufacturing Loan	---	---	---	---	---
Program.....	5,000	---	-1,903,000	-1,908,000	-1,903,000
Tribal Energy Loan Guarantee program.....	2,000	-8,500	2,000	---	+10,500
Office of Indian Energy Policy and Programs.....	22,000	8,005	22,000	---	+13,995
Departmental administration.....	161,000	136,094	166,000	+5,000	+29,906
Artificial Intelligence and Technology Office.....	---	4,912	---	---	-4,912
International Affairs.....	---	32,959	---	---	-32,959
Office of the Inspector General.....	54,215	57,739	57,739	+3,524	---
Atomic energy defense activities:	---	---	---	---	---

DEPARTMENT OF ENERGY

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill Vs Enacted	Final Bill Vs Request
National Nuclear Security Administration:					
Weapons activities.....	12,457,087	15,602,000	15,345,000	+2,887,903	-257,000
Defense nuclear nonproliferation.....	2,164,400	2,031,000	2,260,000	+95,600	+229,000
Naval reactors.....	1,688,388	1,684,000	1,684,000	+35,804	---
Federal Salaries and Expenses.....	434,699	454,000	443,200	+8,501	-10,800
Subtotal, National Nuclear Security Admin.....	16,704,592	19,771,000	19,732,200	+3,027,608	-38,800
Defense Environmental Cleanup.....	6,255,000	4,983,608	6,426,000	+171,000	+1,442,392
Other Defense Activities.....	906,000	1,054,727	920,000	+14,000	-134,727
Total, Atomic Energy Defense Activities.....	23,865,592	25,809,335	27,078,200	+3,212,608	+1,268,865
Power Marketing Administrations (1):					
Southwestern Power Administration.....	10,400	10,400	10,400	---	---
Western Area Power Administration.....	89,196	89,372	89,372	+176	---
Falcon and Amistad Operating and Maintenance Fund...	228	228	228	---	---
Total, Power Marketing Administrations.....	99,824	100,000	100,000	+176	---
Federal Energy Regulatory Commission:					
Salaries and Expenses.....	382,000	404,350	404,350	+22,350	---
Revenues.....	-382,000	-404,350	-404,350	-22,350	---

DEPARTMENT OF ENERGY
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
General Provision:					
Energy Programs Rescission.....	-12,723	---	---	+12,723	---
Sale of Petroleum Product.....	---	-607,000	---	---	+607,000
Colorado River Basin Fund (305(b)).....	---	---	2,000	+2,000	+2,000
Subtotal, General Provisions.....	-12,723	-607,000	2,000	+14,723	+609,000
Total Summary of Accounts, Department of Energy...	38,586,316	35,122,069	39,625,025	+1,038,709	+4,502,956

1/ Totals include alternative financing costs, reimbursable agreement funding, and power purchase and wheeling expenditures. Offsetting collection totals reflect funds collected for annual expenses, including power purchase and wheeling

TITLE IV—INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

The agreement provides \$180,000,000 for the Appalachian Regional Commission (ARC). The following is the only direction for the Appalachian Regional Commission.

The agreement includes the budget request proposal to address the substance abuse crisis that disproportionately affects Appalachia.

Within available funds, not less than \$15,000,000 is for counties within the Northern Appalachian region to support economic development, manufacturing, and entrepreneurship.

Within available funds, \$55,000,000 is for the POWER+ Plan.

Within available funds \$10,000,000 is provided to continue the program of high-speed broadband deployment in distressed counties within the Central Appalachian region that have been most negatively impacted by the downturn in the coal industry. The agreement provides \$5,000,000 for a program of high-speed broadband deployment in economically distressed counties within the North Central and Northern Appalachian regions.

Within available funds, not less than \$16,000,000 is for a program of industrial site and workforce development in Southern and South Central Appalachia, focused primarily on the automotive supplier sector and the aviation sector. Up to \$13,500,000 of that amount is for activities in Southern Appalachia. The funds shall be distributed to states that have distressed counties in Southern and South Central Appalachia using the ARC Area Development Formula.

Within available funds, \$16,000,000 is for a program of basic infrastructure improvements in distressed counties in Central Appalachia. Funds shall be distributed according to ARC's distressed counties formula and shall be in addition to the regular allocation to distressed counties.

The agreement reiterates House direction regarding a formal report on funding directed to persistent poverty counties and high poverty areas.

DEFENSE NUCLEAR FACILITIES SAFETY BOARD SALARIES AND EXPENSES

The agreement provides \$31,000,000 for the Defense Nuclear Facilities Safety Board. The Board is directed to ensure a minimum of 110 full-time equivalents are on board or report to the Committees on Appropriations of both Houses of Congress why it was unable to do so. The agreement reiterates House direction regarding a Memorandum of Understanding between the Board and the Department of Energy.

DELTA REGIONAL AUTHORITY

SALARIES AND EXPENSES

The agreement provides \$30,000,000 for the Delta Regional Authority.

Within available funds, the agreement includes not less than \$15,000,000 for flood control, basic public infrastructure development and transportation improvements, which shall be allocated separate from the state formula funding method.

The agreement reiterates House direction regarding a formal report on funding directed to persistent poverty counties and high poverty areas.

The agreement does not include a statutory waiver with regard to DRA's priority of funding, and directs DRA to focus on activities relating to basic public infrastructure and transportation infrastructure before allocating funding toward other priority areas.

DENALI COMMISSION

The agreement provides \$15,000,000 for the Denali Commission.

The agreement reiterates House direction regarding a formal report on funding directed to persistent poverty counties and high poverty areas.

NORTHERN BORDER REGIONAL COMMISSION

The agreement provides \$30,000,000 for the Northern Border Regional Commission.

Within available funds, not less than \$4,000,000 is for initiatives that seek to address the decline in forest-based economies throughout the region, \$1,000,000 is for the State Capacity Building Grant Program, and \$5,000,000 is for broadband initiatives. The agreement reiterates House direction regarding a formal report on funding directed to persistent poverty counties and high poverty areas.

SOUTHEAST CRESCENT REGIONAL COMMISSION

For expenses necessary for the Southeast Crescent Regional Commission in carrying out activities authorized by subtitle V of title 40, United States Code, \$1,000,000 to remain available until expended.

SOUTHWEST BORDER REGIONAL COMMISSION

For expenses necessary for the Southwest Border Regional Commission in carrying out activities authorized by subtitle V of title 40, United States Code, \$250,000 to remain available until expended. The Administration is encouraged to promptly appoint a Federal Co-Chair in order to establish key partnerships with local communities, improve economic conditions and travel along the southwest border, and to consider opportunities to establish a regional presence in or near major inland ports of entry.

NUCLEAR REGULATORY COMMISSION

SALARIES AND EXPENSES

The agreement provides \$830,900,000 for the Nuclear Regulatory Commission. This amount is offset by estimated revenues of \$710,293,000, resulting in a net appropriation of \$120,607,000.

Unobligated Balances from Prior Appropriations and Reprogramming Guidelines.—The Commission carries unobligated balances

from appropriations received in prior years. The agreement requires the use of \$35,000,000 of these balances, derived from fee-based activities. The Commission is directed to apply these savings in a manner that continues to ensure the protection of public health and safety and maintains the effectiveness of the current inspection program. Because the Commission has already collected fees corresponding to these activities in prior years, the agreement does not include these funds within the fee base calculation for determining authorized revenues and does not provide authority to collect additional offsetting receipts for their use. Any remaining unobligated balances carried forward from prior years are subject to the reprogramming guidelines in section 402 of this Act and shall be used only to supplement appropriations consistent with those guidelines.

Integrated University Program.—The Commission is directed to use \$16,000,000 of prior-year, unobligated balances for the Integrated University Program, of which, \$5,500,000 shall be for grants to support research projects that do not align with programmatic missions but are critical to maintaining the discipline of nuclear science and engineering. Because the Commission has already collected fees corresponding to these activities in previous years, the agreement does not include these funds within the fee base calculation for determining authorized revenues and does not provide authority to collect additional offsetting receipts for their use.

Accident Tolerant Fuels Program.—The agreement directs the Commission to submit to the Committees on Appropriations of both Houses of Congress not later than 180 days after the enactment of this Act a report on the preparedness for accident tolerant fuel licensing with a focus on what steps are being taken to ensure that licensing activities, including higher burnup and enrichment, support projected deployment schedules.

Digital Technologies.—The agreement directs the Commission to provide to the Committees on Appropriations of both Houses of Congress not later than 30 days after the enactment of this Act a briefing on the progress of its efforts to enable safe and efficient design options that allow licensees to deploy digital technologies.

Commission Workforce.—Not later than 30 days after the enactment of this Act, the Commission shall provide to the Committees on Appropriations of both Houses of Congress a briefing on its efforts to maintain its workforce, including recruiting, hiring, and training scientists and engineers to meet its mission today and in the future.

Inspectors.—The agreement encourages the Commission to use its existing regulatory authority to assign resident inspectors at nuclear power plants while the plant is in the fuel handling and transfer phases of decommissioning.

(Dollars in thousands)

Account	Final Bill
Nuclear Reactor Safety	\$452,849
Integrated University Program	16,000
Nuclear Materials and Waste Safety	102,864
Decommissioning and Low-Level Waste	22,771

(Dollars in thousands)

Account	Final Bill
Corporate Support	271,416
Use of Prior-Year Balances	- 35,000
Total, Nuclear Regulatory Commission	830,900

OFFICE OF INSPECTOR GENERAL

The agreement provides \$13,499,000 for the Office of Inspector General in the Nuclear Regulatory Commission. This amount is offset by revenues of \$11,106,000, resulting in a net appropriation of \$2,393,000.

The agreement provides \$1,206,000 to provide inspector general services for the Defense Nuclear Facilities Safety Board.

NUCLEAR WASTE TECHNICAL REVIEW BOARD

SALARIES AND EXPENSES

The agreement provides \$3,600,000 for the Nuclear Waste Technical Review Board.

GENERAL PROVISIONS—INDEPENDENT AGENCIES

The agreement includes a provision instructing the Nuclear Regulatory Commission on responding to congressional requests for information.

The agreement includes a provision relating to reprogramming.

TITLE V—GENERAL PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

The agreement includes a provision relating to lobbying restrictions.

The agreement includes a provision relating to transfer authority. No additional transfer authority is implied or conveyed by this provision. For the purposes of this provision, the term “transfer” shall mean the shifting of all or part of the budget authority in one account to another. In addition to transfers provided in this Act or other appropriations Acts, and existing authorities, such as the Economy Act (31 U.S.C. 1535), by which one part of the United States Government may provide goods or services to another part, this Act allows transfers using section 4705 of the Atomic Energy Defense Act (50 U.S.C. 2745) and 15 U.S.C. 638 regarding SBIR/STTR.

The agreement includes a provision prohibiting funds to be used in contravention of the executive order entitled “Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations.”

The agreement includes a provision prohibiting the use of funds to establish or maintain a computer network unless such network blocks the viewing, downloading, and exchanging of pornography, except for law enforcement investigation, prosecution, or adjudication activities.

The agreement includes a provision to waive requirements related to non-federal cost-share grants and cooperative agreements for the Delta Regional Authority, the Northern Border Regional Commission, and the Denali Commission.

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
TITLE I - DEPARTMENT OF DEFENSE - CIVIL					
DEPARTMENT OF THE ARMY					
Corps of Engineers - Civ11					
Investigations.....	151,000	102,835	153,000	+2,000	+50,385
Construction.....	2,681,000	2,173,189	2,692,645	+11,645	+519,458
Mississippi River and Tributaries.....	375,000	209,883	380,000	+5,000	+170,137
Operation and Maintenance.....	3,790,000	1,986,489	3,949,655	+69,655	+1,853,168
Regulatory Program.....	210,000	200,000	210,000	---	+10,000
Formerly Utilized Sites Remedial Action Program (FUSRAP).....	200,000	---	250,000	+50,000	+250,000
Flood Control and Coastal Emergencies.....	35,000	77,000	35,000	---	-42,000
Expenses.....	203,000	187,000	208,000	+3,000	+18,000
Office of Assistant Secretary of the Army (Civ11 Works).....	5,000	5,000	5,000	---	---
Rescission.....	---	---	-500	-500	-500
Water Infrastructure Finance and Innovation Program Account.....	---	1,015,000	14,200	+14,200	+14,200
Harbor Maintenance Trust Fund.....	---	---	---	---	-1,015,000
Total, title I, Department of Defense - Civ11...	7,650,000	5,866,186	7,795,000	+145,000	+1,828,814

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
TITLE II - DEPARTMENT OF THE INTERIOR					
Central Utah Project					
Central Utah Project Completion Account.....	20,000	10,000	21,000	+1,000	+11,000
Bureau of Reclamation					
Water and Related Resources.....	1,512,151	979,000	1,521,125	+8,974	+542,125
Central Valley Project Restoration Fund.....	54,849	55,875	55,875	+1,028	---
California Bay-Delta Restoration.....	33,000	33,000	33,000	---	---
Policy and Administration.....	60,000	60,000	60,000	---	---
Total, Bureau of Reclamation.....	1,660,000	1,127,875	1,670,000	+10,000	+542,125
Total, title II, Department of the Interior.....	1,680,000	1,137,875	1,691,000	+11,000	+553,125

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
TITLE III - DEPARTMENT OF ENERGY					
Energy Programs					
Energy Efficiency and Renewable Energy.....	2,848,000	719,563	2,864,000	+16,000	+2,144,437
Rescission.....	-58,000	---	-2,240	+55,760	-2,240
Subtotal.....	2,790,000	719,563	2,861,760	+71,760	+2,142,197
Cybersecurity, Energy Security, and Emergency Response Electricity.....	156,000	184,621	156,000	---	-28,621
	190,000	195,045	211,720	+21,720	+16,675
Nuclear Energy.....	1,340,000	1,042,131	1,357,800	+17,800	+315,669
Defense function.....	153,408	137,800	149,800	-3,608	+12,000
Subtotal.....	1,483,408	1,179,931	1,507,600	+14,192	+327,669
Uranium Reserve Program.....	---	150,000	---	---	-150,000
Fossil Energy Research and Development.....	750,000	730,601	750,000	---	+19,399
Naval Petroleum and Oil Sha's Reserves.....	14,000	13,008	13,006	-894	---
Sale from Strategic Petroleum Reserves.....	---	-242,000	---	---	+242,000
Use of Sale of Petroleum Product.....	---	242,000	---	---	-242,000
Strategic Petroleum Reserve.....	195,000	187,081	188,000	-7,000	+819
Sale of crude oil.....	-450,000	---	---	+450,000	---
Use of sale proceeds.....	450,000	---	---	-450,000	---
Subtotal.....	195,000	187,081	188,000	-7,000	+819

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
SPR Petroleum Account.....	10,000	---	1,000	-9,000	+1,000
Sale from Strategic Petroleum Reserve	---	-87,000	---	---	+87,000
Use of sale proceeds.....	---	19,000	---	---	-19,000
Subtotal.....	10,000	-68,000	1,000	-9,000	+69,000
Northeast Home Heating Oil Reserve.....	10,000	---	6,500	-3,500	+6,500
Sale of Home Heating Oil Reserve.....	---	-84,000	---	---	+84,000
Subtotal.....	10,000	-84,000	6,500	-3,500	+90,500
Energy Information Administration.....	126,800	128,710	126,800	---	-1,910
Non-defense Environmental Cleanup.....	319,200	275,820	319,200	---	+43,380
Mercury receipts.....	---	-3,000	-3,000	-3,000	---
Use of Mercury receipts.....	---	3,000	3,000	+3,000	---
Subtotal.....	319,200	275,820	319,200	---	+43,380
Uranium Enrichment Decontamination and Decommissioning Fund.....	881,000	806,244	841,000	-40,000	+34,756
Science.....	7,000,000	5,837,808	4,728,000	-2,274,000	-1,111,808
Emergency funding.....	---	---	2,500,000	+2,500,000	+2,500,000
Subtotal.....	7,000,000	5,837,808	7,028,000	+26,000	+1,168,194

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Nuclear Waste Disposal.....	---	27,500	27,500	+27,500	---
Advanced Research Projects Agency-Energy.....	425,000	21,268	427,000	+2,000	+405,744
Rescission.....	---	-332,000	---	---	+332,000
Subtotal.....	425,000	-310,744	427,000	+2,000	+737,744
Title 17 Innovative Technology Loan Guarantees Program.....	32,000	3,000	32,000	---	+29,000
Offsetting collection.....	-3,000	-3,000	-3,000	---	---
Rescission.....	---	-160,659	---	---	+160,659
Rescission of emergency funding.....	---	---	-392,000	-392,000	-392,000
Cancellation of Commitment Authority.....	---	-224,000	---	---	+224,000
Subtotal.....	29,000	-384,659	-383,000	-392,000	+21,659
Advanced Technology Vehicles Manufacturing Loan Program.....	5,000	---	5,000	---	+5,000
Rescission of emergency funding.....	---	---	-1,908,000	-1,908,000	-1,908,000
Subtotal.....	5,000	---	-1,903,000	-1,908,000	-1,903,000
Tribal Energy Loan Guarantees Program.....	2,000	-8,500	2,000	---	+2,000
Rescission.....	---	---	---	---	+6,500
Subtotal.....	2,000	-8,500	2,000	---	+10,500
Office of Indian Energy Policy and Programs.....	22,000	8,005	22,000	---	+13,995

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Departmental Administration.....	284,378	228,472	259,378	+5,000	+29,906
Miscellaneous revenues.....	-83,378	-83,378	-83,378	---	---
Net appropriation.....	161,000	136,094	166,000	+5,000	+29,906
Artificial Intelligence and Technology Office.....	---	4,912	---	---	-4,912
International Affairs.....	---	32,859	---	---	-32,859
Office of the Inspector General.....	54,215	57,739	57,739	+3,524	---
Total, Energy programs.....	14,633,623	9,819,734	12,444,825	-2,186,798	+2,625,091

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Atomic Energy Defense Activities					
National Nuclear Security Administration					
Weapons Activities.....	12,457,087	15,602,000	15,345,000	+2,887,903	-257,000
Defense Nuclear Nonproliferation.....	2,164,400	2,031,000	2,280,000	+95,600	+229,000
Naval Reactors.....	1,648,388	1,684,000	1,684,000	+35,604	---
Federal Salaries and Expenses.....	434,699	454,000	443,200	+8,501	-10,800
Total, National Nuclear Security Administration.....	18,704,592	19,771,000	19,732,200	+3,027,608	-38,800
Environmental and Other Defense Activities					
Defense Environmental Cleanup.....	6,255,000	5,092,608	6,426,000	+171,000	+1,333,392
Rescission.....	---	-109,000	---	---	+109,000
Subtotal.....	6,255,000	4,983,608	6,426,000	+171,000	+1,442,392
Other Defense Activities.....	908,000	1,054,727	820,000	+14,000	-134,727
Total, Environmental and Other Defense Activities.....	7,161,000	6,038,335	7,346,000	+185,000	+1,307,665
Total, Atomic Energy Defense Activities.....	23,865,592	25,809,335	27,078,200	+3,212,608	+1,268,865

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Power Marketing Administrations / 1					
Operation and maintenance, Southeastern Power Administration.....	8,587	7,246	7,246	+849	---
Offsetting collections.....	-8,587	-7,246	-7,246	-849	---
Subtotal.....	---	---	---	---	---
Operation and maintenance, Southwestern Power Administration.....	47,775	47,540	47,540	-235	---
Offsetting collections.....	-37,375	-37,140	-37,140	+235	---
Subtotal.....	10,400	10,400	10,400	---	---
Construction, Rehabilitation, Operation and Maintenance, Western Area Power Administration.....	262,959	259,126	259,126	-3,833	---
Offsetting collections.....	-173,587	-169,754	-169,754	+3,833	---
Rescission.....	-176	---	---	+176	---
Subtotal.....	89,196	89,372	89,372	+176	---
Falcon and Awjlad Operating and Maintenance Fund.....	3,160	5,776	5,776	+2,616	---
Offsetting collections.....	-2,832	-5,548	-5,548	-2,616	---
Subtotal.....	228	228	228	---	---
Total, Power Marketing Administrations.....	89,824	100,000	100,000	+176	---

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Federal Energy Regulatory Commission					
Salaries and expenses.....	382,000	404,350	404,350	+22,350	---
Revenues applied.....	-382,000	-404,350	-404,350	-22,350	---
Subtotal.....	---	---	---	---	---
General Provision - Department of Energy					
Energy Programs Rescission (rescission).....	-12,723	---	2,000	+12,723	---
Colorado River Basin Fund (sec.305(b)).....	---	---	---	+2,000	+2,000
Sale of Petroleum Product.....	---	-607,000	---	---	+607,000
Total, General Provisions.....	-12,723	-607,000	2,000	+14,723	+609,000
Total, title III, Department of Energy.....					
Appropriations.....	38,586,316	35,122,069	39,625,025	+1,038,709	+4,502,956
Rescissions.....	(38,657,215)	(35,732,228)	(39,627,265)	(+970,050)	(+3,885,037)
	(-70,889)	(-810,159)	(-2,240)	(-88,659)	(+807,918)

TITLE IV - INDEPENDENT AGENCIES

Appalachian Regional Commission.....	175,000	165,000	180,000	+5,000	+15,000
Defense Nuclear Facilities Safety Board.....	31,000	28,636	31,000	---	+2,164
Delta Regional Authority.....	30,000	2,500	30,000	---	+27,500
Denali Commission.....	15,000	7,300	15,000	---	+7,700
Northern Border Regional Commission.....	25,000	850	30,000	+5,000	+26,150

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Southeast Crescent Regional Commission.....	250	---	1,000	+750	+1,000
Southwest Border Regional Commission.....	---	---	250	+250	+250
Nuclear Regulatory Commission:					
Salaries and expenses.....	842,236	849,900	830,900	-11,336	-19,000
Revenues.....	-717,125	-729,293	-710,293	+6,832	+19,000
Subtotal.....	125,111	120,607	120,607	-4,504	---
Office of Inspector General.....	13,314	13,499	13,499	+185	---
Revenues.....	-10,929	-11,106	-11,106	-177	---
Subtotal.....	2,385	2,393	2,393	+8	---
Total, Nuclear Regulatory Commission.....	127,488	123,000	123,000	-4,498	---
Nuclear Waste Technical Review Board.....	3,600	3,600	3,600	---	---
Legislative Proposal.....	---	2,000	---	---	-2,000
Subtotal.....	3,600	5,600	3,600	---	-2,000
Total, title IV, Independent agencies.....	407,346	333,088	413,850	+6,504	+80,764

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Grand total.....	48,323,662	42,659,216	49,524,875	+1,201,213	+6,865,659
Appropriations.....	(48,384,661)	(43,169,375)	(49,527,616)	(+1,133,054)	(+6,358,240)
Emergency appropriations.....	---	---	(2,300,000)	(+2,300,000)	(+2,300,000)
Rescissions.....	(-70,899)	(-610,159)	(-2,740)	(+88,159)	(+607,419)
Rescissions of emergency appropriations.....	---	---	(-2,300,000)	(-2,300,000)	(-2,300,000)
Grand total less emergencies.....	48,323,662	42,659,216	49,524,875	+1,201,213	+6,865,659

1/ Totals adjusted to net out alternative financing costs, reimbursable agreement funding, and power purchase and wheeling expenses. Offsetting collection totals only reflect funds collected for annual expenses, excluding power purchase wheeling

ENERGY AND WATER DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
DISCRETIONARY RECAP BY TITLE					
Title I, Department of Defense - Civil.....	7,650,000	5,866,186	7,795,000	+145,000	+1,928,814
Title II, Department of the Interior.....	1,660,000	1,137,875	1,691,000	+11,000	+553,125
Title III, Department of Energy.....	38,566,316	35,122,069	39,625,025	+1,038,709	+4,502,956
Title IV, Independent Agencies.....	407,348	333,086	413,850	+6,504	+80,764
Subtotal.....	48,323,662	42,559,216	49,524,875	+1,201,213	+6,965,659
Scorekeeping adjustments.....	19,338	17,125	-72,875	-92,213	-90,000
Total.....	48,343,000	42,576,341	49,452,000	+1,109,000	+6,875,659

[House Appropriations Committee Print]

Consolidated Appropriations Act, 2021

(H.R. 133; P.L. 116-260)

**DIVISION E—FINANCIAL SERVICES AND
GENERAL GOVERNMENT APPROPRIATIONS
ACT, 2021**

**DIVISION E—FINANCIAL SERVICES AND GENERAL
GOVERNMENT APPROPRIATIONS ACT, 2021**

TITLE I

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

For necessary expenses of the Departmental Offices including operation and maintenance of the Treasury Building and Freedman's Bank Building; hire of passenger motor vehicles; maintenance, repairs, and improvements of, and purchase of commercial insurance policies for, real properties leased or owned overseas, when necessary for the performance of official business; executive direction program activities; international affairs and economic policy activities; domestic finance and tax policy activities, including technical assistance to State, local, and territorial entities; and Treasury-wide management policies and programs activities, \$233,000,000: *Provided*, That of the amount appropriated under this heading—

(1) not to exceed \$350,000 is for official reception and representation expenses;

(2) not to exceed \$258,000 is for unforeseen emergencies of a confidential nature to be allocated and expended under the direction of the Secretary of the Treasury and to be accounted for solely on the Secretary's certificate; and

(3) not to exceed \$24,000,000 shall remain available until September 30, 2022, for—

(A) the Treasury-wide Financial Statement Audit and Internal Control Program;

(B) information technology modernization requirements;

(C) the audit, oversight, and administration of the Gulf Coast Restoration Trust Fund;

(D) the development and implementation of programs within the Office of Cybersecurity and Critical Infrastructure Protection, including entering into cooperative agreements;

(E) operations and maintenance of facilities; and

(F) international operations.

COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED STATES FUND

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Committee on Foreign Investment in the United States, \$20,000,000, to remain available until expended: *Provided*, That the chairperson of the Committee may transfer such amounts to any department or agency represented on

the Committee (including the Department of the Treasury) subject to advance notification to the Committees on Appropriations of the House of Representatives and the Senate: *Provided further*, That amounts so transferred shall remain available until expended for expenses of implementing section 721 of the Defense Production Act of 1950, as amended (50 U.S.C. 4565), and shall be available in addition to any other funds available to any department or agency: *Provided further*, That fees authorized by section 721(p) of such Act shall be credited to this appropriation as offsetting collections: *Provided further*, That the total amount appropriated under this heading from the general fund shall be reduced as such offsetting collections are received during fiscal year 2021, so as to result in a total appropriation from the general fund estimated at not more than \$15,000,000.

OFFICE OF TERRORISM AND FINANCIAL INTELLIGENCE

SALARIES AND EXPENSES

For the necessary expenses of the Office of Terrorism and Financial Intelligence to safeguard the financial system against illicit use and to combat rogue nations, terrorist facilitators, weapons of mass destruction proliferators, human rights abusers, money launderers, drug kingpins, and other national security threats, \$175,000,000, of which not less than \$3,000,000 shall be available for addressing human rights violations and corruption, including activities authorized by the Global Magnitsky Human Rights Accountability Act (22 U.S.C. 2656 note): *Provided*, That of the amounts appropriated under this heading, up to \$10,000,000 shall remain available until September 30, 2022.

CYBERSECURITY ENHANCEMENT ACCOUNT

For salaries and expenses for enhanced cybersecurity for systems operated by the Department of the Treasury, \$18,000,000, to remain available until September 30, 2023: *Provided*, That such funds shall supplement and not supplant any other amounts made available to the Treasury offices and bureaus for cybersecurity: *Provided further*, That of the total amount made available under this heading \$1,000,000 shall be available for administrative expenses for the Treasury Chief Information Officer to provide oversight of the investments made under this heading: *Provided further*, That such funds shall supplement and not supplant any other amounts made available to the Treasury Chief Information Officer.

DEPARTMENT-WIDE SYSTEMS AND CAPITAL INVESTMENTS PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For development and acquisition of automatic data processing equipment, software, and services and for repairs and renovations to buildings owned by the Department of the Treasury, \$6,118,000, to remain available until September 30, 2023: *Provided*, That these funds shall be transferred to accounts and in amounts as necessary to satisfy the requirements of the Department's offices, bureaus, and other organizations: *Provided further*, That this transfer au-

thority shall be in addition to any other transfer authority provided in this Act: *Provided further*, That none of the funds appropriated under this heading shall be used to support or supplement “Internal Revenue Service, Operations Support” or “Internal Revenue Service, Business Systems Modernization”.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$41,044,000, including hire of passenger motor vehicles; of which not to exceed \$100,000 shall be available for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Inspector General of the Treasury; of which up to \$2,800,000 to remain available until September 30, 2022, shall be for audits and investigations conducted pursuant to section 1608 of the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act of 2012 (33 U.S.C. 1321 note); and of which not to exceed \$1,000 shall be available for official reception and representation expenses.

TREASURY INSPECTOR GENERAL FOR TAX ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of the Treasury Inspector General for Tax Administration in carrying out the Inspector General Act of 1978, as amended, including purchase and hire of passenger motor vehicles (31 U.S.C. 1343(b)); and services authorized by 5 U.S.C. 3109, at such rates as may be determined by the Inspector General for Tax Administration; \$170,250,000, of which \$5,000,000 shall remain available until September 30, 2022; of which not to exceed \$6,000,000 shall be available for official travel expenses; of which not to exceed \$500,000 shall be available for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Inspector General for Tax Administration; and of which not to exceed \$1,500 shall be available for official reception and representation expenses.

SPECIAL INSPECTOR GENERAL FOR THE TROUBLED ASSET RELIEF PROGRAM

SALARIES AND EXPENSES

For necessary expenses of the Office of the Special Inspector General in carrying out the provisions of the Emergency Economic Stabilization Act of 2008 (Public Law 110–343), \$19,000,000.

FINANCIAL CRIMES ENFORCEMENT NETWORK

SALARIES AND EXPENSES

For necessary expenses of the Financial Crimes Enforcement Network, including hire of passenger motor vehicles; travel and

training expenses of non-Federal and foreign government personnel to attend meetings and training concerned with domestic and foreign financial intelligence activities, law enforcement, and financial regulation; services authorized by 5 U.S.C. 3109; not to exceed \$12,000 for official reception and representation expenses; and for assistance to Federal law enforcement agencies, with or without reimbursement, \$126,963,000, of which not to exceed \$34,335,000 shall remain available until September 30, 2023.

BUREAU OF THE FISCAL SERVICE

SALARIES AND EXPENSES

For necessary expenses of operations of the Bureau of the Fiscal Service, \$345,569,000; of which not to exceed \$8,000,000, to remain available until September 30, 2023, is for information systems modernization initiatives; and of which \$5,000 shall be available for official reception and representation expenses.

In addition, \$165,000, to be derived from the Oil Spill Liability Trust Fund to reimburse administrative and personnel expenses for financial management of the Fund, as authorized by section 1012 of Public Law 101-380.

ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

SALARIES AND EXPENSES

For necessary expenses of carrying out section 1111 of the Homeland Security Act of 2002, including hire of passenger motor vehicles, \$124,337,000; of which not to exceed \$6,000 shall be available for official reception and representation expenses; and of which not to exceed \$50,000 shall be available for cooperative research and development programs for laboratory services; and provision of laboratory assistance to State and local agencies with or without reimbursement: *Provided*, That of the amount appropriated under this heading, \$5,000,000 shall be for the costs of accelerating the processing of formula and label applications: *Provided further*, That of the amount appropriated under this heading, \$5,000,000, to remain available until September 30, 2022, shall be for the costs associated with enforcement of and education regarding the trade practice provisions of the Federal Alcohol Administration Act (27 U.S.C. 201 et seq.).

UNITED STATES MINT

UNITED STATES MINT PUBLIC ENTERPRISE FUND

Pursuant to section 5136 of title 31, United States Code, the United States Mint is provided funding through the United States Mint Public Enterprise Fund for costs associated with the production of circulating coins, numismatic coins, and protective services, including both operating expenses and capital investments: *Provided*, That the aggregate amount of new liabilities and obligations incurred during fiscal year 2021 under such section 5136 for circulating coinage and protective service capital investments of the United States Mint shall not exceed \$50,000,000.

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND
PROGRAM ACCOUNT

To carry out the Riegle Community Development and Regulatory Improvement Act of 1994 (subtitle A of title I of Public Law 103–325), including services authorized by section 3109 of title 5, United States Code, but at rates for individuals not to exceed the per diem rate equivalent to the rate for EX–III, \$270,000,000. Of the amount appropriated under this heading—

(1) not less than \$167,000,000, notwithstanding section 108(e) of Public Law 103–325 (12 U.S.C. 4707(e)) with regard to Small and/or Emerging Community Development Financial Institutions Assistance awards, is available until September 30, 2022, for financial assistance and technical assistance under subparagraphs (A) and (B) of section 108(a)(1), respectively, of Public Law 103–325 (12 U.S.C. 4707(a)(1)(A) and (B)), of which up to \$1,600,000 may be available for training and outreach under section 109 of Public Law 103–325 (12 U.S.C. 4708), of which up to \$2,374,500 may be used for the cost of direct loans, of which up to \$6,000,000, notwithstanding subsection (d) of section 108 of Public Law 103–325 (12 U.S.C. 4707 (d)), may be available to provide financial assistance, technical assistance, training, and outreach to community development financial institutions to expand investments that benefit individuals with disabilities, and of which not less than \$2,000,000 shall be for the Economic Mobility Corps to be operated in conjunction with the Corporation for National and Community Service, pursuant to 42 U.S.C. 12571: *Provided*, That the cost of direct and guaranteed loans, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That these funds are available to subsidize gross obligations for the principal amount of direct loans not to exceed \$25,000,000: *Provided further*, That of the funds provided under this paragraph, excluding those made to community development financial institutions to expand investments that benefit individuals with disabilities and those made to community development financial institutions that serve populations living in persistent poverty counties, the CDFI Fund shall prioritize Financial Assistance awards to organizations that invest and lend in high-poverty areas: *Provided further*, That for purposes of this section, the term “high-poverty area” means any census tract with a poverty rate of at least 20 percent as measured by the 2011–2015 5-year data series available from the American Community Survey of the Bureau of the Census for all States and Puerto Rico or with a poverty rate of at least 20 percent as measured by the 2010 Island areas Decennial Census data for any territory or possession of the United States;

(2) Not less than \$16,500,000, notwithstanding section 108(e) of Public Law 103–325 (12 U.S.C. 4707(e)), is available until September 30, 2022, for financial assistance, technical assistance, training, and outreach programs designed to benefit Native American, Native Hawaiian, and Alaska Native communities and provided primarily through qualified community de-

velopment lender organizations with experience and expertise in community development banking and lending in Indian country, Native American organizations, Tribes and Tribal organizations, and other suitable providers;

(3) not less than \$26,000,000 is available until September 30, 2022, for the Bank Enterprise Award program;

(4) not less than \$23,000,000, notwithstanding subsections (d) and (e) of section 108 of Public Law 103-325 (12 U.S.C. 4707(d) and (e)), is available until September 30, 2022, for a Healthy Food Financing Initiative to provide financial assistance, technical assistance, training, and outreach to community development financial institutions for the purpose of offering affordable financing and technical assistance to expand the availability of healthy food options in distressed communities;

(5) not less than \$8,500,000 is available until September 30, 2022, to provide grants for loan loss reserve funds and to provide technical assistance for small dollar loan programs under section 122 of Public Law 103-325 (12 U.S.C. 4719): *Provided*, That sections 108(d) and 122(b)(2) of such Public Law shall not apply to the provision of such grants and technical assistance;

(6) up to \$29,000,000 is available until September 30, 2021, for administrative expenses, including administration of CDFI Fund programs and the New Markets Tax Credit Program, of which not less than \$1,000,000 is for development of tools to better assess and inform CDFI investment performance, and up to \$300,000 is for administrative expenses to carry out the direct loan program; and

(7) during fiscal year 2021, none of the funds available under this heading are available for the cost, as defined in section 502 of the Congressional Budget Act of 1974, of commitments to guarantee bonds and notes under section 114A of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4713a): *Provided*, That commitments to guarantee bonds and notes under such section 114A shall not exceed \$500,000,000: *Provided further*, That such section 114A shall remain in effect until December 31, 2021: *Provided further*, That of the funds awarded under this heading, except those provided for the Economic Mobility Corps, not less than 10 percent shall be used for awards that support investments that serve populations living in persistent poverty counties: *Provided further*, That for the purposes of this paragraph and paragraph (1), the term "persistent poverty counties" means any county, including county equivalent areas in Puerto Rico, that has had 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1990 and 2000 decennial censuses and the 2011-2015 5-year data series available from the American Community Survey of the Bureau of the Census or any other territory or possession of the United States that has had 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1990, 2000 and 2010 Island Areas Decennial Censuses, or equivalent data, of the Bureau of the Census.

INTERNAL REVENUE SERVICE

TAXPAYER SERVICES

For necessary expenses of the Internal Revenue Service to provide taxpayer services, including pre-filing assistance and education, filing and account services, taxpayer advocacy services, and other services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner, \$2,555,606,000, of which not less than \$11,000,000 shall be for the Tax Counseling for the Elderly Program, of which not less than \$13,000,000 shall be available for low-income taxpayer clinic grants, of which not less than \$30,000,000, to remain available until September 30, 2022, shall be available for the Community Volunteer Income Tax Assistance Matching Grants Program for tax return preparation assistance, and of which not less than \$211,000,000 shall be available for operating expenses of the Taxpayer Advocate Service: *Provided*, That of the amounts made available for the Taxpayer Advocate Service, not less than \$5,500,000 shall be for identity theft and refund fraud casework.

ENFORCEMENT

For necessary expenses for tax enforcement activities of the Internal Revenue Service to determine and collect owed taxes, to provide legal and litigation support, to conduct criminal investigations, to enforce criminal statutes related to violations of internal revenue laws and other financial crimes, to purchase and hire passenger motor vehicles (31 U.S.C. 1343(b)), and to provide other services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner, \$5,212,622,000, of which not to exceed \$250,000,000 shall remain available until September 30, 2022; of which not less than \$60,257,000 shall be for the Interagency Crime and Drug Enforcement program; and of which not to exceed \$15,000,000 shall be for investigative technology for the Criminal Investigation Division: *Provided*, That the amount made available for investigative technology for the Criminal Investigation Division shall be in addition to amounts made available for the Criminal Investigation Division under the "Operations Support" heading.

OPERATIONS SUPPORT

For necessary expenses of the Internal Revenue Service to support taxpayer services and enforcement programs, including rent payments; facilities services; printing; postage; physical security; headquarters and other IRS-wide administration activities; research and statistics of income; telecommunications; information technology development, enhancement, operations, maintenance, and security; the hire of passenger motor vehicles (31 U.S.C. 1343(b)); the operations of the Internal Revenue Service Oversight Board; and other services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner; \$3,928,102,000, of which not to exceed \$275,000,000 shall remain available until September 30, 2022; of which not to exceed \$10,000,000 shall remain available until expended for acquisition of equipment and construction, repair and renovation of facilities; of which not to ex-

ceed \$1,000,000 shall remain available until September 30, 2023, for research; of which not less than \$10,000,000, to remain available until expended, shall be available for establishment of an application through which entities registering and renewing registrations in the System for Award Management may request an authenticated electronic certification stating that the entity does or does not have a seriously delinquent tax debt; and of which not to exceed \$20,000 shall be for official reception and representation expenses: *Provided*, That not later than 30 days after the end of each quarter, the Internal Revenue Service shall submit a report to the Committees on Appropriations of the House of Representatives and the Senate and the Comptroller General of the United States detailing major information technology investments in the Internal Revenue Service Integrated Modernization Business Plan portfolio, including detailed, plain language summaries on the status of plans, costs, and results; prior results and actual expenditures of the prior quarter; upcoming deliverables and costs for the fiscal year; risks and mitigation strategies associated with ongoing work; reasons for any cost or schedule variances; and total expenditures by fiscal year: *Provided further*, That the Internal Revenue Service shall include, in its budget justification for fiscal year 2022, a summary of cost and schedule performance information for its major information technology systems.

BUSINESS SYSTEMS MODERNIZATION

For necessary expenses of the Internal Revenue Service's business systems modernization program, \$222,724,000, to remain available until September 30, 2023, for the capital asset acquisition of information technology systems, including management and related contractual costs of said acquisitions, including related Internal Revenue Service labor costs, and contractual costs associated with operations authorized by 5 U.S.C. 3109: *Provided*, That not later than 30 days after the end of each quarter, the Internal Revenue Service shall submit a report to the Committees on Appropriations of the House of Representatives and the Senate and the Comptroller General of the United States detailing major information technology investments in the Internal Revenue Service Integrated Modernization Business Plan portfolio, including detailed, plain language summaries on the status of plans, costs, and results; prior results and actual expenditures of the prior quarter; upcoming deliverables and costs for the fiscal year; risks and mitigation strategies associated with ongoing work; reasons for any cost or schedule variances; and total expenditures by fiscal year.

ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE SERVICE

(INCLUDING TRANSFER OF FUNDS)

SEC. 101. Not to exceed 4 percent of the appropriation made available in this Act to the Internal Revenue Service under the "Enforcement" heading, and not to exceed 5 percent of any other appropriation made available in this Act to the Internal Revenue Service, may be transferred to any other Internal Revenue Service

appropriation upon the advance approval of the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 102. The Internal Revenue Service shall maintain an employee training program, which shall include the following topics: taxpayers' rights, dealing courteously with taxpayers, cross-cultural relations, ethics, and the impartial application of tax law.

SEC. 103. The Internal Revenue Service shall institute and enforce policies and procedures that will safeguard the confidentiality of taxpayer information and protect taxpayers against identity theft.

SEC. 104. Funds made available by this or any other Act to the Internal Revenue Service shall be available for improved facilities and increased staffing to provide sufficient and effective 1-800 help line service for taxpayers. The Commissioner shall continue to make improvements to the Internal Revenue Service 1-800 help line service a priority and allocate resources necessary to enhance the response time to taxpayer communications, particularly with regard to victims of tax-related crimes.

SEC. 105. The Internal Revenue Service shall issue a notice of confirmation of any address change relating to an employer making employment tax payments, and such notice shall be sent to both the employer's former and new address and an officer or employee of the Internal Revenue Service shall give special consideration to an offer-in-compromise from a taxpayer who has been the victim of fraud by a third party payroll tax preparer.

SEC. 106. None of the funds made available under this Act may be used by the Internal Revenue Service to target citizens of the United States for exercising any right guaranteed under the First Amendment to the Constitution of the United States.

SEC. 107. None of the funds made available in this Act may be used by the Internal Revenue Service to target groups for regulatory scrutiny based on their ideological beliefs.

SEC. 108. None of funds made available by this Act to the Internal Revenue Service shall be obligated or expended on conferences that do not adhere to the procedures, verification processes, documentation requirements, and policies issued by the Chief Financial Officer, Human Capital Office, and Agency-Wide Shared Services as a result of the recommendations in the report published on May 31, 2013, by the Treasury Inspector General for Tax Administration entitled "Review of the August 2010 Small Business/Self-Employed Division's Conference in Anaheim, California" (Reference Number 2013-10-037).

SEC. 109. None of the funds made available in this Act to the Internal Revenue Service may be obligated or expended—

(1) to make a payment to any employee under a bonus, award, or recognition program; or

(2) under any hiring or personnel selection process with respect to re-hiring a former employee;

unless such program or process takes into account the conduct and Federal tax compliance of such employee or former employee.

SEC. 110. None of the funds made available by this Act may be used in contravention of section 6103 of the Internal Revenue Code of 1986 (relating to confidentiality and disclosure of returns and return information).

ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE TREASURY
(INCLUDING TRANSFERS OF FUNDS)

SEC. 111. Appropriations to the Department of the Treasury in this Act shall be available for uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901), including maintenance, repairs, and cleaning; purchase of insurance for official motor vehicles operated in foreign countries; purchase of motor vehicles without regard to the general purchase price limitations for vehicles purchased and used overseas for the current fiscal year; entering into contracts with the Department of State for the furnishing of health and medical services to employees and their dependents serving in foreign countries; and services authorized by 5 U.S.C. 3109.

SEC. 112. Not to exceed 2 percent of any appropriations in this title made available under the headings "Departmental Offices—Salaries and Expenses", "Office of Inspector General", "Special Inspector General for the Troubled Asset Relief Program", "Financial Crimes Enforcement Network", "Bureau of the Fiscal Service", and "Alcohol and Tobacco Tax and Trade Bureau" may be transferred between such appropriations upon the advance approval of the Committees on Appropriations of the House of Representatives and the Senate: *Provided*, That no transfer under this section may increase or decrease any such appropriation by more than 2 percent.

SEC. 113. Not to exceed 2 percent of any appropriation made available in this Act to the Internal Revenue Service may be transferred to the Treasury Inspector General for Tax Administration's appropriation upon the advance approval of the Committees on Appropriations of the House of Representatives and the Senate: *Provided*, That no transfer may increase or decrease any such appropriation by more than 2 percent.

SEC. 114. None of the funds appropriated in this Act or otherwise available to the Department of the Treasury or the Bureau of Engraving and Printing may be used to redesign the \$1 Federal Reserve note.

SEC. 115. The Secretary of the Treasury may transfer funds from the "Bureau of the Fiscal Service—Salaries and Expenses" to the Debt Collection Fund as necessary to cover the costs of debt collection: *Provided*, That such amounts shall be reimbursed to such salaries and expenses account from debt collections received in the Debt Collection Fund.

SEC. 116. None of the funds appropriated or otherwise made available by this or any other Act may be used by the United States Mint to construct or operate any museum without the explicit approval of the Committees on Appropriations of the House of Representatives and the Senate, the House Committee on Financial Services, and the Senate Committee on Banking, Housing, and Urban Affairs.

SEC. 117. None of the funds appropriated or otherwise made available by this or any other Act or source to the Department of the Treasury, the Bureau of Engraving and Printing, and the United States Mint, individually or collectively, may be used to consolidate any or all functions of the Bureau of Engraving and Printing and the United States Mint without the explicit approval of the House Committee on Financial Services; the Senate Com-

mittee on Banking, Housing, and Urban Affairs; and the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 118. Funds appropriated by this Act, or made available by the transfer of funds in this Act, for the Department of the Treasury's intelligence or intelligence related activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 414) during fiscal year 2021 until the enactment of the Intelligence Authorization Act for Fiscal Year 2021.

SEC. 119. Not to exceed \$5,000 shall be made available from the Bureau of Engraving and Printing's Industrial Revolving Fund for necessary official reception and representation expenses.

SEC. 120. The Secretary of the Treasury shall submit a Capital Investment Plan to the Committees on Appropriations of the House of Representatives and the Senate not later than 30 days following the submission of the annual budget submitted by the President: *Provided*, That such Capital Investment Plan shall include capital investment spending from all accounts within the Department of the Treasury, including but not limited to the Department-wide Systems and Capital Investment Programs account, Treasury Franchise Fund account, and the Treasury Forfeiture Fund account: *Provided further*, That such Capital Investment Plan shall include expenditures occurring in previous fiscal years for each capital investment project that has not been fully completed.

SEC. 121. Within 45 days after the date of enactment of this Act, the Secretary of the Treasury shall submit an itemized report to the Committees on Appropriations of the House of Representatives and the Senate on the amount of total funds charged to each office by the Franchise Fund including the amount charged for each service provided by the Franchise Fund to each office, a detailed description of the services, a detailed explanation of how each charge for each service is calculated, and a description of the role customers have in governing in the Franchise Fund.

SEC. 122. During fiscal year 2021—

(1) none of the funds made available in this or any other Act may be used by the Department of the Treasury, including the Internal Revenue Service, to issue, revise, or finalize any regulation, revenue ruling, or other guidance not limited to a particular taxpayer relating to the standard which is used to determine whether an organization is operated exclusively for the promotion of social welfare for purposes of section 501(c)(4) of the Internal Revenue Code of 1986 (including the proposed regulations published at 78 Fed. Reg. 71535 (November 29, 2013)); and

(2) the standard and definitions as in effect on January 1, 2010, which are used to make such determinations shall apply after the date of the enactment of this Act for purposes of determining status under section 501(c)(4) of such Code of organizations created on, before, or after such date.

SEC. 123. (a) Not later than 60 days after the end of each quarter, the Office of Financial Stability and the Office of Financial Research shall submit reports on their activities to the Committees on Appropriations of the House of Representatives and the Senate, the

Committee on Financial Services of the House of Representatives and the Senate Committee on Banking, Housing, and Urban Affairs.

(b) The reports required under subsection (a) shall include—

(1) the obligations made during the previous quarter by object class, office, and activity;

(2) the estimated obligations for the remainder of the fiscal year by object class, office, and activity;

(3) the number of full-time equivalents within each office during the previous quarter;

(4) the estimated number of full-time equivalents within each office for the remainder of the fiscal year; and

(5) actions taken to achieve the goals, objectives, and performance measures of each office.

(c) At the request of any such Committees specified in subsection (a), the Office of Financial Stability and the Office of Financial Research shall make officials available to testify on the contents of the reports required under subsection (a).

SEC. 124. In addition to the amounts otherwise made available to the Department of the Treasury, \$25,000,000, to remain available until expended, shall be for expenses associated with digitization and distribution of the Department's records of matured savings bonds that have not been redeemed.

This title may be cited as the "Department of the Treasury Appropriations Act, 2021".

TITLE II

EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

THE WHITE HOUSE

SALARIES AND EXPENSES

For necessary expenses for the White House as authorized by law, including not to exceed \$3,850,000 for services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105; subsistence expenses as authorized by 3 U.S.C. 105, which shall be expended and accounted for as provided in that section; hire of passenger motor vehicles, and travel (not to exceed \$100,000 to be expended and accounted for as provided by 3 U.S.C. 103); and not to exceed \$19,000 for official reception and representation expenses, to be available for allocation within the Executive Office of the President; and for necessary expenses of the Office of Policy Development, including services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 107, \$55,000,000.

EXECUTIVE RESIDENCE AT THE WHITE HOUSE

OPERATING EXPENSES

For necessary expenses of the Executive Residence at the White House, \$13,641,000, to be expended and accounted for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

REIMBURSABLE EXPENSES

For the reimbursable expenses of the Executive Residence at the White House, such sums as may be necessary: *Provided*, That all reimbursable operating expenses of the Executive Residence shall be made in accordance with the provisions of this paragraph: *Provided further*, That, notwithstanding any other provision of law, such amount for reimbursable operating expenses shall be the exclusive authority of the Executive Residence to incur obligations and to receive offsetting collections, for such expenses: *Provided further*, That the Executive Residence shall require each person sponsoring a reimbursable political event to pay in advance an amount equal to the estimated cost of the event, and all such advance payments shall be credited to this account and remain available until expended: *Provided further*, That the Executive Residence shall require the national committee of the political party of the President to maintain on deposit \$25,000, to be separately accounted for and available for expenses relating to reimbursable political events sponsored by such committee during such fiscal year: *Provided further*, That the Executive Residence shall ensure that a written notice of any amount owed for a reimbursable operating expense under this paragraph is submitted to the person owing such amount within 60 days after such expense is incurred, and that such amount is collected within 30 days after the submission of such notice: *Provided further*, That the Executive Residence shall charge interest and assess penalties and other charges on any such amount that is not reimbursed within such 30 days, in accordance with the interest and penalty provisions applicable to an outstanding debt on a United States Government claim under 31 U.S.C. 3717: *Provided further*, That each such amount that is reimbursed, and any accompanying interest and charges, shall be deposited in the Treasury as miscellaneous receipts: *Provided further*, That the Executive Residence shall prepare and submit to the Committees on Appropriations, by not later than 90 days after the end of the fiscal year covered by this Act, a report setting forth the reimbursable operating expenses of the Executive Residence during the preceding fiscal year, including the total amount of such expenses, the amount of such total that consists of reimbursable official and ceremonial events, the amount of such total that consists of reimbursable political events, and the portion of each such amount that has been reimbursed as of the date of the report: *Provided further*, That the Executive Residence shall maintain a system for the tracking of expenses related to reimbursable events within the Executive Residence that includes a standard for the classification of any such expense as political or nonpolitical: *Provided further*, That no provision of this paragraph may be construed to exempt the Executive Residence from any other applicable requirement of subchapter I or II of chapter 37 of title 31, United States Code.

WHITE HOUSE REPAIR AND RESTORATION

For the repair, alteration, and improvement of the Executive Residence at the White House pursuant to 3 U.S.C. 105(d), \$2,500,000, to remain available until expended, for required main-

tenance, resolution of safety and health issues, and continued preventative maintenance.

COUNCIL OF ECONOMIC ADVISERS

SALARIES AND EXPENSES

For necessary expenses of the Council of Economic Advisers in carrying out its functions under the Employment Act of 1946 (15 U.S.C. 1021 et seq.), \$4,000,000.

NATIONAL SECURITY COUNCIL AND HOMELAND SECURITY COUNCIL

SALARIES AND EXPENSES

For necessary expenses of the National Security Council and the Homeland Security Council, including services as authorized by 5 U.S.C. 3109, \$12,150,000 of which not to exceed \$5,000 shall be available for official reception and representation expenses.

OFFICE OF ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of the Office of Administration, including services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 107, and hire of passenger motor vehicles, \$100,000,000, of which not to exceed \$12,800,000 shall remain available until expended for continued modernization of information resources within the Executive Office of the President.

PRESIDENTIAL TRANSITION ADMINISTRATIVE SUPPORT

(INCLUDING TRANSFER OF FUNDS)

For expenses of the Office of Administration to carry out the Presidential Transition Act of 1963, as amended, and similar expenses, in addition to amounts otherwise appropriated by law, \$8,000,000: *Provided*, That such funds may be transferred to other accounts that provide funding for offices within the Executive Office of the President and the Office of the Vice President in this Act or any other Act, to carry out such purposes.

OFFICE OF MANAGEMENT AND BUDGET

SALARIES AND EXPENSES

For necessary expenses of the Office of Management and Budget, including hire of passenger motor vehicles and services as authorized by 5 U.S.C. 3109, to carry out the provisions of chapter 35 of title 44, United States Code, and to prepare and submit the budget of the United States Government, in accordance with section 1105(a) of title 31, United States Code, \$106,600,000, of which not to exceed \$3,000 shall be available for official representation expenses: *Provided*, That none of the funds appropriated in this Act for the Office of Management and Budget may be used for the purpose of reviewing any agricultural marketing orders or any activities or regulations under the provisions of the Agricultural Mar-

keting Agreement Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*, That none of the funds made available for the Office of Management and Budget by this Act may be expended for the altering of the transcript of actual testimony of witnesses, except for testimony of officials of the Office of Management and Budget, before the Committees on Appropriations or their subcommittees: *Provided further*, That none of the funds made available for the Office of Management and Budget by this Act may be expended for the altering of the annual work plan developed by the Corps of Engineers for submission to the Committees on Appropriations: *Provided further*, That none of the funds provided in this or prior Acts shall be used, directly or indirectly, by the Office of Management and Budget, for evaluating or determining if water resource project or study reports submitted by the Chief of Engineers acting through the Secretary of the Army are in compliance with all applicable laws, regulations, and requirements relevant to the Civil Works water resource planning process: *Provided further*, That the Office of Management and Budget shall have not more than 60 days in which to perform budgetary policy reviews of water resource matters on which the Chief of Engineers has reported: *Provided further*, That the Director of the Office of Management and Budget shall notify the appropriate authorizing and appropriating committees when the 60-day review is initiated: *Provided further*, That if water resource reports have not been transmitted to the appropriate authorizing and appropriating committees within 15 days after the end of the Office of Management and Budget review period based on the notification from the Director, Congress shall assume Office of Management and Budget concurrence with the report and act accordingly.

INTELLECTUAL PROPERTY ENFORCEMENT COORDINATOR

For necessary expenses of the Office of the Intellectual Property Enforcement Coordinator, as authorized by title III of the Prioritizing Resources and Organization for Intellectual Property Act of 2008 (Public Law 110-403), including services authorized by 5 U.S.C. 3109, \$1,800,000.

OFFICE OF NATIONAL DRUG CONTROL POLICY

SALARIES AND EXPENSES

For necessary expenses of the Office of National Drug Control Policy; for research activities pursuant to the Office of National Drug Control Policy Reauthorization Act of 1998, as amended; not to exceed \$10,000 for official reception and representation expenses; and for participation in joint projects or in the provision of services on matters of mutual interest with nonprofit, research, or public organizations or agencies, with or without reimbursement, \$18,400,000: *Provided*, That the Office is authorized to accept, hold, administer, and utilize gifts, both real and personal, public and private, without fiscal year limitation, for the purpose of aiding or facilitating the work of the Office.

FEDERAL DRUG CONTROL PROGRAMS

HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of National Drug Control Policy's High Intensity Drug Trafficking Areas Program, \$290,000,000, to remain available until September 30, 2022, for drug control activities consistent with the approved strategy for each of the designated High Intensity Drug Trafficking Areas ("HIDTAs"), of which not less than 51 percent shall be transferred to State and local entities for drug control activities and shall be obligated not later than 120 days after enactment of this Act: *Provided*, That up to 49 percent may be transferred to Federal agencies and departments in amounts determined by the Director of the Office of National Drug Control Policy, of which up to \$2,700,000 may be used for auditing services and associated activities: *Provided further*, That any unexpended funds obligated prior to fiscal year 2019 may be used for any other approved activities of that HIDTA, subject to reprogramming requirements: *Provided further*, That each HIDTA designated as of September 30, 2020, shall be funded at not less than the fiscal year 2020 base level, unless the Director submits to the Committees on Appropriations of the House of Representatives and the Senate justification for changes to those levels based on clearly articulated priorities and published Office of National Drug Control Policy performance measures of effectiveness: *Provided further*, That the Director shall notify the Committees on Appropriations of the initial allocation of fiscal year 2021 funding among HIDTAs not later than 45 days after enactment of this Act, and shall notify the Committees of planned uses of discretionary HIDTA funding, as determined in consultation with the HIDTA Directors, not later than 90 days after enactment of this Act: *Provided further*, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein and upon notification to the Committees on Appropriations of the House of Representatives and the Senate, such amounts may be transferred back to this appropriation.

OTHER FEDERAL DRUG CONTROL PROGRAMS

(INCLUDING TRANSFERS OF FUNDS)

For other drug control activities authorized by the Anti-Drug Abuse Act of 1988 and the Office of National Drug Control Policy Reauthorization Act of 1998, as amended, \$128,182,000, to remain available until expended, which shall be available as follows: \$102,000,000 for the Drug-Free Communities Program, of which \$2,500,000 shall be made available as directed by section 4 of Public Law 107-82, as amended by section 8204 of Public Law 115-271; \$3,000,000 for drug court training and technical assistance; \$14,000,000 for anti-doping activities; up to \$2,932,000 for the United States membership dues to the World Anti-Doping Agency; \$1,250,000 for the Model Acts Program; and \$5,000,000 for activities authorized by section 103 of Public Law 114-198: *Provided*,

That amounts made available under this heading may be transferred to other Federal departments and agencies to carry out such activities: *Provided further*, That the Director of the Office of National Drug Control Policy shall, not fewer than 30 days prior to obligating funds under this heading for United States membership dues to the World Anti-Doping Agency, submit to the Committees on Appropriations of the House of Representatives and the Senate a spending plan and explanation of the proposed uses of these funds.

UNANTICIPATED NEEDS

For expenses necessary to enable the President to meet unanticipated needs, in furtherance of the national interest, security, or defense which may arise at home or abroad during the current fiscal year, as authorized by 3 U.S.C. 108, \$1,000,000, to remain available until September 30, 2022.

INFORMATION TECHNOLOGY OVERSIGHT AND REFORM

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for the furtherance of integrated, efficient, secure, and effective uses of information technology in the Federal Government, \$12,500,000, to remain available until expended: *Provided*, That the Director of the Office of Management and Budget may transfer these funds to one or more other agencies to carry out projects to meet these purposes.

SPECIAL ASSISTANCE TO THE PRESIDENT

SALARIES AND EXPENSES

For necessary expenses to enable the Vice President to provide assistance to the President in connection with specially assigned functions; services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 106, including subsistence expenses as authorized by 3 U.S.C. 106, which shall be expended and accounted for as provided in that section; and hire of passenger motor vehicles, \$4,698,000.

OFFICIAL RESIDENCE OF THE VICE PRESIDENT

OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For the care, operation, refurnishing, improvement, and to the extent not otherwise provided for, heating and lighting, including electric power and fixtures, of the official residence of the Vice President; the hire of passenger motor vehicles; and not to exceed \$90,000 pursuant to 3 U.S.C. 106(b)(2), \$302,000: *Provided*, That advances, repayments, or transfers from this appropriation may be made to any department or agency for expenses of carrying out such activities.

ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF THE
PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

(INCLUDING TRANSFER OF FUNDS)

SEC. 201. From funds made available in this Act under the headings “The White House”, “Executive Residence at the White House”, “White House Repair and Restoration”, “Council of Economic Advisers”, “National Security Council and Homeland Security Council”, “Office of Administration”, “Special Assistance to the President”, and “Official Residence of the Vice President”, the Director of the Office of Management and Budget (or such other officer as the President may designate in writing), may, with advance approval of the Committees on Appropriations of the House of Representatives and the Senate, transfer not to exceed 10 percent of any such appropriation to any other such appropriation, to be merged with and available for the same time and for the same purposes as the appropriation to which transferred: *Provided*, That the amount of an appropriation shall not be increased by more than 50 percent by such transfers: *Provided further*, That no amount shall be transferred from “Special Assistance to the President” or “Official Residence of the Vice President” without the approval of the Vice President.

SEC. 202. (a) During fiscal year 2021, any Executive order or Presidential memorandum issued or revoked by the President shall be accompanied by a written statement from the Director of the Office of Management and Budget on the budgetary impact, including costs, benefits, and revenues, of such order or memorandum.

(b) Any such statement shall include—

(1) a narrative summary of the budgetary impact of such order or memorandum on the Federal Government;

(2) the impact on mandatory and discretionary obligations and outlays as the result of such order or memorandum, listed by Federal agency, for each year in the 5-fiscal-year period beginning in fiscal year 2021; and

(3) the impact on revenues of the Federal Government as the result of such order or memorandum over the 5-fiscal-year period beginning in fiscal year 2021.

(c) If an Executive order or Presidential memorandum is issued during fiscal year 2021 due to a national emergency, the Director of the Office of Management and Budget may issue the statement required by subsection (a) not later than 15 days after the date that such order or memorandum is issued.

(d) The requirement for cost estimates for Presidential memoranda shall only apply for Presidential memoranda estimated to have a regulatory cost in excess of \$100,000,000.

SEC. 203. Not later than 30 days after the date of enactment of this Act, the Director of the Office of Management and Budget shall issue a memorandum to all Federal departments, agencies, and corporations directing compliance with the provisions in title VII of this Act.

This title may be cited as the “Executive Office of the President Appropriations Act, 2021”.

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TITLE III

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

SALARIES AND EXPENSES

For expenses necessary for the operation of the Supreme Court, as required by law, excluding care of the building and grounds, including hire of passenger motor vehicles as authorized by 31 U.S.C. 1343 and 1344; not to exceed \$10,000 for official reception and representation expenses; and for miscellaneous expenses, to be expended as the Chief Justice may approve, \$94,690,000, of which \$1,500,000 shall remain available until expended.

In addition, there are appropriated such sums as may be necessary under current law for the salaries of the chief justice and associate justices of the court.

CARE OF THE BUILDING AND GROUNDS

For such expenditures as may be necessary to enable the Architect of the Capitol to carry out the duties imposed upon the Architect by 40 U.S.C. 6111 and 6112, \$10,618,000, to remain available until expended.

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

SALARIES AND EXPENSES

For salaries of officers and employees, and for necessary expenses of the court, as authorized by law, \$33,500,000.

In addition, there are appropriated such sums as may be necessary under current law for the salaries of the chief judge and judges of the court.

UNITED STATES COURT OF INTERNATIONAL TRADE

SALARIES AND EXPENSES

For salaries of officers and employees of the court, services, and necessary expenses of the court, as authorized by law, \$20,000,000.

In addition, there are appropriated such sums as may be necessary under current law for the salaries of the chief judge and judges of the court.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

SALARIES AND EXPENSES

For the salaries of judges of the United States Court of Federal Claims, magistrate judges, and all other officers and employees of the Federal Judiciary not otherwise specifically provided for, necessary expenses of the courts, and the purchase, rental, repair, and cleaning of uniforms for Probation and Pretrial Services Office staff, as authorized by law, \$5,393,701,000 (including the purchase of firearms and ammunition); of which not to exceed \$27,817,000

shall remain available until expended for space alteration projects and for furniture and furnishings related to new space alteration and construction projects.

In addition, there are appropriated such sums as may be necessary under current law for the salaries of circuit and district judges (including judges of the territorial courts of the United States), bankruptcy judges, and justices and judges retired from office or from regular active service.

In addition, for expenses of the United States Court of Federal Claims associated with processing cases under the National Childhood Vaccine Injury Act of 1986 (Public Law 99-660), not to exceed \$9,900,000, to be appropriated from the Vaccine Injury Compensation Trust Fund.

DEFENDER SERVICES

For the operation of Federal Defender organizations; the compensation and reimbursement of expenses of attorneys appointed to represent persons under 18 U.S.C. 3006A and 3599, and for the compensation and reimbursement of expenses of persons furnishing investigative, expert, and other services for such representations as authorized by law; the compensation (in accordance with the maximums under 18 U.S.C. 3006A) and reimbursement of expenses of attorneys appointed to assist the court in criminal cases where the defendant has waived representation by counsel; the compensation and reimbursement of expenses of attorneys appointed to represent jurors in civil actions for the protection of their employment, as authorized by 28 U.S.C. 1875(d)(1); the compensation and reimbursement of expenses of attorneys appointed under 18 U.S.C. 983(b)(1) in connection with certain judicial civil forfeiture proceedings; the compensation and reimbursement of travel expenses of guardians ad litem appointed under 18 U.S.C. 4100(b); and for necessary training and general administrative expenses, \$1,316,240,000, to remain available until expended.

FEEES OF JURORS AND COMMISSIONERS

For fees and expenses of jurors as authorized by 28 U.S.C. 1871 and 1876; compensation of jury commissioners as authorized by 28 U.S.C. 1863; and compensation of commissioners appointed in condemnation cases pursuant to rule 71.1(h) of the Federal Rules of Civil Procedure (28 U.S.C. Appendix Rule 71.1(h)), \$32,517,000, to remain available until expended: *Provided*, That the compensation of land commissioners shall not exceed the daily equivalent of the highest rate payable under 5 U.S.C. 5332.

COURT SECURITY

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses, not otherwise provided for, incident to the provision of protective guard services for United States courthouses and other facilities housing Federal court operations, and the procurement, installation, and maintenance of security systems and equipment for United States courthouses and other facilities housing Federal court operations, including building ingress-egress

control, inspection of mail and packages, directed security patrols, perimeter security, basic security services provided by the Federal Protective Service, and other similar activities as authorized by section 1010 of the Judicial Improvement and Access to Justice Act (Public Law 100–702), \$664,011,000, of which not to exceed \$20,000,000 shall remain available until expended, to be expended directly or transferred to the United States Marshals Service, which shall be responsible for administering the Judicial Facility Security Program consistent with standards or guidelines agreed to by the Director of the Administrative Office of the United States Courts and the Attorney General.

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

SALARIES AND EXPENSES

For necessary expenses of the Administrative Office of the United States Courts as authorized by law, including travel as authorized by 31 U.S.C. 1345, hire of a passenger motor vehicle as authorized by 31 U.S.C. 1343(b), advertising and rent in the District of Columbia and elsewhere, \$95,675,000, of which not to exceed \$8,500 is authorized for official reception and representation expenses.

FEDERAL JUDICIAL CENTER

SALARIES AND EXPENSES

For necessary expenses of the Federal Judicial Center, as authorized by Public Law 90–219, \$29,015,000; of which \$1,800,000 shall remain available through September 30, 2022, to provide education and training to Federal court personnel; and of which not to exceed \$1,500 is authorized for official reception and representation expenses.

UNITED STATES SENTENCING COMMISSION

SALARIES AND EXPENSES

For the salaries and expenses necessary to carry out the provisions of chapter 58 of title 28, United States Code, \$19,965,000, of which not to exceed \$1,000 is authorized for official reception and representation expenses.

ADMINISTRATIVE PROVISIONS—THE JUDICIARY

(INCLUDING TRANSFER OF FUNDS)

SEC. 301. Appropriations and authorizations made in this title which are available for salaries and expenses shall be available for services as authorized by 5 U.S.C. 3109.

SEC. 302. Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Judiciary in this Act may be transferred between such appropriations, but no such appropriation, except “Courts of Appeals, District Courts, and Other Judicial Services, Defender Services” and “Courts of Appeals, District Courts, and Other Judicial Services, Fees of Jurors and Com-

missioners”, shall be increased by more than 10 percent by any such transfers: *Provided*, That any transfer pursuant to this section shall be treated as a reprogramming of funds under sections 604 and 608 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in section 608.

SEC. 303. Notwithstanding any other provision of law, the salaries and expenses appropriation for “Courts of Appeals, District Courts, and Other Judicial Services” shall be available for official reception and representation expenses of the Judicial Conference of the United States: *Provided*, That such available funds shall not exceed \$11,000 and shall be administered by the Director of the Administrative Office of the United States Courts in the capacity as Secretary of the Judicial Conference.

SEC. 304. Section 3315(a) of title 40, United States Code, shall be applied by substituting “Federal” for “executive” each place it appears.

SEC. 305. In accordance with 28 U.S.C. 561–569, and notwithstanding any other provision of law, the United States Marshals Service shall provide, for such courthouses as its Director may designate in consultation with the Director of the Administrative Office of the United States Courts, for purposes of a pilot program, the security services that 40 U.S.C. 1315 authorizes the Department of Homeland Security to provide, except for the services specified in 40 U.S.C. 1315(b)(2)(E). For building-specific security services at these courthouses, the Director of the Administrative Office of the United States Courts shall reimburse the United States Marshals Service rather than the Department of Homeland Security.

SEC. 306. (a) Section 203(c) of the Judicial Improvements Act of 1990 (Public Law 101–650; 28 U.S.C. 133 note), is amended in the matter following paragraph 12—

(1) in the second sentence (relating to the District of Kansas), by striking “29 years and 6 months” and inserting “30 years and 6 months”; and

(2) in the sixth sentence (relating to the District of Hawaii), by striking “26 years and 6 months” and inserting “27 years and 6 months”.

(b) Section 406 of the Transportation, Treasury, Housing and Urban Development, the Judiciary, the District of Columbia, and Independent Agencies Appropriations Act, 2006 (Public Law 109–115; 119 Stat. 2470; 28 U.S.C. 133 note) is amended in the second sentence (relating to the eastern District of Missouri) by striking “27 years and 6 months” and inserting “28 years and 6 months”.

(c) Section 312(c)(2) of the 21st Century Department of Justice Appropriations Authorization Act (Public Law 107–273; 28 U.S.C. 133 note), is amended—

(1) in the first sentence by striking “18 years” and inserting “19 years”;

(2) in the second sentence (relating to the central District of California), by striking “17 years and 6 months” and inserting “18 years and 6 months”; and

(3) in the third sentence (relating to the western district of North Carolina), by striking “16 years” and inserting “17 years”.

This title may be cited as the “Judiciary Appropriations Act, 2021”.

TITLE IV
DISTRICT OF COLUMBIA
FEDERAL FUNDS

FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

For a Federal payment to the District of Columbia, to be deposited into a dedicated account, for a nationwide program to be administered by the Mayor, for District of Columbia resident tuition support, \$40,000,000, to remain available until expended: *Provided*, That such funds, including any interest accrued thereon, may be used on behalf of eligible District of Columbia residents to pay an amount based upon the difference between in-State and out-of-State tuition at public institutions of higher education, or to pay up to \$2,500 each year at eligible private institutions of higher education: *Provided further*, That the awarding of such funds may be prioritized on the basis of a resident’s academic merit, the income and need of eligible students and such other factors as may be authorized: *Provided further*, That the District of Columbia government shall maintain a dedicated account for the Resident Tuition Support Program that shall consist of the Federal funds appropriated to the Program in this Act and any subsequent appropriations, any unobligated balances from prior fiscal years, and any interest earned in this or any fiscal year: *Provided further*, That the account shall be under the control of the District of Columbia Chief Financial Officer, who shall use those funds solely for the purposes of carrying out the Resident Tuition Support Program: *Provided further*, That the Office of the Chief Financial Officer shall provide a quarterly financial report to the Committees on Appropriations of the House of Representatives and the Senate for these funds showing, by object class, the expenditures made and the purpose therefor.

FEDERAL PAYMENT FOR EMERGENCY PLANNING AND SECURITY COSTS
IN THE DISTRICT OF COLUMBIA

For a Federal payment of necessary expenses, as determined by the Mayor of the District of Columbia in written consultation with the elected county or city officials of surrounding jurisdictions, \$38,400,000, to remain available until expended, for an additional amount for fiscal year 2021, for the costs of providing public safety at events related to the presence of the National Capital in the District of Columbia, including support requested by the Director of the United States Secret Service in carrying out protective duties under the direction of the Secretary of Homeland Security, and for the costs of providing support to respond to immediate and specific terrorist threats or attacks in the District of Columbia or surrounding jurisdictions: *Provided*, That, of the amount provided under this heading in this Act, \$21,872,372 shall be used for costs associated with the Presidential Inauguration held in January 2021, and shall be in addition to the amount made available for

this purpose in section 131 of the Continuing Appropriations Act, 2021 and Other Extensions Act (Public Law 116–159).

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA COURTS

For salaries and expenses for the District of Columbia Courts, \$250,088,000 to be allocated as follows: for the District of Columbia Court of Appeals, \$14,682,000, of which not to exceed \$2,500 is for official reception and representation expenses; for the Superior Court of the District of Columbia, \$125,660,000, of which not to exceed \$2,500 is for official reception and representation expenses; for the District of Columbia Court System, \$79,247,000, of which not to exceed \$2,500 is for official reception and representation expenses; and \$30,499,000, to remain available until September 30, 2022, for capital improvements for District of Columbia courthouse facilities: *Provided*, That funds made available for capital improvements shall be expended consistent with the District of Columbia Courts master plan study and facilities condition assessment: *Provided further*, That, in addition to the amounts appropriated herein, fees received by the District of Columbia Courts for administering bar examinations and processing District of Columbia bar admissions may be retained and credited to this appropriation, to remain available until expended, for salaries and expenses associated with such activities, notwithstanding section 450 of the District of Columbia Home Rule Act (D.C. Official Code, sec. 1–204.50): *Provided further*, That notwithstanding any other provision of law, all amounts under this heading shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for salaries and expenses of other Federal agencies: *Provided further*, That 30 days after providing written notice to the Committees on Appropriations of the House of Representatives and the Senate, the District of Columbia Courts may reallocate not more than \$9,000,000 of the funds provided under this heading among the items and entities funded under this heading: *Provided further*, That the Joint Committee on Judicial Administration in the District of Columbia may, by regulation, establish a program substantially similar to the program set forth in subchapter II of chapter 35 of title 5, United States Code, for employees of the District of Columbia Courts.

FEDERAL PAYMENT FOR DEFENDER SERVICES IN DISTRICT OF COLUMBIA COURTS

For payments authorized under section 11–2604 and section 11–2605, D.C. Official Code (relating to representation provided under the District of Columbia Criminal Justice Act), payments for counsel appointed in proceedings in the Family Court of the Superior Court of the District of Columbia under chapter 23 of title 16, D.C. Official Code, or pursuant to contractual agreements to provide guardian ad litem representation, training, technical assistance, and such other services as are necessary to improve the quality of guardian ad litem representation, payments for counsel appointed in adoption proceedings under chapter 3 of title 16, D.C. Official Code, and payments authorized under section 21–2060, D.C. Offi-

cial Code (relating to services provided under the District of Columbia Guardianship, Protective Proceedings, and Durable Power of Attorney Act of 1986), \$46,005,000, to remain available until expended: *Provided*, That funds provided under this heading shall be administered by the Joint Committee on Judicial Administration in the District of Columbia: *Provided further*, That, notwithstanding any other provision of law, this appropriation shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for expenses of other Federal agencies.

FEDERAL PAYMENT TO THE COURT SERVICES AND OFFENDER
SUPERVISION AGENCY FOR THE DISTRICT OF COLUMBIA

For salaries and expenses, including the transfer and hire of motor vehicles, of the Court Services and Offender Supervision Agency for the District of Columbia, as authorized by the National Capital Revitalization and Self-Government Improvement Act of 1997, \$245,923,000, of which not to exceed \$2,000 is for official reception and representation expenses related to Community Supervision and Pretrial Services Agency programs, and of which not to exceed \$25,000 is for dues and assessments relating to the implementation of the Court Services and Offender Supervision Agency Interstate Supervision Act of 2002: *Provided*, That, of the funds appropriated under this heading, \$179,180,000 shall be for necessary expenses of Community Supervision and Sex Offender Registration, to include expenses relating to the supervision of adults subject to protection orders or the provision of services for or related to such persons: *Provided further*, That, of the funds appropriated under this heading, \$66,743,000 shall be available to the Pretrial Services Agency, of which \$459,000 shall remain available until September 30, 2023, for costs associated with relocation under a replacement lease for headquarters offices, field offices, and related facilities: *Provided further*, That notwithstanding any other provision of law, all amounts under this heading shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for salaries and expenses of other Federal agencies: *Provided further*, That amounts under this heading may be used for programmatic incentives for defendants to successfully complete their terms of supervision.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA PUBLIC DEFENDER
SERVICE

For salaries and expenses, including the transfer and hire of motor vehicles, of the District of Columbia Public Defender Service, as authorized by the National Capital Revitalization and Self-Government Improvement Act of 1997, \$46,212,000: *Provided*, That notwithstanding any other provision of law, all amounts under this heading shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for salaries and expenses of Federal agencies: *Provided further*, That the District of Columbia Public Defender Service may establish for employees of the District of Columbia Public Defender Service a program substantially similar to

the program set forth in subchapter II of chapter 35 of title 5, United States Code, except that the maximum amount of the payment made under the program to any individual may not exceed the amount referred to in section 3523(b)(3)(B) of title 5, United States Code: *Provided further*, That for the purposes of engaging with, and receiving services from, Federal Franchise Fund Programs established in accordance with section 403 of the Government Management Reform Act of 1994, as amended, the District of Columbia Public Defender Service shall be considered an agency of the United States Government.

FEDERAL PAYMENT TO THE CRIMINAL JUSTICE COORDINATING
COUNCIL

For a Federal payment to the Criminal Justice Coordinating Council, \$2,150,000, to remain available until expended, to support initiatives related to the coordination of Federal and local criminal justice resources in the District of Columbia.

FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

For a Federal payment, to remain available until September 30, 2022, to the Commission on Judicial Disabilities and Tenure, \$325,000, and for the Judicial Nomination Commission, \$275,000.

FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

For a Federal payment for a school improvement program in the District of Columbia, \$52,500,000, to remain available until expended, for payments authorized under the Scholarships for Opportunity and Results Act (division C of Public Law 112-10): *Provided*, That, to the extent that funds are available for opportunity scholarships and following the priorities included in section 3006 of such Act, the Secretary of Education shall make scholarships available to students eligible under section 3013(3) of such Act (Public Law 112-10; 125 Stat. 211) including students who were not offered a scholarship during any previous school year: *Provided further*, That within funds provided for opportunity scholarships up to \$1,750,000 shall be for the activities specified in sections 3007(b) through 3007(d) of the Act and up to \$500,000 shall be for the activities specified in section 3009 of the Act.

FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA NATIONAL GUARD

For a Federal payment to the District of Columbia National Guard, \$600,000, to remain available until expended for the Major General David F. Wherley, Jr. District of Columbia National Guard Retention and College Access Program.

FEDERAL PAYMENT FOR TESTING AND TREATMENT OF HIV/AIDS

For a Federal payment to the District of Columbia for the testing of individuals for, and the treatment of individuals with, human immunodeficiency virus and acquired immunodeficiency syndrome in the District of Columbia, \$4,000,000.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER AND
SEWER AUTHORITY

For a Federal payment to the District of Columbia Water and Sewer Authority, \$8,000,000, to remain available until expended, to continue implementation of the Combined Sewer Overflow Long-Term Plan: *Provided*, That the District of Columbia Water and Sewer Authority provides a 100 percent match for this payment.

DISTRICT OF COLUMBIA FUNDS

Local funds are appropriated for the District of Columbia for the current fiscal year out of the General Fund of the District of Columbia (“General Fund”) for programs and activities set forth in the Fiscal Year 2021 Local Budget Act of 2020 (D.C. Act 23–408) and at rates set forth under such Act, as amended as of the date of enactment of this Act: *Provided*, That notwithstanding any other provision of law, except as provided in section 450A of the District of Columbia Home Rule Act (section 1–204.50a, D.C. Official Code), sections 816 and 817 of the Financial Services and General Government Appropriations Act, 2009 (secs. 47–369.01 and 47–369.02, D.C. Official Code), and provisions of this Act, the total amount appropriated in this Act for operating expenses for the District of Columbia for fiscal year 2021 under this heading shall not exceed the estimates included in the Fiscal Year 2021 Local Budget Act of 2020, as amended as of the date of enactment of this Act or the sum of the total revenues of the District of Columbia for such fiscal year: *Provided further*, That the amount appropriated may be increased by proceeds of one-time transactions, which are expended for emergency or unanticipated operating or capital needs: *Provided further*, That such increases shall be approved by enactment of local District law and shall comply with all reserve requirements contained in the District of Columbia Home Rule Act: *Provided further*, That the Chief Financial Officer of the District of Columbia shall take such steps as are necessary to assure that the District of Columbia meets these requirements, including the apportioning by the Chief Financial Officer of the appropriations and funds made available to the District during fiscal year 2021, except that the Chief Financial Officer may not reprogram for operating expenses any funds derived from bonds, notes, or other obligations issued for capital projects.

This title may be cited as the “District of Columbia Appropriations Act, 2021”.

TITLE V

INDEPENDENT AGENCIES

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

SALARIES AND EXPENSES

For necessary expenses of the Administrative Conference of the United States, authorized by 5 U.S.C. 591 et seq., \$3,400,000, to remain available until September 30, 2022, of which not to exceed \$1,000 is for official reception and representation expenses.

COMMODITY FUTURES TRADING COMMISSION

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the provisions of the Commodity Exchange Act (7 U.S.C. 1 et seq.), including the purchase and hire of passenger motor vehicles, and the rental of space (to include multiple year leases), in the District of Columbia and elsewhere, \$304,000,000, including not to exceed \$3,000 for official reception and representation expenses, and not to exceed \$25,000 for the expenses for consultations and meetings hosted by the Commission with foreign governmental and other regulatory officials, of which not less than \$20,000,000 shall remain available until September 30, 2022, and of which not less than \$3,568,000 shall be for expenses of the Office of the Inspector General: *Provided*, That notwithstanding the limitations in 31 U.S.C. 1553, amounts provided under this heading are available for the liquidation of obligations equal to current year payments on leases entered into prior to the date of enactment of this Act: *Provided further*, That for the purpose of recording and liquidating any lease obligations that should have been recorded and liquidated against accounts closed pursuant to 31 U.S.C. 1552, and consistent with the preceding proviso, such amounts shall be transferred to and recorded in a no-year account in the Treasury, which has been established for the sole purpose of recording adjustments for and liquidating such unpaid obligations.

CONSUMER PRODUCT SAFETY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Consumer Product Safety Commission, including hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the maximum rate payable under 5 U.S.C. 5376, purchase of nominal awards to recognize non-Federal officials' contributions to Commission activities, and not to exceed \$4,000 for official reception and representation expenses, \$135,000,000, of which \$1,300,000 shall remain available until expended to carry out the program, including administrative costs, required by section 1405 of the Virginia Graeme Baker Pool and Spa Safety Act (Public Law 110-140; 15 U.S.C. 8004).

ADMINISTRATIVE PROVISION—CONSUMER PRODUCT SAFETY
COMMISSION

SEC. 501. During fiscal year 2021, none of the amounts made available by this Act may be used to finalize or implement the Safety Standard for Recreational Off-Highway Vehicles published by the Consumer Product Safety Commission in the Federal Register on November 19, 2014 (79 Fed. Reg. 68964) until after—

(1) the National Academy of Sciences, in consultation with the National Highway Traffic Safety Administration and the Department of Defense, completes a study to determine—

(A) the technical validity of the lateral stability and vehicle handling requirements proposed by such standard for

purposes of reducing the risk of Recreational Off-Highway Vehicle (referred to in this section as “ROV”) rollovers in the off-road environment, including the repeatability and reproducibility of testing for compliance with such requirements;

(B) the number of ROV rollovers that would be prevented if the proposed requirements were adopted;

(C) whether there is a technical basis for the proposal to provide information on a point-of-sale hangtag about a ROV’s rollover resistance on a progressive scale; and

(D) the effect on the utility of ROVs used by the United States military if the proposed requirements were adopted; and

(2) a report containing the results of the study completed under paragraph (1) is delivered to—

(A) the Committee on Commerce, Science, and Transportation of the Senate;

(B) the Committee on Energy and Commerce of the House of Representatives;

(C) the Committee on Appropriations of the Senate; and

(D) the Committee on Appropriations of the House of Representatives.

ELECTION ASSISTANCE COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the Help America Vote Act of 2002 (Public Law 107–252), \$17,000,000, of which \$1,500,000 shall be transferred to the National Institute of Standards and Technology for election reform activities authorized under the Help America Vote Act of 2002.

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Communications Commission, as authorized by law, including uniforms and allowances therefor, as authorized by 5 U.S.C. 5901–5902; not to exceed \$4,000 for official reception and representation expenses; purchase and hire of motor vehicles; special counsel fees; and services as authorized by 5 U.S.C. 3109, \$341,000,000, to remain available until expended: *Provided*, That in addition, \$33,000,000, shall be made available until expended for implementing title VIII of the Communications Act of 1934 (47 U.S.C. 641 et seq.), as added by the Broadband DATA Act (Public Law 116–130): *Provided further*, That \$374,000,000 of offsetting collections shall be assessed and collected pursuant to section 9 of title I of the Communications Act of 1934, shall be retained and used for necessary expenses and shall remain available until expended: *Provided further*, That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 2021 so as to result in a final fiscal year 2021 appropriation estimated at \$0: *Provided further*, That, not-

withstanding 47 U.S.C. 309(j)(8)(B), proceeds from the use of a competitive bidding system that may be retained and made available for obligation shall not exceed \$134,495,000 for fiscal year 2021: *Provided further*, That, of the amount appropriated under this heading, not less than \$11,326,800 shall be for the salaries and expenses of the Office of Inspector General.

ADMINISTRATIVE PROVISIONS—FEDERAL COMMUNICATIONS
COMMISSION

SEC. 510. Section 302 of the Universal Service Antideficiency Temporary Suspension Act is amended by striking “December 31, 2020” each place it appears and inserting “December 31, 2021”.

SEC. 511. None of the funds appropriated by this Act may be used by the Federal Communications Commission to modify, amend, or change its rules or regulations for universal service support payments to implement the February 27, 2004, recommendations of the Federal-State Joint Board on Universal Service regarding single connection or primary line restrictions on universal service support payments.

FEDERAL DEPOSIT INSURANCE CORPORATION

OFFICE OF THE INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$42,982,000, to be derived from the Deposit Insurance Fund or, only when appropriate, the FSLIC Resolution Fund.

FEDERAL ELECTION COMMISSION

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of the Federal Election Campaign Act of 1971, \$71,497,000, of which not to exceed \$5,000 shall be available for reception and representation expenses.

FEDERAL LABOR RELATIONS AUTHORITY

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Federal Labor Relations Authority, pursuant to Reorganization Plan Numbered 2 of 1978, and the Civil Service Reform Act of 1978, including services authorized by 5 U.S.C. 3109, and including hire of experts and consultants, hire of passenger motor vehicles, and including official reception and representation expenses (not to exceed \$1,500) and rental of conference rooms in the District of Columbia and elsewhere, \$26,600,000: *Provided*, That public members of the Federal Service Impasses Panel may be paid travel expenses and per diem in lieu of subsistence as authorized by law (5 U.S.C. 5703) for persons employed intermittently in the Government service, and compensation as authorized by 5 U.S.C. 3109: *Provided further*, That, notwithstanding 31 U.S.C. 3302, funds received from fees charged to non-Federal participants at labor-management relations conferences shall be credited to and merged with this account,

to be available without further appropriation for the costs of carrying out these conferences.

FEDERAL PERMITTING IMPROVEMENT STEERING COUNCIL

ENVIRONMENTAL REVIEW IMPROVEMENT FUND

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Environmental Review Improvement Fund established pursuant to 42 U.S.C. 4370m-8(d), \$10,000,000, to remain available until expended: *Provided*, That funds appropriated in prior appropriations Acts under the heading "General Services Administration—General Activities—Environmental Review Improvement Fund" shall be transferred to and merged with this account.

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Trade Commission, including uniforms or allowances therefor, as authorized by 5 U.S.C. 5901-5902; services as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles; and not to exceed \$2,000 for official reception and representation expenses, \$351,000,000, to remain available until expended: *Provided*, That not to exceed \$300,000 shall be available for use to contract with a person or persons for collection services in accordance with the terms of 31 U.S.C. 3718: *Provided further*, That, notwithstanding any other provision of law, not to exceed \$150,000,000 of offsetting collections derived from fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18a), regardless of the year of collection, shall be retained and used for necessary expenses in this appropriation: *Provided further*, That, notwithstanding any other provision of law, not to exceed \$19,000,000 in offsetting collections derived from fees sufficient to implement and enforce the Telemarketing Sales Rule, promulgated under the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. 6101 et seq.), shall be credited to this account, and be retained and used for necessary expenses in this appropriation: *Provided further*, That the sum herein appropriated from the general fund shall be reduced as such offsetting collections are received during fiscal year 2021, so as to result in a final fiscal year 2021 appropriation from the general fund estimated at not more than \$182,000,000: *Provided further*, That none of the funds made available to the Federal Trade Commission may be used to implement subsection (e)(2)(B) of section 43 of the Federal Deposit Insurance Act (12 U.S.C. 1831t).

GENERAL SERVICES ADMINISTRATION

REAL PROPERTY ACTIVITIES

FEDERAL BUILDINGS FUND

LIMITATIONS ON AVAILABILITY OF REVENUE

(INCLUDING TRANSFERS OF FUNDS)

Amounts in the Fund, including revenues and collections deposited into the Fund, shall be available for necessary expenses of real property management and related activities not otherwise provided for, including operation, maintenance, and protection of federally owned and leased buildings; rental of buildings in the District of Columbia; restoration of leased premises; moving governmental agencies (including space adjustments and telecommunications relocation expenses) in connection with the assignment, allocation, and transfer of space; contractual services incident to cleaning or servicing buildings, and moving; repair and alteration of federally owned buildings, including grounds, approaches, and appurtenances; care and safeguarding of sites; maintenance, preservation, demolition, and equipment; acquisition of buildings and sites by purchase, condemnation, or as otherwise authorized by law; acquisition of options to purchase buildings and sites; conversion and extension of federally owned buildings; preliminary planning and design of projects by contract or otherwise; construction of new buildings (including equipment for such buildings); and payment of principal, interest, and any other obligations for public buildings acquired by installment purchase and purchase contract; in the aggregate amount of \$9,065,489,000, of which—

(1) \$230,000,000 shall remain available until expended for construction and acquisition (including funds for sites and expenses, and associated design and construction services) as follows:

(A) \$135,500,000 shall be for the United States Courthouse, Hartford, Connecticut; and

(B) \$94,500,000 shall be for the United States Courthouse, Chattanooga, Tennessee:

Provided, That each of the foregoing limits of costs on new construction and acquisition projects may be exceeded to the extent that savings are effected in other such projects, but not to exceed 10 percent of the amounts included in a transmitted prospectus, if required, unless advance approval is obtained from the Committees on Appropriations of a greater amount;

(2) \$576,581,000 shall remain available until expended for repairs and alterations, including associated design and construction services, of which—

(A) \$203,908,000 is for Major Repairs and Alterations; and

(B) \$372,673,000 is for Basic Repairs and Alterations:

Provided, That funds made available in this or any previous Act in the Federal Buildings Fund for Repairs and Alterations shall, for prospectus projects, be limited to the amount identified for each project, except each project in this or any previous

Act may be increased by an amount not to exceed 10 percent unless advance approval is obtained from the Committees on Appropriations of a greater amount: *Provided further*, That additional projects for which prospectuses have been fully approved may be funded under this category only if advance approval is obtained from the Committees on Appropriations: *Provided further*, That the amounts provided in this or any prior Act for "Repairs and Alterations" may be used to fund costs associated with implementing security improvements to buildings necessary to meet the minimum standards for security in accordance with current law and in compliance with the reprogramming guidelines of the appropriate Committees of the House and Senate: *Provided further*, That the difference between the funds appropriated and expended on any projects in this or any prior Act, under the heading "Repairs and Alterations", may be transferred to "Basic Repairs and Alterations" or used to fund authorized increases in prospectus projects: *Provided further*, That the amount provided in this or any prior Act for "Basic Repairs and Alterations" may be used to pay claims against the Government arising from any projects under the heading "Repairs and Alterations" or used to fund authorized increases in prospectus projects;

(3) \$5,725,464,000 for rental of space to remain available until expended; and

(4) \$2,533,444,000 for building operations to remain available until expended: *Provided*, That the total amount of funds made available from this Fund to the General Services Administration shall not be available for expenses of any construction, repair, alteration and acquisition project for which a prospectus, if required by 40 U.S.C. 3307(a), has not been approved, except that necessary funds may be expended for each project for required expenses for the development of a proposed prospectus: *Provided further*, That funds available in the Federal Buildings Fund may be expended for emergency repairs when advance approval is obtained from the Committees on Appropriations: *Provided further*, That amounts necessary to provide reimbursable special services to other agencies under 40 U.S.C. 592(b)(2) and amounts to provide such reimbursable fencing, lighting, guard booths, and other facilities on private or other property not in Government ownership or control as may be appropriate to enable the United States Secret Service to perform its protective functions pursuant to 18 U.S.C. 3056, shall be available from such revenues and collections: *Provided further*, That revenues and collections and any other sums accruing to this Fund during fiscal year 2021, excluding reimbursements under 40 U.S.C. 592(b)(2), in excess of the aggregate new obligational authority authorized for Real Property Activities of the Federal Buildings Fund in this Act shall remain in the Fund and shall not be available for expenditure except as authorized in appropriations Acts.

GENERAL ACTIVITIES

GOVERNMENT-WIDE POLICY

For expenses authorized by law, not otherwise provided for, for Government-wide policy and evaluation activities associated with the management of real and personal property assets and certain administrative services; Government-wide policy support responsibilities relating to acquisition, travel, motor vehicles, information technology management, and related technology activities; and services as authorized by 5 U.S.C. 3109; \$64,000,000.

OPERATING EXPENSES

For expenses authorized by law, not otherwise provided for, for Government-wide activities associated with utilization and donation of surplus personal property; disposal of real property; agency-wide policy direction, management, and communications; and services as authorized by 5 U.S.C. 3109; \$49,440,000, of which \$26,890,000 is for Real and Personal Property Management and Disposal; and of which \$22,550,000 is for the Office of the Administrator, of which not to exceed \$7,500 is for official reception and representation expenses.

CIVILIAN BOARD OF CONTRACT APPEALS

For expenses authorized by law, not otherwise provided for, for the activities associated with the Civilian Board of Contract Appeals, \$9,301,000, of which \$2,000,000 shall remain available until September 30, 2022.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General and service authorized by 5 U.S.C. 3109, \$67,000,000: *Provided*, That not to exceed \$50,000 shall be available for payment for information and detection of fraud against the Government, including payment for recovery of stolen Government property: *Provided further*, That not to exceed \$2,500 shall be available for awards to employees of other Federal agencies and private citizens in recognition of efforts and initiatives resulting in enhanced Office of Inspector General effectiveness.

ALLOWANCES AND OFFICE STAFF FOR FORMER PRESIDENTS

For carrying out the provisions of the Act of August 25, 1958 (3 U.S.C. 102 note), and Public Law 95-138, \$4,400,000.

FEDERAL CITIZEN SERVICES FUND

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Office of Products and Programs, including services authorized by 40 U.S.C. 323 and 44 U.S.C. 3604; and for necessary expenses in support of interagency projects that enable the Federal Government to enhance its ability to conduct activities electronically, through the development and implementation of innovative uses of information technology; \$55,000,000, to

be deposited into the Federal Citizen Services Fund: *Provided*, That the previous amount may be transferred to Federal agencies to carry out the purpose of the Federal Citizen Services Fund: *Provided further*, That the appropriations, revenues, reimbursements, and collections deposited into the Fund shall be available until expended for necessary expenses of Federal Citizen Services and other activities that enable the Federal Government to enhance its ability to conduct activities electronically in the aggregate amount not to exceed \$100,000,000: *Provided further*, That appropriations, revenues, reimbursements, and collections accruing to this Fund during fiscal year 2021 in excess of such amount shall remain in the Fund and shall not be available for expenditure except as authorized in appropriations Acts: *Provided further*, That, of the total amount appropriated, up to \$5,000,000 shall be available for support functions and full-time hires to support activities related to the Administration's requirements under title II of the Foundations for Evidence-Based Policymaking Act (Public Law 115-435): *Provided further*, That the transfer authorities provided herein shall be in addition to any other transfer authority provided in this Act.

EXPENSES, PRESIDENTIAL TRANSITION

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the Presidential Transition Act of 1963 (3 U.S.C. 102 note) and 40 U.S.C. 581(e), \$9,900,000, of which not to exceed \$1,000,000 is for activities authorized by sections 3(a)(8) and 3(a)(9) of the Act: *Provided*, That such amounts may be transferred and credited to the "Acquisition Services Fund" or "Federal Buildings Fund" to reimburse obligations incurred prior to enactment of this Act for the purposes provided herein related to the Presidential election in 2020: *Provided further*, That amounts available under this heading shall be in addition to any other amounts available for such purposes: *Provided further*, That in the case where the President-elect is the incumbent President or in the case where the Vice-President-elect is the incumbent Vice President, \$8,900,000 is hereby permanently rescinded, pursuant to section 3(g) of the Presidential Transition Act of 1963.

TECHNOLOGY MODERNIZATION FUND

For the Technology Modernization Fund, \$25,000,000, to remain available until expended, for technology-related modernization activities.

ASSET PROCEEDS AND SPACE MANAGEMENT FUND

For carrying out section 16(b) of the Federal Assets Sale and Transfer Act of 2016 (40 U.S.C. 1303 note), \$16,000,000, to remain available until expended.

ADMINISTRATIVE PROVISIONS—GENERAL SERVICES ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

SEC. 520. Funds available to the General Services Administration shall be available for the hire of passenger motor vehicles.

SEC. 521. Funds in the Federal Buildings Fund made available for fiscal year 2021 for Federal Buildings Fund activities may be transferred between such activities only to the extent necessary to meet program requirements: *Provided*, That any proposed transfers shall be approved in advance by the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 522. Except as otherwise provided in this title, funds made available by this Act shall be used to transmit a fiscal year 2022 request for United States Courthouse construction only if the request: (1) meets the design guide standards for construction as established and approved by the General Services Administration, the Judicial Conference of the United States, and the Office of Management and Budget; (2) reflects the priorities of the Judicial Conference of the United States as set out in its approved Courthouse Project Priorities plan; and (3) includes a standardized courtroom utilization study of each facility to be constructed, replaced, or expanded.

SEC. 523. None of the funds provided in this Act may be used to increase the amount of occupiable square feet, provide cleaning services, security enhancements, or any other service usually provided through the Federal Buildings Fund, to any agency that does not pay the rate per square foot assessment for space and services as determined by the General Services Administration in consideration of the Public Buildings Amendments Act of 1972 (Public Law 92-313).

SEC. 524. From funds made available under the heading "Federal Buildings Fund, Limitations on Availability of Revenue", claims against the Government of less than \$250,000 arising from direct construction projects and acquisition of buildings may be liquidated from savings effected in other construction projects with prior notification to the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 525. In any case in which the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate adopt a resolution granting lease authority pursuant to a prospectus transmitted to Congress by the Administrator of the General Services Administration under 40 U.S.C. 3307, the Administrator shall ensure that the delineated area of procurement is identical to the delineated area included in the prospectus for all lease agreements, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to each of such committees and the Committees on Appropriations of the House of Representatives and the Senate prior to exercising any lease authority provided in the resolution.

SEC. 526. With respect to each project funded under the heading "Major Repairs and Alterations", and with respect to E-Government projects funded under the heading "Federal Citizen Services Fund", the Administrator of General Services shall submit a spending plan and explanation for each project to be undertaken to the Committees on Appropriations of the House of Representatives and

the Senate not later than 60 days after the date of enactment of this Act.

HARRY S TRUMAN SCHOLARSHIP FOUNDATION

SALARIES AND EXPENSES

For payment to the Harry S Truman Scholarship Foundation Trust Fund, established by section 10 of Public Law 93-642, \$2,000,000, to remain available until expended.

MERIT SYSTEMS PROTECTION BOARD

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out functions of the Merit Systems Protection Board pursuant to Reorganization Plan Numbered 2 of 1978, the Civil Service Reform Act of 1978, and the Whistleblower Protection Act of 1989 (5 U.S.C. 5509 note), including services as authorized by 5 U.S.C. 3109, rental of conference rooms in the District of Columbia and elsewhere, hire of passenger motor vehicles, direct procurement of survey printing, and not to exceed \$2,000 for official reception and representation expenses, \$44,490,000, to remain available until September 30, 2022, and in addition not to exceed \$2,345,000, to remain available until September 30, 2022, for administrative expenses to adjudicate retirement appeals to be transferred from the Civil Service Retirement and Disability Fund in amounts determined by the Merit Systems Protection Board.

MORRIS K. UDALL AND STEWART L. UDALL FOUNDATION

MORRIS K. UDALL AND STEWART L. UDALL TRUST FUND

(INCLUDING TRANSFER OF FUNDS)

For payment to the Morris K. Udall and Stewart L. Udall Trust Fund, pursuant to the Morris K. Udall and Stewart L. Udall Foundation Act (20 U.S.C. 5601 et seq.), \$1,800,000, to remain available until expended, of which, notwithstanding sections 8 and 9 of such Act, up to \$1,000,000 shall be available to carry out the activities authorized by section 6(7) of Public Law 102-259 and section 817(a) of Public Law 106-568 (20 U.S.C. 5604(7)): *Provided*, That all current and previous amounts transferred to the Office of Inspector General of the Department of the Interior will remain available until expended for audits and investigations of the Morris K. Udall and Stewart L. Udall Foundation, consistent with the Inspector General Act of 1978 (5 U.S.C. App.), as amended, and for annual independent financial audits of the Morris K. Udall and Stewart L. Udall Foundation pursuant to the Accountability of Tax Dollars Act of 2002 (Public Law 107-289): *Provided further*, That previous amounts transferred to the Office of Inspector General of the Department of the Interior may be transferred to the Morris K. Udall and Stewart L. Udall Foundation for annual independent

financial audits pursuant to the Accountability of Tax Dollars Act of 2002 (Public Law 107–289).

ENVIRONMENTAL DISPUTE RESOLUTION FUND

For payment to the Environmental Dispute Resolution Fund to carry out activities authorized in the Environmental Policy and Conflict Resolution Act of 1998, \$3,200,000, to remain available until expended.

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

OPERATING EXPENSES

For necessary expenses in connection with the administration of the National Archives and Records Administration and archived Federal records and related activities, as provided by law, and for expenses necessary for the review and declassification of documents, the activities of the Public Interest Declassification Board, the operations and maintenance of the electronic records archives, the hire of passenger motor vehicles, and for uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901), including maintenance, repairs, and cleaning, \$377,000,000, of which \$9,230,000 shall remain available until expended for improvements necessary to enhance the Federal Government's ability to electronically preserve, manage, and store Government records, and of which up to \$2,000,000 shall remain available until expended to implement the Civil Rights Cold Case Records Collection Act of 2018 (Public Law 115–426).

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Reform Act of 2008, Public Law 110–409, 122 Stat. 4302–16 (2008), and the Inspector General Act of 1978 (5 U.S.C. App.), and for the hire of passenger motor vehicles, \$4,823,000.

REPAIRS AND RESTORATION

For the repair, alteration, and improvement of archives facilities, and to provide adequate storage for holdings, \$9,500,000, to remain available until expended.

NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION

GRANTS PROGRAM

For necessary expenses for allocations and grants for historical publications and records as authorized by 44 U.S.C. 2504, \$6,500,000, to remain available until expended.

NATIONAL CREDIT UNION ADMINISTRATION

COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

For the Community Development Revolving Loan Fund program as authorized by 42 U.S.C. 9812, 9822 and 9910, \$1,500,000 shall

be available until September 30, 2022, for technical assistance to low-income designated credit unions.

OFFICE OF GOVERNMENT ETHICS

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of Government Ethics pursuant to the Ethics in Government Act of 1978, the Ethics Reform Act of 1989, and the Stop Trading on Congressional Knowledge Act of 2012, including services as authorized by 5 U.S.C. 3109, rental of conference rooms in the District of Columbia and elsewhere, hire of passenger motor vehicles, and not to exceed \$1,500 for official reception and representation expenses, \$18,600,000.

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF TRUST FUNDS)

For necessary expenses to carry out functions of the Office of Personnel Management (OPM) pursuant to Reorganization Plan Numbered 2 of 1978 and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109; medical examinations performed for veterans by private physicians on a fee basis; rental of conference rooms in the District of Columbia and elsewhere; hire of passenger motor vehicles; not to exceed \$2,500 for official reception and representation expenses; and payment of per diem and/or subsistence allowances to employees where Voting Rights Act activities require an employee to remain overnight at his or her post of duty, \$160,130,000: *Provided*, That of the total amount made available under this heading, at least \$9,000,000 shall remain available until expended, for information technology infrastructure modernization and Trust Fund Federal Financial System migration or modernization, and shall be in addition to funds otherwise made available for such purposes: *Provided further*, That of the total amount made available under this heading, not less than \$350,000 shall be used to hire additional congressional liaisons: *Provided further*, That of the total amount made available under this heading, \$1,068,000 may be made available for strengthening the capacity and capabilities of the acquisition workforce (as defined by the Office of Federal Procurement Policy Act, as amended (41 U.S.C. 4001 et seq.)), including the recruitment, hiring, training, and retention of such workforce and information technology in support of acquisition workforce effectiveness or for management solutions to improve acquisition management; and in addition \$169,625,000 for administrative expenses, to be transferred from the appropriate trust funds of OPM without regard to other statutes, including direct procurement of printed materials, for the retirement and insurance programs: *Provided further*, That the provisions of this appropriation shall not affect the authority to use applicable trust funds as provided by sections 8348(a)(1)(B), 8958(f)(2)(A), 8988(f)(2)(A), and 9004(f)(2)(A) of title 5, United States Code: *Provided further*, That no part of this appropriation

shall be available for salaries and expenses of the Legal Examining Unit of OPM established pursuant to Executive Order No. 9358 of July 1, 1943, or any successor unit of like purpose: *Provided further*, That the President's Commission on White House Fellows, established by Executive Order No. 11183 of October 3, 1964, may, during fiscal year 2021, accept donations of money, property, and personal services: *Provided further*, That such donations, including those from prior years, may be used for the development of publicity materials to provide information about the White House Fellows, except that no such donations shall be accepted for travel or reimbursement of travel expenses, or for the salaries of employees of such Commission.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF TRUST FUNDS)

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, including services as authorized by 5 U.S.C. 3109, hire of passenger motor vehicles, \$5,000,000, and in addition, not to exceed \$27,265,000 for administrative expenses to audit, investigate, and provide other oversight of the Office of Personnel Management's retirement and insurance programs, to be transferred from the appropriate trust funds of the Office of Personnel Management, as determined by the Inspector General: *Provided*, That the Inspector General is authorized to rent conference rooms in the District of Columbia and elsewhere.

OFFICE OF SPECIAL COUNSEL

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of Special Counsel, including services as authorized by 5 U.S.C. 3109, payment of fees and expenses for witnesses, rental of conference rooms in the District of Columbia and elsewhere, and hire of passenger motor vehicles; \$29,500,000.

POSTAL REGULATORY COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Postal Regulatory Commission in carrying out the provisions of the Postal Accountability and Enhancement Act (Public Law 109-435), \$17,000,000, to be derived by transfer from the Postal Service Fund and expended as authorized by section 603(a) of such Act.

PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD

SALARIES AND EXPENSES

For necessary expenses of the Privacy and Civil Liberties Oversight Board, as authorized by section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (42 U.S.C. 2000ee), \$8,500,000, to remain available until September 30, 2022.

PUBLIC BUILDINGS REFORM BOARD

SALARIES AND EXPENSES

For salaries and expenses of the Public Buildings Reform Board in carrying out the Federal Assets Sale and Transfer Act of 2016 (Public Law 114–287), \$3,500,000, to remain available until expended.

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

For necessary expenses for the Securities and Exchange Commission, including services as authorized by 5 U.S.C. 3109, the rental of space (to include multiple year leases) in the District of Columbia and elsewhere, and not to exceed \$3,500 for official reception and representation expenses, \$1,894,835,000, to remain available until expended; of which not less than \$16,313,000 shall be for the Office of Inspector General; of which not to exceed \$75,000 shall be available for a permanent secretariat for the International Organization of Securities Commissions; and of which not to exceed \$100,000 shall be available for expenses for consultations and meetings hosted by the Commission with foreign governmental and other regulatory officials, members of their delegations and staffs to exchange views concerning securities matters, such expenses to include necessary logistic and administrative expenses and the expenses of Commission staff and foreign invitees in attendance including: (1) incidental expenses such as meals; (2) travel and transportation; and (3) related lodging or subsistence.

In addition to the foregoing appropriation, for move, replication, and related costs associated with a replacement lease for the Commission's District of Columbia headquarters, not to exceed \$18,650,000, to remain available until expended; and for move, replication, and related costs associated with a replacement lease for the Commission's San Francisco Regional Office facilities, not to exceed \$12,677,000, to remain available until expended.

For purposes of calculating the fee rate under section 31(j) of the Securities Exchange Act of 1934 (15 U.S.C. 78ee(j)) for fiscal year 2021, all amounts appropriated under this heading shall be deemed to be the regular appropriation to the Commission for fiscal year 2021: *Provided*, That fees and charges authorized by section 31 of the Securities Exchange Act of 1934 (15 U.S.C. 78ee) shall be credited to this account as offsetting collections: *Provided further*, That not to exceed \$1,894,835,000 of such offsetting collections shall be available until expended for necessary expenses of this account; not to exceed \$18,650,000 of such offsetting collections shall be avail-

able until expended for move, replication, and related costs under this heading associated with a replacement lease for the Commission's District of Columbia headquarters facilities; and not to exceed \$12,677,000 of such offsetting collections shall be available until expended for move, replication, and related costs under this heading associated with a replacement lease for the Commission's San Francisco Regional Office facilities: *Provided further*, That the total amount appropriated under this heading from the general fund for fiscal year 2021 shall be reduced as such offsetting fees are received so as to result in a final total fiscal year 2021 appropriation from the general fund estimated at not more than \$0: *Provided further*, That if any amount of the appropriation for move, replication, and related costs associated with a replacement lease for the Commission's District of Columbia headquarters office facilities or if any amount of the appropriation for costs associated with a replacement lease for the Commission's San Francisco Regional Office is subsequently de-obligated by the Commission, such amount that was derived from the general fund shall be returned to the general fund, and such amounts that were derived from fees or assessments collected for such purpose shall be paid to each national securities exchange and national securities association, respectively, in proportion to any fees or assessments paid by such national securities exchange or national securities association under section 31 of the Securities Exchange Act of 1934 (15 U.S.C. 78ee) in fiscal year 2021.

SELECTIVE SERVICE SYSTEM

SALARIES AND EXPENSES

For necessary expenses of the Selective Service System, including expenses of attendance at meetings and of training for uniformed personnel assigned to the Selective Service System, as authorized by 5 U.S.C. 4101–4118 for civilian employees; hire of passenger motor vehicles; services as authorized by 5 U.S.C. 3109; and not to exceed \$750 for official reception and representation expenses; \$26,000,000: *Provided*, That during the current fiscal year, the President may exempt this appropriation from the provisions of 31 U.S.C. 1341, whenever the President deems such action to be necessary in the interest of national defense: *Provided further*, That none of the funds appropriated by this Act may be expended for or in connection with the induction of any person into the Armed Forces of the United States.

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, of the Small Business Administration, including hire of passenger motor vehicles as authorized by sections 1343 and 1344 of title 31, United States Code, and not to exceed \$3,500 for official reception and representation expenses, \$270,157,000, of which not less than \$12,000,000 shall be available for examinations, reviews, and other lender oversight activities: *Provided*, That the Administrator is authorized to charge fees to cover the cost of publications developed

by the Small Business Administration, and certain loan program activities, including fees authorized by section 5(b) of the Small Business Act: *Provided further*, That, notwithstanding 31 U.S.C. 3302, revenues received from all such activities shall be credited to this account, to remain available until expended, for carrying out these purposes without further appropriations: *Provided further*, That the Small Business Administration may accept gifts in an amount not to exceed \$4,000,000 and may co-sponsor activities, each in accordance with section 132(a) of division K of Public Law 108-447, during fiscal year 2021: *Provided further*, That \$6,100,000 shall be available for the Loan Modernization and Accounting System, to be available until September 30, 2022.

ENTREPRENEURIAL DEVELOPMENT PROGRAMS

For necessary expenses of programs supporting entrepreneurial and small business development, \$272,000,000, to remain available until September 30, 2022: *Provided*, That \$136,000,000 shall be available to fund grants for performance in fiscal year 2021 or fiscal year 2022 as authorized by section 21 of the Small Business Act: *Provided further*, That \$35,000,000 shall be for marketing, management, and technical assistance under section 7(m) of the Small Business Act (15 U.S.C. 636(m)(4)) by intermediaries that make microloans under the microloan program: *Provided further*, That \$19,500,000 shall be available for grants to States to carry out export programs that assist small business concerns authorized under section 22(l) of the Small Business Act (15 U.S.C. 649(l)).

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$22,011,000.

OFFICE OF ADVOCACY

For necessary expenses of the Office of Advocacy in carrying out the provisions of title II of Public Law 94-305 (15 U.S.C. 634a et seq.) and the Regulatory Flexibility Act of 1980 (5 U.S.C. 601 et seq.), \$9,190,000, to remain available until expended.

BUSINESS LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

For the cost of direct loans, \$5,000,000, to remain available until expended, and for the cost of guaranteed loans as authorized by section 7(a) of the Small Business Act (Public Law 83-163), \$15,000,000, to remain available until expended: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That subject to section 502 of the Congressional Budget Act of 1974, during fiscal year 2021 commitments to guarantee loans under section 503 of the Small Business Investment Act of 1958 shall not exceed \$7,500,000,000: *Provided further*, That during fiscal year 2021 commitments for general business loans authorized under paragraphs (1) through (35) of section 7(a) of the

Small Business Act shall not exceed \$30,000,000,000 for a combination of amortizing term loans and the aggregated maximum line of credit provided by revolving loans: *Provided further*, That during fiscal year 2021 commitments for loans authorized under subparagraph (C) of section 502(7) of the Small Business Investment Act of 1958 (15 U.S.C. 696(7)) shall not exceed \$7,500,000,000: *Provided further*, That during fiscal year 2021 commitments to guarantee loans for debentures under section 303(b) of the Small Business Investment Act of 1958 shall not exceed \$4,000,000,000: *Provided further*, That during fiscal year 2021, guarantees of trust certificates authorized by section 5(g) of the Small Business Act shall not exceed a principal amount of \$13,000,000,000. In addition, for administrative expenses to carry out the direct and guaranteed loan programs, \$160,300,000, which may be transferred to and merged with the appropriations for Salaries and Expenses.

DISASTER LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For administrative expenses to carry out the direct loan program authorized by section 7(b) of the Small Business Act, \$168,075,000, to be available until expended, of which \$1,600,000 is for the Office of Inspector General of the Small Business Administration for audits and reviews of disaster loans and the disaster loan programs and shall be transferred to and merged with the appropriations for the Office of Inspector General; of which \$158,075,000 is for direct administrative expenses of loan making and servicing to carry out the direct loan program, which may be transferred to and merged with the appropriations for Salaries and Expenses; and of which \$8,400,000 is for indirect administrative expenses for the direct loan program, which may be transferred to and merged with the appropriations for Salaries and Expenses: *Provided*, That, of the funds provided under this heading, \$142,864,000 shall be for major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122(2)): *Provided further*, That the amount for major disasters under this heading is designated by Congress as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99-177).

ADMINISTRATIVE PROVISIONS—SMALL BUSINESS ADMINISTRATION

(INCLUDING TRANSFERS OF FUNDS)

SEC. 540. Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Small Business Administration in this Act may be transferred between such appropriations, but no such appropriation shall be increased by more than 10 percent by any such transfers: *Provided*, That any transfer pursuant to this paragraph shall be treated as a reprogramming of funds under section 608 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

SEC. 541. Not to exceed 3 percent of any appropriation made available in this Act for the Small Business Administration under

the headings “Salaries and Expenses” and “Business Loans Program Account” may be transferred to the Administration’s information technology system modernization and working capital fund (IT WCF), as authorized by section 1077(b)(1) of title X of division A of the National Defense Authorization Act for Fiscal Year 2018, for the purposes specified in section 1077(b)(3) of such Act, upon the advance approval of the Committees on Appropriations of the House of Representatives and the Senate: *Provided*, That amounts transferred to the IT WCF under this section shall remain available for obligation through September 30, 2024.

UNITED STATES POSTAL SERVICE

PAYMENT TO THE POSTAL SERVICE FUND

For payment to the Postal Service Fund for revenue forgone on free and reduced rate mail, pursuant to subsections (c) and (d) of section 2401 of title 39, United States Code, \$55,333,000: *Provided*, That mail for overseas voting and mail for the blind shall continue to be free: *Provided further*, That 6-day delivery and rural delivery of mail shall continue at not less than the 1983 level: *Provided further*, That none of the funds made available to the Postal Service by this Act shall be used to implement any rule, regulation, or policy of charging any officer or employee of any State or local child support enforcement agency, or any individual participating in a State or local program of child support enforcement, a fee for information requested or provided concerning an address of a postal customer: *Provided further*, That none of the funds provided in this Act shall be used to consolidate or close small rural and other small post offices: *Provided further*, That the Postal Service may not destroy, and shall continue to offer for sale, any copies of the Multinational Species Conservation Funds Semipostal Stamp, as authorized under the Multinational Species Conservation Funds Semipostal Stamp Act of 2010 (Public Law 111–241).

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$250,000,000, to be derived by transfer from the Postal Service Fund and expended as authorized by section 603(b)(3) of the Postal Accountability and Enhancement Act (Public Law 109–435).

UNITED STATES TAX COURT

SALARIES AND EXPENSES

For necessary expenses, including contract reporting and other services as authorized by 5 U.S.C. 3109, and not to exceed \$3,000 for official reception and representation expenses; \$56,100,000, of which \$1,000,000 shall remain available until expended: *Provided*, That travel expenses of the judges shall be paid upon the written certificate of the judge.

TITLE VI

GENERAL PROVISIONS—THIS ACT

(INCLUDING RESCISSION OF FUNDS)

SEC. 601. None of the funds in this Act shall be used for the planning or execution of any program to pay the expenses of, or otherwise compensate, non-Federal parties intervening in regulatory or adjudicatory proceedings funded in this Act.

SEC. 602. None of the funds appropriated in this Act shall remain available for obligation beyond the current fiscal year, nor may any be transferred to other appropriations, unless expressly so provided herein.

SEC. 603. The expenditure of any appropriation under this Act for any consulting service through procurement contract pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 604. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriations Act.

SEC. 605. None of the funds made available by this Act shall be available for any activity or for paying the salary of any Government employee where funding an activity or paying a salary to a Government employee would result in a decision, determination, rule, regulation, or policy that would prohibit the enforcement of section 307 of the Tariff Act of 1930 (19 U.S.C. 1307).

SEC. 606. No funds appropriated pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with chapter 83 of title 41, United States Code.

SEC. 607. No funds appropriated or otherwise made available under this Act shall be made available to any person or entity that has been convicted of violating chapter 83 of title 41, United States Code.

SEC. 608. Except as otherwise provided in this Act, none of the funds provided in this Act, provided by previous appropriations Acts to the agencies or entities funded in this Act that remain available for obligation or expenditure in fiscal year 2021, or provided from any accounts in the Treasury derived by the collection of fees and available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that: (1) creates a new program; (2) eliminates a program, project, or activity; (3) increases funds or personnel for any program, project, or activity for which funds have been denied or restricted by the Congress; (4) proposes to use funds directed for a specific activity by the Committee on Appropriations of either the House of Representatives or the Senate for a different purpose; (5) augments existing programs, projects, or activities in excess of \$5,000,000 or 10 percent, whichever is less; (6) reduces existing programs, projects, or activities by \$5,000,000 or 10 percent, which-

ever is less; or (7) creates or reorganizes offices, programs, or activities unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate: *Provided*, That prior to any significant reorganization, restructuring, relocation, or closing of offices, programs, or activities, each agency or entity funded in this Act shall consult with the Committees on Appropriations of the House of Representatives and the Senate: *Provided further*, That not later than 60 days after the date of enactment of this Act, each agency funded by this Act shall submit a report to the Committees on Appropriations of the House of Representatives and the Senate to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year: *Provided further*, That at a minimum the report shall include: (1) a table for each appropriation, detailing both full-time employee equivalents and budget authority, with separate columns to display the prior year enacted level, the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if appropriate, and the fiscal year enacted level; (2) a delineation in the table for each appropriation and its respective prior year enacted level by object class and program, project, and activity as detailed in this Act, in the accompanying report, or in the budget appendix for the respective appropriation, whichever is more detailed, and which shall apply to all items for which a dollar amount is specified and to all programs for which new budget authority is provided, as well as to discretionary grants and discretionary grant allocations; and (3) an identification of items of special congressional interest: *Provided further*, That the amount appropriated or limited for salaries and expenses for an agency shall be reduced by \$100,000 per day for each day after the required date that the report has not been submitted to the Congress.

SEC. 609. Except as otherwise specifically provided by law, not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2021 from appropriations made available for salaries and expenses for fiscal year 2021 in this Act, shall remain available through September 30, 2022, for each such account for the purposes authorized: *Provided*, That a request shall be submitted to the Committees on Appropriations of the House of Representatives and the Senate for approval prior to the expenditure of such funds: *Provided further*, That these requests shall be made in compliance with reprogramming guidelines.

SEC. 610. (a) None of the funds made available in this Act may be used by the Executive Office of the President to request—

(1) any official background investigation report on any individual from the Federal Bureau of Investigation; or

(2) a determination with respect to the treatment of an organization as described in section 501(c) of the Internal Revenue Code of 1986 and exempt from taxation under section 501(a) of such Code from the Department of the Treasury or the Internal Revenue Service.

(b) Subsection (a) shall not apply—

(1) in the case of an official background investigation report, if such individual has given express written consent for such request not more than 6 months prior to the date of such request and during the same presidential administration; or

(2) if such request is required due to extraordinary circumstances involving national security.

SEC. 611. The cost accounting standards promulgated under chapter 15 of title 41, United States Code shall not apply with respect to a contract under the Federal Employees Health Benefits Program established under chapter 89 of title 5, United States Code.

SEC. 612. For the purpose of resolving litigation and implementing any settlement agreements regarding the nonforeign area cost-of-living allowance program, the Office of Personnel Management may accept and utilize (without regard to any restriction on unanticipated travel expenses imposed in an Appropriations Act) funds made available to the Office of Personnel Management pursuant to court approval.

SEC. 613. No funds appropriated by this Act shall be available to pay for an abortion, or the administrative expenses in connection with any health plan under the Federal employees health benefits program which provides any benefits or coverage for abortions.

SEC. 614. The provision of section 613 shall not apply where the life of the mother would be endangered if the fetus were carried to term, or the pregnancy is the result of an act of rape or incest.

SEC. 615. In order to promote Government access to commercial information technology, the restriction on purchasing nondomestic articles, materials, and supplies set forth in chapter 83 of title 41, United States Code (popularly known as the Buy American Act), shall not apply to the acquisition by the Federal Government of information technology (as defined in section 11101 of title 40, United States Code), that is a commercial item (as defined in section 103 of title 41, United States Code).

SEC. 616. Notwithstanding section 1353 of title 31, United States Code, no officer or employee of any regulatory agency or commission funded by this Act may accept on behalf of that agency, nor may such agency or commission accept, payment or reimbursement from a non-Federal entity for travel, subsistence, or related expenses for the purpose of enabling an officer or employee to attend and participate in any meeting or similar function relating to the official duties of the officer or employee when the entity offering payment or reimbursement is a person or entity subject to regulation by such agency or commission, or represents a person or entity subject to regulation by such agency or commission, unless the person or entity is an organization described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code.

SEC. 617. (a)(1) Notwithstanding any other provision of law, an Executive agency covered by this Act otherwise authorized to enter into contracts for either leases or the construction or alteration of real property for office, meeting, storage, or other space must consult with the General Services Administration before issuing a solicitation for offers of new leases or construction contracts, and in the case of succeeding leases, before entering into negotiations with the current lessor.

(2) Any such agency with authority to enter into an emergency lease may do so during any period declared by the President to require emergency leasing authority with respect to such agency.

(b) For purposes of this section, the term “Executive agency covered by this Act” means any Executive agency provided funds by this Act, but does not include the General Services Administration or the United States Postal Service.

SEC. 618. (a) There are appropriated for the following activities the amounts required under current law:

(1) Compensation of the President (3 U.S.C. 102).

(2) Payments to—

(A) the Judicial Officers’ Retirement Fund (28 U.S.C. 377(o));

(B) the Judicial Survivors’ Annuities Fund (28 U.S.C. 376(c)); and

(C) the United States Court of Federal Claims Judges’ Retirement Fund (28 U.S.C. 178(l)).

(3) Payment of Government contributions—

(A) with respect to the health benefits of retired employees, as authorized by chapter 89 of title 5, United States Code, and the Retired Federal Employees Health Benefits Act (74 Stat. 849); and

(B) with respect to the life insurance benefits for employees retiring after December 31, 1989 (5 U.S.C. ch. 87).

(4) Payment to finance the unfunded liability of new and increased annuity benefits under the Civil Service Retirement and Disability Fund (5 U.S.C. 8348).

(5) Payment of annuities authorized to be paid from the Civil Service Retirement and Disability Fund by statutory provisions other than subchapter III of chapter 83 or chapter 84 of title 5, United States Code.

(b) Nothing in this section may be construed to exempt any amount appropriated by this section from any otherwise applicable limitation on the use of funds contained in this Act.

SEC. 619. None of the funds made available in this Act may be used by the Federal Trade Commission to complete the draft report entitled “Interagency Working Group on Food Marketed to Children: Preliminary Proposed Nutrition Principles to Guide Industry Self-Regulatory Efforts” unless the Interagency Working Group on Food Marketed to Children complies with Executive Order No. 13563.

SEC. 620. (a) The head of each executive branch agency funded by this Act shall ensure that the Chief Information Officer of the agency has the authority to participate in decisions regarding the budget planning process related to information technology.

(b) Amounts appropriated for any executive branch agency funded by this Act that are available for information technology shall be allocated within the agency, consistent with the provisions of appropriations Acts and budget guidelines and recommendations from the Director of the Office of Management and Budget, in such manner as specified by, or approved by, the Chief Information Officer of the agency in consultation with the Chief Financial Officer of the agency and budget officials.

SEC. 621. None of the funds made available in this Act may be used in contravention of chapter 29, 31, or 33 of title 44, United States Code.

SEC. 622. None of the funds made available in this Act may be used by a governmental entity to require the disclosure by a provider of electronic communication service to the public or remote computing service of the contents of a wire or electronic communication that is in electronic storage with the provider (as such terms are defined in sections 2510 and 2711 of title 18, United States Code) in a manner that violates the Fourth Amendment to the Constitution of the United States.

SEC. 623. None of the funds appropriated by this Act may be used by the Federal Communications Commission to modify, amend, or change the rules or regulations of the Commission for universal service high-cost support for competitive eligible telecommunications carriers in a way that is inconsistent with paragraph (e)(5) or (e)(6) of section 54.307 of title 47, Code of Federal Regulations, as in effect on July 15, 2015: *Provided*, That this section shall not prohibit the Commission from considering, developing, or adopting other support mechanisms as an alternative to Mobility Fund Phase II.

SEC. 624. No funds provided in this Act shall be used to deny an Inspector General funded under this Act timely access to any records, documents, or other materials available to the department or agency over which that Inspector General has responsibilities under the Inspector General Act of 1978, or to prevent or impede that Inspector General's access to such records, documents, or other materials, under any provision of law, except a provision of law that expressly refers to the Inspector General and expressly limits the Inspector General's right of access. A department or agency covered by this section shall provide its Inspector General with access to all such records, documents, and other materials in a timely manner. Each Inspector General shall ensure compliance with statutory limitations on disclosure relevant to the information provided by the establishment over which that Inspector General has responsibilities under the Inspector General Act of 1978. Each Inspector General covered by this section shall report to the Committees on Appropriations of the House of Representatives and the Senate within 5 calendar days any failures to comply with this requirement.

SEC. 625. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, adjudication activities, or other law enforcement- or victim assistance-related activity.

SEC. 626. None of the funds appropriated or otherwise made available by this Act may be used to pay award or incentive fees for contractors whose performance has been judged to be below satisfactory, behind schedule, over budget, or has failed to meet the basic requirements of a contract, unless the Agency determines that any such deviations are due to unforeseeable events, government-driven scope changes, or are not significant within the overall scope of the project and/or program and unless such awards or in-

centive fees are consistent with 16.401(e)(2) of the Federal Acquisition Regulation.

SEC. 627. (a) None of the funds made available under this Act may be used to pay for travel and conference activities that result in a total cost to an Executive branch department, agency, board or commission funded by this Act of more than \$500,000 at any single conference unless the agency or entity determines that such attendance is in the national interest and advance notice is transmitted to the Committees on Appropriations of the House of Representatives and the Senate that includes the basis of that determination.

(b) None of the funds made available under this Act may be used to pay for the travel to or attendance of more than 50 employees, who are stationed in the United States, at any single conference occurring outside the United States unless the agency or entity determines that such attendance is in the national interest and advance notice is transmitted to the Committees on Appropriations of the House of Representatives and the Senate that includes the basis of that determination.

SEC. 628. None of the funds made available by this Act may be used for first-class or business-class travel by the employees of executive branch agencies funded by this Act in contravention of sections 301–10.122 through 301–10.125 of title 41, Code of Federal Regulations.

SEC. 629. In addition to any amounts appropriated or otherwise made available for expenses related to enhancements to www.oversight.gov, \$850,000, to remain available until expended, shall be provided for an additional amount for such purpose to the Inspectors General Council Fund established pursuant to section 11(c)(3)(B) of the Inspector General Act of 1978 (5 U.S.C. App.): *Provided*, That these amounts shall be in addition to any amounts or any authority available to the Council of the Inspectors General on Integrity and Efficiency under section 11 of the Inspector General Act of 1978 (5 U.S.C. App.).

SEC. 630. None of the funds made available by this Act may be obligated on contracts in excess of \$5,000 for public relations, as that term is defined in Office and Management and Budget Circular A–87 (revised May 10, 2004), unless advance notice of such an obligation is transmitted to the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 631. None of the funds made available by this Act shall be used by the Securities and Exchange Commission to finalize, issue, or implement any rule, regulation, or order regarding the disclosure of political contributions, contributions to tax exempt organizations, or dues paid to trade associations.

SEC. 632. Federal agencies funded under this Act shall clearly state within the text, audio, or video used for advertising or educational purposes, including emails or Internet postings, that the communication is printed, published, or produced and disseminated at U.S. taxpayer expense. The funds used by a Federal agency to carry out this requirement shall be derived from amounts made available to the agency for advertising or other communications regarding the programs and activities of the agency.

SEC. 633. When issuing statements, press releases, requests for proposals, bid solicitations and other documents describing projects or programs funded in whole or in part with Federal money, all grantees receiving Federal funds included in this act, shall clearly state—

- (1) the percentage of the total costs of the program or project which will be financed with Federal money;
- (2) the dollar amount of Federal funds for the project or program; and
- (3) percentage and dollar amount of the total costs of the project or program that will be financed by non-governmental sources.

SEC. 634. Of the unobligated balances available in the Department of the Treasury, Treasury Forfeiture Fund, established by section 9703 of title 31, United States Code, \$75,000,000 shall be permanently rescinded not later than September 30, 2021.

SEC. 635. Not later than 45 days after the last day of each quarter, each agency funded in this Act shall submit to the Committees on Appropriations of the Senate and the House of Representatives a quarterly budget report that includes total obligations of the Agency for that quarter for each appropriation, by the source year of the appropriation.

TITLE VII

GENERAL PROVISIONS—GOVERNMENT-WIDE

DEPARTMENTS, AGENCIES, AND CORPORATIONS

(INCLUDING TRANSFER OF FUNDS)

SEC. 701. No department, agency, or instrumentality of the United States receiving appropriated funds under this or any other Act for fiscal year 2021 shall obligate or expend any such funds, unless such department, agency, or instrumentality has in place, and will continue to administer in good faith, a written policy designed to ensure that all of its workplaces are free from the illegal use, possession, or distribution of controlled substances (as defined in the Controlled Substances Act (21 U.S.C. 802)) by the officers and employees of such department, agency, or instrumentality.

SEC. 702. Unless otherwise specifically provided, the maximum amount allowable during the current fiscal year in accordance with subsection 1343(c) of title 31, United States Code, for the purchase of any passenger motor vehicle (exclusive of buses, ambulances, law enforcement vehicles, protective vehicles, and undercover surveillance vehicles), is hereby fixed at \$19,947 except station wagons for which the maximum shall be \$19,997: *Provided*, That these limits may be exceeded by not to exceed \$7,250 for police-type vehicles: *Provided further*, That the limits set forth in this section may not be exceeded by more than 5 percent for electric or hybrid vehicles purchased for demonstration under the provisions of the Electric and Hybrid Vehicle Research, Development, and Demonstration Act of 1976: *Provided further*, That the limits set forth in this section may be exceeded by the incremental cost of clean alternative fuels vehicles acquired pursuant to Public Law 101-549 over the

cost of comparable conventionally fueled vehicles: *Provided further*, That the limits set forth in this section shall not apply to any vehicle that is a commercial item and which operates on alternative fuel, including but not limited to electric, plug-in hybrid electric, and hydrogen fuel cell vehicles.

SEC. 703. Appropriations of the executive departments and independent establishments for the current fiscal year available for expenses of travel, or for the expenses of the activity concerned, are hereby made available for quarters allowances and cost-of-living allowances, in accordance with 5 U.S.C. 5922–5924.

SEC. 704. Unless otherwise specified in law during the current fiscal year, no part of any appropriation contained in this or any other Act shall be used to pay the compensation of any officer or employee of the Government of the United States (including any agency the majority of the stock of which is owned by the Government of the United States) whose post of duty is in the continental United States unless such person: (1) is a citizen of the United States; (2) is a person who is lawfully admitted for permanent residence and is seeking citizenship as outlined in 8 U.S.C. 1324b(a)(3)(B); (3) is a person who is admitted as a refugee under 8 U.S.C. 1157 or is granted asylum under 8 U.S.C. 1158 and has filed a declaration of intention to become a lawful permanent resident and then a citizen when eligible; or (4) is a person who owes allegiance to the United States: *Provided*, That for purposes of this section, affidavits signed by any such person shall be considered prima facie evidence that the requirements of this section with respect to his or her status are being complied with: *Provided further*, That for purposes of subsections (2) and (3) such affidavits shall be submitted prior to employment and updated thereafter as necessary: *Provided further*, That any person making a false affidavit shall be guilty of a felony, and upon conviction, shall be fined no more than \$4,000 or imprisoned for not more than 1 year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That any payment made to any officer or employee contrary to the provisions of this section shall be recoverable in action by the Federal Government: *Provided further*, That this section shall not apply to any person who is an officer or employee of the Government of the United States on the date of enactment of this Act, or to international broadcasters employed by the Broadcasting Board of Governors, or to temporary employment of translators, or to temporary employment in the field service (not to exceed 60 days) as a result of emergencies: *Provided further*, That this section does not apply to the employment as Wildland firefighters for not more than 120 days of nonresident aliens employed by the Department of the Interior or the USDA Forest Service pursuant to an agreement with another country.

SEC. 705. Appropriations available to any department or agency during the current fiscal year for necessary expenses, including maintenance or operating expenses, shall also be available for payment to the General Services Administration for charges for space and services and those expenses of renovation and alteration of buildings and facilities which constitute public improvements performed in accordance with the Public Buildings Act of 1959 (73

Stat. 479), the Public Buildings Amendments of 1972 (86 Stat. 216), or other applicable law.

SEC. 706. In addition to funds provided in this or any other Act, all Federal agencies are authorized to receive and use funds resulting from the sale of materials, including Federal records disposed of pursuant to a records schedule recovered through recycling or waste prevention programs. Such funds shall be available until expended for the following purposes:

(1) Acquisition, waste reduction and prevention, and recycling programs as described in Executive Order No. 13834 (May 17, 2018), including any such programs adopted prior to the effective date of the Executive order.

(2) Other Federal agency environmental management programs, including, but not limited to, the development and implementation of hazardous waste management and pollution prevention programs.

(3) Other employee programs as authorized by law or as deemed appropriate by the head of the Federal agency.

SEC. 707. Funds made available by this or any other Act for administrative expenses in the current fiscal year of the corporations and agencies subject to chapter 91 of title 31, United States Code, shall be available, in addition to objects for which such funds are otherwise available, for rent in the District of Columbia; services in accordance with 5 U.S.C. 3109; and the objects specified under this head, all the provisions of which shall be applicable to the expenditure of such funds unless otherwise specified in the Act by which they are made available: *Provided*, That in the event any functions budgeted as administrative expenses are subsequently transferred to or paid from other funds, the limitations on administrative expenses shall be correspondingly reduced.

SEC. 708. No part of any appropriation contained in this or any other Act shall be available for interagency financing of boards (except Federal Executive Boards), commissions, councils, committees, or similar groups (whether or not they are interagency entities) which do not have a prior and specific statutory approval to receive financial support from more than one agency or instrumentality.

SEC. 709. None of the funds made available pursuant to the provisions of this or any other Act shall be used to implement, administer, or enforce any regulation which has been disapproved pursuant to a joint resolution duly adopted in accordance with the applicable law of the United States.

SEC. 710. During the period in which the head of any department or agency, or any other officer or civilian employee of the Federal Government appointed by the President of the United States, holds office, no funds may be obligated or expended in excess of \$5,000 to furnish or redecorate the office of such department head, agency head, officer, or employee, or to purchase furniture or make improvements for any such office, unless advance notice of such furnishing or redecoration is transmitted to the Committees on Appropriations of the House of Representatives and the Senate. For the purposes of this section, the term "office" shall include the entire suite of offices assigned to the individual, as well as any other space used primarily by the individual or the use of which is directly controlled by the individual.

SEC. 711. Notwithstanding 31 U.S.C. 1346, or section 708 of this Act, funds made available for the current fiscal year by this or any other Act shall be available for the interagency funding of national security and emergency preparedness telecommunications initiatives which benefit multiple Federal departments, agencies, or entities, as provided by Executive Order No. 13618 (July 6, 2012).

SEC. 712. (a) None of the funds made available by this or any other Act may be obligated or expended by any department, agency, or other instrumentality of the Federal Government to pay the salaries or expenses of any individual appointed to a position of a confidential or policy-determining character that is excepted from the competitive service under section 3302 of title 5, United States Code, (pursuant to schedule C of subpart C of part 213 of title 5 of the Code of Federal Regulations) unless the head of the applicable department, agency, or other instrumentality employing such schedule C individual certifies to the Director of the Office of Personnel Management that the schedule C position occupied by the individual was not created solely or primarily in order to detail the individual to the White House.

(b) The provisions of this section shall not apply to Federal employees or members of the armed forces detailed to or from an element of the intelligence community (as that term is defined under section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4))).

SEC. 713. No part of any appropriation contained in this or any other Act shall be available for the payment of the salary of any officer or employee of the Federal Government, who—

(1) prohibits or prevents, or attempts or threatens to prohibit or prevent, any other officer or employee of the Federal Government from having any direct oral or written communication or contact with any Member, committee, or subcommittee of the Congress in connection with any matter pertaining to the employment of such other officer or employee or pertaining to the department or agency of such other officer or employee in any way, irrespective of whether such communication or contact is at the initiative of such other officer or employee or in response to the request or inquiry of such Member, committee, or subcommittee; or

(2) removes, suspends from duty without pay, demotes, reduces in rank, seniority, status, pay, or performance or efficiency rating, denies promotion to, relocates, reassigns, transfers, disciplines, or discriminates in regard to any employment right, entitlement, or benefit, or any term or condition of employment of, any other officer or employee of the Federal Government, or attempts or threatens to commit any of the foregoing actions with respect to such other officer or employee, by reason of any communication or contact of such other officer or employee with any Member, committee, or subcommittee of the Congress as described in paragraph (1).

SEC. 714. (a) None of the funds made available in this or any other Act may be obligated or expended for any employee training that—

(1) does not meet identified needs for knowledge, skills, and abilities bearing directly upon the performance of official duties;

(2) contains elements likely to induce high levels of emotional response or psychological stress in some participants;

(3) does not require prior employee notification of the content and methods to be used in the training and written end of course evaluation;

(4) contains any methods or content associated with religious or quasi-religious belief systems or "new age" belief systems as defined in Equal Employment Opportunity Commission Notice N-915.022, dated September 2, 1988; or

(5) is offensive to, or designed to change, participants' personal values or lifestyle outside the workplace.

(b) Nothing in this section shall prohibit, restrict, or otherwise preclude an agency from conducting training bearing directly upon the performance of official duties.

SEC. 715. No part of any funds appropriated in this or any other Act shall be used by an agency of the executive branch, other than for normal and recognized executive-legislative relationships, for publicity or propaganda purposes, and for the preparation, distribution or use of any kit, pamphlet, booklet, publication, radio, television, or film presentation designed to support or defeat legislation pending before the Congress, except in presentation to the Congress itself.

SEC. 716. None of the funds appropriated by this or any other Act may be used by an agency to provide a Federal employee's home address to any labor organization except when the employee has authorized such disclosure or when such disclosure has been ordered by a court of competent jurisdiction.

SEC. 717. None of the funds made available in this or any other Act may be used to provide any non-public information such as mailing, telephone, or electronic mailing lists to any person or any organization outside of the Federal Government without the approval of the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 718. No part of any appropriation contained in this or any other Act shall be used directly or indirectly, including by private contractor, for publicity or propaganda purposes within the United States not heretofore authorized by Congress.

SEC. 719. (a) In this section, the term "agency"—

(1) means an Executive agency, as defined under 5 U.S.C. 105; and

(2) includes a military department, as defined under section 102 of such title, the United States Postal Service, and the Postal Regulatory Commission.

(b) Unless authorized in accordance with law or regulations to use such time for other purposes, an employee of an agency shall use official time in an honest effort to perform official duties. An employee not under a leave system, including a Presidential appointee exempted under 5 U.S.C. 6301(2), has an obligation to expend an honest effort and a reasonable proportion of such employee's time in the performance of official duties.

SEC. 720. Notwithstanding 31 U.S.C. 1346 and section 708 of this Act, funds made available for the current fiscal year by this or any other Act to any department or agency, which is a member of the Federal Accounting Standards Advisory Board (FASAB), shall be available to finance an appropriate share of FASAB administrative costs.

SEC. 721. Notwithstanding 31 U.S.C. 1346 and section 708 of this Act, the head of each Executive department and agency is hereby authorized to transfer to or reimburse "General Services Administration, Government-wide Policy" with the approval of the Director of the Office of Management and Budget, funds made available for the current fiscal year by this or any other Act, including rebates from charge card and other contracts: *Provided*, That these funds shall be administered by the Administrator of General Services to support Government-wide and other multi-agency financial, information technology, procurement, and other management innovations, initiatives, and activities, including improving coordination and reducing duplication, as approved by the Director of the Office of Management and Budget, in consultation with the appropriate interagency and multi-agency groups designated by the Director (including the President's Management Council for overall management improvement initiatives, the Chief Financial Officers Council for financial management initiatives, the Chief Information Officers Council for information technology initiatives, the Chief Human Capital Officers Council for human capital initiatives, the Chief Acquisition Officers Council for procurement initiatives, and the Performance Improvement Council for performance improvement initiatives): *Provided further*, That the total funds transferred or reimbursed shall not exceed \$15,000,000 to improve coordination, reduce duplication, and for other activities related to Federal Government Priority Goals established by 31 U.S.C. 1120, and not to exceed \$17,000,000 for Government-Wide innovations, initiatives, and activities: *Provided further*, That the funds transferred to or for reimbursement of "General Services Administration, Government-wide Policy" during fiscal year 2021 shall remain available for obligation through September 30, 2022: *Provided further*, That such transfers or reimbursements may only be made after 15 days following notification of the Committees on Appropriations of the House of Representatives and the Senate by the Director of the Office of Management and Budget.

SEC. 722. Notwithstanding any other provision of law, a woman may breastfeed her child at any location in a Federal building or on Federal property, if the woman and her child are otherwise authorized to be present at the location.

SEC. 723. Notwithstanding 31 U.S.C. 1346, or section 708 of this Act, funds made available for the current fiscal year by this or any other Act shall be available for the interagency funding of specific projects, workshops, studies, and similar efforts to carry out the purposes of the National Science and Technology Council (authorized by Executive Order No. 12881), which benefit multiple Federal departments, agencies, or entities: *Provided*, That the Office of Management and Budget shall provide a report describing the budget of and resources connected with the National Science and Technology Council to the Committees on Appropriations, the

House Committee on Science, Space, and Technology, and the Senate Committee on Commerce, Science, and Transportation 90 days after enactment of this Act.

SEC. 724. Any request for proposals, solicitation, grant application, form, notification, press release, or other publications involving the distribution of Federal funds shall comply with any relevant requirements in part 200 of title 2, Code of Federal Regulations: *Provided*, That this section shall apply to direct payments, formula funds, and grants received by a State receiving Federal funds.

SEC. 725. (a) PROHIBITION OF FEDERAL AGENCY MONITORING OF INDIVIDUALS' INTERNET USE.—None of the funds made available in this or any other Act may be used by any Federal agency—

(1) to collect, review, or create any aggregation of data, derived from any means, that includes any personally identifiable information relating to an individual's access to or use of any Federal Government Internet site of the agency; or

(2) to enter into any agreement with a third party (including another government agency) to collect, review, or obtain any aggregation of data, derived from any means, that includes any personally identifiable information relating to an individual's access to or use of any nongovernmental Internet site.

(b) EXCEPTIONS.—The limitations established in subsection (a) shall not apply to—

(1) any record of aggregate data that does not identify particular persons;

(2) any voluntary submission of personally identifiable information;

(3) any action taken for law enforcement, regulatory, or supervisory purposes, in accordance with applicable law; or

(4) any action described in subsection (a)(1) that is a system security action taken by the operator of an Internet site and is necessarily incident to providing the Internet site services or to protecting the rights or property of the provider of the Internet site.

(c) DEFINITIONS.—For the purposes of this section:

(1) The term “regulatory” means agency actions to implement, interpret or enforce authorities provided in law.

(2) The term “supervisory” means examinations of the agency's supervised institutions, including assessing safety and soundness, overall financial condition, management practices and policies and compliance with applicable standards as provided in law.

SEC. 726. (a) None of the funds appropriated by this Act may be used to enter into or renew a contract which includes a provision providing prescription drug coverage, except where the contract also includes a provision for contraceptive coverage.

(b) Nothing in this section shall apply to a contract with—

(1) any of the following religious plans:

(A) Personal Care's HMO; and

(B) OSF HealthPlans, Inc.; and

(2) any existing or future plan, if the carrier for the plan objects to such coverage on the basis of religious beliefs.

(c) In implementing this section, any plan that enters into or renews a contract under this section may not subject any individual to discrimination on the basis that the individual refuses to prescribe or otherwise provide for contraceptives because such activities would be contrary to the individual's religious beliefs or moral convictions.

(d) Nothing in this section shall be construed to require coverage of abortion or abortion-related services.

SEC. 727. The United States is committed to ensuring the health of its Olympic, Pan American, and Paralympic athletes, and supports the strict adherence to anti-doping in sport through testing, adjudication, education, and research as performed by nationally recognized oversight authorities.

SEC. 728. Notwithstanding any other provision of law, funds appropriated for official travel to Federal departments and agencies may be used by such departments and agencies, if consistent with Office of Management and Budget Circular A-126 regarding official travel for Government personnel, to participate in the fractional aircraft ownership pilot program.

SEC. 729. Notwithstanding any other provision of law, none of the funds appropriated or made available under this or any other appropriations Act may be used to implement or enforce restrictions or limitations on the Coast Guard Congressional Fellowship Program, or to implement the proposed regulations of the Office of Personnel Management to add sections 300.311 through 300.316 to part 300 of title 5 of the Code of Federal Regulations, published in the Federal Register, volume 68, number 174, on September 9, 2003 (relating to the detail of executive branch employees to the legislative branch).

SEC. 730. Notwithstanding any other provision of law, no executive branch agency shall purchase, construct, or lease any additional facilities, except within or contiguous to existing locations, to be used for the purpose of conducting Federal law enforcement training without the advance approval of the Committees on Appropriations of the House of Representatives and the Senate, except that the Federal Law Enforcement Training Center is authorized to obtain the temporary use of additional facilities by lease, contract, or other agreement for training which cannot be accommodated in existing Center facilities.

SEC. 731. Unless otherwise authorized by existing law, none of the funds provided in this or any other Act may be used by an executive branch agency to produce any prepackaged news story intended for broadcast or distribution in the United States, unless the story includes a clear notification within the text or audio of the prepackaged news story that the prepackaged news story was prepared or funded by that executive branch agency.

SEC. 732. None of the funds made available in this Act may be used in contravention of section 552a of title 5, United States Code (popularly known as the Privacy Act), and regulations implementing that section.

SEC. 733. (a) IN GENERAL.—None of the funds appropriated or otherwise made available by this or any other Act may be used for any Federal Government contract with any foreign incorporated entity which is treated as an inverted domestic corporation under sec-

tion 835(b) of the Homeland Security Act of 2002 (6 U.S.C. 395(b)) or any subsidiary of such an entity.

(b) WAIVERS.—

(1) IN GENERAL.—Any Secretary shall waive subsection (a) with respect to any Federal Government contract under the authority of such Secretary if the Secretary determines that the waiver is required in the interest of national security.

(2) REPORT TO CONGRESS.—Any Secretary issuing a waiver under paragraph (1) shall report such issuance to Congress.

(c) EXCEPTION.—This section shall not apply to any Federal Government contract entered into before the date of the enactment of this Act, or to any task order issued pursuant to such contract.

SEC. 734. During fiscal year 2021, for each employee who—

(1) retires under section 8336(d)(2) or 8414(b)(1)(B) of title 5, United States Code; or

(2) retires under any other provision of subchapter III of chapter 83 or chapter 84 of such title 5 and receives a payment as an incentive to separate, the separating agency shall remit to the Civil Service Retirement and Disability Fund an amount equal to the Office of Personnel Management's average unit cost of processing a retirement claim for the preceding fiscal year. Such amounts shall be available until expended to the Office of Personnel Management and shall be deemed to be an administrative expense under section 8348(a)(1)(B) of title 5, United States Code.

SEC. 735. (a) None of the funds made available in this or any other Act may be used to recommend or require any entity submitting an offer for a Federal contract to disclose any of the following information as a condition of submitting the offer:

(1) Any payment consisting of a contribution, expenditure, independent expenditure, or disbursement for an electioneering communication that is made by the entity, its officers or directors, or any of its affiliates or subsidiaries to a candidate for election for Federal office or to a political committee, or that is otherwise made with respect to any election for Federal office.

(2) Any disbursement of funds (other than a payment described in paragraph (1)) made by the entity, its officers or directors, or any of its affiliates or subsidiaries to any person with the intent or the reasonable expectation that the person will use the funds to make a payment described in paragraph (1).

(b) In this section, each of the terms “contribution”, “expenditure”, “independent expenditure”, “electioneering communication”, “candidate”, “election”, and “Federal office” has the meaning given such term in the Federal Election Campaign Act of 1971 (52 U.S.C. 30101 et seq.).

SEC. 736. None of the funds made available in this or any other Act may be used to pay for the painting of a portrait of an officer or employee of the Federal Government, including the President, the Vice President, a member of Congress (including a Delegate or a Resident Commissioner to Congress), the head of an executive branch agency (as defined in section 133 of title 41, United States Code), or the head of an office of the legislative branch.

SEC. 737. (a)(1) Notwithstanding any other provision of law, and except as otherwise provided in this section, no part of any of the funds appropriated for fiscal year 2021, by this or any other Act, may be used to pay any prevailing rate employee described in section 5342(a)(2)(A) of title 5, United States Code—

(A) during the period from the date of expiration of the limitation imposed by the comparable section for the previous fiscal years until the normal effective date of the applicable wage survey adjustment that is to take effect in fiscal year 2021, in an amount that exceeds the rate payable for the applicable grade and step of the applicable wage schedule in accordance with such section; and

(B) during the period consisting of the remainder of fiscal year 2021, in an amount that exceeds, as a result of a wage survey adjustment, the rate payable under subparagraph (A) by more than the sum of—

(i) the percentage adjustment taking effect in fiscal year 2021 under section 5303 of title 5, United States Code, in the rates of pay under the General Schedule; and

(ii) the difference between the overall average percentage of the locality-based comparability payments taking effect in fiscal year 2021 under section 5304 of such title (whether by adjustment or otherwise), and the overall average percentage of such payments which was effective in the previous fiscal year under such section.

(2) Notwithstanding any other provision of law, no prevailing rate employee described in subparagraph (B) or (C) of section 5342(a)(2) of title 5, United States Code, and no employee covered by section 5348 of such title, may be paid during the periods for which paragraph (1) is in effect at a rate that exceeds the rates that would be payable under paragraph (1) were paragraph (1) applicable to such employee.

(3) For the purposes of this subsection, the rates payable to an employee who is covered by this subsection and who is paid from a schedule not in existence on September 30, 2020, shall be determined under regulations prescribed by the Office of Personnel Management.

(4) Notwithstanding any other provision of law, rates of premium pay for employees subject to this subsection may not be changed from the rates in effect on September 30, 2020, except to the extent determined by the Office of Personnel Management to be consistent with the purpose of this subsection.

(5) This subsection shall apply with respect to pay for service performed after September 30, 2020.

(6) For the purpose of administering any provision of law (including any rule or regulation that provides premium pay, retirement, life insurance, or any other employee benefit) that requires any deduction or contribution, or that imposes any requirement or limitation on the basis of a rate of salary or basic pay, the rate of salary or basic pay payable after the application of this subsection shall be treated as the rate of salary or basic pay.

(7) Nothing in this subsection shall be considered to permit or require the payment to any employee covered by this subsection at

a rate in excess of the rate that would be payable were this subsection not in effect.

(8) The Office of Personnel Management may provide for exceptions to the limitations imposed by this subsection if the Office determines that such exceptions are necessary to ensure the recruitment or retention of qualified employees.

(b) Notwithstanding subsection (a), the adjustment in rates of basic pay for the statutory pay systems that take place in fiscal year 2021 under sections 5344 and 5348 of title 5, United States Code, shall be—

(1) not less than the percentage received by employees in the same location whose rates of basic pay are adjusted pursuant to the statutory pay systems under sections 5303 and 5304 of title 5, United States Code: *Provided*, That prevailing rate employees at locations where there are no employees whose pay is increased pursuant to sections 5303 and 5304 of title 5, United States Code, and prevailing rate employees described in section 5343(a)(5) of title 5, United States Code, shall be considered to be located in the pay locality designated as “Rest of United States” pursuant to section 5304 of title 5, United States Code, for purposes of this subsection; and

(2) effective as of the first day of the first applicable pay period beginning after September 30, 2020.

SEC. 738. (a) The head of any Executive branch department, agency, board, commission, or office funded by this or any other appropriations Act shall submit annual reports to the Inspector General or senior ethics official for any entity without an Inspector General, regarding the costs and contracting procedures related to each conference held by any such department, agency, board, commission, or office during fiscal year 2021 for which the cost to the United States Government was more than \$100,000.

(b) Each report submitted shall include, for each conference described in subsection (a) held during the applicable period—

(1) a description of its purpose;

(2) the number of participants attending;

(3) a detailed statement of the costs to the United States Government, including—

(A) the cost of any food or beverages;

(B) the cost of any audio-visual services;

(C) the cost of employee or contractor travel to and from the conference; and

(D) a discussion of the methodology used to determine which costs relate to the conference; and

(4) a description of the contracting procedures used including—

(A) whether contracts were awarded on a competitive basis; and

(B) a discussion of any cost comparison conducted by the departmental component or office in evaluating potential contractors for the conference.

(c) Within 15 days after the end of a quarter, the head of any such department, agency, board, commission, or office shall notify the Inspector General or senior ethics official for any entity without an Inspector General, of the date, location, and number of employ-

ees attending a conference held by any Executive branch department, agency, board, commission, or office funded by this or any other appropriations Act during fiscal year 2021 for which the cost to the United States Government was more than \$20,000.

(d) A grant or contract funded by amounts appropriated by this or any other appropriations Act may not be used for the purpose of defraying the costs of a conference described in subsection (c) that is not directly and programmatically related to the purpose for which the grant or contract was awarded, such as a conference held in connection with planning, training, assessment, review, or other routine purposes related to a project funded by the grant or contract.

(e) None of the funds made available in this or any other appropriations Act may be used for travel and conference activities that are not in compliance with Office of Management and Budget Memorandum M-12-12 dated May 11, 2012 or any subsequent revisions to that memorandum.

SEC. 739. None of the funds made available in this or any other appropriations Act may be used to increase, eliminate, or reduce funding for a program, project, or activity as proposed in the President's budget request for a fiscal year until such proposed change is subsequently enacted in an appropriation Act, or unless such change is made pursuant to the reprogramming or transfer provisions of this or any other appropriations Act.

SEC. 740. None of the funds made available by this or any other Act may be used to implement, administer, enforce, or apply the rule entitled "Competitive Area" published by the Office of Personnel Management in the Federal Register on April 15, 2008 (73 Fed. Reg. 20180 et seq.).

SEC. 741. None of the funds appropriated or otherwise made available by this or any other Act may be used to begin or announce a study or public-private competition regarding the conversion to contractor performance of any function performed by Federal employees pursuant to Office of Management and Budget Circular A-76 or any other administrative regulation, directive, or policy.

SEC. 742. (a) None of the funds appropriated or otherwise made available by this or any other Act may be available for a contract, grant, or cooperative agreement with an entity that requires employees or contractors of such entity seeking to report fraud, waste, or abuse to sign internal confidentiality agreements or statements prohibiting or otherwise restricting such employees or contractors from lawfully reporting such waste, fraud, or abuse to a designated investigative or law enforcement representative of a Federal department or agency authorized to receive such information.

(b) The limitation in subsection (a) shall not contravene requirements applicable to Standard Form 312, Form 4414, or any other form issued by a Federal department or agency governing the non-disclosure of classified information.

SEC. 743. (a) No funds appropriated in this or any other Act may be used to implement or enforce the agreements in Standard Forms 312 and 4414 of the Government or any other nondisclosure policy, form, or agreement if such policy, form, or agreement does not contain the following provisions: "These provisions are consistent with

and do not supersede, conflict with, or otherwise alter the employee obligations, rights, or liabilities created by existing statute or Executive order relating to (1) classified information, (2) communications to Congress, (3) the reporting to an Inspector General of a violation of any law, rule, or regulation, or mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety, or (4) any other whistleblower protection. The definitions, requirements, obligations, rights, sanctions, and liabilities created by controlling Executive orders and statutory provisions are incorporated into this agreement and are controlling.”: *Provided*, That notwithstanding the preceding provision of this section, a nondisclosure policy form or agreement that is to be executed by a person connected with the conduct of an intelligence or intelligence-related activity, other than an employee or officer of the United States Government, may contain provisions appropriate to the particular activity for which such document is to be used. Such form or agreement shall, at a minimum, require that the person will not disclose any classified information received in the course of such activity unless specifically authorized to do so by the United States Government. Such nondisclosure forms shall also make it clear that they do not bar disclosures to Congress, or to an authorized official of an executive agency or the Department of Justice, that are essential to reporting a substantial violation of law.

(b) A nondisclosure agreement may continue to be implemented and enforced notwithstanding subsection (a) if it complies with the requirements for such agreement that were in effect when the agreement was entered into.

(c) No funds appropriated in this or any other Act may be used to implement or enforce any agreement entered into during fiscal year 2014 which does not contain substantially similar language to that required in subsection (a).

SEC. 744. None of the funds made available by this or any other Act may be used to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to, any corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, where the awarding agency is aware of the unpaid tax liability, unless a Federal agency has considered suspension or debarment of the corporation and has made a determination that this further action is not necessary to protect the interests of the Government.

SEC. 745. None of the funds made available by this or any other Act may be used to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to, any corporation that was convicted of a felony criminal violation under any Federal law within the preceding 24 months, where the awarding agency is aware of the conviction, unless a Federal agency has considered suspension or debarment of the corporation and has made a determination

that this further action is not necessary to protect the interests of the Government.

SEC. 746. (a) During fiscal year 2021, on the date on which a request is made for a transfer of funds in accordance with section 1017 of Public Law 111–203, the Bureau of Consumer Financial Protection shall notify the Committees on Appropriations of the House of Representatives and the Senate, the Committee on Financial Services of the House of Representatives, and the Committee on Banking, Housing, and Urban Affairs of the Senate of such request.

(b) Any notification required by this section shall be made available on the Bureau’s public website.

SEC. 747. If, for fiscal year 2021, new budget authority provided in appropriations Acts exceeds the discretionary spending limit for any category set forth in section 251(c) of the Balanced Budget and Emergency Deficit Control Act of 1985 due to estimating differences with the Congressional Budget Office, an adjustment to the discretionary spending limit in such category for fiscal year 2021 shall be made by the Director of the Office of Management and Budget in the amount of the excess but the total of all such adjustments shall not exceed 0.2 percent of the sum of the adjusted discretionary spending limits for all categories for that fiscal year.

SEC. 748. (a) Notwithstanding any official rate adjusted under section 104 of title 3, United States Code, the rate payable to the Vice President during calendar year 2021 shall be the rate payable to the Vice President on December 31, 2020, by operation of section 749 of division C of Public Law 116–93.

(b) Notwithstanding any official rate adjusted under section 5318 of title 5, United States Code, or any other provision of law, the payable rate during calendar year 2021 for an employee serving in an Executive Schedule position, or in a position for which the rate of pay is fixed by statute at an Executive Schedule rate, shall be the rate payable for the applicable Executive Schedule level on December 31, 2020, by operation of section 749 of division C of Public Law 116–93. Such an employee may not receive a rate increase during calendar year 2021, except as provided in subsection (i).

(c) Notwithstanding section 401 of the Foreign Service Act of 1980 (Public Law 96–465) or any other provision of law, a chief of mission or ambassador at large is subject to subsection (b) in the same manner as other employees who are paid at an Executive Schedule rate.

(d)(1) This subsection applies to—

(A) a noncareer appointee in the Senior Executive Service paid a rate of basic pay at or above the official rate for level IV of the Executive Schedule; or

(B) a limited term appointee or limited emergency appointee in the Senior Executive Service serving under a political appointment and paid a rate of basic pay at or above the official rate for level IV of the Executive Schedule.

(2) Notwithstanding sections 5382 and 5383 of title 5, United States Code, an employee described in paragraph (1) may not receive a pay rate increase during calendar year 2021, except as provided in subsection (i).

(e) Notwithstanding any other provision of law, any employee paid a rate of basic pay (including any locality-based payments under section 5304 of title 5, United States Code, or similar authority) at or above the official rate for level IV of the Executive Schedule who serves under a political appointment may not receive a pay rate increase during calendar year 2021, except as provided in subsection (i). This subsection does not apply to employees in the General Schedule pay system or the Foreign Service pay system, to employees appointed under section 3161 of title 5, United States Code, or to employees in another pay system whose position would be classified at GS-15 or below if chapter 51 of title 5, United States Code, applied to them.

(f) Nothing in subsections (b) through (e) shall prevent employees who do not serve under a political appointment from receiving pay increases as otherwise provided under applicable law.

(g) This section does not apply to an individual who makes an election to retain Senior Executive Service basic pay under section 3392(c) of title 5, United States Code, for such time as that election is in effect.

(h) This section does not apply to an individual who makes an election to retain Senior Foreign Service pay entitlements under section 302(b) of the Foreign Service Act of 1980 (Public Law 96-465) for such time as that election is in effect.

(i) Notwithstanding subsections (b) through (e), an employee in a covered position may receive a pay rate increase upon an authorized movement to a different covered position only if that new position has higher-level duties and a pre-established level or range of pay higher than the level or range for the position held immediately before the movement. Any such increase must be based on the rates of pay and applicable limitations on payable rates of pay in effect on December 31, 2020, by operation of section 749 of division C of Public Law 116-93.

(j) Notwithstanding any other provision of law, for an individual who is newly appointed to a covered position during the period of time subject to this section, the initial pay rate shall be based on the rates of pay and applicable limitations on payable rates of pay in effect on December 31, 2020, by operation of section 749 of division C of Public Law 116-93.

(k) If an employee affected by this section is subject to a biweekly pay period that begins in calendar year 2021 but ends in calendar year 2022, the bar on the employee's receipt of pay rate increases shall apply through the end of that pay period.

(l) For the purpose of this section, the term "covered position" means a position occupied by an employee whose pay is restricted under this section.

(m) This section takes effect on the first day of the first applicable pay period beginning on or after January 1, 2021.

SEC. 749. Except as expressly provided otherwise, any reference to "this Act" contained in any title other than title IV or VIII shall not apply to such title IV or VIII.

TITLE VIII

GENERAL PROVISIONS—DISTRICT OF COLUMBIA

(INCLUDING TRANSFERS OF FUNDS)

SEC. 801. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making refunds and for the payment of legal settlements or judgments that have been entered against the District of Columbia government.

SEC. 802. None of the Federal funds provided in this Act shall be used for publicity or propaganda purposes or implementation of any policy including boycott designed to support or defeat legislation pending before Congress or any State legislature.

SEC. 803. (a) None of the Federal funds provided under this Act to the agencies funded by this Act, both Federal and District government agencies, that remain available for obligation or expenditure in fiscal year 2021, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditures for an agency through a reprogramming of funds which—

- (1) creates new programs;
- (2) eliminates a program, project, or responsibility center;
- (3) establishes or changes allocations specifically denied, limited or increased under this Act;
- (4) increases funds or personnel by any means for any program, project, or responsibility center for which funds have been denied or restricted;
- (5) re-establishes any program or project previously deferred through reprogramming;
- (6) augments any existing program, project, or responsibility center through a reprogramming of funds in excess of \$3,000,000 or 10 percent, whichever is less; or
- (7) increases by 20 percent or more personnel assigned to a specific program, project or responsibility center, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate.

(b) The District of Columbia government is authorized to approve and execute reprogramming and transfer requests of local funds under this title through November 7, 2021.

SEC. 804. None of the Federal funds provided in this Act may be used by the District of Columbia to provide for salaries, expenses, or other costs associated with the offices of United States Senator or United States Representative under section 4(d) of the District of Columbia Statehood Constitutional Convention Initiatives of 1979 (D.C. Law 3–171; D.C. Official Code, sec. 1–123).

SEC. 805. Except as otherwise provided in this section, none of the funds made available by this Act or by any other Act may be used to provide any officer or employee of the District of Columbia with an official vehicle unless the officer or employee uses the vehicle only in the performance of the officer's or employee's official duties. For purposes of this section, the term "official duties" does not

include travel between the officer's or employee's residence and workplace, except in the case of—

(1) an officer or employee of the Metropolitan Police Department who resides in the District of Columbia or is otherwise designated by the Chief of the Department;

(2) at the discretion of the Fire Chief, an officer or employee of the District of Columbia Fire and Emergency Medical Services Department who resides in the District of Columbia and is on call 24 hours a day;

(3) at the discretion of the Director of the Department of Corrections, an officer or employee of the District of Columbia Department of Corrections who resides in the District of Columbia and is on call 24 hours a day;

(4) at the discretion of the Chief Medical Examiner, an officer or employee of the Office of the Chief Medical Examiner who resides in the District of Columbia and is on call 24 hours a day;

(5) at the discretion of the Director of the Homeland Security and Emergency Management Agency, an officer or employee of the Homeland Security and Emergency Management Agency who resides in the District of Columbia and is on call 24 hours a day;

(6) the Mayor of the District of Columbia; and

(7) the Chairman of the Council of the District of Columbia.

SEC. 806. (a) None of the Federal funds contained in this Act may be used by the District of Columbia Attorney General or any other officer or entity of the District government to provide assistance for any petition drive or civil action which seeks to require Congress to provide for voting representation in Congress for the District of Columbia.

(b) Nothing in this section bars the District of Columbia Attorney General from reviewing or commenting on briefs in private lawsuits, or from consulting with officials of the District government regarding such lawsuits.

SEC. 807. None of the Federal funds contained in this Act may be used to distribute any needle or syringe for the purpose of preventing the spread of blood borne pathogens in any location that has been determined by the local public health or local law enforcement authorities to be inappropriate for such distribution.

SEC. 808. Nothing in this Act may be construed to prevent the Council or Mayor of the District of Columbia from addressing the issue of the provision of contraceptive coverage by health insurance plans, but it is the intent of Congress that any legislation enacted on such issue should include a "conscience clause" which provides exceptions for religious beliefs and moral convictions.

SEC. 809. (a) None of the Federal funds contained in this Act may be used to enact or carry out any law, rule, or regulation to legalize or otherwise reduce penalties associated with the possession, use, or distribution of any schedule I substance under the Controlled Substances Act (21 U.S.C. 801 et seq.) or any tetrahydrocannabinols derivative.

(b) No funds available for obligation or expenditure by the District of Columbia government under any authority may be used to enact any law, rule, or regulation to legalize or otherwise reduce

penalties associated with the possession, use, or distribution of any schedule I substance under the Controlled Substances Act (21 U.S.C. 801 et seq.) or any tetrahydrocannabinols derivative for recreational purposes.

SEC. 810. No funds available for obligation or expenditure by the District of Columbia government under any authority shall be expended for any abortion except where the life of the mother would be endangered if the fetus were carried to term or where the pregnancy is the result of an act of rape or incest.

SEC. 811. (a) No later than 30 calendar days after the date of the enactment of this Act, the Chief Financial Officer for the District of Columbia shall submit to the appropriate committees of Congress, the Mayor, and the Council of the District of Columbia, a revised appropriated funds operating budget in the format of the budget that the District of Columbia government submitted pursuant to section 442 of the District of Columbia Home Rule Act (D.C. Official Code, sec. 1-204.42), for all agencies of the District of Columbia government for fiscal year 2021 that is in the total amount of the approved appropriation and that realigns all budgeted data for personal services and other-than-personal services, respectively, with anticipated actual expenditures.

(b) This section shall apply only to an agency for which the Chief Financial Officer for the District of Columbia certifies that a reallocation is required to address unanticipated changes in program requirements.

SEC. 812. No later than 30 calendar days after the date of the enactment of this Act, the Chief Financial Officer for the District of Columbia shall submit to the appropriate committees of Congress, the Mayor, and the Council for the District of Columbia, a revised appropriated funds operating budget for the District of Columbia Public Schools that aligns schools budgets to actual enrollment. The revised appropriated funds budget shall be in the format of the budget that the District of Columbia government submitted pursuant to section 442 of the District of Columbia Home Rule Act (D.C. Official Code, sec. 1-204.42).

SEC. 813. (a) Amounts appropriated in this Act as operating funds may be transferred to the District of Columbia's enterprise and capital funds and such amounts, once transferred, shall retain appropriation authority consistent with the provisions of this Act.

(b) The District of Columbia government is authorized to reprogram or transfer for operating expenses any local funds transferred or reprogrammed in this or the four prior fiscal years from operating funds to capital funds, and such amounts, once transferred or reprogrammed, shall retain appropriation authority consistent with the provisions of this Act.

(c) The District of Columbia government may not transfer or reprogram for operating expenses any funds derived from bonds, notes, or other obligations issued for capital projects.

SEC. 814. None of the Federal funds appropriated in this Act shall remain available for obligation beyond the current fiscal year, nor may any be transferred to other appropriations, unless expressly so provided herein.

SEC. 815. Except as otherwise specifically provided by law or under this Act, not to exceed 50 percent of unobligated balances re-

remaining available at the end of fiscal year 2021 from appropriations of Federal funds made available for salaries and expenses for fiscal year 2021 in this Act, shall remain available through September 30, 2022, for each such account for the purposes authorized: *Provided*, That a request shall be submitted to the Committees on Appropriations of the House of Representatives and the Senate for approval prior to the expenditure of such funds: *Provided further*, That these requests shall be made in compliance with reprogramming guidelines outlined in section 803 of this Act.

SEC. 816. (a)(1) During fiscal year 2022, during a period in which neither a District of Columbia continuing resolution or a regular District of Columbia appropriation bill is in effect, local funds are appropriated in the amount provided for any project or activity for which local funds are provided in the Act referred to in paragraph (2) (subject to any modifications enacted by the District of Columbia as of the beginning of the period during which this subsection is in effect) at the rate set forth by such Act.

(2) The Act referred to in this paragraph is the Act of the Council of the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2022 which (subject to the requirements of the District of Columbia Home Rule Act) will constitute the local portion of the annual budget for the District of Columbia government for fiscal year 2022 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.46, D.C. Official Code).

(b) Appropriations made by subsection (a) shall cease to be available—

(1) during any period in which a District of Columbia continuing resolution for fiscal year 2022 is in effect; or

(2) upon the enactment into law of the regular District of Columbia appropriation bill for fiscal year 2022.

(c) An appropriation made by subsection (a) is provided under the authority and conditions as provided under this Act and shall be available to the extent and in the manner that would be provided by this Act.

(d) An appropriation made by subsection (a) shall cover all obligations or expenditures incurred for such project or activity during the portion of fiscal year 2022 for which this section applies to such project or activity.

(e) This section shall not apply to a project or activity during any period of fiscal year 2022 if any other provision of law (other than an authorization of appropriations)—

(1) makes an appropriation, makes funds available, or grants authority for such project or activity to continue for such period; or

(2) specifically provides that no appropriation shall be made, no funds shall be made available, or no authority shall be granted for such project or activity to continue for such period.

(f) Nothing in this section shall be construed to affect obligations of the government of the District of Columbia mandated by other law.

SEC. 817. (a) Section 244 of the Revised Statutes of the United States relating to the District of Columbia (sec. 9-1201.03, D.C. Of-

ficial Code) does not apply with respect to any railroads installed pursuant to the Long Bridge Project.

(b) In this section, the term “Long Bridge Project” means the project carried out by the District of Columbia and the Commonwealth of Virginia to construct a new Long Bridge adjacent to the existing Long Bridge over the Potomac River, including related infrastructure and other related projects, to expand commuter and regional passenger rail service and to provide bike and pedestrian access crossings over the Potomac River.

SEC. 818. Not later than 45 days after the last day of each quarter, each Federal and District government agency appropriated Federal funds in this Act shall submit to the Committees on Appropriations of the House of Representatives and the Senate a quarterly budget report that includes total obligations of the Agency for that quarter for each Federal funds appropriation provided in this Act, by the source year of the appropriation.

SEC. 819. Except as expressly provided otherwise, any reference to “this Act” contained in this title or in title IV shall be treated as referring only to the provisions of this title or of title IV.

TITLE IX

GENERAL PROVISION—EMERGENCY FUNDING

SEC. 901. For an additional amount for “Records Center Revolving Fund” for the Federal Record Centers Program, \$50,000,000, to remain available until September 30, 2022, to prevent, prepare for, and respond to coronavirus, domestically or internationally, which shall be for offsetting the loss resulting from the coronavirus pandemic of the user charges collected by such Fund pursuant to subsection (c) under the heading “Records Center Revolving Fund” in Public Law 106–58, as amended (44 U.S.C. 2901 note): *Provided*, That the amount provided under this section in this Act may be used to reimburse the Fund for obligations incurred for this purpose prior to the date of the enactment of this Act: *Provided further*, That such amount is provided without regard to the limitation in subsection (d) under the heading “Records Center Revolving Fund” in Public Law 106–58, as amended (44 U.S.C. 2901 note): *Provided further*, That the amount provided under this section in this Act may be used to accelerate processing of requests for military service records received during the pandemic: *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.

This division may be cited as the “Financial Services and General Government Appropriations Act, 2021”.

[CLERK'S NOTE.—Reproduced below is the material relating to division E contained in the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

DIVISION E—FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

The joint explanatory statement accompanying this division is approved and indicates Congressional intent. Unless otherwise noted, the language set forth in House Report 116-456 carries the same weight as language included in this joint explanatory statement and should be complied with unless specifically addressed to the contrary in this joint explanatory statement. While some language is repeated for emphasis, it is not intended to negate the language referred to above unless expressly provided herein.

Reports.—Where the House has directed submission of a report, that report is to be submitted to the Committees on Appropriations of the House and Senate. Agencies funded by this Act that currently provide separate copies of periodic reports and correspondence to the chairs and ranking members of the House and Senate Appropriations Committees and Subcommittees on Financial Services and General Government are directed to use a single cover letter jointly addressed to the chairs and ranking members of the Committees and Subcommittees of both the House and the Senate. To the greatest extent feasible, agencies should include in the cover letter a reference or hyperlink to facilitate electronic access to the report and provide the documents by electronic mail delivery. These measures will help reduce costs, conserve paper, expedite agency processing, and ensure that consistent information is conveyed concurrently to the majority and minority committee offices of both chambers of Congress.

Federal Law Protections for Religious Liberty.—On October 6, 2017, the Attorney General issued a memorandum to all executive departments and agencies titled, “Federal Law Protections for Religious Liberty.” The guidance states, “to the greatest extent practicable and permitted by law, religious observance and practice should be reasonably accommodated in all government activity, including [but not limited to] employment, contracting, and programming. The following twenty principles should guide administrative agencies and executive departments in carrying out this task. These principles should be understood and interpreted in light of the legal analysis set forth in the appendix to this memorandum.” Within 90 days of the enactment of this Act, each agency and executive department funded by this Act is directed to report to the Committees on how this guidance has been implemented. This re-

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H8436 of Book IV.

port should include any guidance, rulemaking and policy updates issued by the agency or department. The report should also include details on how this has influenced their employment, contracts, grants, and programs.

Federal Law Enforcement.—The agreement notes that the explanatory statement accompanying the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021 directs the Attorney General to ensure implementation of evidence-based training programs on de-escalation and the use-of-force, as well as on police-community relations, that are broadly applicable and scalable to all Federal law enforcement agencies. The agreement further notes that several agencies funded by this Act employ Federal law enforcement officers and are Federal Law Enforcement Training Centers partner organizations. The agreement directs such agencies to consult with the Attorney General regarding the implementation of these programs for their law enforcement officers. The agreement further directs such agencies to brief the Committees on Appropriations on their efforts relating to such implementation no later than 90 days after consultation with the Attorney General. In addition, the agreement directs such agencies, to the extent that they are not already participating, to consult with the Attorney General and the Director of the FBI regarding participation in the National Use-of-Force Data Collection. The agreement further directs such agencies to brief the Committees on Appropriations, no later than 90 days after enactment of this Act, on their current efforts to so participate.

Nondiscrimination Report.—The agreement does not include reporting requirements on discrimination in this bill and instead includes a similar requirement in the agreement accompanying the Commerce, Justice, and Science bill.

TITLE I

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

The bill provides \$233,000,000 for departmental offices salaries and expenses.

Savings Bonds.—The agreement notes deep concerns that tens of billions of dollars in matured U.S. savings bonds are presently left unclaimed in the U.S. Treasury. Further, the Treasury Department has not taken sufficient action to reunite bondholders or to provide the appropriate State agencies with the necessary information for owners to redeem their unclaimed bonds. Therefore, the agreement continues all directives adopted by the joint explanatory statement accompanying division C of the Consolidated Appropriations Act, 2020 (Public Law 116–93) relating to savings bonds.

Wildlife Trafficking.—The agreement carries forward the directives regarding wildlife trafficking included in Senate Report 116–111, except those directives shall apply to fiscal year 2021.

Ivory Poaching.—The agreement carries forward the directives regarding ivory poaching included in Senate Report 116–111, except those directives shall apply to fiscal year 2021.

COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED STATES FUND
(INCLUDING TRANSFER OF FUNDS)

The bill provides \$20,000,000 for the Committee on Foreign Investment in the United States (CFIUS) Fund.

Spending Plan.—The Department is directed to provide a detailed accounting of planned expenditures of the Department and member agencies prior to obligating or transferring amounts available in the CFIUS fund.

OFFICE OF TERRORISM AND FINANCIAL INTELLIGENCE
SALARIES AND EXPENSES

The bill provides \$175,000,000 for the Office of Terrorism and Financial Intelligence (TFI).

Economic Sanctions and Divestments.—The Department is directed to fully implement all sanctions and other financial measures, including those applicable to designated rebel groups operating in and around the Democratic Republic of Congo and those designated for sanction under the Global Magnitsky Act.

Synthetic Opioids.—The Department must remain vigilant in its efforts to monitor China’s implementation and enforcement of its commitment to control the flow of illicit synthetic opioids trafficked to the U.S. The agreement includes funds for TFI to continue to identify and investigate the illicit trade of synthetic opioids, particularly fentanyl, originating from China, in order to verify that China is upholding its commitments. Within 120 days of enactment of this Act, the Department is directed to report to the Committees on its utilization of existing authorities to disrupt the illicit trade and financing of synthetic opioids originating from China, the use of online networks and Internet platforms on both the dark web and surface web to finance the movement of illegal narcotics, and any additional authorities that would assist the Department in further disrupting the supply chain of illicit narcotics originating in China, including online activity.

CYBERSECURITY ENHANCEMENT ACCOUNT

The bill provides \$18,000,000 for the Cybersecurity Enhancement Account.

DEPARTMENT-WIDE SYSTEMS AND CAPITAL INVESTMENTS PROGRAMS
(INCLUDING TRANSFER OF FUNDS)

The bill provides \$6,118,000 for the Department-Wide Systems and Capital Investments Programs.

OFFICE OF INSPECTOR GENERAL
SALARIES AND EXPENSES

The bill provides \$41,044,000 for salaries and expenses of the Office of Inspector General.

TREASURY INSPECTOR GENERAL FOR TAX ADMINISTRATION

SALARIES AND EXPENSES

The bill provides \$170,250,000 for salaries and expenses of the Treasury Inspector General for Tax Administration (TIGTA).

Combating Internal Revenue Service (IRS) Impersonation Scams.—TIGTA is encouraged to continue to prioritize working with the IRS to increase awareness of IRS impersonation scams and urges TIGTA to pursue the criminals perpetrating this fraud.

SPECIAL INSPECTOR GENERAL FOR THE TROUBLED ASSET RELIEF PROGRAM

SALARIES AND EXPENSES

The bill provides \$19,000,000 for salaries and expenses of the Office of the Special Inspector General for the Troubled Asset Relief Program.

FINANCIAL CRIMES ENFORCEMENT NETWORK

SALARIES AND EXPENSES

The bill provides \$126,963,000 for salaries and expenses for the Financial Crimes Enforcement Network (FinCEN).

BUREAU OF THE FISCAL SERVICE

SALARIES AND EXPENSES

The bill provides \$345,569,000 for salaries and expenses of the Bureau of the Fiscal Service.

The agreement includes funding to continue implementation of the Treasury Internet Connection 3.0 standard and secure connectivity for the Bureau's data center, provide enhanced data encryption and support other critical cyber remediation efforts. The agreement also includes funding to support the Bureau's Quality Service Management Office for financial management.

Death Data.—In May 2020, the Social Security Advisory Board reiterated its recommendation for Congress to transfer responsibility for the collection of death data from the Social Security Administration (SSA) to the Department of the Treasury. Within 120 days of enactment of this act, the Bureau of Fiscal Service is directed to report to the Committees on the feasibility of shifting responsibility for the collection and dissemination of death data from SSA to Treasury's Do Not Pay portal. The report should include projected implementation costs and recurring annual costs, including which costs would need to be funded by direct appropriations.

ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

SALARIES AND EXPENSES

The bill provides \$124,337,000 for salaries and expenses of the Alcohol and Tobacco Tax and Trade Bureau.

UNITED STATES MINT

UNITED STATES MINT PUBLIC ENTERPRISE FUND

The bill specifies that not more than \$50,000,000 in new liabilities and obligations may be incurred during fiscal year 2021 for circulating coinage and protective service capital investments of the U.S. Mint.

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND
PROGRAM ACCOUNT

The bill provides \$270,000,000 for the Community Development Financial Institutions (CDFI) Fund program. The bill limits the total loan principal for the Bond Guarantee program to \$500,000,000.

Program	(\$000)
Financial/Technical Assistance Grants	167,000
<i>(Disability Fund)</i>	<i>(6,000)</i>
<i>(Mobility Corps)</i>	<i>(2,000)</i>
Native Initiatives	16,500
Bank Enterprise Award Program	26,000
Healthy Food Financing Initiative	23,000
Small Dollar Loan Program	8,500
Administrative Expenses	29,000
Total, CDFI Fund Program Account	270,000

Bond Guarantee Program (BGP).—In lieu of the House report language directive on the BGP requirements, the agreement encourages the Department to consider changing the current program requirements to increase the availability of this program to credit-worthy CDFIs. The agreement adopts the House reporting requirements on high-poverty communities and minimum bond size.

Impact of Fiscal Year 2018 CDFI Awardees.—The Secretary is directed to report to the Committees within 90 days of enactment of this Act on the impact fiscal year 2018 CDFI Fund awardees are having in the communities they serve.

Economic Mobility Corps.—The CDFI Fund is directed to submit a report no later than December 31, 2021, to the Committees that describes activities outlined in the Economic Mobility Corps agreement with the Corporation for National and Community Service.

Non-Metropolitan and Rural Areas.—Treasury is directed to take into consideration the unique conditions, challenges, and scale of non-metropolitan and rural areas when designing programs to address economic revitalization and community development. The agreement requires the CDFI Fund to fund a geographically diverse group of award recipients, including those from non-metropolitan and rural areas. Additionally, the Secretary is directed to report to the Committees within 90 days of enactment of this Act on how CDFI Programs recipients intend to serve non-metropolitan and rural areas and populations living in persistent poverty counties.

The agreement continues all directives adopted by the joint explanatory statement accompanying division C of the Consolidated

Appropriations Act, 2020 (Public Law 116–93) relating to CDFI and the Controlled Substances Act.

INTERNAL REVENUE SERVICE

Modernizing Taxpayer Notices and Communications.—The Internal Revenue Service (IRS) is encouraged to examine options during their modernization efforts that ensure taxpayers in rural areas will not be faced with undue burdens following the conclusion of the modernization period.

Improper Payments.—The IRS is directed to make the elimination of improper payments an utmost priority and implement within 270 days of enactment of this Act all open and unimplemented recommendations from TIGTA and GAO that address improper payments, or report to the Committees on impediments to the implementation of each open recommendation. This report shall include the dollar value of improper payments, as estimated by TIGTA or GAO, that would be avoided through implementation of each recommendation.

TAXPAYER SERVICES

The bill provides \$2,555,606,000 for Taxpayer Services. Within the overall amount, not less than \$11,000,000 is for the Tax Counseling for the Elderly Program, not less than \$13,000,000 is for low-income taxpayer clinic grants, and not less than \$211,000,000 is provided for operating expenses of the IRS Taxpayer Advocate Service, of which not less than \$5,500,000 is for identity theft casework.

In addition, within the overall amount provided, not less than \$30,000,000 is available until September 30, 2022, for the Community Volunteer Income Tax Assistance Matching Grants Program.

Rural Service Delivery Issues.—The IRS has been plagued by significant wait times and deteriorating rate of responses for assistance provided through the national toll-free line. It is more imperative than ever that the IRS offer personal and local assistance to American taxpayers. There is concern that the actions taken by the IRS and the proposed “Future State” of service leave rural taxpayers reliant on paid preparers or unable to obtain timely and accurate assistance with pre- and post-filing questions. The IRS must do more to address the needs of rural taxpayers by ensuring that they have the ability to reach local taxpayer assistance services.

Taxpayer Services in Alaska and Hawaii.—The IRS is directed to continue to staff each Taxpayer Advocate Service Center (TAC) in Alaska and Hawaii with a Collection Technical Advisor and an examination technical advisor in addition to the current complement of office staff. Additionally, IRS is directed to report to the Committees within 180 days of enactment of this Act on current face-to-face taxpayer services offered in Alaska and Hawaii and on the delivery service benefits of appointment versus walk-in service, cost options to improve service, and potential increase in the number of TACs in these States.

Identity Protection Personal Identification Number (IP PIN) Expansion.—The agreement recognizes that the IP PIN pilot program is an important tool for saving taxpayer money and commends the

IRS for continuing to expand the pilot program to additional States, and encourages further expansion as soon as possible.

Low Income Tax Clinic.—The IRS is directed to conduct outreach to determine how to increase Low Income Tax Clinic grantees in States that don't have a grantee. The report should assess why there are no successful grantees as well as include recommendations on how to enable new grant applications in these States. Within 120 days of enactment of this Act, the IRS shall report to the Committees on why there are no successful grantees in certain States and include recommendations on how to enable new grant applications in these States.

ENFORCEMENT

The bill provides \$5,212,622,000 for Enforcement, of which up to \$15,000,000 is for investigative technology for the Criminal Investigation Division, to support their critical law enforcement mission.

Enforcement Efforts and Money Laundering Investigations.—The IRS is urged to increase the number of Special Agents in the Criminal Investigations unit responsible for investigating money laundering, violations of the Bank Secrecy Act and criminal violations of the tax code, in order to provide the necessary law enforcement personnel to solidify U.S. efforts to combat money laundering and ensure that offenders are prosecuted to the fullest extent, in conjunction with the Financial Crimes Enforcement Network and the Department of Justice.

Refund Fraud Involving Decedents.—The IRS is directed to consult with the Social Security Administration on all potential data limitations in the Death Master File and report to and brief the Committee on its findings.

Preventing Misclassification of Contractors.—The IRS is directed to continue to notify the Committees on Appropriations and House Ways and Means Committee and Senate Finance Committee prior to making any staffing reductions or reallocations within the SS-8 processing program.

OPERATIONS SUPPORT

The bill provides \$3,928,102,000 for Operations Support, of which \$10,000,000 is for a Federal contractor tax check system.

Federal Contractor Tax Check System.—The IRS is directed to provide the Committees a quarterly update on the status of the tax check application.

BUSINESS SYSTEMS MODERNIZATION

The bill provides \$222,724,000 for Business Systems Modernization (BSM). The total includes funding for Customer Account Data Engine 2, Enterprise Case Management System, Web Applications, taxpayer assistance systems, cybersecurity, and data protection.

ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE SERVICE

(INCLUDING TRANSFER OF FUNDS)

The bill includes the following provisions:
Section 101 provides transfer authority.

Section 102 requires the IRS to maintain an employee training program on topics such as taxpayers' rights.

Section 103 requires the IRS to safeguard taxpayer information and to protect taxpayers against identity theft.

Section 104 permits funding for 1-800 help line services for taxpayers and directs the Commissioner to make improving phone service a priority and to enhance response times.

Section 105 requires the IRS to issue notices to employers of any address change request and to give special consideration to offers in compromise for taxpayers who have been victims of payroll tax preparer fraud.

Section 106 prohibits the use of funds by the IRS to target United States citizens for exercising any right guaranteed under the First Amendment to the Constitution.

Section 107 prohibits the use of funds by the IRS to target groups for regulatory scrutiny based on their ideological beliefs.

Section 108 requires the IRS to comply with procedures and policies on conference spending in accordance with IRS policies issued as a result of Treasury Inspector General for Tax Administration recommendations.

Section 109 prohibits funds for giving bonuses to employees or hiring former employees without considering conduct and compliance with Federal tax law.

Section 110 prohibits the IRS from using funds made available by this Act to contravene a provision of the Internal Revenue Code of 1986 related to the confidentiality and disclosure of returns and return information.

ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE TREASURY

(INCLUDING TRANSFERS OF FUNDS)

Section 111 allows Treasury to use funds for certain specified expenses.

Section 112 allows for the transfer of up to 2 percent of funds among various Treasury bureaus and offices.

Section 113 allows for the transfer of up to 2 percent from the IRS accounts to the Treasury Inspector General for Tax Administration.

Section 114 prohibits funding to redesign the \$1 note.

Section 115 allows for the transfer of funds from the Bureau of the Fiscal Service—Salaries and Expenses to the Debt Collection Fund conditional on future reimbursement.

Section 116 prohibits funds to build a United States Mint museum without the approval of the Committees on Appropriations of the House and Senate and the authorizing committees of jurisdiction.

Section 117 prohibits funding for consolidating the functions of the United States Mint and the Bureau of Engraving and Printing without the approval of the Committees on Appropriations of the House and Senate and the authorizing committees of jurisdiction.

Section 118 specifies that funds for Treasury intelligence activities are deemed to be specifically authorized until enactment of the fiscal year 2021 Intelligence Authorization Act.

Section 119 permits the Bureau of Engraving and Printing to use up to \$5,000 from the Industrial Revolving Fund for reception and representation expenses.

Section 120 requires the Secretary to submit a Capital Investment Plan.

Section 121 requires a Franchise Fund report.

Section 122 prohibits the Department from finalizing any regulation related to the standards used to determine the tax-exempt status of a 501(c)(4) organization.

Section 123 requires the Office of Financial Research and Office of Financial Stability to submit quarterly reports.

Section 124 provides funding for the digitization of unclaimed U.S. savings bonds.

TITLE II

EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

THE WHITE HOUSE

SALARIES AND EXPENSES

The bill provides \$55,000,000 for the salaries and expenses of the White House.

EXECUTIVE RESIDENCE AT THE WHITE HOUSE

OPERATING EXPENSES

The bill provides \$13,641,000 for the Executive Residence at the White House.

WHITE HOUSE REPAIR AND RESTORATION

The bill provides \$2,500,000 for repair, alteration and improvement of the Executive Residence at the White House.

COUNCIL OF ECONOMIC ADVISERS

SALARIES AND EXPENSES

The bill provides \$4,000,000 for salaries and expenses of the Council of Economic Advisers.

NATIONAL SECURITY COUNCIL AND HOMELAND SECURITY COUNCIL

SALARIES AND EXPENSES

The bill provides \$12,150,000 for salaries and expenses of the National Security Council and Homeland Security Council, of which not to exceed \$5,000 is available for official reception and representation expenses.

OFFICE OF ADMINISTRATION

SALARIES AND EXPENSES

The bill provides \$100,000,000 for salaries and expenses of the Office of Administration, of which not more than \$12,800,000 is for information technology modernization.

PRESIDENTIAL TRANSITION ADMINISTRATIVE SUPPORT

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$8,000,000 for costs associated with the change in Presidential administrations. The bill allows for the funds to be transferred to other accounts within the Executive Office of the President.

OFFICE OF MANAGEMENT AND BUDGET

SALARIES AND EXPENSES

The bill provides \$106,600,000 for the salaries and expenses of the Office of Management and Budget (OMB).

Regulatory Management Modernization.—As OMB undertakes efforts to modernize its internal regulatory management, the agreement encourages OMB to increase technological utilization to improve its efficiency in regulatory review, in management of rules and guidance, and in meeting other mandated administrative process requirements.

INTELLECTUAL PROPERTY ENFORCEMENT COORDINATOR

The bill provides \$1,800,000 for the Intellectual Property Enforcement Coordinator.

OFFICE OF NATIONAL DRUG CONTROL POLICY

SALARIES AND EXPENSES

The bill provides \$18,400,000 for salaries and expenses of the Office of National Drug Control Policy (ONDCP).

There are concerns that the continued lack of a formal process through which the Director may designate an emerging drug threat, in accordance with section 709(c) of the Office of National Drug Control Policy Reauthorization Act of 1998, may limit the ability of the Federal Government to take the steps necessary to address emerging drug trends before they reach epidemic proportions. ONDCP shall expeditiously finalize and implement regulations to establish the criteria and process through which to formally designate an emerging drug threat in the United States. Given the rapid increase in deaths associated with methamphetamine use, ONDCP should consider formally designating methamphetamine as an emerging threat in accordance with section 709(d) of the Office of National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1708(d)).

FEDERAL DRUG CONTROL PROGRAMS

HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

(INCLUDING TRANSFERS OF FUNDS)

The bill provides \$290,000,000 for the High Intensity Drug Trafficking Areas Program (HIDTA).

ONDCP is directed to consult with the HIDTAs in advance of deciding programmatic spending allocations for discretionary (supplemental) funding, taking particular note of areas with the highest rates of overdose deaths.

Opioid Addiction.—As prescription drug monitoring programs reduce illicit access to prescription drugs, those struggling with substance abuse disorders who are no longer able to obtain or afford prescription opioids often turn to heroin and other opioids. The agreement notes the prevalence of opioid addiction and the resultant increase in trafficking of and addiction to heroin and other emergent threats such as fentanyl. ONDCP, in consultation with the HIDTA Directors, is encouraged to prioritize discretionary funds to aid States that have identified heroin and opioid addiction as an emergent threat, and have developed and implemented community responses to combat addiction to heroin and other opioids. ONDCP and HIDTAs enable necessary coordination of law enforcement efforts and support for State and local law enforcement, and must continue to play a significant role in the eradication of heroin and prescription drug diversion.

OTHER FEDERAL DRUG CONTROL PROGRAMS

(INCLUDING TRANSFERS OF FUNDS)

The bill provides \$128,182,000 for Other Federal Drug Control Programs. The agreement allocates funds among specific programs as follows:

Drug-Free Communities Program	\$102,000,000
(Training)	(2,500,000)
Drug court training and technical assistance	3,000,000
Anti-Doping activities	14,000,000
World Anti-Doping Agency (U.S. membership dues)	2,932,000
Model Acts Program	1,250,000
Community-based coalition enhancement grants (CARA Grants)	5,000,000

World Anti-Doping Agency (WADA) Governance.—The increased prevalence of doping fraud among international sports federations and governments raises serious concerns about the WADA’s credibility, independence, and accountability to athletes. The agreement supports ONDCP’s efforts to monitor and advance WADA’s reform efforts. The bill includes language to allow ONDCP to exercise discretion in providing annual membership dues to encourage necessary reforms within WADA and to determine whether WADA is making sufficient progress in increasing its independence and transparency. The amount of the United States’ membership dues payment, or lack thereof, should be linked to WADA’s progress in reducing undue influence by sports organizations with a direct financial interest in WADA decisions as well as increasing the number of independent athlete and independent anti-doping stakeholder representatives on WADA’s committees and decision-making

bodies. Increasing American representation on WADA decision-making bodies could help achieve these goals.

UNANTICIPATED NEEDS

The bill provides \$1,000,000 for unanticipated needs of the President.

INFORMATION TECHNOLOGY OVERSIGHT AND REFORM

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$12,500,000 for information technology oversight and reform activities.

SPECIAL ASSISTANCE TO THE PRESIDENT

SALARIES AND EXPENSES

The bill provides \$4,698,000 for salaries and expenses to enable the Vice President to provide special assistance to the President.

OFFICIAL RESIDENCE OF THE VICE PRESIDENT

OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$302,000 for operating expenses for the official residence of the Vice President.

ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

(INCLUDING TRANSFER OF FUNDS)

The bill includes the following administrative provisions:

Section 201 provides transfer authority among various Executive Office of the President accounts.

Section 202 requires the Director of the OMB, during fiscal year 2021, to include a statement of budgetary impact with any Executive order issued or revoked and for Presidential memoranda estimated to have a regulatory cost in excess of \$100,000,000.

Section 203 requires the Director of the OMB to issue a memorandum to all Federal departments, agencies, and corporations directing compliance with title VII of this Act.

TITLE III

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

SALARIES AND EXPENSES

The bill provides \$94,690,000 for salaries and expenses of the Supreme Court. In addition, the bill provides mandatory costs as authorized by current law for the salaries of the chief justice and associate justices of the court.

CARE OF THE BUILDING AND GROUNDS

The bill provides \$10,618,000 for the care of the Supreme Court building and grounds.

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

SALARIES AND EXPENSES

The bill provides \$33,500,000 for salaries and expenses of the United States Court of Appeals for the Federal Circuit. In addition, the bill provides mandatory costs as authorized by current law for the salaries of the chief judge and judges of the court.

UNITED STATES COURT OF INTERNATIONAL TRADE

SALARIES AND EXPENSES

The bill provides \$20,000,000 for salaries and expenses of the United States Court of International Trade. In addition, the bill provides mandatory costs as authorized by current law for the salaries of the chief judge and judges of the court.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

SALARIES AND EXPENSES

The bill provides \$5,393,701,000 for salaries and expenses of the Courts of Appeals, District Courts, and Other Judicial Services. In addition, the bill provides mandatory costs as authorized by current law for the salaries of circuit and district judges (including judges of the territorial courts of the United States), bankruptcy judges, and justices and judges retired from office or from regular active service. The bill also provides \$9,900,000 from the Vaccine Injury Compensation Trust Fund.

DEFENDER SERVICES

The bill provides \$1,316,240,000 for Defender Services.

FEES OF JURORS AND COMMISSIONERS

The bill provides \$32,517,000 for Fees of Jurors and Commissioners.

COURT SECURITY

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$664,011,000 for Court Security.

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

SALARIES AND EXPENSES

The bill provides \$95,675,000 for salaries and expenses of the Administrative Office of the United States Courts.

FEDERAL JUDICIAL CENTER
SALARIES AND EXPENSES

The bill provides \$29,015,000 for salaries and expenses of the Federal Judicial Center (FJC).

Judicial Continuing Education.—The FJC is directed to review how judges currently obtain information in medical and scientific areas and whether additional training or other resources for judges in this area may be beneficial, and provide a report to the Committees within 180 days of enactment of this Act.

UNITED STATES SENTENCING COMMISSION
SALARIES AND EXPENSES

The bill provides \$19,965,000 for salaries and expenses of the United States Sentencing Commission.

ADMINISTRATIVE PROVISIONS—THE JUDICIARY
(INCLUDING TRANSFER OF FUNDS)

The bill includes the following administrative provisions:

Section 301 makes funds appropriated for salaries and expenses available for services authorized by 5 U.S.C. 3109.

Section 302 provides transfer authority among Judiciary appropriations.

Section 303 permits not more than \$11,000 to be used for official reception and representation expenses of the Judicial Conference.

Section 304 extends through fiscal year 2021 the delegation of authority to the Judiciary for contracts for repairs of less than \$100,000.

Section 305 continues a pilot program where the United States Marshals Service provides perimeter security services at selected courthouses.

Section 306 extends temporary judgeships in the eastern district of Missouri, Kansas, Arizona, the central district of California, the northern district of Alabama, the southern district of Florida, New Mexico, the western district of North Carolina, the eastern district of Texas, and Hawaii.

TITLE IV
DISTRICT OF COLUMBIA
FEDERAL FUNDS

Death with Dignity.—Congress has expressly forbidden the use of Federal funding for purposes related to assisted suicide under the Assisted Suicide Funding Restriction Act of 1997 (Public Law 105–12). There are concerns that the Death with Dignity Act of 2016 (D.C. Law 21–182) puts our Nation’s most vulnerable people who are elderly, disabled, or fighting mental illness at risk. As such, the Chief Financial Officer for the District of Columbia shall submit a report to the Committees to certify that no Federal funds are used to implement D.C. Law 21–182 in the District of Columbia in contravention of existing law. The District shall also report to the

Committees on Appropriations on the number of lethal prescriptions prescribed during the fiscal year, the number of patients that actually consumed the medication and the cause of death that was listed on the death certificate.

FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

The bill provides \$40,000,000 for District of Columbia resident tuition support.

FEDERAL PAYMENT FOR EMERGENCY PLANNING
AND SECURITY COSTS IN THE DISTRICT OF COLUMBIA

The bill provides an additional \$38,400,000 for emergency planning and security costs in the District of Columbia to remain available until expended.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA COURTS

The bill provides \$250,088,000 for the District of Columbia courts, of which \$14,682,000 is for the D.C. Court of Appeals, \$125,660,000 is for the Superior Court, \$79,247,000 is for the D.C. Court System, and \$30,499,000 is for capital improvements to courthouse facilities.

FEDERAL PAYMENT FOR DEFENDER SERVICES IN DISTRICT OF
COLUMBIA COURTS

The bill provides \$46,005,000 for defender services in the District of Columbia.

FEDERAL PAYMENT TO THE COURT SERVICES AND OFFENDER
SUPERVISION AGENCY FOR THE DISTRICT OF COLUMBIA

The bill provides \$245,923,000 for court services and offender supervision in the District of Columbia.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA PUBLIC DEFENDER
SERVICE

The bill provides \$46,212,000 for public defender services in the District of Columbia.

FEDERAL PAYMENT TO THE CRIMINAL JUSTICE COORDINATING
COUNCIL

The bill provides \$2,150,000 for the Criminal Justice Coordinating Council.

FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

The bill provides \$600,000 for Judicial Commissions. Within the amount provided, \$325,000 is for the Commission on Judicial Disabilities and Tenure and \$275,000 is for the Judicial Nomination Commission.

FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

The bill provides \$52,500,000 for school improvement in the District of Columbia to be distributed in accordance with the provisions of the Scholarships for Opportunity and Results Act (SOAR

Act). The funds are to be allocated evenly between District of Columbia public schools, charter schools, and opportunity scholarships as authorized by law. Of the funds allocated for the SOAR Act, \$1,750,000 is for administrative expenses and \$500,000 is for evaluation costs.

FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA NATIONAL GUARD

The bill provides \$600,000 for the Major General David F. Wherley, Jr. District of Columbia National Guard Retention and College Access Program.

FEDERAL PAYMENT FOR TESTING AND TREATMENT OF HIV/AIDS

The bill provides \$4,000,000 for the purpose of HIV/AIDS testing and treatment.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER AND
SEWER AUTHORITY

The bill provides \$8,000,000 for the District of Columbia Water and Sewer Authority.

DISTRICT OF COLUMBIA FUNDS

The bill provides authority for the District of Columbia to spend its local funds in accordance with the Fiscal Year 2021 Budget Request Act of 2020.

TITLE V

INDEPENDENT AGENCIES

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

SALARIES AND EXPENSES

The bill provides \$3,400,000, to remain available until September 30, 2022, for the Administrative Conference of the United States.

COMMODITY FUTURES TRADING COMMISSION

(INCLUDING TRANSFERS OF FUNDS)

The bill provides \$304,000,000 for the Commodity Futures Trading Commission.

CONSUMER PRODUCT SAFETY COMMISSION

SALARIES AND EXPENSES

The bill provides \$135,000,000 for the Consumer Product Safety Commission (CPSC). Within the amount provided, \$1,300,000 is available until expended for the pool and spa safety grants program established by the Virginia Graeme Baker Pool and Spa Safety Act.

Furniture Flammability Standards.—The agreement continues the direction provided to CPSC in fiscal year 2020 in Senate Report 116–111 regarding Furniture Flammability Standards.

Organohalogen Flame Retardants.—The Commission should consider the National Academies of Sciences, Engineering, and Medicine’s report regarding a scoping plan for addressing organohalogen flame retardants in response to the granted petition to adopt mandatory standards under the Federal Hazardous Substances Act to protect consumers from health hazards caused by the use of non-polymeric, additive form, organohalogen flame retardants in children’s products, furniture, mattresses, and the casings surrounding electronics, including proposals to consider certain subcategories when determining any safe, allowable uses.

Furniture Tip-Overs.—Furniture tip-overs, particularly those involving televisions and dressers, remain a serious risk to children and consumers. The Commission is urged to continue to engage with industry, consumer groups, and the public to increase efforts to limit or mitigate the risk associated with furniture tip-overs.

Data Analytics.—The Commission collects and analyzes a wide range of data from a variety of sources for factual basis to identify hazards to consumers. The agreement supports the Commission’s efforts to develop an agency-wide data management and analytics strategy and hiring or designating a Chief Data Officer or Chief Technologist within the enacted full-time equivalent level.

ADMINISTRATIVE PROVISION—CONSUMER PRODUCT SAFETY
COMMISSION

Section 501 prohibits the use of Federal funds in fiscal year 2021 for the adoption or implementation of the proposed rule on ROVs until a study by the National Academy of Sciences is completed.

ELECTION ASSISTANCE COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$17,000,000 for the salaries and expenses of the Election Assistance Commission, of which \$1,500,000 shall be transferred to the National Institute of Standards and Technology (NIST) for election reform activities authorized under the Help America Vote Act of 2002 (HAVA).

Within 30 days of the transfer, the Director of NIST (or designee) shall provide to the Executive Director of EAC and the Committees an expenditure plan for the funds that includes: (1) the number and position title and office of each staff person doing work and amount of time each staff person spends on that work; (2) the specific tasks accomplished including length of time needed to accomplish the task; (3) an explanation of expenditures, including contracts and grants, and use of the EAC funding transferred to NIST (including enumeration of funds); and (4) an explanation of how the work accomplished relates to mandated activities under HAVA. Finally, the Executive Director of EAC and the Director of NIST shall work together to set priorities for the work outlined in order to meet timelines.

FEDERAL COMMUNICATIONS COMMISSION
SALARIES AND EXPENSES

The bill provides \$341,000,000 for salaries and expenses of the Federal Communications Commission (FCC). In addition, \$33,000,000 is provided for implementing the Broadband DATA Act (Public Law 116–130). The bill provides that \$374,000,000 be derived from offsetting collections, resulting in no net appropriation.

Broadband Maps.—In addition to adopting the House report language on Broadband Maps, the agreement provides substantial dedicated resources for the FCC to implement the Broadband DATA Act. The FCC is directed to submit a report to the Committees on Appropriations within 90 days of enactment of this Act providing a detailed spending plan for these resources. In addition, the FCC, in coordination with the NTIA, shall outline the specific roles and responsibilities of each agency as it relates to the National Broadband Map and implementation of the Broadband DATA Act. The FCC is directed to report in writing to the Committees every 30 days on the date, amount, and purpose of any new obligation made for broadband mapping and any updates to the broadband mapping spending plan.

Lifeline Service.—In lieu of the House report language on Lifeline Service, the agreement notes recent action by the FCC to partially waive its rules updating the Lifeline program's minimum service standard for mobile broadband usage in light of the large increase to the standard that would have gone into effect on Dec. 1, 2020, and the increased reliance by Americans on mobile broadband as a result of the pandemic. The FCC is urged to continue to balance the Lifeline program's goals of accessibility and affordability.

Low Power FM.—Low Power FM (LPFM) represents an important medium for members of local communities to access relevant, locally produced information. In particular, Low Power FM could be a powerful educational tool for sharing information on public health with communities at-risk who lack access to other media, on issues such as addiction treatment and prevention, infectious disease, or other emerging health threats. The agreement understands some entities with LPFM licenses are silent or not operating, but it is not clear how many licensed LPFM stations are not currently broadcasting an over-the-air signal. The agreement directs the FCC to report to the Committee on how it tracks silent LPFM stations or unused spectrum in the FM band and the steps it is taking to reallocate such spectrum to interested entities, including plans for upcoming filing windows for construction permits for new LPFM stations.

Broadband in Remote and Insular Communities.—The agreement notes concern that many Americans live in remote and insular communities such as those in Alaska that do not have access to broadband services. The result is that these Americans, their schools, their libraries, and their health care providers have either no broadband access or access only at rates substantially higher than available to most Americans. Within 120 days, the FCC is directed to report to the Committees on its plans to consider support for broadband access to these geographically disbursed communities.

Small Cell Construction.—The FCC is directed to report to the Committees on the Commission's rules concerning the construction and deployment of small cells and the Commission's application of relevant statutes.

5G Fund and Rural America.—The agreement remains concerned about the feasible deployment of 5G in rural America. Rural locations will likely run into geographic barriers and infrastructure issues preventing the robust deployment of 5G technology, just as they have faced with 4G. The FCC's proposed 5G Fund fails to provide adequate details or a targeted spend plan on creating seamless coverage in the most rural parts of the Nation. Given these concerns, the FCC is directed to report in writing on: (1) its current and future plans for prioritizing deployment of 4G coverage in rural areas, (2) its plans for 5G deployment in rural areas, and (3) its plan for improving the mapping and long-term tracking of coverage in rural areas.

Enforcement of Overstated Coverage.—The agreement remains concerned about the ongoing issues of overstated coverage maps that suspended the Mobility Fund Phase II. Specifically, the agreement is concerned about the lack of enforcement action that came from the investigation into potential violations of the Mobility Fund Phase II mapping rules by carriers. Given these concerns, the FCC is directed to submit a report to the Committees within 90 days of enactment of this Act on: (1) the criteria used to determine if a carrier was found in violation of mapping rules and overstating coverage and (2) the criteria used to determine enforcement action or fines.

Wireless Resiliency During Disasters.—The agreement remains concerned about the resiliency of wireless phone service during natural disasters, including wildfires. The FCC is directed to report within 180 days of enactment of this Act on the type of safety measures that wireless carriers have for their customers.

6 Gigahertz.—As the FCC has authorized unlicensed use of the 6 gigahertz band, the agreement expects the Commission to ensure its plan does not result in harmful interference to incumbent users or impact critical infrastructure communications systems. The agreement is particularly concerned about the potential effects on the reliability of the electric transmission and distribution system. The agreement expects the FCC to ensure any mitigation technologies are rigorously tested and found to be effective in order to protect the electric transmission system. The FCC is directed to provide a report to the Committees within 90 days of enactment of this Act on its progress in ensuring rigorous testing related to unlicensed use of the 6 gigahertz band.

Rural Broadband.—The agreement remains concerned that far too many Americans living in rural and economically disadvantaged areas lack access to broadband at speeds necessary to fully participate in the Internet age. The agreement encourages the agency to prioritize projects in underserved areas, where the infrastructure to be installed provides access at download and upload speeds comparable to those available to Americans in urban areas. The agreement encourages the FCC to avoid efforts that could duplicate existing networks and to support deployment of last-mile broadband infrastructure to underserved areas. Further, the agree-

ment encourages the agency to prioritize projects financed through public-private partnerships.

Contraband Cell Phones.—The agreement notes continued concern regarding the exploitation of contraband cell phones in prisons and jails nationwide. The agreement urges the FCC to act on the March 24, 2017 Further Notice of Proposed Rulemaking regarding combating contraband wireless devices. The FCC should consider all legally permissible options, including the creation, or use, of “quiet or no service zones,” geolocation-based denial, and beacon technologies to geographically appropriate correctional facilities. In addition, the agreement encourages the FCC to adopt a rules-based approach to cellphone disabling that would require immediate disabling by a wireless carrier upon proper identification of a contraband device. The agreement recommends that the FCC move forward with its suggestion in the Fiscal Year 2019 report to this Committee, noting that “additional field testing of jamming technology will provide a better understanding of the challenges and costs associated with the proper deployment of jamming system.” The agreement urges the FCC to use available funds to coordinate rigorous Federal testing of jamming technology and coordinate with all relevant stakeholders to effectively address this urgent problem.

Next-Generation Broadband Networks for Rural America.—Deployment of broadband and telecommunications services in rural areas is imperative to support economic growth and public safety. However, due to geographical challenges facing mobile connectivity and fiber providers, connectivity in certain areas remains challenging. Next generation satellite-based technology is being developed to deliver direct satellite to cellular capability. The FCC is encouraged to address potential regulatory hurdles, to promote private sector development and implementation of innovative, next generation networks such as this, and to accelerate broadband and telecommunications access to all Americans.

911 Fees.—The New and Emerging Technologies 911 Improvement Act of 2008 (NET 911 Act) requires the Commission to submit an annual report to Congress on the collection and distribution of 911 and Enhanced 911 (E911) fees and charges by States. As part of the annual review, the NET 911 Act requires the Commission to report whether 911 fees and charges collected by States are being used for any purpose other than to support 911 and E911 services. The agreement encourages the FCC to work with State partners to better clarify the definition of fee diversion.

ADMINISTRATIVE PROVISIONS—FEDERAL COMMUNICATIONS
COMMISSION

Section 510 extends an exemption from the Antideficiency Act for the Universal Service Fund.

Section 511 prohibits the FCC from changing rules governing the USF regarding single connection or primary line restrictions.

FEDERAL DEPOSIT INSURANCE CORPORATION

OFFICE OF THE INSPECTOR GENERAL

The bill provides a transfer of \$42,982,000 to fund the Office of Inspector General (OIG) for the Federal Deposit Insurance Cor-

poration. The OIG's appropriations are derived from the Deposit Insurance Fund and the Federal Savings and Loan Insurance Corporation Resolution Fund.

FEDERAL ELECTION COMMISSION

SALARIES AND EXPENSES

The bill provides \$71,497,000 for salaries and expenses of the Federal Election Commission.

Online Campaign Advertisements.—In lieu of the House report language, the Commission is directed to brief the House and Senate Committees on Appropriations on its rulemaking proposals related to disclaimers on public communications on the internet within 90 days of enactment of this Act.

FEDERAL LABOR RELATIONS AUTHORITY

SALARIES AND EXPENSES

The bill provides \$26,600,000 for the Federal Labor Relations Authority.

FEDERAL PERMITTING IMPROVEMENT STEERING COUNCIL

ENVIRONMENTAL REVIEW IMPROVEMENT FUND

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$10,000,000 for the Federal Permitting Improvement Steering Council's Environmental Review Improvement Fund.

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

The bill provides \$351,000,000 for salaries and expenses of the Federal Trade Commission (FTC). This appropriation is partially offset by premerger filing and Telemarketing Sales Rule fees estimated at \$150,000,000 and \$19,000,000, respectively.

Consolidation and Competition in Health Care.—The agreement notes concern that consolidation among providers and insurers in the healthcare sector is leading to higher prices for American families and taxpayers. The agreement encourages the Commission to review, investigate, and challenge, where appropriate, mergers in the healthcare sector. The agreement also encourages the Commission to study barriers to entry for new providers and insurers and to conduct retrospective reviews of past mergers to determine the impacts those mergers have had on prices.

Resources for Data Privacy and Security.—The agreement urges the FTC to conduct a comprehensive internal assessment measuring the agency's current efforts related to data privacy and security while separately identifying all resource-based needs of the FTC to improve in these areas. The agreement also urges the FTC to provide a report describing the assessment's findings to the Committees within 180 days of enactment of this Act.

GENERAL SERVICES ADMINISTRATION
REAL PROPERTY ACTIVITIES
FEDERAL BUILDINGS FUND
LIMITATIONS ON AVAILABILITY OF REVENUE
(INCLUDING TRANSFER OF FUNDS)

The bill provides resources from the General Services Administration (GSA) Federal Buildings Fund totaling \$9,065,489,000.

Old Post Office Lease Agreement.—In lieu of the House report directive captioned *Old Post Office Lease Agreement*, the agreement notes the findings of GSA's Office of Inspector General report JE19-002 and its recommendations.

Lake Charles Courthouse.—Hurricane Laura inflicted extensive damage on the Edwin F. Hunter, Jr. U.S. Courthouse in Lake Charles, Louisiana. No later than 150 days after enactment of this Act, GSA, in consultation with the Federal Judiciary, is directed to submit to the Committees an updated housing plan and cost estimate for a new Federal Courthouse in Lake Charles, Louisiana, that fully meets the operational needs of the Federal courts and is approved by the U.S. District Court for the Western District of Louisiana.

Federal Bureau of Investigation Headquarters Consolidation.—No later than 90 days after enactment of this Act, GSA shall transmit to the House and Senate Committees on Appropriations, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Environment and Public Works of the Senate, a report on the construction of a new headquarters for the Federal Bureau of Investigation in the National Capital Region. The report transmitted shall be consistent with the requirements of section 3307(b) of title 40, United States Code and include a summary of the material provisions of the construction and full consolidation of the Federal Bureau of Investigation in a new headquarters facility, including all the costs associated with site acquisition, design, management, and inspection, and a description of all buildings and infrastructure needed to complete the project.

Premium Class Travel.—Concerns remain about excessive spending on premium-class airline tickets for government employees. GSA is directed to provide to the Committees the department and agency travel data compiled pursuant to 41 C.F.R. Part 300-70, Subpart B.

The National Archives at Seattle.—There are significant concerns surrounding potential closure of the National Archives and Records Administration's Sand Point facility. The archival records and Federal records stored at the facility hold significant value to individuals and organizations, including State agencies, higher education institutions, researchers, scientists, Tribal members, and students. There is language directed to the National Archives and Records Administration addressing this issue. In addition, GSA is directed to brief the Committees within 90 days of enactment of this Act on its leaseback authority in relation to Public Building Reform Board recommendations and the agency requirements at the Sand Point facility.

Payroll Services.—In addition to adopting the House report language on shared services, the agreement continues all directives adopted by the joint explanatory statement accompanying division C of the Consolidated Appropriations Act, 2020 (Public Law 116–93) relating to shared services.

Farm Service Agency State Office Relocation.—The U.S. Department of Agriculture’s Farm Service Agency (FSA) provides services and delivers results to America’s farmers and ranchers. There are FSA headquarters offices located in each State as well as in counties across the U.S. However, there are concerns with recent actions taken by FSA and GSA to potentially move State offices from current locations, which provide convenient access for employees and customers, to facilities miles away with parking limitations and higher rent. There are particular concerns given the impact to farmers, ranchers, and FSA outreach. GSA is encouraged to reach an agreement with all parties so FSA can remain in existing locations when local farm communities are strongly opposed to such a move.

Dirksen Courthouse.—The Dirksen Courthouse in Chicago is adjacent to vacant federally-owned buildings that are in critical disrepair. Any potential disposal or development of these properties should not result in increased security risks for the Court and other Federal agencies in the courthouse. GSA is commended for recent efforts to involve stakeholders in discussion to address the State Street properties in Chicago and encourages GSA to further engage relevant Federal stakeholders and the City of Chicago to determine appropriate solutions for the State Street properties. GSA is expected to provide advance notice to and consult with the Committees before taking any actions with respect to the potential disposal or development of these properties.

Building Occupancy and Data Technology.—The Public Buildings Service’s efforts to develop new tools, reports, and system enhancements to identify assets that can be more effectively utilized are applauded. In particular, the use of commercially available technology that provides accurate, building occupancy data in real time analytics while not violating security and privacy could deliver insights into the agency’s work on footprint optimization and space utilization while identifying significant cost savings. GSA is encouraged to evaluate the deployment of this technology across the leased and owned Federal real estate portfolio.

White Oak Expansion.—There is awareness that the Food and Drug Administration’s (FDA’s) growing staff will require leasing additional office locations until the 2018 Federal Research Center Master Plan for the White Oak Campus expansion can be fully implemented. To determine the lowest cost technically acceptable for a prospectus lease, GSA should consider the effect of local travel on FDA staff productivity, adjacency to existing FDA leases, and the cost of lost productivity when evaluating the costs of lease proposals.

Department of Veterans Affairs Leases.—GSA is directed to report, within 90 days of enactment of this Act, on their efforts to execute lease procurement projects authorized by the VA Choice and Quality Employment Act of 2017.

Construction and Acquisition.—The bill provides \$230,000,000 for construction and acquisition.

CONSTRUCTION AND ACQUISITION

State	Description	Amount
CT	Hartford, United States Courthouse	\$135,500,000
TN	Chattanooga, United States Courthouse	\$94,500,000

Repairs and Alterations.—The bill provides \$576,581,000 for repairs and alterations. Funds are provided in the amounts indicated:

Major Repairs and Alterations	\$203,908,000
Basic Repairs and Alterations	\$372,673,000

Five-Year Capital Plan.—GSA is directed to include a five-year capital plan by project as part of its annual budget justification in fiscal year 2022. As in such plans included in previous GSA budget justifications, the plan should include the fiscal year, project name, city, state, project type, project description, prior funding to date, additional funding required, and estimated project total.

Special Emphasis Projects.—\$203,908,000 is provided for Major Repairs and Alterations, and \$372,673,000 is provided for Basic Repairs and Alterations. While no funding is provided specifically for Special Emphasis Programs, the agreement notes that Special Emphasis projects are eligible for funding from within Major Repairs if the project cost is above prospectus level and from within Basic Repairs if the project cost is below prospectus level. GSA is encouraged to submit detailed Fire Protection and Life Safety Program projects if necessary and request a transfer for critical projects if appropriate.

Energy Savings Performance Contracts.—Greater use of Energy Savings Performance Contracts (ESPCs) is encouraged in GSA’s portfolio to help reduce the building repair backlog, including upgrades that can help improve resiliency and cybersecurity. GSA is encouraged to use at least \$15,000,000 within available funds for this purpose. GSA should consider the use of ESPCs when formulating future budget requests for repair projects and GSA project managers are encouraged to share project information with each other which can help identify opportunities to promote the use of ESPCs through collaboration. There are also concerns with the findings in the GSA Inspector General (GSA IG) report released on March 17, 2020, entitled “PBS’s \$1.7 Billion Energy Savings Performance Contracts Are Not Achieving Energy and Cost Savings Due to Inadequate Oversight” and it is recommended that GSA implement the GSA IG’s recommendations in the report.

Rental of Space.—The bill provides \$5,725,464,000 for rental of space.

Building Operations.—The bill provides \$2,533,444,000 for building operations.

GENERAL ACTIVITIES

GOVERNMENT-WIDE POLICY

The bill provides \$64,000,000 for GSA government-wide policy activities.

DotGov Program.—The “.gov” domain, managed by GSA, was established to make it easy to identify U.S. Government websites on the Internet. Use of this domain signifies trust and credibility, and there are security benefits associated with a “.gov” domain, such as two-factor authentication. The agreement supports GSA’s efforts to help ensure that citizens are interacting with official government websites. GSA is directed to report to the Committees no later than 120 days after enactment of this Act on additional steps that could be taken to increase adoption of “.gov” domains for State and local governments.

Automobile Recalls.—The agreement urges the Administrator of General Services not to sell any motor vehicle or item of replacement equipment for a motor vehicle if the auto manufacturer has provided GSA a notification that the vehicle contains a defect related to motor vehicle safety or does not comply with an applicable motor vehicle safety standard where a remedy is available.

Brooks Act.—GSA is directed to not award or facilitate the award of any contract for the provision of architectural, engineering, and related services in a manner inconsistent with the procedures in the Brooks Act (40 U.S.C. 1101 et seq.) and part 36.6 of the Federal Acquisition Regulation.

OPERATING EXPENSES

The bill provides \$49,440,000 for operating expenses.

CIVILIAN BOARD OF CONTRACT APPEALS

The bill provides \$9,301,000 for the Civilian Board of Contract Appeals.

OFFICE OF INSPECTOR GENERAL

The bill provides \$67,000,000 for the Office of Inspector General.

ALLOWANCES AND OFFICE STAFF FOR FORMER PRESIDENTS

The bill provides \$4,400,000 for allowances and office staff for former Presidents.

FEDERAL CITIZEN SERVICES FUND

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$55,000,000 for deposit into the Federal Citizen Services Fund (the Fund) and authorizes use of appropriations, revenues and collections in the Fund in an aggregate amount not to exceed \$100,000,000.

Foundations for Evidence-Based Policymaking Act.—The agreement includes up to \$5,000,000 for implementation of the Foundations for Evidence-Based Policymaking Act (Public Law 115–435).

EXPENSES, PRESIDENTIAL TRANSITION
(INCLUDING TRANSFERS OF FUNDS)

The bill provides \$9,900,000 for activities authorized by the Presidential Transition Act of 1963, as amended.

TECHNOLOGY MODERNIZATION FUND

The bill provides \$25,000,000 for the Technology Modernization Fund.

ASSET PROCEEDS AND SPACE MANAGEMENT FUND

The bill provides \$16,000,000 for the Asset Proceeds and Space Management Fund.

ADMINISTRATIVE PROVISIONS—GENERAL SERVICES ADMINISTRATION
(INCLUDING TRANSFER OF FUNDS)

Section 520 specifies that funds are available for hire of motor vehicles.

Section 521 authorizes transfers within the Federal Buildings Fund, with advance approval of the Committees on Appropriations of the House and Senate.

Section 522 requires transmittal of a fiscal year 2022 request for courthouse construction that meets design guide standards, reflects the priorities in the Judicial Conference's 5-year construction plan, and includes a standardized courtroom utilization study.

Section 523 specifies that funds in this Act may not be used to increase the amount of occupiable space or provide services such as cleaning or security for any agency that does not pay the rental charges assessed by GSA.

Section 524 permits GSA to pay certain construction-related claims against the Federal Government from savings achieved in other projects.

Section 525 requires that the delineated area of procurement for leased space match the approved prospectus, unless the Administrator provides an explanatory statement to the appropriate congressional committees.

Section 526 requires a spending plan for certain accounts and programs.

HARRY S TRUMAN SCHOLARSHIP FOUNDATION
SALARIES AND EXPENSES

The bill provides \$2,000,000 for payment to the Harry S Truman Scholarship Foundation Trust Fund.

MERIT SYSTEMS PROTECTION BOARD
SALARIES AND EXPENSES
(INCLUDING TRANSFER OF FUNDS)

The bill provides \$46,835,000, to remain available until September 30, 2022, for the salaries and expenses of the Merit Systems Protection Board. Within the amount provided, \$44,490,000 is

a direct appropriation and \$2,345,000 is a transfer from the Civil Service Retirement and Disability Fund to adjudicate retirement appeals.

MORRIS K. UDALL AND STEWART L. UDALL FOUNDATION

MORRIS K. UDALL AND STEWART L. UDALL TRUST FUND

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$1,800,000 for payment to the Morris K. Udall and Stewart L. Udall Trust Fund.

ENVIRONMENTAL DISPUTE RESOLUTION FUND

The bill provides \$3,200,000 for payment to the Environmental Dispute Resolution Fund.

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

OPERATING EXPENSES

The bill provides \$377,000,000 for the operating expenses of the National Archives and Records Administration (NARA). Of this amount, \$9,230,000 shall remain available until expended for improvements necessary to enhance the Federal Government's ability to electronically preserve, manage, and store Government records, and up to \$2,000,000 shall remain available until expended to implement the Civil Rights Cold Case Records Collection Act of 2018 (Public Law 115-426). The bill provides \$18,000,000 to carry out NARA's transition responsibilities under the Presidential Records Act of 1978.

Digitization of Records.—It is profoundly disappointing that NARA has failed to keep its commitment to digitize and post online using an easy-to-find, navigable, and searchable platform the Territorial and Federal records generated in Alaska since they were moved from Anchorage to Seattle more than 5 years ago. As a result, NARA's failures have seriously jeopardized the agreement's faith in other commitments that NARA has made. NARA is directed to continue consulting with Alaska Native Tribes and Tribal organizations, Alaskan historical societies, the State of Alaska, university libraries and archives, and other stakeholders to update its understanding of which records have been identified as priorities for access and the most effective methods of maintaining meaningful access to those records. Further, NARA is directed to submit a report to the Committees, within 120 days of enactment of this Act, detailing its full and robust consultations and its plan to digitize, index, and post online the records identified as priorities by Alaskans. Further, NARA is directed to report to the Committees any challenges that inhibit NARA's ability to digitize and post online those records that have been identified as priorities by Alaskan stakeholders that have personally identifiable information such as Social Security numbers and require redaction. Lastly, NARA is directed to promptly notify the Committees of unforeseen obstacles or resource constraints that adversely impacts this initiative.

Sand Point.—There are significant concerns surrounding the potential closure of NARA's Sand Point, Washington, facility. The ar-

chival records and Federal records stored at the facility hold significant value to individuals and organizations, including State agencies, higher education institutions, researchers, scientists, Tribal members, and students. NARA is directed to consult with the General Services Administration (GSA), the Public Buildings Reform Board (PBRB), and the State of Washington in the ongoing discussions regarding the digitization of archival and Federal records currently stored at NARA's facility in Sand Point or their relocation to an existing or planned facility owned by the State of Washington. NARA, in consultation with GSA and PBRB, shall submit to the Committees within 180 days of enactment of this Act a report on the feasibility of digitization and/or co-location of NARA materials in an existing or planned facility, the amount of funding that would be necessary, and any potential barriers to co-location. The report should also include a comparison of the digitization and co-location alternatives and identify a preferred alternative.

OFFICE OF INSPECTOR GENERAL

The bill provides \$4,823,000 for the Office of Inspector General.

REPAIRS AND RESTORATION

The bill provides \$9,500,000 for repairs and restoration.

Harry S Truman Presidential Library.—The agreement is pleased with the Truman Library Institute's plans for expanding community and educational outreach at the Harry S Truman Presidential Library that will significantly benefit the local community, residents of the State of Missouri, and visitors from all over the country. The agreement will continue to monitor project developments to ensure infrastructure repairs needs identified throughout the course of the project are addressed.

NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION

GRANTS PROGRAM

The bill provides \$6,500,000 for the National Historical Publications and Records Commission (NHPRC) grants program.

NATIONAL CREDIT UNION ADMINISTRATION

COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

The bill provides \$1,500,000 for the Community Development Revolving Loan Fund.

OFFICE OF GOVERNMENT ETHICS

SALARIES AND EXPENSES

The bill provides \$18,600,000 for salaries and expenses of the Office of Government Ethics.

OFFICE OF PERSONNEL MANAGEMENT
SALARIES AND EXPENSES
(INCLUDING TRANSFER OF TRUST FUNDS)

The bill provides \$329,755,000 for salaries and expenses of the Office of Personnel Management (OPM). Within the amount provided, \$160,130,000 is a direct appropriation and \$169,625,000 is a transfer from OPM trust funds. The bill provides at least \$9,000,000 to remain available until expended for OPM to improve information technology infrastructure modernization and the Trust Fund Federal Financial System migration or modernization.

Additional funding is provided above the request to address OPM's common services gap and IT modernization needs.

IT Modernization.—OPM is directed to continue to provide quarterly briefings to the Committees on its IT transformation and cybersecurity strategy.

Treatment of Multi-County Micropolitan Statistical Areas.—OPM is directed to provide a detailed report within 60 days of enactment of this Act on why multi-county micropolitan statistical areas aren't treated as multi-county metropolitan statistical areas for the purpose of calculating eligibility for locality pay, including the criteria OPM would view as necessary for such equal treatment to occur. Further, OPM shall brief the Committees on this matter no later than 90 days after enactment of this Act.

Responsiveness to Congress.—OPM is expected to fully comply with information requests from the Committees. In instances when information or reports are deemed agency-sensitive, OPM is expected to be transparent and work collectively with the Committees to ensure that Congress has access to information critical to its functions.

OFFICE OF INSPECTOR GENERAL
SALARIES AND EXPENSES
(INCLUDING TRANSFER OF TRUST FUNDS)

The bill provides \$32,265,000 for salaries and expenses of the Office of Inspector General. Within the amount provided, \$5,000,000 is a direct appropriation and \$27,265,000 is a transfer from OPM trust funds.

OFFICE OF SPECIAL COUNSEL
SALARIES AND EXPENSES

The bill includes \$29,500,000 for salaries and expenses of the Office of Special Counsel.

POSTAL REGULATORY COMMISSION
SALARIES AND EXPENSES
(INCLUDING TRANSFER OF FUNDS)

The bill provides \$17,000,000 for the salaries and expenses of the Postal Regulatory Commission.

PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD

SALARIES AND EXPENSES

The bill provides \$8,500,000 for salaries and expenses of the Privacy and Civil Liberties Oversight Board.

PUBLIC BUILDINGS REFORM BOARD

SALARIES AND EXPENSES

The bill provides \$3,500,000 for salaries and expenses of the Public Buildings Reform Board.

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

The bill provides \$1,894,835,000 for the Securities and Exchange Commission (SEC). Of that amount, the bill allocates no less than \$16,313,000 for the Office of Inspector General. In addition, another \$18,650,000 and \$12,677,000 is provided for move, replication, and related costs associated with replacement leases for the Commission's District of Columbia headquarters and the Commission's San Francisco Regional Office facilities, respectively. All funds are derived from offsetting collections, resulting in no net appropriation.

Climate Change Risks to Municipal Bond Markets.—The agreement does not adopt the House report directive on state and local municipal bond markets.

Reserve Fund Notifications.—The SEC's adherence to its obligation to notify Congress of the date, amount, and purpose of any obligation from the Reserve Fund within 10 days of such obligation is appreciated. The SEC is directed, in its written notifications to Congress required by 15 U.S.C. 78d(i)(3), to specify: (1) the balance in the fund remaining available after the obligation is deducted; (2) the estimated total cost of the project for which amounts are being deducted; (3) the total amount for all projects that have withdrawn funding from the fund since fiscal year 2012; and (4) the estimated amount, per project, that will be required to complete all ongoing projects which use funding derived from the fund. The SEC is also directed to submit, within 30 days of enactment of this Act, a detailed spending plan for the allocation of expenditures from the fund.

Municipal Securities Rulemaking Board.—The agreement notes deep concerns by apparent profligacy at the Municipal Securities Rulemaking Board (MSRB), a "self-regulatory organization" established by Congress and overseen by the SEC. The agreement expects the SEC to exercise rigorous oversight of the MSRB to curtail its penchant for prodigal behavior.

SELECTIVE SERVICE SYSTEM

SALARIES AND EXPENSES

The bill provides \$26,000,000 for the salaries and expenses of the Selective Service System.

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

The bill provides \$270,157,000 for salaries and expenses of the Small Business Administration (SBA). The agreement includes at least \$12,000,000 for the SBA's Office of Credit Risk Management (OCRM) for lender oversight and risk-based reviews. Funding for the Office of General Counsel is provided separately from this total. OCRM must play a key role in eliminating waste, fraud, and abuse in the SBA lending programs and protecting taxpayer losses on loans by ensuring lenders comply with procedures that mitigate the risk of loss under the SBA's loan programs.

504 Loan Program Data.—SBA is directed to publish 504 program data at the end of fiscal year 2021, including but not limited to loan default rates by sector and number of jobs created or retained under the project.

Fiscal Year 2022 Budget.—SBA is directed to provide to the Committees no later than 30 days after the release of the President's budget a summary of the model subsidy assumptions or inputs that most significantly impact the model outputs.

Small Business Investment Company (SBIC) Licensing.—SBA is directed to provide quarterly updates to the House and Senate Appropriations Committee, the Senate Committee on Small Business and Entrepreneurship, and the House Committee on Small Business on SBIC approval rates.

SBIC Collaboration.—SBA is directed to continue its collaborative effort with the SEC to ensure effective oversight of SBICs and the protection of SBIC investors.

Size Standards.—There are concerns about restrictive size standards for wildland firefighting and fuels management contracts. SBA is encouraged to work with the Department of the Interior and the Forest Service to address size standards for North American Industry Classification System Code 115310 to ensure that the standard reflects the increase in costs associated with forest firefighting.

Outreach to Native Americans.—There are concerns that SBA is not developing and using training modules that are accessible to Native American owned entities. SBA is encouraged to conduct Tribal consultations on all issues that affect Native American owned entities, not issues that solely affect Native American owned entities, and to provide training to its staff on conducting Tribal consultation, delivered by the Office of the National Ombudsman with the Office of Native American Affairs and the Associate General Counsel for Procurement Law.

Poultry Farmers.—There are concerns that the regulation entitled "Express Loan Programs; Affiliation Standards" will make it more difficult for poultry growers to access SBA loans and will serve to further drive rural Americans out of SBA's loan programs. SBA is urged to reconsider this rule to ensure that the operations of family farms across the country are not adversely impacted.

ENTREPRENEURIAL DEVELOPMENT PROGRAMS

The bill provides \$272,000,000 for SBA Entrepreneurial Development Programs.

Program	(\$000)
7(j) Technical Assistance Program (Contracting Assistance)	2,800
Entrepreneurship Education	2,500
Federal and State Technology (FAST) Partnership Program	4,000
Growth Accelerators	2,000
HUBZone Program	3,000
Microloan Technical Assistance	35,000
National Women's Business Council	1,500
Native American Outreach	2,000
PRIME Technical Assistance	5,500
Regional Innovation Clusters	6,000
SCORE	12,200
Small Business Development Centers (SBDC)	136,000
State Trade Expansion Program (STEP)	19,500
Veterans Outreach	14,000
Women's Business Centers (WBC)	23,000
Cybersecurity for Small Business Pilot Program	3,000
Total, Entrepreneurial Development Programs	272,000

SBA is directed to modify its existing budgeting process to allow its resource partners, including SBDCs, WBCs, and SCORE, to submit budget proposals that are in line with the enacted level for discretionary appropriations for the respective programs in the previous fiscal year rather than solely considering the proposed budget request level, which in recent years has not been reflected of the level ultimately enacted by Congress.

Grants Management System.—SBA is directed to provide a report within 30 days of enactment of this Act on the implementation of a new grants management system and the timeline for completion.

Federal and State Technology Partnership (FAST) Program.—The agreement notes the FAST program's efforts to reach innovative, technology-driven small businesses and to leverage the Small Business Innovation Research (SBIR) and Small Business Technology Transfer (STTR) program to stimulate economic development. The FAST program is particularly important in States that are seeking to build high technology industries but are underrepresented in the SBIR/STTR programs. Small Business and Technology Development Centers (SBTDCs) serve small businesses in these fields and are accredited to provide intellectual property and technology commercialization assistance to businesses in high technology industries. Of the amount provided for FAST, \$1,000,000 shall be for FAST awards to SBTDCs fully accredited for technology designation as of December 31, 2020.

Growth Accelerators.—Within amounts provided for growth accelerators, SBA shall prioritize funding to applications from rural areas that have not previously received an award.

Small Business Development Centers.—The Administrator of the SBA shall, to the extent practicable and subject to the availability of funds, ensure that a small business development center is appropriately reimbursed within the same fiscal year in which the expenses are submitted for reimbursement for any and all legitimate expenses incurred in carrying out activities under section 21(a)(1) et seq. of the Small Business Act (15 U.S.C. 648(a)(1) et seq.).

Veterans Entrepreneur Pilot Program.—SBA is directed to expeditiously submit to the Committees a report on a Veterans Entrepreneur Pilot Program as required by the Consolidated Appropria-

tions Act, 2020 (Public Law 116–93), which is now six months overdue.

Cybersecurity for Small Businesses Pilot Program.—The agreement includes \$3,000,000 for a Cybersecurity Assistance Pilot Program that will competitively award up to three grants to States to provide new small businesses with access to cybersecurity tools during their formative and most vulnerable years.

OFFICE OF INSPECTOR GENERAL

The bill provides \$22,011,000 for the Office of Inspector General.

OFFICE OF ADVOCACY

The bill provides \$9,190,000 for the Office of Advocacy.

BUSINESS LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$180,300,000 for the Business Loans Program Account.

DISASTER LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$168,075,000 for the administrative costs of the Disaster Loans Program, of which \$142,864,000 is designated as being for disaster relief for major disasters pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985.

2017 Hurricane Recommendations.—SBA is encouraged to take action to implement the five recommendations for Executive Action made by GAO in its report entitled, “Disaster Loan Processing Was Timelier, but Planning Improvements and Pilot Program Evaluation Needed.”

Disaster Loan Assistance Portal.—SBA is encouraged to prioritize funding to migrate the Disaster Loan Assistance Portal to the cloud to improve the user experience by making it more accessible and intuitive. In updating the portal, SBA should enhance its systems to accommodate larger megapixel documents. In addition, SBA is urged to develop a Disaster Loan Mobile Application, in consultation with appropriate individuals and entities from the public and private sectors.

Business Recovery Centers.—SBA is encouraged to continue its close collaboration with the Federal Emergency Management Agency (FEMA) during disaster recovery and consider additional co-location of Business Recovery Centers and Disaster Recovery Centers where economically practicable. SBA is directed to submit a report to the Committees within 120 days of enactment of this Act on the feasibility of additional co-location so that SBA and FEMA are not searching for, opening and operating separate facilities in the aftermath of disasters.

Virtual Recovery Centers.—In many parts of the country, broadband Internet access can be difficult to find following a disaster, and Americans cannot always afford to wait to begin the recovery process until power and Internet is restored. As a result,

SBA's decision to host virtual recovery centers in lieu of traditional boots-on-the-ground recovery centers in the aftermath of Hurricane Laura and other natural disasters that have occurred in 2020 could unnecessarily prolong the recovery process for many individuals and small businesses. SBA is urged to reconsider this decision.

SBA Disaster Loan Duplication of Assistance.—There is concern that some disaster victims are penalized with disaster benefit reductions if they apply for SBA disaster loans, but wind up not taking the loan when other Federal assistance is awarded. SBA is urged to issue guidance relating to the consideration of whether an applicant for assistance from the grantee applied and was approved for, but declined assistance to the major disaster from the Administration under section 7(b) of the Small Business Act.

ADMINISTRATIVE PROVISIONS—SMALL BUSINESS ADMINISTRATION

(INCLUDING TRANSFER OF FUNDS)

Section 540 provides transfer authority and availability of funds.

Section 541 authorizes the transfer of funding available under the SBA “Salaries and Expenses” and “Business Loans Program Account” appropriations into the SBA Information Technology System Modernization and Working Capital Fund.

UNITED STATES POSTAL SERVICE

PAYMENT TO THE POSTAL SERVICE FUND

The bill provides \$55,333,000 for a payment to the Postal Service Fund.

Postal Banking Pilot Programs.—The agreement does not adopt the House report directive on postal banking pilot programs.

Negotiated Service Agreements.—The USPS is encouraged to use the authority provided under 39 U.S.C. 3622(c)(10)(A)(i) to improve its financial position.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The bill provides \$250,000,000 for the Office of Inspector General.

UNITED STATES TAX COURT

SALARIES AND EXPENSES

The bill provides \$56,100,000 for salaries and expenses of the United States Tax Court, of which not to exceed \$3,000 is available for official reception and representation expenses.

TITLE VI

GENERAL PROVISIONS—THIS ACT

(INCLUDING RESCISSION OF FUNDS)

Section 601 prohibits pay and other expenses of non-Federal parties intervening in regulatory or adjudicatory proceedings funded in this Act.

Section 602 prohibits obligations beyond the current fiscal year and prohibits transfers of funds unless expressly provided.

Section 603 limits expenditures for any consulting service through procurement contracts to those contracts where such expenditures are a matter of public record and available for public inspection.

Section 604 prohibits funds in this Act from being transferred without express authority.

Section 605 prohibits the use of funds to engage in activities that would prohibit the enforcement of section 307 of the Tariff Act of 1930 (46 Stat. 590).

Section 606 prohibits the use of funds unless the recipient agrees to comply with the Buy American Act.

Section 607 prohibits funding for any person or entity convicted of violating the Buy American Act.

Section 608 authorizes the reprogramming of funds and specifies the reprogramming procedures for agencies funded by this Act.

Section 609 ensures that 50 percent of unobligated balances may remain available for certain purposes.

Section 610 restricts the use of funds for the Executive Office of the President to request official background reports from the Federal Bureau of Investigation without the written consent of the individual who is the subject of the report.

Section 611 ensures that the cost accounting standards shall not apply with respect to a contract under the Federal Employees Health Benefits Program.

Section 612 allows the use of certain funds relating to nonforeign area cost-of-living allowances.

Section 613 prohibits the expenditure of funds for abortions under the Federal Employees Health Benefits Program.

Section 614 provides an exemption from section 613 if the life of the mother is in danger or the pregnancy is a result of an act of rape or incest.

Section 615 waives restrictions on the purchase of nondomestic articles, materials, and supplies in the case of acquisition by the Federal Government of information technology.

Section 616 prohibits the acceptance by agencies or commissions funded by this Act, or by their officers or employees, of payment or reimbursement for travel, subsistence, or related expenses from any person or entity (or their representative) that engages in activities regulated by such agencies or commissions.

Section 617 requires agencies covered by this Act with independent leasing authority to consult with the General Services Administration before seeking new office space or making alterations to existing office space.

Section 618 provides for several appropriated mandatory accounts, where authorizing language requires the payment of funds for Compensation of the President, the Judicial Retirement Funds (Judicial Officers' Retirement Fund, Judicial Survivors' Annuities Fund, and the United States Court of Federal Claims Judges' Retirement Fund), the Government Payment for Annuitants for Employee Health Benefits and Employee Life Insurance, and the Payment to the Civil Service Retirement and Disability Fund. In addition, language is included for certain retirement, healthcare, and survivor benefits required by 3 U.S.C. 102 note.

Section 619 prohibits funds for the Federal Trade Commission to complete the draft report on food marketed to children unless certain requirements are met.

Section 620 provides authority for Chief Information Officers over information technology spending.

Section 621 prohibits funds from being used in contravention of the Federal Records Act.

Section 622 relates to electronic communications.

Section 623 relates to Universal Service Fund payments for wireless providers.

Section 624 prohibits funds to be used to deny Inspectors General access to records.

Section 625 relates to pornography and computer networks.

Section 626 prohibits funds to pay for award or incentive fees for contractors with below satisfactory performance.

Section 627 relates to conference expenditures.

Section 628 prohibits funds made available under this Act from being used to fund first-class or business-class travel in contravention of Federal regulations.

Section 629 provides \$850,000 for the Inspectors General Council Fund for expenses related to www.oversight.gov.

Section 630 relates to contracts for public relations services.

Section 631 prohibits funds for the SEC to finalize, issue, or implement any rule, regulation, or order requiring the disclosure of political contributions, contributions to tax-exempt organizations, or dues paid to trade associations in SEC filings.

Section 632 is a new provision relating to advertising and educational programming.

Section 633 is a new provision relating to statements regarding projects or programs funded by this agreement.

Section 634 rescinds \$75,000,000 in unobligated balances from the Department of the Treasury, Treasury Forfeiture Fund.

Section 635 is a new provision requiring agencies funded in this Act to submit to the Committees quarterly budget reports on obligations.

TITLE VII

GENERAL PROVISIONS—GOVERNMENT-WIDE

DEPARTMENTS, AGENCIES, AND CORPORATIONS

(INCLUDING TRANSFER OF FUNDS)

Section 701 requires agencies to administer a policy designed to ensure that all its workplaces are free from the illegal use of controlled substances.

Section 702 sets specific limits on the cost of passenger vehicles purchased by the Federal Government with exceptions for police, heavy duty, electric hybrid, and clean fuels vehicles and with an exception for commercial vehicles that operate on emerging motor vehicle technology.

Section 703 allows funds made available to agencies for travel to also be used for quarters allowances and cost-of-living allowances.

Section 704 prohibits the Government, with certain specified exceptions, from employing non-U.S. citizens whose posts of duty would be in the continental United States.

Section 705 ensures that agencies will have authority to pay the General Services Administration for space renovation and other services.

Section 706 allows agencies to use receipts from the sale of materials for acquisition, waste reduction and prevention, environmental management programs, and other Federal employee programs.

Section 707 provides that funds for administrative expenses may be used to pay rent and other service costs in the District of Columbia.

Section 708 precludes interagency financing of groups absent prior statutory approval.

Section 709 prohibits the use of appropriated funds for enforcing regulations disapproved in accordance with the applicable law of the United States.

Section 710 limits the amount that can be used for redecoration of offices under certain circumstances.

Section 711 permits interagency funding of national security and emergency preparedness telecommunications initiatives, which benefit multiple Federal departments, agencies, and entities.

Section 712 requires agencies to certify that a schedule C appointment was not created solely or primarily to detail the employee to the White House.

Section 713 prohibits the use of funds to prevent Federal employees from communicating with Congress or to take disciplinary or personnel actions against employees for such communication.

Section 714 prohibits Federal training not directly related to the performance of official duties.

Section 715 prohibits the use of appropriated funds for publicity or propaganda designed to support or defeat legislation pending before Congress.

Section 716 prohibits the use of appropriated funds by an agency to provide home addresses of Federal employees to labor organizations, absent employee authorization or court order.

Section 717 prohibits the use of appropriated funds to provide nonpublic information such as mailing or telephone lists to any person or organization outside of the Government without approval of the Committees on Appropriations of the House and Senate.

Section 718 prohibits the use of appropriated funds for publicity or propaganda purposes within the United States not authorized by Congress.

Section 719 directs agencies' employees to use official time in an honest effort to perform official duties.

Section 720 authorizes the use of current fiscal year funds to finance an appropriate share of the Federal Accounting Standards Advisory Board administrative costs.

Section 721 authorizes the transfer of funds to the General Services Administration to finance an appropriate share of various Government-wide boards and councils under certain conditions.

Section 722 authorizes breastfeeding at any location in a Federal building or on Federal property.

Section 723 permits interagency funding of the National Science and Technology Council and requires an Office of Management and Budget report on the budget and resources of the Council.

Section 724 requires identification of the Federal agencies providing Federal funds and the amount provided for all proposals, solicitations, grant applications, forms, notifications, press releases, or other publications related to the distribution of funding to a State.

Section 725 prohibits the use of funds to monitor personal information relating to the use of Federal Internet sites.

Section 726 regards contraceptive coverage under the Federal Employees Health Benefits Plan.

Section 727 recognizes that the United States is committed to ensuring the health of the Olympic, Pan American, and Paralympic athletes, and supports the strict adherence to anti-doping in sport activities.

Section 728 allows departments and agencies to use official travel funds to participate in the fractional aircraft ownership pilot programs.

Section 729 prohibits funds for implementation of OPM regulations limiting detailees to the legislative branch and placing certain limitations on the Coast Guard Congressional Fellowship program.

Section 730 restricts the use of funds for Federal law enforcement training facilities with an exception for the Federal Law Enforcement Training Center.

Section 731 prohibits executive branch agencies from creating or funding prepackaged news stories that are broadcast or distributed in the United States unless specific notification conditions are met.

Section 732 prohibits funds used in contravention of the Privacy Act, section 552a of title 5, United States Code or section 522.224 of title 48 of the Code of Federal Regulations.

Section 733 prohibits funds in this or any other Act from being used for Federal contracts with inverted domestic corporations or other corporations using similar inverted structures, unless the contract preceded this Act or the Secretary grants a waiver in the interest of national security.

Section 734 requires agencies to remit to the Civil Service Retirement and Disability Fund an amount equal to the Office of Personnel Management's (OPM) average unit cost of processing a retirement claim for the preceding fiscal year to be available to the OPM for the cost of processing retirements of employees who separate under Voluntary Early Retirement Authority or who receive Voluntary Separation Incentive Payments.

Section 735 prohibits funds to require any entity submitting an offer for a Federal contract to disclose political contributions.

Section 736 prohibits funds for the painting of a portrait of an employee of the Federal Government including the President, the Vice President, a Member of Congress, the head of an executive branch agency, or the head of an office of the legislative branch.

Section 737 limits the pay increases of certain prevailing rate employees.

Section 738 requires reports to Inspectors General concerning expenditures for agency conferences.

Section 739 prohibits the use of funds to increase, eliminate, or reduce a program or project unless such change is made pursuant to reprogramming or transfer provisions.

Section 740 prohibits the Office of Personnel Management or any other agency from using funds to implement regulations changing the competitive areas under reductions-in-force for Federal employees.

Section 741 prohibits the use of funds to begin or announce a study or a public-private competition regarding the conversion to contractor performance of any function performed by civilian Federal employees pursuant to Office of Management and Budget Circular A-76 or any other administrative regulation, directive, or policy.

Section 742 ensures that contractors are not prevented from reporting waste, fraud, or abuse by signing confidentiality agreements that would prohibit such disclosure.

Section 743 prohibits the expenditure of funds for the implementation of agreements in certain nondisclosure policies unless certain provisions are included in the policies.

Section 744 prohibits funds to any corporation with certain unpaid Federal tax liabilities unless an agency has considered suspension or debarment of the corporation and made a determination that this further action is not necessary to protect the interests of the Government.

Section 745 prohibits funds to any corporation that was convicted of a felony criminal violation within the preceding 24 months unless an agency has considered suspension or debarment of the corporation and has made a determination that this further action is not necessary to protect the interests of the Government.

Section 746 relates to the Consumer Financial Protection Bureau (CFPB). Given the need for transparency and accountability in the Federal budgeting process, the CFPB is directed to provide an informal, nonpublic full briefing at least annually before the relevant Appropriations subcommittee on the CFPB's finances and expenditures.

Section 747 addresses possible technical scorekeeping differences for fiscal year 2021 between the Office of Management and Budget and the Congressional Budget Office.

Section 748 eliminates automatic statutory pay increase for the Vice President, political appointees paid under the executive schedule, ambassadors who are not career members of the Foreign Service, political appointed (noncareer) Senior Executive Service employees, and any other senior political appointee paid at or above level IV of the executive schedule.

Section 749 declares the inapplicability of these general provisions to title IV and title VIII.

TITLE VIII

GENERAL PROVISIONS—DISTRICT OF COLUMBIA

(INCLUDING TRANSFERS OF FUNDS)

Section 801 allows the use of local funds for making refunds or paying judgments against the District of Columbia government.

Section 802 prohibits the use of Federal funds for publicity or propaganda designed to support or defeat legislation before Congress or any State legislature.

Section 803 establishes reprogramming procedures for Federal funds.

Section 804 prohibits the use of Federal funds for the salaries and expenses of a shadow U.S. Senator or U.S. Representative.

Section 805 places restrictions on the use of District of Columbia government vehicles.

Section 806 prohibits the use of Federal funds for a petition or civil action which seeks to require voting rights for the District of Columbia in Congress.

Section 807 prohibits the use of Federal funds in this Act to distribute, for the purpose of preventing the spread of blood borne pathogens, sterile needles or syringes in any location that has been determined by local public health officials or local law enforcement authorities to be inappropriate for such distribution.

Section 808 concerns a “conscience clause” on legislation that pertains to contraceptive coverage by health insurance plans.

Section 809 prohibits Federal funds to enact or carry out any law, rule, or regulation to legalize or reduce penalties associated with the possession, use or distribution of any schedule I substance under the Controlled Substances Act or any tetrahydrocannabinols derivative. In addition, section 809 prohibits Federal and local funds to enact any law, rule, or regulation to legalize or reduce penalties associated with the possession, use or distribution of any schedule I substance under the Controlled Substances Act or any tetrahydrocannabinols derivative for recreational purposes.

Section 810 prohibits the use of funds for abortion except in the cases of rape or incest or if necessary, to save the life of the mother.

Section 811 requires the CFO to submit a revised operating budget no later than 30 calendar days after the enactment of this Act for agencies the CFO certifies as requiring a reallocation in order to address unanticipated program needs.

Section 812 requires the CFO to submit a revised operating budget for the District of Columbia Public Schools, no later than 30 calendar days after the enactment of this Act, which aligns schools' budgets to actual enrollment.

Section 813 allows for transfers of local funds between operating funds and capital and enterprise funds.

Section 814 prohibits the obligation of Federal funds beyond the current fiscal year and transfers of funds unless expressly provided herein.

Section 815 provides that not to exceed 50 percent of unobligated balances from Federal appropriations for salaries and expenses may remain available for certain purposes. This provision will apply to the District of Columbia Courts, the Court Services and Offender Supervision Agency and the District of Columbia Public Defender Service.

Section 816 appropriates local funds during fiscal year 2022 if there is an absence of a continuing resolution or regular appropriation for the District of Columbia. Funds are provided under the same authorities and conditions and in the same manner and extent as provided for in fiscal year 2021.

Section 817 provides the District of Columbia authority to transfer, receive, and acquire lands and funding it deems necessary for the construction and operation of interstate bridges over navigable waters, including related infrastructure, for a project to expand commuter and regional passenger rail service and provide bike and pedestrian access crossings.

Section 818 is a new provision requiring each Federal and District government agency appropriated Federal funding in this Act to submit to the Committees quarterly budget reports on obligations.

Section 819 specifies that references to "this Act" in this title or title IV are treated as referring only to the provisions of this title and title IV.

TITLE IX

GENERAL PROVISION—EMERGENCY FUNDING

Section 901 provides \$50,000,000 in emergency funding for the National Archives and Records Administration's Records Center Revolving Fund to offset the losses resulting from the coronavirus pandemic of user fees collected by the fund. These funds may be used to accelerate the processing of requests for military service records.

This division may be cited as "Financial Services and General Government Appropriations Act, 2021."

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
TITLE I - DEPARTMENT OF THE TREASURY					
Departmental Offices					
Salaries and Expenses.....	228,373	239,973	233,000	+4,627	-6,973
U.S. Secret Service transfer expenses (legislative proposal).....	---	1,500	---	---	-1,500
Committee on Foreign Investment in the United States Fund.....	20,000	20,000	20,000	---	---
CFIUS Offsetting user fees.....	---	---	-5,000	-5,000	-5,000
Office of Terrorism and Financial Intelligence.....	169,712	172,751	175,000	+5,288	+2,249
Cybersecurity Enhancement Account.....	18,000	18,000	18,000	---	---
Department-wide Systems and Capital Investments Programs.....	6,118	13,500	6,118	---	-7,382
Office of Inspector General.....	41,044	39,335	41,044	---	+1,709
Treasury Inspector General for Tax Administration.....	170,250	171,350	170,250	---	-1,100
Special Inspector General for TARP.....	22,000	17,500	19,000	-3,000	+1,500
Total, Departmental Offices.....	675,487	693,909	677,412	+1,915	-16,487
Financial Crimes Enforcement Network.....	126,000	126,963	126,963	+963	---
Bureau of the Fiscal Service.....	340,280	360,200	345,569	+5,289	-14,631
Alcohol and Tobacco Tax and Trade Bureau.....	119,600	125,837	124,337	+4,737	-1,500
Community Development Financial Institutions Fund Program Account.....	282,000	14,000	270,000	+8,000	+256,000
Total, Department of the Treasury, non-IRS.....	1,523,377	1,320,909	1,544,281	+20,904	+223,372

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Internal Revenue Service					
Taxpayer Services.....	2,511,554	2,562,554	2,555,606	+44,052	-6,948
Enforcement.....	5,010,000	5,071,260	5,212,622	+202,622	+141,362
Program integrity initiatives.....	---	279,983	---	---	-279,983
Subtotal.....	5,010,000	5,351,243	5,212,622	+202,622	-138,621
Operations Support.....	3,808,500	4,104,689	3,928,102	+119,602	-176,587
Program integrity initiatives.....	---	120,017	---	---	-120,017
Subtotal.....	3,808,500	4,224,706	3,928,102	+119,602	-296,604
Business Systems Modernization.....	180,000	300,000	222,724	+42,724	-77,276
Total, Internal Revenue Service.....	11,510,054	12,438,503	11,919,054	+409,000	-519,449
United States Secret Service (legislative proposal)					
Operations and Support.....	---	2,310,296	---	---	-2,310,296
Procurement, Construction, and Improvements.....	---	38,305	---	---	-38,305
Research and Development.....	---	11,937	---	---	-11,937
Total, United States Secret Service.....	---	2,360,538	---	---	-2,360,538

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Administrative Provision					
Savings Bond Digitization (Sec. 124)	25,000	---	25,000	---	+25,000
Total, title I, Department of the Treasury	13,058,431	16,119,950	13,488,335	+429,904	-2,631,615
Appropriations	(13,058,431)	(15,719,950)	(13,493,335)	(+434,904)	(-2,226,615)
Offsetting collections	---	---	(-5,000)	(-5,000)	(-5,000)
Program integrity initiatives	---	(400,000)	---	---	(-400,000)
Total, title I (excluding program integrity initiatives)	13,058,431	15,719,950	13,488,335	+429,904	-2,231,615

TITLE II - EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

The White House					
Salaries and Expenses	55,000	57,000	55,000	---	-2,000
Executive Residence at the White House:					
Operating Expenses	13,081	13,641	13,641	+560	---
White House Repair and Restoration	750	2,500	2,500	+1,750	---
Subtotal	13,831	16,141	16,141	+2,310	---

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Council of Economic Advisers.....	4,000	4,000	4,000	---	---
National Security Council and Homeland Security Council.....	11,500	13,200	12,150	+650	-1,050
Office of Administration.....	94,000	100,000	100,000	+6,000	---
Presidential Transition Administrative Support.....	---	---	8,000	+8,000	+8,000
Total, The White House.....	178,331	190,341	195,291	+16,960	+4,950
Office of Management and Budget.....	101,600	115,740	106,600	+5,000	-9,140
Intellectual Property Enforcement Coordinator.....	1,300	1,000	1,800	+500	+800
Office of National Drug Control Policy					
Salaries and Expenses.....	18,400	16,400	18,400	---	+2,000
High Intensity Drug Trafficking Areas Program.....	285,000	---	290,000	+5,000	+290,000
Other Federal Drug Control Programs.....	121,715	12,432	128,182	+6,467	+115,750
Total, Office of National Drug Control Policy...	425,115	28,832	436,582	+11,467	+407,750
Unanticipated Needs.....	1,000	1,000	1,000	---	---
Information Technology Oversight and Reform.....	15,000	11,491	12,500	-2,500	+1,009

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Special Assistance to the President and Official Residence of the Vice President:					
Salaries and Expenses.....	4,288	4,698	4,698	+410	---
Operating Expenses.....	302	302	302	---	---
Subtotal.....	4,590	5,000	5,000	+410	---
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Total, title II, Executive Office of the President and Funds Appropriated to the President.....	726,936	353,404	758,773	+31,837	+405,369
=====					

TITLE III - THE JUDICIARY

Supreme Court of the United States

Salaries and Expenses:					
Salaries of Justices.....	2,000	3,000	3,000	+1,000	---
Other salaries and expenses.....	87,699	93,630	94,690	+6,991	+1,060
Subtotal.....	89,699	96,630	97,690	+7,991	+1,060
Care of the Building and Grounds.....	15,590	11,678	10,618	-4,972	-1,060
Total, Supreme Court of the United States.....	105,289	108,308	108,308	+3,019	---
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FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
United States Court of Appeals for the Federal Circuit					
Salaries and Expenses:					
Salaries of judges.....	3,000	3,000	3,000	---	---
Other salaries and expenses.....	32,700	34,023	33,500	+800	-523
Total, United States Court of Appeals for the Federal Circuit.....	35,700	37,023	36,500	+800	-523
United States Court of International Trade					
Salaries and Expenses:					
Salaries of judges.....	2,000	2,000	2,000	---	---
Other salaries and expenses.....	19,564	20,097	20,000	+436	-97
Total, U.S. Court of International Trade.....	21,564	22,097	22,000	+436	-97
Courts of Appeals, District Courts, and Other Judicial Services					
Salaries and Expenses:					
Salaries of judges and bankruptcy judges.....	411,000	469,000	469,000	+58,000	---
Other salaries and expenses.....	5,250,234	5,459,475	5,393,701	+143,467	-65,774
Subtotal.....	5,661,234	5,928,475	5,862,701	+201,467	-65,774
Vaccine Injury Compensation Trust Fund.....	9,070	9,700	9,900	+830	+200
Defender Services.....	1,234,574	1,316,240	1,316,240	+81,666	---

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Fees of Jurors and Commissioners.....	53,545	55,478	32,517	-21,028	-22,961
Court Security.....	639,165	664,011	664,011	+24,846	---
Total, Courts of Appeals, District Courts, and Other Judicial Services.....	7,597,588	7,973,904	7,885,369	+287,781	-88,535
Administrative Office of the United States Courts					
Salaries and Expenses.....	94,261	99,812	95,675	+1,414	-4,137
Federal Judicial Center					
Salaries and Expenses.....	30,436	31,344	29,015	-1,421	-2,329
United States Sentencing Commission					
Salaries and Expenses.....	19,670	20,256	19,965	+295	-291
Total, title III, the Judiciary.....	7,904,508	8,292,744	8,196,832	+292,324	-95,912
(Mandatory).....	(418,000)	(477,000)	(477,000)	(+59,000)	---
(Discretionary).....	(7,486,508)	(7,815,744)	(7,719,832)	(+233,324)	(-95,912)

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE IV - DISTRICT OF COLUMBIA					
Federal Payment for Resident Tuition Support.....	40,000	---	40,000	---	+40,000
Federal Payment for Emergency Planning and Security Costs in the District of Columbia.....	18,000	51,400	38,400	+20,400	-13,000
Federal Payment to the District of Columbia Courts....	250,088	267,838	250,088	---	-17,750
Federal Payment for Defender Services in District of Columbia Courts.....	46,005	46,005	46,005	---	---
Federal Payment to the Court Services and Offender Supervision Agency for the District of Columbia.....	248,524	248,175	245,923	-2,601	-2,252
Federal Payment to the District of Columbia Public Defender Service.....	44,011	44,194	46,212	+2,201	+2,018
Federal Payment to the Criminal Justice Coordinating Council.....	2,150	1,805	2,150	---	+345
Federal Payment for Judicial Commissions.....	600	532	600	---	+68
Federal Payment for School Improvement.....	52,500	90,000	52,500	---	-37,500
Federal Payment for the D. C. National Guard.....	413	413	600	+187	+187
Federal Payment for Testing and Treatment of HIV/AIDS Federal Payment to the District of Columbia Water and Sewer Authority.....	4,000	3,000	4,000	---	+1,000
	8,000	---	8,000	---	+8,000
Total, title IV, District of Columbia.....	714,291	753,362	734,478	+20,187	-18,884

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE V - OTHER INDEPENDENT AGENCIES					
Administrative Conference of the United States.....	3,250	3,500	3,400	+150	-100
Commodity Futures Trading Commission 1/.....	---	226,500	304,000	+304,000	+77,500
Consumer Product Safety Commission.....	132,500	135,000	135,000	+2,500	---
Election Assistance Commission					
Salaries and Expenses.....	15,171	13,063	17,000	+1,829	+3,937
Election Security Grants.....	425,000	---	---	-425,000	---
Total, Election Assistance Commission.....	440,171	13,063	17,000	-423,171	+3,937
Federal Communications Commission					
Salaries and Expenses.....	339,000	343,070	374,000	+35,000	+30,930
Offsetting fee collections.....	-339,000	-343,070	-374,000	-35,000	-30,930
Direct appropriation.....	---	---	---	---	---
Federal Deposit Insurance Corporation					
Office of Inspector General (by transfer).....	(42,982)	(42,982)	(42,982)	---	---
Deposit Insurance Fund (transfer).....	(-42,982)	(-42,982)	(-42,982)	---	---
Total, Federal Deposit Insurance Corporation...	---	---	---	---	---

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Federal Election Commission.....	71,487	73,329	71,487	---	-1,832
Federal Labor Relations Authority.....	24,890	28,395	26,600	+1,710	-1,795
Federal Permitting Improvement Steering Council.....	8,000	10,000	10,000	+2,000	---
Federal Trade Commission					
Salaries and Expenses.....	331,000	330,199	351,000	+20,000	+20,801
Offsetting fee collections (mergers).....	-141,000	-150,000	-150,000	-9,000	---
Offsetting fee collections (telephone).....	-18,000	-19,000	-19,000	-1,000	---
Direct appropriation.....	172,000	161,199	182,000	+10,000	+20,801
General Services Administration					
Federal Buildings Fund					
Limitations on Availability of Revenue:					
Construction and acquisition of facilities.....	152,400	762,377	230,000	+77,600	-532,377
Repairs and alterations:					
Major repairs and alterations.....	451,695	878,050	203,908	-247,787	-674,142
Basic repairs and alterations.....	382,087	372,673	372,673	-9,384	---
Special emphasis programs.....	---	112,500	---	---	-112,500
Subtotal.....	833,752	1,363,223	576,581	-257,171	-786,642

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Rental of space.....	5,487,561	5,725,464	5,725,464	+227,903	---
Building operations.....	2,372,817	2,537,311	2,533,444	+160,627	-3,867
Subtotal, Limitations on Availability of Revenue.....	8,860,378	10,388,375	9,065,489	+208,959	-1,322,886
Rental income to fund.....	-10,203,596	-10,388,375	-10,388,375	-184,779	---
Total, Federal Buildings Fund.....	-1,347,066	---	-1,322,886	+24,180	-1,322,886
Government-wide Policy.....	64,000	65,843	64,000	---	-1,843
Operating Expenses.....	49,440	49,440	49,440	---	---
Civilian Board of Contract Appeals.....	9,301	9,625	9,301	---	-324
Office of Inspector General.....	67,000	69,000	67,000	---	-2,000
OPM Office of Inspector General (legislative proposal).....	---	5,000	---	---	-5,000
Limitation on administrative expenses (legislative proposal).....	---	29,458	---	---	-29,458
Allowances and Office Staff for Former Presidents.....	3,851	3,915	4,400	+549	+485
Federal Citizen Services Fund.....	55,000	58,400	55,000	---	-3,400
Pre-Election Presidential Transition.....	9,620	---	---	-9,620	---
Expenses, Presidential Transition.....	---	9,900	9,900	+9,900	---
Technology Modernization Fund.....	25,000	150,000	25,000	---	-125,000
Asset Proceeds and Space Management Fund.....	---	31,000	16,000	+16,000	-15,000
Environmental Review Improvement Fund.....	---	---	---	---	---
Working capital fund.....	---	90,000	---	---	-90,000

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Administrative Provision					
Tax delinquency contractor provision (Sec. 527).....	3,000	---	---	-3,000	---
Office of Personnel Management (Legislative proposal)					
Salaries and Expenses	---	147,322	---	---	-147,322
Limitation on administrative expenses.....	---	147,609	---	---	-147,609
Subtotal, Salaries and Expenses.....	---	294,931	---	---	-294,931
Total, General Services Administration.....	-1,060,854	866,512	-1,022,845	+38,009	-1,889,357
Harry S Truman Scholarship Foundation.....	1,670	---	2,000	+330	+2,000
Merit Systems Protection Board					
Salaries and Expenses	44,490	42,154	44,490	---	+2,336
Limitation on administrative expenses.....	2,345	2,345	2,345	---	---
Total, Merit Systems Protection Board.....	46,835	44,499	46,835	---	+2,336

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Morris K. Udall and Stewart L. Udall Foundation					
Morris K. Udall and Stewart L. Udall Trust Fund.....	1,800	1,800	1,800	---	---
Environmental Dispute Resolution Fund.....	3,200	3,227	3,200	---	-27
Total, Morris K. Udall and Stewart L. Udall Foundation.....	5,000	5,027	5,000	---	-27
National Archives and Records Administration					
Operating Expenses.....	359,000	356,954	377,000	+18,000	+20,046
Reduction of debt.....	---	---	---	---	---
Subtotal.....	359,000	356,954	377,000	+18,000	+20,046
Office of Inspector General.....	4,823	5,300	4,823	---	-477
Repairs and Restoration.....	7,500	5,000	9,500	+2,000	+4,500
National Historical Publications and Records Commission Grants Program.....	6,500	---	6,500	---	+6,500
Total, National Archives and Records Administration.....	377,823	367,254	397,823	+20,000	+30,569
NCUA Community Development Revolving Loan Fund.....	1,500	---	1,500	---	+1,500
Office of Government Ethics.....	17,500	18,576	18,600	+1,100	+24

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Office of Personnel Management					
Salaries and Expenses.....	145,130	---	160,130	+15,000	+160,130
Limitation on administrative expenses.....	154,625	---	169,625	+15,000	+169,625
Subtotal, Salaries and Expenses.....	299,755	---	329,755	+30,000	+329,755
Office of Inspector General.....	5,000	---	5,000	---	+5,000
Limitation on administrative expenses.....	25,265	---	27,265	+2,000	+27,265
Subtotal, Office of Inspector General.....	30,265	---	32,265	+2,000	+32,265
Total, Office of Personnel Management.....	330,020	---	362,020	+32,000	+362,020
Office of Special Counsel.....	27,500	27,435	29,500	+2,000	+2,065
Postal Regulatory Commission.....	16,615	19,200	17,000	+385	-2,200
Privacy and Civil Liberties Oversight Board.....	8,200	8,500	8,500	+300	---
Public Buildings Reform Board.....	---	3,500	3,500	+3,500	---
Securities and Exchange Commission					
Salaries and Expenses.....	1,815,000	1,894,835	1,894,835	+79,835	---
SEC NYC Regional Office.....	10,525	---	---	-10,525	---
SEC Headquarters.....	---	18,650	18,650	+18,650	---
SEC San Francisco Regional Office.....	---	12,677	12,677	+12,677	---
Subtotal, Securities and Exchange Commission..	1,825,525	1,926,162	1,926,162	+100,637	---

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
SEC fees.....	-1,825,525	-1,926,162	-1,926,162	-100,637	---
Total, Securities and Exchange Commission.....	---	---	---	---	---
Selective Service System.....	27,100	26,000	26,000	-1,100	---
Small Business Administration					
Salaries and expenses.....	270,157	287,947	270,157	---	-17,790
Entrepreneurial Development Programs.....	281,000	167,600	272,000	+11,000	+104,400
Office of Inspector General.....	21,900	22,011	22,011	+111	---
Office of Advocacy.....	9,120	9,190	9,190	+70	---
Business Loans Program Account:					
Direct loans subsidy.....	5,000	4,000	5,000	---	+1,000
Guaranteed loans subsidy.....	99,000	---	15,000	-84,000	+15,000
Administrative expenses.....	155,150	160,300	160,300	+5,150	---
Offsetting collections (legislative proposal).....	---	-80,150	---	---	+80,150
Subtotal, Administrative expenses.....	155,150	80,150	160,300	+5,150	+80,150
Total, Business loans program account.....	259,150	84,150	180,300	-78,850	+86,150

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Disaster Loans Program Account:					
Administrative expenses.....	26,248	168,075	25,211	-1,037	-142,864
Disaster relief category.....	150,888	---	142,864	-8,024	+142,864
Total, Disaster loans program account.....	177,136	168,075	168,075	-9,061	---
Total, Small Business Administration.....	988,463	738,973	921,733	-76,730	+182,760
Total, excluding Disaster Relief Category.....	847,575	738,973	778,869	-68,706	+39,896
United States Postal Service					
Payment to the Postal Service Fund.....	56,711	55,333	55,333	-1,378	---
Office of Inspector General.....	250,000	261,594	250,000	---	-11,594
Total, United States Postal Service.....	306,711	316,927	305,333	-1,378	-11,594
United States Tax Court.....	53,000	59,250	56,100	+3,100	-3,150
Total, title V, Independent Agencies.....	2,009,391	3,152,639	1,928,096	-81,295	-1,224,543
Appropriations.....	(14,385,624)	(16,059,396)	(14,642,769)	(+257,145)	(-1,416,627)
Offsetting Collections.....	(-12,527,121)	(-12,906,757)	(-12,657,537)	(-330,416)	(+49,220)
(by transfer).....	(42,982)	(42,982)	(42,982)	---	---
(transfer out).....	(-42,982)	(-42,982)	(-42,982)	---	---

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TITLE VI - GENERAL PROVISIONS THIS ACT					
Mandatory appropriations (Sec. 618).....	21,911,000	22,389,000	22,389,000	+478,000	---
PCA Oversight Board scholarships.....	2,000	1,000	1,000	-1,000	---
Offsetting collections.....	-1,000	-1,000	-1,000	---	---
Rescission.....	---	-8,000	---	---	+8,000
Oversight.gov Website Enhancements (Sec. 629).....	1,000	---	850	-150	+850
Treasury Forfeiture Fund (rescission) (Sec. 634).....	---	---	-75,000	-75,000	-75,000
SBA unobligated balances (rescission) (Sec. 635).....	-16,369	---	---	+16,369	---
Total, title VI, General Provisions.....	21,896,631	22,381,000	22,314,850	+418,219	-66,150

TITLE VII - GENERAL PROVISIONS GOVERNMENT-WIDE

Civil Service Retirement and Disability Funds (Sec. 734).....	-2,000	-1,000	-1,000	+1,000	---
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FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

TITLE IX-EMERGENCY FUNDING					
Records Center Revolving Fund (emergency).....	---	---	50,000	+50,000	+50,000
OTHER APPROPRIATIONS					
CONTINUING APPROPRIATIONS ACT, 2021 AND OTHER					
EXTENSIONS ACT (P.L. 116-159)					
Federal Payment for Emergency Planning and Security	---	---	13,000	+13,000	+13,000
Costs in the District of Columbia.....	---	---			

FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2021

(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Grand total.....	46,308,188	51,052,099	47,483,364	+1,175,176	-3,568,735
Appropriations.....	(58,701,790)	(63,567,866)	(60,229,037)	(+1,527,247)	(-3,338,819)
Rescissions.....	(-16,369)	(-8,000)	(-75,000)	(-58,631)	(-67,000)
Offsetting collections.....	(-12,528,121)	(-12,907,757)	(-12,863,537)	(-335,416)	(+44,220)
Disaster relief category.....	(150,888)	---	(142,864)	(-8,024)	(+142,864)
Program Integrity Initiatives.....	---	(400,000)	---	---	(-400,000)
(by transfer).....	(42,982)	(42,982)	(42,982)	---	---
(transfer out).....	(-42,982)	(-42,982)	(-42,982)	---	---

1/ FY20 funding for this account was provided in the Agriculture, Rural Development, Food and Drug Administration and Related Agencies Appropriations Act

[House Appropriations Committee Print]

Consolidated Appropriations Act, 2021

(H.R. 133; P.L. 116-260)

**DIVISION F—DEPARTMENT OF HOMELAND
SECURITY APPROPRIATIONS ACT, 2021**

**DIVISION F—DEPARTMENT OF HOMELAND SECURITY
APPROPRIATIONS ACT, 2021**

TITLE I

**DEPARTMENTAL MANAGEMENT, OPERATIONS,
INTELLIGENCE, AND OVERSIGHT**

OFFICE OF THE SECRETARY AND EXECUTIVE MANAGEMENT

OPERATIONS AND SUPPORT

For necessary expenses of the Office of the Secretary and for executive management for operations and support, \$180,819,000; of which \$20,000,000 shall be for the Office of the Ombudsman for Immigration Detention, of which \$5,000,000 shall remain available until September 30, 2022: *Provided*, That not to exceed \$30,000 shall be for official reception and representation expenses.

FEDERAL ASSISTANCE

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of the Secretary and for executive management for Federal assistance through grants, contracts, cooperative agreements, and other activities, \$25,000,000, which shall be transferred to the Federal Emergency Management Agency, of which \$20,000,000 shall be for targeted violence and terrorism prevention grants and of which \$5,000,000 shall be for an Alternatives to Detention Case Management pilot program, to remain available until September 30, 2022: *Provided*, That the amounts made available for the pilot program shall be awarded to nonprofit organizations and local governments and administered by a National Board, which shall be chaired by the Officer for Civil Rights and Civil Liberties, for the purposes of providing case management services, including but not limited to: mental health services; human and sex trafficking screening; legal orientation programs; cultural orientation programs; connections to social services; and for individuals who will be removed, reintegration services: *Provided further*, That such services shall be provided to each individual enrolled into the U.S. Immigration and Customs Enforcement Alternatives to Detention program in the geographic areas served by the pilot program: *Provided further*, That any such individual may opt out of receiving such services after providing written informed consent: *Provided further*, That not to exceed \$350,000 shall be for the administrative costs of the Department of Homeland Security for the pilot program.

MANAGEMENT DIRECTORATE

OPERATIONS AND SUPPORT

For necessary expenses of the Management Directorate for operations and support, \$1,398,162,000: *Provided*, That not to exceed \$2,000 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Management Directorate for procurement, construction, and improvements, \$214,795,000, of which \$159,611,000 shall remain available until September 30, 2023; and of which \$55,184,000 shall remain available until September 30, 2025.

FEDERAL PROTECTIVE SERVICE

The revenues and collections of security fees credited to this account shall be available until expended for necessary expenses related to the protection of federally owned and leased buildings and for the operations of the Federal Protective Service.

INTELLIGENCE, ANALYSIS, AND OPERATIONS COORDINATION

OPERATIONS AND SUPPORT

For necessary expenses of the Office of Intelligence and Analysis and the Office of Operations Coordination for operations and support, \$298,500,000, of which \$82,620,000 shall remain available until September 30, 2022: *Provided*, That not to exceed \$3,825 shall be for official reception and representation expenses and not to exceed \$2,000,000 is available for facility needs associated with secure space at fusion centers, including improvements to buildings.

OFFICE OF THE INSPECTOR GENERAL

OPERATIONS AND SUPPORT

For necessary expenses of the Office of the Inspector General for operations and support, \$190,186,000: *Provided*, That not to exceed \$300,000 may be used for certain confidential operational expenses, including the payment of informants, to be expended at the direction of the Inspector General.

ADMINISTRATIVE PROVISIONS

SEC. 101. (a) The Secretary of Homeland Security shall submit a report not later than October 15, 2021, to the Inspector General of the Department of Homeland Security listing all grants and contracts awarded by any means other than full and open competition during fiscal years 2020 or 2021.

(b) The Inspector General shall review the report required by subsection (a) to assess departmental compliance with applicable laws and regulations and report the results of that review to the Committees on Appropriations of the Senate and the House of Representatives not later than February 15, 2022.

SEC. 102. Not later than 30 days after the last day of each month, the Chief Financial Officer of the Department of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives a monthly budget and staffing report that includes total obligations of the Department for that month and for the fiscal year at the appropriation and program, project, and activity levels, by the source year of the appropriation.

SEC. 103. The Secretary of Homeland Security shall require that all contracts of the Department of Homeland Security that provide award fees link such fees to successful acquisition outcomes, which shall be specified in terms of cost, schedule, and performance.

SEC. 104. (a) The Secretary of Homeland Security, in consultation with the Secretary of the Treasury, shall notify the Committees on Appropriations of the Senate and the House of Representatives of any proposed transfers of funds available under section 9705(g)(4)(B) of title 31, United States Code, from the Department of the Treasury Forfeiture Fund to any agency within the Department of Homeland Security.

(b) None of the funds identified for such a transfer may be obligated until the Committees on Appropriations of the Senate and the House of Representatives are notified of the proposed transfer.

SEC. 105. All official costs associated with the use of Government aircraft by Department of Homeland Security personnel to support official travel of the Secretary and the Deputy Secretary shall be paid from amounts made available for the Office of the Secretary.

SEC. 106. Section 107 of the Department of Homeland Security Appropriations Act, 2018 (division F of Public Law 115–141), related to visa overstay data and border security metrics, shall apply in fiscal year 2021, except that the reference to “this Act” shall be treated as referring to this Act, and the reference to “2017” shall be treated as referring to “2020”.

TITLE II

SECURITY, ENFORCEMENT, AND INVESTIGATIONS

U.S. CUSTOMS AND BORDER PROTECTION

OPERATIONS AND SUPPORT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of U.S. Customs and Border Protection for operations and support, including the transportation of unaccompanied minor aliens; the provision of air and marine support to Federal, State, local, and international agencies in the enforcement or administration of laws enforced by the Department of Homeland Security; at the discretion of the Secretary of Homeland Security, the provision of such support to Federal, State, and local agencies in other law enforcement and emergency humanitarian efforts; the purchase and lease of up to 7,500 (6,500 for replacement only) police-type vehicles; the purchase, maintenance, or operation of marine vessels, aircraft, and unmanned aerial systems; and contracting with individuals for personal services abroad;

\$12,908,923,000; of which \$3,274,000 shall be derived from the Harbor Maintenance Trust Fund for administrative expenses related to the collection of the Harbor Maintenance Fee pursuant to section 9505(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. 9505(c)(3)) and notwithstanding section 1511(e)(1) of the Homeland Security Act of 2002 (6 U.S.C. 551(e)(1)); of which \$500,000,000 shall be available until September 30, 2022; and of which such sums as become available in the Customs User Fee Account, except sums subject to section 13031(f)(3) of the Consolidated Omnibus Budget Reconciliation Act of 1985 (19 U.S.C. 58c(f)(3)), shall be derived from that account: *Provided*, That not to exceed \$34,425 shall be for official reception and representation expenses: *Provided further*, That not to exceed \$150,000 shall be available for payment for rental space in connection with preclearance operations: *Provided further*, That not to exceed \$2,000,000 shall be for awards of compensation to informants, to be accounted for solely under the certificate of the Secretary of Homeland Security: *Provided further*, That not to exceed \$5,000,000 may be transferred to the Bureau of Indian Affairs for the maintenance and repair of roads on Native American reservations used by the U.S. Border Patrol.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of U.S. Customs and Border Protection for procurement, construction, and improvements, including procurement of marine vessels, aircraft, and unmanned aerial systems, \$1,839,634,000, of which \$322,235,000 shall remain available until September 30, 2023, and of which \$1,517,399,000 shall remain available until September 30, 2025.

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

OPERATIONS AND SUPPORT

For necessary expenses of U.S. Immigration and Customs Enforcement for operations and support, including the purchase and lease of up to 3,790 (2,350 for replacement only) police-type vehicles; overseas vetted units; and maintenance, minor construction, and minor leasehold improvements at owned and leased facilities; \$7,875,730,000; of which not less than \$6,000,000 shall remain available until expended for efforts to enforce laws against forced child labor; of which \$46,696,000 shall remain available until September 30, 2022; of which not less than \$1,500,000 is for paid apprenticeships for participants in the Human Exploitation Rescue Operative Child-Rescue Corps; of which not less than \$15,000,000 shall be available for investigation of intellectual property rights violations, including operation of the National Intellectual Property Rights Coordination Center; and of which not less than \$4,118,902,000 shall be for enforcement, detention, and removal operations, including transportation of unaccompanied minor aliens: *Provided*, That not to exceed \$11,475 shall be for official reception and representation expenses: *Provided further*, That not to exceed \$10,000,000 shall be available until expended for conducting special operations under section 3131 of the Customs Enforcement Act of 1986 (19 U.S.C. 2081): *Provided further*, That not to exceed

\$2,000,000 shall be for awards of compensation to informants, to be accounted for solely under the certificate of the Secretary of Homeland Security: *Provided further*, That not to exceed \$11,216,000 shall be available to fund or reimburse other Federal agencies for the costs associated with the care, maintenance, and repatriation of smuggled aliens unlawfully present in the United States.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of U.S. Immigration and Customs Enforcement for procurement, construction, and improvements, \$97,799,000, of which \$24,538,000 shall remain available until September 30, 2023, and of which \$73,261,000 shall remain available until September 30, 2025.

TRANSPORTATION SECURITY ADMINISTRATION

OPERATIONS AND SUPPORT

For necessary expenses of the Transportation Security Administration for operations and support, \$7,793,715,000, to remain available until September 30, 2022: *Provided*, That not to exceed \$7,650 shall be for official reception and representation expenses: *Provided further*, That security service fees authorized under section 44940 of title 49, United States Code, shall be credited to this appropriation as offsetting collections and shall be available only for aviation security: *Provided further*, That the sum appropriated under this heading from the general fund shall be reduced on a dollar-for-dollar basis as such offsetting collections are received during fiscal year 2021 so as to result in a final fiscal year appropriation from the general fund estimated at not more than \$4,853,715,000.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Transportation Security Administration for procurement, construction, and improvements, \$134,492,000, to remain available until September 30, 2023.

RESEARCH AND DEVELOPMENT

For necessary expenses of the Transportation Security Administration for research and development, \$29,524,000, to remain available until September 30, 2022.

COAST GUARD

OPERATIONS AND SUPPORT

For necessary expenses of the Coast Guard for operations and support including the Coast Guard Reserve; purchase or lease of not to exceed 25 passenger motor vehicles, which shall be for replacement only; purchase or lease of small boats for contingent and emergent requirements (at a unit cost of not more than \$700,000) and repairs and service-life replacements, not to exceed a total of \$31,000,000; purchase, lease, or improvements of boats necessary for overseas deployments and activities; payments pursuant to section 156 of Public Law 97-377 (42 U.S.C. 402 note; 96 Stat. 1920);

and recreation and welfare; \$8,485,146,000, of which \$530,000,000 shall be for defense-related activities; of which \$24,500,000 shall be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C. 2712(a)(5)); of which \$11,000,000 shall remain available until September 30, 2023; of which \$21,186,000 shall remain available until September 30, 2025, for environmental compliance and restoration; and of which \$70,000,000 shall remain available until September 30, 2022, for vessel depot level maintenance: *Provided*, That not to exceed \$23,000 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Coast Guard for procurement, construction, and improvements, including aids to navigation, shore facilities (including facilities at Department of Defense installations used by the Coast Guard), and vessels and aircraft, including equipment related thereto, \$2,264,041,000, to remain available until September 30, 2025; of which \$20,000,000 shall be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C. 2712(a)(5)).

RESEARCH AND DEVELOPMENT

For necessary expenses of the Coast Guard for research and development; and for maintenance, rehabilitation, lease, and operation of facilities and equipment; \$10,276,000, to remain available until September 30, 2023, of which \$500,000 shall be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C. 2712(a)(5)): *Provided*, That there may be credited to and used for the purposes of this appropriation funds received from State and local governments, other public authorities, private sources, and foreign countries for expenses incurred for research, development, testing, and evaluation.

RETIRED PAY

For retired pay, including the payment of obligations otherwise chargeable to lapsed appropriations for this purpose, payments under the Retired Serviceman's Family Protection and Survivor Benefits Plans, payment for career status bonuses, payment of continuation pay under section 356 of title 37, United States Code, concurrent receipts, combat-related special compensation, and payments for medical care of retired personnel and their dependents under chapter 55 of title 10, United States Code, \$1,869,704,000, to remain available until expended.

UNITED STATES SECRET SERVICE

OPERATIONS AND SUPPORT

For necessary expenses of the United States Secret Service for operations and support, including purchase of not to exceed 652 vehicles for police-type use for replacement only; hire of passenger

motor vehicles; purchase of motorcycles made in the United States; hire of aircraft; rental of buildings in the District of Columbia; fencing, lighting, guard booths, and other facilities on private or other property not in Government ownership or control, as may be necessary to perform protective functions; conduct of and participation in firearms matches; presentation of awards; conduct of behavioral research in support of protective intelligence and operations; payment in advance for commercial accommodations as may be necessary to perform protective functions; and payment, without regard to section 5702 of title 5, United States Code, of subsistence expenses of employees who are on protective missions, whether at or away from their duty stations; \$2,373,109,000; of which \$41,807,000 shall remain available until September 30, 2022, and of which \$6,000,000 shall be for a grant for activities related to investigations of missing and exploited children; and of which up to \$15,000,000 may be for calendar year 2020 premium pay in excess of the annual equivalent of the limitation on the rate of pay contained in section 5547(a) of title 5, United States Code, pursuant to section 2 of the Overtime Pay for Protective Services Act of 2016 (5 U.S.C. 5547 note), as amended by Public Law 115–383: *Provided*, That not to exceed \$19,125 shall be for official reception and representation expenses: *Provided further*, That not to exceed \$100,000 shall be to provide technical assistance and equipment to foreign law enforcement organizations in criminal investigations within the jurisdiction of the United States Secret Service.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the United States Secret Service for procurement, construction, and improvements, \$52,955,000, to remain available until September 30, 2023.

RESEARCH AND DEVELOPMENT

For necessary expenses of the United States Secret Service for research and development, \$11,937,000, to remain available until September 30, 2022.

ADMINISTRATIVE PROVISIONS

SEC. 201. Section 201 of the Department of Homeland Security Appropriations Act, 2018 (division F of Public Law 115–141), related to overtime compensation limitations, shall apply with respect to funds made available in this Act in the same manner as such section applied to funds made available in that Act, except that “fiscal year 2021” shall be substituted for “fiscal year 2018”.

SEC. 202. Funding made available under the headings “U.S. Customs and Border Protection—Operations and Support” and “U.S. Customs and Border Protection—Procurement, Construction, and Improvements” shall be available for customs expenses when necessary to maintain operations and prevent adverse personnel actions in Puerto Rico and the U.S. Virgin Islands, in addition to funding provided by sections 740 and 1406i of title 48, United States Code.

SEC. 203. As authorized by section 601(b) of the United States-Colombia Trade Promotion Agreement Implementation Act (Public

Law 112–42), fees collected from passengers arriving from Canada, Mexico, or an adjacent island pursuant to section 13031(a)(5) of the Consolidated Omnibus Budget Reconciliation Act of 1985 (19 U.S.C. 58c(a)(5)) shall be available until expended.

SEC. 204. For an additional amount for “U.S. Customs and Border Protection—Operations and Support”, \$31,000,000, to remain available until expended, to be reduced by amounts collected and credited to this appropriation in fiscal year 2021 from amounts authorized to be collected by section 286(i) of the Immigration and Nationality Act (8 U.S.C. 1356(i)), section 10412 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8311), and section 817 of the Trade Facilitation and Trade Enforcement Act of 2015 (Public Law 114–25), or other such authorizing language: *Provided*, That to the extent that amounts realized from such collections exceed \$31,000,000, those amounts in excess of \$31,000,000 shall be credited to this appropriation, to remain available until expended.

SEC. 205. None of the funds made available in this Act for U.S. Customs and Border Protection may be used to prevent an individual not in the business of importing a prescription drug (within the meaning of section 801(g) of the Federal Food, Drug, and Cosmetic Act) from importing a prescription drug from Canada that complies with the Federal Food, Drug, and Cosmetic Act: *Provided*, That this section shall apply only to individuals transporting on their person a personal-use quantity of the prescription drug, not to exceed a 90-day supply: *Provided further*, That the prescription drug may not be—

(1) a controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802); or

(2) a biological product, as defined in section 351 of the Public Health Service Act (42 U.S.C. 262).

SEC. 206. Notwithstanding any other provision of law, none of the funds provided in this or any other Act shall be used to approve a waiver of the navigation and vessel-inspection laws pursuant to section 501(b) of title 46, United States Code, for the transportation of crude oil distributed from and to the Strategic Petroleum Reserve until the Secretary of Homeland Security, after consultation with the Secretaries of the Departments of Energy and Transportation and representatives from the United States flag maritime industry, takes adequate measures to ensure the use of United States flag vessels: *Provided*, That the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Transportation and Infrastructure of the House of Representatives within 2 business days of any request for waivers of navigation and vessel-inspection laws pursuant to section 501(b) of title 46, United States Code, with respect to such transportation, and the disposition of such requests.

SEC. 207. (a) Beginning on the date of enactment of this Act, the Secretary of Homeland Security shall not—

(1) establish, collect, or otherwise impose any new border crossing fee on individuals crossing the Southern border or the Northern border at a land port of entry; or

(2) conduct any study relating to the imposition of a border crossing fee.

(b) In this section, the term “border crossing fee” means a fee that every pedestrian, cyclist, and driver and passenger of a private motor vehicle is required to pay for the privilege of crossing the Southern border or the Northern border at a land port of entry.

SEC. 208. Not later than 90 days after the date of enactment of this Act, the Secretary of Homeland Security shall submit an expenditure plan for any amounts made available for “U.S. Customs and Border Protection—Procurement, Construction, and Improvements” in this Act and prior Acts to the Committees on Appropriations of the Senate and the House of Representatives: *Provided*, That no such amounts may be obligated prior to the submission of such plan.

SEC. 209. Of the total amount made available under “U.S. Customs and Border Protection—Procurement, Construction, and Improvements”, \$464,634,000 shall be available only as follows:

(1) \$160,530,000 for the acquisition and deployment of border security technologies and trade and travel assets and infrastructure;

(2) \$142,399,000 for facility construction and improvements;

(3) \$119,076,000 for integrated operations assets and infrastructure; and

(4) \$42,629,000 for mission support and infrastructure.

SEC. 210. Of the total amount made available under “U.S. Customs and Border Protection—Procurement, Construction, and Improvements”, an amount equal to the amount made available in section 209(a)(1) of division D of the Consolidated Appropriations Act, 2020 (Public Law 116–93) shall be made available for the same purposes as the amount provided under such section in such Act.

SEC. 211. Federal funds may not be made available for the construction of fencing—

(1) within the Santa Ana Wildlife Refuge;

(2) within the Bentsen-Rio Grande Valley State Park;

(3) within La Lomita Historical park;

(4) within the National Butterfly Center;

(5) within or east of the Vista del Mar Ranch tract of the Lower Rio Grande Valley National Wildlife Refuge; or

(6) within historic cemeteries.

SEC. 212. Funds made available in this Act may be used to alter operations within the National Targeting Center of U.S. Customs and Border Protection: *Provided*, That none of the funds provided by this Act, provided by previous appropriations Acts that remain available for obligation or expenditure in fiscal year 2021, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the components funded by this Act, may be used to reduce anticipated or planned vetting operations at existing locations unless specifically authorized by a statute enacted after the date of enactment of this Act.

SEC. 213. Without regard to the limitation as to time and condition of section 503(d) of this Act, the Secretary may reprogram within and transfer funds to “U.S. Immigration and Customs En-

forcement—Operations and Support” as necessary to ensure the detention of aliens prioritized for removal.

SEC. 214. None of the funds provided under the heading “U.S. Immigration and Customs Enforcement—Operations and Support” may be used to continue a delegation of law enforcement authority authorized under section 287(g) of the Immigration and Nationality Act (8 U.S.C. 1357(g)) if the Department of Homeland Security Inspector General determines that the terms of the agreement governing the delegation of authority have been materially violated.

SEC. 215. (a) None of the funds provided under the heading “U.S. Immigration and Customs Enforcement—Operations and Support” may be used to continue any contract for the provision of detention services if the two most recent overall performance evaluations received by the contracted facility are less than “adequate” or the equivalent median score in any subsequent performance evaluation system.

(b) Beginning not later than January 1, 2021, the performance evaluations referenced in subsection (a) shall be conducted by the U.S. Immigration and Customs Enforcement Office of Professional Responsibility.

SEC. 216. The reports required to be submitted under section 218 of the Department of Homeland Security Appropriations Act, 2020 (division D of Public Law 116–93) shall continue to be submitted with respect to the period beginning 15 days after the date of the enactment of this Act and semimonthly thereafter, and each matter required to be included in such report by such section 218 shall apply in the same manner and to the same extent during the period described in this section, except that for purposes of reports submitted with respect to such period described, the following additional requirements shall be treated as being included as subparagraphs (H) through (J) of paragraph (1) of such section 218—

(1) the average lengths of stay, including average post-determination length of stay in the case of detainees described in subparagraph (F), for individuals who remain in detention as of the last date of each such reporting period;

(2) the number who have been in detention, disaggregated by the number of detainees described in subparagraph (F), for each of the following—

(A) over 2 years;

(B) from over 1 year to 2 years;

(C) from over 6 months to 1 year; and

(D) for less than 6 months; and

(3) the number of individuals described in section 115.5 of title 28, Code of Federal Regulations, including the use and duration of solitary confinement for such person.

SEC. 217. The terms and conditions of sections 216 and 217 of the Department of Homeland Security Appropriations Act, 2020 (division D of Public Law 116–93) shall apply to this Act.

SEC. 218. Members of the United States House of Representatives and the United States Senate, including the leadership; the heads of Federal agencies and commissions, including the Secretary, Deputy Secretary, Under Secretaries, and Assistant Secretaries of the Department of Homeland Security; the United States Attorney General, Deputy Attorney General, Assistant Attorneys

General, and the United States Attorneys; and senior members of the Executive Office of the President, including the Director of the Office of Management and Budget, shall not be exempt from Federal passenger and baggage screening.

SEC. 219. Any award by the Transportation Security Administration to deploy explosives detection systems shall be based on risk, the airport's current reliance on other screening solutions, lobby congestion resulting in increased security concerns, high injury rates, airport readiness, and increased cost effectiveness.

SEC. 220. Notwithstanding section 44923 of title 49, United States Code, for fiscal year 2021, any funds in the Aviation Security Capital Fund established by section 44923(h) of title 49, United States Code, may be used for the procurement and installation of explosives detection systems or for the issuance of other transaction agreements for the purpose of funding projects described in section 44923(a) of such title.

SEC. 221. None of the funds made available by this or any other Act may be used by the Administrator of the Transportation Security Administration to implement, administer, or enforce, in abrogation of the responsibility described in section 44903(n)(1) of title 49, United States Code, any requirement that airport operators provide airport-financed staffing to monitor exit points from the sterile area of any airport at which the Transportation Security Administration provided such monitoring as of December 1, 2013.

SEC. 222. Not later than 30 days after the submission of the President's budget proposal, the Administrator of the Transportation Security Administration shall submit to the Committees on Appropriations and Commerce, Science, and Transportation of the Senate and the Committees on Appropriations and Homeland Security in the House of Representatives a single report that fulfills the following requirements:

(1) a Capital Investment Plan that includes a plan for continuous and sustained capital investment in new, and the replacement of aged, transportation security equipment;

(2) the 5-year technology investment plan as required by section 1611 of title XVI of the Homeland Security Act of 2002, as amended by section 3 of the Transportation Security Acquisition Reform Act (Public Law 113-245); and

(3) the Advanced Integrated Passenger Screening Technologies report as required by the Senate Report accompanying the Department of Homeland Security Appropriations Act, 2019 (Senate Report 115-283).

SEC. 223. Section 225 of division A of Public Law 116-6 (49 U.S.C. 44901 note; relating to a pilot program for screening outside of an existing primary passenger terminal screening area) is amended in subsection (e) by striking "2021" and inserting "2023".

SEC. 224. None of the funds made available by this Act under the heading "Coast Guard—Operations and Support" shall be for expenses incurred for recreational vessels under section 12114 of title 46, United States Code, except to the extent fees are collected from owners of yachts and credited to the appropriation made available by this Act under the heading "Coast Guard—Operations and Support": *Provided*, That to the extent such fees are insufficient to pay expenses of recreational vessel documentation under such section

12114, and there is a backlog of recreational vessel applications, personnel performing non-recreational vessel documentation functions under subchapter II of chapter 121 of title 46, United States Code, may perform documentation under section 12114.

SEC. 225. Without regard to the limitation as to time and condition of section 503(d) of this Act, after June 30, up to \$10,000,000 may be reprogrammed to or from the Military Pay and Allowances funding category within “Coast Guard—Operations and Support” in accordance with subsection (a) of section 503 of this Act.

SEC. 226. Notwithstanding any other provision of law, the Commandant of the Coast Guard shall submit to the Committees on Appropriations of the Senate and the House of Representatives a future-years capital investment plan as described in the second proviso under the heading “Coast Guard—Acquisition, Construction, and Improvements” in the Department of Homeland Security Appropriations Act, 2015 (Public Law 114–4), which shall be subject to the requirements in the third and fourth provisos under such heading.

SEC. 227. Of the funds made available for defense-related activities under the heading “Coast Guard—Operations and Support”, up to \$190,000,000 that are used for enduring overseas missions in support of the global fight against terror may be reallocated by program, project, and activity, notwithstanding section 503 of this Act.

SEC. 228. None of the funds in this Act shall be used to reduce the Coast Guard’s Operations Systems Center mission or its government-employed or contract staff levels.

SEC. 229. None of the funds appropriated by this Act may be used to conduct, or to implement the results of, a competition under Office of Management and Budget Circular A–76 for activities performed with respect to the Coast Guard National Vessel Documentation Center.

SEC. 230. Funds made available in this Act may be used to alter operations within the Civil Engineering Program of the Coast Guard nationwide, including civil engineering units, facilities design and construction centers, maintenance and logistics commands, and the Coast Guard Academy, except that none of the funds provided in this Act may be used to reduce operations within any civil engineering unit unless specifically authorized by a statute enacted after the date of enactment of this Act.

SEC. 231. Amounts deposited into the Coast Guard Housing Fund in fiscal year 2021 shall be available until expended to carry out the purposes of section 2946 of title 14, United States Code, and shall be in addition to funds otherwise available for such purposes.

SEC. 232. The United States Secret Service is authorized to obligate funds in anticipation of reimbursements from executive agencies, as defined in section 105 of title 5, United States Code, for personnel receiving training sponsored by the James J. Rowley Training Center, except that total obligations at the end of the fiscal year shall not exceed total budgetary resources available under the heading “United States Secret Service—Operations and Support” at the end of the fiscal year.

SEC. 233. None of the funds made available to the United States Secret Service by this Act or by previous appropriations Acts may be made available for the protection of the head of a Federal agen-

cy other than the Secretary of Homeland Security: *Provided*, That the Director of the United States Secret Service may enter into agreements to provide such protection on a fully reimbursable basis.

SEC. 234. For purposes of section 503(a)(3) of this Act, up to \$15,000,000 may be reprogrammed within “United States Secret Service—Operations and Support”.

SEC. 235. Funding made available in this Act for “United States Secret Service—Operations and Support” is available for travel of United States Secret Service employees on protective missions without regard to the limitations on such expenditures in this or any other Act if the Director of the United States Secret Service or a designee notifies the Committees on Appropriations of the Senate and the House of Representatives 10 or more days in advance, or as early as practicable, prior to such expenditures.

TITLE III

PROTECTION, PREPAREDNESS, RESPONSE, AND RECOVERY

CYBERSECURITY AND INFRASTRUCTURE SECURITY AGENCY

OPERATIONS AND SUPPORT

For necessary expenses of the Cybersecurity and Infrastructure Security Agency for operations and support, \$1,662,066,000, of which \$22,793,000, shall remain available until September 30, 2022: *Provided*, That not to exceed \$3,825 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Cybersecurity and Infrastructure Security Agency for procurement, construction, and improvements, \$353,479,000, to remain available until September 30, 2023.

RESEARCH AND DEVELOPMENT

For necessary expenses of the Cybersecurity and Infrastructure Security Agency for research and development, \$9,431,000, to remain available until September 30, 2022.

FEDERAL EMERGENCY MANAGEMENT AGENCY

OPERATIONS AND SUPPORT

For necessary expenses of the Federal Emergency Management Agency for operations and support, \$1,129,282,000: *Provided*, That not to exceed \$2,250 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Federal Emergency Management Agency for procurement, construction, and improvements, \$105,985,000, of which \$58,387,000 shall remain available until September 30, 2023, and of which \$47,598,000 shall remain available until September 30, 2025.

FEDERAL ASSISTANCE

For activities of the Federal Emergency Management Agency for Federal assistance through grants, contracts, cooperative agreements, and other activities, \$3,294,892,000, which shall be allocated as follows:

(1) \$610,000,000 for the State Homeland Security Grant Program under section 2004 of the Homeland Security Act of 2002 (6 U.S.C. 605), of which \$90,000,000 shall be for Operation Stonegarden, \$15,000,000 shall be for Tribal Homeland Security Grants under section 2005 of the Homeland Security Act of 2002 (6 U.S.C. 606), and \$90,000,000 shall be for organizations (as described under section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such code) determined by the Secretary of Homeland Security to be at high risk of a terrorist attack: *Provided*, That notwithstanding subsection (c)(4) of such section 2004, for fiscal year 2021, the Commonwealth of Puerto Rico shall make available to local and tribal governments amounts provided to the Commonwealth of Puerto Rico under this paragraph in accordance with subsection (c)(1) of such section 2004.

(2) \$705,000,000 for the Urban Area Security Initiative under section 2003 of the Homeland Security Act of 2002 (6 U.S.C. 604), of which \$90,000,000 shall be for organizations (as described under section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such code) determined by the Secretary of Homeland Security to be at high risk of a terrorist attack.

(3) \$100,000,000 for Public Transportation Security Assistance, Railroad Security Assistance, and Over-the-Road Bus Security Assistance under sections 1406, 1513, and 1532 of the Implementing Recommendations of the 9/11 Commission Act of 2007 (6 U.S.C. 1135, 1163, and 1182), of which \$10,000,000 shall be for Amtrak security and \$2,000,000 shall be for Over-the-Road Bus Security: *Provided*, That such public transportation security assistance shall be provided directly to public transportation agencies.

(4) \$100,000,000 for Port Security Grants in accordance with section 70107 of title 46, United States Code.

(5) \$720,000,000, to remain available until September 30, 2022, of which \$360,000,000 shall be for Assistance to Firefighter Grants and \$360,000,000 shall be for Staffing for Adequate Fire and Emergency Response Grants under sections 33 and 34 respectively of the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2229 and 2229a).

(6) \$355,000,000 for emergency management performance grants under the National Flood Insurance Act of 1968 (42 U.S.C. 4001 et seq.), the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121), the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701), section 762 of title 6, United States Code, and Reorganization Plan No. 3 of 1978 (5 U.S.C. App.).

(7) \$263,000,000 for necessary expenses for Flood Hazard Mapping and Risk Analysis, in addition to and to supplement

any other sums appropriated under the National Flood Insurance Fund, and such additional sums as may be provided by States or other political subdivisions for cost-shared mapping activities under section 1360(f)(2) of the National Flood Insurance Act of 1968 (42 U.S.C. 4101(f)(2)), to remain available until expended.

(8) \$12,000,000 for Regional Catastrophic Preparedness Grants.

(9) \$12,000,000 for Rehabilitation of High Hazard Potential Dams under section 8A of the National Dam Safety Program Act (33 U.S.C. 467f-2).

(10) \$130,000,000 for the emergency food and shelter program under title III of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11331), to remain available until expended: *Provided*, That not to exceed 3.5 percent shall be for total administrative costs.

(11) \$287,892,000 to sustain current operations for training, exercises, technical assistance, and other programs.

DISASTER RELIEF FUND

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in carrying out the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$17,142,000,000, to remain available until expended, shall be for major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) and is designated by the Congress as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985: *Provided*, That of the amount provided under this heading, up to \$250,000,000 may be transferred to the Disaster Assistance Direct Loan Program Account for the cost of direct loans as authorized under section 417 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5184), including loans issued pursuant to section 311 of this Act, of which \$3,000,000 is for administrative expenses.

NATIONAL FLOOD INSURANCE FUND

For activities under the National Flood Insurance Act of 1968 (42 U.S.C. 4001 et seq.), the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et seq.), the Biggert-Waters Flood Insurance Reform Act of 2012 (Public Law 112-141, 126 Stat. 916), and the Homeowner Flood Insurance Affordability Act of 2014 (Public Law 113-89; 128 Stat. 1020), \$204,412,000, to remain available until September 30, 2022, which shall be derived from offsetting amounts collected under section 1308(d) of the National Flood Insurance Act of 1968 (42 U.S.C. 4015(d)); of which \$13,906,000 shall be available for mission support associated with flood management; and of which \$190,506,000 shall be available for flood plain management and flood mapping: *Provided*, That any additional fees collected pursuant to section 1308(d) of the National Flood Insurance Act of 1968 (42 U.S.C. 4015(d)) shall be credited as offsetting collections to this account, to be available for flood plain management and

flood mapping: *Provided further*, That in fiscal year 2021, no funds shall be available from the National Flood Insurance Fund under section 1310 of the National Flood Insurance Act of 1968 (42 U.S.C. 4017) in excess of—

- (1) \$181,021,000 for operating expenses and salaries and expenses associated with flood insurance operations;
- (2) \$1,164,000,000 for commissions and taxes of agents;
- (3) such sums as are necessary for interest on Treasury borrowings; and
- (4) \$175,000,000, which shall remain available until expended, for flood mitigation actions and for flood mitigation assistance under section 1366 of the National Flood Insurance Act of 1968 (42 U.S.C. 4104c), notwithstanding sections 1366(e) and 1310(a)(7) of such Act (42 U.S.C. 4104c(e), 4017):

Provided further, That the amounts collected under section 102 of the Flood Disaster Protection Act of 1973 (42 U.S.C. 4012a) and section 1366(e) of the National Flood Insurance Act of 1968 (42 U.S.C. 4104c(e)), shall be deposited in the National Flood Insurance Fund to supplement other amounts specified as available for section 1366 of the National Flood Insurance Act of 1968, notwithstanding section 102(f)(8), section 1366(e) of the National Flood Insurance Act of 1968, and paragraphs (1) through (3) of section 1367(b) of such Act (42 U.S.C. 4012a(f)(8), 4104c(e), 4104d(b)(1)–(3)): *Provided further*, That total administrative costs shall not exceed 4 percent of the total appropriation: *Provided further*, That up to \$5,000,000 is available to carry out section 24 of the Homeowner Flood Insurance Affordability Act of 2014 (42 U.S.C. 4033).

ADMINISTRATIVE PROVISIONS

SEC. 301. Funds made available under the heading “Cybersecurity and Infrastructure Security Agency—Operations and Support” may be made available for the necessary expenses of carrying out the competition specified in section 2(e) of Executive Order No. 13870 (May 2, 2019), including the provision of monetary and non-monetary awards for Federal civilian employees and members of the uniformed services, the necessary expenses for the honorary recognition of any award recipients, and activities to encourage participation in the competition, including promotional items: *Provided*, That any awards made pursuant to this section shall be of the same type and amount as those authorized under sections 4501 through 4505 of title 5, United States Code.

SEC. 302. Notwithstanding section 2008(a)(12) of the Homeland Security Act of 2002 (6 U.S.C. 609(a)(12)) or any other provision of law, not more than 5 percent of the amount of a grant made available in paragraphs (1) through (4) under “Federal Emergency Management Agency—Federal Assistance”, may be used by the grantee for expenses directly related to administration of the grant.

SEC. 303. Applications for grants under the heading “Federal Emergency Management Agency—Federal Assistance”, for paragraphs (1) through (4), shall be made available to eligible applicants not later than 60 days after the date of enactment of this Act, eligible applicants shall submit applications not later than 80 days after the grant announcement, and the Administrator of the Fed-

eral Emergency Management Agency shall act within 65 days after the receipt of an application.

SEC. 304. Under the heading “Federal Emergency Management Agency—Federal Assistance”, for grants under paragraphs (1) through (4), (8), and (9), the Administrator of the Federal Emergency Management Agency shall brief the Committees on Appropriations of the Senate and the House of Representatives 5 full business days in advance of announcing publicly the intention of making an award.

SEC. 305. Under the heading “Federal Emergency Management Agency—Federal Assistance”, for grants under paragraphs (1) and (2), the installation of communications towers is not considered construction of a building or other physical facility.

SEC. 306. The reporting requirements in paragraphs (1) and (2) under the heading “Federal Emergency Management Agency—Disaster Relief Fund” in the Department of Homeland Security Appropriations Act, 2015 (Public Law 114–4) shall be applied in fiscal year 2021 with respect to budget year 2022 and current fiscal year 2021, respectively—

(1) in paragraph (1) by substituting “fiscal year 2022” for “fiscal year 2016”; and

(2) in paragraph (2) by inserting “business” after “fifth”.

SEC. 307. In making grants under the heading “Federal Emergency Management Agency—Federal Assistance”, for Staffing for Adequate Fire and Emergency Response grants, the Administrator of the Federal Emergency Management Agency may grant waivers from the requirements in subsections (a)(1)(A), (a)(1)(B), (a)(1)(E), (c)(1), (c)(2), and (c)(4) of section 34 of the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2229a).

SEC. 308. The aggregate charges assessed during fiscal year 2021, as authorized in title III of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1999 (42 U.S.C. 5196e), shall not be less than 100 percent of the amounts anticipated by the Department of Homeland Security to be necessary for its Radiological Emergency Preparedness Program for the next fiscal year: *Provided*, That the methodology for assessment and collection of fees shall be fair and equitable and shall reflect costs of providing such services, including administrative costs of collecting such fees: *Provided further*, That such fees shall be deposited in a Radiological Emergency Preparedness Program account as offsetting collections and will become available for authorized purposes on October 1, 2021, and remain available until expended.

SEC. 309. (a) Any balances of funds appropriated in any prior Act for activities funded by National Predisaster Mitigation Fund under section 203 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133) (as in effect on the day before the date of enactment of section 1234 of division D of Public Law 115–254) may be transferred to and merged for all purposes with the funds set aside pursuant to subsection (i)(1) of section 203 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133), as in effect on the date of the enactment of this section.

(b) The transfer authorized in subsection (a) may not occur until the Administrator of the Federal Emergency Management Agency submits to the Committees on Appropriations of the Senate and the House of Representatives a plan for the obligation of funds pursuant to such subsection (i)(1), including the criteria to be used for awarding grants and a process for tracking the obligation of such transferred funds.

SEC. 310. In making grants under the heading “Federal Emergency Management Agency—Federal Assistance”, for Assistance to Firefighter Grants, the Administrator of the Federal Emergency Management Agency may waive subsection (k) of section 33 of the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2229).

SEC. 311. (a) For major disasters declared in 2018 pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170), a territory or possession of the United States shall be deemed to be a local government for purposes of section 417 of such Act (42 U.S.C. 5184) and section 206.361(a) of title 44, Code of Federal Regulations.

(b) Notwithstanding section 206.361(a) of title 44, Code of Federal Regulations, the President may provide a loan until the last day of the fiscal year that is 3 fiscal years after the fiscal year in which the natural disaster described in such subsection occurs.

(c) Notwithstanding section 417(b) of such Act and section 206.361(b) of title 44, Code of Federal Regulations, the amount of any loan issued to a territory or possession may—

(1) exceed \$5,000,000; and

(2) may be based on the projected loss of tax and other revenues and on projected cash outlays not previously budgeted for a period not to exceed 1 year beginning on the date that the major disaster occurred.

TITLE IV

RESEARCH, DEVELOPMENT, TRAINING, AND SERVICES

U.S. CITIZENSHIP AND IMMIGRATION SERVICES

OPERATIONS AND SUPPORT

For necessary expenses of U.S. Citizenship and Immigration Services for operations and support of the E-Verify Program, \$117,790,000.

FEDERAL ASSISTANCE

For necessary expenses of U.S. Citizenship and Immigration Services for Federal assistance for the Citizenship and Integration Grant Program, \$10,000,000.

FEDERAL LAW ENFORCEMENT TRAINING CENTERS

OPERATIONS AND SUPPORT

For necessary expenses of the Federal Law Enforcement Training Centers for operations and support, including the purchase of not to exceed 117 vehicles for police-type use and hire of passenger motor vehicles, and services as authorized by section 3109 of title

5, United States Code, \$314,348,000, of which \$61,391,000 shall remain available until September 30, 2022: *Provided*, That not to exceed \$7,180 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Federal Law Enforcement Training Centers for procurement, construction, and improvements, \$26,000,000, to remain available until September 30, 2025, for acquisition of necessary additional real property and facilities, construction and ongoing maintenance, facility improvements and related expenses of the Federal Law Enforcement Training Centers.

SCIENCE AND TECHNOLOGY DIRECTORATE

OPERATIONS AND SUPPORT

For necessary expenses of the Science and Technology Directorate for operations and support, including the purchase or lease of not to exceed 5 vehicles, \$302,703,000, of which \$180,112,000 shall remain available until September 30, 2022: *Provided*, That not to exceed \$10,000 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Science and Technology Directorate for procurement, construction, and improvements, \$18,927,000, to remain available until September 30, 2025.

RESEARCH AND DEVELOPMENT

For necessary expenses of the Science and Technology Directorate for research and development, \$443,928,000, to remain available until September 30, 2023.

COUNTERING WEAPONS OF MASS DESTRUCTION OFFICE

OPERATIONS AND SUPPORT

For necessary expenses of the Countering Weapons of Mass Destruction Office for operations and support, \$179,892,000, of which \$20,697,000 shall remain available until September 30, 2022: *Provided*, That not to exceed \$2,250 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of the Countering Weapons of Mass Destruction Office for procurement, construction, and improvements, \$87,413,000, to remain available until September 30, 2023.

RESEARCH AND DEVELOPMENT

For necessary expenses of the Countering Weapons of Mass Destruction Office for research and development, \$65,309,000, to remain available until September 30, 2023.

FEDERAL ASSISTANCE

For necessary expenses of the Countering Weapons of Mass Destruction Office for Federal assistance through grants, contracts, cooperative agreements, and other activities, \$69,663,000, to remain available until September 30, 2023.

ADMINISTRATIVE PROVISIONS

SEC. 401. Notwithstanding any other provision of law, funds otherwise made available to U.S. Citizenship and Immigration Services may be used to acquire, operate, equip, and dispose of up to 5 vehicles, for replacement only, for areas where the Administrator of General Services does not provide vehicles for lease: *Provided*, That the Director of U.S. Citizenship and Immigration Services may authorize employees who are assigned to those areas to use such vehicles to travel between the employees' residences and places of employment.

SEC. 402. None of the funds appropriated by this Act may be used to process or approve a competition under Office of Management and Budget Circular A-76 for services provided by employees (including employees serving on a temporary or term basis) of U.S. Citizenship and Immigration Services of the Department of Homeland Security who are known as Immigration Information Officers, Immigration Service Analysts, Contact Representatives, Investigative Assistants, or Immigration Services Officers.

SEC. 403. The terms and conditions of section 403 of the Department of Homeland Security Appropriations Act, 2020 (division D of Public Law 116-93) shall apply to this Act.

SEC. 404. The Director of the Federal Law Enforcement Training Centers is authorized to distribute funds to Federal law enforcement agencies for expenses incurred participating in training accreditation.

SEC. 405. The Federal Law Enforcement Training Accreditation Board, including representatives from the Federal law enforcement community and non-Federal accreditation experts involved in law enforcement training, shall lead the Federal law enforcement training accreditation process to continue the implementation of measuring and assessing the quality and effectiveness of Federal law enforcement training programs, facilities, and instructors.

SEC. 406. The Director of the Federal Law Enforcement Training Centers may accept transfers to its "Procurement, Construction, and Improvements" account from Government agencies requesting the construction of special use facilities, as authorized by the Economy Act (31 U.S.C. 1535(b)): *Provided*, That the Federal Law Enforcement Training Centers maintain administrative control and ownership upon completion of such facilities.

SEC. 407. The functions of the Federal Law Enforcement Training Centers instructor staff shall be classified as inherently governmental for purposes of the Federal Activities Inventory Reform Act of 1998 (31 U.S.C. 501 note).

TITLE V

GENERAL PROVISIONS

(INCLUDING TRANSFERS AND RESCISSIONS OF FUNDS)

SEC. 501. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 502. Subject to the requirements of section 503 of this Act, the unexpended balances of prior appropriations provided for activities in this Act may be transferred to appropriation accounts for such activities established pursuant to this Act, may be merged with funds in the applicable established accounts, and thereafter may be accounted for as one fund for the same time period as originally enacted.

SEC. 503. (a) None of the funds provided by this Act, provided by previous appropriations Acts to the components in or transferred to the Department of Homeland Security that remain available for obligation or expenditure in fiscal year 2021, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the components funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that—

(1) creates or eliminates a program, project, or activity, or increases funds for any program, project, or activity for which funds have been denied or restricted by the Congress;

(2) contracts out any function or activity presently performed by Federal employees or any new function or activity proposed to be performed by Federal employees in the President's budget proposal for fiscal year 2021 for the Department of Homeland Security;

(3) augments funding for existing programs, projects, or activities in excess of \$5,000,000 or 10 percent, whichever is less;

(4) reduces funding for any program, project, or activity, or numbers of personnel, by 10 percent or more; or

(5) results from any general savings from a reduction in personnel that would result in a change in funding levels for programs, projects, or activities as approved by the Congress.

(b) Subsection (a) shall not apply if the Committees on Appropriations of the Senate and the House of Representatives are notified at least 15 days in advance of such reprogramming.

(c) Up to 5 percent of any appropriation made available for the current fiscal year for the Department of Homeland Security by this Act or provided by previous appropriations Acts may be transferred between such appropriations if the Committees on Appropriations of the Senate and the House of Representatives are notified at least 30 days in advance of such transfer, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by such transfer.

(d) Notwithstanding subsections (a), (b), and (c), no funds shall be reprogrammed within or transferred between appropriations based upon an initial notification provided after June 30, except in extraordinary circumstances that imminently threaten the safety of human life or the protection of property.

(e) The notification thresholds and procedures set forth in subsections (a), (b), (c), and (d) shall apply to any use of deobligated balances of funds provided in previous Department of Homeland Security Appropriations Acts that remain available for obligation in the current year.

(f) Notwithstanding subsection (c), the Secretary of Homeland Security may transfer to the fund established by 8 U.S.C. 1101 note, up to \$20,000,000 from appropriations available to the Department of Homeland Security: *Provided*, That the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives at least 5 days in advance of such transfer.

SEC. 504. Section 504 of the Department of Homeland Security Appropriations Act, 2017 (division F of Public Law 115–31), related to the operations of a working capital fund, shall apply with respect to funds made available in this Act in the same manner as such section applied to funds made available in that Act: *Provided*, That funds from such working capital fund may be obligated and expended in anticipation of reimbursements from components of the Department of Homeland Security.

SEC. 505. Except as otherwise specifically provided by law, not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2021, as recorded in the financial records at the time of a reprogramming notification, but not later than June 30, 2022, from appropriations for “Operations and Support” for fiscal year 2021 in this Act shall remain available through September 30, 2022, in the account and for the purposes for which the appropriations were provided: *Provided*, That prior to the obligation of such funds, a notification shall be submitted to the Committees on Appropriations of the Senate and the House of Representatives in accordance with section 503 of this Act.

SEC. 506. Funds made available by this Act for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 414) during fiscal year 2021 until the enactment of an Act authorizing intelligence activities for fiscal year 2021.

SEC. 507. (a) The Secretary of Homeland Security, or the designee of the Secretary, shall notify the Committees on Appropriations of the Senate and the House of Representatives at least 3 full business days in advance of—

(1) making or awarding a grant allocation or grant in excess of \$1,000,000;

(2) making or awarding a contract, other transaction agreement, or task or delivery order on a Department of Homeland Security multiple award contract, or to issue a letter of intent totaling in excess of \$4,000,000;

(3) awarding a task or delivery order requiring an obligation of funds in an amount greater than \$10,000,000 from multi-year Department of Homeland Security funds;

(4) making a sole-source grant award; or

(5) announcing publicly the intention to make or award items under paragraph (1), (2), (3), or (4), including a contract covered by the Federal Acquisition Regulation.

(b) If the Secretary of Homeland Security determines that compliance with this section would pose a substantial risk to human

life, health, or safety, an award may be made without notification, and the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives not later than 5 full business days after such an award is made or letter issued.

(c) A notification under this section—

(1) may not involve funds that are not available for obligation; and

(2) shall include the amount of the award; the fiscal year for which the funds for the award were appropriated; the type of contract; and the account from which the funds are being drawn.

SEC. 508. Notwithstanding any other provision of law, no agency shall purchase, construct, or lease any additional facilities, except within or contiguous to existing locations, to be used for the purpose of conducting Federal law enforcement training without advance notification to the Committees on Appropriations of the Senate and the House of Representatives, except that the Federal Law Enforcement Training Centers is authorized to obtain the temporary use of additional facilities by lease, contract, or other agreement for training that cannot be accommodated in existing Centers' facilities.

SEC. 509. None of the funds appropriated or otherwise made available by this Act may be used for expenses for any construction, repair, alteration, or acquisition project for which a prospectus otherwise required under chapter 33 of title 40, United States Code, has not been approved, except that necessary funds may be expended for each project for required expenses for the development of a proposed prospectus.

SEC. 510. Sections 520, 522, and 530 of the Department of Homeland Security Appropriations Act, 2008 (division E of Public Law 110-161; 121 Stat. 2073 and 2074) shall apply with respect to funds made available in this Act in the same manner as such sections applied to funds made available in that Act.

SEC. 511. None of the funds made available in this Act may be used in contravention of the applicable provisions of the Buy American Act: *Provided*, That for purposes of the preceding sentence, the term "Buy American Act" means chapter 83 of title 41, United States Code.

SEC. 512. None of the funds made available in this Act may be used to amend the oath of allegiance required by section 337 of the Immigration and Nationality Act (8 U.S.C. 1448).

SEC. 513. None of the funds provided or otherwise made available in this Act shall be available to carry out section 872 of the Homeland Security Act of 2002 (6 U.S.C. 452) unless explicitly authorized by the Congress.

SEC. 514. None of the funds made available in this Act may be used for planning, testing, piloting, or developing a national identification card.

SEC. 515. Any official that is required by this Act to report or to certify to the Committees on Appropriations of the Senate and the House of Representatives may not delegate such authority to perform that act unless specifically authorized herein.

SEC. 516. None of the funds appropriated or otherwise made available in this or any other Act may be used to transfer, release,

or assist in the transfer or release to or within the United States, its territories, or possessions Khalid Sheikh Mohammed or any other detainee who—

(1) is not a United States citizen or a member of the Armed Forces of the United States; and

(2) is or was held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense.

SEC. 517. None of the funds made available in this Act may be used for first-class travel by the employees of agencies funded by this Act in contravention of sections 301–10.122 through 301–10.124 of title 41, Code of Federal Regulations.

SEC. 518. None of the funds made available in this Act may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

SEC. 519. Notwithstanding any other provision of this Act, none of the funds appropriated or otherwise made available by this Act may be used to pay award or incentive fees for contractor performance that has been judged to be below satisfactory performance or performance that does not meet the basic requirements of a contract.

SEC. 520. None of the funds appropriated or otherwise made available by this Act may be used by the Department of Homeland Security to enter into any Federal contract unless such contract is entered into in accordance with the requirements of subtitle I of title 41, United States Code, or chapter 137 of title 10, United States Code, and the Federal Acquisition Regulation, unless such contract is otherwise authorized by statute to be entered into without regard to the above referenced statutes.

SEC. 521. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

SEC. 522. None of the funds made available in this Act may be used by a Federal law enforcement officer to facilitate the transfer of an operable firearm to an individual if the Federal law enforcement officer knows or suspects that the individual is an agent of a drug cartel unless law enforcement personnel of the United States continuously monitor or control the firearm at all times.

SEC. 523. None of the funds made available in this Act may be used to pay for the travel to or attendance of more than 50 employees of a single component of the Department of Homeland Security, who are stationed in the United States, at a single international conference unless the Secretary of Homeland Security, or a designee, determines that such attendance is in the national interest and notifies the Committees on Appropriations of the Senate and the House of Representatives within at least 10 days of that determination and the basis for that determination: *Provided*, That for purposes of this section the term “international conference” shall mean a conference occurring outside of the United States attended

by representatives of the United States Government and of foreign governments, international organizations, or nongovernmental organizations: *Provided further*, That the total cost to the Department of Homeland Security of any such conference shall not exceed \$500,000.

SEC. 524. None of the funds made available in this Act may be used to reimburse any Federal department or agency for its participation in a National Special Security Event.

SEC. 525. None of the funds made available to the Department of Homeland Security by this or any other Act may be obligated for any structural pay reform that affects more than 100 full-time positions or costs more than \$5,000,000 in a single year before the end of the 30-day period beginning on the date on which the Secretary of Homeland Security submits to Congress a notification that includes—

- (1) the number of full-time positions affected by such change;
- (2) funding required for such change for the current year and through the Future Years Homeland Security Program;
- (3) justification for such change; and
- (4) an analysis of compensation alternatives to such change that were considered by the Department.

SEC. 526. (a) Any agency receiving funds made available in this Act shall, subject to subsections (b) and (c), post on the public website of that agency any report required to be submitted by the Committees on Appropriations of the Senate and the House of Representatives in this Act, upon the determination by the head of the agency that it shall serve the national interest.

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

- (1) the public posting of the report compromises homeland or national security; or
- (2) the report contains proprietary information.

(c) The head of the agency posting such report shall do so only after such report has been made available to the Committees on Appropriations of the Senate and the House of Representatives for not less than 45 days except as otherwise specified in law.

SEC. 527. (a) Funding provided in this Act for “Operations and Support” may be used for minor procurement, construction, and improvements.

(b) For purposes of subsection (a), “minor” refers to end items with a unit cost of \$250,000 or less for personal property, and \$2,000,000 or less for real property.

SEC. 528. None of the funds made available by this Act may be obligated or expended to implement the Arms Trade Treaty until the Senate approves a resolution of ratification for the Treaty.

SEC. 529. The authority provided by section 532 of the Department of Homeland Security Appropriations Act, 2018 (Public Law 115–141) regarding primary and secondary schooling of dependents shall continue in effect during fiscal year 2021.

SEC. 530. (a) For an additional amount for “Federal Emergency Management Agency—Federal Assistance”, \$12,700,000, to remain available until September 30, 2022, exclusively for providing reimbursement of extraordinary law enforcement or other emergency personnel costs for protection activities directly and demonstrably

associated with any residence of the President that is designated or identified to be secured by the United States Secret Service.

(b) Subsections (b) through (f) of section 534 of the Department of Homeland Security Appropriations Act, 2018 (Public Law 115–141), shall be applied with respect to amounts made available by subsection (a) of this section by substituting “October 1, 2021” for “October 1, 2018” and “October 1, 2020” for “October 1, 2017”.

SEC. 531. (a) Section 831 of the Homeland Security Act of 2002 (6 U.S.C. 391) shall be applied—

(1) In subsection (a), by substituting “September 30, 2021,” for “September 30, 2017,”; and

(2) In subsection (c)(1), by substituting “September 30, 2021,” for “September 30, 2017”.

(b) The Secretary of Homeland Security, under the authority of section 831 of the Homeland Security Act of 2002 (6 U.S.C. 391(a)), may carry out prototype projects under section 2371b of title 10, United States Code, and the Secretary shall perform the functions of the Secretary of Defense as prescribed.

(c) The Secretary of Homeland Security under section 831 of the Homeland Security Act of 2002 (6 U.S.C. 391(d)) may use the definition of nontraditional government contractor as defined in section 2371b(e) of title 10, United States Code.

SEC. 532. (a) None of the funds appropriated or otherwise made available to the Department of Homeland Security by this Act may be used to prevent any of the following persons from entering, for the purpose of conducting oversight, any facility operated by or for the Department of Homeland Security used to detain or otherwise house aliens, or to make any temporary modification at any such facility that in any way alters what is observed by a visiting member of Congress or such designated employee, compared to what would be observed in the absence of such modification:

(1) A Member of Congress.

(2) An employee of the United States House of Representatives or the United States Senate designated by such a Member for the purposes of this section.

(b) Nothing in this section may be construed to require a Member of Congress to provide prior notice of the intent to enter a facility described in subsection (a) for the purpose of conducting oversight.

(c) With respect to individuals described in subsection (a)(2), the Department of Homeland Security may require that a request be made at least 24 hours in advance of an intent to enter a facility described in subsection (a).

SEC. 533. (a) Except as provided in subsection (b), none of the funds made available in this Act may be used to place restraints on a woman in the custody of the Department of Homeland Security (including during transport, in a detention facility, or at an outside medical facility) who is pregnant or in post-delivery recuperation.

(b) Subsection (a) shall not apply with respect to a pregnant woman if—

(1) an appropriate official of the Department of Homeland Security makes an individualized determination that the woman—

(A) is a serious flight risk, and such risk cannot be prevented by other means; or

(B) poses an immediate and serious threat to harm herself or others that cannot be prevented by other means; or
 (2) a medical professional responsible for the care of the pregnant woman determines that the use of therapeutic restraints is appropriate for the medical safety of the woman.

(c) If a pregnant woman is restrained pursuant to subsection (b), only the safest and least restrictive restraints, as determined by the appropriate medical professional treating the woman, may be used. In no case may restraints be used on a woman who is in active labor or delivery, and in no case may a pregnant woman be restrained in a face-down position with four-point restraints, on her back, or in a restraint belt that constricts the area of the pregnancy. A pregnant woman who is immobilized by restraints shall be positioned, to the maximum extent feasible, on her left side.

SEC. 534. (a) None of the funds made available by this Act may be used to destroy any document, recording, or other record pertaining to any—

- (1) death of,
- (2) potential sexual assault or abuse perpetrated against, or
- (3) allegation of abuse, criminal activity, or disruption committed by

an individual held in the custody of the Department of Homeland Security.

(b) The records referred to in subsection (a) shall be made available, in accordance with applicable laws and regulations, and Federal rules governing disclosure in litigation, to an individual who has been charged with a crime, been placed into segregation, or otherwise punished as a result of an allegation described in paragraph (3), upon the request of such individual.

SEC. 535. Section 519 of division F of Public Law 114–113, regarding a prohibition on funding for any position designated as a Principal Federal Official, shall apply with respect to any Federal funds in the same manner as such section applied to funds made available in that Act.

SEC. 536. Within 60 days of any budget submission for the Department of Homeland Security for fiscal year 2022 that assumes revenues or proposes a reduction from the previous year based on user fees proposals that have not been enacted into law prior to the submission of the budget, the Secretary of Homeland Security shall provide the Committees on Appropriations of the Senate and the House of Representatives specific reductions in proposed discretionary budget authority commensurate with the revenues assumed in such proposals in the event that they are not enacted prior to October 1, 2021.

SEC. 537. (a) Not later than 10 days after the date on which the budget of the President for a fiscal year is submitted to Congress pursuant to section 1105(a) of title 31, United States Code, the Secretary of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives a report on the unfunded priorities, for the Department of Homeland Security and separately for each departmental component, for

which discretionary funding would be classified as budget function 050.

(b) Each report under this section shall specify, for each such unfunded priority—

(1) a summary description, including the objectives to be achieved if such priority is funded (whether in whole or in part);

(2) the description, including the objectives to be achieved if such priority is funded (whether in whole or in part);

(3) account information, including the following (as applicable):

(A) appropriation account; and

(B) program, project, or activity name; and

(4) the additional number of full-time or part-time positions to be funded as part of such priority.

(c) In this section, the term “unfunded priority”, in the case of a fiscal year, means a requirement that—

(1) is not funded in the budget referred to in subsection (a);

(2) is necessary to fulfill a requirement associated with an operational or contingency plan for the Department; and

(3) would have been recommended for funding through the budget referred to in subsection (a) if—

(A) additional resources had been available for the budget to fund the requirement;

(B) the requirement has emerged since the budget was formulated; or

(C) the requirement is necessary to sustain prior-year investments.

(TRANSFER OF FUNDS)

SEC. 538. Not later than 30 days after the date of enactment of this Act, \$20,000,000 in unobligated balances from amounts made available in section 212(b) of division D of the Consolidated Appropriations Act, 2020 (Public Law 116–93) shall be transferred to “Countering Weapons of Mass Destruction Office—Procurement, Construction, and Improvements” for the development of a department-wide electronic health records system, and shall remain available until September 30, 2022, in addition to any amounts otherwise available for such purposes: *Provided*, That the amounts transferred pursuant to this section that were previously 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 are designated by the Congress as an emergency requirement pursuant to that section of that Act.

(RESCISSIONS OF FUNDS)

SEC. 539. Of the funds appropriated to the Department of Homeland Security, the following funds are hereby rescinded from the following accounts and programs in the specified amounts: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99–177):

(1) \$27,036,000 from Public Law 115–141 under the heading “U.S. Customs and Border Protection—Procurement, Construction, and Improvements”.

(2) \$15,000,000 from the unobligated balances available in the “U.S. Customs and Border Protection—Border Security, Fencing, Infrastructure, and Technology” account (70 0533).

(3) \$6,000,000 from the unobligated balances available in the “U.S. Customs and Border Protection—Construction and Facility Improvements” account (70 0532).

(4) \$3,098,000 from the unobligated balances available in the “U.S. Immigration and Customs Enforcement—Construction” account (70 0545).

(5) \$658,000 from the unobligated balances available in the “U.S. Immigration and Customs Enforcement—Automation Modernization” account (70 0543).

(6) \$1,718,108 from the unobligated balances available in the “Coast Guard—Alteration of Bridges” account (070 0614).

(7) \$8,200,000 from Public Law 116–6 under the heading “U.S. Citizenship and Immigration Services—Procurement, Construction, and Improvements”.

SEC. 540. The following unobligated balances made available to the Department of Homeland Security pursuant to section 505 of the Department of Homeland Security Appropriations Act, 2020 (Public Law 116–93) are rescinded:

(1) \$929,550 from “Office of the Secretary and Executive Management—Operations and Support”.

(2) \$1,426,980 from “Management Directorate—Operations and Support”.

(3) \$298,190 from “Intelligence, Analysis, and Operations Coordination—Operations and Support”.

(4) \$430,910 from “U.S. Customs and Border Protection—Operations and Support”.

(5) \$1,810,393 from “United States Secret Service—Operations and Support”.

(6) \$1,574,940 from “Cybersecurity and Infrastructure Security Agency—Operations and Support”.

(7) \$690,090 from “Federal Emergency Management Agency—Operations and Support”.

(8) \$8,984,690 from “U.S. Citizenship and Immigration Services—Operations and Support”.

(9) \$242,490 from “Federal Law Enforcement Training Centers—Operations and Support”.

(10) \$136,570 from “Science and Technology Directorate—Operations and Support”.

(11) \$1,103,590 from “Countering Weapons of Mass Destruction Office—Operations and Support”.

SEC. 541. For necessary expenses related to providing customs and immigration inspection and pre-inspection services at, or in support of ports of entry, pursuant to section 1356 of title 8, United States Code, and section 58c(f) of title 19, United States Code, and in addition to any other funds made available for this purpose, there is appropriated, out of any money in the Treasury not otherwise appropriated, \$840,000,000, to remain available until September 30, 2021, to offset the loss resulting from the coronavirus

pandemic of Immigration User Fee receipts collected pursuant to section 286(h) of the Immigration and Nationality Act (8 U.S.C. 1356(h)), and fees for certain customs services collected pursuant to paragraphs 1 through 8 and paragraph 10 of subsection (a) of section 13031 of the Consolidated Omnibus Budget Reconciliation Act of 1985 (19 U.S.C. 58c(a)(1)–(8) and (a)(10)): *Provided*, That notwithstanding any other provision of law, funds made available by this section shall only be used by U.S. Customs and Border Protection, Office of Field Operations: *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. 542. Not later than 10 days after a determination is made by the President to evaluate and initiate protection under any authority for a former or retired Government official or employee, or for an individual who, during the duration of the directed protection, will become a former or retired Government official or employee (referred to in this section as a “covered individual”), the Secretary of Homeland Security shall submit a notification to congressional leadership and the Committees on Appropriations of the Senate and the House of Representatives, the Committees on the Judiciary of the Senate and the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the House of Representatives, and the Committee on Oversight and Reform of the House of Representatives (referred to in this section as the “appropriate congressional committees”): *Provided*, That the notification may be submitted in classified form, if necessary, and in consultation with the Director of National Intelligence or the Director of the Federal Bureau of Investigation, as appropriate, and shall include the threat assessment, scope of the protection, and the anticipated cost and duration of such protection: *Provided further*, That not later than 15 days before extending, or 30 days before terminating, protection for a covered individual, the Secretary of Homeland Security shall submit a notification regarding the extension or termination and any change to the threat assessment to the congressional leadership and the appropriate congressional committees: *Provided further*, That not later than 45 days after the date of enactment of this Act, and quarterly thereafter, the Secretary shall submit a report to the congressional leadership and the appropriate congressional committees, which may be submitted in classified form, if necessary, detailing each covered individual, and the scope and associated cost of protection.

This division may be cited as the “Department of Homeland Security Appropriations Act, 2021”.

[CLERK'S NOTE.—Reproduced below is the material relating to division F contained in the Explanatory Statement regarding H.R. 133, the Consolidated Appropriations Act, 2021.¹]

**DIVISION F—DEPARTMENT OF HOMELAND SECURITY
APPROPRIATIONS ACT, 2021**

The following is an explanation of Division F, which makes appropriations for the Department of Homeland Security (DHS) for fiscal year 2021. Funding provided in this agreement not only sustains existing programs that protect the nation from all manner of threats, it ensures DHS's ability to improve preparedness at the federal, state, local, tribal, and territorial levels; prevent and respond to terrorist attacks; and hire, train, and equip DHS frontline forces protecting the homeland.

The joint explanatory statement accompanying this division is approved and indicates congressional intent. Unless otherwise noted, the language set forth in House Report 116-458 carries the same weight as language included in this joint explanatory statement and should be complied with unless specifically addressed to the contrary in this joint explanatory statement. While some language is repeated for emphasis, it is not intended to negate the language referred to above unless expressly provided herein.

When this joint explanatory statement refers to the Committees or the Committees on Appropriations, these references are to the House Appropriations Subcommittee on Homeland Security and the Senate Appropriations Subcommittee on Homeland Security.

This joint explanatory statement refers to certain entities, persons, funds, and documents as follows: the Department of Homeland Security is referenced as DHS or the Department; the Government Accountability Office is referenced as GAO; and the Office of Inspector General of the Department of Homeland Security is referenced as OIG. In addition, "full-time equivalents" are referred to as FTE; "Information Technology" is referred to as IT; "program, project, and activity" is referred to as PPA; any reference to "the Secretary" should be interpreted to mean the Secretary of Homeland Security; "component" should be interpreted to mean an agency, administration, or directorate within DHS; any reference to SLTT should be interpreted to mean state, local, tribal, and territorial; and "budget request" or "the request" should be interpreted to mean the budget of the U.S. Government for fiscal year 2021 that was submitted to Congress on February 10, 2020.

¹This Explanatory Statement was submitted for printing in the Congressional Record on December 21, 2020 by Mrs. Lowey of New York, Chairwoman of the House Committee on Appropriations. The Statement appears on page H8466 of Book IV.

TITLE I—DEPARTMENTAL MANAGEMENT, OPERATIONS,
INTELLIGENCE, AND OVERSIGHT

OFFICE OF THE SECRETARY AND EXECUTIVE MANAGEMENT

OPERATIONS AND SUPPORT

The agreement includes an increase of \$30,460,000 above the budget request, including program increases above the request of: \$2,000,000 for the Office of Strategy, Policy, and Plans for the Immigration Data Integration Initiative; \$7,900,000 for the Office for Civil Rights and Civil Liberties (OCRCL); \$20,000,000 for the Office of the Immigration Detention Ombudsman (OIDO); and \$1,500,000 for the Office of Partnership and Engagement.

In addition, the agreement provides \$3,545,000 above the request to maintain current services, including \$1,227,000 for the Privacy Office; \$1,741,000 for OCRCL; and \$577,000 for the Office of the Citizenship and Immigration Services Ombudsman.

The agreement reduces funding a total of \$4,485,000 below the request, including reductions of \$1,889,000 associated with personnel cost adjustments and \$2,596,000 associated with the proposed Joint Cyber Coordination Group.

Biometric Exit.—Not later than 30 days after the date of enactment of this Act, the Department is directed to provide an expenditure plan for H-1B and L-1 fee revenue and any other resources to be applied to biometric exit implementation. The Secretary is encouraged to continue working with the Government of Mexico to adopt technology infrastructure that would support entry and exit data exchange. Not later than 180 days after the date of enactment of this Act, the Department shall brief the Committees on its ongoing efforts to address entry and exit data collection and exchange in the land border environment.

Blue Campaign.—The agreement includes \$2,600,000 for the Blue Campaign, an increase of \$1,000,000 above the request to continue the transition of the program to direct appropriations and away from a reliance on component contributions. The Department is directed to sustain not less than \$3,000,000 in component contributions in fiscal year 2021 to support a total funding level of \$5,600,000. The Department is directed to fully account for Blue Campaign funding support in future budget submissions and is urged to continue transitioning the program to direct appropriations.

DATA Act Reporting.—The Department is directed to submit timely, accurate, and complete financial and award information in accordance with established management guidance, reporting processes, and data standards established under the requirements of the Digital Accountability and Transparency Act (Public Law 113-101).

Family Separations and Reunification.—Whenever possible and consistent with the best interests of the child, the Department shall ensure that separated family units are reunited prior to removal or release from U.S. Customs and Border Protection (CBP) custody and remain together upon transfer to U.S. Immigration and Customs Enforcement (ICE) or Office of Refugee Resettlement (ORR) custody. Individuals transferred from CBP to ICE custody,

currently in ICE custody, or under ICE supervision should also have opportunities to report family separation incidents; to verify the status, location, and disposition of family members; and to regularly communicate by telephone with family members. The Department shall ensure that agents and officers are properly trained in child welfare screening for child victims of trafficking, in accordance with the Trafficking Victims Protection Reauthorization Act of 2008 (Public Law 110–457). CBP shall also continue to follow direction in Senate Report 116–125 regarding Immigration Reunification.

The Department is directed to continue to provide a monthly report to the Committees, to also be made public on the department's website, which shall document when and where all family separations occur;

(1) the number of children separated from their parents at the border, delineated by age and nationality of the children and the parents or legal guardians;

(2) the nature of administrative or criminal charges filed against adult family members;

(3) the basis for the separation;

(4) how often family units apprehended together are detained in ICE custody, referred to ORR, and/or deported separately;

(5) whether child welfare experts were consulted prior to the family's physical separation;

(6) whether a group presenting as a family unit arrived at the border and was separated after being determined not to meet the legal definition of a family unit; and

(7) in cases where CBP separates individuals claiming to be a family unit on the basis of suspected human trafficking, information about whether any adult in the group was subsequently charged civilly or criminally with a trafficking offense. The report shall also detail processes for ensuring the reunification of separated family units.

Federal Law Enforcement.—The agreement notes that the explanatory statement accompanying the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2021 directs the Attorney General to ensure implementation of evidence-based training programs on de-escalation and the use-of-force, as well as on police-community relations, that are broadly applicable and scalable to all Federal law enforcement agencies. The agreement further notes that several agencies funded by this Act employ Federal law enforcement officers and are Federal Law Enforcement Training Centers partner organizations. The agreement directs such agencies to consult with the Attorney General regarding the implementation of these programs for their law enforcement officers. The agreement further directs such agencies to brief the Committees on Appropriations on their efforts relating to such implementation no later than 90 days after consultation with the Attorney General. In addition, the agreement directs such agencies, to the extent that they are not already participating, to consult with the Attorney General and the Director of the FBI regarding participation in the National Use-of-Force Data Collection. The agreement further directs such agencies to brief the Committees on Appropriations, no later than

90 days after enactment of this Act, on their current efforts to so participate.

Future Goods and Services for Homeland Security Feasibility Report.—The Secretary, in conjunction with the Federal Emergency Management Agency (FEMA), the Cybersecurity and Infrastructure Security Agency (CISA), other relevant DHS components and other federal agencies and departments, shall provide a report to the Committees not later than 90 days after the date of enactment of this Act on the feasibility of producing an annual projection of needs for goods and services necessary for responding to and supporting recovery from nationwide disruptions. The report shall also address the potential impacts of domestic and non-domestic sourcing of supply chains on the resilience of response and recovery activities.

Human Trafficking and Child Exploitation.—The Department is directed to brief the Committees semiannually on department-wide efforts to combat human trafficking and child exploitation.

Human Trafficking Study.—The Secretary is directed to provide a report, not later than 270 days after the date of enactment of this Act, describing the extent of human trafficking in the United States. The report shall be consistent with the appropriate partnerships and consultations described below, and all applicable laws, including provisions enacted to protect the privacy of victims and those intended to ensure the participation of victims and witnesses without regard to immigration status.

In completing the report, the Secretary shall consult with the Federal Bureau of Investigations (FBI), the Department of State, the Department of Labor, the Interagency Task Force to Monitor and Combat Trafficking, and other federal departments, agencies, task forces, state, local, tribal, and territorial government entities the Secretary determines appropriate. The Secretary shall determine the appropriate time period to be addressed by the report in describing the current extent of trafficking and identify which data on the incidence of human trafficking is currently reported to any federal department or agency, or state, local, tribal, or territorial government entities, and whether the Department has access or could appropriately obtain access to such data. Such access should be consistent with privacy protection laws, applicable state laws, or other applicable laws. The report shall also identify any data that is not currently available that would be useful in informing prevention efforts.

The report shall also include the following information, if reasonably available:

(1) the estimated number of human trafficking victims, disaggregated by whether the victim was—

- (A) trafficked within a state;
- (B) trafficked in interstate commerce; or
- (C) trafficked from an international location; and

(2) a description of industries and geographical regions in which the practice of human trafficking is most prevalent.

For the purposes of the report, human trafficking shall have the same meaning as in section 7102 of title 22, United States Code, including but not limited to sex and labor trafficking. It does not include conduct described in Section 212(a)(6)(E) of the Immigra-

tion and Nationality Act, unless such conduct was for the sole purpose of human trafficking. Information collected for the report shall not be shared or accessed by any person for the purpose of enforcement or investigation of potential immigration law violations.

Joint Requirements Council (JRC).—The Department is directed to continue quarterly briefings on JRC activities and to brief the Committees at least 60 days prior to any changes to or transfer of the JRC to other headquarters organizational units.

Language Access Programs.—Within 180 days of the date of enactment of this Act, OCRCL shall conduct an analysis of component language access plans, including assessments of whether:

- (1) the elements of existing plans meet applicable requirements and support plan goals;
- (2) components effectively implement their plans;
- (3) components have in place an effective process for routinely evaluating plan implementation; and
- (4) legal rights orientations are provided in an appropriate language for migrants in custody or in removal proceedings.

Any recommendations developed after review of the existing plans should be based on the four-factor analysis identified in Section 4 of the department's Master Language Access plan.

Law Enforcement Support.—Not later than 30 days after the date of enactment of this Act and updated quarterly thereafter, the Secretary shall provide a report to the Committees on all requests to any law enforcement component of the Department of Homeland Security for law enforcement support in the form of personnel, aircraft, equipment, or any other assets, which shall include each of the following for each requesting entity:

- (1) the name of the entity;
- (2) the purposes for which support is requested;
- (3) the numbers of personnel and the categories and numbers of assets requested;
- (4) the duration of the requested support;
- (5) whether the requested support was provided;
- (6) the position of the departmental official who approved providing such support;
- (7) the dates and descriptions of any support provided;
- (8) the cost of providing such support; and
- (9) whether the support is subject to reimbursement by the requesting entity.

These reporting requirements shall apply to requests from non-federal law enforcement components and federal law enforcement entities, including other such entities of the Department of Homeland Security.

Office for Targeted Violence and Terrorism Prevention (OTVTP).—The agreement includes the requested increases above the fiscal year 2020 levels for targeted violence and terrorism prevention activities across several accounts. Not later than 30 days after the date of enactment of this Act, OTVTP is directed to brief the Committees on its plans for continuing the local community awareness and training program and on the goals for the grant program. The briefing shall address the status of hiring regional coordinators; include a description of all threats; describe how threats are communicated to SLTT governments, the public, and

the private sector; identify the resources and training currently available to combat threats, including terrorism prevention training materials; and describe the progress in implementing the recommendations of the Homeland Security Operational Analysis Center's Practical Terrorism Prevention study.

The Department is directed to coordinate with the Department of Justice, including the FBI, and key public safety officials across the United States to promote information sharing and ensure an effective joint effort to combat domestic terrorism. The Department is also directed to review its anti-terrorism training and resource programs for federal and SLTT law enforcement agencies, with a focus on ensuring they are effective in helping law enforcement agencies understand, detect, deter, and investigate extremist attempts to infiltrate law enforcement agencies.

Not later than 90 days after the date of enactment of this Act, the Department is directed to brief the Committees on Appropriations and Judiciary of the House and the Senate on its assessment of the domestic terrorism threat, including extremist efforts to infiltrate federal and SLTT law enforcement agencies. The briefings shall also include an analysis of acts or attempted acts of domestic terrorism in the United States during fiscal year 2020.

Office of the Immigration Detention Ombudsman (OIDO).—OIDO is reminded of the statutory requirements outlined in section 205 of title 6, United States Code, including the delivery of an annual report on the office's activities, findings, and recommendations, and a requirement that departmental personnel work cooperatively with OIDO in support of its mission.

Outreach to Tribes and Rural Areas.—The Office of Partnership and Engagement is directed to brief the Committees not later than 90 days after the date of enactment of this Act on its outreach efforts to rural communities and tribes in support of the homeland security mission.

Outreach to Universities.—Within funds provided, the Secretary is urged to expand outreach to universities, including through establishing an advisory board of academic institutions and associations.

Personnel Cost Adjustments.—Department-wide attrition and hiring challenges in fiscal year 2020 reduced staffing levels at the beginning of fiscal year 2021, leading to reduced personnel funding requirements for the remaining months of the fiscal year. As a result, the agreement includes personnel cost adjustments across departmental components based on the most recent information available to the Committees.

Pilot Programs.—The Secretary is directed to provide the Committees with the following information for any new pilot or demonstration program by a departmental component prior to its initiation:

- (1) objectives that are well-defined and measurable;
- (2) an assessment methodology that details—
 - (A) the type and source of assessment data;
 - (B) the methods for and frequency of collecting such data; and
 - (C) how such data will be analyzed;
- (3) an implementation plan, including milestones, a cost estimate, and schedule, including an end date; and

(4) a signed interagency agreement or memorandum of agreement for any pilot or demonstration program involving the participation of more than one departmental component.

Not later than 90 days after the date of completion of a pilot or demonstration program, the Secretary is directed to provide a report or briefing to the Committees detailing lessons learned, actual costs, and any planned expansion or continuation of the pilot or demonstration program. For purposes of these directives, a pilot or demonstration program is defined as a policy implementation, study, demonstration, experimental program, or trial that is a small-scale, short-term experiment conducted in order to evaluate feasibility, duration, costs, or adverse events, and improve upon the design of an effort prior to implementation of a larger-scale effort.

Programs, Projects, and Activities Structure.—The table at the end of this explanatory statement adopts the department's proposed consolidation of PPAs for the Office of the Secretary and Executive Management (OSEM) for purposes of section 503 reprogramming notification requirements. The Department is directed to continue to provide funding details at the level of individual OSEM offices, however, to ensure continued transparency for congressional oversight.

Public Reporting of Operational Statistics.—The Department is directed to submit quarterly Border Security Status Reports and data on the deportation of the parents of U.S.-born children semi-annually, as in prior years.

REAL ID.—The Office of the Secretary, in conjunction with the Transportation Security Administration and other appropriate components, should make every effort to support the needs of states related to the REAL ID transition.

Records Management.—The Department is expected to maintain records and respond to records requests according to the requirements of section 552 of title 5, United States Code, for information related to all detainees in the custody of the Department, regardless of whether such detainees are housed in a federal or non-federal detention facility. Records should only be withheld from disclosure if the Department reasonably foresees that disclosure would harm an interest protected by an exemption described in section 552(b) of title 5, United States Code, or is otherwise prohibited by law.

Response Strategy for Biological Threats.—As described in the House report, the Secretary is directed to establish and maintain a response strategy for biological threats that have the potential to impact the ability of the Department to execute or sustain its homeland security mission, and to provide a briefing on the strategy to the Committees not later than 120 days after the date of enactment of this Act.

State Police and Crime Labs.—The Department should continue to work with state crime labs where available, particularly in areas not adequately served by departmental labs or other federal facilities, and to provide appropriate assistance to state police crime labs to ensure federal requirements do not burden state resources and to prevent the accumulation of backlogs that can slow investigations. The Department shall report annually on its use of, and

partnerships with, state crime labs, including an accounting of funding associated with such partnerships.

Telephone Access.—In lieu of language in the House report, DHS is directed to brief the Committees not later than 90 days after the date of enactment of this Act, on its policies and procedures for ensuring that individuals in its custody have meaningful access to telephones and other modes of communication. The briefing shall also include an update on policies, procedures, and implementation of changes in response to federal litigation related to telephone access for detainees.

Tribal Consultation.—Within 180 days of the date of enactment of this Act, the Department shall consult and work with tribes to update the mandatory base level tribal training course for DHS personnel, including full-time employees, part-time employees, and contractors who have regular interactions with tribal members or are likely to encounter tribal members at their duty station.

Visa Overstays.—Consistent with section 1376 of title 8, United States Code, the Department is directed to submit an updated report outlining its comprehensive strategy for overstay enforcement and deterrence not later than 180 days after the date of enactment of this Act. The report shall detail ongoing actions to identify aliens who have overstayed their visas, including efforts to improve overstay reporting capabilities; notify aliens in advance of their required departure dates; track overstays for enforcement action; refuse or revoke current and future visas and travel authorization; and otherwise deter violations or take enforcement action.

Wildlife Trafficking.—The Secretary is directed to provide an updated report, not later than 45 days after the end of fiscal year 2021, describing the department's efforts to address wildlife trafficking and the illegal natural resources trade, including an accounting of the resources the Department has dedicated to such activities and steps taken to improve coordination with the U.S. Fish and Wildlife Service, Office of Law Enforcement. The report shall include options for making this information publicly and routinely available on an annual basis.

FEDERAL ASSISTANCE

The agreement provides \$25,000,000, including \$20,000,000 for targeted violence and terrorism prevention grants and \$5,000,000 for an Alternatives to Detention case management grant pilot program, to be transferred to FEMA for purposes of administration.

MANAGEMENT DIRECTORATE

OPERATIONS AND SUPPORT

The agreement includes an overall reduction of \$4,034,000 below the request associated with proposed awards spending increases and personnel cost adjustments.

Budget Justifications.—The Department is expected to provide complete justification materials for the fiscal year 2022 budget request, providing details for each office and program and clearly describing and accounting for current services, transfers, adjustments to base, and program changes. The justifications shall continue to

include the elements and level of detail described in Senate Report 116–125.

In addition, the Chief Financial Officer is directed to ensure that fiscal year 2022 budget justification materials for classified and unclassified budgets of all components are submitted concurrent with the President's budget submission to the Congress.

Component Obligation Plans.—The Department shall continue submitting obligation plans to the Committees on a quarterly basis, consistent with direction provided in the explanatory statement accompanying Public Law 114–113 and shall ensure that such plans are connected to activity-level details in the budget justification materials.

Counter-Unmanned Aerial Systems (CUAS).—The Department is directed to include an estimate of DHS-wide CUAS funding, by account and PPA, in the justification materials accompanying the fiscal year 2022 budget request. In addition, within 60 days of the date of enactment of this Act, the Department shall brief the Committees on its estimated funding needs, including those not addressed within the fiscal year 2022 budget request, for fiscal years 2022 through 2024 to research, test, acquire, and deploy CUAS capabilities.

Cybersecurity Professionals.—Not later than 30 days after the date of enactment of this Act, the Office of the Chief Human Capital Officer, in coordination with the Office of the Chief Information Officer (OCIO) and CISA, shall brief the Committees on the status of meeting the department's cybersecurity hiring goals and plans for developing standardized metrics to ensure consistency in identifying personnel skills and talents across the Department. The briefing should also include recommendations on how the qualification standards for IT-focused jobs can be regularly updated to meet the department's needs.

Data Center Consolidation.—In addition to budget justification materials and obligation plans, OCIO shall provide semiannual briefings to the Committees on the execution of its major initiatives and investment areas, including details regarding cost, schedule, hybrid data center and cloud solutions, and the transfer of systems to or from department data centers or external hosts.

Hiring in Rural Communities.—Not later than 90 days after the date of enactment of this Act, the Department is directed to provide a report to the Committees on the challenges of recruiting and retaining federal employees in non-contiguous and rural states. The report shall include a clear description of the obstacles related to using small businesses; information about rates of attrition; the numbers of unfilled positions; and the duration of time for which those positions have remained vacant. The report shall also provide an assessment of the effect these vacancies have on the ability of components to accomplish their statutory and administrative responsibilities.

Office of Biometric Identity Management (OBIM) Semi-Annual Briefings.—OBIM is directed to continue briefing the Committees on a semiannual basis on its workload, service levels, staffing, modernization efforts, and other operations.

Reception and Representation Expenses.—The Department shall continue to submit quarterly obligation reports to the Committees

for all reception and representation expenses, as required in prior years, and shall refrain from using reception and representation funds to purchase collectibles or memorabilia.

Small Unmanned Aerial Systems (sUAS) Procurement.—For any acquisition of foreign-made sUAS using funds provided in this Act, including grant funding, the Department shall require certification that the acquiring entity has reviewed relevant industry alerts and completed a risk assessment that considers the proposed use of the foreign-made sUAS. The Department is directed to conduct a review of domestically produced sUAS alternatives and update guidance on the acquisition and use of sUAS, as appropriate.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides \$144,655,000 below the request. The total includes the requested amounts for headquarters lease consolidations and decommissioning, improvements at Mt. Weather, human resources technology, financial systems modernization, the DHS Data Framework, personnel vetting and identity management, and DHS OneNet. No funding is provided for proposed headquarters consolidation activities at the St. Elizabeths campus.

DHS Headquarters Consolidation.—Within 90 days of the date of enactment of this Act, the Department shall provide to the Committees an updated plan for the St. Elizabeths campus that has been certified by the Secretary, to include cost savings associated with the construction of new headquarters facilities for the Office of Intelligence and Analysis and ICE.

Financial Services Modernization.—Within 90 days of the date of enactment of this Act, OCFO shall brief the Committees on the status of its financial services modernization programs, including a multi-year plan for reaching full operating capability with details on both cost and schedule.

INTELLIGENCE, ANALYSIS, AND OPERATIONS COORDINATION

OPERATIONS AND SUPPORT

The agreement reduces the request by \$14,138,000. A total of \$82,620,000 is available until September 30, 2022.

Annual Budget Justification Materials.—The fiscal year 2022 budget justification materials for the classified budget shall include the same level of detail required for other appropriations and PPAs.

Intelligence Expenditure Plan.—The department's Chief Intelligence Officer is directed to brief the Committees on the fiscal year 2021 expenditure plan for the Office of Intelligence and Analysis within 180 days of the date of enactment of this Act. The plan shall include the following:

- (1) fiscal year 2021 expenditures and staffing allotted for each program as compared to fiscal years 2017 through 2020;
- (2) all funded versus on-board positions, including FTE, contractors, and reimbursable and non-reimbursable detailees;
- (3) a plan for all programs and investments, including dates or timeframes for achieving key milestones;

(4) allocations of funding within each PPA for individual programs and a description of the desired outcomes for fiscal year 2021; and

(5) items outlined in the classified annex accompanying this explanatory statement.

OFFICE OF INSPECTOR GENERAL

OPERATIONS AND SUPPORT

The agreement includes an increase of \$12,407,000 above the budget request for increased monitoring and oversight of border security and immigration enforcement activities.

Acquisition Fraud.—Within the funding provided, OIG is directed to continue and expand oversight related to acquisition fraud.

Custody Operations Reporting.—OIG is directed to continue its program of unannounced inspections of immigration detention facilities and shall publish its final report regarding the inspections within 180 days of the date of enactment of this Act. The Inspector General shall ensure that the results of the inspections and other reports and notifications related to custody operations activities are posted on a publicly available website.

TITLE I—ADMINISTRATIVE PROVISIONS

Section 101. The agreement continues a provision requiring the Inspector General to review grants and contracts awarded by means other than full and open competition and report the results to the Committees.

Section 102. The agreement continues a provision requiring the Chief Financial Officer to submit monthly budget execution and staffing reports within 30 days after the close of each month.

Section 103. The agreement continues a provision directing the Secretary to require that contracts providing award fees link such fees to successful acquisition outcomes.

Section 104. The agreement continues a provision requiring the Secretary, in conjunction with the Secretary of the Treasury, to notify the Committees of any proposed transfers from the Department of Treasury Forfeiture Fund to any agency at DHS. No funds may be obligated prior to such notification.

Section 105. The agreement continues a provision related to official travel costs of the Secretary and Deputy Secretary.

Section 106. The agreement continues a provision requiring the Secretary to submit a report on visa overstay data and to post border security metrics on the department's website.

TITLE II—SECURITY, ENFORCEMENT, AND
INVESTIGATIONS

U.S. CUSTOMS AND BORDER PROTECTION

OPERATIONS AND SUPPORT

(INCLUDING TRANSFER OF FUNDS)

The agreement reduces the request by \$78,509,000. A total of \$500,000,000 is available until September 30, 2022. The bill includes the following increases above the budget request: \$260,732,000 to sustain prior year initiatives and current services; \$20,000,000 for video recording equipment for Border Patrol Stations; \$25,000,000 for innovative technology; \$5,000,000 for tribal roads; \$2,000,000 for rescue beacons; \$4,000,000 for carrizo cane eradication; \$10,000,000 for port of entry technology; \$2,773,000 for analytics and modeling; and \$14,440,000 for body-worn cameras.

The agreement includes no funding for new Border Patrol Agents or personnel hired above the baseline funded in fiscal year 2020 and also includes the following reductions below the budget request: \$135,774,000 associated with personnel cost adjustments and \$17,600,000 proposed for recruitment and applicant processing.

Antidumping and Countervailing Duties (AD/CVD).—CBP is directed to continue reporting on AD/CVD, as required in Senate Report 114–264 and as expanded in Senate Report 115–283.

Assessing Impact of Travel Restrictions on Border Communities.—Businesses in states that depend on travel across the border to obtain essential supplies are particularly impacted by travel restrictions at land and sea ports of entry (POEs). CBP is directed to consider the impact of travel restrictions on families, businesses, and communities and provide for reasonable exemptions to travel restrictions mandated by federal, state, and local authorities. CBP is urged to maintain regular communication with impacted stakeholders as travel restrictions change or are updated.

Body-Worn Cameras.—CBP is directed to continue requiring the use of fixed, vehicle, and body-worn cameras for officers and agents in interactions with the public through its Incident Driven Video Recording System program, which helps provide an accurate representation of law enforcement encounters while allowing agents and officers to safely perform their duties. CBP shall comply with department-wide policy on protecting the privacy of both CBP law enforcement personnel and the public and ensure appropriate infrastructure is in place to support the use of body-worn cameras, including any associated storage and video management system requirements. Within 90 days of the date of enactment of this Act, CBP shall provide a plan to the Committees, to also be made available on a publicly accessible website, on the schedule for deploying body-worn cameras and detailing relevant policies and procedures for the use of the technology and retention of and access to video data.

Border Searches and Electronics.—In addition to direction provided in House Report 116–458 related to searches of electronic devices, CBP shall continue to follow direction provided in Senate Report 116–125.

Border Security Deployment Program (BSDP).—CBP shall provide the Committees a briefing within 120 days of the date of enactment of this Act on the agency's plan to expand BSDP at land ports of entry (LPOEs).

Continued Dumping and Subsidy Offset Act (CDSOA).—It is concerning that the intent of Congress under CDSOA (Public Law 106–387) is being diluted by CBP's requests that domestic industries that received prior, incorrect payments of collected duties under CDSOA return those payments due to CBP's various collections litigation setbacks, settlements, or administrative errors. As most of these payments were made several years ago and have been reinvested by the recipients, as CDSOA intended, there are concerns that this policy is counter to the intent of the statute. By recouping revenue paid to domestic companies and assessing interest charges, CBP is counteracting the intent to allow industries the opportunity to rehire and reinvest. CBP is instructed to determine the impact of this practice on U.S. producers and to notify the Committees prior to recouping such payments or reducing future payments.

Craft Beverage Modernization Tax Reform Act.—The Commissioner is directed to submit a study within 60 days of the date of enactment of this Act detailing the number of claims related to the Craft Beverage Modernization and Tax Reform Act (Public Law 115–97) that remain outstanding for 2018; the interest owed on those claims as of January 1, 2020; the rate at which those claims are being processed; and an estimate of the total cost in interest payments for which the Treasury will be liable should those claims continue to be processed at the current rate. The Commissioner is further directed to submit a study within 60 days of the date of enactment of this Act of the estimated cost of upgrading its IT systems that track imported goods to make them interoperable with the IT systems of the Alcohol and Tobacco Tax and Trade Bureau.

DeConcini Port of Entry.—CBP is directed to ensure it monitors plans for repairing the Nogales International Outfall Interceptor (IOI) so that repairs do not interfere with long-term port operations and to provide technical assistance as the IOI and related projects are completed, as appropriate. Further, CBP is directed to provide a briefing within 180 days of the date of enactment of this Act on its monitoring and technical assistance efforts, including consultation with the General Services Administration (GSA) or other stakeholders, to ensure the strategies discussed adequately represent CBP's interests, including officer safety and overall impact to port operations.

Detecting Opioids in the Mail.—The Department is directed to provide a report within 180 days of the date of enactment of this Act on technologies developed through the Opioid Detection Challenge and their potential impacts on CBP operations.

Deterring Illicit Substances.—CBP is encouraged to continue efforts to leverage advanced capabilities to accelerate progress in achieving screening goals to detect, interdict, and deter the flow of illicit drugs and other contraband at the POEs, to include radiation-free passive cargo scanning technology. CBP is also encouraged to obtain portable chemical screening capabilities to detect the presence of fentanyl and other narcotics, including lab equipment,

decontamination solutions, personal protective equipment, and other consumables, and by increasing the number of scientists at POEs and express consignment facilities to rapidly interpret screening test results.

Expansion of Arizona and New Mexico Border Zone Travel.—Under current policy, eligible Mexican nationals can travel in certain areas of Arizona and New Mexico for up to 30 days. With CBP increasing security due to the recurrent vetting of travelers, this policy focuses on efficiencies and has shown both a decrease in costs to CBP and an increase in revenue to local economies in those states as a result of additional opportunities for freedom of movement. CBP is encouraged to initiate a pilot program to expand travel opportunities to the entire State of Arizona and State of New Mexico. The pilot should not change who would be eligible for a visa, the duration of each visit, or the method of entry. CBP shall provide a briefing to the Committees within 60 days of the date of enactment of this Act on the status of the pilot program, which shall include identifying any applicable statutes, federal rules, or regulations that would require revision to carry out the program and ensure compliance.

Gordie Howe International Bridge.—Within 60 days of the date of enactment of this Act, CBP shall provide the Committees with a report on the agency's plan to staff the Gordie Howe International Bridge POE. The report shall include information on the anticipated staffing timeline; the full staffing requirement; the actual staffing level CBP expects to achieve and maintain, delineated by officers and other staff; plans for recruitment of new personnel and the transfer of existing personnel to the POE; and any other information deemed relevant by CBP in order to ensure the POE becomes fully operational according to the current schedule.

Great Lakes Cruise Vessels.—CBP is directed to continue working with Great Lakes seaports, cruise vessel operators, and other stakeholders to develop a regional cruise passenger clearance plan and shall continue using mobile onboard passenger clearance technology until such plan is implemented. Not later than 180 days of the date of enactment of this Act, CBP shall provide a report to the Committees on the screening practices for Great Lakes and inland seaports, which shall include:

- (1) current screening capability;
- (2) a threat assessment for containerized and non-containerized cargo;
- (3) the types of cargo received by each port, delineated by ownership by either CBP, state or local port authority, or private entity;
- (4) current cost-sharing arrangements for screening technology or service to the port;
- (5) which ports are outside the jurisdiction or area of responsibility for each Field Office; and
- (6) details on Field Office responsibilities for ports outside of their jurisdiction.

The report shall be submitted in an unclassified form, to the maximum extent possible, but may include a classified portion, if necessary.

Holding Facility Length of Stay.—In lieu of direction in the House Report, CBP shall notify the Committees within 24 hours of

any instance in which any child is held in a single CBP holding facility, centralized processing center, or temporary or soft-sided facility for more than three days or spends more than a total of six days in CBP custody. Within 60 days of the date of enactment of this Act and weekly thereafter, CBP shall update the Committees on the number of detainees currently being held by CBP for longer than 48 hours in Border Patrol stations, POEs, humanitarian care centers, and centralized processing centers, and for longer than 72 hours in temporary or soft-sided facilities. This update shall be posted on a publicly available website.

Improving Cargo Security and Examinations.—Within 180 days of the date of enactment of this Act, CBP shall provide the Committees with a report on the resources needed to increase the percentage of cargo inspected upon entry to the United States every year.

Information Technology Enhancements.—Within 90 days of the date of enactment of this Act, CBP shall provide the Committees with the agency's plan to migrate remaining software applications to the cloud, including the estimated costs and savings relating to the migration.

Land POE Hours of Operation.—In addition to direction in House Report 116-458, CBP is urged to conduct a robust analysis, to include economic impacts, prior to any reduction in hours of operations. CBP is urged to provide proposals to the Committees aimed at improving the recruitment and retention of CBP personnel at remote northern border POEs to sustain appropriate operating hours. To assist with the challenges relating to operating hours, CBP is directed to establish a pilot program for the co-location of CBP and Canada Border Services Agency border agents at remote LPOEs, which will meet both agencies' requirements, maintain border security, and reduce costs.

Law Enforcement Suitability Analysis.—CBP shall follow the directives in Senate Report 116-125 and House Report 116-180, regarding the Law Enforcement Suitability Analysis and associated reporting requirements and polygraph waiver reporting, respectively.

Mission Support Contracting.—CBP is again directed to provide an inventory of all Enterprise Services PPA contracts, organized by category, and a plan to reduce current duplication in contracting to leverage economies of scale.

Non-Mission Duties.—Not later than 30 days after the date of enactment of this Act, CBP shall submit to the Committees a detailed report on:

(1) the total number of Border Patrol agents or CBP officers carrying out non-mission duties, broken out by detail and adjutants;

(2) the identification of the funding sources associated with non-mission duties;

(3) the rationale for CBP personnel to perform non-mission duties and the duration they are expected to perform those duties;

(4) a detailed description of all required training for Border Patrol agents and CBP officers in order to carry out the non-mission duties; and

(5) the identification of any impacts to CBP's mission due to agents and officers carrying out non-mission duties.

Northern Border Strategy Implementation Plan.—Within 90 days of the date of enactment of this Act and quarterly thereafter, CBP shall brief the Committees on the status of the Northern Border Strategy Implementation Plan, including whether the fiscal year 2019 milestones have been achieved, the status of the fiscal year 2020 milestones, and for milestones that have not been achieved, detailed justifications for the shortfall. Further, future budget requests shall detail specific northern border staffing and technology requirements and request specific funding for implementation of planned northern border enforcement initiatives enumerated in the analysis.

Operational Impact of Border Patrol Processing Coordinators.—The agreement provides \$20,000,000 for new Border Patrol processing coordinators. Within 90 days of the date of enactment of this Act, CBP shall provide a briefing to the Committees on the status of Border Patrol processing coordinator hiring, including the number of Border Patrol agents returned to the field as a result of such hires, the measures the agency is using to assess the costs and benefits of this position, and a summary of all training and certifications required for coordinators. Future funding requests for coordinator positions shall be accompanied by descriptions of the expected operational impacts from additional investments.

Prevent Abduction Program.—Within 180 days of the date of enactment of this Act, CBP is directed to brief the Committees on the status of the Prevent Abduction Program, including: (1) the total hours of training CBP officers receive on the issue of international parental child abduction; (2) the cumulative number of children enrolled in the program and the number of children enrolled in the preceding fiscal year; (3) the number of children enrolled in the program who, despite their enrollment, were removed at an air POE, if any; and (4) the identification of additional resources needed to ensure children are not removed from the United States in violation of a valid state court order.

Prioritizing Resources, Applying Analytics, and Integrating Budget Requests.—Appropriately resourcing the varied and complex missions of CBP requires a clear understanding of the level of effort supported by CBP's base budget and how changes in personnel, equipment, and other assets are expected to impact mission performance. This requires the development of robust workload staffing models. To better understand how congressional investments in border security impact requirements for Border Patrol agents, Border Patrol processing coordinators, and other mission support staff, CBP is again directed to develop a comprehensive workload staffing model.

In addition, CBP can use predictive analytics to forecast how both internal policy changes and external actions are likely to impact resource needs. Whether projecting changes in legitimate travel and trade to the United States or estimating the flow of people and illicit items across our borders, the use of predictive analytics will improve the agency's ability to respond to changing circumstances in a timelier and more cost-effective manner. Without such analyses, CBP and the Department are unable to clearly demonstrate the value of additional resources and the Committees are

limited in their ability to make informed decisions. CBP is directed to prioritize and execute the following:

(1) Quantify operational capabilities supported by CBP's base budget and identify gaps.

(A) CBP shall brief the Committees bimonthly on efforts to evaluate CBP-wide workload, capabilities, assets, and human resource capabilities and gaps and to use the results of the quarterly analyses to support future budget requests.

(2) Apply analytics and modeling tools to further inform resource needs.

(A) Within 45 days of the date of enactment of this Act, CBP shall provide a briefing to the Committees on a plan to incorporate predictive analytics into planning and budgeting processes.

(B) Within 90 days of the date of enactment of this Act, CBP shall provide a briefing to the Committees on the development of a Border Patrol workload staffing model that demonstrates the impact that existing and potential resources are expected to have on personnel needs.

(C) Within six months of the date of enactment of this Act, CBP shall provide a report detailing the model and the process that CBP used to create and validate the model. The report shall include:

(i) steps and associated timelines taken to create the model and resources used to develop it;

(ii) data sources and methodology used to generate the model;

(iii) actions taken to independently verify the model; and

(iv) a plan for periodically updating and improving upon the model, including the incorporation of new technology investments and associated force multiplier effects; and changes in programs and processes, air and marine assets, and deployment of additional surveillance technologies.

(3) Integrate data into future budget requests.

(A) CBP shall begin using the data described above to strengthen and connect requests for resources. To date, the Congress receives individual requests for funding and must assess and fund these requests as stand-alone budget proposals with limited justifications that do not take into account the relationships between these investments. CBP is directed to include with any requests for new funds the following information as part of detailed budget justifications:

(i) a description of the relationship between investments;

(ii) data on how a change in one investment may impact another; and

(iii) how the investments will impact the measures used to assess performance improvements.

(B) CBP is directed to provide a briefing within 60 days of the date of the enactment of this Act on how the agency will comply with this requirement.

Queue Management at POEs and Data on Asylum Seekers.—CBP shall follow the direction in Senate Report 116–125 regarding reporting on queue management at POEs. In addition, CBP is directed to include data within its monthly southwest migration reports detailing the number of individuals claiming fear or attempting to claim a fear of return to their home country. While CBP has

provided annual statistics on the number of “credible fear apprehensions” and “credible fear inadmissibles,” under this new directive, CBP shall disaggregate this data such that individuals claiming credible fear are not included within or counted towards either the “apprehensions” or “inadmissibles” statistics.

Rebuttable Presumption.—Not later than 180 days after the date of enactment of this Act, CBP shall provide a report to the Committees on the benefits and risks of a rebuttable presumption of evasion for a commercial entity in the context of customs law where there was a prior CBP finding of evasion from the same entity.

Recruitment, Hiring, and Retention.—Within 180 days of the date of enactment of this Act, CBP shall brief the Committees on its efforts to improve hiring and retention by all of its law enforcement components. CBP shall prioritize and continue efforts to use available incentives to recruit and retain employees in rural and remote areas and explore other strategies, such as innovative pilot programs that include successful strategies from the private sector, career path enhancements, alternative schedules, and workforce support programs.

Reporting Requirements.—CBP shall follow the direction provided in Senate Report 116–125 on the following items:

- (1) Combatting Transshipment;
- (2) Combatting Transportation of Firearms and Illicit Funds;
- (3) Strengthening Capabilities at International Mail and Express Consignment Facilities;
- (4) Field Operations Staffing;
- (5) Northern Border LPOEs and Maritime POEs;
- (6) Agricultural Inspections;
- (7) Reimbursable Services Programs;
- (8) Harmonized Commodity Description and Coding System; and
- (9) Preclearance and Beyond the Border Action Plan.

Reporting Requirements for Deaths in Custody.—In addition to direction in the House Report, CBP shall ensure that agents have sufficient training to carry out the CBP Interim Procedures on Notifications on Deaths in Custody issued on December 17, 2018.

Not later than 90 days after the submission of the report on migrant deaths described in the House Report, the Comptroller General of the United States shall review such report and provide a preliminary briefing to the Committees on the following:

- (1) the validity of CBP’s statistical analysis of migrant deaths;
- (2) the extent to which CBP has adopted simple and low-cost measures, such as rescue beacons, to reduce the frequency of migrant deaths;
- (3) the extent to which CBP measures the effectiveness of its programs to reduce the frequency of migrant deaths; and
- (4) the extent of data and information sharing and cooperation among CBP, local and state law enforcement agencies, foreign diplomatic and consular posts, and non-governmental organizations to accurately identify deceased individuals, notify family members, and compare information to missing persons registries.

The remains of thousands of women, men, and children have been found along migrant border crossing routes and thousands more are believed to lie unrecovered. CBP is encouraged to expand

engagement with its state and local counterparts and non-governmental organizations to address this humanitarian challenge.

Short-Term Detention.—In addition to direction in the House Report concerning medical care, CBP shall ensure that appropriate medical supplies are made available to each Border Patrol agent with an Emergency Medical Technician or paramedic certification and to each Border Patrol sector, including all remote stations and forward operating bases. In developing the appropriate list of medical supplies required, CBP shall consult with and consider recommendations from national organizations with expertise in emergency medical care, including emergency medical care of children, and the DHS Chief Medical Officer. However, this direction should not be construed to interfere with the rights obtained or obligations owed by any federal consent decree. CBP shall brief the Committees not later than 180 days after the date of enactment of this Act on the plan to implement the updated medical guidance.

Solid Sodium Cyanide Briquettes.—The Secretary, in coordination with the Environmental Protection Agency Administrator and the Secretary of the Department of Transportation, shall conduct an investigation of the national security, health, and safety implications of imports of solid sodium cyanide briquettes. The study shall include: (1) an evaluation of current industrial standards for safety, shipping, storage, and security; (2) whether such imports comply with these existing standards; and (3) recommendations for improved standards.

Specialty Units.—Within 180 days of the date of enactment of this Act, CBP shall report to the Committees on the status and needs of all specialty units within each sector and department-wide. The report shall provide, at a minimum, a description of: (1) the specialty unit composition and quantity of membership, baseline capabilities, and training; (2) any needs of specialty units, including horses and off-road vehicles, training, or other capabilities; and (3) any other resource needs as applicable. For purposes of this section, “specialty unit” shall mean, any horse patrol unit, tactical or rescue unit, or bike or boat patrol unit.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides \$441,726,000 below the budget request.

The bill includes the following increases above the request: \$95,000,000 for border security technology, to include \$20,000,000 for innovative technology, of which not more than \$5,000,000 may be available for any single innovative technology project; \$52,267,000 for two multi-role enforcement aircraft for a total of three when including one aircraft recently purchased with program savings; \$28,400,000 for lightweight helicopters; \$3,000,000 for design of the Houlton Border Patrol Station; and \$12,000,000 for the Advanced Training Center (ATC).

In lieu of the funding level requested in the President’s budget proposal, the bill provides: \$10,000,000 for the Unified Immigration Portal and \$1,375,000,000 for barrier system. Funding for small UAS, the Border Enforcement Coordination Network, non-intrusive inspection (NII) equipment and remote video surveillance may be funded from within the funding provided for border security technology.

Border Security Technology.—CBP is directed to reallocate existing funding, as appropriate, to ensure technology is deployed at the locations where it will have the greatest impact on CBP's ability to identify and interdict illicit activity and to ensure an appropriate amount of technology is piloted, tested, and deployed along the northern border. CBP is directed to provide a briefing to the Committees on the results of the small unmanned aerial systems pilot program within 120 days of the date of enactment of this Act. The briefing should include recommendations regarding applications and operations procedures for future implementation and the needed training and certification processes required to support the Border Patrol. Additionally, CBP is directed to provide a briefing within 60 days of the date of enactment of this Act on issues relating to CBP's waiver of the requirements of the Religious Freedom Restoration Act and the use of eminent domain in the border region.

Construction and Facility Improvements.—The bill provides \$142,390,000 for priority facility needs on the northern and southern borders. Of this amount, \$100,000,000 funds the request for replacing Border Patrol stations, including stations in Niagara Falls and Champlain, New York. Additionally, \$3,000,000 shall be used for planning and design purposes to replace the current Border Patrol station in Houlton, Maine. The agreement provides \$27,399,000 to design and construct a new air unit in Laredo, Texas as requested. The agreement also provides \$12,000,000 for an instructional design and distance learning center facility at the ATC. Additionally, CBP is applauded for its action to leverage federal investments previously made in Summit Point, West Virginia, and it is noted that CBP plans to use \$3,300,000 from existing funding to support the transition of programs to the space vacated by the Department of State.

High-Altitude Pseudo Satellites.—CBP is directed to provide a briefing to the Committees on the results of the high-altitude pseudo satellites pilot program within 90 days of its completion.

LPOEs.—CBP shall provide to the Committees its annual report prioritizing facility needs at LPOEs with the annual budget submission. CBP shall continue to work with GSA and the Office of Management and Budget on this five-year strategy to modernize POEs, paying special attention to the health, safety, and welfare needs of CBP officers and focusing on facilities where reconfiguration or upgrades will improve the flow of local traffic and allow local residents to move more freely in their own communities.

Additionally, CBP shall provide a detailed report and timeline, within 90 days of the date of enactment of this Act, for the Blue Water Bridge Plaza expansion project. This report shall align with the annual LPOE priority report and should explain how CBP will engage with state and local entities and the specific milestones and timeline for the project's completion.

NII Equipment Funding Execution.—Within 90 days of the date of enactment of this Act, CBP shall provide a briefing to the Committees on the execution plans for all NII funds, including an acquisition and deployment schedule for achieving maximum NII coverage in pre-primary lanes along the Southwest border and projections of associated performance improvements. CBP is further di-

rected to brief the Committees on a monthly basis on the obligation of funds for NII acquisition.

Revenue Modernization.—Within 120 days of the date of enactment of this Act, CBP shall update the Committees on the percentage of all collections at each POE that have been transitioned to automated electronic systems, along with the cost of transition.

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

OPERATIONS AND SUPPORT

Assumed in the agreement funding level are the following increases above the budget request: \$5,500,000 for the Human Exploitation Rescue Operative (HERO) Child-Rescue Corps; \$3,100,000 to expand the Immigration and Customs Enforcement (ICE) employee safety program; \$3,165,000 to address ICE's Freedom of Information Act (FOIA) backlog; \$110,000,000 to expand the Alternatives to Detention (ATD) program and related case management services; and \$11,542,000 to sustain prior year initiatives.

The agreement does not include the proposed use of \$112,287,000 from the Immigration Examination Fee Account (IEFA) to reimburse costs in the ICE Operations and Support account.

Continuation of Prior-Year Requirements.—ICE shall continue to follow the directives under the following headings in Senate Report 116–125, according to the previously directed timeframes, reporting requirements, and guidance:

- (1) Cyber Crime Investigative Capabilities and Staff Development;
- (2) Detention Standards; and
- (3) Reporting Requirements.

Expenditure and Operations Plan Requirements.—Despite the increased funding provided for the Office of the Chief Financial Officer in the fiscal year 2020 appropriation, the Department and ICE failed to comply timely with the requirements set forth in the explanatory statement accompanying Public Law 116–6 and reiterated in Public Law 116–93 regarding detailed operational and spending plans for fiscal years 2019 and 2020, respectively. While ICE has recently improved its efforts, significant work remains. The Department and ICE are again directed to fulfill such requirements for fiscal year 2021, to include greater detail on all funding initiatives and programs of significant public interest, including detention-related funding and contracting terms.

Fiscal Accountability.—ICE is reminded of the importance of fiscal discipline and transparency in the way it obligates and spends its resources and is encouraged to use section 503 authority prudently. ICE must operate within the funding levels provided by Congress. Notifications of proposed transfers or the reprogramming of funds shall be accompanied by transparent and publicly available evidence that a need for contingency funds are a result of circumstances that are truly beyond ICE's control. ICE is directed to continue the policy of fully reimbursing the costs and expenses associated with agreements entered into with other entities, including federal agencies, to house ICE detainees.

Immigration Data Improvements.—The agreement provides the requested increase of \$1,000,000 for the Unified Immigration Por-

tal. ICE is directed to continue collecting data on enforcement activities both along the borders and in the interior of the United States to improve operational transparency and resource allocation decisions.

Records Management.—The agreement provides an increase of \$3,165,000 above the request to address ICE’s backlog of FOIA requests. The Department is expected to maintain records and to respond to records requests, consistent with the requirements of section 552 of title 5, United States Code, for information related to all detainees in the custody of the Department, regardless of whether such detainees are housed in a federal or non-federal detention facility. The Department should not withhold records from disclosure unless it reasonably foresees that disclosure would harm an interest protected by an exemption described in section 552(b) of title 5, United States Code, or is otherwise prohibited by law.

HOMELAND SECURITY INVESTIGATIONS

Child Exploitation Investigations Unit (CEIU).—Within the total amount provided for HSI, not less than \$21,000,000 shall be for activities in support of the CEIU.

Counter-Proliferation Investigations Center (CPIC).—The agreement sustains \$12,000,000 for the CPIC. ICE shall brief the Committees on the CPIC’s efforts to prevent sensitive U.S. technologies and weapons from reaching terrorists, criminal organizations, and foreign adversaries by not later than 120 days after the date of enactment of the Act.

Forced Child Labor.—The agreement provides not less than \$15,770,000 for investigations and other activities related to forced labor law violations, to include forced child labor. ICE shall submit to the Committees an annual report on the expenditures and performance metrics associated with such activities.

HERO Child-Rescue Corps Program.—ICE is directed to brief the Committees not later than 180 days after the date of enactment of this Act on the status of the HERO apprenticeship program.

HSI Workforce.—The agreement provides \$8,800,000 above fiscal year 2020 levels for increased HSI staffing.

Human Rights Violators.—The agreement provides \$5,300,000 for the Office of the Principal Legal Advisor’s Human Rights Law Section and for the Human Rights Violators and War Crimes Unit for training, transportation, and other related activities. ICE is directed to continue its efforts to investigate, remove, and prosecute individuals who have committed human rights abuses, including persecution, genocide, severe violations of religious freedom, torture, extrajudicial killing, use or recruitment of child soldiers, crimes against humanity, or war crimes. ICE shall report to the Committees not later than 180 days after the date of enactment of this Act on: (1) the total number of prosecutions and investigations of human rights offenses and other offenses committed and their outcomes, delineated by serious human rights violators within each of the last five fiscal years; (2) efforts to increase the number of human rights investigations and prosecutions; and (3) any organizational, resource, or legal impediments to investigating and prosecuting more human rights violators.

Intellectual Property Rights Enforcement.—The bill provides not less than \$15,000,000 for intellectual property law enforcement through HSI and the National Intellectual Property Rights Coordination Center.

International Investigations and Visa Security Program.—The bill sustains prior-year investments in overseas operations to interrupt illicit activity prior to its arrival in the United States.

International Megan's Law.—The bill sustains prior-year investments to continue the implementation of International Megan's Law.

Opioid Investigations.—The bill sustains prior-year investments in HSI's opioid enforcement activities, for a total of over 760 personnel, including investigators, intelligence analysts, and necessary support staff.

Tactical Intelligence Center.—ICE is directed to brief on efforts to enhance the capacity of the Tactical Intelligence Center not later than 90 days after the date of enactment of this Act.

ENFORCEMENT AND REMOVAL OPERATIONS

287(g) Agreements.—ICE is directed to publish applications for new or renewed 287(g) agreements on its website at least eight weeks prior to entering into any such agreement. In addition, ICE shall ensure thorough vetting of 287(g) applicants to minimize detention conditions that do not fully comply with Performance-Based National Detention Standards and Prison Rape Elimination Act standards.

Access to Due Process.—Not later than 90 days after the date of enactment of this Act, ICE is directed to provide a report to the Committees on overall access for attorneys and detainee representatives to ICE facilities. The report shall include the number of legal visits that were denied or not facilitated and the number of facilities that do not meet ICE standards for attorney/client communications. ICE is directed to make detention facility contact information and information regarding facility legal accommodations available on the ICE public website.

ATD and Case Management Services.—The agreement provides \$440,122,000 for ATD, a net increase of \$86,181,000 above the request, including the following adjustments: a reduction of \$1,815,000 for personnel cost adjustments; a reduction of \$22,004,000 associated with proposed hiring; an increase of \$85,000,000 to expand the program; and an increase of \$25,000,000 to expand participation in case management services provided by non-governmental organizations and community partners.

In recognition of ICE's significant lack of referral approvals for enrollment into existing case management services provided by non-governmental organizations and community partners, the agreement includes funding through the Office of Civil Rights and Civil Liberties (OCRCL) within the Office of the Secretary and Executive Management for a case management services grant pilot program to be executed by nonprofit organizations and local communities. With the grants expertise support of the Federal Emergency Management Agency (FEMA), the pilot will be managed by a national board, similar to the Emergency Food and Shelter program, and chaired by the Officer for Civil Rights and Civil Lib-

erties. Not later than 60 days after the date of enactment of this Act, OCRCL shall brief the Committees on:

(1) progress toward establishing a national board with experience in executing federal grant funding and providing the relevant case management services;

(2) the planned requirements and assessment criteria for making grant awards;

(3) the locations in which the pilot will operate; and

(4) the planned metrics for evaluating the program.

At the completion of the program, OCRCL shall provide a report to the Committees with recommendations for providing ATD case management services.

Not later than 60 days after the date of enactment of this Act, ICE, in collaboration with OCRCL and the Privacy Office, is directed to develop a process for complying with the requirements and intent of the case management pilot program. ICE shall ensure that any individual released from ICE custody on parole, bond, or into the ATD program who resides in an area covered by the pilot program is made aware of these case management services and is referred for services unless they formally decline such services in writing. ICE shall also provide relevant contact and case file information for such individuals to the grantee servicing the area where such individuals reside. These requirements shall also apply for anyone residing in such area who is enrolled in the ATD program as of the date of enactment of this Act.

ICE shall provide information describing this process to FEMA, the national board responsible for administering the pilot grant program, and each grant recipient. To ensure compliance with congressional intent, FEMA, ICE, OCRCL, and the Privacy Office are directed to jointly brief the Committees on this process prior to its execution. In any area not actively served by the pilot program, ICE shall continue to use its resources to provide case management services.

ICE shall continue to brief the Committees on any ATD contracts it awards under this program, including contracts involving the "Know Your Rights" program for new participants. In addition, ICE is directed to continue exploring the use of ATD models on an ongoing basis; prioritizing the use of such detention alternatives for immigrant children and their families, when appropriate; and seeking the release of individuals and their family members who pass credible fear screening and do not present a public safety or flight risk.

ICE shall continue to publish annually the following policies and data relating to ATD: guidance for referral, placement, escalation, and de-escalation decisions; enrollment by Field Office; information on the length of enrollment broken down by ATD type; and a breakdown of enrollment by type and point of apprehension.

ICE shall consider enrollment referrals from non-governmental organizations (NGOs) and community partners, and actively collaborate with these organizations to establish criteria for such referrals, guidelines for submission, and criteria for how ICE will consider such enrollment referrals. ICE shall submit a report to the Committees on progress in establishing these guidelines within 60 days of the date of enactment of this Act and quarterly thereafter until the guidelines are finalized. ICE shall submit an annual re-

port on the number of referrals submitted by NGOs and the number of such referrals accepted into ATD programs that utilize case management programs.

Finally, Congress appropriated \$4,000,000 for ICE in fiscal year 2020 to fund an independent review of the ATD program. ICE is reminded of the requirement that the review and analysis be informed by discussions with government officials, current program operators, non-governmental immigration policy stakeholders, and current participants in the program, and by reviewing similar programs in other countries. Not later than 60 days after the date of enactment of this Act, the Secretary shall submit a report to the Committees providing an analysis of each active program within the last five years funded through the ATD PPA. This report shall include data regarding compliance with court appearances, immigration appointments, and removal orders; cost per individual served; and response times by ICE or an ATD contractor for participant requests for help in seeking legal counsel, family contact, and medical treatment, including mental health services.

Detainee Forms.—ICE is directed to make every reasonable attempt to provide forms to detained persons in a language in which the person is conversant, beginning with the forms that detained persons must sign. Not later than 120 days after the date of enactment of this Act, ICE is directed to brief the Committees on the status of this effort, including updates on translation for each form type, whether additional resources are needed to achieve this directive, and the steps ICE is taking to ensure that such detained persons fully understand the content of any form they are requested to sign or are given.

Detention Facility Inspections.—Not later than 60 days after the date of enactment of this Act, ICE is directed to report on its progress in transitioning to routine, semiannual inspections by the Office of Detention Oversight and the process for complying with section 215 of this Act. ICE shall report the results of those inspections on a public facing website within 60 days of each inspection, as required for inspection reports in fiscal year 2020.

Expulsions Data.—ICE is directed to report to the Committees on a weekly basis the total number of persons who were, or are, in the physical custody of ICE at any time during the preceding week for the purposes of expulsion pursuant to the Order Suspending Introduction of Certain Persons from Countries Where a Communicable Disease Exists, which was first issued by the Department of Health and Human Services (HHS) on March 20, 2020, or any subsequent policy requiring expulsions, including such individuals' age, nationality, and time in custody.

Healthcare Costs for Immigrants in Detention.—ICE is directed to provide an annual report on the cost of administering healthcare, including mental health or preventative services, in the detention system. The report shall include all sources of funding utilized to provide healthcare services to individuals in custody, including all such funding provided by HHS under the Coronavirus Aid, Relief, and Economic Security Act (Public Law 116–136), other federal agencies, or state, local, or private sources of funding. The report shall include the number of instances when detainees were transported to hospitals, emergency rooms, or other healthcare fa-

cilities and shall note instances of serious medical or mental health conditions, pregnancy, disability, or positive or presumptive cases of communicable diseases impacting more than 100 detainees, along with antibody positive cases for diseases when such tests are available. Further, the report shall detail the number and type of position of medical personnel, including pediatric medical professionals, and mental health staff at each ICE detention facility and note any position that has been vacant for 30 or more days.

Immigration Enforcement at Sensitive Locations.—ICE is directed to follow its policy regarding enforcement actions at or near sensitive locations, including courthouses, and is encouraged to examine the impacts of expanding the policy to additional locations not currently included, such as school bus stops or other locations where children congregate; USCIS offices; mental health, emergency, and social services centers; and other locations where community impacts should be balanced against ICE law enforcement interests.

Further, ICE is directed to provide its officers with guidance and training for engaging with victims and witnesses of crime, including victims of domestic violence, and to strengthen policy guidance on enforcement actions in or near sensitive locations, including courthouses, in order to minimize any effect that immigration enforcement may have on the willingness and ability of victims and witnesses to pursue justice.

Kiosks for Non-Detained Appearances.—ICE is directed to continue its program to enable certain aliens on the non-detained docket to report via self-service kiosks. The agreement provides not less than \$3,000,000 for this program.

Know Your Rights.—Not later than 30 days after the date of enactment of this Act, the Director of ICE shall brief the Committees on a plan to provide a Know Your Rights presentation to individuals placed in expedited removal proceedings after presenting at a land port of entry if such individuals claim asylum or otherwise express a fear of persecution. Such presentations should be delivered in a language in which the individuals are conversant and should include written materials.

Law Enforcement Support Center (LESC).—The agreement provides not less than \$34,500,000, as requested, to support the authorized level of 248 full-time law enforcement specialists and officers at the LESL, which serves a critical function in federal efforts to identify and locate undocumented immigrants with serious felony records. ICE is directed to take steps to ensure that current LESL operations remain centralized at the current facility and are not unnecessarily duplicated in other parts of the country. The Department is also directed to notify the Committees prior to the reallocation of any resources currently intended for LESL operations in Vermont; it is expected that no such reallocation will be made without the concurrence of the Committees. ICE is reminded of the LESL reporting requirement in the Joint Explanatory Statement accompanying the Consolidated Appropriations Act, 2019 (Public Law 116–6).

Mobile Criminal Alien Teams.—ICE is directed to continue operating Mobile Criminal Alien Teams and to brief the Committees not later than 90 days after the date of enactment of this Act if

additional teams are required to identify and remove violent criminal aliens.

Pregnant Women.—ICE is directed to provide semiannual reports on the total number of pregnant or lactating women in ICE custody, including detailed justification of the circumstances warranting each such detainee's continued detention and the length of detention. These anonymized reports shall be made publicly available on the ICE website.

Private Immigration Bills.—In May 2017, ICE changed its long-standing policy of providing a temporary stay of removal for individuals who are the subject of a private immigration bill introduced in Congress when the Chair of the House or Senate Committee on the Judiciary, or appropriate subcommittee, submits a request for an investigation report on that individual. ICE is reminded that the prior process was the direct result of negotiations between the Executive and Legislative branches of government and was bipartisan. Accordingly, ICE is directed to brief the Committees, not later than 180 days after the date of enactment of this Act, on its policy for responding to official requests for reports on individuals for whom private immigration bills have been introduced in the House or Senate. The briefing shall include a detailed explanation for ICE's abrupt change in policy and specify any documentation related to the prior policy, including but not limited to all Memoranda of Understanding between Congress and ICE or the legacy Immigration and Naturalization Service.

Protecting Victims and Witnesses of Crime.—By not later than 180 days after the date of enactment of this Act, ICE shall report on steps taken to minimize the effect of immigration enforcement activity on crime victims and witnesses.

Reducing Average Length of Stay.—ICE is directed to work with federal partners, including those within the Department of Justice and HHS, to ensure that individuals in civil detention are treated fairly and safely while expeditiously moving through the immigration enforcement process and to brief the Committees quarterly on process improvements and coordination efforts.

Sex Offender Release Notifications.—The agreement provides \$2,000,000 to identify potential information gaps within the Sex Offender Registration and Notification Act (Public Law 109–248) exchange portal and to address these gaps in a manner that ensures that data on ICE detainees with sex or violent offender records are provided in real time to jurisdictions where such detainees will reside.

Student and Exchange Visitor Program.—ICE is expected to continue its guidance issued on March 13, 2020, with respect to the maintenance of or eligibility for international student non-immigrant status, and is urged to include applications for non-immigrant status under subparagraph (F) or (M) of section 101(a)(15) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)).

Mission Support

Radios.—ICE is directed to brief the Committees not later than 90 days after the date of enactment of this Act on its future radio

needs and identify how it will fulfill future radio upgrades or needs using a fair and open competition.

Office of the Principal Legal Advisor

The agreement provides \$313,664,000 for the Office of the Principal Legal Advisor to sustain prior year hiring initiatives congruent with expansion of immigration court capacity.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides \$7,155,000 below the request. The proposed funding for the expansion of Executive Office for Immigration Review facilities is not included.

Obligation and Expenditure Plans.—ICE is directed to provide a briefing on proposed PC&I obligation and expenditure plans not later than 60 days after the date of enactment of this Act. Such plans shall include all prior year unexpended balances.

TRANSPORTATION SECURITY ADMINISTRATION

OPERATIONS AND SUPPORT

The agreement includes \$224,296,000 above the budget request, including: \$4,250,000 to continue field assessments to identify pipeline cybersecurity gaps; \$3,100,000 for the Federal Flight Deck Officer and Flight Crew Training programs; \$61,789,000 to continue the Visible Intermodal Prevention and Response Team program; \$46,392,000 to continue the Law Enforcement Officer Reimbursement Program; \$87,186,000 to continue legally mandated staffing at certain exit lanes; and \$65,593,000 to maintain a consistent onboarding schedule for the TSA workforce, partially rejecting a proposal to delay hiring.

The agreement provides \$36,297,000 for implementation of service pay and the next iteration of career progression for TSA's screening workforce; \$764,643,000 for the Federal Air Marshal Service (FAMS); and \$169,513,000 for the National Explosives Detection Canine Team Program.

The agreement does not include funding requested for anticipated passenger volume growth in fiscal year 2021, in light of current reductions in passenger volume, and rejects the proposal to significantly reduce costs associated with screener recruitment, training, and consumables. The agreement includes a reduction of \$83,315,000 below the request for personnel cost adjustments.

Airport Management.—Working with partner agencies, TSA is expected to seek opportunities to improve the Ronald Reagan Washington National Airport Access Standard Security Program (DASSP) and, in particular, to ensure that the application approval process to participate in the DASSP takes no longer than 120 days. TSA is also expected to continue to make screenings available beyond 5:00 p.m. for Temporary Flight Restriction (TFR) designated gateways when a TFR is in effect.

It is noted that TSA's Industry Engagement Manager for General Aviation serves as the single point of contact for the general aviation community.

Airport Operations Centers (AOC).—TSA shall brief the Committees not later than 90 days after the date of enactment of this Act on its response to recommendations to establish full-time AOCs at airports. The briefing should address the feasibility of providing TSA financial assistance to establish AOCs through the use of appropriated resources or the Aviation Security Capital Fund.

Aviation Worker Screening.—TSA shall brief the Committees prior to any final decision on implementation of the proposed ASP National Amendment, TSA–NA–20–02—Aviation Worker. The briefing shall include a description of TSA’s process to date, any outstanding issues or comments, and proposed timelines and activities for implementation of the program. The briefing shall also address the full impact, costs, and benefits of this proposal on all affected airports.

Digital Imaging and Communications in Security (DICOS) Standard.—TSA shall brief the Committees within 90 days of the date of enactment of this Act on progress made to develop open architecture compliance requirements, including a description of such requirements; a schedule for implementation; and the use of a Transportation Security Equipment (TSE) configuration or prototype that leverages data in a DICOS standard compliant format.

Exit Lane Staffing.—With regard to remodeling and modernization efforts undertaken by airports at existing exit lanes that TSA was responsible for monitoring on December 1, 2013, TSA shall continue to be responsible for monitoring those exit lanes after the remodeling or modernization efforts are completed.

FAMS.—TSA is directed to submit semiannual reports on FAMS mission coverage, staffing levels, and hiring rates as it has done in prior years.

National Explosives Detection Canine Team Program.—TSA shall continue to use risk-based methodology to deploy canine teams to the highest risk airports.

Passenger Screening Canine Teams.—In addition to implementing the recommendations from the OIG report, *TSA’s Challenges with Passenger Screening Canine Teams* (OIG–20–28), and providing appropriate updates, TSA shall brief the Committees within 90 days of the date of enactment of this Act on its efforts to improve the effectiveness of passenger screening canine teams, as well as its methodology for determining where teams are deployed.

Passenger Volume Growth.—TSA shall make the Committees aware of any analysis that forecasts long-term passenger volume.

Screening Partnership Program (SPP).—TSA shall notify the Committees within 10 days of any change to a private screening contract, including any new SPP award or any transition from privatized screening to federal screening.

Screening Technology Maintenance.—TSA is directed to determine best practices for assessing equipment performance by testing and evaluating protocols and analyzing trends of degraded performance that occur during normal use. Additionally, within 90 days of the date of enactment of this Act, TSA shall brief the Committees on steps it has taken or is taking to implement the recommendations of GAO–20–56, *Aviation Security: TSA Should Ensure Screen-*

ing Technologies Continue to Meet Detection Requirements after Deployment.

Screening Workforce Pay Strategy.—Not later than 180 days after the date of enactment of this Act, TSA shall provide a report to the Committees detailing the number of Transportation Security Officers (TSO) hired since fiscal year 2016 and their corresponding retention levels, delineated by fiscal year. As part of this report, TSA shall include a plan for continuous and sustained human capital investment to develop a more effective and efficient workforce. In addition, within 90 days of the date of enactment of this Act and quarterly thereafter, TSA is directed to provide reports to the Committees on the effect of pay reform on TSO retention levels.

Staffing Report.—TSA shall provide a report to the Committees within 90 days of the date of enactment of this Act and monthly thereafter on staffing levels by major personnel categories. Such report shall display the following for each personnel category: onboard positions and FTE levels at the end of the previous fiscal year; onboard positions and FTE levels funded through enacted appropriations for the current year; and onboard positions and FTE at the end of the month being reported.

Touchless Screening.—Within 60 days of the date of enactment of this Act, TSA shall provide a report to the Committees detailing current efforts to ensure checkpoints are sanitary; initiatives to limit interactions that are not conducive to a touchless screening environment between passengers and TSOs without adversely impacting the core security mission; and proposals for procurement and acquisition of available technologies to promote a touchless screening environment.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides \$101,107,000 above the request, including \$30,000,000 above the request for reimbursements to airports for the purchase of legacy in-line explosive detection equipment. Additionally, the agreement provides a total of \$100,000,000 for the procurement and deployment of computed tomography (CT) machines and credential authentication technology (CAT) systems. TSA shall consider small and rural airports, in addition to larger airports, when determining locations for deployment of CT and CAT systems. Within 45 days of the date of enactment of this Act, TSA shall brief the Committees on its proposed allocation of these funds.

Advanced Imaging Technology (AIT).—TSA is directed to brief the Committees within 90 days of the date of enactment of this Act on the development of comprehensive guidance, policies, and procedures to ensure accuracy and consistency in monitoring the performance of AIT systems throughout the duration of their use, as recommended in the OIG report, OIG–20–33. This briefing shall also include an update on TSA’s efforts to enhance the effectiveness of the current AIT fleet; improve testing and evaluation of international screening technology; and identify additional manufacturers of screening equipment with the potential to meet or exceed the minimum screening standard. TSA should proceed without delay in evaluating and validating enhanced AIT systems.

Checkpoint Support.—Not later than 180 days after the date of enactment of this Act, TSA shall brief the Committees on its plans to replace technically obsolete TSE with new and improved systems that better meet security requirements. The plan should address TSE procured with both O&S and PC&I funds.

CAT.—Within 90 days of the date of enactment of this Act, TSA shall provide a report to the Committees detailing airports at which CAT is currently deployed; airports at which CAT is not currently deployed; and a plan for the full procurement and deployment of CAT systems at all U.S. airports.

Quarterly Briefings.—TSA is directed to continue providing quarterly briefings to the Committees on investment plans for checkpoint security and Explosives Detection System (EDS) refurbishment, procurement, and installation, on an airport-by-airport basis. Additionally, TSA shall brief the Committees on an updated timeline and allocation plan for EDS reimbursement funds within 60 days of the date of enactment of this Act.

RESEARCH AND DEVELOPMENT

The agreement provides \$29,524,000, as requested.

COAST GUARD

OPERATIONS AND SUPPORT

The agreement provides an increase of \$107,406,000 above the request, including increases of: \$6,000,000 for recruitment and retention; \$6,359,000 for training and critical course development; \$14,000,000 for VHF communication infrastructure modernization in Alaska; \$6,000,000 to implement a big data platform; \$6,500,000 for phone systems modernization; \$15,000,000 for next generation cutter underway connectivity; \$3,000,000 to support MH-65 Link 16; \$16,000,000 for cyber readiness; \$17,500,000 for cutter navigation and domain awareness systems; \$4,000,000 to meet increased demand for the child care subsidy; \$1,500,000 for the Great Lakes Oil Spill Center of Expertise and related activities, for a total of \$3,000,000; \$4,900,000 for additional mental health support and services; \$10,000,000 for recapitalization and modernization of applications at the U.S. Coast Guard Operations Systems Center; \$5,000,000 for environmental remediation projects related to per- and polyfluoroalkyl substances evaluations and response; \$1,500,000 for critical intermediate and depot level maintenance; \$2,500,000 for the Safe Homes Initiative; \$6,000,000 to continue the Fishing Safety Training Grants and Fishing Safety Research Grants programs; and \$5,000,000 for the National Coast Guard Museum.

The agreement includes reductions to the request of \$18,833,000 associated with personnel cost adjustments and \$4,500,000 associated with travel and management efficiencies.

Funding is provided to meet the air facility operation obligations laid out in section 676a of title 14, United States Code.

Hazardous Materials Threat.—The Coast Guard shall provide a report to the Committees not later than 120 days after the date of enactment of this Act detailing the threat assessment level, includ-

ing any recent changes, for marine liquefied natural gas and liquefied petroleum gas facilities in the Northeastern United States.

Interoperability Gateway System (IGS).—The need to deploy IGS technologies is recognized as important in order to connect radio, voice, text, video, and data files in a secure environment. The Coast Guard is directed to assess compliance requirements and develop an associated investment plan for interoperable communications systems to be submitted with the fiscal year 2022 budget request.

Mission Requirements.—The Coast Guard is directed to evaluate the mission requirements for the Arctic Program Office and the Blue Technology Center of Excellence, and to brief the Committees not later than 90 days after the date of enactment of this Act if additional resources are necessary to enhance mission capabilities and operations.

Oil Spill Liability Trust Fund (OSLTF).—The Coast Guard shall brief the Committees not later than 30 days after the date of enactment of this Act on its method for determining property ownership and liability for responses funded by the OSLTF during the cost recovery phase. Further, the Coast Guard shall provide a report to the Committees not later than 90 days after the date of enactment of this Act detailing the number and location of outstanding claims under the OSLTF and the current stage of cost recovery for each such claim.

Small Passenger Vessels.—The Coast Guard is encouraged to improve safety standards for small passenger vessels, including those with overnight passengers. This includes addressing means of escape, rechargeable devices, wakefulness alert systems, and interconnected fire detection and suppression systems. The Coast Guard is directed to brief the Committees not later than 90 days after the date of enactment of this Act on these efforts.

Training Improvements.—The Coast Guard is directed to assess its training and programs for officers and military justice personnel on how to address bullying, harassment, and retaliation cases and to brief the Committees, not later than 120 days after the date of enactment of this Act, on additional resources required to remediate any identified shortfalls.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides an increase of \$626,950,000 above the request, including the following: \$4,000,000 for survey and design of a Great Lakes Ice Breaker; \$240,000,000 for four Fast Response Cutters (FRCs); \$5,500,000 for rigid inflatable boats to support the Maritime Security Response Teams; \$110,000,000 for the HC-130J aircraft program; \$48,000,000 to recapitalize MH-60T aircraft with new hulls; and \$3,000,000 for the National Maritime Center for continued improvements to systems that serve the mariner community.

The agreement includes a total of \$266,350,000, for Major Construction; Housing; Aids to Navigation; and Survey and Design, including funding for the following Shore Construction, Supporting Operational Assets, and Maritime Commerce category projects identified in the Coast Guard's Unfunded Priorities List (UPL):

- (1) recapitalization of the two highest priority pier projects;
- (2) recapitalization of a waterfront bulkhead; and

(3) the two highest priority air station projects.

The total also includes the two housing projects on the UPL for Housing, Family, Support, Safety, and Training Facilities. The agreement assumes \$7,100,000 derived from the Coast Guard Housing Fund will also be available for these housing projects.

The agreement provides \$91,831,000 for Major Acquisition Systems Infrastructure, which includes funding to support the Off-shore Patrol Cutter (OPC) homeport facility improvements described on the UPL.

Domestic Content.—To the maximum extent practicable, the Coast Guard is directed to utilize components that are manufactured in the United States when contracting for new vessels, including: auxiliary equipment, such as pumps for shipboard services; propulsion equipment including engines, reduction gears, and propellers; shipboard cranes; and spreaders for shipboard cranes.

Full-Funding Policy.—The Coast Guard shall be exempted from the current acquisition policy that requires the Coast Guard to attain the total acquisition cost for a vessel, including long lead time materials, production costs, and postproduction costs, before a production contract can be awarded, consistent with congressional direction in prior years.

National Security Cutter (NSC) Program.—The NSC program has helped prevent more than 226 metric tons of contraband from reaching U.S. shores. The agreement does not include the proposed rescission of \$70,000,000 appropriated in fiscal year 2020 that was made available for long lead time material for a 12th NSC. The Coast Guard is encouraged to officially convey a determination to the Committees as to whether a 12th vessel is needed.

OPC Program.—In addition to the direction to continue briefings as detailed in House Report 116–458, the Coast Guard shall brief the Committees within one week prior to taking any procurement actions impacting estimated costs for the OPC program.

UPL.—The Commandant is directed to provide to the Committees, at the time of the budget submission, a list of approved but unfunded Coast Guard priorities and the funds needed for each.

RESEARCH AND DEVELOPMENT

The agreement provides an increase of \$5,000,000 above the request, including \$3,000,000 for Unmanned Aerial Systems and \$2,000,000 to evaluate the potential use of bromine-free water systems on the NSC, OPC, and FRC class ships.

UNITED STATES SECRET SERVICE

OPERATIONS AND SUPPORT

The agreement provides \$62,813,000 above the request, including the following: \$7,500,000 for overtime pay; \$7,800,000 for additional retention initiatives; \$1,600,000 for cyber fraud task force modernization; \$11,300,000 for IT support and infrastructure modernization; \$10,000,000 for radios and hubs; \$43,057,000 to support additional protection requirements related to the transition of administrations; \$30,377,000 to continue and expand training in computer forensics by the National Computer Forensics Institute (NCFI); \$6,200,000 for Operational Mission Support; and

\$6,200,000 for overtime pay above the pay cap in calendar year 2020, for which authority is provided in bill language for up to \$15,000,000.

Within the total amount provided, the bill makes \$41,807,000 available until September 30, 2022, including \$11,480,000 for the James J. Rowley Training Center; \$7,827,000 for Operational Mission Support; \$18,000,000 for protective travel; and \$4,500,000 for National Special Security Events (NSSE).

The agreement includes a reduction of \$26,571,000 below the budget request associated with personnel cost adjustments.

Cyber Fraud Task Force Modernization.—Not later than 90 days after the date of enactment of this Act, the United States Secret Service (USSS) is directed to provide a briefing on the Cyber Fraud Task Force, which was established through a merger of the Electronic Crimes Task Force and the Financial Crimes Task Force. The briefing should include current obstacles to addressing evolving cyber-threats.

Next Generation Presidential Limousine.—USSS is directed to provide quarterly updates on the progress of Next Generation Presidential Limousine acquisition, including delivery deadlines.

Presidential Campaigns and NSSE.—Not later than 180 days after the date of enactment of this Act, the USSS is directed to provide a briefing on the use of funds to support currently planned and unanticipated NSSE and to provide a follow-on briefing not later than six months after the initial briefing.

Strategic Human Capital Plan.—Not later than 90 days after the date of enactment of this Act, USSS, in coordination with the department's Chief Human Capital Officer, is directed to provide a strategic human capital plan for fiscal years 2021 through 2025 that aligns mission requirements with resource projections and delineates between protective and investigative missions. The plan shall address how projected resources can provide the appropriate combination of special agents and Uniformed Division officers to avoid routine leave restrictions; enable a regular schedule of mission-critical training; and provide appropriate levels of support staffing. The plan shall address how the Secret Service will satisfy training targets for the Presidential and Vice Presidential Protective Divisions under current and planned staffing levels, consistent with the recommendation contained in GAO-19-415. The plan shall also address the annual cost of and participation rate in various hiring and retention initiatives, including the Uniformed Division Retention Bonus.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides an increase above the request of \$14,650,000, to fund the Fully Armored Vehicle Program through this account instead of through the Operations and Support account, as proposed.

RESEARCH AND DEVELOPMENT

The agreement includes the amount requested. Not later than 180 days after the date of enactment of this Act, USSS is directed to provide a report on the use of the funds for the fiscal year 2020 pilot program to maximize and evaluate effective instruction at

NCFI, including how the program is meeting previously unmet needs and any additional efficiencies achieved in preparing for and assessing the training of students.

TITLE II—ADMINISTRATIVE PROVISIONS

Section 201. The agreement continues a provision regarding overtime compensation.

Section 202. The agreement continues a provision allowing CBP to sustain or increase operations in Puerto Rico and the U.S. Virgin Islands with appropriated funds.

Section 203. The agreement continues a provision regarding the availability of passenger fees collected from certain countries.

Section 204. The agreement continues a provision allowing CBP access to certain reimbursements for preclearance activities.

Section 205. The agreement continues a provision regarding the importation of prescription drugs from Canada.

Section 206. The agreement continues a provision regarding the waiver of certain navigation and vessel-inspection laws.

Section 207. The agreement continues a provision preventing the establishment of new border crossing fees at LPOEs.

Section 208. The agreement includes a provision requiring the Secretary to submit an expenditure plan for funds made available under “U.S. Customs and Border Protection—Procurement, Construction, and Improvements”.

Section 209. The agreement includes a provision allocating funds within CBP’s Procurement, Construction, and Improvements account for specific purposes.

Section 210. The agreement includes a provision making certain funds under “U.S. Customs and Border Protection—Procurement, Construction and Improvements” available for the same purpose and in the same amount as in fiscal year 2020.

Section 211. The agreement continues a provision prohibiting the construction of border security barriers in specified areas.

Section 212. The agreement includes a provision on vetting operations at existing locations.

Section 213. The agreement continues a provision allowing the Secretary to reprogram funds within and transfer funds to “U.S. Immigration and Customs Enforcement—Operations and Support” to ensure the detention of aliens prioritized for removal.

Section 214. The agreement continues a provision prohibiting the use of funds provided under the heading “U.S. Immigration and Customs Enforcement—Operations and Support” to continue a delegation of authority under the 287(g) program if the terms of an agreement governing such delegation have been materially violated.

Section 215. The agreement continues and modifies a provision prohibiting the use of funds provided under the heading “U.S. Immigration and Customs Enforcement—Operations and Support” to contract with a facility for detention services if the facility receives less than “adequate” ratings in two consecutive performance evaluations, and requires that such evaluations be conducted by the ICE Office of Professional Responsibility by January 1, 2021.

Section 216. The agreement continues and modifies a provision that requires ICE to provide statistics about its detention population.

Section 217. By reference, the agreement continues provisions related to information sharing and on reporting under the 287(g) program.

Section 218. The agreement continues a provision clarifying that certain elected and appointed officials are not exempt from federal passenger and baggage screening.

Section 219. The agreement continues a provision directing TSA to deploy explosives detection systems based on risk and other factors.

Section 220. The agreement continues a provision authorizing TSA to use funds from the Aviation Security Capital Fund for the procurement and installation of explosives detection systems or for other purposes authorized by law.

Section 221. The agreement continues a provision prohibiting the use of funds in abrogation of the statutory requirement for TSA to monitor certain airport exit points.

Section 222. The agreement continues a provision requiring TSA to provide a report that includes the Capital Investment Plan, the five-year technology investment plan, and information on Advanced Integrated Passenger Screening Technologies.

Section 223. The agreement includes a provision to extend the authority for a reimbursable TSA pilot program first authorized in Public Law 116–6 through fiscal year 2023 to enable completion of the pilot program.

Section 224. The agreement continues a provision prohibiting funds made available by this Act for recreational vessel expenses, except to the extent fees are collected from owners of yachts and credited to this appropriation.

Section 225. The agreement continues a provision under the heading “Coast Guard—Operations and Support” allowing up to \$10,000,000 to be reprogrammed to or from Military Pay and Allowances.

Section 226. The agreement continues a provision requiring the Commandant of the Coast Guard to submit a future-years capital investment plan.

Section 227. The agreement modifies a provision related to the reallocation of funds for certain overseas activities.

Section 228. The agreement continues a provision prohibiting funds to reduce the staff or mission at the Coast Guard’s Operations Systems Center.

Section 229. The agreement continues a provision prohibiting the use of funds to conduct a competition for activities related to the Coast Guard National Vessel Documentation Center.

Section 230. The agreement continues a provision allowing the use of funds to alter, but not reduce, operations within the Civil Engineering program of the Coast Guard.

Section 231. The agreement includes a provision allowing for use of the Coast Guard Housing Fund.

Section 232. The agreement continues a provision allowing the Secret Service to obligate funds in anticipation of reimbursement for personnel receiving training.

Section 233. The agreement continues a provision prohibiting the use of funds by the Secret Service to protect the head of a federal agency other than the Secretary of Homeland Security, except when the Director has entered into a reimbursable agreement for such protection services.

Section 234. The agreement continues a provision allowing the reprogramming of funds within “United States Secret Service—Operations and Support”.

Section 235. The agreement continues a provision allowing funds made available within “United States Secret Service—Operations and Support” to be available for travel of employees on protective missions without regard to the limitations on such expenditures.

TITLE III—PROTECTION, PREPAREDNESS, RESPONSE, AND RECOVERY

CYBERSECURITY AND INFRASTRUCTURE SECURITY AGENCY

OPERATIONS AND SUPPORT

The agreement includes a net increase of \$224,178,000 above the budget request. This includes \$226,256,000 above the request to maintain current services, and \$54,516,000 in enhancements that are described in more detail below. Assumed in the current services level of funding are several rejections of proposed reductions to prior year initiatives and the inclusion of necessary annualizations to sustain them, such as: \$35,606,000 for threat analysis and response; \$5,507,000 for soft targets and crowded places security, including school safety and best practices; \$6,852,000 for bombing prevention activities, including the train-the-trainer programs; and \$67,371,000 to fully fund the Chemical Facility Anti-Terrorism Standards program.

The agreement includes the following reductions below the budget request: \$6,937,000 for personnel cost adjustments; \$2,500,000 of proposed increases to the CyberSentry program; \$11,354,000 of proposed increases for the Vulnerability Management program; \$2,000,000 of proposed increases to the Cybersecurity Quality Service Management Office (QSMO); \$6,500,000 of proposed increases for cybersecurity advisors; and \$27,303,000 for the requested increase for protective security advisors.

Of the total amount provided for this account, \$22,793,000 is available until September 30, 2022, for the National Infrastructure Simulation Analysis Center.

Financial Transparency and Accountability.—The Cybersecurity and Infrastructure Security Agency (CISA) is directed to submit the fiscal year 2022 budget request at the same level of PPA detail provided in the table at the end of this report with no further adjustments to the PPA structure. Further, CISA shall brief the Committees not later than 45 days after the date of enactment of this Act and quarterly thereafter on: a spend plan; detailed hiring plans with a delineation of each mission critical occupation (MCO); procurement plans for all major investments to include projected spending and program schedules and milestones; and an execution strategy for each major initiative. The hiring plan shall include an update on CISA’s hiring strategy efforts and shall include the fol-

lowing for each MCO: the number of funded positions and FTE within each PPA; the projected and obligated funding; the number of actual onboard personnel as of the date of the plan; and the hiring and attrition projections for the fiscal year.

Infrastructure Security Mission.—Not later than 180 days after the date of enactment of this Act, the Office of the Director of CISA, in conjunction with the Infrastructure Security Division (ISD), shall brief the Committees on a strategic plan for the implementation of ISD programs with clear outcomes and metrics for defining the needs, authorities, and capabilities of fulfilling the infrastructure security requirements of the Nation.

National Critical Functions.—The Director of CISA, jointly with the Administrator of FEMA, is expected to complete the briefing requirement included in Senate Report 116–125 regarding implementation of CISA’s National Critical Functions and FEMA’s Community Lifelines.

Cybersecurity

Cyber Defense Education and Training (CDET).—The agreement includes \$29,457,000 for CISA’s CDET programs, an increase of \$20,607,000 above the request that is described in further detail below.

Efforts are underway to address the shortage of qualified national cybersecurity professionals in the current and future cybersecurity workforce. In order to move forward with a comprehensive plan for a cybersecurity workforce development effort, the agreement includes \$10,000,000 above the request to enhance cybersecurity education and training and programs to address the national shortfall of cybersecurity professionals, including activities funded through the use of grants or cooperative agreements as needed in order to fully comply with congressional intent. CISA should consider building a higher education consortium of colleges and universities, led by at least one academic institution with an extensive history of education, research, policy, and outreach in computer science and engineering disciplines; existing designations as a land-grant institution with an extension role; a center of academic excellence in cyber security operations; a proven track record in hosting cyber corps programs; a record of distinction in research cybersecurity; and extensive experience in offering distance education programs and outreach with K–12 programs.

The agreement also includes \$4,300,000 above the request for the Cybersecurity Education and Training Assistance Program (CETAP), which was proposed for elimination, and \$2,500,000 above the request to further expand and initiate cybersecurity education programs, including CETAP, which improve education delivery methods for K–12 students, teachers, counselors and post-secondary institutions and encourage students to pursue cybersecurity careers.

Further, the agreement includes \$2,500,000 above the request to support CISA’s role with the National Institute of Standards and Technology, National Initiative for Cybersecurity Education Challenge project or for similar efforts to address shortages in the cybersecurity workforce through the development of content and cur-

riculum for colleges, universities, and other higher education institutions.

Lastly, the agreement includes \$800,000 above the request for a review of CISA's program to build a national cybersecurity workforce. CISA is directed to enter into a contract for this review with the National Academy of Public Administration, or a similar non-profit organization, within 45 days of the date of enactment of this Act. The review shall assess: whether the partnership models under development by CISA are positioned to be effective and scalable to address current and anticipated needs for a highly capable cybersecurity workforce; whether other existing partnership models, including those used by other agencies and private industry, could usefully augment CISA's strategy; and the extent to which CISA's strategy has made progress on workforce development objectives, including excellence, scale, and diversity. A report with the findings of the review shall be provided to the Committees not later than 270 days after the date of enactment of this Act.

Cyber QSMO.—To help improve efforts to make strategic cybersecurity services available to federal agencies, the agreement provides \$1,514,000 above the request to sustain and enhance prior year investments. As directed in the House report and within the funds provided, CISA is directed to work with the Management Directorate to conduct a crowd-sourced security testing program that uses technology platforms and ethical security researchers to test for vulnerabilities on departmental systems. In addition, not later than 90 days after the date of enactment of this Act, CISA is directed to brief the Committees on opportunities for state and local governments to leverage shared services provided through the Cyber QSMO or a similar capability and to explore the feasibility of executing a pilot program focused on this goal.

Cyber Threats to Critical Election Infrastructure.—The briefing required in House Report 116–458 regarding CISA's efforts related to the 2020 elections shall be delivered not later than 60 days after the date of enactment of this Act. CISA is directed to continue working with SLTT stakeholders to implement election security measures.

Cybersecurity Workforce.—By not later than September 30, 2021, CISA shall provide a joint briefing, in conjunction with the Department of Commerce and other appropriate federal departments and agencies, on progress made to date on each recommendation put forth in Executive Order 13800 and the subsequent “Supporting the Growth and Sustainment of the Nation's Cybersecurity Workforce” report.

Hunt and Incident Response Teams.—The agreement includes an increase of \$3,000,000 above fiscal year 2020 funding levels to expand CISA's threat hunting capabilities.

Joint Cyber Planning Office (JCPO).—The agreement provides an increase of \$10,568,000 above the request to establish a JCPO to bring together federal and SLTT governments, industry, and international partners to strategically and operationally counter nation-state cyber threats. CISA is directed to brief the Committees not later than 60 days after the date of enactment of this Act on a plan for establishing the JCPO, including a budget and hiring plan; a description of how JCPO will complement and leverage

other CISA capabilities; and a strategy for partnering with the aforementioned stakeholders.

Multi-State Information Sharing and Analysis Center (MS-ISAC).—The agreement provides \$5,148,000 above the request for the MS-ISAC to continue enhancements to SLTT election security support, and furthers ransomware detection and response capabilities, including endpoint detection and response, threat intelligence platform integration, and malicious domain activity blocking.

Software Assurance Tools.—Not later than 90 days after the date of enactment of this Act, CISA, in conjunction with the Science and Technology Directorate, is directed to brief the Committees on their collaborative efforts to transition cyber-related research and development initiatives into operational tools that can be used to provide continuous software assurance. The briefing should include an explanation for any completed projects and activities that were not considered viable for practice or were considered operationally self-sufficient. Such briefing shall include software assurance projects, such as the Software Assurance Marketplace.

Updated Lifecycle Cost Estimates.—CISA is directed to provide a briefing, not later than 60 days after the date of enactment of this Act, regarding the Continuous Diagnostics and Mitigation (CDM) and National Cybersecurity Protection System (NCPS) program lifecycles. The briefing shall clearly describe the projected evolution of both programs by detailing the assumptions that have changed since the last approved program cost and schedule baseline, and by describing the plans to address such changes. In addition, the briefing shall include an analysis of alternatives for aligning vulnerability management, incident response, and NCPS capabilities. Finally, CISA is directed to provide a report not later than 120 days after the date of enactment of this Act with updated five-year program costs and schedules which is congruent with projected capability gaps across federal civilian systems and networks.

Vulnerability Management.—The agreement provides \$9,452,000 above fiscal year 2020 levels to continue reducing the 12-month backlog in vulnerability assessments. The agreement also provides an increase of \$8,000,000 above the request to address the increasing number of identified and reported vulnerabilities in the software and hardware that operates critical infrastructure. This investment will improve capabilities to identify, analyze, and share information about known vulnerabilities and common attack patterns, including through the National Vulnerability Database, and to expand the coordinated responsible disclosure of vulnerabilities.

Infrastructure Security

Security Advisors.—The agreement provides \$66,020,000 for the Security Advisors PPA, which is an increase of \$6,837,000 above fiscal year 2020 levels to annualize and sustain prior year Protective Security Advisor and Cyber Security Advisor hiring initiatives.

Risk Management Operations

Critical Infrastructure Dependency Analyses.—The agreement provides an increase of \$1,000,000 above the request to improve capabilities for operationalizing and visualizing critical infrastructure

dependencies. CISA is encouraged to consider enhanced capabilities provided by emerging technologies, such as Artificial Intelligence/Machine Learning, to support the understanding and visualization of cross-sector dependencies.

Infrastructure Analysis.—The agreement provides \$84,483,000 for infrastructure analysis, which is an increase of \$8,308,000 above the request for: additional risk analyses of 5G networks and industrial control systems; software assurance; supply chain security and analyses; and SLTT government technical assistance to enhance security and provide resilience for elections infrastructure.

Payment Systems.—CISA, in coordination with the Department of the Treasury, is directed to brief the Committees, not later than 365 days after the date of enactment of this Act, on the national security risks facing the national critical function designated as “Provide Payment, Clearing and Settlement Systems”. The briefing should include a particular emphasis on point of sale and online purchase systems, including their vulnerability to data compromise.

Stakeholder Engagement and Requirements

Critical Infrastructure Sector Management.—The agreement provides an increase of \$3,000,000 above the request to begin to increase CISA’s critical infrastructure sector management support for the eight sectors for which it is the Sector Specific-Agency, and for its role in coordinating all 16 sectors on behalf of the Secretary of Homeland Security, as defined in Presidential Policy Directive 21.

Public Awareness Campaigns.—The agreement includes an increase of \$1,500,000 above the request to expand CISA’s public awareness campaigns to improve public resiliency to cybersecurity attacks.

SLTT Resilience Technical Assistance.—The agreement provides an increase of \$4,000,000 above the request for the SLTT Cyber Information Sharing Program to increase technical assistance and other support for SLTT partners. CISA may use up to \$2,000,000 through the execution of noncontracting authorities in order to work with non-profits, academic institutions, and other organizations that may have unique skillsets, data, knowledge, and access required to develop and deliver specialized resources. Use of such authorities shall be for the purpose of enhancing CISA’s technical assistance to SLTT entities and improving cyber information sharing across the critical infrastructure ecosystem.

CISA is encouraged to explore opportunities to partner with universities to leverage their expertise in helping public and private institutions prevent and respond quickly to crippling cyber-attacks.

CISA is directed to work with appropriate stakeholders on the development and promotion of cybersecurity plans that could be adopted or modified for adoption by SLTT governments, and to partner with FEMA to better leverage existing DHS grant assistance authorities to support cybersecurity investments. Not later than 45 days after the date of submission of the fiscal year 2022 budget request, CISA is directed to brief the Committees on its SLTT technical assistance efforts, including a current understanding of the threats to SLTT cybersecurity, known vulnerabilities, and an assessment of SLTT capability gaps. Fur-

ther, CISA and FEMA are directed to jointly review the bi-yearly Nationwide Cybersecurity Review and brief the Committees on how the review can be more actively used among the components.

CISA is directed to provide a briefing not later than 90 days after the date of enactment of this Act on plans to establish the SLTT Cyber Information Sharing Program and the metrics and milestones for the program.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides \$353,479,000, an increase of \$40,000,000 above the request.

Cybersecurity

CDM.—The agreement includes an increase of \$40,000,000 above the request to support requirements for CDM capabilities to strengthen the resiliency of federal networks.

Next Generation Networks (NGN) Priority Services (PS).—Not later than 90 days after the date of enactment of this Act, CISA is directed to provide a briefing to the Committees on an updated NGN–PS acquisition plan and deployment schedule.

RESEARCH AND DEVELOPMENT

Integrated Operations

The agreement includes \$1,500,000 above the request for the Technology Development and Deployment Program and \$1,500,000 above the request to develop capabilities to model, simulate, and conduct other advanced analytics of disruptions to cyber and infrastructure networks.

FEDERAL EMERGENCY MANAGEMENT AGENCY

OPERATIONS AND SUPPORT

The agreement provides \$4,913,000 below the request, including \$15,512,000 below the request associated with personnel cost adjustments, and increases above the request of: \$2,000,000 for the Emergency Management Assistance Compact and \$6,193,000 for continuity communications equipment and architecture in the Preparedness and Protection PPA; \$3,000,000 for national geospatial infrastructure in the Response and Recovery PPA; and \$2,200,000 for financial systems and \$1,000,000 for the Interoperable Gateway System in the Mission Support PPA. Not less than \$8,948,000 is for the National Earthquake Hazards Reduction Program and not less than \$9,249,000 is for the National Dam Safety Program.

The bill provides \$3,000,000 in Mission Support for the Office of Professional Responsibility and \$500,000 for individual financial preparedness in the Preparedness and Protection PPA.

FEMA and the Director of CISA are directed to fulfill the briefing requirement in Senate Report 116–125 regarding the implementation of CISA’s National Critical Functions and FEMA’s Community Lifelines.

Commodity Supply Chains.—Following recent large-scale incidents, FEMA has made use of existing systems and processes to

conduct real time analysis of the supply and availability of critical life-sustaining commodities, such as food, fuel, bottled water, and electrical power, as well as the critical enablers of these commodities. Such systems and processes have been strained by the scale of increasingly complex disasters. FEMA is directed to brief the Committees, not later than 30 days after the date of enactment of this Act, regarding the capacity gaps of the current systems and recommendations to address and improve such gaps. The briefing shall detail how FEMA systems work with other federal agency and SLTT systems; the ways in which key commodity supply chain nodes are identified; where vulnerabilities exist; and how owner and operator partners should be consulted.

Emergency Management Personnel Wellness.—Currently, national level data is unavailable on the impacts of stress factors on emergency management professionals who are repeatedly exposed to highly stressful and often traumatic events that impact their mental health and wellness, leading some to suicide. FEMA is directed to brief the Committees, not later than 90 days after the date of enactment of this Act, on the feasibility of collecting and assessing data to better define the impact of stress factors on emergency management professionals.

Individual Financial Preparedness.—The agreement provides \$2,794,000 below the request for Financial Preparedness. FEMA is directed to develop a plan, including how FEMA efforts will work in concert with other federal agencies with individual financial preparedness, and brief the Committees before seeking additional funds for this program.

Levee Certification Data.—FEMA, in conjunction with the United States Army Corps of Engineers, shall brief the Committees not later than 45 days after the date of enactment of this Act on the status of levee certifications in the National Levee Database. The briefing shall detail the number of levee certifications that will be due over the next five years; cost savings that could be realized if all levees are properly certified to reduce the risk of failure; and federal and non-federal resources available for the costs of performing such certifications.

Mesonets.—FEMA, in collaboration with the National Weather Service, is directed to brief the Committees within 90 days of the date of enactment of this Act on the capabilities of existing statewide weather observation mesonets.

National Water Center (NWC).—FEMA is directed to permanently co-locate personnel at the NWC not later than the date on which it begins to deliver operational products, and to brief the Committees not later than 90 days later on the efforts of NWC staff to familiarize FEMA headquarters staff, regional staff, and FEMA Integration Team staff with the products and capabilities of the NWC.

Predisaster Mitigation.—In addition to the reporting requirements in Section 306 of this Act, FEMA shall include the following in accordance with paragraph (1) of Public Law 114–4, the Department of Homeland Security Appropriations Act, 2015:

(1) an estimate of the amount projected to be set aside for the budget year for National Public Infrastructure Predisaster Mitiga-

tion Assistance through Section 203(i) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133);

(2) a specific description of the methodology and the source data used in developing the estimate, including the date of the first and last disaster declaration to which such set aside will apply for the budget year;

(3) a strategic plan for program implementation if the amount set aside reaches more than 10 percent above or below the estimate during the budget year, including carryover to the budget year plus one; and

(4) an estimation, developed in conjunction with appropriate stakeholders and verified by a third party, such as a Federally Funded Research and Development Center, of the amount that could be obligated for projects that can begin no later than the budget year plus one and for planning for future projects.

When developing the required strategic plan, FEMA shall include a description of any consideration of changes to calculation policies, including carryover, and/or project criteria as FEMA decides how to assess program performance and evolution. This additional reporting requirement shall be submitted not later than March 30, 2021, if submission with the President's budget proposal for fiscal year 2022 is not practicable.

FEMA is directed to take the actions necessary to assist states that have experienced technical difficulties during the Predisaster Hazard Mitigation application process and shall continue to make reasonable efforts to minimize the amount of time between approval of Predisaster Hazard Mitigation applications and reimbursement.

Not later than 60 days after the date of enactment of this Act and quarterly thereafter, FEMA shall brief the Committees on the status of Predisaster Hazard Mitigation implementation, with a focus on how stakeholder views are incorporated, including the needs of local governments.

Water and Wastewater System Resiliency.—FEMA is directed to collaborate with the Environmental Protection Agency on best practices to ensure resiliency of vulnerable coastal water and wastewater utility facilities along the Gulf Coast during disasters.

Water Generation Technologies.—FEMA is encouraged to evaluate the need for new technologies, including an inventory of atmospheric water generation machines, to better prepare for disaster response.

Wildfire Lessons Learned.—FEMA is directed to brief the Committees on lessons learned from recent wildfires, including findings and policy recommendations, not later than 180 days after the date of enactment of this Act.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement includes an increase of \$19,482,000 above the request, including: \$8,400,000 for high priority deferred maintenance at the Center for Domestic Preparedness; \$382,000 for the National Continuity Program, Continuity Readiness Cell; \$8,200,000 for high priority deferred maintenance at the National Emergency Training Center; and \$2,500,000 for Grants Management Modernization. Construction and Facility Improvements at the Mount

Weather Emergency Operations Center are funded at the requested amount.

FEDERAL ASSISTANCE

The agreement includes an increase of \$812,340,000 above the budget request, not including funding transferred from the Office of the Secretary and Executive Management for targeted violence and terrorism prevention grants and an Alternatives to Detention case management pilot program. The amount provided for this appropriation by PPA is as follows:

	Budget Estimate	Final Bill
Federal Assistance		
Grants		
State Homeland Security Grant Program	\$331,939,000	\$610,000,000
(Operation Stonegarden)	---	(90,000,000)
(Tribal Security Grants)	---	(15,000,000)
(Non-profit Security)	---	(90,000,000)
Urban Area Security Initiative	426,461,000	705,000,000
(Non-profit Security)	---	(90,000,000)
Public Transportation Security Assistance	36,358,000	100,000,000
(Amtrak Security)	---	(10,000,000)
(Over-the-Road Bus Security)	---	(2,000,000)
Port Security Grants	36,358,000	100,000,000
Assistance to Firefighter Grants	344,344,000	360,000,000
Staffing for Adequate Fire and Emergency Response (SAFER) Grants	344,344,000	360,000,000
Emergency Management Performance Grants	279,335,000	355,000,000
National Security and Resilience Grant Program	406,909,000	---
Flood Hazard Mapping and Risk Analysis Program (RiskMAP)	100,000,000	263,000,000
Regional Catastrophic Preparedness Grants	---	12,000,000
High Hazard Potential Dams	---	12,000,000
Emergency Food and Shelter	---	130,000,000
Targeted Violence and Terrorism Prevention Response Grants	20,000,000	---
Subtotal, Grants	2,326,048,000	3,007,000,000
Education, Training, and Exercises	---	---
Center for Domestic Preparedness	67,326,000	67,019,000
Center for Homeland Defense and Security	---	18,000,000
Emergency Management Institute	20,229,000	21,520,000
U.S. Fire Administration	49,716,000	49,269,000
National Domestic Preparedness Consortium	---	101,000,000
Continuing Training Grants	---	12,000,000
National Exercise Program	19,233,000	19,084,000
Subtotal, Education, Training, and Exercises	156,504,000	287,892,000
Subtotal, Federal Assistance	2,482,552,000	3,294,892,000
Targeted Violence and Terrorism Prevention. Grants (by transfer)	---	(20,000,000)
Alternatives to Detention Case Management. Pilot Program (by transfer)	---	(5,000,000)
Total, Federal Assistance (including transfers)	\$2,482,552,000	\$3,319,892,000

Center for Domestic Preparedness.—FEMA shall ensure the Center for Domestic Preparedness continues to provide its usual suite of training opportunities for first responders, emergency manage-

ment professionals, law enforcement officers, and healthcare professionals.

Continuing Training Grants.—The agreement includes \$12,000,000 for Continuing Training Grants, of which not less than \$3,000,000 shall be competitively awarded for FEMA-certified rural and tribal training; \$2,000,000 for FEMA to partner with the Federal Aviation Administration (FAA) Unmanned Aircraft Center of Excellence to conduct a regional training program for SLTT responders in using UAS for disaster preparedness and response; and \$4,000,000 for activities of the National Cybersecurity Preparedness Consortium.

Funding Considerations.—When awarding grants, the Administrator shall consider: the needs of cybersecurity preparedness and planning; state court cybersecurity; 911 call capabilities; alert and warning capabilities; implementation of the REAL ID Act (Public Law 109–13); and countering targeted violence and terrorism prevention programs.

Regional Catastrophic Preparedness Grant Program.—FEMA is directed to prioritize funding for efforts which formalize new or sustain existing working groups for continued effective coordination; ensure synchronization of plans and shared best practices; implement citizen and community preparedness campaigns; and preposition needed commodities and equipment. FEMA is further directed to take into account the needs of areas at risk of natural and man-made catastrophe and affected communities.

Urban Area Security Initiative (UASI).—Consistent with the Implementing Recommendations of the 9/11 Commission Act, the agreement requires FEMA to conduct risk assessments for the 100 most populous metropolitan statistical areas prior to making UASI grant awards. It is expected that UASI funding will be limited to urban areas representing up to 85 percent of the cumulative national terrorism risk to urban areas, and that resources will continue to be allocated in proportion to risk.

The current formula used for managing risk and for distributing grant funding is based on threat, vulnerability, and consequence. FEMA is directed to provide a comprehensive briefing on the risk formula to the Committees, not later than 45 days after the date of enactment of this Act, including an update on its risk assessment methodology, and results and options for updating the formula. The briefing shall include a discussion on how the risk analysis incorporates data points which disproportionately affect non-contiguous states and territories, particularly those with large urban population centers. Further, the briefing shall include a description of metrics used to quantify risk related to areas located within 200 miles of an international border.

U.S. Fire Administration (USFA).—Of the total provided for USFA, the agreement includes full funding for State Fire Training Grants. FEMA is directed to continue its traditional funding for the congressionally mandated National Fallen Firefighters Memorial and for State Fire Training Grants.

There is currently no national data concerning suicide rates of firefighters who are repeatedly exposed to trauma that impacts their mental health and wellness. USFA is directed to collect and maintain such data and report on firefighter suicides. USFA shall

update the Committees on the status of fulfilling this requirement within 90 days of the date of enactment of this Act. The report shall include an assessment of FEMA's ability to require reporting of firefighter suicide data in applications for Assistance to Firefighter Grants and Staffing for Adequate Fire and Emergency Response Grants.

DISASTER RELIEF FUND

The agreement provides \$12,082,051,000 above the request, for a total of \$17,142,000,000. The total amount is appropriated under the budget cap adjustment for major disaster response and recovery activities. No funds are provided for base DRF activities due to a significant carryover balance in the base account that is sufficient for carrying out all projected fiscal year 2021 activities.

Community Disaster Loans.—The agreement permits FEMA to transfer up to \$250,000,000 from the DRF to the Disaster Assistance Direct Loan Program (DADLP) for the costs of Community Disaster Loans. FEMA is directed to provide regular updates to the Committees on the use of the DADLP, including prompt notification when forecasted use of the program will require near-term replenishment of funding. FEMA is directed to provide a briefing to the Committees not later than 60 days after the date of enactment of this Act on the recent, current, and projected need for such loans, the estimated end-of-year DADLP balance and plans for implementing the loan cancellation provisions in the Additional Supplemental Appropriations for Disaster Relief Requirements Act, 2017, Public Law 115–72.

Disaster Contractor and Subcontractor Payments.—There remains a significant backlog of unpaid contractor and subcontractor invoices for recovery activities in the U.S. Virgin Islands and Puerto Rico from 2017 hurricanes, particularly as it relates to the Sheltering and Temporary Essential Power program and electricity restoration. FEMA is directed to brief the Committees not later than 15 days after the date of enactment of this Act on efforts to ensure timely payments for completed contract work and to outline the extent and cause of the payment delays, the planned resolution, and the expected date of resolution. FEMA is directed to provide monthly follow-on briefings thereafter on any issues related to unresolved payment delays.

Disaster Declaration Recommendations.—FEMA is directed to consult with states on its policies for estimating disaster damage costs in relation to the population of a state when determining whether to recommend that the President issue a federal disaster declaration. The consultation should include considerations of local economic factors such as the local assessable tax base; the local sales tax; the median income and poverty rate of the local affected area as it compares to that of the state; and the economic health of the state, including factors such as the state unemployment rate compared to the national rate.

Private Property Debris.—FEMA is reminded that debris on private property can cause health and safety risks and can be costly for residents. FEMA is encouraged to consider the costs of debris removal from private property when making recommendations on disaster declarations and eligibility determinations.

NATIONAL FLOOD INSURANCE FUND

The agreement includes funding for the National Flood Insurance Fund as proposed in the budget request.

TITLE III—ADMINISTRATIVE PROVISIONS

Section 301. The agreement includes a provision making “Cybersecurity and Infrastructure Security Agency—Operations and Support” funding available for a cybersecurity competition established by Executive Order No. 13870.

Section 302. The agreement continues a provision limiting expenses for administration of grants.

Section 303. The agreement continues a provision specifying timeframes for certain grant applications and awards.

Section 304. The agreement continues a provision specifying timeframes for information on certain grant awards.

Section 305. The agreement continues a provision that addresses the availability of certain grant funds for the installation of communications towers.

Section 306. The agreement continues a provision requiring a report on the expenditures of the DRF.

Section 307. The agreement modifies a provision permitting certain waivers to SAFER grant program requirements.

Section 308. The agreement continues a provision providing for the receipt and expenditure of fees collected for the Radiological Emergency Preparedness Program, as authorized by Public Law 105–276.

Section 309. The agreement includes a provision allowing the merger of funds provided in different parts of the Robert T. Stafford Act after the Administrator of FEMA notifies the Committees of how it intends on using the merged funds.

Section 310. The agreement includes a provision allowing the FEMA Administrator to waive certain requirements pertaining to Assistance to Firefighter Grants.

Section 311. The agreement includes a provision authorizing FEMA to provide Community Disaster Loans to U.S. territories where major disasters were declared in 2018 and permits FEMA to waive certain provisions of the Community Disaster Loan program for such loans.

TITLE IV—RESEARCH, DEVELOPMENT, TRAINING, AND SERVICES

UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES

OPERATIONS AND SUPPORT

The agreement includes a reduction of \$886,000 below the budget request for personnel cost adjustments.

Asylum Applications.—USCIS is directed to continue to provide a report to the Committees not later than 90 days after the date of enactment of this Act on the efforts and specific actions, if any, that the agency is taking to reduce the backlog of asylum applications, while ensuring that asylum applicants are properly reviewed for security purposes.

Feasibility Briefings.—Not later than 90 days after the date of enactment of this Act, USCIS is directed to brief the Committees on the feasibility of complying with each of the directives in House Report 116–458 regarding the following topics:

- (1) replacement certificates of naturalization and certificates of citizenship;
- (2) humanitarian petitions;
- (3) military naturalization applications; and
- (4) unused visas.

Financial Transparency and Accountability.—For future budget justifications, fee studies, and fee rules, USCIS is directed to provide a more detailed justification and accounting level to ensure transparency and executability. For the budget justification materials for appropriated and fee-funded accounts, such details shall include justifications for each adjustment to base and program change from the prior year for each PPA and at the office-level for the Administration PPA.

For the next biennial fee study, USCIS is strongly urged to apply advanced analytics and modeling capabilities to improve the accuracy and transparency of the way in which the agency determines potential fee changes. Additionally, USCIS shall incorporate appropriate analyses into the fee study to quantify the impact of business process improvements and IT modernization on its operations, ultimately reflecting the cost benefit of these improvements on minimizing fee increases. Further, USCIS shall assess the impact of appropriated funding on fee-funded requirements and reflect that impact in future fee studies. For example, appropriations provided for the E-Verify program are expected to have a positive benefit on USCIS fraud and detection activities. Not later than 60 days after the date of enactment of this Act, USCIS shall brief the Committees on its efforts to leverage analytic capabilities to better inform workload and fee projections.

H-2B Visa Program Reporting.—Not later than 120 days after the date of enactment of this Act, the Department shall provide a report to the Committees on the distribution of H-2B visas, which should contain, but not be limited to, a tabulation of the percent of overall visas issued to the top 15 employers. Also, not later than 180 days after the date of enactment of this Act, the Department, in consultation with the Department of Labor, shall continue to brief the Committees on the impacts of the current H-2B visa semiannual distribution on employers, employees, and agency operations.

International Operations Division.—The briefing required in House Report 116–458 on the closure of international offices shall be provided not later than 180 days after the date of enactment of this Act.

Processing Times for Immigration Benefits.—USCIS is expected to adjudicate citizenship and other applications in a timely manner. Not later than 90 days after the date of enactment of this Act, USCIS shall provide to the Committees a report on measures implemented to promptly reduce processing delays.

Public Backlog Reporting.—USCIS shall provide the Committees a plan, not later than 60 days after the date of enactment of this Act, on establishing a quarterly, public report on backlogs for each

form type or immigration benefit request. Such reporting shall include, at a minimum, the total number of applicants or petitioners in each USCIS backlog; be identified by form type or immigration benefit request; and indicate the length of time pending in each backlog.

Quarterly Budget and Productivity Reporting.—Over the past few years, USCIS has increased spending beyond its projected revenue. To ensure financial stability and accountability, USCIS shall brief the Committees not later than 90 days after the date of enactment of this Act and quarterly thereafter on budget operations, including revenue projections, actual spending, and other financial forecasts.

At a minimum, the briefing shall include: the annual operating plan and details on spending within each directorate and office; an overview of operations; revenue and expenses delineated by form type; other agency expenses, including payments or transfers to other federal agencies; and carryover or reserve fund projections and spending. USCIS shall also include this information in its quarterly reporting to the Committees. Additionally, USCIS shall develop productivity measures that convey the baseline capacity and capabilities for processing applications and petitions and capture the impact of investments in personnel, technology, or changes to processes and policies on such measures. Updates on USCIS performance against these measures shall be included with the quarterly budget reporting.

Refugee Admissions.—The Department is directed to continue to submit to the Committees and make available on a publicly accessible website, by not later than 90 days after the date of enactment of this Act, the following information for each of fiscal years 2018 through 2021:

- (1) the number of USCIS staff assigned to the Refugee Corps at the Refugee Affairs Division of USCIS;
- (2) the number of refugee processing circuit rides conducted;
- (3) the number of USCIS Refugee Corps officers assigned to each circuit ride;
- (4) the destination region and country for each circuit ride;
- (5) the number of refugee interviews conducted by USCIS; and
- (6) the number of approvals and denials issued by USCIS.

Resource Optimization Strategy.—Not later than 60 days after the date of submission of the fiscal year 2022 budget request, USCIS shall brief the Committees on a plan to develop an agency-wide workload staffing allocation model that incorporates personnel levels and existing assets and capabilities on USCIS operations. The model should allow USCIS to assess the impact of potential policy changes, vetting procedures, business process improvements, IT modernization, the streamlining of forms, and other factors on its operations and finances to better understand the costs and benefits of such changes prior to execution. It should not assume that duties related to the agency's core mission will be performed by employees detailed from other agencies. The briefing shall also identify current resource gaps; implementation challenges; and any key policy or legislative proposals that would help improve the agency's ability to become more efficient and reduce backlogs.

FEDERAL ASSISTANCE

The agreement includes \$10,000,000 above the request to support the Citizenship and Integration Grant Program. In addition, USCIS continues to have the authority to accept private donations to support this program. USCIS is directed to provide an update on its planned use of this authority not later than 30 days after the date of enactment of this Act, to include efforts undertaken to solicit private donations.

Citizenship and Integration Grant Program.—Within 90 days of the date of enactment of this Act, USCIS is directed to brief the Committees on its proposed guidelines and requirements for the fiscal year 2021 Citizenship and Integration Grant Program, and to consider the recommendations for the program detailed in House Report 116–458.

FEDERAL LAW ENFORCEMENT TRAINING CENTERS

OPERATIONS AND SUPPORT

The agreement provides \$8,869,000 above the request, including \$4,700,000 above the request for export training. The Director of the Federal Law Enforcement Training Centers shall brief the Committees not later than 30 days after the date of enactment of this Act on the planned use of these additional training funds.

A reduction of \$1,490,000 to the request is for personnel cost adjustments. The agreement also partially rejects proposed decreases of \$5,659,000 for travel and staff pay.

De-escalation Training.—FLETC is currently evaluating data from hundreds of police interactions with citizens to identify communications practices by officers who are able to de-escalate and diffuse conflicts. FLETC will use its findings to evaluate current training and incorporate best practice skills into training programs. In lieu of related language in the House report, FLETC is directed to brief the Committees, not later than 60 days after the completion of the evaluation, on key findings, including how FLETC intends to modify training to produce positive outcomes.

Officer Wellness.—Exposure to critical incidents has a significant impact on an officer's physical and mental health. Training in coping skills can mitigate the detrimental impact such exposure can have on an officer's ability to maintain emotional control and make rational choices and decisions both professionally and personally. FLETC is directed to brief the Committees not later than 30 days after the date of enactment of this Act on its current curricula associated with officer wellness and resiliency. The briefing shall include a description of the regularity with which the training is updated, how emerging research is incorporated into training, and how the effectiveness of such training is evaluated.

Training Facilities.—The Director shall schedule basic or advanced law enforcement training, or both, at all four training facilities to ensure they are operated at the highest capacity before entering new leases or establishing new partnerships with training organizations. FLETC is also directed to provide a cost analysis detailing, at a minimum, each training center's maximum instruc-

tional capacity by course and measured against its annual student occupancy.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides the requested amount for the purchase of leased dorms.

SCIENCE AND TECHNOLOGY DIRECTORATE

OPERATIONS AND SUPPORT

The agreement provides \$17,914,000 above the budget request. The agreement does not accept the proposed decreases of \$3,824,000 for Test and Evaluation, \$6,276,000 for administrative support services, and \$8,884,000 for management efficiencies.

The agreement includes a reduction of \$1,070,000 below the budget request associated with personnel cost adjustments.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The bill provides the requested funding level for biological decontamination, completing environmental regulatory compliance activities, and preserving historic assets at the Plum Island Animal Disease Center.

The Science and Technology Directorate

(S&T) is directed to brief the Committees not later than 60 days after the date of enactment of this Act on an expenditure plan for these activities, and to provide semi-annual updates thereafter.

RESEARCH AND DEVELOPMENT

The agreement provides \$103,915,000 above the request for Research and Development (R&D), including increases of \$81,150,000 for Research Development, and Innovation; and \$22,765,000 for University Programs.

RESEARCH, DEVELOPMENT, AND INNOVATION

S&T is directed to brief the Committees not later than 30 days after the date of enactment of this Act on the proposed allocation of R&D funds by project and to subsequently update the Committees on any changes from the planned allocation of resources. S&T shall provide a report of projects which are not in the allocation not later than 90 days after the date of enactment of this Act, as required in House Report 116–458.

In developing its allocation plan, S&T is to consider funding ongoing meritorious projects, those referenced in House Report 116–458, and the following: up to \$6,000,000 to pursue research and development related to data visualization and emerging analytics that can enhance tracking for cargo and people; up to \$5,000,000 for the development of a multi-purpose, high yield active neutron interrogation; up to \$2,500,000 to establish a maritime port resiliency and security research testbed; up to \$7,000,000 for Partnership Intermediary Agreements; up to \$2,000,000 to develop thermoplastic composite materials that improve sensor integration as well as up to \$10,000,000 for an initial demonstration of a Secure Hybrid Composite Intermodal Container; up to \$9,000,000 for non-in-

trusive inspection technologies; up to \$15,358,000 for Explosives Threat Assessment; up to \$11,500,000 for the research, development, testing and evaluation of wind and solar powered unmanned maritime vessels; up to \$1,500,000 to collaborate with a university partner and Homeland Security Investigations; up to \$15,269,000 for the Detection Canine Program; up to \$4,000,000 for the Demonstration Site for enabling Unmanned Aerial Systems (UAS) technologies; up to \$5,000,000 for self-adapting security mechanisms that utilize data analytics-driven scoring to measure weaknesses in software design; up to \$2,000,000 for S&T to continue working with a university partner to evaluate cybersecurity training materials and the social and behavioral impacts on protecting local law enforcement entities and their respective operations; up to \$5,000,000 for S&T to enter into an Educational Partnership Agreement with the U.S. Army Corps of Engineers and one or more educational institutions with expertise in water infrastructure resilience and material sciences to develop capabilities for maintaining and improving the integrity of U.S. levee and dam systems; up to \$6,000,000 to develop a national testing capacity to assess vulnerabilities and mitigate biological risks in building air and water handling systems, multi-building facilities, and waste water systems; up to \$1,500,000 above the request to collaborate with the Army's Engineer Research Development Center and its university partners to demonstrate and integrate protective technologies into CISA activities to address identified technological needs and requirements for Soft Target and Crowded Spaces protection.

The agreement supports not less than the requested \$24,091,000 for Cyber Data Analytics; \$35,940,000 for Counter-Unmanned Aerial Systems (CUAS) Research; and \$2,000,000 to continue the Binational Cooperative Pilot program. S&T is directed to report to the Committees on the outcomes of grants awarded through this pilot not later than 180 days after the date of enactment of this Act.

CUAS.—Within 180 days of the date of enactment of this Act, S&T is directed to update the Committees on efforts to coordinate with interagency partners and universities with expertise in unmanned aerial systems to research, develop, test, and evaluate CUAS capabilities; to develop CUAS policies; and to assess the need for a permanent organization to integrate and coordinate interagency capabilities, research, and policies and ensure a consistent and efficient federal approach to countering the misuse of UAS in the national airspace. S&T is urged to prioritize collaboration with qualified research universities and interagency partners that have demonstrated UAS expertise and to use test ranges already established by the Department and the Federal Aviation Administration (FAA) to the maximum extent possible.

Datacasting Public Safety.—Within 90 days of the date of enactment of this Act, S&T, in consultation with the National Institute for Standards and Technology, the Corporation for Public Broadcasting, and the First Responder Network Authority, is directed to brief the Committees on the feasibility of developing a pilot program to support the efforts of local public broadcasters in demonstrating and evaluating the benefits of datacasting technology to public safety agencies.

Laboratory Facilities Research and Development.—The agreement fully funds research and development activities at the National Biodefense Analysis and Countermeasures Center (NBACC), the National Urban Security Technology Laboratory, and the Chemical Security Analysis Center.

Opioid and Fentanyl Detection.—S&T is encouraged to increase its development of rapid screening technology. Within 90 days of the date of enactment of this Act, S&T is directed to provide a report to the Committees on any S&T research or development efforts to incorporate rapid scanning into the department's screening methods for drug interdiction. The report shall include screening methods for Schedule 1 drugs as categorized by the FDA and an implementation plan to increase drug interdiction through scanning, electronic detection, or canine detection.

Silicon Valley Innovation Program (SVIP).—Within 90 days after the date of enactment of this Act, S&T is directed to brief the Committees on the SVIP's current and projected return on investment.

Work for Others.—Within 90 days of the date of enactment of this Act and annually thereafter, S&T is directed to brief the Committees on the implementation and execution of the Work for Others program within the NBACC.

UNIVERSITY PROGRAMS

The agreement includes \$21,004,000 above the request for the Centers of Excellence and \$1,761,000 above the request for Minority Serving Institutions.

Election Security.—Within 90 days of the date of enactment of this Act, S&T, in partnership with CISA, is directed to brief the Committees on the feasibility of funding a Center of Excellence focused on election security, the minimum qualifications for potential applicants, and an estimated timeline for when such a Center of Excellence could be established.

COUNTERING WEAPONS OF MASS DESTRUCTION OFFICE

OPERATIONS AND SUPPORT

The agreement provides \$7,017,000 above the request, including \$5,000,000 for the National Biosurveillance Integration Center; \$2,600,000 for National Technical Nuclear Forensics (NTNF); and \$300,000 for the Office of the Chief Medical Officer (CMO). The bill also includes a reduction to the request of \$883,000 for personnel cost adjustments.

Funding provided above the request for the Office of the CMO is to develop and recommend effective department-wide planning, interagency coordination protocols, and training related to medical issues during a public health emergency, as well as standards for providing physical and mental healthcare to minors detained in CBP custody. The Countering Weapons of Mass Destruction Office is directed to provide an update to the Committees on these efforts within 180 days of the date of enactment of this Act.

The proposed transfer of responsibilities for NTNF from DHS to the National Nuclear Security Agency (NNSA) has not been authorized by Congress and is not accepted.

The Office of the CMO is directed to provide a briefing, not later than 30 days after the date of enactment of this Act, on its responsibilities regarding countering biological, chemical, and radiological risks during a public health emergency.

The Office of the CMO is directed to provide quarterly briefings on the execution of transferred funds for electronic health records, as directed in House Report 116–458, beginning not later than 60 days after the date of enactment of this Act.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

The agreement provides the requested funding level.

RESEARCH AND DEVELOPMENT

The agreement provides \$7,100,000 above the request, reflecting the rejection of the transfer of NTNF resources to NNSA.

FEDERAL ASSISTANCE

The agreement provides \$11,000,000 above the request for Securing the Cities.

TITLE IV—ADMINISTRATIVE PROVISIONS

Section 401. The agreement continues a provision allowing USCIS to acquire, operate, equip, and dispose of up to five vehicles under certain scenarios.

Section 402. The agreement continues a provision limiting the use of A–76 competitions by USCIS.

Section 403. The agreement continues a provision requiring reporting on certain USCIS activities.

Section 404. The agreement continues a provision authorizing the Director of FLETC to distribute funds for expenses incurred in training accreditation.

Section 405. The agreement continues a provision directing the FLETC Accreditation Board to lead the federal law enforcement training accreditation process to measure and assess federal law enforcement training programs, facilities, and instructors.

Section 406. The agreement continues a provision allowing the acceptance of transfers from government agencies into “Federal Law Enforcement Training Centers—Procurement, Construction, and Improvements”.

Section 407. The agreement continues a provision classifying FLETC instructor staff as inherently governmental for certain considerations.

TITLE V—GENERAL PROVISIONS

(INCLUDING TRANSFERS AND RESCISSIONS OF FUNDS)

Section 501. The agreement continues a provision directing that no part of any appropriation shall remain available for obligation beyond the current year unless expressly provided.

Section 502. The agreement continues a provision providing authority to merge unexpended balances of prior appropriations with new appropriation accounts, to be used for the same purpose, subject to reprogramming guidelines.

Section 503. The agreement continues a provision from prior years related to reprogramming and transfer authority. All components funded by the Department of Homeland Security Appropriations Act, 2021, must comply with these requirements.

The Department must notify the Committees on Appropriations prior to each reprogramming of funds that would reduce programs, projects, activities, or personnel by ten percent or more. Notifications are also required for each reprogramming of funds that would increase a program, project, or activity by more than \$5,000,000 or ten percent, whichever is less. The Department must submit these notifications to the Committees on Appropriations at least 15 days in advance of any such reprogramming.

For purposes of reprogramming notifications, “program, project, or activity” is defined as an amount identified in the detailed funding table located at the end of this statement or an amount directed for a specific purpose in this statement. Also, for purposes of reprogramming notifications, the creation of a new program, project, or activity is defined as any significant new activity that has not been explicitly justified to the Congress in budget justification material and for which funds have not been appropriated by the Congress. For further guidance when determining which movements of funds are subject to section 503, the Department is reminded to follow GAO’s definition of “program, project, or activity” as detailed in GAO’s *A Glossary of Terms Used in the Federal Budget Process*. Within 30 days of the date of enactment of this Act, the Department shall submit to the Committees a table delineating PPAs subject to section 503 notification requirements, as defined in this paragraph.

Limited transfer authority is provided to give the Department flexibility in responding to emerging requirements and significant changes in circumstances, but is not primarily intended to facilitate the implementation of new programs, projects, or activities that were not proposed in a formal budget submission. Transfers may not reduce accounts by more than five percent or increase accounts by more than ten percent. The Committees on Appropriations must be notified not fewer than 30 days in advance of any transfer.

To avoid violations of the Anti-Deficiency Act, the Secretary shall ensure that any transfer of funds is carried out in compliance with the limitations and requirements of section 503(c). In particular, the Secretary should ensure that any such transfers adhere to the opinion of the Comptroller General’s decision in the Matter of: *John D. Webster, Director, Financial Services, Library of Congress, dated November 7, 1997*, with regard to the definition of an appropriation subject to transfer limitations.

The Department shall submit notifications on a timely basis and provide complete explanations of the proposed reallocations, including detailed justifications for the increases and offsets, and any specific impact the proposed changes would have on the budget request for the following fiscal year and future-year appropriations requirements. Each notification submitted to the Committees should include a detailed table showing the proposed revisions to funding and FTE—at the account, program, project, and activity level—for the current fiscal year, along with any funding and FTE impacts on the budget year.

The Department shall manage its programs, projects, and activities within the levels appropriated, and should only submit reprogramming or transfer notifications in cases of unforeseeable and compelling circumstances that could not have been predicted when formulating the budget request for the current fiscal year. When the Department submits a reprogramming or transfer notification and does not receive identical responses from the House and Senate Committees, it is expected to reconcile the differences before proceeding.

The Department is not to submit a reprogramming or transfer notification after June 30 except in extraordinary circumstances that imminently threaten the safety of human life or the protection of property. If an above-threshold reprogramming or a transfer is needed after June 30, the notification should contain sufficient documentation as to why it meets this statutory exception.

De-obligated funds are also subject to the reprogramming and transfer limitations and requirements set forth in section 503.

Section 503(f) authorizes the Secretary to transfer up to \$20,000,000 to address immigration emergencies after notifying the Committees of such transfer at least five days in advance.

Section 504. The agreement continues a provision, by reference, prohibiting funds appropriated or otherwise made available to the Department to make payment to the Working Capital Fund (WCF), except for activities and amounts allowed in the President's fiscal year 2021 budget request. Funds provided to the WCF are available until expended. The Department can only charge components for direct usage of the WCF and these funds may be used only for the purposes consistent with the contributing component. Any funds paid in advance or for reimbursement must reflect the full cost of each service. The Department shall submit a notification prior to adding a new activity to the fund or eliminating an existing activity from the fund. For activities added to the fund, such notifications shall detail the source of funds by PPA. In addition, the Department shall submit quarterly WCF execution reports to the Committees that include activity level detail.

Section 505. The agreement continues a provision providing that not to exceed 50 percent of unobligated balances from prior-year appropriations for each Operations and Support appropriation shall remain available through fiscal year 2022, subject to section 503 reprogramming requirements.

Section 506. The agreement continues a provision that deems intelligence activities to be specifically authorized during fiscal year 2021 until the enactment of an Act authorizing intelligence activities for fiscal year 2021.

Section 507. The agreement modifies a provision requiring notification to the Committees at least three days before DHS executes or announces grant allocations or grant awards totaling \$1,000,000 or more; an award or contract, other transaction agreement, or task order on a multiple award agreement, or to issue a letter of intent of greater than \$4,000,000; task or delivery orders greater than \$10,000,000 from multi-year funds; or sole-source grant awards. Notifications shall include a description of the projects or activities to be funded and the location, including city, county, and state.

Section 508. The agreement continues a provision prohibiting all agencies from purchasing, constructing, or leasing additional facilities for federal law enforcement training without advance notification to the Committees.

Section 509. The agreement continues a provision prohibiting the use of funds for any construction, repair, alteration, or acquisition project for which a prospectus, if required under chapter 33 of title 40, United States Code, has not been approved.

Section 510. The agreement continues a provision that includes and consolidates by reference prior-year statutory provisions related to a contracting officer's technical representative training; sensitive security information; and the use of funds in conformance with section 303 of the Energy Policy Act of 1992.

Section 511. The agreement continues a provision prohibiting the use of funds in contravention of the Buy American Act.

Section 512. The agreement continues a provision regarding the oath of allegiance required by section 337 of the Immigration and Nationality Act.

Section 513. The agreement continues a provision that precludes DHS from using funds in this Act to carry out reorganization authority. This prohibition is not intended to prevent the Department from carrying out routine or small reallocations of personnel or functions within components, subject to section 503 of this Act. This section prevents large-scale reorganization of the Department, which should be acted on legislatively by the relevant congressional committees of jurisdiction. Any DHS proposal to reorganize components that is included as part of a budget request will be considered by the Committees.

Section 514. The agreement continues a provision prohibiting funds for planning, testing, piloting, or developing a national identification card.

Section 515. The agreement continues a provision directing that any official required by this Act to report or certify to the Committees on Appropriations may not delegate such authority unless expressly authorized to do so in this Act.

Section 516. The agreement continues a provision prohibiting the use of funds for the transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba into or within the United States.

Section 517. The agreement continues a provision prohibiting funds in this Act to be used for first-class travel.

Section 518. The agreement continues a provision prohibiting the use of funds to employ illegal workers as described in Section 274A(h)(3) of the Immigration and Nationality Act.

Section 519. The agreement continues a provision prohibiting funds appropriated or otherwise made available by this Act to pay for award or incentive fees for contractors with below satisfactory performance or performance that fails to meet the basic requirements of the contract.

Section 520. The agreement continues a provision prohibiting the use of funds to enter into a federal contract unless the contract meets requirements of the Federal Property and Administrative Services Act of 1949 or chapter 137 of title 10, United States Code,

and the Federal Acquisition Regulation, unless the contract is otherwise authorized by statute.

Section 521. The agreement continues a provision requiring DHS computer systems to block electronic access to pornography, except for law enforcement purposes.

Section 522. The agreement continues a provision regarding the transfer of firearms by federal law enforcement personnel.

Section 523. The agreement continues a provision regarding funding restrictions and reporting requirements related to conferences occurring outside of the United States.

Section 524. The agreement continues a provision prohibiting the use of funds to reimburse any federal department or agency for its participation in a National Special Security Event.

Section 525. The agreement continues a provision requiring a notification, including justification materials, prior to implementing any structural pay reform that affects more than 100 full time positions or costs more than \$5,000,000.

Section 526. The agreement continues a provision directing the Department to post on a public website reports required by the Committees on Appropriations unless public posting compromises homeland or national security or contains proprietary information.

Section 527. The agreement continues a provision authorizing minor procurement, construction, and improvements activities using Operations and Support funding.

Section 528. The agreement continues a provision related to the Arms Trade Treaty.

Section 529. The agreement continues a provision to authorize discretionary funding for the cost of primary and secondary schooling of dependents in territories that meet certain criteria.

Section 530. The agreement continues and modifies a provision providing funding for “Federal Emergency Management Agency—Federal Assistance” to reimburse extraordinary law enforcement personnel overtime costs for protection activities directly and demonstrably associated with a residence of the President that is designated for protection.

Section 531. The agreement continues a provision extending other transaction authority for the Department during fiscal year 2021.

Section 532. The agreement continues a provision regarding congressional visits to detention facilities.

Section 533. The agreement continues a provision prohibiting the use of funds to use restraints on pregnant detainees in DHS custody except in certain circumstances.

Section 534. The agreement continues and modifies a provision prohibiting the use of funds for the destruction of records related to the death, sexual abuse, or assault of detainees in custody.

Section 535. The agreement continues and modifies a provision prohibiting the use of federal funds for a Principal Federal Official during a Stafford Act declared disaster or emergency, with certain exceptions.

Section 536. The agreement continues a provision concerning off-sets for fee increase proposals.

Section 537. The agreement includes a provision requiring the submission of a report on the department's unfunded priorities under budget function 050.

Section 538. The agreement includes a provision directing the transfer of funds for electronic health records.

Section 539. The agreement includes a provision rescinding unobligated balances from specified sources.

Section 540. The agreement includes a provision rescinding lapsed balances pursuant to Section 505 of division D of Public Law 116-93.

Section 541. The agreement provides an emergency supplemental appropriation for U.S. Customs and Border Protection, Office of Field Operations, to offset the loss of certain customs and immigration user fee receipts.

Section 542. The agreement includes a provision requiring reporting on the protection of certain individuals.

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
DEPARTMENT OF HOMELAND SECURITY					
TITLE I - DEPARTMENTAL MANAGEMENT, OPERATIONS, INTELLIGENCE, & OVERSIGHT					
Office of the Secretary and Executive Management					
Operations and Support:					
Office of the Secretary.....	18,567	---	---	-18,567	---
Office of Public Affairs.....	5,255	---	---	-5,255	---
Office of Legislative Affairs.....	5,830	---	---	-5,830	---
Office of General Counsel.....	21,570	---	---	-21,570	---
Privacy Office.....	9,993	---	---	-9,993	---
Management and Oversight.....	---	54,498	54,932	+54,932	+434
Subtotal, Management and Oversight.....	61,215	54,498	54,932	-6,283	+434
Office of Strategy, Policy and Plans.....	48,571	52,121	50,939	+2,368	-1,182
Operations and Engagement					
Office for Civil Rights and Civil Liberties.....	28,824	---	---	-28,824	---
Office of the Citizenship and Immigration Services Ombudsman.....	8,216	---	---	-8,216	---
Office of the Immigration Detention Ombudsman...	10,000	---	---	-10,000	---
Office of Partnership and Engagement.....	11,962	---	---	-11,962	---

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Operations and Engagement.....	---	43,740	74,948	+74,948	+31,208
Subtotal, Operations and Engagement.....	59,022	43,740	74,948	+15,926	+31,208
H-2B Returning Worker Offset (FC amendment).....	---	---	---	---	---
Subtotal, Operations and Support.....	168,808	150,359	180,819	+12,011	+30,460
Federal Assistance:					
Office of Strategy, Policy, and Plans:					
Targeted Violence and Terrorism Prevention Grants.....	10,000	---	20,000	+10,000	+20,000
ATD Case Management Pilot Grant Program.....	---	---	5,000	+5,000	+5,000
Subtotal, Federal Assistance.....	10,000	---	25,000	+15,000	+25,000
FEMA Assistance Grants (transfer out).....	(-10,000)	---	(-25,000)	(-15,000)	(-25,000)
Total, Office of the Secretary and Executive Management.....	178,808	150,359	205,819	+27,011	+55,460
(transfer out).....	-10,000	---	-25,000	-15,000	-25,000
Total Gross, Office of the Secretary and Executive Management.....	168,808	150,359	180,819	+12,011	+30,460

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Management Directorate					
Operations and Support:					
Immediate Office of the Under Secretary for Management.....	7,903	4,569	4,536	-3,367	-33
Office of the Chief Readiness Support Officer.....	101,063	179,325	179,036	+77,973	-289
Office of the Chief Human Capital Officer.....	116,158	129,841	129,198	+13,040	-643
Office of the Chief Security Officer.....	83,478	135,340	134,752	+51,276	-688
Office of the Chief Procurement Officer.....	109,741	107,041	106,854	-3,187	-487
Office of the Chief Financial Officer.....	90,829	89,651	89,101	-1,728	-550
Office of the Chief Information Officer.....	418,246	502,456	501,424	+83,178	-1,032
Office of Biometric Identity Management IDENT and Screening Program Operations.....	70,820	76,912	76,500	+5,680	-412
IDENT/Homeland Advanced Recognition Technology..	183,906	177,061	177,061	-6,845	---
Subtotal, Office of Biometric Identity Management.....	254,726	253,973	253,561	-1,165	-412
Subtotal, Operations and Support.....	1,182,142	1,402,196	1,398,162	+216,020	-4,034
Procurement, Construction, and Improvements:					
Construction and Facility Improvements.....	223,767	199,839	55,184	-168,583	-144,655
Mission Support Assets and Infrastructure.....	142,034	128,941	128,941	-12,093	---
IDENT/Homeland Advanced Recognition Technology....	15,497	29,670	29,670	+14,173	---
Subtotal, Procurement, Construction, and Improvements.....	381,298	359,450	214,795	-166,503	-144,655

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Federal Protective Service:					
FPS Operations					
Operating Expenses.....	387,500	387,500	387,500	---	---
Countermeasures					
Protective Security Officers.....	1,148,400	1,177,100	1,177,100	+28,700	---
Technical Countermeasures.....	24,030	24,148	24,148	+118	---
Subtotal, Federal Protective Service (Gross)	1,569,930	1,588,748	1,588,748	+28,818	---
Offsetting Collections.....	-1,559,930	-1,588,748	-1,588,748	-28,818	---
Subtotal, Federal Protective Service (Net).....					
Total, Management Directorate.....	1,563,440	1,761,646	1,612,957	+49,517	-148,689
(Discretionary Appropriations).....	(3,123,370)	(3,350,394)	(3,201,705)	(+78,335)	(-148,689)
(Offsetting Collections).....	(-1,559,930)	(-1,588,748)	(-1,588,748)	(-28,818)	---
Total Gross, Management Directorate.....	1,563,440	1,761,646	1,612,957	+49,517	-148,689
Intelligence, Analysis, and Operations Coordination					
Operations and Support.....	284,141	312,638	298,500	+14,359	-14,138

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Office of Inspector General					
Operations and Support.....	190,186	177,779	190,186	---	+12,407
Total, Title I, Departmental Management, Operations, Intelligence, and Oversight.....					
(Discretionary Appropriations).....	2,216,575	2,402,422	2,307,462	+90,887	-94,960
(Offsetting Collections).....	(3,776,505)	(3,991,170)	(3,696,210)	(+119,705)	(-94,960)
(Transfer out).....	(-1,559,930)	(-1,588,748)	(-1,588,748)	(-28,818)	---
	(-10,000)	---	(-25,000)	(-15,000)	(-25,000)
Total Gross, Title I, Departmental Management, Operations, Intelligence, and Oversight.....					
	3,766,505	3,991,170	3,871,210	+104,705	-119,960

TITLE II - SECURITY, ENFORCEMENT, AND INVESTIGATIONS

U.S. Customs and Border Protection					
Operations and Support:					
Border Security Operations					
U.S. Border Patrol					
Operations.....	3,958,450	4,205,954	4,090,553	+132,103	-115,401
Emergency Appropriations.....	203,000	---	---	-203,000	---
Assets and Support.....	686,858	754,832	716,734	+19,878	-38,098

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Office of Training and Development.....	60,236	76,699	62,146	+1,910	-14,553
Subtotal, Border and Security Operations.....	4,918,544	5,037,485	4,869,433	-49,111	-168,052
Trade and Travel Operations:					
Office of Field Operations:					
Domestic Operations.....	3,074,199	3,060,903	3,198,271	+124,072	+137,368
International Operations.....	144,940	152,390	148,369	+3,449	-4,001
Targeting Operations.....	241,449	288,031	257,648	+16,199	-30,383
Assets and Support.....	983,568	1,016,908	1,009,916	+26,348	-6,992
Office of Trade.....	279,362	292,557	289,387	+10,025	-3,170
Office of Training and Development.....	65,515	63,163	65,445	-70	+2,282
Subtotal, Trade and Travel Operations.....	4,789,033	4,873,952	4,969,056	+180,023	+95,104

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Integrated Operations:					
Air and Marine Operations					
Operations.....	314,425	306,541	317,965	+3,540	+11,424
Assets and Support.....	533,768	565,554	565,554	+31,786	---
Air and Marine Operations Center.....	36,650	41,474	40,789	+4,139	-685
Office of International Affairs.....	42,134	44,051	43,099	+965	-852
Office of Intelligence.....	61,685	65,724	62,447	+762	-3,277
Office of Training and Development.....	6,886	7,989	9,210	+2,324	+1,221
Operations Support.....	173,569	153,555	152,333	-21,236	-1,222
Subtotal, Integrated Operations.....	1,169,117	1,184,888	1,191,397	+22,280	+6,509
Mission Support:					
Enterprise Services.....	1,537,332	1,545,636	1,472,264	-65,068	-73,372
(Harbor Maintenance Trust Fund).....	(3,274)	(3,274)	(3,274)	---	---
Office of Professional Responsibility.....	209,052	227,500	212,693	+3,641	-14,807
Executive Leadership and Oversight.....	112,321	117,971	194,080	+81,759	+76,109
Subtotal, Mission Support.....	1,858,705	1,891,107	1,879,037	+20,332	-12,070
Subtotal, Operations and Support.....	12,735,389	12,987,432	12,808,923	+173,624	-76,509
(Appropriations).....	(12,552,389)	(12,967,432)	(12,908,923)	(+376,524)	(-76,509)
(Emergency Appropriations).....	(203,000)	---	---	(-203,000)	---

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Procurement, Construction, and Improvements:					
Border Security Assets and Infrastructure.....	1,508,789	2,060,413	1,513,000	+4,212	-547,413
Trade and Travel Assets and Infrastructure.....	88,124	22,510	22,530	-65,594	+20
Integrated Operations Assets and Infrastructure					
Airframes and Sensors.....	184,689	38,408	119,076	-65,613	+80,667
Watercraft.....	14,830	---	---	-14,830	---
Construction and Facility Improvements.....	62,364	127,399	142,399	+80,035	+15,000
Mission Support Assets and Infrastructure.....	15,673	32,629	42,629	+26,956	+10,000
Emergency Appropriations.....	30,000	---	---	-30,000	---
Subtotal, Procurement, Construction, and Improvements.....	1,904,468	2,281,360	1,839,634	-64,834	-441,726
(Appropriations).....	(1,874,468)	(2,281,360)	(1,839,634)	(-34,834)	(-441,726)
(Emergency Appropriations).....	(30,000)	---	---	(-30,000)	---
CBP Services at User Fee Facilities (Small Airport (Permanent Indefinite Discretionary).....	9,000	9,000	9,000	---	---
Global Entry Program (International Registered Traveler (Permanent Indefinite Discretionary).....	---	199,939	199,939	+199,939	---
Offsetting Collections.....	---	-199,939	-199,939	-199,939	---
Total, Global Entry Program.....	---	---	---	---	---

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Fee Funded Programs:					
Immigration Inspection User Fee.....	(826,447)	(793,876)	(793,876)	(-32,571)	---
Immigration Enforcement Fines.....	(305)	(227)	(227)	(-78)	---
Electronic System for Travel Authorization (ESTA) Fee.....	(64,384)	(63,417)	(63,417)	(-967)	---
Land Border Inspection Fee.....	(56,467)	(59,364)	(59,364)	(+2,897)	---
CBRA Passenger Inspection Fee.....	(615,975)	(681,412)	(681,412)	(+65,437)	---
Agricultural Quarantine Inspection Fee.....	(539,325)	(682,187)	(682,187)	(+142,862)	---
Global Entry Fee.....	(184,937)	---	---	(-184,937)	---
Puerto Rico Trust Fund.....	(94,507)	(152,281)	(152,281)	(+57,784)	---
Virgin Island Fee.....	(11,547)	(11,442)	(11,442)	(-95)	---
Customs Unclaimed Goods.....	(1,547)	(3,690)	(3,690)	(-95)	---
9-11 Response and Biometric Exit Account.....	(61,000)	(61,000)	(61,000)	(+2,143)	---
Subtotal, Fee Funded Programs.....	2,456,431	2,408,906	2,408,906	-47,525	---

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

Administrative Provisions					
Colombia Free Trade Act Collections.....	287,000	281,000	281,000	+14,000	---
Reimbursable Preclearance.....	39,000	39,000	39,000	---	---
Reimbursable Preclearance (Offsetting Collections).....	-39,000	-39,000	-39,000	---	---
Total, Administrative Provisions.....	287,000	281,000	281,000	+14,000	---

Total, U.S. Customs and Border Protection.....	14,915,867	15,558,792	15,038,557	+122,890	-520,235
(Discretionary Funding).....	(14,915,867)	(15,558,792)	(15,038,557)	(+555,629)	(-520,235)
(Offsetting Collections).....	(-39,000)	(-238,939)	(-238,939)	(-199,939)	---
(Emergency Appropriations).....	(233,000)	---	---	(-233,000)	---
Fee Funded Programs.....	2,456,431	2,408,906	2,408,906	-47,525	---
Total Gross, U.S. Customs and Border Protection.	17,411,298	18,206,637	17,686,402	+275,104	-520,235

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
U.S. Immigration and Customs Enforcement					
Operations and Support:					
Homeland Security Investigations					
Domestic Investigations.....	1,789,410	1,991,986	1,853,933	+84,523	-138,053
International Investigations.....	178,806	204,897	186,626	+7,820	-18,211
Intelligence.....	94,105	104,762	98,171	+4,066	-6,611
Subtotal, Homeland Security Investigations..	2,042,321	2,301,605	2,138,730	+96,409	-162,875
Enforcement and Removal Operations					
Custody Operations.....	3,142,520	4,137,380	2,836,128	-306,392	-1,301,252
Fugitive Operations.....	139,622	194,602	145,141	+5,519	-49,461
Criminal Alien Program.....	265,228	415,223	278,422	+13,194	-136,801
Alternatives to Detention.....	319,213	353,941	440,122	+120,909	+86,181
Transportation and Removal Program.....	562,450	603,475	419,089	-143,361	-184,386
Subtotal, Enforcement and Removal Operations..	4,429,033	5,704,621	4,118,902	-310,131	-1,585,719
Mission Support:					
Office of the Principal Legal Advisor.....	1,271,110	1,462,892	1,304,434	+33,324	-158,458
	280,337	352,991	313,664	+23,327	-39,327
Subtotal, Operations and Support.....	8,032,801	9,822,109	7,875,730	-157,071	-1,946,379

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

Procurement, Construction, and Improvements (PCI)					
Operational Communications/Information Technology...	10,300	21,478	21,478	+11,178	---
Construction and Facility Improvements.....	38,970	80,416	73,261	+36,291	-7,155
Mission Support Assets and Infrastructure.....	---	3,060	3,060	+3,060	---
Subtotal, PCI.....	47,270	104,954	97,799	+50,529	-7,155

Fee Funded Programs:					
Immigration Inspection User Fee.....	(135,000)	(135,000)	(135,000)	---	---
Breached Bond/Detention Fund.....	(55,000)	(55,000)	(55,000)	---	---
Student and Exchange Visitor Program Fee.....	(128,800)	(186,610)	(186,610)	(+56,810)	---
Immigration Examination Fee Account.....	---	(112,287)	---	---	(-112,287)
Immigration Enforcement Account.....	---	(200)	---	---	(-200)
Subtotal, Fee Funded Programs.....	319,800	489,097	376,610	+56,810	-112,487

Total, U.S. Immigration and Customs Enforcement. (Discretionary Appropriations).....	8,080,071	9,927,063	7,973,529	-106,542	-1,953,534
	(8,080,071)	(9,927,063)	(7,973,529)	(-106,542)	(-1,953,534)

Fee Funded Programs.....	319,800	489,097	376,610	+56,810	-112,487

Total Gross, U.S. Immigration and Customs Enforcement.....	8,399,871	10,416,160	8,350,139	-49,732	-2,066,021

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(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Transportation Security Administration					
Operations and Support:					
Aviation Screening Operations					
Screening Workforce					
Screening Partnership Program.....	226,375	204,647	226,406	+31	+21,759
Screener Personnel, Compensation, and Benefits..	3,523,547	3,526,660	3,620,403	+96,856	+93,723
Screening Training and Other.....	243,605	226,829	235,859	-7,748	+9,030
Airport Management.....	637,005	656,105	651,622	+14,617	-4,483
Canines.....	166,861	170,713	169,513	+2,652	-1,200
Screening Technology Maintenance.....	468,964	473,687	477,711	+8,747	+4,024
Secure Flight.....	115,657	117,903	116,333	+676	-1,570
Subtotal, Aviation Screening Operations.....	5,382,014	5,376,564	5,497,847	+115,833	+121,283
Other Operations and Enforcement:					
Inflight Security					
Federal Air Marshals.....	755,682	771,576	764,643	+8,961	-6,933
Aviation Flight Deck Officer and Crew Training...	24,606	16,975	20,012	-4,594	+3,037
Air Cargo.....	230,560	193,714	238,468	+7,908	+44,754
Intelligence and TSOE.....	105,497	108,332	107,456	+1,969	-871
Surface Programs.....	76,972	77,188	76,497	+1,475	-671
Vetting Programs.....	140,861	78,094	142,203	+1,242	+64,109
	51,723	45,125	44,917	-6,806	-208
Subtotal, Other Operations and Enforcement.....	1,386,001	1,290,964	1,394,196	+8,195	+103,212

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Mission Support.....	912,550	901,871	901,672	-10,878	-199
Subtotal, Operations and Support (Gross).....	7,680,565	7,569,419	7,793,715	+113,150	+224,296
Aviation Passenger Security Fees (offsetting collections).....	-2,830,000	-2,840,000	-2,840,000	-110,000	---
Passenger Security Fee Increase (offsetting collections)(legislative proposal).....	---	-560,000	---	---	+560,000
Subtotal, Operations and Support (Net).....	4,850,565	4,069,419	4,853,715	+3,150	+784,296
Procurement, Construction, and Improvements: Aviation Screening Infrastructure	70,100	28,893	100,000	+29,900	+71,107
Checkpoint Support.....	40,000	4,492	34,492	-5,508	+30,000
Checked Baggage.....	---	---	---	---	---
Subtotal, Procurement, Construction, and Improvements.....	110,100	33,385	134,492	+24,392	+101,107
Research and Development.....	22,902	29,524	29,524	+6,622	---
Fee Funded Programs:					
TWIC Fee.....	(61,364)	(69,500)	(69,500)	(+8,136)	---
Hazardous Materials Endorsement Fee.....	(18,600)	(19,200)	(19,200)	(+600)	---
General Aviation at DCA Fee.....	(700)	(600)	(600)	(-100)	---
Commercial Aviation and Airports Fee.....	(9,000)	(9,000)	(9,000)	---	---
Other Security Threat Assessments Fee.....	(80)	(50)	(50)	---	---
AIR Cargo/Certified Cargo Screening Program Fee...	(5,000)	(5,000)	(5,000)	---	---

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
TSA PreCheck Fee.....	(137,000)	(250,614)	(250,614)	(+113,614)	---
Alien Flight School Fee.....	(5,200)	(5,500)	(5,500)	(+300)	---
Subtotal, Fee Funded Programs.....	(236,914)	(359,464)	(359,464)	(+122,550)	---
Aviation Security Capital Fund (Mandatory).....	(250,000)	(250,000)	(250,000)	---	---
Total, Transportation Security Administration... (Discretionary Appropriations).....	4,983,567	4,132,328	5,017,731	+34,164	+885,403
(Offsetting Collections).....	(7,813,567)	(7,832,328)	(7,857,731)	(+144,164)	(+325,403)
(Offsetting Collections) (Legislative Proposals).....	(-2,830,000)	(-2,940,000)	(-2,940,000)	(-110,000)	---
Aviation Security Capital Fund (mandatory).....	---	(-560,000)	---	---	(+560,000)
Aviation Security Capital Fund (mandatory).....	250,000	250,000	250,000	---	---
Fee Funded Programs.....	236,914	359,464	359,464	+122,550	---
Total Gross, Transportation Security Administration.....	8,300,481	8,241,792	8,567,195	+266,714	+325,403
Coast Guard					
Operations and Support:					
Military Pay and Allowances.....	4,023,053	4,157,388	4,166,873	+143,820	+9,485
Civilian Pay and Benefits.....	1,004,319	1,103,051	1,090,590	+86,271	-12,461
Training and Recruiting.....	210,912	230,901	237,284	+26,372	+6,383
Operating Funds and Unit Level Maintenance.....	929,885	993,903	993,465	+63,570	-438
Centrally Managed Accounts.....	161,205	93,451	104,451	-56,754	+11,000
Intermediate and Depot Level Maintenance.....	1,517,191	1,654,567	1,740,704	+223,513	+86,117

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(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Reserve Training.....	124,686	130,714	130,593	+5,897	-121
Environmental Compliance and Restoration.....	19,982	13,745	21,186	+1,204	+7,441
Overseas Contingency Operations/Global War on Terrorism (Defense).....	190,000	---	---	-190,000	---
Subtotal, Operations and Support.....	8,181,253	8,377,740	8,485,146	+303,893	+107,406
(Non-Defense).....	(7,651,253)	(7,847,740)	(7,955,146)	(+303,893)	(+107,406)
(Defense).....	(530,000)	(530,000)	(530,000)	---	---
(Overseas Contingency Operations/Global War on Terrorism).....	(190,000)	---	---	(-190,000)	---
(Other Defense).....	(340,000)	(530,000)	(530,000)	(+190,000)	---
Procurement, Construction, and Improvements:					
Vessels:					
Survey and Design-Vessels and Boats.....	2,500	2,000	6,000	+3,500	+4,000
In-Service Vessel Sustainment.....	91,400	82,600	82,600	-8,800	---
National Security Cutter.....	160,500	31,000	31,000	-129,500	---
Offshore Patrol Cutter.....	312,000	546,000	546,000	+234,000	---
Fast Response Cutter.....	260,000	20,000	260,000	---	+240,000
Cutter Boats.....	15,100	3,800	9,300	-5,800	+5,500
Polar Security Cutter.....	135,000	555,000	555,000	+420,000	---
Inland Waterways and Western River Cutters.....	2,500	25,000	25,000	+22,500	---
Polar Sustainment.....	15,000	15,000	15,000	---	---
Subtotal, Vessels.....	994,000	1,280,400	1,529,900	+535,900	+249,500

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Aircraft:					
HC-144 Conversion/Sustainment.....	17,000	14,000	14,000	-3,000	---
HC-27J Conversion/Sustainment.....	103,200	64,000	64,000	-39,200	---
HC-130J Acquisition/Conversion/Sustainment.....	105,000	10,000	120,000	+15,000	+110,000
HH-65 Conversion/Sustainment Projects.....	50,000	45,000	45,000	-5,000	---
WH-60T Sustainment.....	150,000	20,000	68,000	-82,000	+48,000
Small Unmanned Aircraft Systems.....	9,400	600	600	-8,800	---
Long Range Command and Control Aircraft.....	70,000	---	---	-70,000	---
Subtotal, Aircraft.....	504,600	153,600	311,600	-193,000	+158,000
Other Acquisition Programs:					
Other Equipment and Systems.....	3,500	3,500	3,500	---	---
Program Oversight and Management.....	20,000	20,000	20,000	---	---
CAISR.....	25,156	15,260	15,260	-9,896	---
CG-Logistics Information Management System (CG-LIMS).....	6,400	1,100	1,100	-5,300	---
Cyber and Enterprise Mission Platform.....	14,200	16,500	19,500	+5,300	+3,000
Subtotal, Other Acquisition Programs.....	69,256	56,360	59,360	-9,896	+3,000

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(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Shore Facilities and Aids to Navigation:					
Major Construction; Housing; ATON; and Survey and Design.....	77,550	74,900	266,350	+188,800	+191,450
Major Acquisition Systems Infrastructure.....	122,100	66,831	91,831	-30,269	+25,000
Minor Shore.....	5,000	5,000	5,000	---	---
Subtotal, Shore Facilities and Aids to Navigation.....	204,650	146,731	363,181	+158,531	+216,450
Subtotal, Procurement, Construction, and Improvements.....	1,772,506	1,637,091	2,264,041	+491,535	+626,950
Research and Development.....	4,949	5,276	10,276	+5,327	+5,000
Health Care Fund Contribution (Permanent Indefinite Discretionary).....	205,107	215,787	215,787	+10,680	---
Retired Pay (Mandatory).....	1,802,309	1,869,704	1,869,704	+67,395	---

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
----- Administrative Provisions					
Coast Guard Housing Fund (Sec. 231).....	---	4,000	4,000	+4,000	---
Coast Guard Housing Fund Offsetting Collections.....	---	-4,000	-4,000	-4,000	---
Total, Coast Guard.....	11,966,124	12,105,588	12,844,954	+878,830	+739,356
(Discretionary Funding).....	(10,163,815)	(10,235,894)	(10,875,250)	(+811,435)	(+739,356)
(Non-Defense).....	(9,633,815)	(9,705,894)	(10,445,250)	(+815,435)	(+739,356)
(Discretionary Appropriations).....	(9,633,815)	(9,709,894)	(10,449,250)	(+815,435)	(+739,356)
(Offsetting Collections).....	---	(-4,000)	(-4,000)	(-4,000)	---
(Defense).....	(530,000)	(530,000)	(530,000)	---	---
(OCO/GMOT).....	(190,000)	---	---	(-190,000)	---
(Other Defense).....	(340,000)	(530,000)	(530,000)	(+190,000)	---
(Mandatory Funding).....	(1,802,309)	(1,869,704)	(1,869,704)	(+67,395)	---
Total Gross, Coast Guard.....	11,966,124	12,109,588	12,848,954	+882,830	+739,356

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(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
United States Secret Service 1/					
Operations and Support:					
Protective Operations:					
Protection of Persons and Facilities.....	754,527	---	818,795	+64,268	+818,795
Protective Countermeasures.....	61,756	---	68,182	+6,426	+68,182
Protective Intelligence.....	49,955	---	52,155	+2,200	+52,155
Presidential Campaigns and National Special Security Events.....	155,199	---	83,725	-71,474	+83,725
Subtotal, Protective Operations.....	1,021,437	---	1,022,857	+1,420	+1,022,857
Field Operations:					
Domestic and International Field Operations.....	667,600	---	686,583	+18,983	+686,583
Support for Missing and Exploited Children Investigations.....	6,000	---	6,000	---	+6,000
Support for Computer Forensics Training.....	30,377	---	34,377	+4,000	+34,377
Subtotal, Field Operations.....	703,977	---	726,960	+22,983	+726,960
Basic and In-Service Training and Professional Development.....					
Mission Support.....	110,534	---	114,733	+4,199	+114,733
Subtotal, Operations and Support.....	500,453	---	508,559	+8,106	+508,559
Subtotal, Operations and Support.....	2,336,401	---	2,373,109	+36,708	+2,373,109
Procurement, Construction, and Improvements:					
Protection Assets and Infrastructure.....	85,989	---	51,955	-14,034	+51,955

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(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request

Construction and Facility Improvements.....	1,000	---	1,000	---	+1,000

Subtotal, Procurement, Construction, and Improvements.....	66,989	---	52,955	-14,034	+52,955

Research and Development.....	12,455	---	11,937	-518	+11,937

Total, United States Secret Service.....	2,415,845	---	2,438,001	+22,156	+2,438,001
=====					
Total, Title II, Security, Enforcement, and Investigations.....	42,361,474	41,723,761	43,312,772	+851,298	+1,588,991
(Discretionary Funding).....	(40,559,165)	(39,854,077)	(41,443,068)	(+883,903)	(+1,588,991)
(Non-Defense).....	(40,029,165)	(39,324,077)	(40,813,068)	(+883,903)	(+1,588,991)
(Discretionary Appropriations).....	(42,665,165)	(43,067,016)	(44,096,007)	(+1,430,842)	(+1,028,991)
(Offsetting Collections).....	(-2,866,000)	(-3,182,939)	(-3,182,939)	(-313,939)	---
(Proposals).....	---	(-560,000)	(530,000)	---	(+560,000)
(Overseas Contingency Operations/Global War on Terrorism).....	(190,000)	---	---	(-190,000)	---
(Other Defense).....	(340,000)	(530,000)	(530,000)	(+190,000)	---
(Mandatory Funding).....	(1,802,309)	(1,869,704)	(1,869,704)	(+67,395)	---

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Aviation Security Capital Fund (Mandatory).....	250,000	250,000	250,000	---	---
Fee Funded Programs.....	3,013,145	3,257,467	3,144,980	+131,835	-112,487
Total Gross, Title II -Security, Enforcement, and Investigations.....	48,493,619	48,974,167	49,690,691	+1,397,072	+916,504
=====					
TITLE III - PROTECTION, PREPAREDNESS, RESPONSE, AND RECOVERY					
Cybersecurity and Infrastructure Security Agency					
Operations and Support:					
Cybersecurity:					
Cyber Readiness and Response.....	367,063	---	---	-367,063	---
Cyber Infrastructure Resilience.....	86,535	---	---	-86,535	---
Federal Cybersecurity.....	493,668	---	---	-493,668	---
Subtotal, Cybersecurity.....	947,266	---	---	-947,266	---
=====					
Cyber Operations:					
Strategy and Performance.....	---	3,434	3,295	+3,295	-139
Threat Hunting.....	---	116,502	160,451	+160,451	+43,949
Vulnerability Management.....	---	147,856	145,053	+145,053	+2,803
Capacity Building.....	---	101,921	121,744	+121,744	+19,823
Operational Planning and Coordination.....	---	37,764	69,746	+69,746	+31,982
Subtotal, Cyber Operations.....	---	407,497	500,289	+500,289	+92,792
=====					

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Technology and Services:					
Cybersecurity Services.....	---	7,870	7,790	+7,790	-80
Continuous Diagnostics and Mitigation.....	---	107,384	110,647	+110,647	+3,263
National Cybersecurity Protection System.....	---	278,924	300,188	+300,188	+21,264
Subtotal, Technology and Services.....	---	394,178	418,625	+418,625	+24,447
Subtotal, Cybersecurity.....	947,266	801,675	918,914	-28,352	+117,239
Infrastructure Security:					
Infrastructure Capacity Building.....	147,901	---	---	-147,901	---
Infrastructure Security Compliance.....	75,511	---	---	-75,511	---
Infrastructure Assessments and Security: Strategy and Performance.....	---	1,969	4,353	+4,353	+2,384
Security Programs.....	---	19,871	24,634	+24,634	+4,763
CISA Exercises.....	---	12,122	14,693	+14,693	+2,571
Assessments and Infrastructure Information.....	---	36,928	45,294	+45,294	+8,366
Bombing Prevention.....	---	17,217	23,632	+23,632	+6,415
Subtotal, Infrastructure Assessments and Security.....	---	88,107	112,906	+112,906	+24,799
Chemical Security.....	---	---	44,304	+44,304	+44,304
Subtotal, Infrastructure Security.....	223,412	88,107	157,210	-66,202	+69,103

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Emergency Communications:					
Emergency Communications Preparedness	54,338	51,549	51,262	-3,076	-287
Priority Telecommunications Service: GETS/WPS/GRAS/TSP	56,269	56,362	56,313	+44	-49
Next Generation Networks Priority Services	8,394	8,519	8,482	+88	-37
Subtotal, Priority Telecommunications Services	64,663	64,881	64,795	+132	-86
Subtotal, Emergency Communications	119,001	116,430	116,057	-2,944	-373
Integrated Operations:					
Cyber and Infrastructure Analysis	109,901	---	---	-109,901	---
Critical Infrastructure Situational Awareness (Defense)	26,735 (24,329)	---	---	-26,735 (-24,329)	---
Stakeholder Engagement and Requirements (Defense)	42,511 (38,260)	---	---	-42,511 (-38,260)	---
Strategy, Policy and Plans (Defense)	12,726 (9,399)	---	---	-12,726 (-9,399)	---
Regional Operations:					
Coordination and Service Delivery	---	12,688	7,434	+7,434	-5,264
Security Advisors	---	82,407	66,020	+66,020	-16,387
Chemical Inspectors	---	---	30,445	+30,445	+30,445
Subtotal, Regional Operations	---	95,105	103,899	+103,899	+8,794

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	FY 2020 Enacted	FY 2021 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
Operations Coordination and Planning:					
Operations Center.....	---	58,663	59,835	+59,835	+1,172
Intelligence.....	---	4,761	4,577	+4,577	-184
Planning and Readiness.....	---	1,825	1,715	+1,715	-110
Business Continuity and Emergency Preparedness	---	6,339	6,278	+6,278	-61
Subtotal, Operations Coordination and Planning.....	---	71,588	72,405	+72,405	+817
Subtotal, Integrated Operations.....	191,873	166,693	176,304	-15,569	+9,611
Risk Management Operations:					
National Infrastructure Simulation Analysis Center.....	---	9,055	22,793	+22,793	+13,738
Infrastructure Analysis.....	---	77,263	84,483	+84,483	+7,220
Subtotal, Risk Management Operations.....	---	86,318	107,276	+107,276	+20,958
Stakeholder Engagement and Requirements:					
Sector Specific Agency Management.....	---	14,756	17,654	+17,654	+2,898
Council Management.....	---	7,954	7,891	+7,891	-63
Stakeholder Engagement.....	---	13,136	16,543	+16,543	+5,407
International Affairs.....	---	1,974	1,637	+1,637	-37
(Defense).....	---	(1,105)	(1,080)	(+1,080)	(-25)
Subtotal, Stakeholder Engagement and Requirements.....	---	37,520	45,725	+45,725	+8,205

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Mission Support:					
Management and Business Activities.....	84,677	103,725	107,515	+22,838	+3,790
(Defense).....	(26,250)	(45,328)	(46,984)	(+20,734)	(+1,656)
External Affairs.....	---	7,371	7,245	+7,245	-126
(Defense).....	---	(3,221)	(3,166)	(+3,166)	(-55)
Privacy.....	---	2,829	2,792	+2,792	-37
(Defense).....	---	(1,236)	(1,220)	(+1,220)	(-16)
Strategy, Policy, and Plans.....	---	11,314	11,174	+11,174	-140
(Defense).....	---	(7,467)	(7,375)	(+7,375)	(-92)
National Services Support Facility Management.....	---	1,739	10,125	+10,125	+8,386
(Defense).....	---	(760)	(4,425)	(+4,425)	(+3,665)
Chief Technology Officer.....	---	14,167	1,729	+1,729	-12,438
(Defense).....	---	(6,191)	(756)	(+756)	(-5,435)
Subtotal, Mission Support.....	84,677	141,145	140,580	+55,903	-565
Subtotal, Operations and Support.....	1,566,229	1,437,868	1,662,066	+95,837	+224,178
Procurement, Construction, and Improvements:					
Cybersecurity Diagnostics and Mitigation.....	213,514	174,350	214,350	+836	+40,000
National Cybersecurity Protection System.....	165,838	91,170	91,170	-74,668	---
Subtotal, Cybersecurity.....	379,352	265,520	305,520	-73,832	+40,000

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Emergency Communications:					
Next Generation Networks Priority Services.....	50,729	41,158	41,158	-9,571	---
Infrastructure Security:					
CISA Gateway.....	4,881	6,801	6,801	+1,920	---
Subtotal, Procurement, Construction, and Improvements.....	434,962	313,479	353,479	-81,483	+40,000
Research and Development:					
Infrastructure Security.....	1,216	1,216	1,216	---	---
Risk Management.....	13,215	5,215	8,215	-5,000	+3,000
Subtotal, Research and Development.....	14,431	6,431	9,431	-5,000	+3,000
Total, Cybersecurity and Infrastructure Security Agency.....					
(Non-Defense).....	2,015,622	1,757,798	2,024,976	+9,354	+267,178
(Defense).....	(69,411)	(83,850)	(83,489)	(+14,078)	(-361)
	(1,946,211)	(1,873,948)	(1,941,487)	(-4,724)	(+267,639)
Federal Emergency Management Agency					
Operations and Support:					
Regional Operations.....	165,277	178,911	174,804	+9,527	-4,107
Ritigation.....	41,113	43,539	43,038	+1,925	-501
Preparedness and Protection.....	146,453	151,647	155,213	+6,760	+3,566

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Response and Recovery:					
Response.....	196,155	195,950	196,155	+6,041	+205
(Urban Search and Rescue).....	(37,832)	---	(37,832)	---	(+37,832)
Recovery.....	49,013	52,792	51,670	+2,657	-1,122
Mission Support.....	508,229	511,356	508,402	+173	-2,954
Subtotal, Operations and Support.....	1,102,199	1,134,195	1,129,282	+27,063	-4,913
(Defense).....	(50,673)	(49,155)	(55,348)	(+4,675)	(+6,193)
Procurement, Construction, and Improvements:					
Operational Communications/Information Technology.....	15,620	11,862	11,862	-3,758	---
Construction and Facility Improvements.....	59,196	30,816	47,598	-11,598	+16,982
Mission Support, Assets, and Infrastructure.....	58,547	44,025	46,525	-12,022	+2,500
Subtotal, Procurement, Construction, and Improvements.....	133,363	86,503	105,985	-27,378	+19,482
(Defense).....	(46,116)	(25,358)	(25,740)	(-20,376)	(+382)
Federal Assistance:					
Grants:					
State Homeland Security Grant Program.....	560,000	331,939	610,000	+50,000	+278,061
(Operation Stonegarden).....	(90,000)	---	(90,000)	---	(+90,000)
Tribal Security.....	(15,000)	---	(15,000)	---	(+15,000)
(Nonprofit Security).....	(40,000)	---	(40,000)	---	(+90,000)
Urban Area Security Initiative.....	685,000	426,461	705,000	+40,000	+278,539
(Nonprofit Security).....	(90,000)	---	(90,000)	(+40,000)	(+90,000)

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Public Transportation Security Assistance.....	100,000	36,358	100,000	---	+63,642
(Amtrak Security).....	(10,000)	---	(10,000)	---	(+10,000)
(Over-the-Road Bus Security).....	(2,000)	---	(2,000)	---	(+2,000)
Port Security Grants.....	100,000	36,358	100,000	---	+63,642
Assistance to Firefighter Grants.....	355,000	344,344	360,000	+5,000	+15,656
Staffing for Adequate Fire and Emergency Response (SAFER) Grants.....	355,000	344,344	360,000	+5,000	+15,656
Emergency Management Performance Grants.....	355,000	279,335	355,000	---	+75,665
National Security and Resilience Grant.....	---	406,909	---	---	-406,909
Flood Hazard Mapping and Risk Analysis Program.....	263,000	100,000	263,000	---	+163,000
Regional Catastrophic Preparedness Grants.....	10,000	---	12,000	+2,000	+12,000
High Hazard Potential Dams.....	10,000	---	12,000	+2,000	+12,000
Emergency Food and Shelter.....	125,000	---	130,000	+5,000	+130,000
Targeted Violence and Terrorism Prevention Grants.....	---	20,000	---	---	-20,000
Subtotal, Grants.....	2,898,000	2,326,048	3,007,000	+109,000	+680,952
Targeted Violence and Terrorism Prevention Grants (by transfer).....	(10,000)	---	(20,000)	(+10,000)	(+20,000)
Alternatives to Detention Case Management Pilot Grants (by transfer).....	---	---	(5,000)	(+5,000)	(+5,000)
Gross Subtotal, Grants.....	2,908,000	2,326,048	3,032,000	+124,000	+706,952

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Education, Training, and Exercises:					
Center for Domestic Preparedness.....	66,796	67,326	67,019	+223	-307
Center for Homeland Defense and Security.....	18,000	---	18,000	---	+18,000
Emergency Management Institute.....	20,998	20,229	21,520	+522	+1,291
U.S. Fire Administration.....	46,844	49,716	49,269	+2,425	-447
National Domestic Preparedness Consortium.....	101,000	---	101,000	---	+101,000
Continuing Training Grants.....	8,000	---	12,000	+4,000	+12,000
National Exercise Program.....	18,829	19,233	19,084	+255	-149
Subtotal, Education, Training, and Exercises.....	280,467	156,504	287,892	+7,425	+131,388
Subtotal, Federal Assistance.....	3,178,467	2,482,552	3,294,892	+116,425	+812,340
(by transfer).....	(10,000)	---	(25,000)	(+15,000)	(+25,000)
Gross Subtotal, Federal Assistance.....	3,188,467	2,482,552	3,319,892	+131,425	+837,340
Disaster Relief Fund:					
Base Disaster Relief.....	511,147	593,417	---	-511,147	-593,417
Disaster Relief Category.....	17,352,112	5,059,949	17,142,000	-210,112	+12,082,051
Subtotal, Disaster Relief Fund.....	17,863,259	5,653,366	17,142,000	-721,259	+11,488,634

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National Flood Insurance Fund:					
Floodplain Management and Mapping.....	192,777	190,508	190,508	-2,271	---
Mission Support.....	14,005	13,908	13,908	-99	---
Subtotal, National Flood Insurance Fund.....	206,782	204,412	204,412	-2,370	---
Offsetting Fee Collections.....	-206,782	-204,412	-204,412	+2,370	---

Radiological Emergency Preparedness Program:					
Operating Expenses.....	32,630	33,360	34,000	+1,370	+640
Offsetting Collections.....	-33,630	-33,360	-34,000	-370	-640
Total, Federal Emergency Management Agency.....	22,276,288	9,356,616	21,672,159	-604,129	+12,315,543
(Non-Defense).....	(22,179,499)	(9,282,103)	(21,591,071)	(-588,428)	(+12,308,968)
(Discretionary Appropriations).....	(5,067,799)	(4,459,926)	(4,687,483)	(-380,316)	(+227,557)
(Offsetting Collections).....	(-240,412)	(-237,772)	(-238,412)	(+2,000)	(-640)
(Disaster Relief Category).....	(17,352,112)	(5,059,949)	(17,142,000)	(-210,112)	(+12,082,051)
(Defense).....	(96,789)	(74,513)	(81,088)	(-15,701)	(+46,575)
(By transfer).....	(10,000)	---	(25,000)	(-15,000)	(+25,000)

Total Gross, Federal Emergency Management Agency.....	22,526,700	9,594,388	21,935,571	-591,129	+12,341,183

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
=====					
Total, Title III, Protection, Preparedness, Response, and Recovery.....	24,281,910	11,114,414	23,697,135	-584,775	+12,582,721
(Non-Defense).....	(22,248,910)	(9,365,953)	(21,674,560)	(-574,350)	(+12,308,607)
(Discretionary Appropriations).....	(5,137,210)	(4,543,776)	(4,770,972)	(-366,238)	(+227,196)
(Offsetting Collections).....	(-240,412)	(-237,772)	(-238,412)	(+2,000)	(-640)
(Disaster Relief Category).....	(17,352,112)	(5,059,949)	(17,142,000)	(-210,112)	(+12,082,051)
(Defense).....	(2,043,000)	(1,748,461)	(2,022,575)	(-20,425)	(+274,114)
(By transfer).....	(10,000)	---	(25,000)	(+15,000)	(+25,000)
=====					
Total Gross, Title III - Protection, Preparedness, Response, and Recovery.....	24,542,322	11,352,186	23,960,547	-581,775	+12,608,361
=====					
TITLE IV - RESEARCH, DEVELOPMENT, TRAINING, AND SERVICES					
U.S. Citizenship and Immigration Services					
Operations and Support:					
Employment Status Verification.....	122,395	118,676	117,790	-4,605	-886
Federal Assistance.....	10,000	---	10,000	---	+10,000
=====					

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Fee Funded Programs:					
Immigration Examinations Fee Account:					
Adjudication Services:					
District Operations.....	(1,934,033)	(2,044,162)	(2,044,162)	(+110,129)	---
(Immigrant Integration Grants).....	---	(10,000)	---	---	(-10,000)
Service Center Operations.....	(746,667)	(826,737)	(826,737)	(+80,050)	---
Asylum, Refugee, and International Operations.....	(349,295)	(372,392)	(372,392)	(+23,057)	---
Records Operations.....	(155,150)	(157,271)	(157,271)	(+2,121)	---
Premium Processing (Including Transformation).....	(688,190)	(666,725)	(666,725)	(+8,535)	---
Subtotal, Adjudication Services.....	(3,843,355)	(4,067,267)	(4,067,267)	(+223,932)	---
Information and Customer Services:					
Operating Expenses.....	(125,335)	(125,452)	(125,452)	(+117)	---
Administration.....	(651,808)	(632,106)	(632,106)	(-19,702)	---
Systematic Alien Verification for Entitlements (SAVE).....	(34,868)	(37,139)	(37,139)	(+2,271)	---
Subtotal, Immigration Examinations Fee Account..	(4,665,366)	(4,861,964)	(4,861,964)	(+206,616)	---
H1-B Non-Immigrant Petitioner Account:					
Adjudication Services.....	(15,000)	(20,000)	(20,000)	(+5,000)	---
Service Center Operations.....	---	---	---	---	---

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	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Fraud Prevention and Detection Account:					
Adjudication Services:					
District Operations.....	(27,773)	(28,703)	(28,703)	(+930)	---
Service Center Operations.....	(20,377)	(20,878)	(20,878)	(+501)	---
Asylum and Refugee Operating Expenses.....	(308)	(308)	(308)	---	---
Subtotal, Fraud Prevention and Detection Account	(48,458)	(49,889)	(49,889)	(+1,431)	---
Subtotal, Fee Funded Programs.....	(4,718,824)	(4,831,873)	(4,831,873)	(+213,049)	---
Total, U.S. Citizenship and Immigration Services (Discretionary Appropriations).....	132,395	118,676	127,790	-4,605	+9,114
(Changes in Mandatory Programs).....	(132,395)	(118,676)	(127,790)	(-4,605)	(+9,114)
Fee Funded Programs.....	4,718,824	4,931,873	4,931,873	+213,049	---
Total Gross, U.S. Citizenship and Immigration Services.....	4,851,219	5,050,548	5,059,663	+208,444	+9,114
Federal Law Enforcement Training Centers					
Operations and Support:					
Law Enforcement Training.....	263,709	275,839	284,392	+20,683	+8,553
Mission Support.....	29,288	29,640	29,956	+668	+316
Subtotal, Operations and Support.....	292,997	305,479	314,348	+21,351	+8,869

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Procurement, Construction, and Improvements:					
Construction and Facility Improvements.....	58,173	26,000	26,000	-32,173	---
Total, Federal Law Enforcement Training Centers.....	351,170	331,479	340,348	-10,822	+8,869
Science and Technology Directorate					
Operations and Support:					
Laboratory Facilities.....	122,722	123,030	122,816	+94	-214
Acquisition and Operations Analysis.....	48,510	53,472	57,286	+8,786	+3,824
Mission Support.....	143,632	108,287	122,591	-21,041	+14,304
Subtotal, Operations and Support.....	314,864	284,789	302,703	-12,161	+17,914
Procurement, Construction, and Improvements					
Laboratory Facilities.....	---	18,927	18,927	+18,927	---
Research and Development:					
Research, Development, and Innovation.....	381,911	318,267	399,417	+17,506	+81,150
University Programs.....	40,500	21,746	44,511	+4,011	+22,765
Subtotal, Research and Development.....	422,411	340,013	443,928	+21,517	+103,915
Total, Science and Technology Directorate.....	737,275	643,729	765,558	+28,283	+121,829

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Countering Weapons of Mass Destruction Office					
Operations and Support:					
Mission Support.....	85,380	83,485	82,927	-2,453	-558
Capability and Operations Support.....	94,087	89,390	96,965	+2,878	+7,575
Subtotal, Operations and Support.....	179,467	172,875	179,892	+425	+7,017
Procurement, Construction, and Improvements:					
Large Scale Detection Systems.....	91,988	60,798	60,798	-31,190	---
Portable Detection Systems.....	27,000	26,615	26,615	-385	---
Subtotal, Procurement, Construction, and Improvements.....	118,988	87,413	87,413	-31,575	---
Research and Development:					
Transformational R&D/Technical Forensics	21,081	23,892	23,892	+2,811	---
Technical Forensics.....	7,100	---	7,100	---	+7,100
Subtotal, Transformational R&D/Technical Forensics.....	28,181	23,892	30,992	+2,811	+7,100
Detection Capability Development and Rapid Capabilities.....	33,000	24,317	24,317	-8,683	---
Detection Capability Development.....					

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Rapid Capabilities.....	8,000	10,000	10,000	+2,000	---
Subtotal, Detection Capability Development and Rapid Capabilities.....	41,000	34,317	34,317	-6,683	---
Subtotal, Research and Development.....	69,181	58,209	65,309	-3,872	+7,100
Federal Assistance:					
Capability Building:					
Training, Exercises, and Readiness.....	14,470	14,470	14,470	---	---
Securing the Cities.....	24,640	13,640	24,640	---	+11,000
Biological Support.....	25,553	30,553	30,553	+5,000	---
Subtotal, Capability Building.....	64,663	58,663	69,663	+5,000	+11,000
Total, Countering Weapons of Mass Destruction...	432,299	377,160	402,277	-30,022	+25,117
Total, Title IV, Research and Development, Training, and Services.....	1,653,139	1,471,044	1,635,973	-17,166	+164,929
Fee Funded Programs.....	4,718,824	4,931,873	4,931,873	+213,049	---
Total Gross, title IV, Research and Development, Training, and Services.....	4,718,824	4,931,873	4,931,873	+213,049	---

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TITLE V - GENERAL PROVISIONS					
Presidential Residence Protection Assistance (Sec. 526).....			12,700	-28,300	+12,700
TSA Operations and Support (P.L. 116-6) (FY19) (rescission).....	41,000	---	---	+42,379	---
TSA Procurement, Construction, and Improvements (P.L. 116-6) (FY19) (rescission).....	-42,379	---	---	+5,764	---
Coast Guard Alteration of Bridges (070 x 0614) (Rescission).....	-5,764	---	---	-1,718	-1,718
Coast Guard PC&I (P.L. 116-93) (FY20) (rescission).....	---	---	-1,718	---	+70,000
Coast Guard ROT&E (P.L. 115-141) (FY18) (rescission).....	---	-70,000	---	+5,000	---
USCIS Procurement, Construction, and Improvements (P.L. 116-6) (rescission).....	-5,000	---	---	-8,200	-8,200
CBP PC&I Electronic Health Records (P.L. 116-93) (FY20) (transfer out) (emergency) (Sec. 534).....	---	---	-20,000	-27,036	-27,036
CBP PC&I (FY18) (P.L. 115-141) (rescission).....	-20,000	---	-27,036	+91,000	---
CBP O&S two year (FY19) (rescission).....	-81,000	---	---	+38,000	---
CBP PC&I (FY19) (P.L. 116-6) (rescission).....	-38,000	---	---	-6,000	-6,000
CBP Construction 70X0532 (rescission).....	---	---	-15,000	-15,000	-15,000
CBP BSFII 70X0533 (rescission) (Sec. 536).....	---	---	---	-3,098	-3,098
ICE Construction and Facilities Management (070 X 0545) (rescission).....	---	---	-3,098	658	658
ICE Automation Modernization (070 X 0543) (rescission).....	---	---	---	(20,000)	(20,000)
CNWD PC&I (by transfer) (emergency) (Sec. 534).....	---	---	(20,000)	+2,461	+2,461
DHS Lapsed Balances (non-defense) (rescission).....	-18,534	---	-16,053	-1,575	-1,575
DHS Lapsed Balances (defense) (rescission).....	---	---	-1,575	---	---
PERA Disaster Relief Fund (DRP) (rescission).....	-300,000	---	---	+300,000	---

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
CBP Humanitarian Assistance (P.L. 116-26)(FY 19)					
(rescission of emergency funding).....	-233,000	---	840,000	+233,000	---
CBP OFO Fee Shortfall (emergency) (Sec 541).....	---	---	---	+840,000	+840,000
Total, Title V, General Provisions.....	-712,677	-70,000	773,362	+1,486,039	+843,362
(Discretionary Funding).....	(-712,677)	(-70,000)	(773,362)	(+1,486,039)	(+843,362)
(Discretionary Appropriations).....	(41,000)	---	(12,700)	(-28,300)	(+12,700)
(Emergency Funding).....	---	---	(840,000)	(+840,000)	(+840,000)
(Rescissions).....	(-520,677)	(-70,000)	(-79,338)	(+441,339)	(-9,338)
(Non-Defense).....	(-520,677)	(-70,000)	(-77,763)	(+442,914)	(-7,763)
(Defense).....	---	---	(-1,575)	(-1,575)	(-1,575)
(Rescissions of Emergency Funding).....	(-233,000)	---	---	(+233,000)	---
(By transfer) (Emergency).....	---	---	20,000	+20,000	+20,000
(Transfer out) (Emergency).....	---	---	(-20,000)	(-20,000)	(-20,000)

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Grand Total.....	69,810,421	56,641,661	71,726,704	+1,916,283	+15,085,043
(Discretionary Funding).....	(68,098,112)	(54,771,957)	(69,857,000)	(+1,848,868)	(+15,085,043)
(Non-Defense).....	(65,435,112)	(52,493,496)	(67,306,000)	(+1,870,868)	(+14,812,504)
(Appropriations).....	(53,273,019)	(53,073,006)	(54,411,862)	(+1,138,843)	(+1,338,856)
(Emergency Appropriations).....	(233,000)	---	(840,000)	(+607,000)	(+940,000)
(Offsetting Collections).....	(-4,689,342)	(-5,009,459)	(-5,010,099)	(-340,757)	(-640)
(proposals).....	---	(-560,000)	---	---	(+560,000)
(Disaster Relief Category).....	(17,352,112)	(5,059,949)	(17,142,000)	(-210,112)	(+12,082,051)
(Changes in Mandatory Programs).....	---	---	---	---	---
(Rescissions).....	(-520,677)	(-70,000)	(-77,763)	(+442,914)	(-7,763)
(Rescissions of Emergency Funding).....	(-233,000)	---	---	(+233,000)	---
(Defense).....	(2,573,000)	(2,278,461)	(2,451,000)	(-22,000)	(+272,539)
(Overseas Contingency on Operations/Global War on Terrorism).....	(190,000)	---	---	(-190,000)	---
(Other Defense).....	(2,383,000)	(2,278,461)	(2,452,575)	(+169,575)	(+274,114)
(Rescissions).....	---	---	(-1,575)	(-1,575)	(-1,575)
(Mandatory Funding).....	(1,802,309)	(1,869,704)	(1,869,704)	(+67,395)	---
(By transfer).....	10,000	---	25,000	+15,000	+25,000
(By transfer) (emergency).....	---	---	20,000	+20,000	+20,000
(Transfer out).....	-10,000	---	-25,000	-15,000	-25,000
(Transfer out) (emergency).....	---	---	-20,000	-20,000	-20,000
Aviation Security Capital Fund.....	250,000	250,000	250,000	---	---
Fee Funded Programs.....	7,731,969	8,169,340	8,076,853	+344,864	-112,487
Total Gross, Grand Total.....	82,461,732	70,650,460	85,063,656	+2,601,924	+14,413,196

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
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1/ The President's Budget proposes funding the Secret Service in the Financial Services Bill

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Grand Total.....	69,810,421	56,641,661	71,726,704	+1,916,283	+15,085,043
(Discretionary Funding).....	(68,098,112)	(54,771,957)	(69,857,000)	(+1,848,868)	(+15,085,043)
(Non-Defense).....	(65,435,112)	(52,493,496)	(67,306,000)	(+1,870,868)	(+14,812,504)
(Appropriations).....	(53,273,019)	(53,073,006)	(54,411,862)	(+1,138,843)	(+1,338,856)
(Emergency Appropriations).....	(233,000)	---	(840,000)	(+607,000)	(+940,000)
(Offsetting Collections).....	(-4,689,342)	(-5,009,459)	(-5,010,099)	(-340,757)	(-640)
(proposals).....	---	(-560,000)	---	---	(+560,000)
(Disaster Relief Category).....	(17,352,112)	(5,059,949)	(17,142,000)	(-210,112)	(+12,082,051)
(Changes in Mandatory Programs).....	---	---	---	---	---
(Rescissions).....	(-520,677)	(-70,000)	(-77,763)	(+442,914)	(-7,763)
(Rescissions of Emergency Funding).....	(-233,000)	---	---	(+233,000)	---
(Defense).....	(2,573,000)	(2,278,461)	(2,451,000)	(-22,000)	(+272,539)
(Overseas Contingency on Operations/Global War on Terrorism).....	(190,000)	---	---	(-190,000)	---
(Other Defense).....	(2,383,000)	(2,278,461)	(2,452,575)	(+169,575)	(+274,114)
(Rescissions).....	---	---	(-1,575)	(-1,575)	(-1,575)
(Mandatory Funding).....	(1,802,309)	(1,869,704)	(1,869,704)	(+67,395)	---
(By transfer).....	10,000	---	25,000	+15,000	+25,000
(By transfer) (emergency).....	---	---	20,000	+20,000	+20,000
(Transfer out).....	-10,000	---	-25,000	-15,000	-25,000
(Transfer out) (emergency).....	---	---	-20,000	-20,000	-20,000
Aviation Security Capital Fund.....	250,000	250,000	250,000	---	---
Fee Funded Programs.....	7,731,969	8,169,340	8,076,853	+344,864	-112,487
Total Gross, Grand Total.....	82,461,732	70,650,460	85,063,656	+2,601,924	+14,413,196

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2021
(Amounts in thousands)

	FY 2020 Enacted	FY 2021 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
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1/ The President's Budget proposes funding the Secret Service in the Financial Services Bill